

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE ELEVATION PARK METROPOLITAN DISTRICT

Held: Thursday, August 6, 2020 at 10:00 a.m. at 592 E. 2nd Avenue, Suite 201,
Durango, Colorado and remotely via Zoom.

Attendance The regular meeting of the Board of Directors of the Elevation Park Metropolitan District was called and held as shown above and in accordance with the statutes of the State of Colorado. The following Directors, having confirmed their qualification to serve on the Board, were in attendance remotely in conformance with the State of Colorado Public Health Order 20-23, and the state of emergency declared by the Governor on March 10, 2020:

Alan Suslow (remote attendance)
Cameron Winters (remote attendance)
Brigit Suslow (remote attendance)

Absence Excused: None

Also present: Barb Prose, Frederick Zink & Associates. Joan Fritsche, Fritsche Law LLC; and Susan Spencer attended remotely.

Call to Order Chairman Suslow noted that a quorum of the Board was present, verified that notice of the meeting was posted in one location within the District and that the Directors had confirmed their qualification to serve, and therefore called the regular meeting of the Board of Directors of the Elevation Park Metropolitan District to order.

Disclosure Matters Ms. Fritsche advised the Board that pursuant to Colorado law, certain disclosures by Board members may be required prior to taking official action at the meeting. The Board reviewed the agenda for the meeting, following which each Director disclosed his/her potential conflicts of interest, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting. The Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

Chairman Suslow stated he is under contract to purchase real property within the District requiring the payment of a proportionate share of property taxes and he is a member of Woodbridge Durango, LLC, an owner and developer of the property, which may be entitled to reimbursement from the District.

RECORD OF PROCEEDINGS

Director Winters stated he is under contract to purchase real property within the District requiring the payment of a proportionate share of property taxes and he is a former member of Woodbridge Durango, LLC, an owner and developer of the property, which may be entitled to reimbursement from the District.

Director Brigit Suslow stated she is under contract to purchase real property within the District requiring the payment of a proportionate share of property taxes and the spouse of Chairman Suslow.

Written Disclosures for each of the Directors were filed with the Board and Secretary of State more than 72 hours prior to the meeting.

Public Comment

There was no public comment.

Minutes

The minutes of the regular meeting of the Board of Directors held on May 7, 2020 were read. Upon motion duly made by Director Brigit Suslow, seconded by Director Winters and unanimously carried, the minutes were approved.

Payment of Claims

Accountant Prose reviewed the June 30, 2020 quarterly Financial Statements with the Board. Upon motion duly made by Director Winters, seconded by Director Brigit Suslow and unanimously carried, the Board accepted the Financial Statements as presented.

Inclusion Proceeding

Chairman Suslow stated that the District had published notice of a hearing on a Petition for Inclusion from Woodbridge Durango LLC for this meeting in the *Durango Herald*. Chairman Suslow opened the public hearing and there being no members of the public wishing to comment, closing the hearing. Chairman Suslow then recused himself from discussion and voting on the matter due to a conflict of interest in representing the Petitioner. Director Brigit Suslow stated her conflict of interest in the matter and remained authorized to vote so that the Board would maintain a quorum.

Upon motion duly made by Director Brigit Suslow, seconded by Director Winters and carried, the Board adopted the Resolution and Order of Inclusion for the property owned by Woodbridge Durango, LLC.

RECORD OF PROCEEDINGS

Appointment to Board Chairman Suslow noted that the District had published a Notice of Board Vacancy in the *Durango Herald* on May 8, 2020 and that the District had not received any letters of interest from eligible electors. Chairman Suslow stated there were two candidates qualified to fill the vacancies. Upon motion duly made by Director Brigit Suslow, seconded by Director Winters and unanimously carried, the Board appointed Susan Spencer and Peter Carter to the Board of Directors to fill the remainder of the terms ending in May, 2022.

Adjournment There being no further business to come before the Board, the meeting was adjourned.



Secretary for the Meeting