

---

# RECORD OF PROCEEDINGS

---

## **Minutes of the Special Meeting of the Board of Directors of Siena Lake Metropolitan District November 16, 2021**

A Special Meeting of the Board of Directors of Siena Lake Metropolitan District, Town of Gypsum, Eagle County, Colorado, was held Tuesday, November 16, 2021 at 11:00 am. The meeting was held via Zoom.

**Attendance**                   The following Directors were present and acting:

- George Roberts
- Alison Perry
- David Young

Also in attendance were:

- Richard D. MacCutcheon, Developer Representative
- Jim Froelich, Jim Cooper and Jen Hunt- Peritus Ventures, Developer Representatives
- Trish Harris, White Bear Ankele Tanaka & Waldron
- Eric Weaver, Marchetti & Weaver, LLC
- Debbie Braucht, Marchetti & Weaver, LLC, Secretary for the Meeting

### **Call to Order**

The Meeting of the Board of Directors of Siena Lake Metropolitan District was called to order by Chairman Roberts, noting a quorum was present.

### **Conflicts of Interest**

Ms. Harris stated 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 legal counsel that disclosures of potential conflicts of interest were filed with the Secretary of State for all Directors.

### **Consideration of Changes to the Agenda**

No changes were made to the Agenda.

### **Minutes**

Upon review and by motion duly made and seconded it was unanimously

---

# RECORD OF PROCEEDINGS

---

Siena Lake Metropolitan District November 16, 2021 Meeting Minutes

---

**RESOLVED** to approve the September 16, 2021 and October 7, 2021 meeting minutes as presented.

## **Board Member Vacancy and Appointment of Director**

Upon motion duly made and seconded it was unanimously

**RESOLVED** to appoint Richard MacCutcheon to fill a vacancy on the Board until the next regular election.

The Oath of Office was administered to Mr. MacCutcheon by Chairman Roberts.

## **Election of Officers**

Upon motion duly made and seconded it was unanimously

**RESOLVED** to elect the following officers:

- President- George Roberts
- Secretary- Alison Perry
- Treasurer-Richard MacCutcheon
- Assistant Secretary and Assistant Treasurer-David Young

## **Pump Back System**

Ms. Harris gave an update on outstanding items including the easement, Bill of Sale, Water Rights, Pipestone's evaluation, and Schedio's Cost Certification. No action was taken by the Board.

## **2022 Meeting Calendar**

Upon review and by motion duly made and seconded it was unanimously

**RESOLVED** to hold Board meetings on the 2<sup>nd</sup> Tuesday of February, May, August and November at 10:00 am.

## **Annual Administrative Matters Resolution**

Ms. Harris stated the Annual Administrative Matters Resolution outlines and assigns the tasks for the year between their office and Marchetti & Weaver, making note of items like Board Member Compensation, Officers and the meeting schedule. Upon review and by motion duly made and seconded it was

**RESOLVED** to approve the 2022 Annual Administrative Matters Resolution.

## **May 3, 2022 Directors Election Resolution**

---

# RECORD OF PROCEEDINGS

---

---

Siena Lake Metropolitan District November 16, 2021 Meeting Minutes

---

The Resolution calls the election, appoints the Designated Election Official (DEO), authorizes the DEO to conduct the election and cancel the election if there are no more candidates than seats available. Upon review and by motion duly made and seconded it was unanimously

**RESOLVED** to approve the May 3, 2022 Election Resolution.

## **Financial Statements and the Public Hearing for the 2022 Budget**

Mr. Weaver reviewed the financial statements and the preliminary 2022 budget with the Board. He stated today has been published as the public hearing for the 2022 Budget and opened the hearing to public comment. There being no public comment he closed the public hearing. Upon review and by motion duly made and seconded it was unanimously

**RESOLVED** to approve the resolution to adopt the 2022 budget;

**FURTHER RESOLVED** to approve the resolution to certify the mill levy at 15.000 Mills for Operations and 35.000 Mills for Debt Service for a total of 50.000 mills; and

**FURTHER RESOLVED** to approve the resolution to appropriate funds for spending in 2022.

## **Accounts Payable**

Mr. Weaver reviewed the Accounts Payable listing which is broken out into General Fund payments and Capital Fund payments which the District will be reimbursed by the Unrestricted Account of the Bond Project Fund. Upon review and by motion duly made and seconded it was unanimously

**RESOLVED** to approve and ratify the Accounts Payable listing as presented.

## **Adjournment**

There being no further business to come before the Board, upon motion duly made and seconded it was unanimously

**RESOLVED** to adjourn the meeting of the Siena Lake Metropolitan District Board of Directors held November 16, 2021.

---

**RECORD OF PROCEEDINGS**

---

---

**Siena Lake Metropolitan District November 16, 2021 Meeting Minutes**

---

Respectfully Submitted,

*Debi Beach*

Secretary to the Meeting