

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE CREEKSIDE SOUTH ESTATES METROPOLITAN DISTRICT (THE “DISTRICT”) HELD SEPTEMBER 5, 2024

A special meeting of the Board of Directors of the Creekside South Estates Metropolitan District (referred to hereafter as the “Board”) was convened on Thursday, September 5, 2024, at 12:00 p.m. at Anythink Wright Farms Wright Farms Conference Room 5877 E. 120th Ave. Thornton, CO 80602 and via Zoom videoconference. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

David Deines, President
Della Thompson, Treasurer
Al Mohar, Assistant Secretary
Peter Rediess, Assistant Secretary

Also, In Attendance Were:

Peggy Ripko; Special District Management Services, Inc.

Heather Hartung, Esq; White Bear Ankele Tanka & Waldron

Diane Wheeler; Simmons & Wheeler P.C.

Anne Bensard; Kutak Rock LLP

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

The Board discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested 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. It was noted by Attorney Hartung that disclosures of potential conflicts of interest were filed with the Secretary of State for all directors, and no additional conflicts were disclosed at the meeting.

ADMINISTRATIVE MATTERS

Quorum/Confirmation of Meeting Location/Posting of Notice: Ms. Ripko confirmed the presence of a quorum. 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. Following discussion, and upon

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motion duly made by Director Thompson, seconded by Director Deines, and upon vote unanimously carried, the Board determined to conduct the meeting to conduct the meeting via videoconference/teleconference. It was further noted that notice of the time, date and location was duly posted and that no objections to the location or any requests that the meeting place be changed by taxpaying electors within the District's boundaries have been received.

Agenda: The Board reviewed the Agenda for the meeting.

Following discussion, upon motion duly made by Director Thompson, seconded by Director Deines, and upon vote unanimously carried, the Board approved the Agenda. It was noted that Ms. Ripko and Director Deines were present at the physical location.

PUBLIC COMMENT

There were no public comments.

FINANCIAL MATTERS

Loan Closing: The Board discussed the Loan has closed and the first draw has occurred.

LEGAL MATTERS

Resolution for First Amendment to Loan Agreement: The Board reviewed a Resolution for First Amendment to Loan Agreement.

Following discussion, upon motion duly made by Director Rediess, seconded by Director Thompson, and upon vote unanimously carried, the Board adopted the Resolution for First Amendment to Loan Agreement.

First Amendment to Loan Agreement Dated May 23, 2024 Between the District and NBH Bank: The Board reviewed the Amended and Restated Resolution Regarding Policies, Procedures and Penalties for the Enforcement of the Governing Documents.

Following discussion, upon motion duly made by Director Rediess, seconded by Director Thompson, and upon vote unanimously carried, the Board approved the First Amendment to Loan Agreement Dated May 23, 2024 Between the District and NBH Bank.

WELL 11 UPDATE


Well 11 Update: Ms. Ripko provided an update to the Board regarding the drilling of well 11.

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ADJOURNMENT

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

Respectfully submitted,

By _____
Secretary for the Meeting