

## RECORD OF PROCEEDINGS

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### MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE EASTPARK70 METROPOLITAN DISTRICT (THE “DISTRICT”) HELD AUGUST 8, 2024

A special meeting of the Board of Directors of the EastPark70 Metropolitan District (referred to hereafter as the “Board”) was convened on Thursday August 8, 2024, at 10:00 a.m. via videoconference/teleconference (Zoom). The meeting was open to the public.

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#### **ATTENDANCE**

##### **Directors In Attendance Were:**

Nathan J. Miles, President  
Kasia Minor, Treasurer  
Tyler Butterworth, Assistant Secretary

##### **Also, In Attendance Were:**

David Solin, Diana Garcia and James Ruthven; Special District Management Services, Inc. (SDMS)

Elisabeth A. Cortese, Esq. and Tim O’Connor, Esq.; McGeady Becher Cortese Williams P.C.

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#### **ADMINISTRATIVE MATTERS**

**Disclosures of Potential Conflicts of Interest:** The Board discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting, and incorporated for the record those applicable disclosures made by the Board members prior to this meeting in accordance with statute. It was noted by Attorney Cortese that disclosures of potential conflicts of interest were filed with the Secretary of State for all directors, and no additional conflicts were disclosed at the meeting.

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**Confirmation of Meeting Location/Posting of Notice:** The Board entered into a discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. It was noted that the meeting was being held via videoconference/teleconference and that notice of the time, date and location was duly posted and that no objections to the location or any requests that the meeting place be changed by taxpaying electors within the District’s boundaries have been received.

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**Agenda:** The Board reviewed the Agenda for the meeting.

Following discussion, upon motion duly made by Director Miles, seconded by Director Butterworth, and upon vote unanimously carried, the Board approved the Agenda.

**Board Resignations:** The Board acknowledged the resignation of Carter Love effective May 24, 2024 and Nathan J. Miles to be effective as of August 16, 2024.

Following discussion, upon motion duly made by Director Miles, seconded by Director Butterworth, and upon vote unanimously carried, the Board acknowledged the resignations of Carter Love and Nathan J. Miles.

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### **PUBLIC COMMENT**

There were no public comments.

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### **FINANCIAL MATTERS**

**Public Hearing on Amendment to 2023 Budget:** Director Miles opened the public hearing to consider an amendment to the 2023 Budget.

It was noted that publication of a Notice stating that the Board would consider amendment of the 2023 Budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the District. No written objections were received prior to the public hearing.

No public comments were received, and the public hearing was closed.

Following discussion, upon motion duly made by Director Butterworth, seconded by Director Miles, and upon vote unanimously carried, the Board adopted the Resolution to Amend the 2023 Budget.

**2023 Audit:** Mr. Solin reviewed the 2023 draft Audit with the Board.

Following discussion, upon motion duly made by Director Butterworth, seconded by Director Miles, and upon vote unanimously carried, the Board approved the 2023 Audit and authorized execution of the Representations Letter.

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### **OTHER BUSINESS**

There was no other business.

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### ADJOURNMENT

There being no further business to come before the Board at this time, the meeting was adjourned.

Respectfully submitted,

By \_\_\_\_\_  
Secretary for the Meeting