

**RECORD OF PROCEEDINGS  
MINUTES OF A SPECIAL MEETING  
OF THE BOARD OF DIRECTORS OF  
ROCKY MOUNTAIN RAIL PARK METROPOLITAN DISTRICT**

**HELD:** The 30<sup>th</sup> day of July, 2021 at 2:00 p.m. (or as soon thereafter as the Board determined), via video conference.

**ATTENDANCE:**

“Due to the COVID 19 situation and State of Colorado recommendations and orders regarding public meetings, the board met via teleconference. Anyone wishing to listen to the meeting may dial in to the conference call-in number provided. Participants will be limited to commenting only during the public comment portion of the agenda or specific public hearings as required.”

A special meeting of the Board of Directors of Rocky Mountain Rail Park Metropolitan District, Adams County, Colorado, was called and held as shown above and in accordance with the applicable statutes of the State of Colorado, with the following directors present and acting:

Heidi Webb Kelly, President  
Robert Thomas Wagner, Secretary/Treasurer  
Brian Fallin, Director  
Crystal Hostelley, Director

Also present were Carrie Bartow and Joyce Styles of CliftonLarsonAllen, Brian Aratani and Russell W. Dykstra, Esq. of Spencer Fane LLP.

All Board members and consultants appeared via video conference.

**CALL TO ORDER:**

The Board noted that a quorum was present for the purpose of conducting a special meeting of the Board of Directors of Rocky Mountain Rail Park Metropolitan District. The meeting was called to order at 2:02 p.m. Director Dangler was absent, absence excused.

**DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST:**

Mr. Dykstra discussed the state law requirements for disclosure of potential conflicts of interest with the Directors, noting that completed disclosure statements must be filed for each of the Directors with the Secretary of State and Secretary of the District at least three days prior to a meeting in which a potential conflict may arise. In addition, each Director is to verbally reveal his potential conflicts of interest to the Board prior to beginning the discussion in which the conflict may arise. The Directors did so. It was noted that all Directors had previously completed Conflict of Interest forms and delivered them to Mr. Dykstra’s office, and the forms were filed with the Secretary of State at least three days prior to the Board meeting.

## **APPROVAL OF THE AGENDA:**

Upon motion duly made, seconded and upon vote unanimously carried, the Board approved the Agenda as presented.

## **PUBLIC COMMENT:**

None.

## **MINUTES:**

Mr. Dykstra presented the minutes from the June 24, 2021 special meeting to the Board. Upon motion duly made, seconded and upon vote unanimously carried, the Board approved the minutes as presented.

## **FINANCIAL ITEMS:**

Claims. Ms. Bartow and Ms. Styles presented the claims to the Board. Upon motion duly made, seconded and upon vote unanimously carried, the Board accepted and approved the claims as presented.

Accountants Report. Ms. Bartow and Ms. Styles presented the financial reports to the Board. Discussion ensued regarding current cash balance and capital project funding. Upon motion duly made, seconded and upon vote unanimously carried, the Board accepted and approved the report as presented.

## **DIRECTOR ITEMS:**

The Board discussed rates and fees and the IPD contract status and related issues. It was noted that Schedio Group is working on the final exhibits.

## **ATTORNEY ITEMS:**

Mr. Dykstra reviewed the Engineer's Report with the Board. Discussion ensued regarding water rights and valuation status. Upon motion duly made, seconded and upon vote unanimously carried, the Board approved the ratification of the Schedio Group's certification of engineering costs.

## **OTHER BUSINESS:**

The Board discussed the bond requisition process and timing.

## **ADJOURNMENT:**

There being no further business to come before the Board and upon motion duly made, seconded and upon vote unanimously carried, the Board moved to adjourn the meeting at 2:26 p.m. The foregoing Minutes constitute a true and correct copy of the Minutes of the above-referenced

meeting and were approved by the Board of Directors of the Rocky Mountain Rail Park Metropolitan District.

*R.H.T. W. Gunn*

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Secretary for District

**SIGNATURE CERTIFICATE**

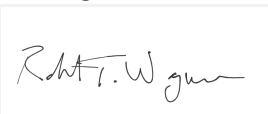


**REFERENCE NUMBER**

92C96C7A-1D51-4657-8854-2013DB31FB23

TRANSACTION DETAILS	DOCUMENT DETAILS
<p><b>Reference Number</b> 92C96C7A-1D51-4657-8854-2013DB31FB23</p> <p><b>Transaction Type</b> Signature Request</p> <p><b>Sent At</b> 11/06/2021 16:29 EDT</p> <p><b>Executed At</b> 11/11/2021 17:32 EST</p> <p><b>Identity Method</b> email</p> <p><b>Distribution Method</b> email</p> <p><b>Signed Checksum</b> 06b899704c1e1a2451a0c59eb0bf93b131a6aabda73e6dbab12819bd0afca300</p> <p><b>Signer Sequencing</b> Disabled</p> <p><b>Document Passcode</b> Disabled</p>	<p><b>Document Name</b> Rmrpmd - Minutes - 07 30 21 6129773 1</p> <p><b>Filename</b> rmrmpmd_-_minutes_-_07_30_21_6129773_1_.pdf</p> <p><b>Pages</b> 3 pages</p> <p><b>Content Type</b> application/pdf</p> <p><b>File Size</b> 121 KB</p> <p><b>Original Checksum</b> b7beb1c96602aaa091b4650699c82bdc4b8e8ab5709a417fe9adcf16a34b6ac2</p>

**SIGNERS**

SIGNER	E-SIGNATURE	EVENTS
<p><b>Name</b> Robert Wagner</p> <p><b>Email</b> rwagner@rockymountainindustrials.com</p> <p><b>Components</b> 1</p>	<p><b>Status</b> signed</p> <p><b>Multi-factor Digital Fingerprint Checksum</b> 366d4cd1f66ede5a352db3c833b601a2b35acecf3adefa5bfbab51ab2f77c17</p> <p><b>IP Address</b> 73.181.122.97</p> <p><b>Device</b> Chrome Mobile via Android</p> <p><b>Drawn Signature</b></p> <div style="border: 1px solid black; padding: 5px; text-align: center;">  </div> <p><b>Signature Reference ID</b> 21F32A65</p> <p><b>Signature Biometric Count</b> 294</p>	<p><b>Viewed At</b> 11/11/2021 17:32 EST</p> <p><b>Identity Authenticated At</b> 11/11/2021 17:32 EST</p> <p><b>Signed At</b> 11/11/2021 17:32 EST</p>

**AUDITS**

TIMESTAMP	AUDIT
11/06/2021 16:29 EDT	Special Districts (specialdistricts@spencerfane.com) created document 'rmrmpmd_-_minutes_-_07_30_21_6129773_1_.pdf' on Chrome via Windows from 71.229.162.61.
11/06/2021 16:29 EDT	Robert Wagner (rwagner@rockymountainindustrials.com) was emailed a link to sign.
11/10/2021 18:00 EST	Robert Wagner (rwagner@rockymountainindustrials.com) was emailed a reminder.
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