

## RECORD OF PROCEEDINGS

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MINUTES OF A REGULAR MEETING OF  
THE BOARD OF DIRECTORS OF THE  
BANNING LEWIS RANCH METROPOLITAN DISTRICT NOS. 8-11  
(THE "DISTRICTS")  
HELD  
SEPTEMBER 30, 2022

A regular meeting of the Boards of Directors of the Banning Lewis Ranch Metropolitan District Nos. 8-11 (referred to hereafter as the "Boards") was convened on Friday, September 30, 2022, at 11:00 a.m. This Districts Boards meeting was held via Microsoft Teams. The meeting was open to the public.

### ATTENDANCE

#### Directors In Attendance Were:

Thomas Garmong, President  
Scott Smith, Secretary

Director Aric Jones was absent and excused.

#### Also, In Attendance Were:

Lisa Mayers, Esq.; Spencer Fane, LLP  
Krista Baptist, Korben Heim, Seef Le Roux, and Rob Lange;  
CliftonLarsonAllen, LLP ("CLA")  
Tyler Jones; Oakwood Homes

### ADMINISTRATIVE MATTERS

**Call to Order and Agenda:** Director Garmong called the meeting to order at 11:05 a.m.

Following discussion, upon a motion duly made by Director Smith, seconded by Director Garmong and, upon vote, unanimously carried, the Boards approved the agenda, as presented.

Following discussion, upon a motion duly made by Director Smith, seconded by Director Garmong and, upon vote, unanimously carried, the Boards excused the absence of Director Jones.

**Disclosures of Potential Conflicts of Interest:** The Directors present noted for the record that they have financial interests in entities active in developing property within the boundaries of the Districts, or are employed by such entities, and that such interests may be affected from time to time by actions of the District's Boards of Directors. Ms. Mayers confirmed that in accordance with state law, the Directors have filed written disclosures describing such potential conflicts of interest with the Secretary of State, and the Directors present verbally reaffirmed such disclosures on the record of this meeting.

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**Quorum, Location of Meeting and Meeting Notices:** A quorum of the Boards was confirmed. The Boards noted the meeting was noticed on the website and posted as required.

**Public Comment:** None

**Minutes from the August 26, 2022 Regular Board Meeting:** The Boards reviewed the minutes of the August 26, 2022 regular Board meeting. Following review and discussion, upon a motion duly made by Director Smith, seconded by Director Garmong and, upon vote, unanimously carried, the Boards approved the minutes from the August 26, 2022 Board meeting, as presented.

**Results of the May 3, 2022 Regular Director Election:** Ms. Mayers reviewed the results of the Director Election with the Boards. No actions were taken.

**Oaths of Directors:** Ms. Mayers confirmed that the Oaths of Office for the Directors were filed.

**Appointment of New Directors to Fill the Vacant Seats:** Ms. Mayers reviewed the vacancies on the Board. Following discussion, upon a motion duly made by Director Garmong, seconded by Director Smith and, upon vote, unanimously carried, the Board appointed of Tyler Jones and Don Ferron to the Boards of Directors.

**Officers of the Board:** The Boards discussed the appointment of officers. Following discussion, upon a motion duly made by Director Smith, seconded by Director Garmong and, upon vote, unanimously carried, the following slate of Officers were appointed for the District, subject to finalizing the appointment of the new Directors:

President: Thomas Garmong

Secretary: Scott Smith

Treasurer: Aric Jones

Assistant Secretary: Tyler Jones

Assistant Secretary: Don Ferron

**Other:** None.

**FINANCIAL  
MATTERS**

**Cash Position and PTax Statements (District No. 8):** Mr. Lange reviewed the Cash Position and PTax Statements with the District No. 8 Board. Following

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discussion, upon a motion duly made by Director Smith, seconded by Director Garmong and, upon vote, unanimously carried, the Board accepted the Cash Position and PTax Statements, as presented.

**Previous and Current Claims (District No. 8):** Mr. Lange reviewed the previous and current claims with the District No. 8 Board. Following discussion, upon a motion duly made by Director Smith, seconded by Director Garmong and, upon vote, unanimously carried, the Board ratified approval of the previous claims and approved the current claims.

**Management Representation Letter for BiggsKofford:** Mr. Lange reviewed the Management Representation Letter with the Boards. Following review and discussion, upon a motion duly made by Director Smith, seconded by Director Garmong and, upon vote, unanimously carried, the Boards ratified approval of the Management Representation Letter for BiggsKofford, as presented.

**2021 Audit:** Mr. Lange reviewed the 2021 Audit with the Boards. Following discussion, upon a motion duly made by Director Smith, seconded by Director Garmong and, upon vote, unanimously carried, the Boards accepted the 2021 Audit, as presented.

**Other:** The Boards discussed a developer advance listed on the financials in the amount of \$31,000.00. No action was taken

**LEGAL MATTERS**

**Other:** The Boards discussed the Banning Lewis Ranch Parkway Project funding and the possible transfer of funds from Banning Lewis Ranch Metropolitan District No. 8 to Banning Lewis Ranch Regional Metropolitan District No. 2. No action was taken.

**MANAGER MATTERS**

**Other:** None.

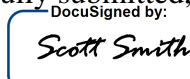
**OTHER BUSINESS**

**Other:** None.

**ADJOURNMENT**

There being no further business to come before the Boards at this time, Director Garmong adjourned the meeting at 11:29 a.m.

Respectfully submitted,

By  \_\_\_\_\_  
Secretary for the Meeting