

MINUTES OF A JOINT REGULAR MEETING OF THE
BOARDS OF DIRECTORS

OF

TRANSPORT METROPOLITAN DISTRICT NOS. 1-4

Held: Thursday, February 17, 2022 at 10:00 a.m. via
teleconference

Attendance

The joint regular meeting of the Boards of Directors of Transport Metropolitan District Nos. 1-4 was called and held in accordance with the applicable laws of the State of Colorado. The following Directors, have confirmed their qualifications to serve, were in attendance via teleconference:

Nick Hernandez
Kelsey B. Hall

Also present were Zachary P. White, Esq., White Bear White Tanaka & Waldron, Attorneys at Law; Jason Carroll, Cass Aurich, CliftonLarsonAllen; Jim Brodie, Complex Partners; and Theron Skidmore, Front Range Construction Management.

Call to Order/Declaration
of Quorum

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

Conflict of Interest
Disclosures

Mr. White advised the Boards that, pursuant to Colorado law, certain disclosures might be required prior to taking official action at the meeting. Mr. White 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. White 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. Director Hall noted her affiliation with Western Transport, LLC as Senior Land and Project Manager. Director Hernandez noted his affiliation with Western Transport, LLC as CEO. The Boards determined that the participation of the members present was necessary to obtain a quorum or to otherwise enable the Boards to act.

Approval of Agenda

Mr. White 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 amended to remove Consideration of Appointments to Fill Vacancies and Election of Officers, and the addition of Consider Approval of Proposal from Hydro Resources for Well-A5 Pump Equipment under Construction Matters.

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 so reflected in these minutes.

Consider Approval of Minutes from the January 20, 2022 Joint Regular Meeting

Mr. White presented the Minutes from the January 20, 2022 Joint Regular Meeting to the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the minutes.

Public Comment

No members of the public were present.

Construction Matters

Construction Status Update

Ms. Hall provided a construction status update to the Boards. JHL Constructors, Inc has been issued a Notice to Proceed on February 14, 2022 and is currently mobilizing on site.

Review Bids for Transport ISP 2 Grading and Erosion Control Project and Construction Manager Recommendation

The Boards reviewed bids for Transport ISP 2 Grading and Erosion Control Project. Mr. Skidmore presented the single bid received for the project and indicated other companies showed interest, but decided not to submit bids.

Consider Award and Approval of Construction Agreement with Kelley Trucking, Inc., Authorize Notice of Award and Notice to Proceed

The Board of District No. 1 considered the award and approval of construction agreement with Kelley Trucking, Inc, to authorize the notice of award and notice to proceed. Following discussion, upon a motion duly made and seconded, the Board of District No. 1 unanimously approved the agreement, subject to the finalization of the contract amount and Kelley Trucking's approval of the construction agreement.

Consider Approval of Proposal from Hydro Resources for Well –A5 Pump Equipment

Ms. Hall presented the proposal from Hydro Resources for Well –A5 pump equipment to the Board of District No. 1 and discussed the status of Well –A5. Testing has been completed and it is the best performing well so far. Ms. Hall indicated the lead time to get pumps

takes a few months, so the pump is being ordered now. Following discussion, upon a motion duly made and seconded, the Board of District No. 1 unanimously approved the proposal.

Legal Matters

Consider Approval of Work Order No. 3 to Lyons Automation for Well #5 Control Equipment

Mr. White presented Work Order No. 3 to Lyons Automation for Well #5 Control Equipment to the Board of District No. 1. Mr. White informed the Board that the work order is related to well –A5 pump equipment, and the control equipment needs to be ordered early. Following discussion, upon a motion duly made and seconded, the Board of District No. 1 unanimously approved the work order.

Financial Matters

Review and Consider Approval of Cost Verification Report No. 14 from Schedio Group

Mr. White presented the Cost Verification Report No. 14 from Schedio Group to the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the report.

Approval of Payables/Financials

Ms. Aurich presented the Payables and Financials to the Boards. Following discussion, upon a motion duly made and seconded, the Boards unanimously approved the payables and financials, and requisitions 23, 24 and 25.

Other Business

Next Meeting

March 17, 2022

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.

Kelsey Hall

Kelsey Hall (Jun 17, 2022 09:29 MDT)

Secretary for the Meeting

The foregoing minutes were approved on the 17th day of March, 2022.