
RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT July 14, 2015

The Special Meeting of the Board of Directors of the Beaver Creek Metropolitan District (the "District") was held at 3:00 p.m., July 14, 2015 in the Conference Room of the District Administrative and Operations Facility, Eagle-Vail, Eagle County, Colorado.

Attendance

In Attendance were Directors:

- Louis Kreig
- Jim Power
- Stephen Friedman
- Jim Fraser
- Pam Elsner

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Todd Goulding, Goulding Development Advisors, LLC
- Jeff Luker, BCPOA
- Barry Parker, BCPOA
- Larry Graveel, BCPOA
- Ernie Elsner, BCPOA
- Kathy Lewensten, Marchetti & Weaver LLC
- Angela Kamby, BC Admin Assistant, BCMD
- Jim Fennell, Fennell Group

Call to Order

The Special Meeting of the Board of Directors of Beaver Creek Metropolitan District was called to order by Lou Kreig, 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: Dr. Louis Kreig is a member of the Board of Directors for Beaver Creek Property Owners Association; Mr. James Fraser is a Director of the Beaver Creek Property Owners Association; Mr. James Power is a member of the Board of Directors for the Upper Eagle Water Authority; 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

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Elsner is a member of the Board of Directors for Vilar Guild Executive Board; 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.

Public Input No Public Input was offered.

Fire Station Construction

Contract Mr. Goulding presented the Hyder Construction Guaranteed Maximum Price (GMP) agreement as negotiated through a value engineering process. He reviewed the general timeline and conditions for construction of the new fire station noting a building permit has been issued. The Board asked several questions regarding unforeseen conditions and potential risks that may be outside of the agreement. Mr. Goulding explained a contingency of 7 to 8% had been allowed. Costs will be monitored by Hyder Construction. The Board requested it be kept informed of any cost adjustments as they are known. Upon motion duly made and seconded it was unanimously

RESOLVED to authorize execution of the Guaranteed Maximum Price Agreement with Hyder Construction Inc.

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 3:30 p.m. and adjourned the executive session at 4:45 p.m.

Upon returning from executive session the Board took the following action.
Upon motion duly made and seconded, it was unanimously.

RESOLVED to direct Mr. Simmons to obtain a proposal from Slifer Smith and Frampton.


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

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RESOLVED to adjourn the Special Meeting of the Beaver Creek Metropolitan District Board of Directors held on July 14, 2015

Respectfully submitted,



Angela Kamby

Secretary for the meeting