

---

# RECORD OF PROCEEDINGS

---

## MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT October 24, 2018

The Regular Meeting of the Board of Directors of the Beaver Creek Metropolitan District (the "District") was held at 8:30 a.m. on October 24, 2018 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 (by phone)
- Barry Parker (by phone)

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Ken Marchetti, Marchetti & Weaver
- Jim Collins, Collins, Cockrel & Cole (by phone)
- Jim Clancy, Beaver Creek Public Safety
- Mark Miscio, Beaver Creek Metro District
- Paul Gorbald, Beaver Creek Transportation
- Liz Jones, Beaver Creek Resort Company
- Jeff Luker, Beaver Creek Homeowner
- Dave Eickholt, Beaver Creek Homeowner
- Jerry Hensel, Beaver Creek Village Operations
- Mac Garnsey, Vail Valley Foundation
- Sara Franke, Vail Valley Foundation

### 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

---

---

# RECORD OF PROCEEDINGS

---

---

## Beaver Creek Metropolitan District October 24, 2018 Meeting Minutes

---

---

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 September 26, 2018 Regular Meeting. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to approve the minutes from the September 26, 2018 Regular Meeting.

### Agenda Changes and Deletions

Director Parker would like the District to send a letter of appreciation to Mr. Baker.

### Future Meeting Date

The next meeting will be held on Wednesday, December 5 at 8:30 AM at the Beaver Creek Metro District Administrative offices.

### Public Input

Mr. Garnsey and Ms. Franke expressed gratitude to the District on behalf of the Vail Valley Foundation. The Foundation appreciates the support during the Birds of Prey races. The District will continue to provide assistance to vehicles heading up to the race finish and maintaining Dally for travel. The training days begin November 26 with the races scheduled for November 30 - December 2.

The Eagle River Water Authority will attend the December meeting to discuss all aspects of the drought.

### Transportation Report

Mr. Gorbold reviewed the report with the Board. The addition of the wait time distribution was included this month. It was requested to have these details provided in a month by month break down on the report. The marketing for Village Connect will begin November 1 both print and digital

---

# RECORD OF PROCEEDINGS

---

---

## Beaver Creek Metropolitan District October 24, 2018 Meeting Minutes

---

media. All phone requests will be educated and encouraged to use the application.

### Public Input

Mr. Eickholt discussed the committee strategy for the Ballot Issue A. The ballots will be opened on November 6. Mr. Eickholt will send an unofficial count to the Metro Board and BCPOA at the completion of the election. Mr. Balk and Chairman Fraser will review a post election report on November 19.

### Legal

Mr. Collins reviewed the status of the litigation of the Traer Creek water tank failure.

### General Manager Update

Mr. Simmons reported the grit chamber storm drainage on the 18th fairway pond was cleaned out yesterday. Any sediment that possibly leaked into the pond will be cleaned up. The chamber is back together today.

Utilities and excavation work is currently in progress at Peregrine Villas.

Mr. Simmons discussed the request for plowing of North Fairway Drive. It was determined that the Metro District is responsible for the road. The new manager of the Enclave decided that they will continue to be responsible for plowing.

**Financial Statement** Mr. Marchetti noted minor items on the financial statement.

### 2019 Budget

A public hearing was open for the 2019 budget. The budget work session was held on August 29, 2018. Discussion followed including the abatement of the Hyatt and the possibility of using the CPI versus the PPI in the future. The public hearing was closed. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to adopt the Beaver Creek Metropolitan District 2019 Budget and the attached resolutions, and

**FUTHER RESOLVED** to appropriate the sums of money for 2019 for Beaver Creek Metro District and the attached resolutions,

and

---

# RECORD OF PROCEEDINGS

---

---

## Beaver Creek Metropolitan District October 24, 2018 Meeting Minutes

---

**FUTHER RESOLVED** to certify the mill levy subject to receipt of the final assessed valuation and the attached resolutions.

### Transportation

#### Leases

Included in the packet are the transportation leases. USBank has continued to be competitive in recent years. Rates are up 1.4 to 3.33% on a 48 month lease for DAR vehicles and 3.46% on a 72 month lease for big buses. A motion was made to approve the transportation leases with the deferment for the \$244,000 slotted for the snowplow. The motion was seconded, it was unanimously

**RESOLVED** to approve the lease agreement with USBank as amended.

### Audit Engagement

#### Letter

The Audit Engagement Letter from McMahan and Associates was presented. A minor increase of \$350 was included for the 2019 Audit. A motion was duly made and seconded, it was unanimously

**RESOLVED** to engage McMahan and Associates for the 2019 Audit.

### Accounts Payable

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

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

### 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, October 24, 2018.

Respectfully submitted,



Angela Kamby  
Secretary for the meeting