

## RECORD OF PROCEEDINGS

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MINUTES OF A SPECIAL MEETING/WORK SESSION OF  
THE BOARD OF DIRECTORS OF THE  
CIMARRON METROPOLITAN DISTRICT (THE “DISTRICT”)  
HELD  
OCTOBER 10, 2023

A special meeting/work session of the Board of Directors (referred to hereafter as “Board”) of the Cimarron Metropolitan District (referred to hereafter as the “District”) was convened on Tuesday, October 11, 2023, at 5:00 p.m. at Candelas Parkview Swim & Fitness Club, 19865 W. 94<sup>th</sup> Avenue, Arvada, Colorado 80007. This District Board meeting was also held via Microsoft Teams. The meeting was open to the public.

### ATTENDANCE

#### Directors In Attendance Were:

Brian Mulvany  
Patrick Vaughn  
Brian Daly

#### Also In Attendance Were:

Alex Clem and Rachel Alles; CliftonLarsonAllen LLP (“CLA”)  
Peter Dyer, Tom Clement, Ron and Marilyn Shyma, Debbie Paglia, Brenda Atkins, Dennis Fry, Cliff Laurin, Cindy and John Ditallo, Mariela Brassell, Alexis and Michael Brown, Dale Seber, Stephen and Sandy Pauline, Steve and Darcy Good, Michelle Fenner, George and Carol Meng and other members of the public.

### ADMINISTRATIVE MATTERS

**Call to order and approval of agenda:** The meeting was called to order at 5:02 p.m. There was distributed for the Board’s review and approval, a proposed agenda for the District’s special meeting. Following review, upon motion duly made by Director Mulvany, seconded by Director Daly, and upon vote unanimously carried, the Board approved the agenda, as presented.

**Disclosures of potential conflicts of interest:** The Board discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State. Mr. Clem requested members of the Board disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting and incorporated for the record those applicable disclosures made by the Board members prior to this meeting in accordance with statute, if any.

**Quorum, location of meeting, and posting of meeting notices:** It was noted that a quorum was present. 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. The Board determined that the meeting would be held

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in a hybrid manner, with participants attending both in person at the meeting location and by video/telephonic means. It was noted that the notice of the location and manner of the meeting was duly posted, and that no objections to the location and manner of the meeting or any requests that the location and manner of the meeting be changed by taxpaying electors within the District boundaries have been received. The Board further noted that the meeting was being held within the boundaries of the District.

### WORK SESSION

**Various Slope Mitigation Items:** Director Daly provided an update to the Board and members of the public regarding the current status of the various slope stability issues in the community. Discussion ensued with the members of the public.

### ADJOURNMENT

Upon motion duly made by Director Daly, seconded by Director Mulvany, and upon vote unanimously carried, the Board adjourned the meeting at 6:26 p.m.

Respectfully submitted,

DocuSigned by:  
*Patrick Vaughn*  
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Secretary for the Meeting