

MINUTES OF A JOINT REGULAR MEETING OF THE
BOARDS OF DIRECTORS

OF

WINDLER METROPOLITAN DISTRICT NOS. 1-9
WINDLER OPERATIONS METROPOLITAN DISTRICT
WINDLER HOMESTEAD METROPOLITAN DISTRICT

Held: Monday, August 28, 2023 at 3:30 p.m. at 5750 DTC
Parkway, Suite 210, Greenwood Village, CO 80111 and via
Zoom.

Attendance

The regular meeting referenced above was called and held in
accordance with the applicable statutes of the State of Colorado.
The following Directors were in attendance:

Christopher Fellows
Timothy O'Connor
Dustin Anderson
Douglas Hatfield

Director Kevin Collins was absent and excused.

Also present were: Clint C. Waldron, Esq., White Bear Ankele
Tanaka & Waldron, District General Counsel; Barney Fix, Merrick
& Company, District Engineer; Diane Wheeler, Simmons &
Wheeler, District Accountant; Kent Krause and Britta Schurle,
Advance HOA Management, Inc., District Manager; and Matthew
Ruhland, Esq., Cockrel Ela Glesne Greher & Ruhland, P.C.,
Windler Public Improvement Authority General Counsel.

Call to Order/Declaration of
Quorum

Director Fellows noted that a quorum of the Boards was present
and called the meeting to order.

Director Conflict of Interest
Disclosures

Mr. Waldron reported that disclosures for those directors 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. Mr. Waldron
inquired into whether members of the Boards had any additional
disclosures of potential or existing conflicts of interest with regard
to any matters scheduled for discussion at the meeting. No
additional disclosures were noted. The participation of the

members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

Joint Meetings

The Boards of Directors of the Districts have determined to hold joint meetings of the Districts and to prepare joint minutes of action taken by the Districts in such meetings. Unless otherwise noted, all official action reflected in these minutes is the action of each of the Districts. Where necessary, action taken by an individual District will be so reflected in these minutes.

Confirmation of Posting of Meeting Notices

Mr. Krause confirmed the meeting notices had been posted in accordance with Colorado law.

Approval of Agenda

Director Fellows reviewed the proposed agenda with the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the agenda as presented.

Public Comment

None.

Consent Agenda

Director Fellows reviewed the items on the consent agenda with the Boards. Mr. Waldron advised the Boards that any item may be removed from the consent agenda to the regular agenda upon the request of any director. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, ratified and adopted:

- July 31, 2023 Joint Special Meeting Minutes.

Financial Matters

Consider Approval of Claims Listing in the amount of \$7,595.29 (District Nos. 1-9)

Ms. Wheeler reviewed the Claims Listing in the amount of \$7,595.29 with the Boards of District Nos. 1-9. Following discussion, upon a motion duly made and seconded, the Boards of District Nos. 1-9 unanimously approved the claims.

Consider Approval of Claims Listing in the amount of \$371.85 (Winder Homestead)

Ms. Wheeler reviewed the Claims Listing in the amount of \$371.85 with the Board of Windler Homestead Metropolitan District (“**Windler Homestead**”). Following discussion, upon a motion duly made and seconded, the Board of Windler Homestead unanimously approved the claims.

Other Financial Matters

None.

Construction Update

Update on Construction Mr. Fellows noted there continues to be significant amounts of rainfall including the past weekend. The construction is progressing irrespective, but the weather has caused delays.

Discuss Boundary Deferred.
Adjustments

Legal Matters

Update on the 48th Ave Dedication and Easements Director Fellows noted the plan for the 48th Avenue dedication and easements should be completed shortly.

Discuss Intergovernmental Agreement with the E-470 Public Highway Authority and Winder Operations Metropolitan District (Operations) Mr. Waldron noted that E-470 Public Highway Authority is in the process of drafting the proposed agreement for the operation and maintenance of the East 48th Avenue bridge and interchange enhancements.

Other Legal Matters None.

Other Business None.

Director's Items

Update on Aerotropolis Regional Transportation Authority ("ARTA") Director Fellows provided an update to the Boards noting there is a tentative agreement with ARTA on compensation for inclusion, and ARTA is currently putting the documents together.

Adjournment There being no further business to come before the Boards and following discussion, upon a motion duly made, the Boards unanimously determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.


Dustin Anderson (Sep 26, 2023 14:53 MDT)

Secretary for the Meeting

The foregoing minutes were approved by the Boards of Directors on the 25th day of September, 2023.