

MINUTES OF A JOINT REGULAR MEETING OF THE
BOARDS OF DIRECTORS

OF

MIGHTY ARGO METROPOLITAN DISTRICT NOS. 1-3

Held: Wednesday, September 13, 2023 at 1:15 p.m.

This meeting was held via teleconference.

Attendance

The joint regular meeting of the Boards of Directors of Mighty Argo Metropolitan District Nos. 1-3 was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, having confirmed their qualifications to serve, were in attendance:

Bryan McFarland
Janice Bowland
Steve Zezulak

Directors Mary Jane Loevlie and Dustin Littleton were absent. All absences are deemed excused unless otherwise noted in these minutes.

Also present were William P. Ankele, Jr., Esq., and Jon L. Wagner, Esq., White Bear White Tanaka & Waldron, Attorneys at Law; and Jon Erickson, Marchetti & Weaver, LLC., District Accountant.

Call to Order/Declaration
of Quorum

It was noted that a quorum of the Boards was present, and the meeting was called to order.

Conflict of Interest
Disclosures

Mr. Ankele advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. Ankele reported that disclosures for those directors with potential or existing conflicts of interest were filed with the Secretary of State's Office and the Boards at least 72 hours prior to the meeting, in accordance with Colorado law, and those disclosures were acknowledged by the Boards. Mr. Ankele noted that a quorum was present and inquired into whether members of the Boards had any additional disclosures of potential or existing conflicts of interest with regard to any matters scheduled for discussion at the meeting. No additional disclosures were noted.

Joint Meetings

The Boards of Directors of the Districts have determined to hold joint meetings of the Districts and to prepare joint minutes of action taken

by the Districts in such meetings. Unless otherwise noted herein, all official action reflected in these minutes is the action of each of the Districts. Where necessary, action taken by an individual District will be reflected in these minutes.

Approval of Agenda

Mr. Ankele presented the proposed agenda to the Boards for consideration. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the agenda as presented.

Public Comment

None.

Consent Agenda

Mr. Ankele reviewed the items on the consent agenda with the Boards. Mr. Ankele advised the Boards that any item may be removed from the consent agenda to the regular agenda upon the request of any director. No items were requested to be removed from the consent agenda. Upon a motion duly made and seconded, the following items on the consent agenda were unanimously approved, ratified, and adopted:

- July 12, 2023 Joint Regular Meeting Minutes

District Matters

Project Update

Director McFarland provided an update on the Districts project.

Legal Matters

Review and Consider
Approval of System
Procurement Agreement
between Newterra and
District No. 2

Mr. Ankele reviewed the System Procurement Agreement between Newterra Corporation. Following discussion, upon a motion duly made and seconded, the Board of District No. 2 unanimously approved the agreement, subject to revisions from legal counsel.

Bond Matters

Discussion and Update
Regarding Bond Issuance

No update was needed.

Financial Matters

Consider Approval of
Payables/Financials

There were no Payables to present to the Boards.

Other Business

Next Meeting

November 28, 2023.

Adjourn

There being no further business to come before the Boards, and following discussion and upon a motion duly made, seconded, and unanimously carried, the Boards determined to adjourn the meeting.

The foregoing constitutes a true and correct copy of the minutes of the above-referenced meeting.

Steve Zezulak

[Steve Zezulak \(Nov 30, 2023 08:46 MST\)](#)

Secretary for the Meeting

The foregoing minutes were approved on the 28th day of November, 2023.