

# RECORD OF PROCEEDINGS

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MINUTES OF THE MEETING  
OF THE BOARD OF DIRECTORS OF THE  
PLAINS METROPOLITAN DISTRICT  
HELD  
APRIL 18, 2024

The regular meeting of the Board of Directors of the Plains Metropolitan District (referred to hereafter as "Board") was convened on Thursday, April 18, 2024 at 12:00 p.m. at KC & Associates, 10106 W. San Juan Way, Suite 210, Littleton, Colorado 80127. The meeting was open to the public.

## ATTENDANCE

### Directors in Attendance:

Scott Burrows  
Kathy Tourney  
Steve Langer  
Joe Pickard

### Also in Attendance were:

Shannon Smith Johnson, Esq.; Icenogle Seaver Pogue  
David B. Peak; District Manager

## CALL TO ORDER

A motion was duly made by Director Burrows, and seconded by Director Tourney, and upon vote, unanimously carried, the Board called the meeting to order making Director Langer acting President to conduct the business meeting in the absence of President Christensen who was excused.

## DISCLOSURE MATTERS

Ms. Smith Johnson advised the Board that, pursuant to Colorado law, certain disclosures may be required prior to taking official action at the meeting. The Board reviewed the agenda for the meeting, following which each Board member confirmed the contents of written disclosures previously made, stating the fact and summary nature of any matters, as required by Colorado law, to permit official action be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

## APPROVAL OF AGENDA

This Regular Board Meeting was held in-person and open to the public. Following review and discussion, upon a motion duly made by Director Burrows, and seconded by Director Pickard, and upon vote, unanimously carried, the Board approved the Agenda.

## APPROVAL OF MINUTES

Following review and discussion, upon a motion duly made by Director Pickard, and seconded by Director Tourney, and upon vote, unanimously carried, the Board approved the Minutes of the January 18, 2024 Special Meeting.

## COMMUNITY COMMENT

None

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### FINANCIAL MATTERS

A. Approval of February, March and April 2024 Received Claims

After review, and upon a motion duly made by Director Burrows, and seconded by Director Pickard, and upon vote, unanimously carried, the Board approved the February, March, and April 2024 claims totaling \$50,584.83 for check numbers 2315-2236. Check number 2331 for \$92.35 to Kathy Christensen was voided.

B. Review the Unaudited 2024 Quarterly Financials as of March 2024

Mr. Peak presented the Unaudited 2024 Quarterly Financials as of March 2024 and after review, and upon a motion duly made, by Director Burrows, and seconded by Director Pickard, and upon vote, unanimously carried, the Board approved the Unaudited 2024 Quarterly Financials as of March 2024 as presented.

C. Cash Position as of April 18, 2024

Mr. Peak reviewed the Cash Position Schedule as of April 18, 2024. After review and upon a motion duly made by Director Burrows, and seconded by Director Pickard, and upon vote, unanimously carried, the Board accepted the April 18, 2024 Cash Position Schedule as presented

D. Other

None.

### ADMINISTRATIVE MATTERS

A. Review and Consider Approval of the 2024 Summer and Fall Flower Proposals from Keesen Landscape

Mr. Peak reviewed the 2024 Summer and Fall Flower Proposals from Keesen Landscape. After a brief discussion, and upon a motion duly made by Director Burrows, and seconded by Director Langer, and upon vote, unanimously carried, the Board approved the 2024 Summer Flower Proposal for \$7,134.94 and Fall Flower Proposal for \$4,200.19 from Keesen Landscape.

B. Review and Consider Approval of the 2024 Emerald Ash Borer Treatment Proposal with Keesen Landscape

Mr. Peak reviewed the 2024 Emerald Ash Borer Treatment Proposal from Keesen Landscape. After a brief discussion, and upon a motion duly made by Director Tourney, and seconded by Director Burrows, and upon vote, unanimously carried, the Board approved the 2024 Emerald Ash Borer Treatment Proposal with from Keesen Landscape for \$2,250.

C. Update on the Landscape Improvements on C-470 and Ken Caryl Right-of-Way

Mr. Peak informed the Board that he is in contact with Colorado Department of Transportation regarding the incomplete landscape work at the C-470 and the Ken Caryl Right-of-Way. Colorado State Highway Department is working with the contractor to complete the final landscape improvements by late spring/early summer 2024.

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D. Other

None.

### BOARD MATTERS

A. Other

None.

### LEGAL MATTERS

A. Discuss HB 21-1110 and Rules Establishing Technology Accessibility Standards

Ms. Smith Johnson gave a brief overview of House Bill 21-1110 regarding the rules establishing technology accessibility standards for the District's website. Ms. Smith Johnson will provide a Technology Accessibility Standards Resolution for the District for consideration at the next Board meeting.

B. Review and Approve Streamline to Provide a District ADA Compliant Website Proposal

Ms. Smith Johnson reviewed the pricing information from Streamline. After discussion, and upon a motion duly made by Director Burrows, and seconded by Director Pickard, and upon vote, unanimously carried, the Board approved the Core set-up for \$500 and selected the monthly Compliance Basics Services for \$200 per month and authorized the District Manager to sign Streamline's agreement for the same pending legal counsel review and approval.

C. Director Conflict of Interest

Director Pickard excused himself prior to the Executive Session due to a possible conflict of interest.

D. Executive Session Pursuant to Sections 24-6-402(4)(b) and 24-6-402(4)(e), C.R.S.

Director Burrows moved that the Board convene into executive session pursuant to Sections 24-6-402(4)(b) and 24-6-402(4)(e), C.R.S. for the purpose of receiving legal advice on specific legal questions and determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators related to potential real property acquisition from In Play Membership, Inc. Director Tourney seconded the motion, which was unanimously approved by the Board at 12:41 p.m.

At approximately 1:18 p.m. upon a motion duly made by Director Burrows, and seconded by Director Tourney, and upon vote, unanimously carried, the Board returned from executive session.

No Board action was taken during or after the executive session.

D. Other

None.

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**OTHER  
BUSINESS**

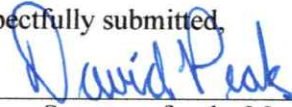
- A. A quorum was confirmed for the next regular board meeting - May 16, 2024 at 12 p.m. - KC & Associates, 10106 W. San Juan Way, Suite 210, Littleton, CO 80127.

**ADJOURNMENT**

Upon a motion duly made, by Director Tourney, and seconded by Director Langer, and upon vote, unanimously carried, the meeting was adjourned at approximately 1:20 p.m.

Respectfully submitted,

By



Secretary for the Meeting