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# RECORD OF PROCEEDINGS

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## MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT January 23, 2019

The Regular Meeting of the Board of Directors of the Beaver Creek Metropolitan District (the "District") was held at 8:30 a.m. on January 23, 2019 in the Conference Room of the District Administrative and Operations Facility, Eagle-Vail, Eagle County, Colorado.

### **Attendance**

In Attendance were Directors:

- Steve Friedman
- Jim Fraser
- Pam Elsner
- Larry Graveel

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Ken Marchetti, Marchetti & Weaver
- Jim Clancy, Beaver Creek Public Safety
- Mark Miscio, Beaver Creek Metro District
- Mike Trueblood, Beaver Creek Village Operations
- Paul Gorbald, Beaver Creek Transportation
- Liz Jones, Beaver Creek Resort Company
- Tom Allen, Beaver Creek Resort Company
- Dave Eickholt, Beaver Creek Homeowner
- Jerry Hensel, Beaver Creek Village Operations
- Karl Bauer, ERFPD Chief
- Tracy LeClair, ERFPD Community Risk Manager
- Jeff Zechman, ERFPD Wildland Mitigation Specialist

### **Call to Order**

The Regular Meeting of the Board of Directors of Beaver Creek Metropolitan District was called to order by Jim Fraser, Chairman of the Board, noting that a quorum was present. It was confirmed that prior to the meeting each of the Directors had been notified of the meeting and that written notice was duly posted at the Eagle County Clerk and Recorder's Office and at three public places within the District.

### **Conflicts**

The Board noted that it had received certain disclosures of potential conflict of interest statements more than seventy-two hours prior to the meeting for each of the following Directors, indicating the following conflicts: Mr. James Fraser is Vice President of the Beaver Creek Property Owners Association and a Board Member of the Beaver Creek Chapel Endowment Foundation; Mr. Stephen Friedman is a member of the Board

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of Directors for the Vail Valley Foundation and the Eagle River Water and Sanitation District; Ms. Pamela Elsner is a Secretary for Vilar Guild and Board Member/Assistant Secretary/Treasurer of the Upper Eagle Regional Water Authority; Mr. Barry Parker is a Director of the Beaver Creek Property Owners Association and a Board Member of the Beaver Creek Chapel Endowment Foundation; Mr. Larry Graveel is the President of the Beaver Creek Property Owners Association: the Board noted for the record that these disclosures are restated at this time with the intent of fully complying with laws pertaining to potential conflicts.

### Minutes

The Board reviewed the minutes of the December 5, 2018 Regular Meeting. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to approve the minutes from the December 5, 2018 Regular Meeting.

### Future Meeting

#### Date

The next meeting will be held on Wednesday, February 27 at 8:30 AM at the Beaver Creek Metro District Administrative offices.

### Resolution for 2019

#### Meeting Dates

The 2019 proposed meeting schedule was presented to the Board. The most noticeable change will be a combination of the November & December meetings scheduled for Wednesday, December 11. A motion was made and seconded, it was unanimously

**RESOLVED** to approve the meeting dates for 2019.

### Public Input

Mr. Trueblood notified the Board of Mr. Clancy's departure from Vail Resorts. The position has been filled by Koby Kenny, a Senior Manager of Health and Safety in Beaver Creek. Mr. Kenny will begin his new position on February 1. The Board thanked Mr. Clancy for his service and dedication to the District.

### Transportation

#### Report

Mr. Gorbald addressed the December report with the Board and the first six (6) weeks of the updated application roll out. The Village Connect app booked approximately 71% of all Beaver Creek homeowner rides. There was a rider increase of 10% year over year from December 2018. The Board requested information regarding improved booking at dining facilities.

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### Public Input

Chief Bauer introduced Tracy LeClair, the ERFPD Community Risk Manager and Jeff Zechman, the ERFPD Wildland Mitigation Specialist. Ms. LeClair works with homeowner groups community wide to identify areas for risk reduction. Mr. Zechman is working on an awareness campaign with property owners to arrange individual inspections. Homeowners can assist in mitigation by replacing shake shingle roofs, keeping gutters clean and maintaining a well manicured area around the home. ERFPD coordinates with other agencies to address emergency situations including evacuation when necessary. Ms. Eclair will forward an evacuation map to Mr. Simmons for distribution to the Board.

### General Manager Update

Mr. Simmons reported the staff has been busy with plowing and snow removal.

Mr. Simmons has begun working with Matt Wadey at Alpine Engineering regarding the bid documentation for the summer projects.

The Peregrine Villa loan documents were approved and require signatures today.

### Resolution for Posting Locations

The Board reviewed the resolution to set posting places for notices. The posting places currently used are the Beaver Creek Reception Center, the Beaver Creek Club, and the District Office. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to post notices of the District's 2019 meetings as follows:

Notices of meeting of the District's Board of Directors required pursuant to Section 24-6-401, et. seq., C.R.S., shall be posted at least 24 hours prior to each meeting at the following location:

Beaver Creek Reception Center

Notices of regular or special meeting required to be posted at three public places within the District and at the office of the County Clerk and Recorder at least 72 hours prior to said meeting shall continue to be made pursuant to Section 32-1-903(2), C.R.S.

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**Financial Statement** Mr. Marchetti noted Summary page 1-A regarding the move of the closing sale proceeds on Peregrine Villas into the 2021 column. This changes the ending fund balance to just over 3m at the end of 2019.

**Accounts**

**Payable**

The Board reviewed the December Accounts Payable list. Upon a motion duly made and seconded, it was unanimously

**RESOLVED** to approve the Accounts Payable list as presented.

**Executive Session**

Upon motion duly made and seconded, it was unanimously

**RESOLVED** to enter into executive session citing §24-6-402(4)(f) C.R.S. for the purpose of personnel matters related to the General Manager. The Board entered into executive session at 9:56 a.m. and adjourned the executive session at 10:14 a.m.

**Adjournment**

There being no further business to come before the Board, by motion duly made and seconded, it was unanimously

**RESOLVED** to adjourn the Regular Meeting of the Beaver Creek Metropolitan District Board of Directors held Wednesday, January 23, 2019.

Respectfully submitted,



Angela Kamby  
Secretary for the meeting