

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS OF

THE CANYONS METROPOLITAN DISTRICT NO. 3

Held: Friday, October 6, 2023, at 8:00 a.m. via Zoom Teleconference

**Attendance**

The special meeting of the Board of Directors (the “Board”) of The Canyons Metropolitan District No. 3, was called and held as shown above and in accordance with the applicable statutes of the State of Colorado. The following Directors, having confirmed their qualification to serve on the Board, were in attendance:

Jonathan Alpert  
Darren Everett

Director Brian Alpert was absent and excused.

Also present were: Clint C. Waldron, Esq. and Megan J. Murphy, Esq., White Bear Ankele Tanaka & Waldron, District General Counsel; Carrie Beacom, CliftonLarsonAllen, LLP, District Accountant; and Skyler Hager, Alpert Companies.

**Call to Order**

Director Jonathan Alpert called the meeting to order.

**Declaration of Quorum/Director Qualifications**

of Mr. Waldron reported that disclosures for those directors that provided White Bear Ankele Tanaka & Waldron with notice of potential or existing conflicts of interest were filed with the Secretary of State’s Office and the Board at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Board. Mr. Waldron inquired into whether members of the Board had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted. The participation of the members present was necessary to obtain a quorum or to otherwise enable the Board to act.

**Approval of Agenda**

The Board reviewed the proposed agenda. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the agenda as presented.

**Public Comment**

None.

## Consent Agenda

The Board reviewed the items on the consent agenda. Ms. Murphy advised the Board that any item may be removed from the consent agenda to the regular agenda upon the request of any director. No items were requested to be removed from the consent agenda. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, ratified and adopted:

- August 14, 2022 Special Meeting Minutes.

## Construction Matters

Consider Approval of Agreement Among the City of Castle Pines, the District and North Canyons, LLP Regarding the Relocation of South Havana Street at the Castle Pines Parkway Intersection

Mr. Hager reviewed the Agreement Among the City of Castle Pines, the District and North Canyons, LLP Regarding the Relocation of South Havana Street at the Castle Pines Parkway Intersection with the Board. Following discussion, upon a motion duly made and seconded, the Board unanimously approved the Agreement Among the City of Castle Pines, the District and North Canyons, LLP Regarding the Relocation of South Havana Street at the Castle Pines Parkway Intersection.

Update on Release of Escrow for Canyonside Filing No 2

Mr. Hager provided an update to the Board noting that the funds will be released from escrow once the retention is released pending receipt of final lien releases.

Other Construction Matters

Mr. Hager noted that Filing No. 4 construction is ongoing.

## Legal Matters

Other Legal Matters

None.

## Financial Matters

Other Financial Matters

None.

## Other Business

None.

## Adjourn

There being no further business to come before the Board and following discussion and upon motion duly made, seconded and unanimously carried, the Board determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting

*Brian Alpert*  
Brian Alpert (Nov 15, 2023 11:41 MST)

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Secretary for the Meeting

The foregoing minutes were approved by the Board of Directors on the 13<sup>th</sup> day of November, 2023.