

**RESOLUTION OF
THE BOARD OF DIRECTORS OF
LEGACY PARK PUBLIC IMPROVEMENT AUTHORITY**

2026 MEETING RESOLUTION

WHEREAS, the Legacy Park Public Improvement Authority (the “Authority”) is an Authority and separate legal entity created pursuant to Section 29-1-203, C.R.S. and the Authority Establishment Agreement, entered into effective April 27, 2026, by and between Legacy Park Metropolitan District Nos. 1 – 5 (the “AEA”); and

WHEREAS, pursuant to Section 2.08 of the AEA, regular meetings of the Board of Directors of the Authority (the “Board”) shall be held at such place, on such date, and at such hour as the Board shall, by resolution or motion, establish from time to time, and in accordance with the requirements for special districts under the Special District Act, Sections 32-1-101 *et seq.*, C.R.S.; and

WHEREAS, pursuant to Section 32-1-903(1), C.R.S., the Board of the Authority shall meet regularly at a “Location” to be designated by the Board; and

WHEREAS, pursuant to Section 32-1-903(5)(a), C.R.S., the term “Location” means the physical, telephonic, electronic, other virtual place, or combination of such means where a meeting can be attended; and

WHEREAS, Section 32-1-903(1.5), C.R.S., requires that all meetings of the Board that are held solely at physical locations must be held at physical locations that are within the boundaries of the Authority or that are within the boundaries of the county in which the Authority is located, in whole or in part, or in any county so long as the physical location does not exceed twenty miles from the Authority boundaries; and

WHEREAS, the provisions of Section 32-1-903(1.5), C.R.S. may be waived only if the following criteria are met: (a) The proposed change of the physical location of a meeting of the Board appears on the agenda of a meeting of the Board, and (b) A resolution is adopted by the Board stating the reason for which meetings of the Board are to be held in a physical location under the provisions of Section 32-1-903(1.5), C.R.S. and further stating the date, time, and physical location of such meeting; and

WHEREAS, pursuant to Section 32-1-903(2)(a), special meetings may be held as often as the needs of the Authority require, upon notice to each director, and may include study sessions at which a quorum of the Board is in attendance, and at which information is presented but no official action can be taken by the Board; and

WHEREAS, pursuant to Section 32-1-903(2)(a), C.R.S., notice of the time and location designated for all regular and special meetings of the Board shall be provided in accordance with Section 24-6-402, C.R.S.; and

WHEREAS, Section 24-6-402(2)(c)(I), C.R.S. requires the Authority to annually designate one public place within the boundaries of the Authority where notice of the Board's meetings shall be posted no less than twenty-four (24) hours prior to the Board's meetings, and where possible, the posting shall include specific agenda information; and; and

WHEREAS, pursuant to Section 24-6-402(2)(c)(III), C.R.S., the Authority shall be deemed to have given full and timely notice of a public meeting if the Authority posts the notice, with specific agenda information if available, no less than twenty-four (24) hours prior to the holding of the meeting on a public website of the Authority; and

WHEREAS, if the Authority posts notice on the Authority's public website pursuant to Section 24-6-402(2)(c)(III), C.R.S., the Authority must also designate a public place within its boundaries at which the Authority may post a notice no less than twenty-four (24) hours prior to a meeting if the Authority is unable to post notice online in exigent or emergency circumstances; and

WHEREAS, the meeting notice of all meetings of the Board that are held telephonically, electronically, or by other means not including physical presence must include the method or procedure, including the conference number or link, by which members of the public can attend the meeting in accordance with Section 32-1-903(2)(a), C.R.S.; and

WHEREAS, Section 32-1-903(6)(a), C.R.S. requires that the Board holds an annual meeting at a time and location to be designated by the Board and such location may be in person, virtual, or in person and virtual; provided that if the annual meeting is held solely in person, then it must be held at a physical location within the boundaries of the Authority, within the boundaries of any county in which the Authority is located, in whole or in part, or within any other county so long as the physical location does not exceed five (5) miles from the Authority's boundaries; and

WHEREAS, the Board desires to designate the time and place of all regular meetings, and to set forth specific requirements for the Board to call emergency meetings when such meetings are deemed necessary for the immediate protection of the public health, safety, and welfare of the property owners and residents of the Authority for the year of 2026, pursuant to this 2026 Meeting Resolution.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF LEGACY PARK PUBLIC IMPROVEMENT AUTHORITY HEREBY RESOLVES AS FOLLOWS:

1. The Board hereby determines to hold a regular meeting on the fourth Monday of October at 9:30 a.m. The location of all regular and special meetings shall be held electronically via MS Team or other reliable virtual or telephonic platform.

2. The Board hereby designate the Legacy Park Metropolitan District Nos. 1 – 5 public website, <https://www.legacyparkmd.com/> as the twenty-four (24) hour posting location for all meeting notices. The Board hereby designates **Exhibit A** as the posting location for meeting notices if the Authority is unable to post a notice online in exigent or emergency circumstances.

3. The meeting notice of all meetings of the Board that are held telephonically, electronically, or by other means, not including physical presence, shall include the method or procedure, including the conference number or link, by which members of the public can attend the meeting.

4. The designation set forth in Paragraph 2 is hereby deemed to be the Board's annual designation of the location where notices of meetings shall be posted twenty-four (24) hours in advance of said meetings and shall be effective until such time as the Board determine to designate a new posting location.

5. Emergency meetings may be called by the Authority without notice, if notice is not practicable, by the President or any two (2) Board members in the event of an emergency that requires the immediate action of the Board in order to protect the public health, safety, and welfare of the property owners and residents of the Authority. If possible, notice of such emergency meeting may be given to the members of the Board by telephone or whatever other means are reasonable to meet the circumstances of the emergency, and shall be provided to the public via any practicable means available, *if any*, including but not limited to, posting notice of such emergency meeting on the Authority's website. At such emergency meeting, any action within the power of the Board that is necessary for the immediate protection of the public health, safety and welfare may be taken; provided however, that any action taken at an emergency meeting shall be ratified at the first to occur: (a) the next regular meeting of the Authority's Board, or (b) the next special meeting of the Authority's Board.

6. This Resolution shall repeal, supersede, and replace any and all previous resolutions or provisions of previous resolutions adopted by the Board concerning meeting location, time, and posting of notices.

7. This Meeting Resolution shall take effect on the date and at the time of its adoption.

(Signature Page Follows.)

ADOPTED AND APPROVED THIS 24TH DAY OF AUGUST, 2026.

LEGACY PARK PUBLIC IMPROVEMENT AUTHORITY

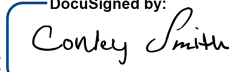
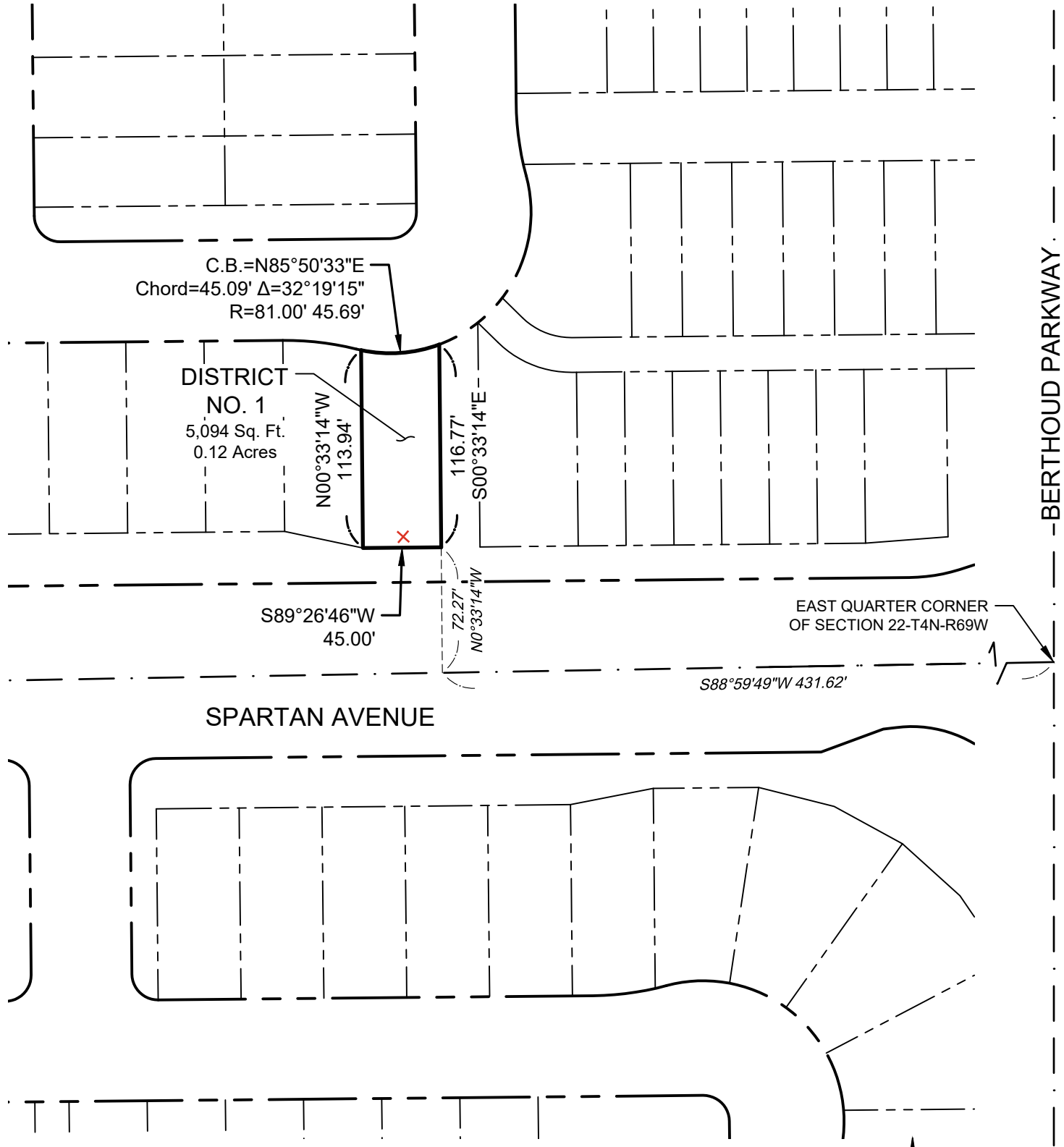
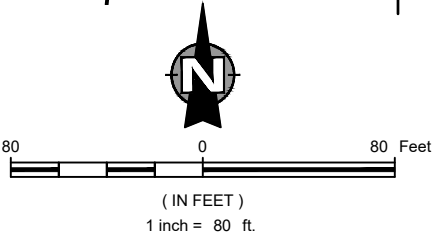
By:  DocuSigned by:
E3FE24C883FA468...
Conley Smith, President

EXHIBIT A



LINE LEGEND

- SUBJECT BOUNDARY LINE
- PROPOSED LOT LINE
- PROPOSED R.O.W. LINE
- SECTION LINE



NE

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LEGACY PARK
METROPOLITAN DISTRICT

BERTHOUD
COLORADO

DESCRIPTION
METROPOLITAN DISTRICT
PARCEL EXHIBITS

DRAWN BY T. HELGERSON	SCALE 1" = 80'
DATE 01/22/2024	PROJECT 1859-001

EXHIBIT
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