

RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF THE

MILLER RANCH METROPOLITAN DISTRICT

Held: Tuesday, November 16, 2021, at 10:00 A.M. at 1641 California Street, Suite 300, Denver, CO 80202 and via zoom meeting
<https://us02web.zoom.us/j/87015696837?pwd=SXA4Y0F3WnhocVJzVmVRSFpheC9MUT09>
Meeting ID: 870 1569 6837 Passcode: 993542,
Telephone: 1 253 215 8782 US

Attendance

The special meeting of the Board of Directors of the Miller Ranch Metropolitan District was called and held, as shown, in accordance with Colorado law. The following directors confirmed their qualification to serve on the Board:

Vernon Miller
Stephanie Denne
Sandra Miller
Stacy Babi

Absent was Director Travis Denne whose absence was excused.

Also present was: Dianne Miller, Sonja Steele and Rhonda Bilek of Miller & Associates Law Offices, LLC.

Call to Order

Ms. Miller noted that a quorum of the Board was present and the Directors confirmed their qualification to serve.

Disclosure Matters

Ms. Miller advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. The Board reviewed the agenda for the meeting, following which each Board member confirmed the contents of written disclosures previously made, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

RECORD OF PROCEEDINGS

Director Vernon Miller disclosed his interests as an owner of property within the District. Director Vernon Miller also disclosed his interest in Applebee Development Company Inc., which owns property within this District, as well as his financial interest in the property. Director Vernon Miller also disclosed his position as a partial owner and president of Applebee Development Company, Inc. These disclosures are associated with items on the agenda that may affect his interests.

Director Stephanie Denne disclosed her interests as an owner of property within the District. Director Denne also disclosed her interest in Applebee Development Company Inc., which owns property within this District, as well as her financial interest in the property. Director Denne also disclosed her position as a partial owner of Applebee Development Company, Inc. These disclosures are associated with items on the agenda that may affect her interests.

Director Stacy Babi disclosed her interests as an owner of property within the District. Director Babi also disclosed her interest in Applebee Development Company Inc., which owns property within this District, as well as her financial interest in the property. Director Babi also disclosed her position as partial owner of Applebee Development Company, Inc. These Disclosures are associated with items on the agenda that may affect her interests.

Director Sandra Miller disclosed her interests as an owner of property within the District. Director Denne also disclosed her interest in Applebee Development Company Inc., which owns property within this District, as well as her financial interest in the property. Director Denne also disclosed her position as a partial owner of Applebee Development Company, Inc. These disclosures are associated with items on the agenda that may affect her interests.

Written disclosures of the interests of all of the directors were filed with the Secretary of State prior to the meeting.

Approval of Minutes –
September 9, 2020

The minutes for the September 9, 2020 meeting were reviewed by the Board. Upon motion by Director Denne and second by Director Stacy Babi, the Board unanimously approved the minutes as presented.

Public Hearing to Consider
2022 Budget

Ms. Miller presented a proposed budget for 2022. Ms. Miller noted that notice of the public hearing for the budget was posted

RECORD OF PROCEEDINGS

in three locations within the boundaries of the District and otherwise published in accordance with Colorado law. Upon motion of Director Babi and second by Director Stephanie Denne, Director Babi opened the public hearing. No one providing any comments to the budget, upon motion by Director Babi and second by Director Stephanie Denne, Director Babi closed the hearing.

Approval of 2022 Budget

Ms. Miller advised the Board of the details of the 2022 budget. Upon review and discussion and upon the motion of Director Babi and second by Director Stephanie Denne, the Board unanimously approved the proposed budget for 2022, subject to receipt of the final assessed value of the District by the County Assessor, and appropriated the funds therefore. Pursuant to Colorado law, a mill levy of 0.000 mills will be certified for collection in 2022. The Board also authorized the execution of its budget resolution containing details of the Board action.

The Board appointed Director Babi and Director Stephanie Denne to act as a budget review committee to review the budget upon receipt of the final assessed value.

Approval of 2022 Annual Administrative Resolution

The directors discussed various administrative matters to be determined by the Board on an annual basis in order to comply with Colorado law. Ms. Miller presented the Board with a resolution designating officers for the District and establishing director compensation, regular meeting dates, notice provisions and other administrative matters. Upon motion of Director Babi and second by Director Stephanie Denne, the Board unanimously approved the annual administrative resolution.

Consider Resolution Waiving Workers' Compensation Insurance for 2022

Ms. Miller presented to the Board the Resolution Waiving Workers' Compensation Insurance for 2022. Upon motion by Director Babi and second by Director Stephanie Denne, the Board unanimously approved the resolution.

Update on Legislation

Ms. Miller reported in detail the new legislation and how it will affect special and metropolitan districts.

Other Business

There was no other business at this time.

RECORD OF PROCEEDINGS

Adjournment

There being no further business to come before the Board, upon motion and second, the Board unanimously adjourned the meeting. The next regular meeting of the Board is scheduled for first Thursday of June and November at 12:00 P.M.

DocuSigned by:
Stephanie Denne
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Secretary for the District

RESOLUTION WAIVING WORKERS' COMPENSATION INSURANCE FOR 2023
MILLER RANCH METROPOLITAN DISTRICT

STATE OF COLORADO)
) ss.
COUNTY OF ELBERT)

At the meeting of the Board of Directors of Miller Ranch Metropolitan District, (the "District"), County of Elbert, Colorado, held at 12:00 PM, on Tuesday, November 15, 2022 via teleconference / zoom:

<https://us02web.zoom.us/j/85028764895?pwd=V2w4dGRKYWg2eDhCUysrZmRpaXMwdz09>

Meeting ID: 850 2876 4895 Passcode: 258195 Telephone: 1 719 359 4580

there were present:

Vernon Miller, Stephanie Denne, Sandra Miller, and Staci Babi,

Also present were Dianne Miller, Sonja Steele, and Rhonda Bilek of Miller Law pllc,

When the following proceedings, were had and done, to wit:

It was moved by Director Stephanie Denne to adopt the following Resolution:

WHEREAS, in accordance with the Workers' Compensation Act of Colorado, §§ 8-40-101 – 8-47-101, *et seq.*, C.R.S., the District is required to carry workers' compensation coverage for its employees, but the Board members may opt out of such coverage by the methods prescribed in the Workers' Compensation Act of Colorado.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF MILLER RANCH METROPOLITAN DISTRICT, AS FOLLOWS:

In accordance with § 8-40-202(1)(a)(I)(B), C.R.S., the Board hereby waives workers' compensation coverage for individual Board members by opting that the individual Board members not be deemed employees as that term is defined in the Workers' Compensation Act of Colorado, and directs legal counsel to file statements with the Division of Workers' Compensation in the Department of Labor and Employment for the State of Colorado at least forty-five (45) days before the start of the 2023 policy year in order to effect such waiver of coverage.

Whereupon, the motion was seconded by Director Staci Babi, and upon vote, unanimously carried.

ADOPTED AND APPROVED NOVEMBER 15, 2022.

MILLER RANCH METROPOLITAN DISTRICT

DocuSigned by:
Vernon Miller
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Vernon Miller, President

ATTEST: DocuSigned by:
Stephanie Denne
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Stephanie Denne, Secretary/Treasurer

RESOLUTION OF THE BOARD OF DIRECTORS OF
MILLER RANCH METROPOLITAN DISTRICT
CALLING AN ELECTION FOR MAY 2, 2023

WHEREAS, Miller Ranch Metropolitan District (the “District”) was created pursuant to and in accordance with the provisions of §§ 32-1-101, *et seq.*, C.R.S.; and

WHEREAS, elections may be held pursuant to the Special District Act, §§ 32-1-801, *et seq.*, C.R.S. (the “Act”), and the Uniform Election Code of 1992, §§ 1-1-101, *et seq.*, and 1-13.5, 101, *et seq.*, C.R.S. (collectively, the “Code”), for the purpose of: (1) electing members of the Board of Directors of the District (the “Board”); (2) presenting certain ballot issues to the eligible electors of the District as required by Article X Section 20 of the Colorado Constitution; and (3) presenting certain ballot issues and questions to the eligible electors of the District; and

WHEREAS, the terms of office of Directors Vernon Miller, Stephanie Denne and Sandra Miller are due to expire after their successors are elected and one vacancy that can be filled at the next regular election for the District, which is scheduled to be held on May 2, 2023 (the “Election”).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF MILLER RANCH METROPOLITAN DISTRICT AS FOLLOWS:

1. The Election of the eligible electors of the District shall be held on May 2, 2023, between the hours of 7:00 A.M. and 7:00 P.M. pursuant to the Act and the Code and any other applicable laws. The Election shall be conducted as a mail-in ballot election in accordance with all relevant provisions of the Act and the Code. All mail ballots shall be returned to the office of the Designated Election Official (as defined below in Section 2). Eligible electors who have registered as “Permanent Mail-In Voters” shall receive mail ballots.

2. Dianne Miller, of the law firm of Miller Law pllc, is hereby appointed as the “Designated Election Official” of the Board for the Election. The Board hereby grants all powers and authority for the proper conduct of the Election required pursuant to the Act and the Code to the Designated Election Official, including, but not limited to, appointing election judges, appointing a canvass board and cancellation, if applicable, of the Election.

3. If the only matter before the electors is the election of directors of the District and if, by 3:00 P.M. on the 63rd day before the Election, which date is February 28, 2023, or any time thereafter, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent to be a write-in candidate, the Designated Election Official shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with C.R.S. § 1-13.5-513(6), as amended.

4. In the event that legislation is passed and enacted into law that impacts or changes the methods or procedures for elections conducted by the District, the Board hereby directs its legal counsel and the Designated Election Official, without any further action taken by the Board

unless otherwise required by applicable law, to take all actions necessary and appropriate to conduct the Election in compliance with any applicable laws including, but not limited to, coordinating the Election with any political subdivision with appropriate jurisdiction over the District and adjusting any Election-related deadlines.

5. If any part or provision of this Resolution is adjudicated to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provision or provisions of this Resolution, it being the intent of the Board that the various provisions are severable.

6. All acts, orders and resolutions, or parts thereof, of the Board that are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

APPROVED AND ADOPTED ON NOVEMBER 15, 2022, to be immediately effective.

MILLER RANCH METROPOLITAN DISTRICT

DocuSigned by:

Vernon Miller

Vernon Miller, President

ATTEST:

DocuSigned by:

Stephanie Denne

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Stephanie Denne, Secretary/Treasurer

MILLER RANCH METROPOLITAN DISTRICT

**ANNUAL ADMINISTRATIVE RESOLUTION
(Effective January 1, 2023)**

WHEREAS, the District was organized under the provisions of Title 32, Colorado Revised Statutes, as a special district and is located entirely within the boundaries of Elbert County (the “Approving Jurisdiction”); and

WHEREAS, the Board of Directors of the District (the “Board”) has a duty to perform certain obligations to assure the efficient operation of the District; and

WHEREAS, §§ 32-1-101, *et seq.*, C.R.S., requires every District to publish certain legal notices in a newspaper of general circulation in the District; and

WHEREAS, the Directors of a District may receive compensation for their services subject to the limitations imposed by §§ 32-1-902(3)(a)(I) & (II), C.R.S.; and

WHEREAS, pursuant to § 32-1-902(1), C.R.S., every Board shall elect officers of the District; and

WHEREAS, § 24-6-402(2)(c), C.R.S., specifies the duty of every Board to designate a posting place for notices of meetings (which posting place may be website, social media account, or other official online presence of the District), and requires that notice of such meetings be posted at least twenty-four (24) hours prior to said meeting; and

WHEREAS, § 32-1-903, C.R.S., requires that each Board shall meet regularly at a time and in a place to be designated by that Board and requires that notice of such meetings be posted in accordance with § 24-6-402(2).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MILLER RANCH METROPOLITAN DISTRICT AS FOLLOWS:

1. The Board designates Ranchland News as the newspaper of general circulation within the boundaries of the District, or in the vicinity of the District if none is circulated within the District and directs that all legal notices shall be published therein in accordance with applicable statutes.
2. The Board determines that Directors shall not receive compensation for services as Directors, in accordance with §§ 32-1-902(3)(a)(I) & (II), C.R.S.
3. The Board hereby elects the following officers for the District:

Vernon Miller	President
Stephanie Denne	Secretary/Treasurer
Sandra Miller	Assistant Secretary
Staci Babi	Assistant Secretary
Vacant	Assistant Secretary

4. The Board designates its website, _____ as the posting place for notices of meetings pursuant to §24-6-402(2)(c)(III), C.R.S. In the event the notice cannot be posted due to emergency or exigent circumstances, the Board designates the following physical location for posting of meeting notices:

The intersection of County Roads 158 and 29

5. The Board determines to hold regular meetings on the Third Tuesday of April and November at 10:00 AM by video conference or telephone conference, the notice of which shall include the method or procedure, including the conference number, link, passcode, or other necessary information to allow member of the public to attend.

Whereupon the motion was seconded by Director Staci Babi, and upon vote, carried unanimously.

ADOPTED AND APPROVED ON NOVEMBER 15, 2022, to become effective as of January 1, 2023.

MILLER RANCH METROPOLITAN
DISTRICT

DocuSigned by:

Vernon Miller

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Vernon Miller, President

ATTEST:

DocuSigned by:

Stephanie Denne

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Stephanie Denne, Secretary

**BUDGET RESOLUTION
(2023)**

CERTIFIED COPY OF RESOLUTION

STATE OF COLORADO)
) ss.
COUNTY OF ELBERT)

At the special meeting of the Board of Directors of MILLER RANCH WATER & SANITATION DISTRICT, City and County of Elbert, Colorado, held at 12:00PM. on November 15, 2022 via zoom:
<https://us02web.zoom.us/j/85028764895?pwd=V2w4dGRKYWg2eDhCUysrZmRpaXMwdz09&from=addon>
Meeting ID: 850 2876 4895, Passcode: 258195, Telephone: 1 719 359 4580, there were present:

Vernon Miller
Stephanie Denne
Sandra Miller
Stacy Babi
Vacant

Also present was Dianne Miller(“District Counsel”) , Sonja Steele, and Rhonda Bilek of Miller Law pllc;

District Counsel reported that, prior to the meeting, legal counsel had notified each of the directors of the date, time and place of this meeting and the purpose for which it was called. District Counsel further reported that this is a special meeting of the Board of Directors of the District and that the notice of the meeting was posted within the boundaries of the District, and to the best of their knowledge, remains posted to the date of this meeting.

Thereupon, Director Stephanie Denne introduced and moved the adoption of the following Resolution:

RESOLUTION

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET AND APPROPRIATING SUMS OF MONEY TO EACH FUND IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE MILLER RANCH WATER & SANITATION DISTRICT, CITY AND COUNTY OF ELBERT, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2023 AND ENDING ON THE LAST DAY OF DECEMBER 2023.

WHEREAS, the Board of Directors (the “Board”) of the Miller Ranch Water & Sanitation Metropolitan District (the “District”) has authorized its treasurer and legal counsel to prepare and submit a proposed budget to said governing body no later than October 15, 2022; and

WHEREAS, the proposed 2023 budget has been submitted to the Board for its consideration; and

WHEREAS, upon due and proper notice, posted in accordance with Colorado law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held at 12:00 p.m. on Tuesday November 15, 2022, and interested electors were given the opportunity to file or register any objections to said proposed budget; and

WHEREAS, the budget being adopted by the Board has been prepared based on the best information available to the Board regarding the effects of Article X, Section 20 of the Colorado Constitution; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MILLER RANCH WATER & SANITATION DISTRICT, ELBERT, COLORADO, AS FOLLOWS:

Section 1. Summary of 2023 Revenues and 2023 Expenditures. That the estimated revenues and expenditures for each fund for fiscal year 2023, as more specifically set forth in the budget attached hereto, are accepted, and approved.

Section 2. Adoption of Budget. That the budget as submitted, or as amended, and attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2023.

Section 3. 2023 Levy of General Property Taxes. That the foregoing budget indicates that the amount of money necessary to balance the budget for the General Fund for operating expenses is \$_____, and that the 2022 valuation for assessment, as certified by the Elbert County Assessor, is \$_____. That for the purposes of meeting all general operating expenses of the District during the 2023 budget year, there is hereby levied a tax of _____ mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2022.

Section 4. 2023 Levy of Debt Retirement Expenses. That the foregoing budget indicates that the amount of money necessary to balance the budget for the Debt Service Fund for debt retirement expense is \$_____ and that the 2022 valuation for assessment, as certified by the Elbert County Assessor, is \$_____. That for the purposes of meeting all debt retirement expenses of the District during the 2023 budget year, there is hereby levied a tax of _____ mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2022.

Section 5. Certification to Board of County Commissioners. That the attorney, accountant, or manager for the District is hereby authorized and directed to certify to the Elbert County Board of County Commissioners, no later than December 15, 2022, the mill levies for the District hereinabove determined and set. That said certification shall be substantially in the same form as attached hereto and incorporated herein by this reference.

Section 6. Appropriations. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.

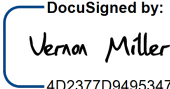
Section 7. Budget Certification. That the Budget shall be certified by the Secretary/Treasurer of the District and made a part of the public records of the District.

The foregoing Resolution was seconded by Director Staci Babi.

DocuSigned by:
Stacy Babi
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RESOLUTION APPROVED AND ADOPTED ON NOVEMBER 15, 2022.

MILLER RANCH WATER & SANITATION DISTRICT

By: 
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Vernon Miller, President

ATTEST:


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Stephanie Denne, Secretary/Treasurer

STATE OF COLORADO
COUNTY OF ELBERT
MILLER RANCH WATER & SANITATION DISTRICT

I, **Stephanie Denne**, hereby certify that I am a director and the duly elected and qualified Secretary/Treasurer of the MILLER RANCH WATER & SANITATION DISTRICT (the "District"), and that the foregoing constitutes a true and correct copy of the record of proceedings of the Board of Directors of said District adopted at a meeting of the Board of Directors of the District held at 12:00 p.m. on Tuesday November 15, 2022, via zoom meeting as recorded in the official record of the proceedings of the District, insofar as said proceedings relate to the budget hearing for fiscal year 2023; that said proceedings were duly had and taken; that the meeting was duly held; and that the persons were present at the meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto subscribed my name on November 15, 2022.

DocuSigned by:
Stephanie Denne
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Stephanie Denne, Secretary/Treasurer

EXHIBIT A
BUDGET DOCUMENT & BUDGET MESSAGE
MILLER RANCH WATER & SANITATION DISTRICT
2023 BUDGET

**MILLER RANCH WATER & SANITATION DISTRICT
2023 BUDGET**

SUMMARY OF SIGNIFICANT ASSUMPTIONS

Services Provided

Through its Service Plan, the MILLER RANCH WATER & SANITATION DISTRICT (the “District”) is authorized to finance certain streets, street lighting, traffic and safety controls, sewer improvements, landscaping, and park and recreation improvements.

Revenue

Property Taxes

The primary source of funds for 2023 is property taxes. The District anticipates imposing a mill levy of _____ mills for the budget year 2023 for operations and maintenance expenses, which will yield \$_____ in property tax revenue.

Expenditures

Administrative Expenses

Administrative expenses have been primarily for legal services, insurance, and accounting costs.

Funds Available

The District’s budget exists from property taxes and specific ownership taxes to cover the District’s operations, including its administrative functions.

Accounting Method

The District prepares its budget on the modified accrual basis of accounting

MILLER RANCH WATER & SANITATION DISTRICT

ANNUAL ADMINISTRATIVE RESOLUTION (Effective January 1, 2023)

WHEREAS, the District was organized under the provisions of Title 32, Colorado Revised Statutes, as a special district and is located entirely within the boundaries of, Elbert (the “Approving Jurisdiction”); and

WHEREAS, the Board of Directors of the District (the “Board”) has a duty to perform certain obligations to assure the efficient operation of the District; and

WHEREAS, §§ 32-1-101, *et seq.*, C.R.S., requires every District to publish certain legal notices in a newspaper of general circulation in the District; and

WHEREAS, the Directors of a District may receive compensation for their services subject to the limitations imposed by §§ 32-1-902(3)(a)(I) & (II), C.R.S.; and

WHEREAS, pursuant to § 32-1-902(1), C.R.S., every Board shall elect officers of the District; and

WHEREAS, § 24-6-402(2)(c), C.R.S., specifies the duty of every Board to designate a posting place for notices of meetings (which posting place may be website, social media account, or other official online presence of the District), and requires that notice of such meetings be posted at least twenty-four (24) hours prior to said meeting; and

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Vernon Miller
Stephanie Denne
Sandra Miller
Stacy Babi
Vacant

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Whereupon the motion was seconded by Director Staci Babi, and upon vote, carried unanimously.

ADOPTED AND APPROVED ON NOVEMBER 15, 2022, TO BECOME EFFECTIVE AS OF JANUARY 1, 2023.

MILLER RANCH WATER &
SANITATION DISTRICT

DocuSigned by:
Vernon Miller
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Vernon Miller, President

ATTEST: DocuSigned by:
Stephanie Denne
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Stephanie Denne, Secretary

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MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS

OF THE

MILLER RANCH WATER AND SANITATION DISTRICT

Held: Tuesday, November 16, 2021, at 10:00 A.M. at 1641 California Street, Suite 300, Denver, CO 80202 and via zoom meeting
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Vernon Miller
Stephanie Denne
Sandra Miller
Stacy Babi

Absent was Director Travis Denne whose absence was excused.

Also present was: Dianne Miller, Sonja Steele and Rhonda Bilek of Miller & Associates Law Offices, LLC.

Call to Order

Ms. Miller noted that a quorum of the Board was present and the Directors confirmed their qualification to serve.

Disclosure Matters

Ms. Miller advised the Board that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. The Board reviewed the agenda for the meeting, following which each Board member confirmed the contents of written disclosures previously made, stating the fact and summary nature of any matters, as required under Colorado law, to permit official action to be taken at the meeting. Additionally, the Board determined that the participation of the members present was necessary to obtain a quorum or otherwise enable the Board to act.

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Written disclosures of the interests of all of the directors were filed with the Secretary of State prior to the meeting.

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September 9, 2020

The minutes for the September 9, 2020 meeting were reviewed by the Board. Upon motion by Director Denne and second by Director Stacy Babi, the Board unanimously approved the minutes as presented.

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2022 Budget

Ms. Miller presented a proposed budget for 2022. Ms. Miller noted that notice of the public hearing for the budget was posted

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Consider Resolution Waiving Workers' Compensation Insurance for 2022

Ms. Miller presented to the Board the Resolution Waiving Workers' Compensation Insurance for 2022. Upon motion by Director Babi and second by Director Stephanie Denne, the Board unanimously approved the resolution.

Update on Legislation

Ms. Miller reported in detail the new legislation and how it will affect special and metropolitan districts.

Other Business

There was no other business at this time.

RECORD OF PROCEEDINGS

Adjournment

There being no further business to come before the Board, upon motion and second, the Board unanimously adjourned the meeting. The next regular meeting of the Board is scheduled for first Thursday of June and November at 12:00 P.M.

DocuSigned by:

Stephanie Denne

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Secretary for the District

RESOLUTION OF THE BOARD OF DIRECTORS OF
MILLER RANCH WATER & SANITATION DISTRICT
CALLING AN ELECTION FOR MAY 2, 2023

WHEREAS, MILLER RANCH WATER & SANITATION DISTRICT (the “District”) was created pursuant to and in accordance with the provisions of §§ 32-1-101, *et seq.*, C.R.S.; and

WHEREAS, elections may be held pursuant to the Special District Act, §§ 32-1-801, *et seq.*, C.R.S. (the “Act”), and the Uniform Election Code of 1992, §§ 1-1-101, *et seq.*, and 1-13.5, 101, *et seq.*, C.R.S. (collectively, the “Code”), for the purpose of: (1) electing members of the Board of Directors of the District (the “Board”); (2) presenting certain ballot issues to the eligible electors of the District as required by Article X Section 20 of the Colorado Constitution; and (3) presenting certain ballot issues and questions to the eligible electors of the District; and

WHEREAS, the terms of office of Directors Stephanie Denne and Staci Babi are due to expire after their successors are elected and one vacancy that can be filled at the next regular election for the District, which is scheduled to be held on May 2, 2023 (the “Election”).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF MILLER RANCH WATER & SANITATION DISTRICT AS FOLLOWS:

1. The Election of the eligible electors of the District shall be held on May 2, 2023, between the hours of 7:00 A.M. and 7:00 P.M. pursuant to the Act and the Code and any other applicable laws. The Election shall be conducted as a mail-in ballot election in accordance with all relevant provisions of the Act and the Code. All mail ballots shall be returned to the office of the Designated Election Official (as defined below in Section 2). Eligible electors who have registered as “Permanent Mail-In Voters” shall receive mail ballots.

2. Dianne Miller, of the law firm of Miller Law pllc, is hereby appointed as the “Designated Election Official” of the Board for the Election. The Board hereby grants all powers and authority for the proper conduct of the Election required pursuant to the Act and the Code to the Designated Election Official, including, but not limited to, appointing election judges, appointing a canvass board and cancellation, if applicable, of the Election.

3. If the only matter before the electors is the election of directors of the District and if, by 3:00 P.M. on the 63rd day before the Election, which date is February 28, 2023, or any time thereafter, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent to be a write-in candidate, the Designated Election Official shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with C.R.S. § 1-13.5-513(6), as amended.

4. In the event that legislation is passed and enacted into law that impacts or changes the methods or procedures for elections conducted by the District, the Board hereby directs its legal counsel and the Designated Election Official, without any further action taken by the Board

unless otherwise required by applicable law, to take all actions necessary and appropriate to conduct the Election in compliance with any applicable laws including, but not limited to, coordinating the Election with any political subdivision with appropriate jurisdiction over the District and adjusting any Election-related deadlines.

5. If any part or provision of this Resolution is adjudicated to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provision or provisions of this Resolution, it being the intent of the Board that the various provisions are severable.

6. All acts, orders and resolutions, or parts thereof, of the Board that are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

APPROVED AND ADOPTED ON NOVEMBER 15, 2022, to be immediately effective.

MILLER RANCH WATER & SANITATION
DISTRICT

DocuSigned by:

Vernon Miller

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Vernon Miller, President

ATTEST:

DocuSigned by:

Stephanie Denne

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Stephanie Denne, Secretary/Treasurer

**BUDGET RESOLUTION
(2023)**

CERTIFIED COPY OF RESOLUTION

STATE OF COLORADO)
) ss.
COUNTY OF ELBERT)

At the special meeting of the Board of Directors of MILLER RANCH METROPOLITAN DISTRICT, County of Elbert, Colorado, held at 12:00 PM. on Tuesday, November 15, 2022 via teleconference / zoom:

<https://us02web.zoom.us/j/85028764895?pwd=V2w4dGRKYWg2eDhCUysrZmRpaXMwdz09>

Meeting ID: 850 2876 4895 Passcode: 258195 Telephone: 1 719 359 4580

there were present:

Vernon Miller,
Stephanie Denne
Sandra Miller
Staci Babi

Also present were Dianne Miller (“District Counsel”); Sonja Steele, and Rhonda Bilek of Miller Law pllc,

District Counsel reported that, prior to the meeting, legal counsel had notified each of the directors of the date, time and place of this meeting and the purpose for which it was called. District Counsel further reported that this is a special meeting of the Board of Directors of the District and that the notice of the meeting was posted within the boundaries of the District, and to the best of their knowledge, remains posted to the date of this meeting.

Thereupon, Director Stephanie Denne introduced and moved the adoption of the following Resolution:

RESOLUTION

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET AND APPROPRIATING SUMS OF MONEY TO EACH FUND IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE MILLER RANCH METROPOLITAN DISTRICT, CITY AND COUNTY OF ELBERT, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2023 AND ENDING ON THE LAST DAY OF DECEMBER 2023.

WHEREAS, the Board of Directors (the “Board”) of the Miller Ranch Metropolitan District (the “District”) has authorized its treasurer and legal counsel to prepare and submit a proposed budget to said governing body no later than October 15, 2022; and

WHEREAS, the proposed 2023 budget has been submitted to the Board for its consideration; and

WHEREAS, upon due and proper notice, posted in accordance with Colorado law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held at 12:00 PM on Tuesday, November 15, 2022, and interested electors were given the opportunity to file or register any objections to said proposed budget; and

WHEREAS, the budget being adopted by the Board has been prepared based on the best information available to the Board regarding the effects of Article X, Section 20 of the Colorado Constitution; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MILLER RANCH METROPOLITAN DISTRICT, COUNTY OF ELBEERT, COLORADO, AS FOLLOWS:

Section 1. Summary of 2023 Revenues and 2023 Expenditures. That the estimated revenues and expenditures for each fund for fiscal year 2023, as more specifically set forth in the budget attached hereto, are accepted, and approved.

Section 2. Adoption of Budget. That the budget as submitted, or as amended, and attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2023.

Section 3. 2023 Levy of General Property Taxes. That the foregoing budget indicates that the amount of money necessary to balance the budget for the General Fund for operating expenses is \$_____, and that the 2022 valuation for assessment, as certified by the «County» County Assessor, is \$_____. That for the purposes of meeting all general operating expenses of the District during the 2023 budget year, there is hereby levied a tax of _____ mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2022.

Section 4. 2023 Levy of Debt Retirement Expenses. That the foregoing budget indicates that the amount of money necessary to balance the budget for the Debt Service Fund for debt retirement expense is \$_____ and that the 2022 valuation for assessment, as certified by the Elbert County Assessor, is \$_____. That for the purposes of meeting all debt retirement expenses of the District during the 2023 budget year, there is hereby levied a tax of _____ mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2022.

Section 5. Certification to Board of County Commissioners. That the attorney, accountant, or manager for the District is hereby authorized and directed to certify to the Elbert County Board of County Commissioners, no later than December 15, 2022, the mill levies for the District hereinabove determined and set. That said certification shall be substantially in the same form as attached hereto and incorporated herein by this reference.

Section 6. Appropriations. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.

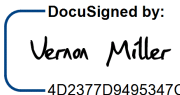
Section 7. Budget Certification. That the Budget shall be certified by the Secretary/Treasurer of the District and made a part of the public records of the District.

The foregoing Resolution was seconded by Director Staci Babi.


DocuSigned by:
Stacy Babi
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RESOLUTION APPROVED AND ADOPTED ON NOVEMBER 15, 2022.

MILLER RANCH METROPOLITAN DISTRICT

By: 
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Vernon Miller, President

ATTEST:


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Stephanie Denne, Secretary/Treasurer

STATE OF COLORADO
COUNTY OF ELBERT
MILLER RANCH METROPOLITAN DISTRICT

I, Stephanie Denne, hereby certify that I am a director and the duly elected and qualified Secretary/Treasurer of the Miller Ranch Metropolitan District (the "District"), and that the foregoing constitutes a true and correct copy of the record of proceedings of the Board of Directors of said District adopted at a meeting of the Board of Directors of the District held at 12:00 PM. on November 15, 2022, via teleconference/zoom

<https://us02web.zoom.us/j/85028764895?pwd=V2w4dGRKYWg2eDhCUysrZmRpaXMwdz09>

Meeting ID: 850 2876 4895 Passcode: 258195 Telephone: 1 719 359 4580

as recorded in the official record of the proceedings of the District, insofar as said proceedings relate to the budget hearing for fiscal year 2023; that said proceedings were duly had and taken; that the meeting was duly held; and that the persons were present at the meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto subscribed my name on November 15, 2022.

DocuSigned by:

Stephanie Denne

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Stephanie Denne, Secretary/Treasurer

EXHIBIT A
BUDGET DOCUMENT & BUDGET MESSAGE
MILLER RANCH METROPOLITAN DISRICT
2023 BUDGET

**MILLER RANCH METROPOLITAN DISTRICT
2023 BUDGET**

SUMMARY OF SIGNIFICANT ASSUMPTIONS

Services Provided

Through its Service Plan, the Miller Ranch Metropolitan District (the “District”) is authorized to finance certain streets, street lighting, traffic and safety controls, sewer improvements, landscaping, and park and recreation improvements.

Revenue

Property Taxes

The primary source of funds for 2023 is property taxes. The District anticipates imposing a mill levy of _____ mills for the budget year 2023 for operations and maintenance expenses, which will yield \$_____ in property tax revenue.

Expenditures

Administrative Expenses

Administrative expenses have been primarily for legal services, insurance, and accounting costs.

Funds Available

The District’s budget exists from property taxes and specific ownership taxes to cover the District’s operations, including its administrative functions.

Accounting Method

The District prepares its budget on the modified accrual basis of accounting

