MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS

OF THE

WINDLER PUBLIC IMPROVEMENT AUTHORITY

Held: Thursday, October 21, 2021, at 12:15 p.m. via teleconference

Due to the risk posed by COVID, the meeting was held via teleconference.

|  |  |
| --- | --- |
| Attendance | The special meeting of the Board of Directors (the “Board”) of the Windler Public Improvement Authority (the “Authority”) was called and held as shown in accordance with the Colorado law. The following directors confirmed their qualification to serve on the Board:  Chris Fellows  Tim O’Connor  Absent (Excused):  Tom Kaufman  Also present were Matt Ruhland of Collins Cockrel & Cole, P.C (via teleconference); Diane Wheeler of Simmons & Wheeler, P.C.; Barney Fix of Merrick & Company; Megan J. Murphy (via teleconference) and Clint Waldron of White Bear Ankele Tanaka & Waldron; and Dustin Anderson |
| Call to Order | Director Fellows noted that a quorum of the Board was present and the directors confirmed their qualifications to serve. |
| Disclosure Matters | Mr. Ruhland advised the Board that, pursuant to Colorado law, certain disclosures may be required prior to taking official action at the meeting. Mr. Ruhland reported that written disclosures for those directors with potential or existing conflicts of interest were filed with the Secretary of State prior to the meeting. The Board reviewed the agenda for the meeting, following which each director confirmed the contents of written disclosures previously made, stating the fact and summary nature of any matters, as required by Colorado law, to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act. |
| Approval of Agenda | Following discussion and upon motion made by President Fellows, seconded by Director O’Connor and unanimously carried, the Board approved the agenda. |
| Public Comment | None. |
| Meeting Minutes | Mr. Ruhland presented the Board with the September 7, 2021 Meeting minutes. Upon motion duly made by President Fellows, seconded by Director O’Connor and unanimously carried, the Board approved the minutes from the September, 2021 Special Meeting as presented. |
| 2021 Budget Amendment Hearing | None. |
| 2022 Budget Hearing | President Fellows then opened the public hearing on the 2022 Budget and, no one appearing to be heard, closed the public hearing.  Ms. Wheeler presented and reviewed the proposed 2022 Budget and responded to questions. Upon motion duly made by President Fellows, seconded by Director O’Connor and unanimously carried, the Board approved the Resolution to Adopt Budget and Appropriate Sums of Money, thereby approving and certifying the 2022 Budget. Mr. Ruhland was directed to file the 2022 Budget with the Division of Local Government, in accordance with statute. |
| Resolution Designating the Location of Regular Meetings of the Board of Directors | Mr. Ruhland presented the Resolution Designating the Location of Regular Meetings to the Board. Following discussion, a motion duly made by President Fellows, seconded by Director O’Connor and unanimously carried, the Board approved the Resolution Designating the Location of Regular Meetings. |
| Requisition of Funds No. 1 | Mr. Fix presented the Requisition of Funds No. 1 in the amount of $63,904.40. Following discussion, a motion duly made by President Fellows, seconded by Director O’Connor, the Board approved the Requisition of Funds No. 1. |
| Requisition of Funds No. 2 | Mr. Fix presented the Requisition of Funds No. 2 in the amount of $1,548,438.16. Following discussion, a motion duly made by President Fellows, seconded by Director O’Connor, the Board approved the Requisition of Funds No. 2. |
| Services Agreement with Olsson regarding Collector and Major Connector Road Design | Mr. Ruhland discussed the Services Agreement with Olsson regarding Collector and Major Connector Road Design with the Board. Following discussion, a motion duly made by President Fellows, seconded by Director O’Connor, the Board approved the Services Agreement with Olsson. |
| Services Agreement with Olsson regarding E-470 Ramps through Design/Approval | Mr. Ruhland discussed the Services Agreement with Olsson regarding E-470 Ramps through Design and Approval with the Board. Following discussion, a motion duly made by President Fellows, seconded by Director O’Connor, the Board approved the Services Agreement with Olsson. |
| Services Agreement with Olsson regarding Master Utility Study | Mr. Ruhland discussed the Services Agreement with Olsson regarding Master Utility Study with the Board. Following discussion, a motion duly made by President Fellows, seconded by Director O’Connor, the Board approved the Services Agreement with Olsson. |
| Contract with DLR Group, Inc. regarding Windler Community Center | Deferred. |
| Adjournment | There being no further business to come before the Board the meeting was adjourned. |



Secretary for the Meeting