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# RECORD OF PROCEEDINGS

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## MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT January 26, 2022

The Regular Meeting of the Board of Directors of the Beaver Creek Metropolitan District (the "District") was held at 8:30 A.M. on January 26, 2022 via Zoom.

### **Attendance**

In Attendance were Directors:

- Dave Eickholt
- Mac Slingerland
- Pam Elsner
- Ray Shei
- Kevin Hillgren

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Ken Marchetti, Marchetti & Weaver
- Mark Miscio, Beaver Creek Metro District
- Lee Hoover, Beaver Creek Village Operations
- Koby Kenny, Beaver Creek Public Safety
- Jerry Hensel, Beaver Creek Village Operations
- Elizabeth Jones, Beaver Creek Resort Company
- Jeff Luker, Beaver Creek Homeowner
- Tim Kelley, Beaver Creek Homeowner
- Karen Braden-Butz, Beaver Creek Resort Company
- Brian Judge, Judge Associates
- Sarah Siegel, Vail General Contractors

### **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.

### **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. Kevin Hillgren is a Board Member of the Beaver Creek Club and a Board Member of the Beaver Creek Meadows Homeowners Association; Mr. Ray Shei is a Board Member of the Beaver

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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 minutes of the December 8, 2021 Regular Meeting. Upon a motion duly made and seconded, it was unanimously

**RESOLVED** to approve the minutes from the December 8, 2021 meeting.

The Board reviewed the minutes of the December 20, 2021 Special Meeting. Upon a motion duly made and seconded, it was unanimously

**RESOLVED** to approve the minutes from the December 20, 2021 Special Meeting.

### **Future Meeting**

The Board will hold the February meeting via Zoom on Wednesday, February 23, 2022 at 8:30 A.M.

### **Public Input Introduction**

Mr. Hoover introduced himself to the Board. He has been with Vail Resorts in different capacities since 2008. His current position is the Director of Village Operations replacing Mr. Trueblood.

### **Encroachment**

An encroachment was presented for 392 Holden Road. The improvement will encroach on a utility easement. Mr. Simmons recommended approval. A motion was both made and seconded to approve the Encroachment. It was unanimously

**RESOLVED** to approve the Encroachment for 392 Holden Road.

### **Public Safety**

Mr. Kenny reviewed the December Public Safety report. Notables included Boot & Tow orders and sledding. The Board requested information on the status of a future sledding area. Ms. Jones reported the request has moved down on the list for the Resort Company due to the process with Vail Resorts.

### **Village Connect**

Mr. Hoover noted Village Connect currently has 74 active employees, with a couple in the pipeline with hopes of conversion. The department has acquired a few more beds in housing. Mr. Hoover will meet with the

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contract company to request 20 employees for spring break month. The Board appreciates the hard work by the current staff. In addition to the current reporting, the Board would like to see detail on peak hours of 8:30-10:30 A.M., 3:00-5:00 P.M. and 6:00-7:00 P.M. during the holiday period.

### Action Items

#### **General Manager Update**

The department is currently short staffed by two employees. The overlay pre-bid meeting is scheduled for February 15 with bids due on March 8. The next Transit Authority meeting is January 27. Survey results should be available for the February meeting. Peregrine Villas will possibly close all units by the end of April. McDowell Engineering has completed two site surveys for drop off and will return in March.

**Election Resolution** The Election Resolution was included in the packet. This will call for the 2022 election and designate Kathy Lewensten as the District's Election Official. A motion was made to approve the Resolution. It was unanimously

**RESOLVED** to approve the 2022 District Election Resolution.

**Financial Statement** The preliminary year end statement is included in the packet. The 2021 audit fieldwork will begin next week. The year ended with a net surplus for the final closing.

**Account Payable** The Board reviewed the Accounts Payable for December 27. A motion was made and seconded to ratify the Payable for December. It was unanimously

**RESOLVED** to ratify the December 27th Accounts Payable.

A motion was made to approve the January 26th Accounts Payable. The motion was seconded to approve the Accounts Payable. It was unanimously

**RESOLVED** to approve the January 26th Accounts Payable.

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**Future Meetings** The Board discussed moving to next couple of meetings to Zoom for inclusivity purposes. The meeting links will be included in the Board packets.

**Executive Session** Upon motion duly made and seconded, it was unanimously

**RESOLVED** to enter into Executive Session citing §24-6-402(4)(e) C.R.S. for the purpose of determining positions relative to negotiations, developing strategy for negotiations, and instructing negotiators regarding Water Issues and Transportation. The Board entered into Executive Session at 9:35 A.M. and adjourned at 10:55 A.M.

**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, January 26, 2022.

Respectfully submitted,

*Angela Kamby*  
Angela Kamby  
Secretary for the meeting