

**LORETTO HEIGHTS METROPOLITAN DISTRICT NOS. 1-5
LORETTO HEIGHTS PROGRAMMING METROPOLITAN
DISTRICT**

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<https://lorettoheightsdistricts.com/>

NOTICE OF SPECIAL MEETING AND AGENDA

<u>Board of Directors:</u>	<u>Office:</u>	<u>Term/Expiration:</u>
Mark J. Witkiewicz	President	2025/May 2025
Otis C. Moore, III	Treasurer	2023/May 2023
Andrew R. Klein	Assistant Secretary	2025/May 2025
Paige C. Langley	Assistant Secretary	2023/May 2023
Megan Waldschmidt	Assistant Secretary	2025/May 2025
Ann Finn	Secretary	

DATE: April 12, 2023

TIME: 2:00 p.m.

PLACE: **Zoom Meeting: This meeting will be held via Zoom without any individuals (neither District representatives nor the general public) attending in person. The meeting can be joined through the directions below:**

Zoom information:

<https://us02web.zoom.us/j/84634589517?pwd=c3NYZzJnaFdXcFFxR1cwYjcwbFdKUT09>

Meeting ID: 846 3458 9517

Passcode: 992435

Dial in: 1-253-215-8782

I. ADMINISTRATIVE MATTERS

A. Present disclosures of potential conflicts of interest.

B. Confirm quorum; confirm location of meeting and posting of meeting notice; approve agenda.

II. PUBLIC COMMENTS

- A. Members of the public may express their views to the Board on matters that affect the Districts. Comments will be limited to three (3) minutes.
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III. CAPITAL/CONSTRUCTION MATTERS

- A. Review and consider approval of Engineer's Report and Verification of Costs Associated with Public Improvements Report No. 13, dated _____, 2023, prepared by Schedio Group LLC, for the amount of \$_____ ("Report No. 13") (to be distributed).
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- B. Consider acceptance of verified public improvement costs pursuant to Report No. 13 (**LHMD 1-4**).
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- C. Consider approval of reimbursement by Loretto Heights Metropolitan District No. 1 to ACM Loretto VI LLC under the Facilities Funding and Acquisition Agreement between Loretto Heights Metropolitan District No. 1 and ACM Loretto VI LLC, pursuant to Report No. 13 (**LHMD 1**).
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- D. Acknowledge and approve Letter of Direction for reimbursement to be made to THB Loretto Land LLC (**LHMD 1** – to be distributed).
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- E. Consider approval of Special Construction Proposal with CenturyLink Inc (**LHMD 1** – to be distributed).
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IV. LEGAL MATTERS

- A. Consider approval/ratification of Amended and Restated Facilities Acquisition Agreement by and among Loretto Heights Metropolitan District No. 1, ACM Loretto VI LLC, and THB Loretto Land LLC (**LHMD 1** – to be distributed).
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- B. Consider approval of First Amendment to Facilities Funding and Acquisition Agreement by and between Loretto Heights Metropolitan District No. 1 and ACM Loretto VI LLC (**LHMD 1** – enclosed).
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- C. Consider approval of Purchase and Sale Agreement by among City and County of Denver, ACM Loretto VI LLC, Loretto Heights Community Authority, and Loretto Heights Metropolitan District Nos. 1, 2, 3, and 4 (**LHMD 1-4** – to be distributed).
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- D. Consider ratification of approval of Facilities Acquisition Agreement by and between Loretto Heights Metropolitan District No. 1 and MCMP 20 Loretto LLLP, effective March 16, 2023 (*Seller: THB Loretto Land LLC* - **LHMD 1** -enclosed).
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- E. Consider ratification of approval of Facilities Acquisition Agreement by and between Loretto Heights Metropolitan District No. 1 and MCMP 20 Loretto LLLP, effective March 16, 2023 (*Seller: ACM Loretto VI LLC* - **LHMD 1** - enclosed).
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- F. Acknowledge Assignment Agreement by and between MHMP 20 Loretto LLLP and ACM Loretto VI LLC, effective March 16, 2023 (**LHMD 1** - enclosed).
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- G. Acknowledge Agreement and Assignment Regarding Metropolitan District Payment by and between MHMP 20 Loretto LLLP and ACM Loretto VI LLC, effective March 16, 2023 (**LHMD 1** - enclosed).
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V. OTHER BUSINESS

- A. _____

VI. ADJOURNMENT **THE NEXT REGULAR MEETING IS SCHEDULED FOR APRIL 24, 2023.**