

FOOTHILLS METROPOLITAN DISTRICT

8390 E. Crescent Parkway, Suite 300

Greenwood Village, CO 80111

Phone: 303-779-5710

NOTICE OF REGULAR MEETING AND AGENDA

DATE: December 4, 2024

TIME: 2:30 p.m.

LOCATION: Via Microsoft Teams

ACCESS: To attend via Microsoft Teams Videoconference, use the below link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZGIyZWYwYjYtZDM4Ny00ZDE2LTk5MmQtYmQ3OTdjZWUzMzVk%40thread.v2/0?context=%7b%22Tid%22%3a%224aaa468e-93ba-4ee3-ab9f-6a247aa3ade0%22%2c%22Oid%22%3a%221f1b712c-e235-4dd5-b5c5-d830e47350db%22%7d

To attend via telephone, dial 720-547-5281 and enter Conference ID: 921 082 635#

Board of Directors

Rishi Loona

Josh Kane

Dan Doherty

Patrick Bunyard

Tim DePeder

Office

President

Treasurer

Vice President/Secretary

Assistant Secretary

Assistant Secretary

Term Expires

May, 2027

May, 2025

May, 2025

May, 2027

May, 2027

I. ADMINISTRATIVE MATTERS

- A. Call to order.
- B. Disclosures of potential conflicts of interest.
- C. Approval of agenda.
- D. Public comment - Members of the public may express their views to the Board on matters that affect the District that are otherwise not on the agenda. Comments will be limited to three (3) minutes per person.

II. CONSENT AGENDA

- A. Review and consider approval of Minutes from the August 22, 2024 Special Meeting and the October 2, 2024 Regular Meeting (enclosures).
- B. Ratify approval of Service Agreement with Mountain West Landscapes, LLC for snow and ice management (enclosure).

- C. Ratify approval of Service Agreement with RVi Planning + Landscape Architecture, Inc. for land planning and/or design professional services (enclosure).
- D. Consider adoption of the 2025 Annual Administrative Matters Resolution (enclosure).
- E. Consider adoption of 2025 Meeting Resolution (enclosure).
- F. Consider adoption of 2025 Regular Special District Election Resolution (enclosure).
- G. Consider adoption of Second Amendment to Second Amended and Restated Public Records Policy Resolution (enclosure).

III. LEGAL MATTERS

- A. Discuss need for ballot issues and/or questions.
- B. Consideration and approval of final Service Plan Amendment (enclosure).
- C. Consider and approval of Third Amendment to 2022 Funding and Reimbursement Agreement with MXD Fort Collins, LLC and, in connection therewith, the refunding of the 2022 Note and issuance of a new Subordinate Note to MXD Fort Collins, LLC to secure repayment of Operating Advances (enclosure).
- D. Consideration and approval of Third Amendment to Improvement Acquisition, Advance and Reimbursement Agreement with MXD Fort Collins, LLC and, in connection therewith, the refunding of the 2022 Note and issuance of a new Subordinate Note to MXD Fort Collins, LLC to secure repayment of Capital Advances (enclosure).

IV. FINANCIAL MATTERS

- A. Review and ratify prior claims (enclosure).
- B. Review and consider acceptance of September 30, 2024 Unaudited Financial Statements and Schedule of Cash Position (enclosure).
- C. Conduct Public Hearing to consider amendment of the 2023 Budget. If necessary, consider adoption of Resolution to Amend the 2023 Budget (enclosure).
- D. Conduct Public Hearing to consider amendment of the 2024 Budget. If necessary, consider adoption of Resolution to Amend the 2024 Budget (enclosure).
- E. Conduct Public Hearing on the proposed 2025 Budget and consider adoption of Resolution to Adopt the 2025 Budget and Appropriate Sums of Money and Set Mill Levies (enclosures).

- F. Authorize District Accountant to prepare and sign the DLG-70 Certification of Tax Levies form (“MLC”) for certification to the Board of County Commissioners and other interested parties.
- G. Discuss statutory requirements for an audit. Review and consider approval of engagement letter with Fiscal Focus Partners LLC to prepare the 2024 Audit (enclosure).

V. MANAGER MATTERS

- A. Review and consider approval of Property and Liability Coverage renewal for 2025. Discuss changes needed to property schedule (if any) (enclosure).
- B. Review and consider approval of workers’ compensation coverage for 2025 (enclosure).
- C. Designate website compliance coordinator.
- D. Authorize Board member or committee to work with District staff to transition website to ADA compliant hosting platform (enclosure).
- E. Review and consider approval of CLA Statements of Work for 2025 (enclosures).

VI. DIRECTOR MATTERS

VII. OTHER BUSINESS

- A. Executive Session pursuant to Section 24-6-402(4)(e), C.R.S., if needed.

VIII. ADJOURNMENT

There are no more regular meetings scheduled for 2024.