

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE LORETTO HEIGHTS PROGRAMMING METROPOLITAN DISTRICT HELD JULY 25, 2022

A Regular Meeting of the Board of Directors of the Loretto Heights Programming Metropolitan District (referred to hereafter as the "Board") was convened on Monday, July 25, 2022, at 2:00 p.m. The District Board meeting was held via Zoom. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Mark J. Witkiewicz
Andrew R. Klein
Otis C. Moore, III

Also In Attendance Were:

Ann E. Finn; Special District Management Services, Inc.

Jon Hoistad, Esq.; McGeady Becher P.C.

Lindsay Ross; CliftonLarsonAllen LLP

Ted Laudick; Silverbluff Companies, Inc.

Paige Langley; Westside Investment Partners, Inc. (Board Candidate)

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

Disclosure 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. It was noted that a quorum was present, and Attorney Hoistad requested members of the Board disclose any potential conflicts of interest regarding 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 the statute. Attorney Hoistad noted that Directors' Disclosure Statements were filed for all Directors by the statutory deadline. No additional conflicts were disclosed at the meeting.

ADMINISTRATIVE MATTERS

Agenda: Ms. Finn distributed for the Board's review and approval a proposed Agenda for the District's Regular Meeting.

RECORD OF PROCEEDINGS

Following discussion, upon motion duly made by Director Moore, seconded by Director Klein and, upon vote, unanimously carried, the Agenda was approved, as presented.

Meeting Location/Manner and Posting of Meeting Notice: 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 via video/telephonic means and encouraged public participation via video or telephone. The Board further noted that notice of the time, date and location/manner of the meeting was duly posted, and that the Board had not received any objections to the video/telephonic manner of the meeting, or any requests that the video/telephonic manner of the meeting be changed by taxpaying electors within the District's boundaries.

Vacancy on the Board: The Board discussed the vacancy on the Board and considered the appointment of Paige C. Langley to the Board of Directors.

Following discussion, upon motion duly made by Director Klein, seconded by Director Moore and, upon vote, unanimously carried, the Board appointed Paige C. Langley to the Board of Directors. The Oath of Office was administered.

Appointment of Officers: Upon motion duly made by Director Klein, seconded by Director Moore and, upon vote, unanimously carried, the following slate of officers was appointed:

President	Mark Witkiewicz
Treasurer	Otis Moore, III
Secretary	Ann E. Finn
Assistant Secretary	Andrew Klein
Assistant Secretary	Paige C. Langley

CONSENT AGENDA The Board considered the following actions:

- Review and consider approval of the minutes of the June 27, 2022 Regular Meeting.

Following review and discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz and, upon vote, unanimously carried, the Board approved and/or ratified approval of, as appropriate, the above Consent Agenda items/actions.

RECORD OF PROCEEDINGS

PUBLIC COMMENT There were no public comments.

FINANCIAL MATTERS There were no financial matters to discuss at this time.

CAPITAL/ CONSTRUCTION MATTERS There were no capital matters to discuss at this time.

LEGAL MATTERS **Amendment to Payment in Lieu of Taxes:** The Board discussed and considered the amendment to the payment in lieu of taxes and acknowledged the bondholder consent thereto.

Following discussion, upon motion duly made by Director Witkiewicz, seconded by Director Moore and, upon vote, unanimously carried, the Board approved the amendment to the payment in lieu of taxes and acknowledged the bondholder consent thereto, subject to receipt of executed opinion letters. The Board authorized the President to execute.

Inclusion of Real Property Owned by ACM Loretto VI LLC: The President opened the Public Hearing to consider the Petition for Inclusion of real property owned by ACM Loretto VI LLC into the boundaries of Loretto Heights Programming Metropolitan District and consider adoption of Resolution No. 2022-07-01 for the Inclusion of Real Property and direct staff to take necessary steps to complete inclusion process.

It was noted that publication of Notice stating that the Board would consider adoption of the consider adoption of Resolution No. 2022-07-01 for the Inclusion of Real Property and direct staff to take necessary steps to complete inclusion process and the date, time and location of the Public Hearing was made in a newspaper having general circulation within the Authority's Service Area. No written objections were received prior to the Public Hearing. No public comments were received, and the Public Hearing was closed.

Following discussion, the Board considered adoption of Resolution No. 2022-07-01; Resolution for the Inclusion of Real Property and direct staff to take necessary steps to complete inclusion process. Upon motion duly made by Director Witkiewicz, seconded by Director Moore and, upon vote, unanimously carried, the Resolution was adopted, as discussed.

RECORD OF PROCEEDINGS

OTHER BUSINESS There were no other matters to discuss at this time.

ADJOURNMENT There being no further business to come before the Board at this time, upon motion duly made by Director Klein, seconded by Director Moore and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By: *Ann Finn*
Secretary for the Meeting