

RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF THE MULBERRY METROPOLITAN DISTRICT NOS. 1-6 HELD

August 22, 2023

The Coordinated Special Meeting of the Board of Directors (collectively, “Boards”) of The Mulberry Metropolitan District Nos. 1-6 (collectively, “Districts”) was held via teleconference, on Tuesday, August 22, 2023, at 2:00 p.m.

ATTENDANCE

Directors in Attendance:

Patrick McMeekin, President
Landon Hoover, Secretary
Jason Stansberry, Treasurer
Mike Welty, Assistant Secretary

Directors Absent were:

Kara Hoover, Assistant Secretary (Excused)

Also in Attendance:

Robert G. Rogers and Eve Velasco; White Bear Ankele Tanaka & Waldron
Sarah Bromley, Kevin Mitts, Doug Campbell, and Stanley Holder; Pinnacle
Consulting Group, Inc.
Taralee Jackson; Hartford Homes
Chase Hanusa; Independent District Engineering Services.

ADMINISTRATIVE ITEMS

The Special Meeting of the Boards of Directors (collectively, the “Boards”) of Mulberry Metropolitan District Nos. 1-6 (collectively, the “District”) was called to order by Director McMeekin at 2:28 p.m.

Declaration of Quorum/Director Qualifications/Disclosure of Potential Conflicts of Interest: Director McMeekin noted that a quorum was present, with four out of five directors in attendance. All Board Members confirmed their qualification to serve on the Board. Ms. Velasco advised the Boards that pursuant to Colorado law, certain disclosures by Board Members might be required prior to taking official action at a meeting. Ms. Velasco reported that disclosures for those Board Members who provided White Bear Ankele Tanaka & Waldron with notice of potential or existing conflicts of interest, if any, were filed with the Colorado Secretary of State’s Office and the Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Ms. Velasco inquired into whether members of the Board had any additional disclosures of potential or existing conflicts of interest regarding any matters scheduled for discussion at the meeting. No additional disclosures were noted. The participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

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AGENDA

Approval of Agenda: The Boards considered the approval of the agenda. Following review and discussion, upon a motion duly made by Director Stansberry, seconded by Director Hoover, and upon vote, unanimously carried, it was

RESOLVED to approve the agenda, as presented.

PUBLIC COMMENT

There were no Public Comments brought before the Boards.

DIRECTOR
COMMENTS

There were no Director Comments.

CONSENT
AGENDA

Director McMeekin reviewed the items on the consent agenda with the Boards and advised the Boards that any item may be removed 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 by Director Stansberry and seconded by Director Hoover, the following items on the consent agenda were unanimously approved and ratified:

- A. Minutes – June 20, 2023, Special Meeting.
- B. Ratification of Contract Modifications.
- C. Ratification of Payables.

DISTRICT
MANAGER ITEMS

District Managers' Report: Ms. Bromley presented the District Manager's Report to the Boards and answered questions.

District Residential Design Guidelines: Director McMeekin spoke on the progress of the District Residential Guidelines and stated that this item will need to be on hold until the next Board Meeting.

CAPITAL
INFRASTRUCTURE
ITEMS

Resolution Regarding Acceptance of District Eligible Costs (Cost Certification Report #7): Ms. Velasco and Mr. Rogers presented the Resolution Regarding Acceptance of District Eligible Costs (Cost Certification Report #7) and answered questions. Following review and discussion, upon motion duly made by Director Hoover, seconded by Director Stansberry and, upon vote, unanimously carried, it was

RESOLVED subject to review by Director McMeekin for final approval of the Resolution Regarding Acceptance of District Eligible Costs (Cost Certification Report #7).

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FINANCIAL ITEMS _____
There were no Financial Items brought before the Boards.

LEGAL ITEMS _____
Consider and Approval of Infrastructure Acquisition and Reimbursement Agreement: Ms. Velasco and Director McMeekin presented to the Board and answered questions. Following review and discussion, upon motion duly made by Director Stansberry, seconded by Director Hoover and, upon vote, unanimously carried, it was

RESOLVED subject to review by Director McMeekin to find an acceptable interest rate to approve the Infrastructure Acquisition and Reimbursement Agreement.

DIRECTOR ITEMS There were no Director Items brought before the Boards.

OTHER ITEMS There were no Other Items brought before the Boards.

ADJOURNMENT There being no further business to come before the Boards, upon motion duly made Director Stansberry, seconded by Director Hoover and, upon vote unanimously carried, the meeting was adjourned at 2:31 P.M.

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

Respectfully submitted,

Kevin Mitts
Kevin Mitts, Recording Secretary for the Meeting