

MINUTES OF A JOINT SPECIAL MEETING OF THE BOARDS
OF DIRECTORS

OF THE

CASTLEVIEW METROPOLITAN DISTRICT NOS. 1 & 2

Held: September 28, 2021, at 10:00 A.M.

ATTENDANCE

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

Harvey Alpert
Rodney Alpert
Michael Alpert

Also present were: Jennifer Gruber Tanaka, Esq., and Audrey G. Johnson, Esq., WHITE BEAR ANKELE TANAKA & WALDRON, Attorneys at Law, District general counsel; Kimberly Johanns, Simmons & Wheeler, District accountant; and Brian Alpert, Castleview, L.L.C.

**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 Board 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 Castleview Metropolitan District Nos. 1 and 2, collectively.

Excusal of Absences The Boards noted the absences of Mr. N. Alpert and Ms. Alpert. Upon motion of Mr. R. Alpert, seconded by Mr. H. Alpert, the Boards unanimously excused their absences.

Approval of Agenda Ms. Tanaka presented the Boards with the agenda for the meeting. Upon motion of Mr. R. Alpert, seconded by Mr. H. Alpert, the Boards unanimously approved the agenda as presented.

PUBLIC COMMENT None.

CONSENT AGENDA The Board was presented with the consent agenda items. Upon motion of Mr. R. Alpert, seconded by Mr. H. Alpert, the Boards unanimously took the following actions:

- a. Approved the Minutes from the September 9, 2021 Joint Special Meeting
- b. Ratified the Termination of Infrastructure Acquisition and Reimbursement Agreement and Funding and Reimbursement Agreement for Operations and Maintenance with Castleview, LLC (District No. 1)
- c. Approved the Infrastructure Acquisition and Reimbursement Agreement with Castleview Development, Inc. (District No. 1)
- d. Approved the Infrastructure Acquisition and Reimbursement Agreement with HB ALP Family LLLP (District No. 1)
- e. Approved the Funding and Reimbursement Agreement for Operation and Maintenance with Castleview Development, Inc. (District No. 1)
- f. Approved the Funding and Reimbursement Agreement for Operation and Maintenance with HB ALP Family LLLP (District No. 1)

FINANCIAL MATTERS

Status of Limited Tax Senior Cash Flow Bonds, Series 2021A₍₃₎ (District No. 1) Ms. Tanaka reported that the PLOM was posted last week and the Bonds are scheduled to close on October 12, 2021.

LEGAL MATTERS None.

OTHER BUSINESS
Next Regular Meeting

The next meeting is scheduled for November 10, 2021, at 1:00 P.M.

ADJOURNMENT

There being no further business to come before the Board, 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.

Michael Alpert

[Michael Alpert \(Nov 12, 2021 09:35 MST\)](#)

Secretary for the District