

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
OMNIPARK METROPOLITAN DISTRICT (THE “DISTRICT”)
HELD
AUGUST 21, 2023

A regular meeting of the Board of Directors of the OmniPark Metropolitan District (referred to hereafter as the “Board”) was convened on Monday, August 21, 2023, at 11:30 a.m., at the offices of CliftonLarsonAllen LLP (“CLA”), 8390 E. Crescent Pkwy., Suite 300, Greenwood Village, Colorado 80111. This District Board meeting was also available via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Richard Egitto, President
Hank Vanderryst, Secretary/Treasurer (via telephone conference)

Also, In Attendance Were:

Anna Jones, Rachel Alles and Alex Fink; CliftonLarsonAllen, LLP
Russ Dykstra, Esq.; Spencer Fane, LLP
Dennis Bedford; BrightView Landscaping (“BrightView”)
John Cotten; ByDesign LLC (via telephone conference)

ADMINISTRATIVE MATTERS

Call to Order and Agenda: Director Egitto called the meeting to order at 11:33 a.m. Following review, upon a motion duly made by Director Egitto, seconded by Director Vanderryst and upon vote unanimously carried, the Board approved the agenda, as presented.

Disclosures of Potential Conflicts of Interest: All required conflicts have been filed.

Quorum, Location of Meeting and Posting of Meeting Notices: A quorum and the location of the meeting were confirmed and verified notice was posted.

Public Comment: None.

Minutes of the July 17, 2023 Regular Meeting: Following review, upon motion duly made by Director Egitto, seconded by Director Vanderryst and upon vote unanimously carried, the Board approved the minutes of the July 17, 2023 regular meeting, as presented and authorized the Board Secretary to execute the minutes as constituting a true and correct record of the proceedings of the meeting.

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FINANCIAL MATTERS

June 30, 2023 Unaudited Financial Statements, as of August 16, 2023: Mr. Fink reviewed the financial statements with the Board. Following review, upon motion duly made by Director Egitto, seconded by Director Vanderryst and upon vote unanimously carried, the Board accepted the June 30, 2023 unaudited financial statements, as of August 16, 2023, as presented.

August 2023 Claims Totaling \$29,525.93 and Directors' Fees: Mr. Fink reviewed the August 2023 Claims and Directors' Fees with the Board. Following review, upon motion duly made by Director Egitto, seconded by Director Vanderryst and upon vote unanimously carried, the Board approved the August 2023 Claims totaling \$29,525.93 and Directors' Fees, as presented.

LANDSCAPE MAINTENANCE ISSUES

BrightView August 2023 Landscape Maintenance Status Report: Mr. Bedford reviewed the Landscape Maintenance Status Report with the Board, noting that the City of Lone Tree reached out to him and Ms. Jones requesting that the trees along Lincoln Avenue in front of Key Bank be trimmed according to City standards. Discussion ensued. It was noted that Ms. Jones will confirm the area's responsibility by researching the Douglas County assessors map and will follow up with the City with her findings. It was noted that Ms. Jones and Mr. Cotten will work with Attorney Dykstra on creating a memo with the City outlining maintenance areas and specific responsibilities in an effort to develop a clear dialog between the two entities.

Proposal for Native Area Tree Installation in the Amount of \$5,355: Mr. Bedford reviewed the proposal with the Board. Discussion ensued. The Board directed Mr. Bedford to provide a map including the proposed trees at the September meeting. No action was taken and the proposal was deferred.

Monument Sign Flower Planting: Mr. Bedford provided an update to the Board on the monument sign flower planting, noting that the flowers did not bloom this season as he expected. Discussion ensued. It was noted that Mr. Bedford will bring the 2024 planting proposal to the October or November meeting. It was noted that if the spring 2024 flowers do not bloom, BrightView will issue a credit or refund to the District for the cost of the installation and labor.

Tree Trimming Per the City of Lone Tree: This item was previously discussed. No action was taken.

MANAGER MATTERS

None.

ENGINEER MATTERS

Booster Pump: Mr. Cotten provided an update to the Board, noting that Xcel has accepted the application and he is waiting for a response.

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LEGAL MATTERS –
ATTORNEY REPORT

Attorney Dykstra informed the Board that the Supreme Court upheld Proposition HH as proposed on November 7, 2023 election ballot.

DIRECTOR
MATTERS

None.

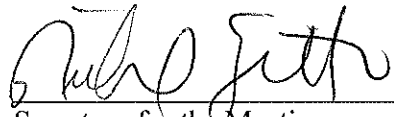
OTHER BUSINESS

Quorum for Next Meeting – September 18, 2023 at 11:30 a.m.: A quorum was confirmed for the September 18, 2023 meeting.

ADJOURNMENT

There being no further business to come before the Board at this time, Director Egitto adjourned the meeting at 12:10 p.m.

Respectfully submitted,

By: 
Secretary for the Meeting
President