
RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT January 25, 2017

The Regular Meeting of the Board of Directors of the Beaver Creek Metropolitan District (the "District") was held at 8:30 a.m., January 25, 2017 in the Conference Room of the District Administrative and Operations Facility, Eagle-Vail, Eagle County, Colorado.

Attendance

In Attendance were Directors:

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

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Jim Collins, Collins, Cockrel & Cole (by phone)
- Jim Clancy, BC Public Safety
- Jen Brown, BC Resort Company
- Mark Miscio, BC Metro District
- Jerry Hensel, BC Village Operations
- Dave Eickholt, BCPOA
- Tim Kelley, BC Homeowner
- Paul Gorbald, BC Village Transportation
- Jim Lee, BC Homeowner

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; Mr. Stephen Friedman is a member of the Board 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

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Water Authority; Mr. Barry Parker is a Director of the Beaver Creek Property Owners Association; Mr. Larry Graveel is a Director 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 21, 2016 Regular Meeting. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes of the December 21, 2016 Regular Meeting.

The Board reviewed the minutes of the January 3, 2017 Special Meeting. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes of the January 3, 2017 Special Meeting.

Future Meetings

The next regular meeting is scheduled for Wednesday, February 22, 2017 at the same time and location.

Public Input

Director Graveel expressed his concerns with the decline of service levels with Village Transportation. Mr. Gorbald agreed that some of the polish has been lost but he is working on returning the service levels. The Board discussed how the transportation services are the first experience with many of the resort guests. The request was made by the Board for Mr. Gorbald to provide reports reflecting the performance of DAR at the February BCMD meeting.

General Manager Update

Mr. Simmons, the Board Members, Mr. Collins, Mr. Mauriello and some homeowners met with the Eagle County Commissioners yesterday to potentially eliminate the PUD Access Provision for the old fire station property. The Commission approved the request by a vote of 3-0.

Mr. Simmons discussed the encroachment agreement for 15 Willis Place. The homeowner is proposing a water feature within the utility easement. The homeowner will be responsible for all expenses associated if an issue arises in the future. Upon a motion duly made and seconded, it was unanimously

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RESOLVED to approve the Encroachment Agreement at 15 Willis Place.

The Board will discuss the fire station site sale in Executive Session. The new fire station has a few, small warranty issues without any related costs. There is a diesel exhaust issue where the current system does not measure the expelled fumes. There are old systems in the Avon & Wildridge stations that could work at our new facility.

With the fresh snow and continued snow removal, our labor is running on overtime this month. Multiple loads of cinders are arriving daily. The Board would like to notify Mr. Simmons and Mr. Miscio that the roads are in excellent condition.

Resolution for 2016

Meeting Dates

The Board reviewed the calendar for 2017 meeting dates. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the meeting dates for 2017.

Resolution for

Posting Locations

The Board reviewed the resolution to set posting places for notices. The posting places currently used are the Kiosk in Beaver Creek, 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 2017 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:

BCMD Administration Facility

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 3 days prior to said meeting shall continue to be made pursuant to Section 32-1-903(2), C.R.S.

Financial

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Statement

Mr. Marchetti explained that the fiscal year ended in December. There are continued late invoices being received daily but nothing significant is expected. Upon motion duly made and seconded, it was unanimously

RESOLVED to accept the December 2016 preliminary financials as presented.

Accounts Payable

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

RESOLVED to approve and ratify the accounts payable list as presented.

Director Elsner would like to create a BCMD Board book for future Board Members. Director Graveel will work with Director Elsner.

Executive Session

Upon motion duly made and seconded, it was unanimously

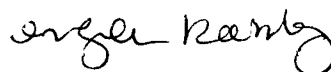
RESOLVED to enter into executive session citing §24-6-402(4) (a) C.R.S. for the purpose of determining positions subject to negotiations related to the sale of property where the current fire station is located; The Board entered into executive session at 9:45 a.m. and adjourned the executive session at 10:04 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 on January 25, 2017.

Respectfully submitted,



Angela Kamby
Secretary for the meeting