

## RECORD OF PROCEEDINGS

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MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
TRIVIEW METROPOLITAN DISTRICT NO. 2  
(THE "DISTRICT")  
HELD  
NOVEMBER 9, 2023

A Special Meeting of the Board of Directors of the Triview Metropolitan District No. 2 (referred to hereafter as the "**Board**") was convened on Thursday, November 9, 2023, at 10:00 a.m. This District Board meeting was held at 2138 Flying Horse Club Drive Colorado Springs, CO and via Microsoft Teams. The meeting was open to the public.

### ATTENDANCE

Directors In Attendance Were:

Loren Moreland  
Jerald Richardson  
Joseph Loidolt  
George Lenz

The absence of Director Stimple was excused.

Also, In Attendance Were:

Korben Heim and Seef Le Roux; CliftonLarsonAllen LLP  
Pete Susemihl; Susemihl, McDermott & Cowan, P.C.  
Sarah Steph; Classic Homes

### ADMINISTRATIVE MATTERS

**Call to Order and Agenda:** Upon a motion duly made by Director Moreland, seconded by Director Loidolt, the Board called the meeting to order at 10:00 a.m. Following discussion, upon a motion duly made by Director Moreland, seconded by Director Loidolt and, upon vote, unanimously carried the Board approved the Agenda, as presented.

**Disclosure 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 Susemihl 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.

**Quorum, Location of Meeting and Posting of Meeting Notices:** A quorum was confirmed and the meeting was properly noticed and posted. Upon a motion

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duly made by Director Loidolt, seconded by Director Moreland, and upon vote, unanimously carried, the Board excused the absence of Director Stimple.

**Public Comment:** There was no public comment.

**Minutes from the November 2, 2022 Special Board Meeting:** The Board reviewed the November 2, 2022 minutes. Following review, upon a motion duly made by Director Richardson, seconded by Director Loidolt and, upon vote, unanimously carried, the Board approved the November 2, 2022 Special Meeting Minutes, as presented.

**May 2, 2023 Regular Director Election:** Attorney Susemihl discussed the election noting that it had been cancelled pursuant to Section 1-13.5-503, C.R.S., as there were not more candidates than open seats on the Board.

**Filing of Oaths of Directors:** Attorney Susemihl confirmed all oaths were filed.

**Appointment of Officers:** Following discussion, upon a motion duly made by Director Richardson, seconded by Director Moreland and, upon vote, unanimously carried, the Board appointed the following slate of officers:

President:	George Lenz
Secretary:	Jerry Richardson
Treasurer:	Douglas Stimple
Assistant Secretary:	Loren Moreland
Assistant Secretary:	Joe Loidolt

**2024 Annual Administrative Matters:** Following review, upon a motion duly made by Director Moreland, seconded by Director Richardson and, upon vote, unanimously carried, the Board approved 2024 Annual Administrative Matters Resolution.

**Compliance with Section 32-1-809, C.R.S. for 2024 District Transparency Notice:** The Board acknowledged the requirements and directed management to proceed with compliance per the 2024 Annual Administrative Matters Resolution.

**Compliance with Section 32-1-306, C.R.S. for Annal Map Filing:** The Board acknowledged the requirements and directed management to proceed with compliance per the 2024 Annual Administrative Matters Resolution.

**2024 Insurance Renewal and Documents Needed to Obtain or Maintain Insurance Coverage through the Colorado Special Districts Property and Liability Pool and T. Charles Wilson Risk Management and Authorize Membership in the Special District Association:** Mr. Heim discussed the

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policy, recommending obtaining Worker's Compensation insurance in order to get a discount on the property and liability insurance. Following discussion and review, upon a motion duly made by Director Richardson, seconded by Director Loidolt and, upon vote, unanimously carried, the Board approved the 2024 insurance renewal, approved obtaining Workers' Compensation insurance and adopted the documents needed to obtain or maintain insurance coverage through the Colorado Special Districts Property and Liability Pool and T. Charles Wilson Risk Management and authorize membership in the Special District Association.

### **FINANCIAL MATTERS**

**September 30, 2023 Unaudited Financial Statements:** Mr. Le Roux reviewed the September 30, 2023 Unaudited Financial statements with the Board. Following discussion, upon a motion duly made by Director Richardson, seconded by Director Moreland and, upon vote, unanimously carried, the Board accepted the September 30, 2023 Unaudited Financial Statements.

**Payment of Claims:** Mr. Le Roux reviewed the previous and current claims with the Board. Following review, upon a motion duly made by Director Richardson, seconded by Director Moreland and, upon vote, unanimously carried, the Board ratified approval of previous claims and approved the payment of current claims in the amount of \$47,381.88.

**2022 Audit:** Mr. Le Roux reviewed the 2022 Audit with the Board. Following review, upon a motion duly made by Director Loidolt, seconded by Director Moreland and, upon vote, unanimously carried, the Board ratified approval of the 2022 Audit.

**Public Hearing on Amendment of the 2023 Budget:** Upon a motion duly made by Director Moreland, seconded by Director Loidolt, the Board opened the public hearing to consider an amendment to the District's 2023 Budget at 10:39 a.m.

It was noted that publication of Notice stating that the Board would consider an amendment of the District's 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 at 10:40 a.m.

Mr. Le Roux noted that an amendment to the District's 2023 Budget was not needed.

**Public Hearing on the Proposed 2024 Budget and Resolution to Adopt the 2024 Budget and Appropriate Sums of Money and Resolution to Set Mill**

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**Levies:** Upon a motion duly made by Director Moreland, seconded by Director Loidolt, the Board opened the public hearing to consider the District's 2024 Budget at 10:39 a.m.

It was noted that publication of Notice stating that the Board would consider the District's 2024 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 at 10:40 a.m.

Mr. Le Roux reviewed the Proposed 2024 Budget with the Board. Following discussion, upon a motion duly made by Director Loidolt, seconded by Director Moreland and, upon vote, unanimously carried, the Board approved 2024 Budget and adopted the Resolution to Adopt the 2024 Budget, Appropriate Sums of Money and Set Mill Levy, subject to final assessed valuation.

**DLG-70 Certification of Tax Levies Form for Certification to the Board of County Commissioners and Other Interested Parties:** Following discussion, upon a motion duly made by Director Richardson, seconded by Director Loidolt and, upon vote, unanimously carried, the Board authorized the District Accountant to prepare the DLG-70 Certification of Tax Levies form for certification to the Board of County Commissioners and other interested parties.

**Execution of the DLG-70 Certification of Tax Levies:** Mr. Le Roux noted the principal with sign the DLG-70 Certification of Tax Levies.

**2025 Budget:** Following discussion, upon a motion duly made by Director Richardson, seconded by Director Moreland and, upon vote, unanimously carried, the Board appointed the District Accountant to prepare 2025 Budget.

**Engagement Letter with BiggsKofford to Prepare the 2023 Audit:** Following discussion, upon a motion duly made by Director Richardson, seconded by Director Loidolt and, upon vote, unanimously carried, the Board approved the engagement letter with BiggsKofford to prepare the 2023 Audit.

**CliftonLarsonAllen LLP MSA and statement(s) of work for 2024:** Following discussion, upon a motion duly made by Director Richardson, seconded by Director Loidolt and, upon vote, unanimously carried, the Board approved the CliftonLarsonAllen LLP MSA and statements of work for 2024.

### **LEGAL MATTERS**

None.

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**MANAGER  
MATTERS**

None.

**OTHER BUSINESS**

None.

**ADJOURNMENT**

There being no further business to come before the Board at this time, upon a motion duly made by Director Richardson, seconded by Director Loidolt, the Board adjourned the meeting at 10:55 a.m.

Respectfully submitted,

Signed by:  
By Jerald Richardson  
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Secretary for the Meeting