
RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT September 28, 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 September 28, 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
- Russell Newton, Seter & Vander Wall (by phone)
- Ken Marchetti, Marchetti & Weaver
- Jim Clancy, Beaver Creek Resort Company
- Mark Miscio, Beaver Creek Metro District
- Koby Kenny, Beaver Creek Public Safety
- Hugh Fairfield-Smith, Eagle Valley Wildland
- Jerry Hensel, Beaver Creek Base Operations
- Lee Hoover, Beaver Creek Village Operations
- Paul Gorbald, Beaver Creek Transportation
- Laura Boldt, Beaver Creek Homeowner
- Mike Lowe, Beaver Creek Homeowner
- Peggy Wolfe, Vail Valley Foundation

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 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.

Minutes

The Board reviewed minutes of the August 24, 2022 Regular Meeting. Upon a motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes from the August 24, 2022 meeting.

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Future Meeting The next Board meeting will be held at the District offices at 40847 Highway 6 on Wednesday, October 26, 2022 at 8:30 A.M.

Public Input
Signage

Mr. Lowe addressed the Board regarding the sign placement on Willis Place. The sign has vehicles using his driveway as a turn around. Mr. Lowe requested the sign be moved. Mr. Simmons will have Metro staff will relocate the sign.

Beaver Creek Drive Traffic

Ms. Boldt addressed the Board regarding traffic approximately two years ago. Traffic has returned and speeding is a concern on Beaver Creek Drive/Fairway Drive of all vehicles, including buses and Public Safety. Mr. Simmons will have electronic speed monitoring signs placed on the street this week. Ms. Boldt suggested the possibility of a turnaround at the top of Mirabelle entrance. Mr. Clancy will bring the suggestion to the BCRC meeting in November.

Fire Mitigation

Mr. Fairfield-Smith noted the completion of the timber crews. There is 2.6M lbs. of material to come out with 416 acres mitigated to date. Units 3 & 15 are the current projects with approximately 18 acres left, slated to be finished by November 1. There are smoke permits in place for the burn schedule. Mr. Fairfield-Smith has applied for 2.6M in grant funds for 2023.

Birds of Prey

Ms. Wolfe requests support from the Metro District staff for the 2022 Bird of Prey races scheduled for December 2-4. The District will assist with keeping Daly Road accessible to mountain traffic and deliveries to the race finish area.

Public Safety

Mr. Kenny reviewed the report in the packet. Mr. Kenny notified the Board of the new Public Safety Manager, Ms. Jennifer Oberlohr. Both the department and the Resort Company are excited and looking forward to resetting expectations of the department.

Village Connect

Mr. Gorbald discussed the August report. There was an increase in capacity over the month of August. Staffing is currently at 56%, which is a good start with approximately 60% returning employees. The base pay increase and driver incentive has provided positive traction. The department will be leveraging the contract drivers for the parking lot services and employee shuttles. The Board noted the appropriate staffing levels for the Oktoberfest event. The Board requests continued communication each month on staffing levels.

UERWA Update

Director Hillgren discussed the new General Manager, Siri Roman. Ms. Roman has an ops background and will be an asset to the Authority.

RTA

The Technical Committee is in an inactive period. The campaign committee has organized media communications.

Peregrine Villas

Mr. Niemi shared that the third Peregrine unit will close in the month of October. Mr. Niemi has requested an extension on the Promissory Note. The fourth and final unit has made multiple change orders which will push back closing into November or December. The Board will discuss in Executive Session.

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Action Items

General Manager Update

The new drop off area drawing is in the packet. There are currently 7 parking spaces. This year will increase the short term parking by 2 spaces to 9 for the 2022/23 season. Mr. Kenny will have a strong Public Safety presence everyday and additional assistance on peak hours/days. Following the holiday period, Mr. Simmons will determine the significance of the two spaces and if the additional three spaces would be worth the expense. There is a significant cost associated with the proposed 12 parking spots due to the movement of sidewalk.

Legal

Mr. Newton will hold the Public Hearing regarding the FAMLII program at the October meeting.

Budget Public Hearing

The Public Hearing was opened for the 2023 Budget. No public comments were received. The Public Hearing was closed. A motion was made to adopt the 2023 Budget as presented. The motion was seconded. It was unanimously

RESOLVED to adopt the 2023 Budget, appropriate the funds and set the mill levy as presented.

Financial Statement

The expenses continue to track within budget expectations.

Account Payable

A motion was made and seconded to approve the September Accounts Payable list. It was unanimously

RESOLVED to approve the Accounts Payable for September 28, 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 negotiations regarding Agreements with Vail Resorts and §24-6-402(4)(b) C.R.S. for the purpose of a conference with the District's attorney regarding Peregrine Villas. The Board entered into Executive Session at 10:44 A.M. and recessed at 11:19 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, September 28, 2022.

Respectfully submitted,

Angela Kamby

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