

## RECORD OF PROCEEDINGS

### MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE PLAINS METROPOLITAN DISTRICT HELD AUGUST 18, 2016

The regular meeting of the Board of Directors of the Plains Metropolitan District (referred to hereafter as "Board") was convened on Thursday, August 18, 2016 at 12:00 p.m. at KC & Associates, 10106 W. San Juan Way, Suite 210, Littleton, Colorado 80127. The meeting was open to the public.

#### ATTENDANCE

##### In Attendance were Directors:

Paul Motzkus  
Kathy Christensen  
Kathy Tourney  
Scott Burrows  
Robert Millwee

##### Also in Attendance were:

David B. Peak; District Manager  
Dennis Carruth, Carruth Properties  
John Watson, Esq.; Berenbaum Weinschienk, P.C.  
Owen L. Oliver, Esq.; The Oliver Law Firm, P.C.

#### CALL TO ORDER

Director Motzkus called the Board meeting to order and confirmed a quorum.

#### APPROVAL OF AGENDA

Following review and discussion, upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board approved the Agenda as presented.

#### APPROVAL OF MINUTES

Following review and discussion, upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board approved as amended the minutes of the July 21, 2016 Board Meeting.

#### COMMUNITY COMMENT

Mr. Carruth briefed the Board regarding his meeting with Ronald Hopp, Executive Director for Foothills Park and Recreation District. He summarized that his meeting with Mr. Hopp was positive regarding the possible development of the 1-acre site adjacent to the Collegiate Academy. He encouraged the Plains Metropolitan District to follow-up with Foothills Park and Recreation District regarding this matter. Mr. Carruth thanked the Board for their time and then left the board meeting.

#### FINANCIAL MATTERS

##### A. Cash Position Schedule

Mr. Peak reviewed the Cash Position Schedule and the Trust Account as of August 15, 2016. After the review, the Board accepted the Cash Position Schedule and the Trust Account as presented.

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### B. Review and Consider Approval of Claims

Upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board approved to pay claims totaling \$22,899.16 for check numbers 1274 through 1286.

### ADMINISTRATIVE MATTERS

#### A. 2-Acre Site Update

##### 1. Pool Design

Mr. Peak reported that Mr. White with Intergroup Architects is finalizing the design plan in preparation of sending it to Ken Caryl Ranch Metropolitan District (KCRMD) for review and approval. Mr. Peak indicated that Mr. White would send the documents within the next week.

##### 2. Bank Loan

Mr. Peak reported he would send the 2015 Audit to Evergreen National Bank and Mr. Watson indicated that he is in the process of providing related legal opinions to Evergreen National Bank.

#### B. School District Ballfields

##### 1. Intergovernmental Agreement (IGA)

Mr. Peak reviewed the draft of the IGA with the Jefferson County School District. After discussion, and upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board approved the IGA subject to a minor revision by the District's Manager and legal council.

### LEGAL MATTERS

#### A. Executive Session to Receive Legal Advice Concerning Pending Litigation Pursuant to C.R.S. 24-6-402(4)(b)

Upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board entered Executive Session at 1:20 p.m.

Upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board closed Executive Session at 1:35 p.m. Upon resuming the Regular Meeting after the Executive Session no further action was taken.

### OTHER BUSINESS

#### A. Confirm Quorum for Next Regular Board Meeting - September 15, 2016 at 12:00 p.m. - KC & Associates, 10106 W. San Juan Way, Suite 210, Littleton, CO 80127.

The Board confirmed a quorum for the September 15, 2016 Regular Board Meeting. Director Burrows indicated that he would not be in attendance for the September 15, 2016 Board Meeting.

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**LEGAL  
MATTERS**

- A. Executive Session to Receive Legal Advice Concerning Pending Litigation Pursuant to C.R.S. 24-6-402(4)(b)

Upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board entered Executive Session at 1:20 p.m.

Upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board closed Executive Session at 1:30 p.m.

Upon resuming the regular meeting after the Executive Session no further action was taken.

**OTHER  
BUSINESS**

- A. Confirm Quorum for Next Regular Board Meeting - August 18, 2016 at 12:00 p.m. - KC & Associates, 10106 W. San Juan Way, Suite 210, Littleton, CO 80127.

The Board confirmed a quorum for the August 18, 2016 Regular Board Meeting.

**ADJOURNMENT**

Upon a motion duly made, and seconded, and upon a vote, unanimously carried, the meeting was adjourned at approximately 1:45 p.m.

Respectfully submitted,

By David Peak  
Secretary for the Meeting