
RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT October 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 October 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
- Larry Graveel
- Pam Elsner
- Barry Parker (by phone)

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Jim Collins, Collins, Cockrel & Cole (by phone)
- Ken Marchetti, Marchetti & Weaver
- Mark Miscio, Beaver Creek Metro District
- Koby Kenny, Beaver Creek Village Operations
- Paul Gorbold, Beaver Creek Village Transportation
- Jen Brown, Beaver Creek Resort Company
- Tom Allen, Beaver Creek Resort Company
- Mike Trueblood, Beaver Creek Village Operations
- Mac Garnsey, Vail Valley Foundation

Call to Order

The Regular Meeting of the Board of Directors of Beaver Creek Metropolitan District was called to order by Steve Friedman, acting 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 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

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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.

Friedman Resolution

Mr. Simmons read the Resolution Honoring Director Friedman for his time served on the Metro Board. Upon discussion, a motion was duly made and seconded to ratify the Resolution. It was unanimously

RESOLVED to ratify the Resolution Honoring Director Friedman.

Minutes

The Board reviewed the minutes of the September 25, 2019 Regular Meeting. Upon a motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes from the September 25, 2019 Regular Meeting.

Future Meeting Date

The next meeting will be held on Wednesday, December 11 at 8:30 AM at the Beaver Creek Metro District Administrative offices.

Public Input

Mr. Garnsey notified the Board of the World Cup Races to be held in Beaver Creek on December 6 - 8, 2019. The Vail Valley Foundation appreciates the collaboration for the races with the Metro District. Mr. Garnsey requested continued assistance for the upcoming event. The Board gave direction to provide support.

Village Connect

Mr. Gorbald reported a fairly stable month in Transportation. The Village Connect team has met the YOY service standards.

Public Safety

Mr. Kenny touched on a couple of incidents from the PS September report but noted an otherwise quiet month. A few situations with animals were recorded this month. The water line project in Ford Hall is on track. Concrete will be poured by Friday, allowing time to cure over the weekend.

General Manager Update

Strawberry Park guardrail project is underway. There is a gas line installation on Elk Track for Xcel Gas. The crack sealing project has been completed for the summer. Mark's team is almost fully staffed for the

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winter. The excavation at the second unit of Peregrine Villas is complete. Concrete for the foundation will be poured in two weeks.

Mirabelle Gate Mr. Kenny briefed the Board on the options for the gate. Currently, access for southbound traffic is set up with a Transcore. The options for northbound will be to allow homeowners to have access with a clicker or installing a second Transcore. Historically, clickers have been found to be the least secure option.

Audit Engagement Mr. Marchetti reviewed the Audit Engagement Letter from McMahan & Associates. The District has four options in the mountain region for an audit company or one in Denver. The fee will increase with McMahan & Associates by \$200 to \$11,250. A motion was made to engage McMahan & Associates for the 2019 audit. The motion was seconded, it was unanimously

RESOLVED to engage McMahan & Associates for the 2019 BCMD Audit.

Financial Statement The current month and YTD numbers are looking most predominate with favorable variances.

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.

Ballot Issue Director Graveel provided an update on the communication from the BCPOA.

Executive Session Mr. Collins joined the meeting by phone. Upon motion duly made and seconded, it was unanimously

RESOLVED to enter into Executive Session citing §24-6-402(4)(b) C.R.S. for the purpose of conferences with the District's attorney regarding legal advice and §24-6-402(4)(b) C.R.S. The Board entered into Executive Session at 9:20 a.m. and adjourned the Executive Session at 9:59 a.m.

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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 23, 2019.

Respectfully submitted,

angela kamby

Angela Kamby
Secretary for the meeting