

MINUTES OF A REGULAR MEETING OF THE
BOARD OF DIRECTORS OF TODD CREEK VILLAGE
METROPOLITAN DISTRICT

Held: Thursday, February 8, 2024 at 2:00 p.m. at
8455 Heritage Drive, Thornton, CO

The meeting was also held via teleconference.

Attendance

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

Donald Summers
George Hanlon
Tony Carey
John Blackburn

Also present were Blair M. Dickhoner, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel; Tucker Hanlon, Jimmy Ogé, Mike Wolf, Tina DeMoney, Alison Scully, Scott Montoya, Chris Cobley, and Ryan Uran, West South Platte Water, LLC, District Management and Accountant; Brent Bjorhman, Mack Rodgers, and Alex Borremans, Beehive Industries; and John Rarick, member of the public.

Call to Order/Declaration of Quorum

It was noted that a quorum of the Board was present, and therefore called the meeting to order. All directors in attendance affirmed their qualification to serve on the Board.

Approval of Agenda

The Board reviewed the proposed agenda for the meeting. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agenda as presented.

Director Disclosures

Mr. Dickhoner advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Dickhoner 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 Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Mr. Dickhoner inquired into whether members of the Board had any

additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. The participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

Public Comment

None.

Consent Agenda

Mr. Dickhoner advised the Board that any item may be moved from the consent agenda to the regular agenda upon the request of any director. No items were requested to be removed from the consent agenda. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, ratified and adopted:

- a. Payments of Claims
- b. Financial Report
- c. Contract with Synergy Excavation, LLC for Northglenn Line Extension East Tie-In Construction Agreement
- d. Contract with Synergy Excavation, LLC for Northglenn Line Extension West End Construction Agreement
- e. Contract with Synergy Excavation, LLC for Northglenn Line Extension Center Line Construction Agreement

Approval of Minutes from January 11, 2024 regular meeting

Mr. Dickhoner presented the Board with the January 11, 2024 Minutes for consideration. Following discussion, upon a motion duly made and seconded, the Board approved the January 11, 2024 Minutes as presented.

Legal Matters

Discuss Intergovernmental Agreement with Brighton Fire

Director Summers provided the Board with an update regarding the Intergovernmental Agreement with Brighton Fire and informed the Board that the agreement was being reviewed by Brighton Fire.

Consider Adoption of Resolution Establishing Wastewater Activity Enterprise

Tabled.

Discuss Proposed Rules and Regulations for Wastewater Services

The Board engaged in brief discussion regarding Proposed Rules and Regulations for Wastewater Services. Mr. Wolf indicated he would provide revisions

to legal counsel. No Board action taken.

Consider Adoption of Resolution
Certifying Costs

Mr. Oge presented the Board with the Resolution Certifying Costs for consideration. Following discussion, upon a motion duly made and seconded, the Board approved the resolution. Director Hanlon informed the Board that he has a potential conflict of interest involving the matter discussed herein, and Director Hanlon recused himself from voting on the matter.

Management and Operations Report

Update on Capital Financing
Options

Director Summers discussed the need for capital financing and the status of the contemplated bond issuance. No Board action taken.

Discuss Status of Bond Issuance

Presentation by Beehive Industries
regarding CMMS and Asset
Management Software

Brent Bjorhman, Mack Rodgers, and Alex Borremans of Beehive Industries presented a demonstration of their software and answered questions from the Board.

Update on BennT Creek Regional
Water Authority Matters

Director Carey provided an update on the Authority and plans to meet with interested jurisdictions.

Financial Matters

Update on 2022 Audit

Mr. Oge provided the Board with an update.

Other Business

Next meeting: March 14, 2024

The March 14, 2024 meeting date was confirmed.

Adjourn

There being no further business to come before the Board and upon a motion duly made, seconded, and unanimously carried, the meeting was adjourned.

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

George R. Hanlon, Jr.

George R Hanlon, Jr. (Mar 15, 2024 16:23 MDT)

Secretary for the Meeting

The foregoing minutes were approved on the 14th day of March 2024.