

**FIRST AMENDMENT TO  
THE SECOND AMENDED AND  
RESTATED RESOLUTION  
OF THE  
BOARD OF DIRECTORS  
OF THE  
SABELL METROPOLITAN DISTRICT**

**CONCERNING THE IMPOSITION OF AN OPERATIONS FEE**

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WHEREAS, the Sabell Metropolitan District (the “**District**”) was formed pursuant to §§ 32-1-101, *et seq.*, C.R.S., as amended (the “**Special District Act**”), by order of the District Court for Jefferson County (the “**County**”), Colorado, and after approval of the District’s eligible electors at an election; and

WHEREAS, pursuant to § 32-1-1001(1)(h), C.R.S., the Board of Directors of the District (the “**Board**”) shall have the management, control and supervision of all the business and affairs of the District; and

WHEREAS, pursuant to § 32-1-1001(1)(j)(I), C.R.S., the District is authorized to fix and impose fees, rates, tolls, penalties and charges for services or facilities furnished by the District which, until such fees, rates, tolls, penalties and charges are paid, shall constitute a perpetual lien on and against the property served; and

WHEREAS, on March 26, 2021, the Board adopted a Second Amended and Restated Resolution of the Board of Directors of Sabell Metropolitan District Concerning the Imposition of an Operations Fee, which was recorded in the real property records of the Jefferson County Clerk and Recorder’s Office on April 1, 2021, at Reception No. 2021051653 (the “**Fee Resolution**”); and

WHEREAS, the Board desires to adopt this First Amendment to the Second Amendment to Resolution of the Board of Directors of the Sabell Metropolitan District Concerning the Imposition of an Operations Fee (the “**Amendment**”) to amend the place of payment as set forth herein.

NOW, THEREFORE, be it resolved by the Board as follows:

1. AMENDMENT. The address for payment of fees as set forth on Exhibit A to the Fee Resolution shall be amended as follows:

PAYMENTS: Payment for each fee shall be made payable to the Sabell Metropolitan District and sent to the following address for receipt by the Due Date:

Sabell Metropolitan District  
c/o Stillwater Community Management LLC  
5690 Webster St., Ste. 100  
Arvada, CO 80002  
Attn: Scott Bristol


2. PRIOR PROVISIONS EFFECTIVE. Except as specifically amended hereby, all the terms and provisions of the Fee Resolution shall remain in full force and effect.

3. EFFECTIVE DATE. This Resolution shall become effective October 20, 2021.

*[Signature Page to Follow].*


ADOPTED this 20<sup>th</sup> day of October, 2021.

SABELL METROPOLITAN DISTRICT, a quasi-municipal corporation and political subdivision of the State of Colorado

  
Matt Cavanaugh (Oct 25, 2021 11:43 MDT)


Officer of the District

ATTEST:

  
GUILLAUME POUCHOT (Oct 25, 2021 12:22 MDT)

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON  
Attorneys At Law

  
General Counsel to the District