

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS

OF

ROCK METROPOLITAN DISTRICT

Held: Monday, October 7, 2024, at 8:00 a.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
Pat Rice
Denise Hogenes
Ben Both
Timothy Westbrook

Also present were Megan J. Murphy, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; Carrie Bartow and LaMont Harris, CliftonLarsonAllen, LLP, District Accountant; and Michael Wolfersberger, Independent District Engineering Services, LLC (“IDES”), District Engineer.

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:

- October 19, 2023 Special Meeting Minutes;
- July 22, 2024 Annual Meeting Minutes;
- Claims Listing;
- Resolution Designating Meeting Notices Posting Location;
- Amended and Restated Public Records Request Policy;
- Special District Disclosure Pursuant to §32-1-809, C.R.S.;
- Resolution Designating a Digital Accessibility Policy and Designating a Compliance Officer; and
- Contractor Agreement with Heatherly Creative, LLC for 2025 Website Maintenance and Accessibility Services.

Legal Matters

Consider Approval of 2025 Annual Administrative Resolution

Ms. Murphy reviewed the 2025 Annual Administrative Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.

Consider Approval of Infrastructure Acquisition and Reimbursement Agreement with Toll Southwest, LLC

Ms. Murphy reviewed the Infrastructure Acquisition and Reimbursement Agreement with Toll Southwest, LLC with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agreement.

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 Increase in Crime Coverage

Ms. Murphy reviewed the increase in crime coverage in the amount of \$100,000. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the crime coverage.

Discuss and Consider Approval of 2025

Ms. Murphy reviewed the 2025 Exclusion from Board Member Only (“BMO”) Worker’s Compensation Coverage with the Board.

Exclusion from BMO Worker’s Compensation Coverage	Following discussion, upon a motion duly made and seconded, the Board unanimously approved the exclusion from worker’s compensation coverage.
Discuss and Consider Approval of Broker Services for 2025	Ms. Murphy reviewed the broker services for 2025 with the Board. Following discussion, the Board determined to continue without broker services in 2025.
Discuss 2024 Legislative Memorandum and Changes Implemented by HB 24B-1001	Ms. Murphy discussed the 2024 Legislative Memorandum and changes implemented by HB 24B-1001 with the Board and the possibility of holding a TABOR election. No action was taken.
Adoption of Resolution Calling May 6, 2025 Election	Ms. Murphy reviewed the Resolution Calling May 6, 2025 Election with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution.
Other Legal Matters	None.
Financial Matters	
Review Cash Position, Property Tax Statement and Unaudited Financial Statements	Ms. Bartow reviewed the Schedule of Cash Position, Property Tax Statement and Unaudited Financial Statements with the Board.
Public Hearing on 2024 Budget Amendment (<i>if necessary</i>)	Director Isaacson opened the public hearing on the 2024 Budget Amendment. 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 Amending the 2024 Budget (<i>if necessary</i>)	Ms. Bartow reviewed the Resolution Amending the 2024 Budget with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution amending the Capital Projects Fund to \$3,500,000.
Public Hearing on proposed 2025 Budget	Director Isaacson opened the public hearing on the proposed 2025 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 2025 Budget, Imposing Milly Levy and Appropriating Funds

Ms. Bartow reviewed the 2025 Budget Resolution with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously adopted the resolution adopting the 2025 Budget, appropriating funds therefor and certifying mills for the General Fund and mills for the Debt Service Fund as shown in the 2025 Budget, subject to receipt of final assessed valuation.

Consider Approval of Special Districts Preparation Statement of Work with CliftonLarsonAllen, LLP

Ms. Bartow reviewed the statement of work with CliftonLarsonAllen, LLP with the Board. No action was taken.

Other Financial Matters

None.

Other Business

Discuss Debt Issuance

Ms. Murphy provided an overview of the debt issuance, noting they are hoping to close before the end of the year. 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.

Ben Both

[Ben Both \(Dec 7, 2024 12:51 MST\)](#)

Secretary for the Meeting

The foregoing minutes were approved by the Board of Directors on the 4th day of December, 2024.