

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
OMNIPARK METROPOLITAN DISTRICT (THE “DISTRICT”)
HELD
MARCH 18, 2024

A regular meeting of the Board of Directors of the OmniPark Metropolitan District (referred to hereafter as the “Board”) was convened on Monday, March 18, 2024, 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

Also, In Attendance Were:

Anna Jones, Rachel Alles and Robert Campbell; CliftonLarsonAllen, LLP (“CLA”)
Dani Kaiser, Esq.; Spencer Fane, LLP
Leigh Dufresne; BrightView Landscaping (“BrightView”)
John Cotten; ByDesign, LLC

ADMINISTRATIVE MATTERS

Call to Order and Agenda: Director Egitto called the meeting to order at 11:31 a.m. Following review, upon a motion duly made by Director Vanderryst, seconded by Director Egitto 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 Notice: A quorum and the location of the meeting were confirmed and verified notice was posted.

Public Comment: None.

Minutes of the February 19, 2024 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 February 19, 2024 regular meeting, as presented.

FINANCIAL MATTERS

Schedule of Cash Position Updated as of March 13, 2024: Mr. Campbell reviewed the schedule of cash position with the Board. Following review and discussion, upon motion duly made by Director Vanderryst, seconded by

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Director Egitto, and upon vote unanimously carried, the Board accepted the schedule of cash position, updated as of March 13, 2024, as presented.

March 2024 Claims and Directors' Fees Totaling \$53,431.92: Mr. Campbell reviewed the March 2024 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 March 2024 Claims Totaling \$53,431.92, and approved the directors' fees, as presented.

LANDSCAPE MAINTENANCE ISSUES

BrightView March 2024 Landscape Maintenance Status Report: Ms. Dufresne reviewed the report with the Board, noting she is currently working with an arborist on ideas for tree care throughout the District to be implemented in June/July. Discussion ensued. Ms. Dufresne will inform the Board of any pruning needs for the trees at the April regular meeting.

Pedestrian Improvements and Survey of Lincoln and Park Meadows Drive: Ms. Jones stated that BrightView's proposals for the improvements have been discussed with the city. Ms. Dufresne informed the Board of the city's suggestion for filling the entire area with stamped concrete and boulders.

Attorney Kaiser reviewed the survey results with the Board and noted the District's landscape easement. Attorney Kaiser will research and provide further information at the April meeting regarding the corner of Park Meadows Drive and Lincoln Avenue and whether easements exist for that area as well as on the east side of the street.

BrightView Proposals for Pedestrian Improvements: Ms. Dufresne reviewed the proposals with the Board. Discussion ensued. Following review and discussion, upon motion duly made by Director Egitto, seconded by Director Vanderryst, and upon vote unanimously carried, the Board approved the proposal for installation of stamped concrete, flowers and cobble in an amount not to exceed \$90,000, subject to potential increased figures based on information Ms. Dufresne presents at the April regular meeting regarding concrete thickness.

BrightView's Proposal for Pond A Maintenance: Ms. Dufresne reviewed the proposal with the Board. Discussion ensued. Following review and discussion, upon motion duly made by Director Egitto, seconded by Director Vanderryst, and upon vote unanimously carried, the Board approved the proposal for Pond A maintenance in the amount of \$4,016.83, as presented.

BrightView's Proposal for Acelepryn Application for Grub Control: Ms. Dufresne reviewed the proposal with the Board. Following review and

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discussion, upon motion duly made by Director Egitto, seconded by Director Vanderryst, and upon vote unanimously carried, the Board approved the Acelepryn application proposal for grub control in the amount of \$1,800.00, as presented.

Proposals for Installation of 2024 Holiday Decor: Ms. Alles reviewed the proposals for 2024 holiday decor and presented a comparison chart to the Board. Discussion ensued. The Board expressed interest in having alternative and dynamic lighting designs at the District entrances. The Board decided to continue with BrightView's services for the 2024 season. Ms. Dufresne noted she will present alternative lighting designs at a future meeting.

MANAGER
MATTERS

None.

ENGINEER
MATTERS

Estimate from Bigfoot Electric Inc. to Connect the Irrigation Pump to the Transformer: Mr. Cotten provided the Board with background on the project and reviewed the proposal. Following review, upon motion duly made by Director Egitto, seconded by Director Vanderryst, and upon vote unanimously carried, the Board approved the estimate from Bigfoot Electric, Inc. to install electricity to the booster pump in the amount of \$10,758.00, as presented.

LEGAL MATTERS –
ATTORNEY REPORT

Legislative Update: Attorney Kaiser provided a legislative update to the Board.

DIRECTORS'
ITEMS

None.

OTHER BUSINESS

Quorum for Next Meeting – April 15, 2024 at 11:30 a.m.: A quorum will be confirmed for the April 15, 2024 meeting a couple of weeks prior.

ADJOURNMENT

There being no further business to come before the Board at this time, Director Egitto adjourned the meeting at 12:29 p.m.

Respectfully submitted,

By: _____

Secretary for the Meeting