

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
HORIZON METROPOLITAN DISTRICT NO. 2 (THE "DISTRICT")
HELD
JANUARY 15, 2021

A special meeting of the Board of Directors of the District (referred to hereafter as the "Board") was convened on Friday, January 15, 2021, at 10:00 a.m. Due to concerns regarding the spread of the Coronavirus (COVID-19) and the benefits to the control of the spread of the virus by limiting in-person contact, this District Board meeting was held via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Karen Voit, President
Lisa Garcia, Treasurer
Nikki Erbele, Secretary

Also, In Attendance Were:

Megan Becher, Esq.; McGeady Becher P.C.
Josh Miller, Kimbrie Garcia, Scott Pearson, and Margaret Henderson;
CliftonLarsonAllen LLP
Mark Krebs; Lendlease

ADMINISTRATIVE MATTERS

Quorum, Agenda, Location of Meeting and Posting of Meeting Notice.: Mr. Miller confirmed the presence of a quorum and called the meeting to order at 10:02 a.m. The Board reviewed the Agenda for the special meeting. Following discussion, upon motion duly made by Director Erbele, seconded by Director Garcia, and upon vote unanimously carried, the Board approved the Agenda, as presented.

The Board entered into discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. Following discussion, upon motion duly made by Director Voit, seconded by Director Garcia and, upon vote unanimously carried, the Board determined that due to concerns regarding the spread of COVID-19 and the benefits to the control of the spread of the virus by limiting in-person contact, this meeting was conducted via Microsoft Teams, without any individuals (neither District representatives nor the general public) attending in person. The Board further noted that notice providing the time, date and video link information was duly posted and that no objections, or requests that the means of hosting the meeting be changed were received from taxpaying electors within the District's boundaries.

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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 Becher 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.

Public Comment: There was no public comment.

Vacancies on the Board of Directors: Discussion ensued regarding vacancies on the Board of Directors. No action was taken by the Board.

FINANCIAL MATTERS

First Amended and Restated Joint Resolution of Horizon Metropolitan District No. 1 (“District No. 1”) and the District Regarding the Imposition of Facilities Fees: Ms. Becher presented the First Amended and Restated Joint Resolution of District No. 1 and the District Regarding the Imposition of Facilities Fees to the Board. Following review, upon a motion duly made by Director Voit, seconded by Director Erbele and, upon vote, unanimously carried, the Board adopted the First Amended and Restated Joint Resolution of District No. 1 and the District Regarding the Imposition of Facilities Fees.

Resolution of the Board of Directors of the District Regarding Colorado Open Records Act Requests (“CORA Resolution”): Ms. Becher presented the CORA Resolution to the Board. Following review, upon a motion duly made by Director Voit, seconded by Director Erbele and, upon vote, unanimously carried, the Board adopted the CORA Resolution.

Status of Bond Issuance in 2021: Director Erbele provided an update on the status of matters related to the District’s 2021 Bond Issuance.

MANAGER MATTERS

None.

LEGAL MATTERS

None.

DIRECTOR ITEMS

Development Activity Update: Director Voit provided an update on the status of development activity within the Horizon project.

