

**LAKOTA POINTE METROPOLITAN DISTRICT
2024 ANNUAL ADMINISTRATIVE MATTERS RESOLUTION**

WHEREAS, the Lakota Pointe Metropolitan District's (the "District") Board of Directors (the "Board") is required to perform certain administrative obligations during each calendar year to comply with certain statutory requirements, as further described below, and to assure the efficient operations of the District; and

WHEREAS, the Board desires to set forth such obligations herein and to designate, where applicable, the appropriate person or person(s) to perform such obligations on behalf of the District; and

WHEREAS, the Board further desires to acknowledge and ratify herein certain actions and outstanding obligations of the District.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF LAKOTA POINTE METROPOLITAN DISTRICT HEREBY RESOLVES AS FOLLOWS:

1. The Board directs legal counsel to prepare and file either an accurate map, as specified by the Colorado Division of Local Government (the "Division"), or a notice that the District's boundaries have not changed since the filing of the last District map, with the Division, the Grand County Clerk and Recorder and Grand County Assessor on or before January 1, 2024, as required by Section 32-1-306, C.R.S.

2. Pursuant to Section 24-32-116(3)(b), C.R.S., the Board directs legal counsel to update the Division with any of the following information previously provided to the Division, in the event such information changes: (i) the official name of the District; (ii) the principal address and mailing address of the District; (iii) the name of the District's agent; and (iv) the mailing address of the District's agent.

3. The Board directs legal counsel to prepare, no more than sixty (60) days prior to and not later than January 15, 2024, the District's annual transparency notice containing the information set forth in Section 32-1-809(1), C.R.S., and to provide such notice to the eligible electors of the District in one of the manners set forth in Section 32-1-809(2), C.R.S. In addition, legal counsel is directed to file a copy of the notice with the Grand County Board of County Commissioners, the Grand County Assessor, the Grand County Treasurer, the Grand County Clerk and Recorder's Office, the Winter Park Town Council, and the Division as set forth in Section 32-1-104(2), C.R.S. A copy of the notice shall be made available for public inspection at the principal business office of the District.

4. The Board directs the District's accountant to submit a proposed 2025 budget for the District to the Board by October 15, 2024, to schedule a public hearing on the proposed budget, prepare a final budget, and budget resolution, including certification of mill levies and amendments to the budget if necessary; to certify the mill levy to Grand County on or before December 15, 2024; and to file the approved budget and amendments thereto with the proper governmental

entities in accordance with the Local Government Budget Law of Colorado, Sections 29-1-101 to 29-1-115, C.R.S.

5. In the event additional real property is included into the boundaries of the District in the future, the District authorizes legal counsel to record the special district public disclosure document and a map of the new boundaries of the District concurrently with the recording of the order for inclusion in the Grand County Clerk and Recorder's office in accordance with Section 32-1-104.8(2), C.R.S.

6. The Board directs legal counsel to notify the Winter Park Town Council of any alteration or revision of the proposed schedule of debt issuance set forth in the financial plan attached to the District's Service Plan, as required by Section 32-1-202(2)(b), C.R.S.

7. For any nonrated public securities issued by the District, the Board directs the District accountant to prepare and file with the Division on or before March 1, 2024, an annual information report with respect to any of the District's nonrated public securities which are outstanding as of the end of the District's fiscal year in accordance with Section 11-58-105, C.R.S.

8. The Board hereby authorizes the District's accountant to prepare and file an Audit Exemption and Resolution for approval of Audit Exemption with the Colorado State Auditor by March 31, 2024, as required by Section 29-1-604, C.R.S.; or, if required by Section 29-1-603, C.R.S., the Board authorizes that an audit of the financial statements be prepared and submitted to the Board before June 30, 2024 and filed with the State Auditor by July 31, 2024. In addition, if the District has authorized but unissued general obligation debt as of the end of the fiscal year, the District's accountant shall cause to be submitted to the Board of County Commissioners or the governing body of the municipality that adopted a resolution of approval of the District, the District's audit report or a copy of its application for exemption from audit in accordance with Section 29-1-606(7), C.R.S.

9. If the District holds property presumed abandoned and subject to custody as unclaimed property pursuant to the Unclaimed Property Act (§§38-13-101 *et seq.*, C.R.S.), the Board directs legal counsel to prepare an unclaimed property report that covers the twelve months preceding July 1, 2024 and submit the report to the Colorado State Treasurer by November 1, 2024, in accordance with Section 38-13-401 *et seq.*, C.R.S.

10. The Board directs legal counsel to oversee the preparation of any continuing annual disclosure report required to be filed pursuant to a continuing disclosure agreement, in accordance with the Securities Exchange Commission Rule 15c2-12 and pursuant to any authorizing resolution, indenture, pledge agreement, loan document, and/or any other document related to the issuance of any general or special obligation bonds, revenue bonds, loans from financial institutions or other multiple fiscal year obligations by the District and any refundings thereof.

11. The Board designates the Secretary of the District as the official custodian of "public records," as such term is used in Section 24-72-202(2), C.R.S. Public records may also be maintained at the office of Icenogle Seaver Pogue, P.C.

12. The Board directs legal counsel to advise it on the requirements of the Fair Campaign Practices Act Section 1-45-101 *et seq.*, C.R.S., when applicable.

13. The Board directs that all legal notices shall be published in accordance with Section 32-1-103(15), C.R.S., in a paper of general circulation within the boundaries of the District, or in the vicinity of the District if none is circulated within the District including, but not limited to, *The Middle Park Times*.

14. The Board determines that directors shall receive compensation for services as directors in the amount of \$100 per meeting in accordance with Section 32-1-902(3)(a), C.R.S.

15. The Board hereby determines that each member of the Board shall execute an Affidavit of Qualification of Director at such time the member is either elected or appointed to the Board. Such forms shall be retained in the District's files. Section 32-1-103(5), C.R.S. sets forth the qualifications required. Pursuant to Section 32-1-901, C.R.S., the Board directs legal counsel to prepare, administer and file an oath of office and a certificate of appointment, if applicable, and procure a surety bond for each Director, and to file copies of each with the Clerk of the Court and with the Division. Pursuant to Section 24-12-101(3), C.R.S., the Board directs legal counsel to further file copies of each with the Grand County Clerk and Recorder.

16. The Board extends the current indemnification resolution, adopted by the Board on January 25, 2022, to allow the resolution to continue in effect as written.

17. Pursuant to Section 32-1-1101.5, C.R.S., the Board directs legal counsel to certify the results of special district ballot issue elections to incur general obligation indebtedness by certified mail to the Winter Park Town Council and to file a copy of the certification with the Colorado Division of Securities within forty-five (45) days after the election. Furthermore, whenever the District authorizes or incurs a general obligation debt, the Board authorizes legal counsel to record notice of such action and a description of such debt, in a form prescribed by the Division, in the Grand County Clerk and Recorder's office within thirty (30) days after authorizing or incurring the debt in accordance with Section 32-1-1604, C.R.S. Furthermore, whenever the District incurs general obligation debt, the Board directs legal counsel to submit a copy of the recorded notice to the Winter Park Town Council within thirty (30) days after incurring the debt in accordance with Section 32-1-1101.5(1), C.R.S.

18. The Board directs legal counsel to prepare and file an application for a quinquennial finding of reasonable diligence with the Winter Park Town Council, if requested, in accordance with Section 32-1-1101.5(1.5) & (2), C.R.S.

19. The Board directs legal counsel to prepare and file the special district annual report in accordance with the District's Service Plan and Section 32-1-207(3)(c), C.R.S.

20. The Board has determined that legal counsel will file conflicts of interest disclosures provided by board members with the Colorado Secretary of State seventy-two (72) hours prior to each meeting of the Board, in accordance with Sections 32-1-902(3)(b) and 18-8-308, C.R.S. Annually, legal counsel shall request that each Board member submit updated

information regarding actual or potential conflicts of interest. Additionally, at the beginning of every term, legal counsel shall request that each Board member submit information regarding actual or potential conflicts of interest.

21. The District is currently a member of the Special District Association (“SDA”) and insured through the Colorado Special Districts Property and Liability Pool. The Board directs the District Manager to pay the annual SDA membership dues and insurance premiums in a timely manner. The Board and District staff will biannually review all insurance policies and coverage in effect to determine appropriate insurance coverage is maintained.

22. The Board members have reviewed the minutes from the December 12, 2022 through June 12, 2023 meetings of the Board, which minutes are attached hereto as Exhibit A. The Board, being fully advised of the premises, hereby ratifies and affirms each and every action of the Board taken at said meeting. The Board also designates legal counsel or its designee as the Recording Secretary for all meetings.

23. The Board directs District management to maintain and update the official website of the District in compliance with Section 32-1-104.5(3)(a), C.R.S.

24. Pursuant to Section 24-6-402(2)(d.5)(II)(E), C.R.S., the Board hereby declares that all electronic recordings of executive sessions shall be retained for purposes of the Colorado Open Meetings Law for ninety (90) days after the date of the executive session. The Board further directs the custodian of the electronic recordings of the executive session to systematically delete all such recordings made for purposes of the Colorado Open Meetings Law at its earliest convenience after the ninetieth (90th) day after the date of the executive session.

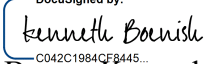
25. The District hereby acknowledges, agrees and declares that the District’s policy for the deposit of public funds shall be made in accordance with the Public Deposit Protection Act (Sections 11-10.5-101 *et seq.*, C.R.S.). As provided therein, the District’s official custodian may deposit public funds in any bank which has been designated by the Colorado Banking Board as an eligible public depository. For purposes of this paragraph, “official custodian” means a designee with plenary authority including control over public funds of a public unit which the official custodian is appointed to serve. The District hereby designates the District’s accountant as its official custodian over public deposits.

26. The Board hereby authorizes the District’s Manager to execute, on behalf of the District, any and all easement agreements pursuant to which the District is accepting or acquiring easements in favor of the District.

(Signatures Begin on Next Page)

ADOPTED AND APPROVED THIS 11th DAY OF DECEMBER 2023.

LAKOTA POINTE METROPOLITAN DISTRICT

DocuSigned by:

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By: Kenneth Boenish
As: President

Signature Page to LPMD 2024 Annual Administrative Matters Resolution

EXHIBIT A

**Minutes from the
December 12, 2022 through June 12, 2023
Meetings of the Board**

RECORD OF PROCEEDINGS

MINUTES OF THE CONTINUED SPECIAL MEETING OF LAKOTA POINTE METROPOLITAN DISTRICT

HELD
December 12, 2022

The Board of Directors of the Lakota Pointe Metropolitan District held a continued special meeting, open to the public, on December 12, 2022 at 2:00 p.m. Notice of the meeting has been posted twenty-four hours in advance of said meeting to the District website.

Attendance

Director in Attendance via teleconference:

Jeff Marck, President

Nate Chapman, Treasurer

Director Daniel Bragassa, Secretary Absent/Excused

Also in Attendance via teleconference:

Alan D. Pogue, Icenogle Seaver Pogue, P.C.

Peggy Dowswell, Pinnacle Consulting Group, Inc.

Kenneth Boenish and Adam Dowling, Lakota Winter Park, LLC

Call Meeting to Order

The meeting was called to order at 2:03 p.m. by Director Marck, noting that a quorum was present and confirmed his qualification to serve.

Conflicts of Interest

Mr. Pogue noted that notices of potential conflict of interest for all Board Members were filed with the Colorado Secretary of State's Office. Mr. Pogue advised the Board that pursuant to Colorado law, certain disclosures by the Board might be required prior to taking official action at a meeting. The Board reviewed the agenda for the meeting, following which the Directors confirmed the contents of the written disclosure previously made stating the fact and summary nature of any matters as required under Colorado law to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

Appointments to Fill Board Vacancies

Mr. Pogue discussed with the Board the appointment of two interested candidates to fill two vacancies on the Board. Upon motion duly made by Director Marck and seconded by Director Chapman, the Board unanimously approved the appointment of Mr. Ken Boenish to a 2025 term and Mr. Adam Dowling to a 2023 term to the Board of Directors.

RECORD OF PROCEEDINGS

Agenda The Board reviewed the agenda. Director Marck motioned to approve the agenda as presented, Director Chapman seconded and the Board unanimously approved the agenda.

Public Comment There was no public comment at this time.

District Bank Account Ms. Dowswell discussed with the Board opening and operating a bank account with FirstBank. Upon motion by Director Marck and seconded by Director Chapman, the Board approved opening a bank account with FirstBank.

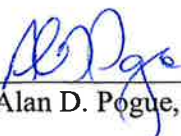
Resolution Accepting Formation Costs advanced by Lakota Land Group, LTD Mr. Pogue discussed with the Board the formation costs advanced by Lakota Land Group, LTD. The Board reviewed the Capital Costs and Operations Costs in the amount of \$57,869.34 subject to payment of the final legal invoice. Upon motion by Director Marck and seconded by Director Chapman, the Board approved the Resolution Accepting Formation Costs.

Termination of Improvement Acquisition, Advance and Reimbursement Agreement with Lakota Land Group, LTD Mr. Pogue discussed with the Board the termination of the Improvement Acquisition, Advance and Reimbursement Agreement for funding operations and maintenance expenses and authorizing the issuance of a subordinate promissory note evidencing the District's reimbursement obligation for operating advances. Upon motion by Director Marck and seconded by Director Chapman, the Board approved the termination of the Improvement Acquisition, Advance and Reimbursement Agreement.

Improvement Acquisition, Advance and Reimbursement Agreement with Lakota Land Winter Park, LLC The Board deferred to the next meeting.

2022 Funding and Reimbursement Agreement with Lakota Pointe Winter Park, LLC The Board deferred to the next meeting.

Adjournment There being no further business to come before the Board, the meeting was adjourned at 2:41 p.m.



Alan D. Pogue, Secretary for the Meeting

RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF THE BOARDS OF DIRECTORS OF LAKOTA POINTE METROPOLITAN DISTRICT

HELD
January 24, 2023

The Board of Directors of the Lakota Pointe Metropolitan District held a special meeting, open to the public, on Tuesday, January 24, 2023, at 2:00 p.m. Notice of the meeting was posted twenty-four hours in advance of said meeting to the District website.

ATTENDANCE

Directors in Attendance via teleconference:

Kenneth Boenish, Director
Adam Dowling, Director

Also, in Attendance Were:

Alan Pogue and Anna Wool; Icenogle Seaver Pogue, P.C.
Jason Woolard, Shannon Randazzo, Nicole Wing, Kirsten Starman, Irene Buenavista, and Randall Provencio; Pinnacle Consulting Group, Inc.
Mikaela Rivera; Waas Campbell Rivera Johnson & Velasquez, LLP

CALL TO ORDER

The meeting was called to order at 2:04 p.m. by Ms. Randazzo, noting that a quorum was present. The Directors in attendance confirmed their qualifications to serve.

CONFLICT OF
INTEREST
DISCLOSURE

Mr. Pogue noted that notices of potential conflict of interest for all Board Members were filed with the Colorado Secretary of State's Office. Mr. Pogue advised the Board that pursuant to Colorado law, certain disclosures by the Board might be required prior to taking official action at a meeting. The Board reviewed the agenda for the meeting, following which the Directors confirmed the contents of the written disclosure previously made stating the fact and summary nature of any matters as required under Colorado law to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

RECORD OF PROCEEDINGS

APPROVAL OF
AGENDA

The Board considered the agenda. Ms. Randazzo requested of the Board to amend the agenda to move Legal Items to III and to move Financial Items to IV. Mr. Pogue requested of the Board to add item I E. Acknowledgement of resignation of Board Directors Jeff March, Daniel Bragassa and Nate Dowling. Upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to approve the agenda, as amended.

PUBLIC COMMENT

The Board opened the meeting to public comment. There were no comments made by members of the public and this portion of the meeting was closed.

CONSENT
AGENDA

The Boards considered the following consent agenda item:

- A. Approval of Minutes – December 1, 2022, Special Meeting Minutes, and the December 12, 2022, Special Meeting Minutes.

Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to approve the Consent Agenda, as presented.

FINANCIAL ITEMS

Financial Update: Ms. Buenavista provided a Financial Update to the Board and answered questions. Ms. Buenavista reported that she is working to establish a checking account with First Bank for the District and that the District's payable process will be completed through Bill.com.

2023 AMENDED
BUDGET HEARING

Director Boenish opened the 2023 Amended Budget Hearing to the public. It was confirmed that notice of the hearing had been published in accordance with state budget law on January 19, 2023. There being no public input, Director Boenish closed the hearing. Ms. Buenavista reviewed the proposed 2023 Amended Budgets with the Board, which detailed estimated revenues and expenditures.

General Fund: \$64,000
Capital Projects Fund: \$0

General Fund: \$94,000
Capital Projects Fund: \$3,200,000

Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RECORD OF PROCEEDINGS

RESOLVED to approve the 2023 Amended Budgets, as presented.

FINANCIAL ITEMS
CONT.

Designate Board Members to Finance Committee for Bond Issuance: Ms. Buenavista and Mr. Pogue discussed Designation of Board Members to Finance Committee for Bond Issuance with the Board and answered questions. The Board designated Mr. Dowling to the Finance Committee for Bond Issuance.

Engagement with Piper Sandler: Ms. Buenavista discussed services provided by Piper Sandler with the Board and recommended utilizing this firm for issuance of Bonds. Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to engage Piper Sandler for bond issuance.

LEGAL ITEMS

Engagement of Wass Campbell Rivera Johnston & Velasquez for Legal Services: Mr. Pogue presented the Wass Campbell Rivera Johnston & Velasquez Agreement for Legal Services to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to engage Wass Campbell Rivera Johnston & Velasquez for Legal Services.

Funding and Reimbursement Agreement with Lakota Pointe Winter Park, LLC, and in connection therewith, the issuance of a Subordinate Promissory Note to secure reimbursement of operating advances: Mr. Pogue presented the Funding and Reimbursement Agreement with Lakota Pointe Winter Park, LLC, and in connection therewith, the issuance of a Subordinate Promissory Note to secure reimbursement of operating advances with the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to approve the Funding and Reimbursement Agreement with Lakota Pointe Winter Park, LLC, and in connection therewith, the issuance of a Subordinate Promissory Note to secure reimbursement of operating advances, as presented.

RECORD OF PROCEEDINGS

Improvement Acquisition, Advance and Reimbursement Agreement with Lakota Pointe Winter Park, LLC, and in connection therewith, the issuance of a Subordinate Promissory Note to secure reimbursement of capital advances: Mr. Pogue presented the Improvement Acquisition, Advance and Reimbursement Agreement with Lakota Pointe Winter Park, LLC, and in connection therewith, the issuance of a Subordinate Promissory Note to secure reimbursement of capital advances with the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to approve the Improvement Acquisition, Advance and Reimbursement Agreement with Lakota Pointe Winter Park, LLC, and in connection therewith, the issuance of a Subordinate Promissory Note to secure reimbursement of capital advances, as presented.

CAPITAL ITEMS

Engagement of Pinnacle Consulting Group, Inc. for Capital Management Services: Ms. Starman and Mr. Woolard discussed Engagement of Pinnacle Consulting Group, Inc., for Capital Management Services and answered questions. Ms. Starman presented the Addendum for Capital Management Services and answered questions. Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to engage Pinnacle Consulting Group, Inc., for Capital Management Services and to approve the Addendum for Capital Management Services, as presented.

Work Order 2023-01 with Terracina Design LLC for Public Infrastructure Construction Documents (\$116,700.00): Ms. Starman presented the Work Order 2023-01 with Terracina Design LLC for Public Infrastructure Construction Documents (\$116,700.00) to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to approve the Work Order 2023-01 with Terracina Design LLC for Public Infrastructure Construction Documents (\$116,700.00), as presented.

Work Order 2023-02 with Terracina Design LLC for Entitlement Services (\$74,350.00): Ms. Starman presented the Work Order 2023-02 with Terracina Design LLC for Entitlement Services (\$74,350.00) to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RECORD OF PROCEEDINGS

RESOLVED to approve the Work Order 2023-02 with Terracina Design LLC for Entitlement Services (\$74,350.00).

DISTRICT
MANAGER ITEMS

Engagement of Pinnacle Consulting Group, Inc. for District Management/Administration and Finance/Accounting Services: Ms. Randazzo discussed Engagement of Pinnacle Consulting Group, Inc. for District Management/Administration and Finance/Accounting Services with the Board and answered questions. Ms. Randazzo also introduced the District’s Pinnacle team. Following review and discussion, upon motion duly made by Director Boenish, seconded by Director Dowling, and upon vote, unanimously carried, it was

RESOLVED to engage Pinnacle Consulting Group, Inc. for District Management/Administration and Finance/Accounting Services.

OTHER ITEMS

Developer Update: Mr. Dowling reported that legal counsel will be setting up a meeting with the Town of Winter Park regarding the addition of a second District. Mr. Pogue discussed with the Board what is needed to submit a Service Plan for the new District and for an Amended Service Plan for the existing District.

EXECUTIVE
SESSION

No Executive Session was held.

ADJOURNMENT

There being no further business to come before the Boards, the meeting was adjourned at 2:38 p.m.

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

Respectfully Submitted,

Kiyesia Conaway
For Nicole Wing, Secretary for the Meeting

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF LAKOTA POINTE METROPOLITAN DISTRICT

HELD
June 12, 2023

The Board of Directors of the Lakota Pointe Metropolitan District held a regular meeting, open to the public, on Monday, June 12, 2023, at 2:00 p.m. Notice of the meeting was posted twenty-four hours in advance of said meeting to the District website.

ATTENDANCE

Directors in Attendance via teleconference:
Kenneth Boenish, Director

Also, in Attendance Were:

Alan Pogue; Icenogle Seaver Pogue, P.C.
Jason Woolard, Shannon Randazzo, Kieyesia Conaway, Amanda Castle,
Michael Garcia, Casey Milligan, and Nic Ortiz; Pinnacle Consulting Group,
Inc.
Adam Dowling, Lakota Pointe Development LLC

CALL TO ORDER

The meeting was called to order at 2:04 p.m. by Ms. Randazzo, noting that a quorum was present. The Directors in attendance confirmed their qualifications to serve.

CONFLICT OF
INTEREST
DISCLOSURE

Mr. Pogue noted that notices of potential conflict of interest for all Board Members were filed with the Colorado Secretary of State's Office. Mr. Pogue advised the Board that pursuant to Colorado law, certain disclosures by the Board might be required prior to taking official action at a meeting. The Board reviewed the agenda for the meeting, following which the Directors confirmed the contents of the written disclosure previously made stating the fact and summary nature of any matters as required under Colorado law to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

APPROVAL OF
AGENDA

The Board considered the agenda. Upon motion made by Director Boenish, unanimously carried, it was

RESOLVED to approve the agenda, as presented.

RECORD OF PROCEEDINGS

APPOINTMENT FOR VACANCY

The Board discussed the appointment for a Vacancy on the Board of Directors. Following review and discussion, upon motion duly made by Director Boenish, unanimously carried, it was

RESOLVED to approve appointing Adam Dowling to the vacant position on the Board of Directors.

ELECTION OF OFFICERS

The Board Discussed officer positions for the Board of Directors. Following review and discussion, upon motion made by Director Boenish, unanimously carried, it was

RESOLVED to appoint each Director to the following position:

Kenneth Boenish President
Adam Dowling Secretary and Treasurer

PUBLIC COMMENT

There were no Members of the Public present at this meeting.

DIRECTOR COMMENT

There were no Director comments to come before the Board.

CONSENT AGENDA

The Boards considered the following consent agenda item:

- A. Approval of Minutes – January 24, 2023, Special Meeting Minutes.
- B. Ratification of Payables.

Following review and discussion, upon motion made by Director Boenish, unanimously carried, it was

RESOLVED to approve the Consent Agenda, as presented.

FINANCIAL ITEMS

Financial Update: Ms. Castle provided a Financial Update to the Board and answered questions.

2021 Audit Exemption: Ms. Castle presented and requested approval of the 2021 Audit Exemption to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, unanimously carried, it was

RESOLVED to approve the 2021 Audit Exemption.

RECORD OF PROCEEDINGS

2022 Audit Exemption: Ms. Castle presented and requested ratification the 2022 Audit Exemption to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, unanimously carried, it was

RESOLVED to ratify the 2022 Audit Exemption.

Unaudited Financial Statements for the period ending December 31, 2022: Ms. Castle Presented the Unaudited Financial Statements for the period ending December 31, 2022 and answered questions. Following review and discussion, upon motion duly made by Director Boenish, unanimously carried, it was

RESOLVED to approve the Unaudited Financial Statements for the period ending December 31, 2022.

2022 AMENDED
BUDGET HEARING

Director Boenish opened the 2022 Amended Budget Hearing to the public. It was confirmed that notice of the hearing had been published in accordance with state budget law on June 8, 2023. There being no public input, Director Boenish closed the hearing. Ms. Castle reviewed the proposed 2022 Amended Budget with the Board, which detailed estimated revenues and expenditures.

Capital Projects Fund: \$0

Capital Projects Fund: \$57,869

Following review and discussion, upon motion duly made by Director Boenish, unanimously carried, it was

RESOLVED to approve the 2022 Amended Budget, as presented.

2023 AMENDED
BUDGET HEARING

Director Boenish opened the 2023 Amended Budget Hearing to the public. It was confirmed that notice of the hearing had been published in accordance with state budget law on June 8, 2023. There being no public input, Director Boenish closed the hearing. Ms. Castle reviewed the proposed 2023 Amended Budget with the Board, which detailed estimated revenues and expenditures.

General Fund: \$94,000

General Fund: \$114,000

Following review and discussion, upon motion duly made by Director Boenish, and upon vote, unanimously carried, it was

RESOLVED to approve the 2023 Amended Budget, as presented.

RECORD OF PROCEEDINGS

CAPITAL ITEMS

Lakota Pointe Phase 1 District Project Management Services Bid Summary: Mr. Ortiz presented the District Project Management Services Bid Summary with the Board and answered questions.

Lakota Pointe Phase 1 Master Services Agreement and WO 2023-01 with Cirque Property, LLC for District Project Management Services: Mr. Ortiz presented the Master Services Agreement and WO 2023-01 with Cirque Property, LLC for District Project Management Services to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, and upon vote, unanimously carried, it was

RESOLVED to approve the Master Services Agreement and WO 2023-01 with Cirque Property, LLC for District Project Management Services not to exceed 5% of total project costs.

Lakota Pointe Phase 1 Master Service Agreement and Work Order 2023-01 with Topographic Services for Survey and Staking Services: Mr. Ortiz presented the Master Service Agreement and Work Order 2023-01 with Topographic Services for Survey and Staking Services to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, and upon vote, unanimously carried, it was

RESOLVED to ratify the Master Service Agreement and Work Order 2023-01 with Topographic Services for Survey and Staking Services in the amount of \$19,900.

DISTRICT MANAGER ITEMS

Manager's Report: Ms. Randazzo presented the District Manager's Report to the Board and answered questions.

Change Order 2023-02 with Topographic for Service Plan Survey Services: Ms. Randazzo presented the Change Order 2023-02 with Topographic for Service Plan Survey Services to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, and upon vote, unanimously carried, it was

RESOLVED to ratify Change Order 2023-02 with Topographic for Service Plan Survey Services in the amount of \$3,000.

Work Order 2023-03 with Terracina Design LLC for Service Plan Amendment: Ms. Randazzo presented the Work Order 2023-03 with Terracina Design LLC for Service Plan Amendment to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, and upon vote, unanimously carried, it was

RECORD OF PROCEEDINGS

RESOLVED to ratify Work Order 2023-03 with Terracina Design LLC for Service Plan Amendment in the amount of \$5,050.

LEGAL ITEMS

Resolution for Condemnation of Sewer Easement: Mr. Pogue presented the Resolution for Condemnation of Sewer Easement to the Board and answered questions. Following review and discussion, upon motion duly made by Director Boenish, and upon vote, unanimously carried, it was

RESOLVED to approve the Resolution for Condemnation of Sewer Easement.

OTHER ITEMS

Developer Update: Mr. Dowling presented the Developer Update to the Board and answered questions.

ADJOURNMENT

There being no further business to come before the Boards, the meeting was adjourned at 2:23 p.m.

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

Respectfully Submitted,



Kieyesia Conaway, Secretary for the Meeting