

## RECORD OF PROCEEDINGS

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MINUTES OF THE SPECIAL MEETING OF  
THE MULBERRY  
METROPOLITAN DISTRICT NOS. 1-6  
HELD  
May 18, 2023

The Special Meeting of the Boards of Directors of Mulberry Metropolitan District Nos. 1-6 was held via videoconference, on Thursday, May 18, 2023, at 9:00 a.m.

ATTENDANCE      Directors in Attendance:  
Patrick McMeekin  
Landon Hoover  
Jason Stansberry

Directors Absent were:  
Kara Hoover (Excused)  
Mike Welty (Excused)

Also in Attendance:  
Robert G. Rogers and Eve Velasco; White Bear Ankele Tanaka & Waldron  
Andrew Kunkel, Sarah Bromley, Kevin Mitts, Brendan Campbell, Stanley  
Holder and Doug Campbell; Pinnacle Consulting Group, Inc.  
Taralee Jackson; Hartford Homes  
Barrett Marrocco; Independent District Engineering Services

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ADMINISTRATIVE      The Special Meeting of the Boards of Directors (collectively, the “Boards”)  
ITEMS                      of Mulberry Metropolitan District Nos. 1-6 (collectively, the “Districts”) was  
called to order by Director McMeekin at 9:03 a.m.

Declaration of Quorum/Director Qualifications/Disclosure of Potential  
Conflicts of Interest: Director McMeekin noted that a quorum was present.  
All Board Members confirmed their qualification to serve on the Boards. Ms.  
Velasco advised the Boards that pursuant to Colorado law, certain disclosures  
by Board Members might be required prior to taking official action at a  
meeting. Ms. Velasco reported that disclosures for those Board Members that  
provided White Bear Ankele Tanaka & Waldron with notice of potential or  
existing conflicts of interest were filed with the Secretary of State’s Office  
and the Boards at least 72 hours prior to the meeting, in accordance with  
Colorado law, and those disclosures were acknowledged by the Boards. Ms.  
Velasco inquired into whether the members of the Boards had any additional  
disclosures of potential or existing conflicts of interest regarding any matters  
scheduled for discussion at the meeting. No additional disclosures were noted.  
Additionally, the Board Members determined that the participation of the  
members’ present was necessary to obtain a quorum or otherwise enable the  
Boards to act.

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## RECORD OF PROCEEDINGS

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AGENDA The Boards reviewed the agenda. Upon motion duly made by Director L. Hoover, seconded by Director Stansberry and, upon vote, unanimously carried, it was

**RESOLVED** to approve the agenda, as presented.

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ELECTION OF OFFICERS Ms. Velasco reviewed with the Board the various structures allowable by State Statute. Following review and discussion, upon a motion duly made by Director Stansberry, seconded by Director L. Hoover, and upon vote, unanimously carried, it was

**RESOLVED** to appoint the following slate of officers:

- Patrick McMeekin, President
  - Landon Hoover, Treasurer & Secretary
  - Kara Hoover, Assistant Secretary
  - Jason Stansberry, Assistant Secretary
  - Mike Welty, Assistant Secretary
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PUBLIC COMMENT There were no Public Comments received.

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DIRECTOR COMMENTS There were no Director Comments.

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CONSENT AGENDA ITEMS Director McMeekin reviewed the items on the consent agenda with the Boards. Ms. Velasco advised the Boards that any item may be removed from the consent agenda to the regular agenda upon the request of any director. No items were requested to be removed from the consent agenda. Upon a motion duly made by Director Stanberry and seconded by Director L. Hoover, the following items on the consent agenda were unanimously approved, ratified, and adopted:

- A. Minutes - April 19, 2023, Special Meeting.
  - B. Ratification of Payables.
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DISTRICT MANAGER ITEMS Implementation of O&M Fees: Mr. Campbell discussed the implementation of O&M Fees with the Boards and answered questions.

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CAPITAL INFRASTRUCTURE ITEMS Resolution Regarding Acceptance of District Eligible Costs (Cost Certification Report #5): Mr. Marrocco presented the Engineer's Cost Certification Report #5 to the Boards of District Nos. 1 and 2. Ms. Velasco presented the Resolution Regarding Acceptance of District Eligible Costs (Cost Certification Report #5) to the Boards of District Nos. 1 and 2 and

## RECORD OF PROCEEDINGS

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answered questions. Following review and discussion, upon motion duly made by Director L. Hoover, seconded by Director Stansberry and, upon vote, unanimously carried, it was

**RESOLVED** by the Boards of District Nos. 1 and 2 to approve the Resolution Regarding Acceptance of District Eligible Costs (Cost Certification Report #5) as presented.

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FINANCIAL ITEMS Finance Manager's Report: Mr. Campbell noted the forthcoming requisition from the Project Funds and answered questions.

Delegation of Authority for Approval of District Audit: Ms. Velasco requested the Boards of District Nos. 1 and 2 consider delegating authority to a Director to review and approve the audits to facilitate filing ahead of the statutory deadline. Following discussion, upon motion duly made by Director Stansberry, seconded by Director L. Hoover and, upon vote, unanimously carried, it was

**RESOLVED** by the Boards of District Nos. 1 and 2 to delegate authority to Director McMeekin to review and approve the Audit, subject to ratification by the Boards.

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LEGAL ITEMS International Boulevard Water Line Replacement Reimbursement Agreement with East Larimer County Water District: Director McMeekin provided background on the International Boulevard Water Line Replacement Reimbursement Agreement with East Larimer County Water District and noted that he recommends approval. Mr. Rogers provided additional information on the agreement. Following review and discussion, upon motion duly made by Director L. Hoover, seconded by Director Stansberry and, upon vote, unanimously carried, it was

**RESOLVED** to approve the International Boulevard Water Line Replacement Reimbursement Agreement with East Larimer County Water District.

Amendment to East Larimer County Water District Raw Water Purchase Agreement: Mr. Rogers presented an Amendment to East Larimer County Water District Raw Water Purchase Agreement and noted a change in the purchase price due to changing and increasing water prices. Following review and discussion, upon motion duly made by Director L. Hoover, seconded by Director Stansberry and, upon vote, unanimously carried, it was

**RESOLVED** to approve the Amendment to East Larimer County Water District Raw Water Purchase Agreement and to delegate authority to Director McMeekin to take such actions needed to finalize the closing

## RECORD OF PROCEEDINGS

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outlined in the agreement.

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DIRECTOR ITEMS There were no Director Items brought in front of the Boards.

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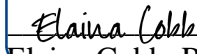
OTHER ITEMS There were no Other Items brought in front of the Boards.

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ADJOURNMENT Upon motion duly made by Director McMeekin, seconded by Director L. Hoover, the meeting was adjourned at 9:16 a.m.

The foregoing minutes constitute a true and correct copy of the minutes of the above referenced meeting and was approved by the Boards of Directors of Mulberry Metropolitan District Nos. 1-6.

Respectfully submitted,

DocuSigned by:  
  
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Elaine Cobb, Recording Secretary