
RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT June 23, 2021

Attendance

In Attendance were Directors:

- Dave Eickholt
- Larry Graveel
- Kevin Hillgren
- Mac Slingerlend
- Pam Elsner (by phone)

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Jim Collins, Collins, Cockrel, & Cole (by phone)
- Ken Marchetti, Marchetti & Weaver
- Jen Brown Beaver Creek Resort Company
- Mark Miscio, Beaver Creek Metropolitan District
- Jerry Hensel, Beaver Creek Village Operations
- Tom Allen, Beaver Creek Resort Company
- Koby Kenny, Beaver Creek Village Operations (by phone)
- Tim Kelley, Beaver Creek Homeowner (by phone)
- Bruce Kiely, BCPOA
- Owen Hutchinson, VPAC
- Dean Davis, VPAC
- Ken Keith, Beaver Creek Homeowner
- Rod Miller, 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. 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.

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 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

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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.

Minutes

The Board reviewed the minutes of the May 26, 2021 Regular Meeting. Upon a motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes from the May 26, 2021 meeting.

Future Meeting

The next Beaver Creek Metropolitan District meeting will be held on Wednesday, July 28, 2021 at 8:30 A.M. at the District offices in Eagle-Vail.

Public Input

Elk Track Court Cul-de-sac

Mr. Miller and Mr. Keith approached the Board to discuss landscaping, beautification and accountability of expenses to maintain Elk Track Court Cul-de-sac and island. The Board reviewed the documents submitted and included in the board packet. The Board will discuss with the District's attorney in the Executive Session and communicate with Mr. Miller and Mr. Keith following the meeting.

Vilar Performing Arts Center

Mr. Hutchinson and Mr. Davis presented the Capital Improvement project expenditures for 2021 and reviewed prior year expenses. Project items for 2021 include a new dishwasher, power units for elevators, HVAC improvements, acoustic banners, LED lighting, sound replacement and an art glass chandelier. A motion was made and seconded to approve a Resolution in support of the 2021 projects. It was unanimously

RESOLVED to approve the Resolution in support of the Vilar Performing Arts Center Capital Projects expenses for 2021.

Village Transportation

Mr. Simmons and Director Slingerlend reported on the June Transportation meeting. Staffing is in good shape for summer. Staff will be attend an upcoming job fair. Items on the agenda for the next committee meeting

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include a potential bonus structure. The Board discussed a recommendation for at minimum 140 employees to meet standards.

Public Safety

Mr. Kenny discussed the Public Safety report. Intrusions alarms and resort violations had a significant decrease year over year. This would be attributed to higher number of guests and homeowners in residence during COVID.

The Resort Company spent \$10,000 towards fire mitigation to remove ground fuel in and around the 5 Senses Trail. The Mountain Operations sawyers will remove approximately 1,000 dead trees in the resort. Mr. Kenny marked any down fall or standing dead trees on the recreation path from Chair 14 down to North Holden. Mr. Kenny will meet with Mr. Miscio to facilitate the mitigation over the next two weeks. The Board discussed with Mr. Kenny organizing and activating the high risk areas noted in the Anchor Point study with the BCPOA, BC Metro District, Resort Company. Director Slingerlend will be the point of contact for the Metro District Board. The Board agreed to authorize Mr. Kenny to spend \$25,000 on wildfire mitigation and to return to the July meeting with a three year plan for mitigation and costs associated.

Action & Discussion

General Manager

Mr. Simmons is completing the Supplemental to Service Plan to develop a concise document noting the evolution of District services and power to provide those services. Mr. Simmons will send the updated document to Mr. Collins and Mr. Marchetti for review.

The road striping is completed and came in under budget. McDowell Engineering will send a new proposal for the speeding issue within the resort. Peregrine Villas have experienced slight issues with supply issues.

Financial Statement

Mr. Marchetti noted no significant updates to the financial statement for the month. Preparations for the annual budget meeting have begun.

Accounts Payable

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

RESOLVED to approve the June Accounts Payable.

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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)(e) C.R.S. for the purpose of Negotiations regarding Transportation and Water Rights and §24-6-402(4)(b) C.R.S. for the purpose of Conferences with the District's attorney regarding Elk Track Court Cul-de-sac. The Board entered into Executive Session at 9:46 A.M. and adjourned the Executive Session at 11:14 A.M.

Public Input

The Board made a motion to abstain from funding the Elk Track Court Cul-de-sac. The motion was seconded. It was unanimously

RESOLVED to not participate in funding the Elk Track Court Cul-de-sac beautification project.

The Board will request Mr. Collins send a communication to the homeowners regarding the decision.

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, June 23, 2021.

Respectfully submitted,

Angela Kamby

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Secretary for the meeting