

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE ARISTA METROPOLITAN DISTRICT HELD JUNE 15, 2023

A Special Meeting of the Board of Directors (referred to hereafter as the "Board") of the Arista Metropolitan District (referred to hereafter as the "District") was convened on Thursday, the 15th day of June, 2023, at 10:00 a.m. The meeting was held via Zoom Video Conferencing and at Wiens Capital Management, LLC 555 Eldorado Boulevard Suite 200 Broomfield Colorado 80021-3342. This meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Joseph L. Zepeda
David Hostetler
Timothy Wiens
Jordon Wiens

Following discussion, upon motion duly made by Director Zepeda, seconded by Director Jordan Wiens and, upon vote, unanimously carried, the absence of Director Maestas was excused.

Also In Attendance Were:

Ann E. Finn; Special District Management Services, Inc.

Zachary P. White, Esq.; White Bear Ankele Tanaka & Waldron, P.C.

Shelby Clymer; CliftonLarsonAllen, LLP

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

Disclosure of Potential Conflicts of Interest: Attorney White advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Attorney White reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron P.C. with notice of potential or existing conflicts of interest were filed with the Secretary of State's Office and the Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Attorney White 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 participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

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ADMINISTRATIVE MATTERS

Agenda: The Board reviewed the proposed Agenda for the District's Special Meeting.

Following discussion, upon motion duly made by Director Zepeda, seconded by Director Timothy Wiens and, upon vote, unanimously carried, the Agenda was approved, as amended.

Meeting Location/Manner and 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. District Board meeting was held at Wiens Capital Management, LLC 555 Eldorado Boulevard, Suite 200, Broomfield, Colorado 80021. Ms. Finn reported that notice was duly posted and that no objections to the meeting location or any requests that the meeting be changed by the public have been received.

Minutes: The Board reviewed Minutes of the March 16, 2022 Regular Meeting.

Following review, upon motion duly made by Director Timothy Wiens, seconded by Director Hostetler and, upon vote, unanimously carried, the Minutes of the March 16, 2023 Regular Meeting were approved, as presented.

May 2, 2023 Cancelled Election: Ms. Finn noted for the Board that the May 2, 2023 Directors' Election was cancelled, as allowed under Colorado law, by the Designated Election Official because there were no more candidates than positions available on the Board of Directors. Directors Maestas and Zepeda were each deemed elected to 4-year terms ending in May 2027.

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

Following discussion, upon motion duly made by Director T. Wiens, seconded by Director Maestas and, upon vote, unanimously carried, the following slate of officers was appointed:

President	Joseph L. Zepeda
Treasurer	David Hostetler
Secretary	Ann E. Finn
Assistant Secretary	Timothy Wiens
Assistant Secretary	Jordan Wiens
Assistant Secretary	William R. Maestas

Annual 2023 Special District Association (“SDA”) Conference: Ms. Finn discussed with the Board the Annual 2023 SDA Conference on September 12, 13, and 14, 2023 for interested Board members.

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Consent Agenda: The Board considered the following actions:

- Ratify approval of Independent Contractor Agreement between the District and Environmental Landworks Company, Inc. for Arista Terrace Park tree and plant material replacement, in the amount of \$46,689.00.
- Independent Contractor Agreement with Environmental Landworks Company, Inc.
- Ratify approval of proposal from Frontier Fire Protection to repair the sprinkler system in the parking garage, in the amount of \$4,030.00.
- Proposal from Frontier Fire Protection

Following discussion, upon motion duly made by Director Jordan Wiens, seconded by Director Zepeda and, upon vote, unanimously carried, the Board approved and/or ratified approval of the Consent Agenda items.

PUBLIC COMMENT **Public Comment:** There were no public comments.

FINANCIAL MATTERS

Payment of Claims: The Board considered approval of the payment of claims for the following periods:

Fund	Period Ending March 31, 2023	Period Ending April 30, 2023	Period Ending May 31, 2023
General	\$ 46,991.52	\$ 81,042.80	\$ 67,333.00
Debt Service	\$ -0-	\$ -0-	\$ -0-
Capital Projects	\$ 6,957.50	\$ 166.46	\$ 8,436.14
Total	\$ 53,949.02	\$ 81,209.26	\$ 75,769.14

Following discussion, upon motion duly made by Director Timothy Wiens, seconded by Director Zepeda and, upon vote, unanimously carried, the Board approved the payment of claims, as presented.

Financial Statements: Ms. Clymer reviewed with the Board the unaudited financial statements of the District for the period ending April 30, 2023 and the cash position statement dated April 30, 2023, updated June 6, 2023.

Following review and discussion, upon motion duly made by Director Timothy Wiens, seconded by Director Zepeda and, upon vote, unanimously carried, the Board approved the unaudited financial statements of the District for the period ending April 30, 2023 and the cash position statement dated April 30, 2023, updated June 6, 2023.

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2022 Audit: Ms. Clymer reviewed the draft 2022 Audit with the Board.

Following review and discussion, upon motion duly made by Director Jordan Wiens, seconded by Director Zepeda, and upon vote, unanimously carried, the Board approved the 2022 Audited Financial Statements and authorized execution of the Representations Letter, subject to final legal review and receipt of an unmodified opinion letter by the Auditor.

2024 Budget Preparation: The Board considered appointing the District Accountant to prepare the 2024 Budget.

Following review and discussion, upon motion duly made by Director Zepeda, seconded by Director Timothy Wiens, and upon vote, unanimously carried, the Board appointed the District Accountant to prepare the 2024 Budget and set the date for a Public Hearing to adopt the 2024 Budget for November 15, 2023 at 10:00 a.m. to be held at the offices of Wiens Capital Management, LLC, 555 Eldorado Boulevard, Suite 200, Broomfield, Colorado 80021.

LEGAL MATTERS

Debt Restructuring: Attorney White discussed the status of the debt restructuring. It was noted that it has been ongoing for 45 days.

Amendment to the Operations and Maintenance Agreement: Director Zepeda discussed with the Board the Amendment to the Operations and Maintenance Agreement between the District and Arista Association.

Following review and discussion, upon motion duly made by Director Jordan Wiens, seconded by Director Hostetler, and upon vote, unanimously carried, the Board approved the Amendment to the Operations and Maintenance Agreement between the District and Arista Association.

OPERATION AND MAINTENANCE

Proposal from Environmental Landworks Company, Inc.: The Board reviewed the proposal from Environmental Landworks Company, Inc. for the replacement of trees and plants including verification of irrigation, in the amount of \$46,689.00.

Parking Garage:

Metal Panel and Security Cameras: Director Jordan Wiens discussed with the Board the metal panel and security cameras. It was noted that the project is complete.

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Xcel Energy's Electric Vehicle Supply Infrastructure ("EVSI") Program: Director Jordan Wiens discussed with the Board Xcel Energy's Electric Vehicle Supply Infrastructure ("EVSI") program. It was noted that he is meeting with Xcel Energy and will provide more information at the next meeting.

CAPITAL MATTERS **Terrace Ponds Park:** Director Zepeda reported to the Board that he is working with the City on the final acceptance.

Shepsfield Park: Director Zepeda reported to the Board that he is working with the City on the final acceptance.

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

Respectfully submitted,

DocuSigned by:
By: Ann Finn
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Secretary for the Meeting