

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
COLORADO CROSSING METROPOLITAN DISTRICT NO. 2
(THE "DISTRICT")
HELD
JANUARY 18, 2024

A regular meeting of the Board of Directors of the District (referred to hereafter as the "Board") was convened on Thursday, January 18, 2024, at 10:00 a.m. The District Board meeting was held via Zoom. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Michael Sandene, President
Andrew Klein, Treasurer
Megan Waldschmidt, Assistant Secretary
Jason Pock; Assistant Secretary

Following discussion, upon a motion duly made by Director Sandene, seconded by Director Klein and, upon vote, unanimously carried, the absence of Director Paige Langley was excused.

Also In Attendance Were:

AJ Beckman and Sarah Warner; Public Alliance LLC
Megan Becher, Esq. and Jon Hoistad, Esq.; McGeady Becher P.C.
LaMont Harris; CliftonLarsonAllen LLP ("CLA")

ADMINISTRATIVE MATTERS

Quorum, Call to Order, Disclosures of Potential Conflicts of Interest: The Board called the meeting to order, noted a quorum was present, and discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board and 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 Hoistad that disclosures of potential conflicts of interest were filed with the Secretary of State for all Directors. Director Klein disclosed that a limited liability company which he has a membership interest in purchased some of the bonds issued by Colorado Crossing Metropolitan District No. 2.

Agenda, Location of Meeting and Meeting Notice: The Board reviewed the agenda for the meeting. Following review, upon a motion duly made by Director Sandene, seconded by Director Klein and, upon vote, unanimously carried, the Board approved the agenda, as presented.

The Board discussed the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District Board meeting. The Board noted that notice of this

RECORD OF PROCEEDINGS

meeting and conference call information was duly posted, and the Board had not received any objections to the location or to the video/telephonic format or any requests that the meeting be changed by taxpaying electors within the District's boundaries.

Designation of 24-Hour Posting Location: Following discussion, upon motion duly made by Director Sandene, seconded by Director Klein and, upon vote, unanimously carried, the Board determined that notices of meetings of the District Board required pursuant to Section 24-6-402(2)(c), C.R.S., shall be posted at least 24 hours prior to each meeting on the District's website: www.coloradocrossingmds.com, or if the website is unavailable, on the wooden fence post that parallels Federal Drive on the southern border (near entrance to business park parking lot), Colorado Springs, Colorado.

Public Comment: None.

Minutes of the December 21, 2023 Regular Board Meeting: Following review, upon a motion duly made by Director Sandene, seconded by Director Klein and, upon vote, unanimously carried, the Board approved the December 21, 2023 Regular Meeting Minutes.

FINANCIAL MATTERS

Schedule of Cash Position: Mr. Harris reviewed the Schedule of Cash Position dated September 30, 2023, updated as of January 15, 2024, with the Board.

Following review and discussion, upon a motion duly made by Director Sandene, seconded by Director Klein and, upon vote, unanimously carried, the Board accepted the Schedule of Cash Position, as presented.

COLOTRUST Investment Account: Mr. Harris discussed opening a COLOTRUST Investment Account with the Board.

Following review and discussion, upon a motion duly made by Director Pock, seconded by Director Waldschmidt and, upon vote, unanimously carried, the Board authorized opening a COLOTRUST Investment Account and authorized necessary actions in connection therewith.

Verified District Eligible Costs:

Engineer's Report and Certification #36, Dated January 15, 2024, Prepared by Ranger Engineering, LLC ("Ranger") ("Engineer's Report and Certification #36"): Mr. Harris reviewed Engineer's Report and Certification #36 with the Board. Following review, upon a motion duly made by Director Sandene, seconded by Director Klein and, upon vote, unanimously carried, the Board accepted Engineer's Report and Certification #36, in the amount of \$407,199.33.

RECORD OF PROCEEDINGS

Reimbursement to Interquest Westside LLC Under Facilities Funding and Acquisition Agreement, as Amended, in the Amount of Costs Verified by Ranger: Mr. Harris noted that there are no reimbursements due to Interquest Westside LLC under Engineer’s Report and Certification #36.

Payments to Vendors in the Amounts as Verified and Described in Engineer’s Report and Certification #36: Mr. Harris reviewed the payments to vendors with the Board. Following review, upon a motion duly made by Director Sandene, seconded by Director Klein and, upon vote, unanimously carried, the Board authorized payments to vendors in the amounts described in Engineer’s Report and Certification #36.

Requisition of Funds Pursuant to the 2020A-2 Bonds and the 2020B-2 Bonds: Mr. Harris reviewed the requisition of funds with the Board. Following review, upon a motion duly made by Director Sandene, seconded by Director Klein and, upon vote, unanimously carried, the Board authorized and approved the requisition of funds pursuant to the 2020A-2 Bond and the 2020B-2 Bonds, and authorized necessary actions in conjunction therewith.

LEGAL MATTERS

None

MANAGER MATTERS

None

OTHER BUSINESS

None.

ADJOURNMENT

There being no further business to come before the Boards at this time, upon a motion duly made by Director Klein, seconded by Director Sandene and, upon vote, unanimously carried, the Board adjourned the meeting.

Respectfully submitted,

By Paige Langley
Secretary for the Meeting

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