

CHEROKEE METROPOLITAN DISTRICT
SPECIAL MEETING OF THE BOARD OF DIRECTORS

January 6, 2009

MINUTES

The Special Meeting of the Board of Directors of the Cherokee Metropolitan District was held on Tuesday, January 6, 2009, at 5:30 p.m. at 6250 Palmer Park Blvd., Colorado Springs, Colorado.

BOARD OF DIRECTORS PRESENT

Steve Hasbrouck
Gayle Jones
Robert Lovato

OTHERS PRESENT

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|----------------|-----------------|
| Kip Petersen | Mark Cuchiara |
| Dian Hardekopf | Sara Howard |
| Jim Culichia | Len Meyer |
| Art Sintas | Brian Beaudette |

OTHER GUESTS SIGNING ATTENDANCE LOG

| | |
|------------------------|--------------|
| Rita Martinez | Karl Raymond |
| Mary Hernandez | Wade Antener |
| David and Ruth Hacker | Dave Hammers |
| David and Linda Mattes | Jan Olson |
| Ken Emericson | Chloe Olson |
| Tracy Stuehm | Mariah Olson |
| Mike Rasdall | Cianna Olson |
| Sean Byers | Lynne Bliss |

ITEM 1:

The meeting was called to order by Vice-Chairman Steve Hasbrouck at 5:30 p.m. Ms. Hardekopf called roll call of the Board of Directors, all Directors were present.

ITEMS 2 and 3:

Mr. Hasbrouck asked if there were any changes or amendments that needed to be made to the January 6th Special Meeting Agenda. There were none given.

*****MOTION*****

MS. JONES MADE A MOTION TO APPROVE THE AGENDA OF THE SPECIAL MEETING OF JANUARY 6, 2009, AS WRITTEN. SECONDED BY MR. LOVATO. WITH A ROLL CALL VOTE, ALL BOARD MEMBERS PRESENT APPROVED. MOTION CARRIED (3-0).

ITEM 4:

At this time Mr. Hasbrouck handed the meeting over to Mr. Petersen who apprised the Board and those present of the objective of the Special Meeting. Two candidates would be selected to replace the vacancies left by two Board Members. Seven individuals provided letters of interest. Mr. Petersen recommended that a selection process would prove most effective, with the process being done by a ballot vote. The highest number of votes would win based on the ballot process. Ms. Jones concurred with Mr. Petersen on the format of the election process, stating that voting is considered a private matter. Mr. Lovato believed, because of his desire to see diversity on the Board, the voting process could work with disclosure of each Board Member; the selections by Board Members should be available for public knowledge. Mr. Hasbrouck believed the ballot process would be the most effective approach. A consensus was reached with all Board Members agreeing to state who they voted for if requested.

Mr. Petersen apprised the Board of the qualifications of the seven applicants, stating six of the seven individuals did qualify under statutory regulations—that being the applicants provided residency, or owned personal or real property, at least 30 days, prior to the Special Meeting. After researching the El Paso County Assessor's Office records, Mr. Petersen was not able to determine if Mr. Hammers owned personal or real property within the District; and Mr. Hammers would need to provide the legal documentation that he owned personal property. Mr. Hammers then provided to the Board proof of purchase of a firearm within the District. Mr. Culichia, representing as legal counsel, stated his documentation did not qualify under the District's requirements. Personal property must be assessed with ad valorem taxes to be eligible. It was Mr. Hammer's request to still be interviewed, and in conclusion the Board reached a consensus that if Mr. Hammer's was elected as a Board Member, he would be required to show other documentation of ownership by January 9, 2009.

At this time, all candidates were interviewed by drawing names to determine the order in which to be interviewed. Mr. Hammers name was picked as the first applicant to be interviewed.

Once their names were called, Mr. Petersen asked each individual candidate to tell the Board about themselves and then each candidate was all asked the same set of questions (see attached memo). The order in which the candidates were interviewed is as follows: Mr. David Hammers, Mr. Ken Emricson, Mr. Sean Byers, Ms. Jan Cederberg, Mr. Karl Raymond, Mr. Wade Antener, and Mr. Dave Hacker. At the end of the questions from Mr. Petersen, the Board was then given an opportunity to ask applicants questions and then the public was given the same opportunity to ask questions.

ITEM 5:

The Board and public discussion commenced at this time. It was the consensus of the Board that the appointment process was a difficult endeavor based on the applicants' qualifications and experience. Both members would be finishing out the four-year terms of the vacant positions. These two positions along with one other seat will be up for election in 2010. Mr. Lovato again encouraged the Board to seek diversity. Ms. Mary Hernandez encouraged the Board to make a selection based on the applicants' commitment and time to the Board.

Ballots were provided to the Board Members, and after being tallied by Ms. Hardekopf, the results were handed to Mr. Petersen. Following are the results of the votes:

| | | |
|--------------|---|---|
| Dave Hammers | - | 1 |
| Dave Hacker | - | 2 |
| Jan Olson | - | 0 |
| Wade Antener | - | 0 |
| Karl Raymond | - | 1 |
| Ken Emricson | - | 0 |
| Sean Byers | - | 2 |

It was then announced Mr. Hacker and Mr. Byers would be sworn in at the next Regular Meeting, January 13, 2009, as the two newly appointed Board Members for the District.

ITEM 6:

There being no further business to come before the Board at this time, a motion was made for adjournment.

The Meeting adjourned at 7:28 p.m.

Gayle Jones, Treasurer

Board Members

Term Expires

Steve Hasbrouck, President
Gayle Jones, Secretary
Robert Lovato, Director

May, 2012
May, 2010
May, 2012