

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE DENVER HIGH POINT AT DIA METROPOLITAN DISTRICT HELD MARCH 27, 2023

A Regular Meeting of the Board of Directors (referred to hereafter as the "Board") of the Denver High Point at DIA Metropolitan District (referred to hereafter as the "District") was convened on Monday, the 27th day of March, 2023, at 1:00 p.m., via Zoom. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Andrew Klein
Blake Amen
Theodore Laudick
Megan Waldschmidt

Following discussion, upon motion duly made by Director Amen seconded by Director Klein and, upon vote, unanimously carried, the absence of Director Otis Moore III was excused.

Also In Attendance Were:

Ann E. Finn; Special District Management Services, Inc.

Jon Hoistad, Esq.; McGeady Becher P.C.

Zachary Leavitt, Lindsay Ross and Nichole Kirkpatrick; CliftonLarsonAllen LLP

ADMINISTRATIVE MATTERS

Disclosure of Potential Conflicts of Interest: The Board noted it was in receipt of disclosures of potential conflicts of interest statements for each of the Directors and that the statements had been filed with the Secretary of State at least seventy-two hours in advance of the meeting. Attorney Hoistad requested that the Directors review the agenda for the meeting and advise the Board of any new conflicts of interest which had not been previously disclosed. No further disclosures were made by Directors present at the meeting.

Agenda: Ms. Finn distributed for the Board's review and approval a proposed agenda for the District's Regular Meeting.

Following discussion, upon motion duly made by Director Amen, seconded by Director Klein and, upon vote, unanimously carried, the agenda was approved, as amended.

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Meeting Location / Posting of Meeting Notices: 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. The Board determined the meeting would be held by video/telephonic means. The Board further noted that notice of the time, date and location was duly posted and that no objections to the video/telephonic manner of the meeting, or any requests that the video/telephonic manner of the meeting be changed by taxpaying electors within the District boundaries, have been received.

CONSENT AGENDA

The Board considered the following actions:

- Review and approve minutes of the February 27, 2023 Regular Meeting.
- Acknowledge cancellation of May 2, 2023 Regular Directors' Election.

Following review, upon motion duly made by Director Amen, seconded by Director Laudick and, upon vote, unanimously carried, the Board approved, ratified or acknowledged, as appropriate, the above Consent Agenda items/actions.

PUBLIC COMMENTS

There were no public comments.

FINANCIAL MATTERS

Claims: The Board reviewed the payment of claims for the period through March 22, 2023, in the amount of \$143,468.87.

Following discussion, upon motion duly made by Director Amen, seconded by Director Laudick and, upon vote, unanimously carried, the Board ratified the approval of the payment of claims for the period through March 22, 2023, in the amount of \$143,468.87.

Financial Statements and Cash Position Schedule: There were no financial statements or cash position schedule presented.

CAPITAL MATTERS

Engineer's Report and Verification of Costs Associated with Public Improvements Report prepared by Schedio Group LLC: The Board reviewed the Engineer's Report and Verification of Costs Associated with Public Improvements Report No. 16, dated March 21, 2023, prepared by Schedio Group LLC, for the amount of \$359,330.14.

Following discussion, upon motion duly made by Director Laudick, seconded by Director Amen and, upon vote, unanimously carried, the Board approved the Engineer's Report and Verification of Costs Associated with Public Improvements Report No. 16, dated March 21, 2023, prepared by Schedio Group LLC, for the amount of \$359,330.14.

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Acceptance of verified public improvement costs and allocation of same among Denver High Point at DIA Metropolitan District, Colorado International Center Metropolitan District No. 13, and Colorado International Center Metropolitan District No. 14 (the “Districts”), pursuant to Report No. 16: The Board discussed the verified public improvement costs and allocation of same among the Districts, pursuant to Report No. 16.

Following discussion, upon motion duly made by Director Laudick, seconded by Director Amen and, upon vote, unanimously carried, the Board approved the verified public improvement costs and allocation of same among the Districts, pursuant to Report No. 16.

Reimbursement to ACM High Point VI LLC (“ACM”) under the Capital Funding and Reimbursement Agreement (Denver High Point – Westside) between Denver High Point at DIA Metropolitan District and ACM, pursuant to Report: The Board discussed the reimbursement to ACM High Point VI LLC (“ACM”) under the Capital Funding and Reimbursement Agreement (Denver High Point – Westside) between Denver High Point at DIA Metropolitan District and ACM, pursuant to Report No. 16.

Following discussion, upon motion duly made by Director Laudick, seconded by Director Amen and, upon vote, unanimously carried, the Board approved the reimbursement to ACM High Point VI LLC (“ACM”) under the Capital Funding and Reimbursement Agreement (Denver High Point – Westside) between Denver High Point at DIA Metropolitan District and ACM, pursuant to Report No. 16.

Requisition(s) for Reimbursement of Verified Public Improvement Costs, and any and all Resolution(s) Relating to such Requisition(s), Pursuant to Report: The Board discussed requisition for reimbursement of verified public improvement costs, and any and all resolution relating to such requisition(s), pursuant to Report No. 16.

Following discussion, upon motion duly made by Director Laudick, seconded by Director Amen and, upon vote, unanimously carried, the Board approved requisition for reimbursement of verified public improvement costs, and any and all resolutions relating to such requisition(s), pursuant to Report No. 16.

OPERATIONS AND MAINTENANCE

There were no operations and maintenance matters.

LEGAL MATTERS

Cost Sharing Intergovernmental Agreement between Denver High Point at DIA Metropolitan District and Aurora High Point at DIA Metropolitan District: Attorney Hoistad discussed with the Board the Cost Sharing Intergovernmental Agreement between Denver High Point at DIA Metropolitan

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District (“DHP”) and Aurora High Point at DIA Metropolitan District (“AHP”). It was noted that Director Laudick is working on cost estimates and the allocation of costs between the Districts.

OTHER BUSINESS

There was no other business.

ADJOURNMENT

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

Respectfully submitted,

By: *Ann Finn*
Secretary for the Meeting