

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
PLAINS METROPOLITAN DISTRICT
HELD
SEPTEMBER 15, 2016

The regular meeting of the Board of Directors of the Plains Metropolitan District (referred to hereafter as "Board") was convened on Thursday, September 15, 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
Robert Millwee
Directors Tourney and Burrows were absent and excused

Also in Attendance were:

David B. Peak; District Manager
Owen L. Oliver, Esq.; The Oliver Law Firm, P.C.
John Watson, Esq.; Berenbaum Weinschenk, 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 and excused Directors Tourney and Burrows absence.

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 August 18, 2016 Regular Board Meeting.

COMMUNITY COMMENT

None.

FINANCIAL MATTERS

A. Cash Position Schedule

Mr. Peak reviewed the Cash Position Schedule and the Trust Account as of September 12, 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 \$102,381.75 for check numbers 1287 through 1304 with check numbers 1295 and 1296 voided.

C. Review of the Preliminary Assessed Valuation

Mr. Peak reported that the Jefferson County Assessor's Office indicated that they are two weeks behind schedule in sending out the Assessed Valuation Reports for next year's budgets. Mr. Peak indicated that once he receives those reports from the County he will forward them onto the Board for their review.

ADMINISTRATIVE MATTERS

A. 2-Acre Site Update

1. Pool Design

Mr. Peak reported that Mr. White with Intergroup Architects sent the final renderings of the swim/tennis facility to Ken Caryl Ranch Metropolitan District (KCRMD) for their review and approval. Mr. White has not heard back from KCRMD as of this meeting.

2. Bank Loan

Mr. Peak sent copies of the Plains Metropolitan District 2015 Audit to the bankers who will provide the construction loan for the swimming pool and tennis courts. Mr. Peak indicated that he has a meeting scheduled with Mr. Halverson next week to update him on the progress of the pool facility.

B. School District Ballfields

1. Design Review Meeting

Mr. Peak reported that the Design Committee comprised of: representatives from Jeffco Public Schools, Design Concepts, JBA Consulting Engineers, KCRMD, and Plains held its first joint meeting at the Bradford Intermediate School. There was discussion regarding possible design, construction schedule, and concerns and issues of the community regarding the construction of ballfields at the school site. The next meeting is to be scheduled for the latter part of September.

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 12:25 p.m..

Upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board closed Executive Session at 2:04 p.m..

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Upon resuming the Regular Meeting after the Executive Session following discussion, and upon a motion duly made, and seconded, and upon vote, unanimously carried, the Board approved the District's special counsel to prepare and submit with the District's President's signature a letter that suggests resolution to the lawsuit with KCRMD and continues with the most recent offer and payment to KCRMD of \$3.1 million. This offer is contingent upon and is subject to the approval of the Plains Amended and Restated Service Plan by the Jefferson County commissioners.

OTHER BUSINESS

A. Confirm Quorum for Next Regular Board Meeting - October 20, 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 October 20, 2016 Regular Board Meeting.

ADJOURNMENT

Upon a motion duly made, and seconded, and upon a vote, unanimously carried, the meeting was adjourned at approximately 2:07 p.m.

Respectfully submitted,

By David Peak
Secretary for the Meeting