

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS SOUTHERN METROPOLITAN DISTRICT

HELD DECEMBER 7, 2022

The regular meeting of the Board of Directors of the Southern Metropolitan District was held on Wednesday, December 7, 2022, at 12:00 noon. The Board of Directors met at the regular meeting location, Wild Basil, 8247 South Holly Street, Centennial, Colorado. The meeting was called to order by the Chair of the District, Ed Quinn.

ATTENDANCE

Directors in Attendance:

Robert D. Colwell
Edward Quinn
Richard Boon
Sherry Kroeger

Director Absent (whose absence was excused):

Kirk Bast

Also in Attendance:

Micki L. Mills of Cockrel Ela Glesne Greher & Ruhland, P.C.
Lisa Tussing of Balanced Bookkeeping Services, LLC

MINUTES

The Board reviewed the minutes of the May 18, 2022 meeting of the Board of Directors. Upon discussion and motion duly made, seconded and unanimously carried, the minutes of such meeting were approved.

FINANCIAL

The Board then reviewed the Accounts Payable for November/December. Upon discussion and motion duly made, seconded and unanimously carried, the Board approved and ratified the payment of invoices.

2023 BUDGET

Chair Quinn then opened the public hearing to consider the proposed 2023 Budget, after noting that the Notice Concerning Proposed

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Budget was published pursuant to statute. There being no public present, Chair Quinn closed the public hearing.

Following review and discussion, the Board acknowledged that the 2023 Budget was in compliance with Article X, Section 20 of the Colorado Constitution.

Thereupon, upon motion duly made, seconded, and unanimously carried, the Board approved and certified the 2023 Budget, and thereby adopted the Resolution to Adopt Budget, Set Mill Levies, and Appropriate Sums of Money. A copy of which is attached hereto. The Board then directed Ms. Mills to certify the District's mill levy to the Board of County Commissioners and to file the 2023 Budget with the Division of Local Government prior to the statutory deadlines.

2023 GROUNDS MAINTENANCE CONTRACT

The Board reviewed the 2023 Grounds Maintenance Contract with KB Landscape and Maintenance. Upon motion duly made, seconded and unanimously carried the Board approved the Contract and directed Ms. Mills to provide the Contract to KB Landscape and Maintenance for consideration.

MAY 2, 2023 ELECTION

Ms. Mills then summarized the election proceedings and deadlines for the upcoming May 2, 2023 regular Board of Directors election. Ms. Mills advised that the Self-Nomination and Acceptance forms must be filed with the District's Designated Election Official no later than February 24, 2023.

Thereupon, Ms. Mills presented the Election Resolution calling for a mail ballot election; designating Micki L. Mills as the District's Designated Election Official for conducting the election; and providing authorization for the District's Designated Election Official to proceed with the conduct of the election, including the authority to cancel the election on or after March 1, 2023, if there are

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no more candidates than positions to be filled. Upon motion duly made, seconded and unanimously carried, the Board adopted the Election Resolution, a copy of which is attached hereto and incorporated herein by this reference.

DISTRICT WEBSITE The Board discussed the need to improve the District's website. Chair Quinn indicated Keely Quinn would be able to create and maintain a new website. Upon discussion and motion duly made, seconded and unanimously carried, the Board authorized Ms. Quinn to create and maintain a new website.

Ms. Mills will provide Ms. Quinn with the Call for Nomination for the May 2nd Board of Director election to post on the website.

HOLIDAY
DECORATIONS

The Board discussed the holiday decorations, all of which looks beautiful.

MAINTENANCE
AND REPAIR

The Board then discussed the need to bring power to the Dry Creek and Colorado Boulevard corner. There is a meter close which the District may tap onto. The Board will continue to review the matter.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned.


Respectfully submitted,

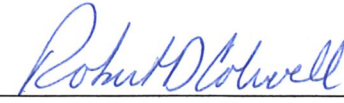


Secretary for the Meeting


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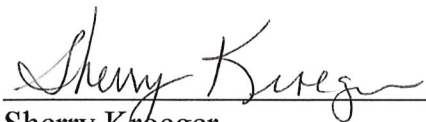
MINUTES APPROVED:


Richard Boon


Robert D. Colwell


Edward Quinn


Kirk Bast


Sherry Kroeger

Southern Metro District Agenda

December 7, 2022

General Meeting Agenda

Meeting Date: December 7, 2022

Meeting Time: 12:00-1:00 BUSINESS MEETING

Location: Wild Basil, Holly & County Line

1. Call to Order
2. Public comments (3 minutes per person)
3. Review and approve minutes from May 18, 2022 meeting.
4. Review and approve financials.
5. Conduct public hearing to consider 2023 Budget; consider adoption of Resolution to Adopt Budget, Set Mill Levy and Appropriate Sums of Money.
6. 2023 Grounds Maintenance Contract.
7. Consideration adoption of 2023 Election Resolution.
8. Christmas lighting update for 2022 to include the Dry Creek/CO corner.
9. Update on Northeast Corner Solar Install, Dry Creek & Colorado and/or hardwire it.
10. Set date for next meeting.

THE SOUTHERN METROPOLITAN DISTRICT

**Accounts Payable
November/December**

November/December Accounts Payable paid in December

Bookkeeping:	Balanced Bookkeeping Services		
Directors Fees:	Richard Boon	92.35	
	Kirk Bast	92.35	
	Robert Colwell	92.35	
	Edward Quinn	92.35	
	Sherrylyn Kroeger	92.35	
			461.75
Legal Fees:	Cockrel Ela Glesne Greher & Ruhland		
	November Invoice		627.00
Repairs & Maintenance:	KB Landscape & Maintenance		
	Invoice - Monthly Maint. - December	1,348.50	
	Invoice - Monthly Maint. - January 2023	1,671.42	
			3,019.92
Utilities:	Denver Water		
	November Invoice		94.09
	Xcel Energy		
	8201 S Colo Blvd	15.77	
	3800 E Dry Creek	16.99	
	7899 S Colo Blvd	15.67	
	3310 E Dry Creek	17.12	
	To be paid Online - 12/13/2022		65.55
Meeting Expense:	Wild Basil		tbd
			Total
			\$ 4,598.31

SOUTHERN METROPOLITAN DISTRICT

A RESOLUTION CALLING FOR THE 2023 REGULAR DISTRICT ELECTION AND APPOINTING A DESIGNATED ELECTION OFFICIAL

WHEREAS, the Southern Metropolitan District (the “District”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, C.R.S.; and

WHEREAS, the terms of office of Directors Robert D. Colwell, Kirk Bast and Sherry Kroeger shall expire after their successors are elected at the regular special district election to be held on May 2, 2023 (the “Election”) and have taken office; and

WHEREAS, in accordance with the provisions of the Special District Act (the “Act”) and the Colorado Local Government Election Code (the “Code”) (the Act and the Code being referred to jointly as the “Election Laws”), the Election must be conducted to elect three (3) Directors to serve for a term of four (4) years.

NOW, THEREFORE, be it resolved by the Board of Directors of the Southern Metropolitan District in the County of Arapahoe, State of Colorado that:

1. The regular election of the eligible electors of the District shall be held on May 2, 2023, between the hours of 7:00 a.m. and 7:00 p.m. pursuant to and in accordance with the Election Laws, and other applicable laws. At that time, three (3) Directors may be elected to serve a four-year term.

2. The Election shall be conducted as a mail ballot election in accordance with all relevant provisions of the Election Laws. The Designated Election Official shall prepare the Plan for conducting the mail ballot Election. There shall be no election precinct or polling place. All mail ballots shall be returned to the Designated Election Official at the location designated in the Mail Ballot Plan.

3. The Board of Directors (the “Board”) hereby designates Micki L. Mills as the Designated Election Official for the conduct of the Election on behalf of the District and she is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and of the Election Laws or other applicable laws. Among other matters, the Designated Election Official shall publish the call for nominations, appoint election judges as necessary, appoint the Canvass Board, arrange for the required notices of election, printing of ballots, and direct that all other appropriate actions be accomplished.

4. Self-Nomination and Acceptance forms are available from the Designated Election Official via email mmills@cegrlaw.com. All candidates must file a Self-

Nomination and Acceptance form with the Designated Election Official no earlier than January 1, 2023, nor later than the close of business on Friday, February 24, 2023.

5. If the only matter before the electors is the election of Directors of the District and if, at the close of business on February 28, 2023, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than February 27, 2023, the Designated Election Official shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with the Code.

6. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board's intention that the various provisions hereof are severable.

7. Any and all actions previously taken by the Designated Election Official, the Secretary of the Board, or any other persons acting on their behalf pursuant to the Election Laws or other applicable laws, are hereby ratified and confirmed.

8. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

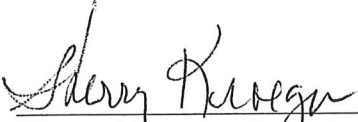
9. The provisions of this Resolution shall take effect immediately.

ADOPTED this 7th day of December, 2022.

SOUTHERN METROPOLITAN DISTRICT

By: 
Edward Quinn, Chair

Attest:


Sherry Kroeger, Secretary