

**MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
TOLLGATE CROSSING METROPOLITAN DISTRICT NO. 2
HELD MARCH 22, 2022**

The regular meeting of the Board of Directors of the Tollgate Crossing Metropolitan District No. 3 was held on Tuesday, March 22, 2022 at 6:30 p.m. via Zoom. The meeting was open to the public.

Attendance

In attendance were the following Directors:

Richard Martinez

Shelly Gregory

Brian Matise

Doug Webb

Also, in attendance were:

Shannon Torgerson, Cherry Creek HOA Professionals

Jake Willett and Ben Randall, ColoradoScapes

Call to Order

The meeting was called to order at 6:35 p.m.

Approval of Agenda

After review, upon a motion made by Director Webb, seconded by Director Martinez and, upon vote, unanimously carried, the Board approved the agenda as presented.

Declaration of Quorum

Director Qualifications and

Conflict of Interest

A quorum was declared. All directors are qualified to serve and there are no conflicts of interest. Following discussion, upon a motion made by Director Webb, seconded by Director Martinez and, upon vote, unanimously carried, the Board excused the absence of Director Lawson.

Public Comment

Six constituents were in attendance and discussed the following topics:

- Snow removal – concerns have been addressed in a timely manner.
- Rock and mulch beds – snow removal operations have moved rock and mulch from beds. Other areas need additional material to fill in bare areas.
- Edging – can this be done when there is no snow removal needed?
- Landscape Contract – this will be put to bid in September for start on January 1, 2023.
- Ideas pertaining to keeping the open space areas clean and to reduce maintenance.
- Xcel mitigation grant – it was noted it is still available for use for those homes and owners identified in 2020 who have not received the funds to date.

Consent Agenda

- a) Approval of Minutes from the February 22, 2022 Board Meeting
- b) Cash Position Schedule Report
- c) Tax Collection Schedule

- d) Collections Report
- e) Legal Status Report
- f) Water Usage Report

After discussion, upon a motion made by Director Matisse, seconded by Director Webb and, upon vote, unanimously carried, the Board approved the Consent Agenda as presented.

Legal Matters

- a) Election Update – The candidates running for Election for the District introduced themselves to those in attendance.
- b) Consider Approval of Independent Contractor Agreement with Metropolitan District Public Safety Group, LLC - Following discussion, upon a motion made by Director Matisse, seconded by Director Gregory and, upon vote, unanimously carried, the Board approved the Independent Contractor Agreement with Metropolitan District Public Safety Group, LLC as drafted by counsel.
- c) Consider Approval of Independent Contractor Agreement with SBSA, LLC for Clubhouse Renovation and Addition – Following discussion, upon a motion made by Director Webb, seconded by Director Matisse and, upon vote, unanimously carried, the Board approved the Independent Contractor Agreement with SBSA, LLC for Clubhouse Renovation and Addition as drafted by counsel.

Financial Matters

- a) Review and Accept Unaudited Financial Statements as of February 28, 2022 – Director Matisse reviewed the February 28, 2022 Financial Statements in detail with the Board. Following discussion, upon a motion by Director Webb, seconded by Director Gregory and, upon vote, unanimously carried, the Board accepted the Financial Statements for the period ended February 28, 2022 subject to audit and amendment. Director Matisse noted the landscape contract amount of \$21,067.00 was booked to the incorrect GL and should be corrected.
- b) Discuss Allowable Long-Term Investment of Debt Service Funds at Interest Rates Above 2.71% - The Board discussed the possibility of long-term investment of debt service funds at interest rates above 2.71% noting this is higher than the interest rate on the remaining bonds. Director Matisse is working with BOK (the District's banking institution and bond holder), legal counsel and accountant to ensure this is done, if approved, per state statute.
- b) Review and Ratification of Prior Claims (February 2022) – Following discussion, upon a motion made by Director Martinez, seconded by Director Webb and, upon vote, unanimously carried, the Board ratified claims totaling \$42,695.55.
- c) Review and Approval of Current Claims (March 2022) – Following discussion, upon a motion made by Director Martinez, seconded by Director Webb and, upon vote, unanimously carried, the Board approved claims totaling \$32,149.08 to be paid.

Vendor Matters

ColoradoScapes, Inc.

Mr. Willett and Mr. Randall presented the Board with the monthly report noting aeration is to occur shortly and the irrigation system will likely be prepped to start running, depending on weather conditions before the next meeting.

The Board reviewed proposals submitted by ColoradoScapes for several projects. Following discussion, upon a motion made by Director Matisse, seconded by Director Webb and, upon vote, unanimously carried, the Board approved the proposal for detention pond clean out at the cost of \$460.00.

Manager's Items

a) Parking Lot Sealcoat/Striping Project – this work is scheduled for May 23rd and 24th, weather dependent. If the weather causes an issue with these dates, work will be completed in September after the pool closes for the season.

b) District Security Patrol Proposal – MDPS is scheduled to start patrolling the community on April 1, 2022.

c) Prairie Dog Fence Proposal – The Board requested additional information as there is some concern about the fence being a safety hazard.

d) Irrigation Controller Project – Following discussion, upon a motion by Director Matisse, seconded by Director Gregory and, upon vote, unanimously carried, the Board approved ColoradoScapes to undertake the irrigation controller project using Weather Trak ET controllers and to work with the City of Aurora for rebates at a cost of \$225,581.94.

e) Newbridge Monument Replacement – The Board tabled discussion on this matter.

Director's Matters

There were no Director Matters to discuss.

Adjournment

With no further business to discuss, upon a motion made by Director Martinez, seconded by Director Webb and, upon vote, unanimously carried, the Board adjourned the meeting at 8:55 p.m. The next meeting will be held on Tuesday, April 26, 2022 at 6:30 p.m.

Respectfully submitted,



Secretary for the Meeting