

## RECORD OF PROCEEDINGS

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### MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE VAUXMONT METROPOLITAN DISTRICT HELD SEPTEMBER 26, 2018

A regular meeting of the Board of Directors (referred to hereafter as "Board") of the Vauxmont Metropolitan District (referred to hereafter as "District") was convened on Wednesday, the 26th day of September, 2018 at 9:02 A.M., at the Candelas Parkview Swim & Fitness Club 19865 W. 94<sup>th</sup> Avenue, Arvada, Colorado 80007. The meeting was open to the public.

#### ATTENDANCE

#### Directors In Attendance Were:

Brian Daly  
Creig Veldhuizen  
Brian Mulvany  
David Nocera

Following discussion, upon motion duly made by Mulvany, seconded by Director Daly and, upon vote, unanimously carried, the Board excused the absence of Director Vaughn.

#### Also In Attendance Were:

Denise Hogenes; CCMC (Via Speakerphone)

Brooke Baughn; CCMC

Tori Minovich; CCMC

Megan Becher, Esq.; McGeady Becher P.C.

Brandon Collins; Independent District Engineering Services, LLC (for a portion of the meeting)

Ross Wieser; District Accountant (via speakerphone for a portion of the meeting)

Mark Mitchell; Cimarron Metropolitan District (via speakerphone)

Matthew Ward; Environmental Designs Inc.

Dale Coffman; Environmental Designs Inc.

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Shawn Ryan; Environmental Designs Inc.

Various Members of the Public

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### **ADMINISTRATIVE MATTERS**

#### **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.

Attorney Becher requested members of the Board to 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. Attorney Becher noted that conflict disclosure statements for all of the Directors have been filed, and that no additional conflicts were disclosed at the meeting.

#### **Quorum, Location of Meeting, Posting of Meeting Notices:**

Attorney Becher 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 noted that the meeting was taking place within the boundaries of the District. The Board further noted that notice of the time, date and location was duly posted and that they have not received any objections to the location or any requests that the meeting place be changed by taxpaying electors within its boundaries.

It was noted that the District Manager posted notice of the meeting at three locations within the boundaries of the District, and that McGeady Becher P.C. posted notice of the meeting with the Clerk & Recorder, at least 72 hours prior to the meeting, all pursuant to statute.

#### **Agenda:**

There was distributed for the Board's review and approval a proposed agenda for the District's regular meeting.

Following discussion, upon Motion duly made by Director Mulvany, seconded by Director Daly and, upon vote, unanimously carried, the agenda was approved.

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### CONSENT AGENDA

Upon motion duly made by Director Mulvany, seconded by Director Vaughn and, upon vote, unanimously carried, the Board approved or ratified approval of (as appropriate), the Consent Agenda items, as follows:

- A. Approve minutes of August 22, 2018 Regular Meeting.
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### PUBLIC COMMENT

Director Daly opened the meeting to Public Comment. The Board received comments from members of the public who were present. Public comments were provided by the following individual: Dale Myer. After comments were provided, Director Daly indicated the Board would produce a summary of responses to the various questions posted during public comment.

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### FINANCIAL MATTERS

#### **Unaudited Financial Statements For the Period Ending August 31, 2018:**

Mr. Wieser reviewed the unaudited financial statements for the period ending August 31, 2018 with the Board.

Following discussion, upon motion duly made by Director Mulvany, seconded by Director Daly and, upon vote, unanimously carried, the Board accepted the unaudited financial statements for the period ending August 31, 2018.

#### **2019 Budget:**

Mr. Wieser and Ms. Baughn reviewed the draft 2019 Budget with the Board. Extensive discussion was held.

Following discussion, upon motion duly made by Director Daly, seconded by Director Mulvany and, upon unanimously carried, the Board set the 2019 Budget Hearing for Wednesday, November 14, 2018 at 9:00a.m. at the regular meeting location.

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### OPERATIONAL MATTERS

**Proposal for Wind Locking Carts from Waste Management - \$15.50 per home monthly with \$20 delivery fee, Republic Services - \$12.50 per home monthly with no delivery fee and Pro Disposal & Recycling - \$13.80 per home monthly with no delivery fee:**

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Following discussion, upon motion duly made by Director Veldhuizen, seconded by Director Mulvany and, upon vote unanimously carried, the Board approved the proposal for Wind Locking Carts from Republic Services in the amount of \$12.50 per home monthly with no delivery fee.

**Termination of Service Agreement for Trash and Recycling Services and Engagement of New Provider:**

Following discussion, upon motion duly made by Director Veldhuizen, seconded by Director Mulvany and, upon vote unanimously carried, the Board authorized providing the 90-day termination notice to Waste Management, and approved the engagement of Republic Services to provide trash and recycling services upon such notice being provided.

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**LEGAL MATTERS**     **Sustainability Committee Application Form:**  
Deferred.

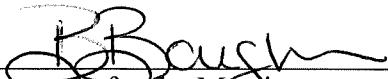
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**OTHER BUSINESS**     None.

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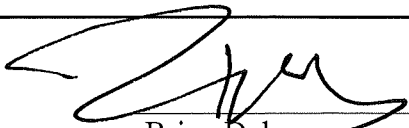
**ADJOURNMENT**     There being no further business to come before the Board at this time, upon motion duly made by Director Veldhuizen, seconded by Director Mulvany and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By  \_\_\_\_\_  
Secretary for the Meeting

THESE MINUTES APPROVED AS THE OFFICIAL  
SEPTEMBER 26, 2018 MINUTES OF THE VAUXMONT  
METROPOLITAN DTRICT BY THE BOARD OF DIRECTORS  
SIGNING BELOW:

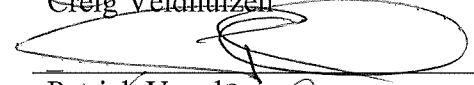
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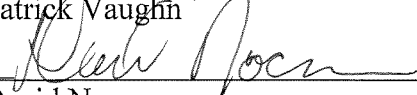
Brian Daly



Craig Veldhuizen



Patrick Vaughn



David Nocera



Brian Mulvany

