

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS

OF

ROCK METROPOLITAN DISTRICT

Held: Thursday, October 19, 2023, at 3:00 p.m. via Zoom teleconference.

**Attendance**

The regular meeting referenced above was called and held in accordance with the applicable statutes of the State of Colorado. The following Directors, having confirmed their qualifications to serve, were in attendance:

Erik Isaacson  
Timothy Westbrook  
Denise Hogenes

Director Both and Director Rice were absent and excused.

Also present were Megan J. Murphy, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; and Carrie Bartow, CliftonLarsonAllen, LLP, District Accountant.

**Call to Order/Declaration of Quorum**

Ms. Murphy noted that a quorum of the Board was present and called the meeting to order.

**Director Conflict of Interest Disclosures**

Ms. Murphy advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Ms. Murphy reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron 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. Ms. Murphy 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.

**Approval of Agenda**

Ms. Murphy reviewed the proposed agenda with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agenda as presented.

**Public Comment**

None.

## **Consent Agenda**

The Board reviewed the items on the consent agenda. Ms. Murphy advised the Board that any item may be removed from the consent agenda to the regular agenda upon the request of any director. No items were requested to be removed from the consent. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, acknowledged, ratified and adopted:

- August 16, 2023 Special Meeting Minutes;
- Claims Listing in the amount of \$9,485.22;
- Special District Disclosure Notices Pursuant to §32-1-809, C.R.S.; and
- Resolution Designating Meeting Notices Posting Location.

## **Legal Matters**

Consider Adoption of 2024 Annual Administrative Resolution

Ms. Murphy reviewed the 2024 Annual Administrative Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Discuss and Review Insurance General Liability Schedule and Limits, Consider Authorization to Bind Coverage

Ms. Murphy reviewed the general liability schedule and limits with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the general liability schedule and authorized legal counsel to bind coverage without any excess liability coverage..

Discuss and Consider Approval of 2024 Exclusion from BMO Worker's Compensation Coverage

Ms. Murphy reviewed the 2024 Exclusion from BMO (Board Member Only) Worker's Compensation Coverage with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the exclusion from worker's compensation coverage.

Discuss District Website Compliance with WCAG 2.1 AA Requirements for ADA Compliance

Ms. Murphy discussed District website compliance with accessibility standards with the Board.

Consider Adoption of Resolution Adopting a Website Accessibility Policy

Following discussion, upon a motion duly made and seconded, the Board unanimously approved a Resolution Adopting a Website Accessibility Policy subject to final legal review.

Consider Approval of Contractor Agreement with Heatherly Creative for

Ms. Murphy reviewed the Contractor Agreement with Heatherly Creative for Website Maintenance and Management with the

Website Maintenance and Management	Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agreement.
Discuss Service Plan Amendment	Ms. Murphy discussed the Service Plan Amendment with the Board. Director Isaacson said he will work on revising the Service Plan exhibits. No action was taken.
Public Hearing on Exclusion of Property	Director Isaacson opened the public hearing on the Petition for Exclusion of Property (Utility Easement). Ms. Murphy noted that notice of the public hearing was published in accordance with Colorado law and no written objections or comments have been received. There being no public comment, the hearing was closed.
Consider Adoption of Resolution and Order of the Board Granting Exclusion of Property	Ms. Murphy reviewed the Petition and Resolution and Order for Exclusion of Property with the Board. The Board considered the factors to determine whether to grant or deny the petition for exclusion pursuant to Colorado law. Following discussion, upon a motion duly made and seconded, the Board determined to grant the petition and adopt the resolution for exclusion.
Other Legal Matters	None.
<b>Financial Matters</b>	
Review Cash Position and Unaudited Financial Statements	Ms. Bartow reviewed the schedule of cash position with the Board.
Public Hearing on 2023 Budget Amendment ( <i>if necessary</i> )	Deferred.
Consider Approval of Resolution Amending the 2023 Budget ( <i>if necessary</i> )	Deferred.
Discuss Requirements of SB23-303 Relating to Limitations on Property Tax Revenue	Ms. Bartow discussed the requirements of SB23-303 relating to limitations on property tax revenue.
Public Hearing on Proposed 2024 Budget	Director Isaacson opened the public hearing on the proposed 2024 Budget. Ms. Murphy noted that the notice of public hearing was provided in accordance with Colorado law. No written objections were received prior to the meeting. There being no public comment, the hearing was closed.

Consider Approval of Resolution Adopting the 2024 Budget

Ms. Bartow reviewed the 2024 Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2024 Budget, appropriating funds therefor and certifying mills for the general fund as shown in the 2024 Budget, subject to receipt of final assessed valuation.

Consider Approval of Master Services Agreement and Special Districts Preparation Statement of Work with CliftonLarsonAllen, LLP for District Accounting Services

Ms. Bartow presented the Master Services Agreement and Special Districts Preparation Statement of Work with CliftonLarsonAllen, LLP for District Accounting Services with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agreement subject to final review by Ms. Hogenes and Director Both.

Other Financial Matters

None.

### **Other Business**

Discuss 2023 Bond Issuance

The Board engaged in general discussion regarding the 2023 bond issuance. No action was taken.

### **Adjournment**

There being no further business to come before the Board and following discussion, upon a motion duly made, the Board unanimously determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.

*Denise Hogenes*  
Denise Hogenes (Nov 5, 2024 15:07 MST)

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Secretary for the Meeting

The foregoing minutes were approved by the Board of Directors on the 18th day of January, 2024.