

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE FALCON HIGHLANDS METROPOLITAN DISTRICT

Held May 14, 2018 at Falcon Fire Station No. 3, 7030 Old Meridian Road, Peyton, CO 80831 at 5:30 p.m.

Attendance The regular meeting of the Board of Directors of the Falcon Highlands Metropolitan District was called and held as shown above in accordance with the statutes of the State of Colorado. The following Directors, having confirmed their qualifications to serve on the Board, were in attendance:

Grace Harman, President
Timothy Dickey, Secretary
Kevin Haas, Treasurer
Tonia Joyner, Assistant Secretary

Absent: Steven J. Davis

Others in attendance:

Josh Miller, Carrie Bartow & Chelsea Gondeck; CliftonLarsonAllen LLP
Barbara Vander Wall; Seter & Vander Wall, P.C.
Mike Barnes; Kennedy/Jenks Consultant
Pamela Fredericks, Resident

Call to Order Director Harman noted that a quorum of the Board was present and therefore called the regular meeting of the Board of Directors of the Falcon Highlands Metropolitan District to order at 5:31 p.m.

Approval of Agenda Upon a motion duly made by Director Haas, seconded by Director Dickey and, upon vote, unanimously carried, the Board approved the agenda, as presented.

Community Comments Request was made for attendees to sign in. Pamela Fredericks expressed concern over the damaged sound barrier concrete wall owned by the District. Director Haas informed her that the District is currently looking into options for repairing the damage.

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- Election Results A. Administer Oaths of Office
- Directors Harman, Haas, Dicky and Joyner too their Oaths of Office.
- B. Election of Officers
- After discussion, the Board decided to retain the current Officer designations without a Vice President.
- Consent Agenda A. Consider Approval of March 19, 2018 Special Meeting Minutes
- B. Review and Consider Approval of February 28, 2018 Unaudited Financial Statements
- C. Review and Consider Approval of Current Claims
- Upon a motion duly made by Director Haas, seconded by Director Harman and, upon vote, unanimously carried, the Board approved the Consent Agenda, as presented.
- Manager Matters A. Manager Report
- Mr. Miller reviewed the Manager Report with the Board. Additionally, Mr. Miller updated the Board on backflow letters, the County acceptance of sidewalks for maintenance, and a community BBQ being hosted by Falcon Broadband on June 8, 2018.
- The Board discussed concerns with recreational vehicles parking on sidewalk, which is not allowed.
- B. Update on Operations
- The Board requested additional information.
- C. Tank Lighting
- Mr. Miller reviewed the Tank Lighting proposal.
- After discussion, upon a motion duly made by Director Dickey, seconded by Director Hass and, upon vote, unanimously carried, the Board approved the Tank Lighting proposal not to exceed \$6,500.00 for parts.
- Engineering Matters A. Water Engineer Report

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Mr. Barnes presented the water engineering report to the Board including discussion of the quality of well water from the LFH #2 well and the need for flow meters to be tested.

- B. Review and Consider Approval of Proposal for Purchasing Two Flow Meter from McCrometer

Following discussion on additional testing, upon a motion duly made by Director Harman, seconded by Director Joyner and, upon vote, unanimously carried, the Board approved the proposal contingent upon testing results of current flow meters showing that the current meters are not working correctly.

- C. Review and Consider Approval of First Amendment to Mountain Peaks Control Agreement

Following discussion, upon a motion duly made by Director Harman, seconded by Director Joyner and, upon vote, the Board approved the amendment with Director Dickey opposing.

Financial Matters

- A. Other

Ms. Bartow stated that the audit should be available next month for review and approval.

Legal Matters

- A. Legal Report

Ms. Vander Wall presented the legal report to the Board.

- B. Executive Session pursuant to § 24-6-402(4)(a) and (e), C.R.S. to consider and received legal advice related to (1) letter of intent received from El Paso County to acquire by eminent domain certain real property owned by the District adjacent to Highway 24 for the "Falcon Park and Ride/US 24/Meridian Road Project"; and (2) the ownership and potential transfer of property to the Falcon Fire Protection District..

Upon a motion duly made by Director Joyner, seconded by Director Dickey and, upon vote, unanimously carried, the Board approved the motion to enter into executive session. The Board entered into Executive Session at 7:18 p.m. The Executive Session ended at 7:33 p.m.

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Upon a motion duly made by Director Harman, seconded by Director Dickey and, upon vote, unanimously carried the Board directed Mr. Miller and Ms. Vander Wall to continue working with El Paso County regarding the acquisition of District property for the expansion of New Meridian Road, including the engagement of an appraiser.

Upon a motion duly made by Director Joyner, seconded by Director Harman and, upon vote, unanimously carried, the Board directed Mr. Miller and Ms. Vander Wall to prepare an agreement with the Falcon Fire Protection District for the negotiation of the sale of property currently titled in the name of the Falcon Fire Protection District but for which the proceeds will be provided to the District.

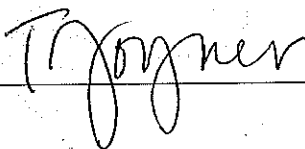
Director Items A. Playground Repairs

Mr. Miller informed the Board that he would look into playground repair options after SDA Audit is conducted.

Other Business A. Set Next Board Meeting – Monday, June 11th, 2018 at 5:30 p.m.

A quorum for Monday, June 11th, 2018 was confirmed.

Adjournment Following discussion, upon a motion, second and unanimous vote, the Board adjourned the meeting at 7:42 p.m.



Secretary of Meeting