

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF
THE BOARD OF DIRECTORS OF THE
FOOTHILLS METROPOLITAN DISTRICT (THE "DISTRICT")
HELD
OCTOBER 5, 2022

A regular meeting of the Board of Directors of the Foothills Metropolitan District (referred to hereafter as the "Board") was convened on Wednesday, October 5, 2022, at 2:30 p.m. This District Board meeting was held via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors in Attendance Were:

Rishi Loona, President
Josh Kane, Treasurer
Clyde Wood, Secretary
Patrick Bunyard, Assistant Secretary (arrived at 2:55 p.m.)
Tim DePeder, Assistant Secretary

Also in Attendance Were:

Denise Denslow, Carrie Bartow & Curtis Bourgoquin; CliftonLarsonAllen LLP ("CLA")
Alan Pogue; Icenogle Seaver Pogue, P.C.

ADMINISTRATIVE MATTERS

Call to Order: Director Bunyard called the meeting to order at 2:34 p.m.

Disclosures of Potential Conflicts of Interest: Mr. Pogue noted that disclosures had been filed.

Approval of Agenda: Upon a motion duly made by Director Kane, seconded by Director DePeder and upon vote, unanimously carried, the Board approved the Agenda as presented.

Public Comment: None.

CONSENT AGENDA

Minutes of the June 1, 2022 Regular Meeting:
Ratification of Claims Totaling \$282,815.43:

Upon a motion duly made by Director Kane, seconded by Director DePeder and, upon vote, unanimously carried, the Board approved the Consent Agenda items.

LEGAL MATTERS

Ratify Service Agreement with Environmental Designs, Inc. for cleanup of six detention ponds bi-annually: The Board requested that Director Bunyard confirm this agreement is within economic parameters. Following discussion, upon a motion duly made by Director DePeder, seconded by Director Loona and, upon vote, unanimously carried, the Board ratified approval of the Service

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Agreement with Environmental Designs, Inc. for cleanup of six detention ponds bi-annually.

Ratify Service Agreement with Environmental Designs, Inc. for 2022 landscape maintenance: The Board requested that Director Bunyard confirm this agreement is within economic parameters. Following discussion, upon a motion duly made by Director DePeder, seconded by Director Loona and, upon vote, unanimously carried, the Board ratified approval of the Service Agreement with Environmental Designs, Inc. for 2022 landscape maintenance.

Ratify Service Agreement with Environmental Designs, Inc. for median enhancements.: The Board requested that Director Bunyard confirm this agreement is within economic parameters. Following discussion, upon a motion duly made by Director DePeder, seconded by Director Loona and, upon vote, unanimously carried, the Board ratified approval of the Service Agreement with Environmental Designs, Inc. for median enhancements.

Ratify 2022 Service Agreement and Approve 2023 Service Agreement with Federal Cleaning Contractors, Inc.: The Board requested that Director Bunyard confirm this agreement is within economic parameters. Following discussion, upon a motion duly made by Director DePeder, seconded by Director Loona and, upon vote, unanimously carried, the Board ratified approval of the 2022 Service Agreement and approved the 2023 Service Agreement with Federal Cleaning Contractors, Inc.

Ratify Agreement with All Sweep Inc. for Sweeping of Foothills Shopping Center: The Board requested that Director Bunyard confirm this agreement is within economic parameters. Following discussion, upon a motion duly made by Director DePeder, seconded by Director Loona and, upon vote, unanimously carried, the Board ratified approval of the Service Agreement with All Sweep Inc. for sweeping of Foothills Shopping Center.

Ratify Green Thumb Plantscape Agreement for 2022-2023 Winter Watering: The Board requested that Director Bunyard confirm this agreement is within economic parameters. Following discussion, upon a motion duly made by Director DePeder, seconded by Director Loona and, upon vote, unanimously carried, the Board ratified approval of the Agreement with Green Thumb Plantscape for 2022-2023 winter watering.

FINANCIAL MATTERS

August 31, 2022 Unaudited Financial Statements and October 2022 Cash Position Report: Mr. Bourgouin reviewed the Financial Statements and Cash Position Report with the Board noting that the cell tower lease revenue as “other” on the General Fund has not been budgeted for the year, but will be incorporated into the 2023 Budget. Discussion ensued regarding the Debt

