

# RECORD OF PROCEEDINGS

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## MINUTES OF THE SPECIAL MEETING OF THE BOARDS OF DIRECTORS OF TURION METROPOLITAN DISTRICT NOS. 1-6

**HELD**  
**November 15, 2022**

The Boards of Directors of the Turion Metropolitan District Nos. 1–6, held a special meeting, open to the public, via MS Teams and Teleconference at 11:30 a.m. on Tuesday, November 15, 2022.

### ATTENDANCE

#### Directors in Attendance:

Robert Eck, President & Chairman  
Brad Lenz, Secretary/Treasurer  
Donald Guerra, Assistant Secretary

#### Also in Attendance:

Deborah Early; Icenogle Seaver Pogue, P.C.  
Andrew Kunkel, Tiffany Skoglund, Nicole Wing, Tracie Kaminski, Shannon McEvoy, and Stanley Holder; Pinnacle Consulting Group, Inc.  
Meredith Maroone; BMGI Group

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### COMBINED MEETING

The Districts are meeting in a combined Board meeting. Unless otherwise noted below, the matters set forth below shall be deemed to be the actions of the Board of Directors of Turion Metropolitan District No. 1, with concurrence by the Board of Directors of Turion Metropolitan District Nos. 2, 3, 4, 5 and 6.

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### ADMINISTRATIVE ITEMS

Call to Order: The Special Meeting of the Boards of Directors of the Turion Metropolitan District Nos. 1-6 was called to order at 11:31 a.m. by Mr. Kunkel, noting that a quorum was present.

Declaration of Quorum/Director Disclosure of any potential Conflicts of Interest: The Directors in attendance confirmed their qualifications to serve. Ms. Early discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Boards were requested to disclose any potential conflicts of interest regarding any matters scheduled for discussion at this meeting and incorporated for the record those applicable disclosures made by the Board members prior to this

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meeting in accordance with statute. It was noted by Ms. Early that disclosures of potential conflicts of interest were filed with the Secretary of State for all Directors.

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### APPROVAL OF AGENDA

The Boards reviewed the agenda. Upon a motion duly made by Director Eck, seconded by Director Guerra, and upon vote, unanimously carried, it was

**RESOLVED** to approve the agenda, as presented.

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### PUBLIC COMMENT

There were no comments made by members of the public.

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### CONSENT AGENDA

The Boards considered the following items on the consent agenda:

- A. Approval of Minutes - November 30, 2021, Special Meeting, December 6, 2021, Special Meeting, and November 8, 2022, Special Meeting.
- B. Ratification of Payables.
- C. Ratification of Contract Modifications.
- D. Approval of 2023 Annual Administrative Matters Resolution.
- E. Approval of 2023 Meeting Resolution.
- F. Approval of 2023 Election Resolution.

Following review and discussion, upon a motion duly made by Director Eck, seconded by Director Lenz, and upon vote, unanimously carried, it was

**RESOLVED** to approve the consent agenda items, except for the 2023 Meeting Resolution which the Boards amended to change the Q4 board meeting date and time to November 16, 2023, at 11 a.m.

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### FINANCIAL ITEMS

Financial Reports: Ms. Kaminski presented the September 30, 2022, Financial Statements to the Boards and answered questions. Following review and discussion, upon a motion duly made by Director Eck, seconded by Director Lenz, and upon vote, unanimously carried, it was

**RESOLVED** to accept the September 30, 2022, Financial Statements as presented.

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Public Hearing regarding the Proposed 2023 Budgets: Upon a motion duly made by Director Eck, seconded by Director Lenz, and upon vote, the Public Hearing regarding the Proposed 2023 Budgets was opened. Mr. Kunkel confirmed that the notice of the hearing had been published in accordance with state budget law. There being no public input, Director Eck closed the hearing. Ms. Kaminski reviewed the proposed 2023 Budgets with the Boards and responded to questions. The budgets and funds are as follows:

District No. 1:  
Mill Levy is 73.201 mills  
General Fund: \$189,639  
Capital Project Fund: \$3,105,000

District No. 2:  
Mill Levy is 65.031 mills  
General Fund: \$2,190,695

District No. 3:  
Mill Levy is 65.012 mills  
General Fund: \$1044

District No. 4:  
Mill Levy is 50.000 mills  
General Fund: \$101

District No. 5:  
Mill Levy is 50.000 mills  
General Fund: \$101

District No. 6:  
Mill Levy is 50.000 mills  
General Fund: \$101

Following review and discussion, upon a motion duly made by Director Eck, seconded by Director Lenz, and upon vote, unanimously carried, it was

**RESOLVED** to approve the Resolution to Adopt the 2023 Budgets for Turion Metropolitan Districts Nos. 1 – 6, Certify the Mill Levies, Appropriate Budgeted Funds and approve all other documents related to the adoption of the 2023 budgets. The District's Manager and Finance and Accounting Manager are authorized to make minor modifications necessary subject to receipt of the final certification of assessed valuation from Larimer County.

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2021 Audit for District Nos. 1 & 2: Ms. Kaminski reviewed the 2021 Audit for District Nos. 1 & 2 with the Boards and answered questions. Following review and discussion, upon a motion duly made by Director Eck, seconded by Director Lenz, and upon vote, unanimously carried, it was

**RESOLVED** to ratify the 2021 Audit for District Nos. 1 & 2, as presented.

2021 Audit Exemptions for District Nos. 3-6: Ms. Kaminski requested ratification of the 2021 Applications for Exemption from Financial Audit for District Nos. 3-6 and answered questions. Following review and discussion, upon a motion duly made by Director Eck, seconded by Director Lenz, and upon vote, unanimously carried, it was

**RESOLVED** to ratify the 2021 Applications for Exemption from Financial Audit.

Engagement of 2022 Auditor: Ms. Kaminski discussed the services provided by Haynie & Company and recommended utilizing this firm to perform the 2022 Audit for District No. 1 and No. 2. Following review and discussion, upon a motion duly made by Director Eck, seconded by Director Lenz, and upon vote, unanimously carried, it was

**RESOLVED** to engage Haynie & Company to perform the 2022 Audit for District No. 1 and No. 2.

CAPITAL  
INFRASTRUCTURE  
ITEMS

There were no Capital Infrastructure items brought before the Boards.

LEGAL ITEMS

There were no Legal Items brought before the Boards.

DISTRICT  
MANAGER ITEMS

District Manager's Report: Mr. Kunkel reviewed the District Manager's report with the Boards.

OTHER MATTERS

Director Eck reported that the Town of Berthoud did not approve the Second Amended and Restated Service Plan that would have included property in Mead. A separate Service Plan covering only the Mead property was submitted to and approved by the Town of Mead and new metropolitan

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districts were organized to serve the Mead property. The Districts may seek to amend the existing Service Plan at some point in the future.

ADJOURNMENT

There being no further business to come before the Boards, the meeting was adjourned at 11:47 a.m.

Respectfully submitted,

  
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Andrew Kunkel, Secretary for the Meeting