

MINUTES OF A JOINT SPEICAL MEETING OF THE
BOARDS OF DIRECTORS

OF THE

NORTH LAND INDUSTRIAL METROPOLITAN DISTRICT
NOS. 1 & 2

Held: Wednesday, September 9, 2020, at 9:00 A.M. *via*
teleconference

Due to Executive Orders issued by Governor Polis and Public Health Orders implementing the Executive Orders, issued by the Colorado Department of Health and Environment (CDPHE), and the threat posed by the COVID-19 coronavirus, the meeting was held via teleconference.

ATTENDANCE

The meeting was held in accordance with the laws of the State of Colorado. The following directors were in attendance:

Lloyd Land
Vern Burke
Shane Olson

Also present were: Jennifer Gruber Tanaka, Esq., and Eve G. Velasco, Esq., White Bear Ankele Tanaka & Waldron, Attorneys at Law, District General Counsel; Diane Wheeler, Simmons & Wheeler, District Accountant; and Triston Land-Clow, eligible elector.

**ADMINISTRATIVE
MATTERS**

Call to Order

The meeting was called to order.

Declaration of Quorum and
Confirmation of Director
Qualifications

Ms. Tanaka noted that a quorum for each of the Boards was present and that the directors had confirmed their qualification to serve.

Reaffirmation of Disclosures of
Potential or Existing Conflicts
of Interest

Ms. Tanaka advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Tanaka reported that disclosures for those directors with potential or existing conflicts of interest were filed with the 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. Tanaka noted that a quorum was present and inquired into whether members of the Boards had any additional disclosures

of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted. The Boards determined that the participation of the members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

Combined Meetings 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 North Land Industrial Metropolitan District Nos. 1 and 2, collectively.

Approval of Agenda Ms. Tanaka presented the Boards with the proposed agenda for the meeting. Upon motion of Mr. Olson, seconded Mr. Burke, the Boards unanimously approved the agenda as revised to remove item c from the Consent Agenda.

Excusal of Absence The Boards noted the absence of Robert Brandt. Upon motion of Mr. Olson, seconded Mr. Burke, the Boards unanimously excused his absence.

DIRECTOR MATTERS

Appointment of Director to Boards The Boards noted that a self-nomination form for Mr. Land-Clow was not provided by the statutory deadline, and, therefore, the seat is currently vacant. The Boards noted the desire to appoint Mr. Land-Clow back to this position. Upon motion of Mr. Land, seconded by Mr. Burke, the Boards unanimously appointed Mr. Land-Clow to the Boards.

Election of Officers Ms. Tanaka noted that with the election in May it is necessary to elect officers for the Boards. Upon motion of Mr. Burke, seconded by Mr. Land, the Boards unanimously elected the same slate of officers for the Boards as follows:

- President: Lloyd Land
- Secretary/Treasurer: Vern Burke
- Assistant Secretary: Triston Land-Clow
- Assistant Secretary: Shane C. Olson
- Assistant Secretary: Robert Brandt

PUBLIC COMMENT None.

CONSENT AGENDA The Boards were presented with the consent agenda items. Upon motion of Mr. Burke, seconded by Mr. Land, the Boards unanimously took the following actions:

- a. Approval of Minutes from the January 6, 2020 Joint Special Meeting

- b. Ratification of Payment of Claims (January 6, 2020 – September 9, 2020) (\$413,668.46) (District No. 1)
- c. REMOVED
- d. Acceptance of Unaudited Financial Statements as of June 30, 2020
- e. Consider Adoption of Resolution No. 2020-09-01: Establishing an Electronic Signature Policy
- f. Consider Adoption of Resolution No. 2020-09-02: Joint Resolution Declaring Emergency Procedures and Authorizing Teleconferencing For Regular and Special Meeting

FINANCIAL MATTERS

2019 Audits

Ms. Wheeler presented the Boards with the 2019 draft audits for consideration. Ms. Wheeler reported that the auditor is prepared to issue a clean, unmodified opinion, which is the highest opinion that can be obtained.

Upon motion of Mr. Olson, seconded by Mr. Land, the Boards unanimously accepted the 2019 audits and approved the client representation letters.

LEGAL MATTERS

Status of Certification of Costs

Mr. Burke provided an update on the status of the construction and conveyance of the public improvements to the Town, which will dictate the Districts’ reimbursement of costs. It is anticipated that the costs will be certified for the October meeting.

OTHER BUSINESS

Next Joint Regular Meeting

The next joint regular meeting is scheduled for October 22, 2020 at 10:00 A.M.

ADJOURNMENT

There being no further business to come before the Boards, upon motion, second and unanimous vote, the meeting was adjourned.

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

Vern Burke
 Vern Burke (Oct 22, 2020 16:02 MDT)

Secretary for the Districts










North Land Industrial Execution Packet

Final Audit Report

2020-10-28

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