


**CERTIFICATION CONCERNING RECORD OF EXECUTIVE SESSION HELD
DURING THE REGULAR MEETING OF THE EBERT METROPOLITAN
DISTRICT ON JUNE 3, 2025**

I hereby certify that it is my opinion that the discussion held during the executive session convened near the end of the regular meeting of the Board of Directors of Ebert Metropolitan District held June 3, 2025, was properly noticed and constituted privileged attorney-client communication, and therefore no record or electronic recording was required to be kept for such executive session pursuant to Section 24-6-402, C.R.S. I further certify that I was in attendance by Zoom tele-video conference and participated in the discussions for the entire executive session commencing at 9:25 pm and adjourning at 10:15 pm. The privileged discussions during executive session concerned specific questions of legal counsel on the potential consolidation of TCMD into the Ebert Metropolitan District, the terms and timing of such consolidation pursuant to the Colorado statutes and the Consolidation Agreement, and for the purposes of receiving legal advice regarding the proposed District Lease Agreement and determining positions subject to continuing negotiations, all in accordance with Sections 24-6-402(4)(a), (b), and (e)(I), C.R.S.

Dated this 19th day of June, 2025.

By: 

Evan D. Ela, General Counsel
Ebert Metropolitan District