

## RECORD OF PROCEEDINGS

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MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
ELBERT & HIGHWAY 86 COMMERCIAL METROPOLITAN DISTRICT  
(THE "DISTRICT") AND NOTICE OF FINAL DETERMINATION TO  
ISSUE OR REFUND GENERAL OBLIGATION INDEBTEDNESS  
HELD  
APRIL 5, 2021

A special meeting of the Board of Directors of the Elbert & Highway 86 Commercial Metropolitan District (referred to hereafter as the "Board") was convened on Monday, April 5, 2021, at 3:00 p.m. **Due to concerns regarding the spread of the Coronavirus (COVID-19) and the benefits to the control of the spread of the virus by limiting in-person contact, this District Board meeting was held via Zoom. The meeting was open to the public.**

### ATTENDANCE

#### Directors In Attendance Were:

Karl R. Nyquist, President  
David Pretzler, Secretary/Treasurer  
Mark Harding, Assistant Secretary  
Todd Lambert, Assistant Secretary  
Richard Dinkel, Assistant Secretary

#### Also, In Attendance Were:

Lisa Johnson & Thuy Dam; CliftonLarsonAllen LLP  
Dianne Miller; Miller & Associates Law Offices, P.C.  
Shelby Turner; PSC  
Mike McGinnis; Greenberg Taurig  
Bradford Eidt; Wild Pointe Resident

### ADMINISTRATIVE MATTERS

**Call to order:** Ms. Johnson called the meeting to order at 3:04 p.m.

**Disclosures of potential conflicts of interest:** The Board had previously filed Disclosure of Potential Conflict of Interest Statements with the Board and with the Secretary of State at least seventy-two (72) hours in advance of the meeting in accordance with statutory requirements.

**Quorum, location of meeting, posting of meeting notices and agenda:** It was noted that a quorum was present allowing the Board to act on all matters to come before them at this meeting. The location of the meeting and the posting of the meeting notice was confirmed. Upon a motion duly made by Director Harding, seconded by Director Nyquist and, upon vote, unanimously carried, the Board approved the agenda as presented.

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**Public comment:** None.

### LEGAL MATTERS

**The District authorizing the issuance and sale of the District's Special Revenue and Tax Supported Refunding and Improvement Senior Bonds, Series 2021, in an aggregate principal amount not to exceed \$28,000,000 and, authorizing the issuance and sale of Special Revenue and Tax Supported Refunding and Improvement Subordinate Bonds, Series 2021, in an aggregate principal amount not to exceed \$5,000,000:** Attorney Miller introduced the agenda item and Mr. McGinnis introduced the Bond Resolution to the Board. Ms. Turner provided additional information to the Board related to the transaction. Mr. Eidt asked questions related to the transaction details and PIF pledge and covenant. Upon a motion duly made by Director Lambert, seconded by Director Pretzler and, upon a vote, unanimously carried, the Board adopted a Resolution authorizing the issuance and sale of the District's Special Revenue and Tax Supported Refunding and Improvement Senior Bonds, Series 2021, in an aggregate principal amount not to exceed \$28,000,000 and, authorizing the issuance and sale of Special Revenue and Tax Supported Refunding and Improvement Subordinate Bonds, Series 2021, in an aggregate principal amount not to exceed \$5,000,000, and appointed Directors Lambert and Nyquist as the Authorized Delegates to execute the Bond Purchase Agreement.


### OTHER BUSINESS

None.

### ADJOURNMENT

There being no further business to come before the Board at this time, the Board adjourned the meeting at 3:22 p.m.

Respectfully submitted,

DocuSigned by:  
  
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Secretary for the Meeting