

# RECORD OF PROCEEDINGS

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## MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE PINEY CREEK VILLAGE METROPOLITAN DISTRICT HELD FEBRUARY 15, 2023

A Special Meeting of the Board of Directors (referred to hereafter as the “Board”) of the Piney Creek Village Metropolitan District (referred to hereafter as the “District”) was convened on Wednesday, the 15<sup>th</sup> day of February, 2023, at 9:00 a.m. The District Board meeting was held via Zoom. The meeting was open to the public.

### ATTENDANCE

#### Directors In Attendance Were:

Daniel Kumsok Oh

#### Also In Attendance Were:

Steve Beck and Larry Loften; Special District Management Services, Inc.

Paula Williams, Esq.; McGeady Becher P.C.

John McCartney, Gary Hahn, Kathy Dean and Mohamed Salih; Board Member Candidates

### ADMINISTRATIVE MATTERS

**Disclosure of Potential Conflicts of Interest:** Mr. Loften confirmed the presence of a quorum. The Board discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State. Mr. Beck requested members of the Board disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting. No conflicts were disclosed.

**Agenda:** Mr. Loften reviewed with the Board a proposed Agenda for the District’s Special Meeting.

Following discussion, upon motion duly made by Director Oh and, upon vote unanimously carried, the Agenda was approved, as presented.

**Location of Meeting / Posting of Meeting Notice:** The Board entered into a discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting.

It was noted that the District Board meeting was held and properly noticed to be held via video / telephone conference. The Board further noted that notice of the

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date, time, location and meeting access information was duly posted and that they have not received any objections to the means of hosting the meeting by taxpaying electors within the District's boundaries.

**Designation of 24-Hour Posting Location:** The Board entered into discussion regarding the requirements of §24-6-402(2)(c), C.R.S., concerning the 24-hour posting location of the District.

Following discussion, upon motion duly made by Director Oh and, upon vote unanimously carried, the Board determined that notice of meetings of the District Board required pursuant to §24-6-402(2)(c), C.R.S., shall be posted on the District's website. In the event that posting on the District website is not available, notice will be posted at the southeast corner of Parker Road and East Lake.

**Resignation of Steve Beck:** The Board discussed the resignation of Steve Beck as Secretary to the Board and considered the appointment of Larry Loften as Secretary to the Board.

Following discussion, upon motion duly made by Director Oh and, upon vote unanimously carried, the Board acknowledged the resignation of Steve Beck and appointed Larry Loften as Secretary to the Board.

**Board Vacancies:** Mr. Loften discussed the vacancies on the Board.

Following discussion, upon motion duly made by Director Oh and, upon vote unanimously carried, the Board appointed John MacCartney, Kathy Dean, Gary Hahn and Mohamed Salih to fill the vacant seats on the Board, subject to administration and filing of Director Oath documents with the required agencies.

**Appointment of Officers:** The Board entered into discussion regarding the appointment of officers.

Following discussion, upon motion duly made by Director Oh and, upon vote unanimously carried, the following slate of officers was appointed:

President:	John McCartney
Treasurer:	Kathy Dean
Secretary:	Larry Loften
Assistant Secretary:	Gary Hahn
Assistant Secretary:	Mohamed Salih
Assistant Secretary:	Daniel Oh

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**May 2, 2023 Election**: Mr. Loften discussed with the Board the May 2, 2023 Directors' Election process and deadlines, noting that Mr. Beck would serve as the Designated Election Official for the election.

**Minutes**: The Board reviewed the Minutes of the November 10, 2022 Special Meeting.

Following discussion, upon motion duly made by Director Oh and, upon vote unanimously carried, the Minutes of the November 10, 2022 Special Meeting were approved, as presented.

**District Website**: Mr. Loften informed the Board that the District Website is up and running.

**Director Training**: Attorney Williams provided an overview of Board member responsibilities and advised the Board that the Special District Association of Colorado ("SDA") Board Member Manual was a great resource and requested that the Manual be provided to the new Directors for their reference.

**PUBLIC  
COMMENTS**

There were no public comments.

**FINANCIAL  
MATTERS**

**Claims**: Mr. Beck discussed the process for approving claims and reviewed the documentation required for Board members to become authorized signatories on the District accounts.

**LEGAL  
MATTERS**

None.

**OTHER  
MATTERS**

There was no other business to discuss at this time.

**ADJOURNMENT**

There being no further business to come before the Board at this time, upon motion duly made by Director Oh and, upon vote unanimously carried, the meeting was adjourned.

Respectfully submitted,

By  \_\_\_\_\_  
Secretary for the Meeting