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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 May 25, 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 May 25, 2022 in the Conference Room of the District Administrative and Operations Facility, Eagle-Vail, Eagle County, Colorado.

### Attendance

In Attendance were Directors:

- Dave Eickholt
- Mac Slingerlend
- Ray Shei
- Kevin Hillgren
- Mike Towler

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Ken Marchetti, Marchetti & Weaver
- Kim Seter, Seter & Vander Wall
- Russell Newton, Seter & Vander Wall
- Lee Hoover, Beaver Creek Village Operations
- Koby Kenny, Beaver Creek Public Safety
- Jerry Hensel, Beaver Creek Village Operations
- Elizabeth Jones, Beaver Creek Resort Company
- Clint Huber, Beaver Creek Resort Company
- Lou Kreig, Beaver Creek Homeowner
- Larry Graveel, Beaver Creek Homeowner
- Mike Lowe, Beaver Creek Homeowner
- Chief Karl Bauer, ERFPD
- Hugh Fairfield-Smith, Eagle Valley Wildland
- Bill Ray, Transportation Authority

### 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. Kevin Hillgren is a Director of the Beaver Creek Club, President of the Beaver Creek Meadows Homeowners Association and a Director of the Upper Eagle River

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Water Authority; Mr. Ray Shei is a Board Member of the Beaver Creek Property Owners' Association; Mr. Mike Towler is a Director Alternate of the Upper Eagle River Water Authority: 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.

### Oath

It was reported following the May 3, 2022 Election, Oaths of office has been taken and filed prior to today's meeting.

### Election of Officers

The election of officers within the Board was discussed. A motion was both made and seconded. It was unanimously

**RESOLVED** to appoint the following officers

Director Eickholt as Chairman and President of the Board  
Director Shei as Vice President, Treasurer  
Director Towler as Vice President, Secretary  
Director Hillgren as Vice President, Assistant Secretary/Treasurer  
Director Slingerlend as Vice President, Assistant Secretary/ Treasurer

### Appointment of Delegates

The Board discussed the delegate positions for the Upper Eagle Regional Water Authority (UERWA). The Board appointed Director Hillgren as the delegate with Director Towler as the first alternate. Upon a motion duly made and seconded, it was unanimously

**RESOLVED** to appoint Director Hillgren as the delegate with Director Towler as the first alternate.

The Board made following committee appointments:

- Traffic/Transportation - Directors Hillgren & Slingerlend
- Audit - Directors Eickholt & Shei
- Lighting - Director Towler
- Wildland Fire - Directors Shei & Slingerlend
- Transit Authority - Director Eickholt

### Minutes

The Board reviewed minutes of the April 27, 2022 Regular Meeting. Upon a motion duly made and seconded, it was unanimously

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**RESOLVED** to approve the minutes from the April 27, 2022 meeting.

**Future Meeting** The next Board meeting will be held at the District offices at 40847 Highway 6 on Wednesday, June 22, 2022 at 8:30 A.M.

**Elsner Resolution** Chairman Eickholt noted that Director Elsner was term limited on the Metro Board. A resolution containing Director Elsner's accomplishments while on the Board was discussed. A motion was both made and seconded. It was unanimously

**RESOLVED** to approve Director Elsner's contributions to the Metropolitan Board and Beaver Creek Community.

**Public Input**

**BC Inspire Plan** Mr. Huber, Director of Strategic Initiatives for the BCRC, presented the Beaver Creek Inspire Vision Plan to the Board. There are nine top priorities identified with approximately two dozen individual projects and initiatives with a target for completion in the next 4-5 years to elevate and modernize the Village core. All projects will require participation and partnership with stakeholders including: property owners, merchants, lodging operators, building associations, and the Metropolitan District. The Board has requested a Vail Resort representative to attend the future Board meetings, as well as a metric for the District to understand the measurement of the World's Best Luxury Family Resort. Mr. Huber will have a lighting designer in the resort on June 13. There are 8 specific detailed projects in the packet for BCMD to be included at that will total \$400,000-600,000 to be shared expense over multiple years.

**Transit Authority** The Public Hearing was continued to discuss the Regional Transit Authority. The RTA would assume ECO transit in the community, a possible fare-free zone to reduce parking and traffic for areas in Eagle County with the exception of the 1st and last mile strategies. This service will be run to benefit the work force during both on and off peak times. There are three committees collaborating to prepare an IGA for ultimately the November 2022 election. Possible payment for the program could include a sales or voter tax, visitor lodging tax and/or Motor Vehicle tax. A CDOT grant was recently received to assist with service goals, fees and revenue. The public hearing was closed. A motion was made to approve the Intergovernmental Agreement Resolution. The motion was seconded. It was unanimously

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**RESOLVED** to approve the Eagle Valley Transportation Authority IGA.

**Fire Mitigation** Mr. Fairfield-Smith presented a fire mitigation plan for Beaver Creek. This included areas where mitigation has begun and will be mitigated this summer, if possible. While these are decent sized identified areas, some local companies are challenged by staffing and large companies find this scope too small. Mr. Fairfield-Smith has submitted RFQs to a number of companies to date. The next project will begin following elk calving season. All homeowners are asked to participate in a home fire assessment free of charge. The Board requested Mr. Fairfield-Smith to attend the June meeting for an update.

**Village Connect** This report was skipped due to time.

### Action Items

**Manager Update** Spring clean up is wrapping up. Initial recommendations from McDowell for skier drop off include providing Village Connect with a separate entrance. This project is nearly complete at Centennial Station. Mr. Niemi is working towards final closing dates. The milling project was completed this week. Asphalt work will begin Thursday with the striper to come in upon completion. The punch list will continue into the month of June.

**System Security** Director Shei reported on the financial security of Marchetti & Weaver. The Director's suggestion includes manually monthly backups and an annual 3rd party hacker test.

**Financial Statement** The Financial Statement noted some unfavorable variances that are due to timing.

**Account Payable** The Board reviewed the Accounts Payable list for May. A motion was made and seconded to approve. It was unanimously

**RESOLVED** to approve the Accounts Payable for May 25, 2022.

**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

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negotiators regarding Water Issues and Operations Agreements.  
The Board entered into Executive Session at 11:04 A.M. and  
adjourned at 11:31 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, May 25,  
2022.

Respectfully submitted,

*Angela Kamby*

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