

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE CONCORD METROPOLITAN DISTRICT HELD NOVEMBER 6, 2012

A regular meeting of the Board of Directors of the Concord Metropolitan District was held on November 6, 2012, at 12:00 p.m. at the offices of CliftonLarsonAllen LLP, 8390 E. Crescent Parkway, Suite 500, Greenwood Village, CO 80111. The meeting was open to the public.

Attendance In attendance were Directors:

 Dan Bess; Chairman and President
 Brian Mott, Secretary/Treasurer
 Hank J. Vanderryst; Assistant Secretary
 Jeff Dean; Assistant Secretary

 Also in attendance were:

 Bob Blodgett (12:10 p.m.), Denise Denslow, Kristin Baumgartner and
 Jason Carroll; CliftonLarsonAllen LLP
 Russell Dykstra; Grimshaw & Haring, P.C.

Call to Order Director Bess called the meeting to order at 12:07 p.m.

Disclosure of
Potential Conflicts
Of Interest Written conflict of interest disclosure statements were filed with the
Secretary of State on behalf of the District 72 hours prior to this meeting.

Approval
Of Minutes Upon a motion duly made by Director Dean, seconded by Director
Vanderryst, and upon a vote, unanimously carried, the Board approved the
May 1, 2012 Regular Board Minutes as submitted.

Financial Items Review and Approve September 30, 2012 Financial Statements and
October 25, 2012 Cash Position – Jason Carroll/Kristin Baumgartner

 Ms. Baumgartner reviewed the September 30 financial statements and
October 25 cash position with the Board.

 After discussion, and upon a motion duly made by Director Bess,
seconded by Director Mott, and upon a vote, unanimously carried, the
Board approved the September 30 financial statements and the October
cash position as submitted.

RECORD OF PROCEEDINGS

After discussion, and upon a motion duly made by Director Mott, seconded by Director Bess, and upon a vote, unanimously carried, the Board approved the agreement with DesignScape for the 2013 Landscape Maintenance Services.

Mr. Blodgett reported that Ms. Denslow indicated YESCO is providing a sign repair estimate, which was not available for the Board meeting today.

After discussion, and upon a motion duly made by Director Mott, seconded by Director Vanderryst, and upon a vote, unanimously carried, the Board approved the necessary repairs to the monument sign by YESCO at a not to exceed amount of \$3,000.

Ms. Denslow left the meeting at 12:45 p.m.

Referrals

None that affect the District.

Attorney Items

Discuss Potential Lot Sale to Viawest

Mr. Dykstra reported he and Director Bess met with representatives of the buyer to discuss the future potential building in the District. It would be located at the northeast corner of Compark Boulevard and Peoria behind the District's monument sign. They estimate a construction cost of \$15-20 million along with 30-40 employees. The building would consist of a series of servers which are leased out to companies to utilize for data transfer and storage. It is a data center.

Mr. Dykstra and Mr. Blodgett have provided due diligence information to the representatives of Viawest.

Discuss Architectural Control Committee Review Process

Mr. Dykstra reported that Directors Bess, Mott and Dean are the Architectural Control Committee. This responsibility was assigned to them from the POA in 2011. Director Bess noted some concerns about the design of the building. Mr. Dykstra reported the committee will need to be prepared to meet in the next few weeks. He expects a packet from Viawest in the very near future for review and approval by the ACC. That will be referred to Mr. Ned White, consultant to the ACC, for review. The ACC consisting of the 3 Board members will call a special Board meeting to review the Viawest request as soon as it has been submitted.

RECORD OF PROCEEDINGS

Director's Items Confirm 2013 Regular Meeting Schedule – 1st Tuesday of February, May, August and November @ 12:00 p.m. at CliftonLarsonAllen LLP located at 8390 E. Crescent Parkway, Suite 500, Greenwood Village, CO 80111

The schedule was confirmed.

Confirm Next Regular Board Meeting: Tuesday, February 5, 2013 at 12:00 p.m. at CliftonLarsonAllen LLP located at 8390 E. Crescent Parkway, Greenwood Village, CO 80111

A quorum was confirmed for this meeting

Other Business


Ms. Baumgartner reported that CliftonLarsonAllen is recommending the District Board members be considered as employees effective January 1, 2013 which would mean a FICA and other tax reductions, which results in a paycheck of approximately \$94 instead of \$100.

Mr. Dykstra reported in the absence of an IRS inquiry or requirement, this action is not yet needed by the Board

After discussion, the Board decided to continue as contractors and receive the \$100 fee per Board meeting attended.

Adjournment With there being no further business before the Board, and upon a motion duly made by Director Bess, seconded by Director Dean, and upon a vote, unanimously carried, the Board adjourned the meeting at 1:15 p.m.

Respectfully submitted,


Secretary for the Meeting