

**MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
BEEBE DRAW FARMS METROPOLITAN DISTRICT NO. 2
HELD
MAY 10, 2023**

A special meeting of the Board of Directors (referred to hereafter as the “Board”) of the Beebe Draw Farms Metropolitan District No. 2 (“District No. 2”) was convened on Wednesday, the 10th day of May 2023, at 5:00 P.M. This meeting was a hybrid meeting held via Microsoft Teams and at the Sales & Info Center, 16502 Beebe Draw Farms Pkwy., Platteville, CO, 80651. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Christine Hethcock, President
Diane Mead, Treasurer
Paul Joseph Knopinski, Assistant Secretary

The Directors in attendance confirmed their qualifications to serve.

Also In Attendance Were:

Lisa Johnson, Shauna D’Amato, Terri Boroviak and Michael Cronce;
CliftonLarsonAllen LLP
MaryAnn McGeady, Esq.; McGeady Becher, P.C.
Ron Fano, Esq.; Spencer Fane LLP
Anna Wool; Icenogle Seaver Pogue P.C.
Eric Rypkowski; Hilltop Broadband
William Caldwell, Brenda Lewis, Catrena Rosentreader, Sharon Dillon, and
Eric Wernsman; Beebe Draw Farms Metropolitan District No. 1 Directors
Scott Edgar; Board Candidate

Members of the Public in Attendance:

Mary Jo Farrell, Ed Farrell, Melanie Briggs, Tina Wernsman, Ethan Peer, John Coleman, Kim Coleman, Patty Caldwell, Judy Tunis, Gerry Tsohirpke, and
Doug Martin

ADMINISTRATIVE
MATTERS

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 and to the Secretary of State. Ms. Johnson requested members of the Boards to 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.

Agenda: The agenda was presented to the Board for review. Following

discussion, upon motion duly made by Director Knopinski, seconded by Director Hethcock and, upon vote, unanimously carried, the Board approved the agenda.

Quorum, Location of Meeting and Posting of Meeting Notices: Ms. Johnson confirmed a quorum, adequate location of the meeting, and noted that meeting notices were posted as required.

Results of the May 2, 2023 Election: Attorney McGeady presented the results of the May 2, 2023 Election to the Board, noting that the ballot questions passed unanimously. She reported Directors Knopinski and Mead were re-elected to the Board to serve four-year terms to expire in May 2027.

Oaths of Office: It was confirmed that the oaths of office were filed with the respective entities as required by statute.

Board Vacancies: The Board discussed the vacancies on the Board of Directors. Ms. Johnson reported that a notice of vacancy was published in the newspaper of general circulation within the District and that no letters of interest were received by the deadline. Following discussion, upon a motion duly made by Director Hethcock, seconded by Director Knopinski and, upon vote, unanimously carried, the Board appointed eligible elector Scott Edgar to the Board. The oath of office will be administered within the next 30 days.

Election of Officers: Following discussion, the Board deferred the election of officers to the June Board meeting and keep the existing slate of officers for the current meeting.

PUBLIC COMMENT

There were no public comments.

CONSENT AGENDA

- **Minutes from the February 27, 2023 Joint Work Session / Special Board Meeting**
- **March 8, 2023 Joint Special Board Meeting**
- **Claims totaling \$96,883.74**

Following review, upon a motion duly made by Director Knopinski, seconded by Director Mead and, upon vote, unanimously carried, the Board approved the consent agenda, as presented.

FINANCIAL MATTERS

March 31, 2023 Unaudited Financial Statements: Ms. Boroviak presented the financial statements to the Board. Following discussion, upon a motion duly made by Director Mead, seconded by Director Knopinski and, upon vote, unanimously carried, the Board accepted the March 31, 2023, Unaudited Financial Statements, subject to final revisions and acceptance.

LEGAL MATTERS

Second Amendment to Authority Establishment Agreement: Attorney McGeady presented the Second Amendment to the Authority Establishment

Agreement to the Board. Following discussion, upon a motion duly made by Director Knopinski, seconded by Director Mead and, upon vote, unanimously carried, the Board approved the Second Amendment to the Authority Establishment Agreement, contingent upon finalization of the 45-day notice to Weld County.

Resolution Authorizing Second Amendment to Establishment Agreement Contingent Upon 45-Day Notice: Attorney McGeady presented the Resolution Authorizing the Second Amendment to the Authority Establishment Agreement to the Board. Following discussion, upon a motion duly made by Director Knopinski, seconded by Director Mead and, upon vote, unanimously carried, the Board adopted the Resolution Authorizing Second Amendment to Establishment Agreement Contingent Upon finalization of the 45-Day Notice to Weld County.

Agreement Concerning Broadband Funding and Service Extension to the Beebe Draw Farms Authority Community by and between Beebe Draw Farms Authority and Smiling J. LLC d/b/a Hilltop Broadband: Attorney McGeady presented the Agreement Concerning Broadband Funding and Service Extension to the Board. Following discussion, upon a motion duly made by Director Knopinski, seconded by Director Hethcock and, upon vote, unanimously carried, the Board acknowledged the Agreement Concerning Broadband Funding and Service Extension to the Beebe Draw Farms Authority Community by and between Beebe Draw Farms Authority and Smiling J. LLC d/b/a Hilltop Broadband.

Delivery of 45-Day Notice and Status: Attorney McGeady presented the delivery of 45-Day Notice to the Board. The Board acknowledged the transmission of the 45-Day Notice to Weld County.


OTHER MATTERS

There were no other matters to discuss.

ADJOURNMENT

There being no further business to come before Board at this time, upon a motion duly made by Director Hethcock, seconded by Director Mead, and upon vote, unanimously carried, the Board adjourned the meeting at 6:04 p.m.

Respectfully submitted,

By 
Secretary for the Meeting