
RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT March 24, 2021

Attendance

In Attendance were Directors:

- Dave Eickholt
- Larry Graveel
- Pam Elsner
- Kevin Hillgren

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Jim Collins, Collins, Cockrel & Cole
- Ken Marchetti, Marchetti & Weaver
- Jen Brown, Beaver Creek Resort Company
- Mike Trueblood, Beaver Creek Village Operations
- Koby Kenny, Beaver Creek Village Operations
- Jerry Hensel, Beaver Creek Village Operations
- Liz Jones, Beaver Creek Resort Company
- Tom Allen, Beaver Creek Resort Company
- Karen Braden-Butz, Beaver Creek Resort Company
- Paul Gorbald, Beaver Creek Village Transportation
- Mark Miscio, Beaver Creek Metro District
- Tim Kelley, Beaver Creek Homeowner
- Jeff Luker, Beaver Creek Homeowner
- Bruce Kiely, Beaver Creek Property Owners Association
- Ken Keith, Beaver Creek Homeowner
- Dave Kirwan, Beaver Creek Homeowner
- Mac Slingerlend, Beaver Creek Homeowner
- Howard Fleishon, Beaver Creek Homeowner

Call to Order

The Regular Meeting of the Board of Directors of Beaver Creek Metropolitan District was called to order by Dave Eickholt, Chairman of the Board, noting that a quorum was present. Due to concerns regarding the spread of COVID-19, the meeting was held via a Zoom webinar following proper notice.

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. Dave Eickholt is a Board Member of the Beaver Creek

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Property Owners' Association; Ms. Pamela Elsner is a Secretary for Vilar Guild and Board Member/Assistant Secretary/Treasurer of the Upper Eagle Regional Water Authority; Mr. Larry Graveel is a Board Member of the Beaver Creek Property Owners' Association; Mr. Kevin Hillgren is a Board Member of the Beaver Creek Club and a Board Member of the Beaver Creek Meadows Homeowners 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.

Appointment

Chairman Eickholt discussed the vacant board position through May 2023. A motion was made and seconded to nominate Malcolm Slingerlend to the Metropolitan Board. It was unanimously

RESOLVED to appoint Malcolm Slingerlend to fill the available position on the Beaver Creek Metropolitan District Board of Directors through May 2023.

Board Officer Oath

Director Slingerlend completed the Oath of Office before the Board. Upon a motion duly made and seconded, it was unanimously

RESOLVED to appoint Malcolm Slingerlend as Vice President, Assistant Secretary/Assistant Treasurer.

Board Appointment

A nomination was made to appoint Director Elsner to the available Board Secretary position. The motion was seconded, it was unanimously

RESOLVED to appoint Director Pam Elsner to the Board Secretary position.

A nomination was made to appoint Director Hillgren as Vice President, Assistant Secretary/Assistant Treasurer. The motion was seconded. It was unanimously

RESOLVED to appoint Director Hillgren as Vice President, Assistant Secretary/Assistant Treasurer.

Chairman Eickholt noted the Metropolitan District appoints one Board Member and two Alternates to the Upper Eagle Regional Water Authority Board. Director Elsner is the current Board Member and Mr. Simmons is the second Alternate. The District is looking for considerations to fill the

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available Alternate position. A motion was made to nominate Director Hillgren to the position. The motion was seconded. It was unanimously

RESOLVED to designate Director Hillgren as the UERWA 1st Alternate.

Minutes

The Board reviewed the minutes of the February 24, 2021 Regular Meeting. Upon a motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes from the February 24, 2021 meeting.

Future Meeting

The next Beaver Creek Metropolitan District meeting will be held on Wednesday, April 28, 2021 at 8:30 A.M.

Public Input

Elk Track Court

Cul-de-sac

Mr. Keith and Mr. Kirwan proposed to the Board the improvement project planned for the Elk Track Court Cul-de-sac. To improve the aesthetic quality of the Cul-de-sac, this project will include removal of trees and overgrown shrubs, replace grass in certain areas, updated irrigation and lighting. The Elk Track Court Cul-de-sac Residents have received bids for the project totaling approximately \$54,000. The Residents respectfully request a three way split for these costs with the Metropolitan District and the Beaver Creek Resort Company, with each of the three partners participating at \$18,000. The Board will discuss this project in Executive Session.

Public Safety

Mr. Kenny noted the Boot and Tow orders have increased substantially this season. These are in all areas of the resort. There have been two recent accidents that have shut down traffic on Village Road. The traffic would normally be rerouted around the accident up Offerson to Avondale. This was unable to occur due to the one way traffic on Avondale. These were both taken care of as quickly as possible to have traffic back to normal. Mr. Kenny sat down with staff to determine how to best manage this situation if it were to occur in the future. Last Sunday, there were between 180-200 vehicles for drop off at the VPAC between 9:00 – 9:30 A.M. The resort has parked on Prater Road 17 days to date this season. The last date was March 13 and it is not expected to see a return for the remainder of the season. The number of hot tub complaints has increased year over year.

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The Board requests data on the location of these complaints for the last 12 months at the April meeting.

Village Connect

Mr. Gorbald reviewed the February report noting that 94% of the rides were completed in 20 minutes or less. The driver scores continue to be a high level score (5) month over month for the season. The total passengers transported are down for Village Connect and parking lots. Homeowners and Board Members alike have had greater than normal estimated times this month. The Board requested the data regarding amount of riders who look up times and do not commit to a ride for the April meeting. The Board also noted the radio call requesting a BC bus to assist with traffic in Bachelor Gulch on Tuesday, March 23. The Board requested details regarding this call.

General Manager

Mr. Simmons reported Mr. Niemi has had quite a bit of interest in the fourth unit. The crosswalk at Offerson has some temporary improvements including additional signage and the relocation of the speed limit sign near the Elk Track condominiums. As soon as weather allows, the crosswalk will be repainted on the asphalt. The Board requests the level of traffic heading downhill on Village Road and average speeds for the April meeting. The traffic committee met to set the scope of service for the traffic study. Mr. Simmons expects to have bids for a consultant by the April meeting. The overlay project only received two bids; one from United and one from Frontier Paving. Frontier Paving was the low bid and has completed the last couple of overlays in the resort. Mr. Simmons recommends accepting the Frontier bid. A motion and seconded was made to approve Frontier Paving bid. It was unanimously

RESOLVED to approve the Frontier Paving bid for the 2021 overlay project.

The Board requested the cost associated with flashing signs for the Offerson corner.

Financial Statement

Mr. Marchetti was pleased the asphalt bids came in at budget. Mr. Marchetti discussed the option for lease purchase financing. Also included in the packet this month is the payoff options in 2024 for the District's outstanding debt. The Board requested a range of options for the budget meeting in September.

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

RESOLVED to approve the March Accounts Payable Accounts Payable.

Executive Session A motion was duly made and seconded to move into Executive Session. It was unanimously

RESOLVED to enter into Executive Session citing §24-6-402(4)(b) C.R.S. for the purpose of Advice of Counsel regarding negotiations of Elk Track Court and §24-6-402(4)(e) for the purpose determining developing strategy regarding Bolts Lake. The Board entered into Executive Session at 9:37 A.M. and adjourned the Executive Session at 10:41 A.M.

Public Input Upon return from Executive Session, the Board discussed the Elk Track Court Cul-de-sac request is outside of the Metropolitan District's legal and operational authority, except for its snow storage easement. A motion was made and seconded to decline participation in the financial partnership and requests final review and approval in regards to snow storage. It was unanimously

RESOLVED to decline in participating in funding the landscape project on Elk Track Court and requires final review and approval of the plan as it relates to snow storage.

The Board requested Mr. Simmons to notify the Elk Track Court property owners.

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, March 24, 2021.

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Respectfully submitted,

Angela Kamby

Angela Kamby
Secretary for the meeting