

**BOARDS OF DIRECTORS OF LAKOTA POINTE METROPOLITAN DISTRICT NOS. 1 & 2**  
**A RESOLUTION ADOPTING THE LAKOTA POINTE METROPOLITAN DISTRICT NOS. 1 & 2 REVISED TECHNOLOGY ACCESSIBILITY STATEMENT AND DIRECTING COMPLIANCE WITH THE ACCESSIBILITY RULES**

WHEREAS, Lakota Pointe Metropolitan District Nos. 1 & 2 (the “Districts”) are special districts organized and existing pursuant to Sections 32-1-101 et seq., C.R.S.; and

WHEREAS, the Boards of Directors of the Districts (the “Boards”) have a duty to perform certain obligations in order to assure the efficient operation of the Districts; and

WHEREAS, pursuant to Section 32-1-1001(1)(m), C.R.S., the Districts’ Boards are authorized to adopt, amend, and enforce bylaws and rules and regulations not in conflict with the constitution and the laws of the State for carrying on the business, objects, and affairs of the Boards and the Districts; and

WHEREAS, the Colorado Anti-Discrimination Act (“CADA”), as set forth in Title 24, Article 34, Parts 3 through 8 of the Colorado Revised Statutes provides that it is unlawful to discriminate against an individual with a disability as that term is defined in Section 24-34-301(7), C.R.S.; and

WHEREAS, the Colorado General Assembly, through House Bill 21-1110 and subsequently amended by Senate Bill 23-244 (the “Technology Accessibility Bills”), amended CADA to include certain provisions regarding website accessibility for individuals with disabilities; and

WHEREAS, the Technology Accessibility Bills require the Colorado Office of Information Technology (the “OIT”) to establish rules regarding information technology systems accessibility standards for individuals with disabilities; and

WHEREAS, on February 23, 2024, the OIT adopted the Rules Establishing Technology Accessibility Standards as contained in 8 CCR § 1501-11, *et seq.* (the “Accessibility Rules”), to define the accessibility standards and compliance parameters for individuals with a disability for information systems; and

WHEREAS, on May 9, 2025, the OIT adopted amendments to the Rules Establishing Technology Accessibility Standards as contained in 8 CCR § 1501-11, *et seq.*, (the “Amended Accessibility Rules”) to emphasize progress over strict technical conformance for technology accessibility and more clearly align with federal laws, with an effective date of June 30, 2025; and

WHEREAS, the Technology Accessibility Bills set forth that the Accessibility Rules, as amended, apply to public entities which expressly includes special districts; and

WHEREAS, the Accessibility Rules and Amended Accessibility Rules apply to all information communication technology (the “ICT”), as such term is defined in the Amended Accessibility Rules and includes the Districts’ website, that is in active use or ICT that is newly created, developed, acquired, altered, updated, or purchased on or after July 1, 2024; and

WHEREAS, in compliance with the Accessibility Rules, on May 20, 2024, the Districts approved a resolution adopting the then applicable Accessibility Rules and the Technology Accessibility Statement, as required therein, and directing the posting of and compliance with the same; and

WHEREAS, the Amended Accessibility Rules modified the provisions to be included in the Technology Accessibility Statement and further provides for the Districts to make ICT that is in active use

accessible by meeting one or a combination of the compliance options set forth in under the Amended Accessibility Rules; and

WHEREAS, the Districts desire to declare their compliance with the Amended Accessibility Rules and ratify its posting of a revised Technology Accessibility Statement in compliance with the Amended Accessibility Rules, as may be further amended from time to time.

NOW THEREFORE, BE IT RESOLVED BY THE BOARDS OF DIRECTORS OF THE LAKOTA POINTE METROPOLITAN DISTRICT NOS. 1 & 2 AS FOLLOWS:

1. Accessibility Rules. The Districts recognize the adoption of the Amended Accessibility Rules, as contained within 8 CCR § 1501-11, *et seq.*, as may be further amended from time to time, and shall comply with the applicable requirements contained therein.
2. Technology Accessibility Statement. The Districts ratify the adoption of the revised Technology Accessibility Statement attached hereto in Exhibit A (the “Statement”) in accordance with the Amended Accessibility Rules and recognize that such Statement was posted publicly in a conspicuous location on the Districts’ website on or before July 1, 2025. The Districts direct legal counsel to periodically update the Statement as needed to ensure compliance with future amendments or guidance to the Amended Accessibility Rules.
3. Accessibility Plan. The Districts ratify the preparation and publication of an accessibility plan attached hereto in Exhibit B (the “Accessibility Plan”) that demonstrates good faith progress with the Amended Accessibility Rules in accordance with requirements set forth in the Amended Accessibility Rules and recognizes that the Accessibility Plan was posted on the District’s website on or before July 1, 2025. The Districts direct the District Manager to annually update the Accessibility Plan to ensure compliance with the Amended Accessibility Rules, as may be amended from time to time.
4. Reasonable Accommodations and Modifications. The Districts direct legal counsel to provide reasonable accommodations and modifications, when requested, to enable an individual with a disability to access public-facing ICT in order to further access the Districts’ programs, services, and activities in accordance with the Amended Accessibility Rules. No payment is required to cover the costs of such accommodations or modifications.
5. Actions to Effectuate Resolution. Legal counsel for the Districts is authorized and directed to take all actions necessary and appropriate now and as may be needed in the future to effectuate this Resolution and compliance with the Amended Accessibility Rules, as may be amended from time to time. All actions not inconsistent with the provisions of this Resolution heretofore taken by the members of the Boards of Directors and/or management or legal counsel for the Districts and the officers, agents and employees of the Districts and directed toward effectuating the purposes stated herein are hereby ratified, approved and confirmed.
6. Effective Date. This Resolution shall take effect on the date and at the time of its adoption.

[Remainder of page intentionally left blank.]

ADOPTED THIS 27TH DAY OF APRIL, 2026.

LAKOTA POINTE METROPOLITAN DISTRICT  
NOS. 1 & 2

DocuSigned by:

*Kenneth Boenish*

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By: Kenneth Boenish

Its: President

## EXHIBIT A

### LAKOTA POINTE METROPOLITAN DISTRICT NOS. 1 & 2

#### TECHNOLOGY ACCESSIBILITY STATEMENT

##### Contact Us

Website “Contact Us” Form: <https://www.lakotapointemd.live/contact-us>

Phone: TTY 970-612-8269

E-mail: [info@lakotapointemd.live](mailto:info@lakotapointemd.live)

Physical/Mailing Address: 550 W Eisenhower Boulevard, Loveland CO 80537

We welcome your feedback about the accessibility of Lakota Pointe Metropolitan District Nos. 1 & 2 (the “Districts”) online services. Please let us know if you encounter accessibility barriers or would like to request assistance.

- All requests are considered on a case-by-case basis and we will reply to all communication in a timely manner
- Reasonable accommodations or modifications are provided at no cost.
- Accommodation requests that would impose an undue financial, technical or administrative burden to the District may not be fulfilled as requested.

Examples of accommodations include:

- Using built-in live transcription tools during virtual meetings
- Alternative document formats (such large print)
- Remediating PDFs

##### Commitment

The Districts are committed to providing equitable access to our services to all Coloradans.

Our ongoing accessibility effort works towards being in line with the Web Content Accessibility Guidelines (WCAG) version 2.1, level AA criteria. These guidelines help make technology accessible not only to users with sensory, cognitive and mobility disabilities, but ultimately to all users, regardless of ability.

Our efforts are just part of a meaningful change in making all State of Colorado services inclusive and accessible. We welcome comments on how to improve our technology’s accessibility for users with disabilities and for requests for accommodations to any of our services.

The Districts have an Accessibility Plan and Progress Report which can be accessed using the following link: <https://www.lakotapointemd.live/technology-accessibility>

## **How the Districts Are Implementing Accessibility**

### *Website Testing and Remediation*

- We conduct monthly technology accessibility scans of the Districts' website against applicable Technical Standards.
- We work with the Districts' website platform, Streamline, to improve and implement accessibility features.
- We remediate public records in an effort to provide continuous improvement of our website.

### *Training*

We participate in webinars and review guidance provided by Streamline and the Special District Association on the topic of accessibility. We monitor for rulemaking efforts and guidance promulgated by the Colorado Governor's Office of Information Technology.

### *Procurement*

We require contractors and consultants comply with all federal, state, and local laws, statutes, ordinances, codes, guidelines, court ruling and orders of all governmental authorities applicable to the services or work being performed, including accessibility requirements.

## **Updated On**

This Accessibility Statement was last updated on: June 30, 2025

**EXHIBIT B**  
**LAKOTA POINTE METROPOLITAN DISTRICT NOS. 1 & 2**  
**ACCESSIBILITY PLAN AND PROGRESS REPORT**

**Accessibility Standards**

Our ongoing technology accessibility efforts rely on the Technical Standards provided by:

- [8 CCR 1501-11 Rules Establishing Technology Accessibility Standards](#)
- World Wide Web Consortium (W3C) [Web Content Accessibility Guidelines \(WCAG\) 2.1](#) Level AA or higher
- [Section 508 of the U.S. Rehabilitation Act of 1973, Chapter 4](#)

**Accessibility Maturity**

Date	Check One	Stage	Criteria
		Inactive	No awareness and recognition of need. At this stage, organizations are inventorying their technology, have begun to make investments, etc.
		Launch	Recognized need organization-wide. Planning initiated but activities not well organized.
<b>06/30/2025</b>	✓	Integrate	Roadmap including timeline is in place; overall organizational approach defined and well organized.
		Optimize	Incorporated into the whole organization, consistently evaluated and actions taken on assessment outcomes.

**Progress Since Our Last Update**

The Districts continue to make progress with complying with the Rules Establishing Technology Accessibility Standards as contained in 8 CCR § 1501-11, *et seq.*

Progress includes:

- Integration of Streamline’s DocAccess AI platform to remediate PDF documents.
- Creating accessible templates for public records
- Conducting monthly technology accessibility scans of the Districts’ website against applicable Technical Standards

- Reviewed technology accessibility scans and ordered remediation for noncompliant ICT contained within the Districts' website
  - As of 06/30/2025, the result of the regular scanning and monitoring showed the Districts' ICT having an overall compliance score of 88% with the Technical Standards, as such term is defined in 8 CCR § 1501-11.
- Providing contact information for people to give us accessibility feedback and request reasonable accommodations or modifications. (*See the Technology Accessibility Statement which can be accessed using the following link:*  
<https://www.lakotapointemd.live/technology-accessibility>)

#### Challenges include:

- The Districts have limited funding available for remediation and no funding is provided by external sources imposing the mandates.
- The Districts lack staff to provide continuity of management for technology.
- External District management and other consultants perform District operations given the relatively small scale of District operations, and they are not specialists in information technology.
- Information technology matters are not easily understood or learned by lay people who are not information technology specialists.
- Accessibility standards are rapidly changing making complete compliance difficult.
- Consultant managed website, documentation, procurement, contract and vendor management and communications present issues with remediation by multiple parties.

#### **How We Are Implementing Accessibility**

The Districts are committed to providing equitable access to all Coloradans. To that end, the Districts have a plan to prioritize, evaluate, remediate and continuously improve digital touchpoints within our services, programs and activities. We are working to incorporate accessibility into our day-to-day operations. Below, you'll find some of the measures that the Districts are undertaking.

- Integration of Streamline's DocAccess AI platform to remediate PDF documents.
- Continuing to remediate known compliance issues identified through regular scanning and monitoring.
- Considering accessibility roadmaps to the extent offered by the Colorado Governor's Office of Information Technology or other third parties.
- Direct consultants to include accessibility in the procurement processes to the extent within the Districts' control.
- Direct consultants to create and implement a process for providing reasonable accommodations and modifications, which includes responses to requests for assistance.
- Participate in webinars and events, and review guidance, provided by the Districts' website platform, the Colorado Governor's Office of Information Technology, and the Colorado Special District Association.

- Monitor rulemaking efforts and guidance promulgated by the Colorado Governor's Office of Information Technology.
- Incorporate and utilize, to the extent reasonably available, new and future accessibility features in public-facing technology used by the Districts.
- Conduct and maintain an inventory of technology and work to address accessibility issues.
  - We prioritize the order to address technology assets by Community Impact and Strategic impact. Community Impact includes considerations of user impact, usage metrics, and the importance of the technology asset to accessing our programs, services, and activities. Strategic Impact includes considerations of legal requirements, the type of program or service that the technology asset supports, and our plans for continuing / sunseting / replacing / expanding the technology asset or the program in the future.
    - Group 1: High Community Impact + High Strategic Impact = Test/remediate first.
    - Group 2: High Community Impact + Low Strategic Impact = Test/remediate next. Plan accommodations first.
    - Group 3: Low Community Impact + High Strategic Impact = Test/remediate after Group 2. Plan accommodations next.
    - Group 4: Low Community Impact + Low Strategic Impact = Test/remediate last. Put accommodations in place last.