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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 June 28, 2023

The Regular Meeting of the Board of Directors of the Beaver Creek Metropolitan District (the "District") was held at 8:30 A.M. on June 28, 2023 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:

- Russell Newton, Esq, Seter & Vander Wall
- Ken Marchetti, CPA, Marchetti & Weaver
- Mark Miscio, Beaver Creek Metro District
- Jim Clancy, Beaver Creek Resort Company
- Lee Hoover, Beaver Creek Resort Operations
- Jerry Hensel, Beaver Creek Base Operations
- Erin Jarvis, Beaver Creek Resort Company
- Koby Kenny, Beaver Creek Public Safety
- Jeff Luker, Beaver Creek Homeowner
- Jane Heller, Beaver Creek Homeowner
- Matt Wadey, Alpine Civil Engineering

### Call to Order

The Regular Meeting of the Board of Directors of Beaver Creek Metropolitan District was called to order by Director 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 Director of the EVTA; 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 an Alternate Director of the EVTA; 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 May 24 Regular Meeting. The Board discussed the addition of a positive reset to the eco-system under Fire Mitigation. Upon a motion duly made and seconded, it was unanimously

**RESOLVED** to approve the minutes as amended from the May 24, 2023 meeting.

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**Future Meeting** The next Board meeting will be held at the District offices at 40847 Highway 6 on Wednesday, July 26, 2023 at 8:30 A.M.

**Public Input**

**Ridgepoint Drive** Mr. Wadey discussed the report included in the packet regarding the request to re-zone Ridgepoint Driveway. The drive was analyzed in six areas for the Beaver Creek Metro

standards. The width of the road and the size of parking spaces do not meet the Beaver Creek PUD. The Board gave Mr. Newton direction to communicate the response to Ridgepoint. A motion was made and seconded to decline acceptance of re-zoning Ridgepoint Driveway into a Metro District road. It was unanimously

**RESOLVED** to decline re-zoning of Ridgepoint Driveway into Metro roadway.

**E-Bikes** Mr. Clancy addressed the Board to discuss possible solutions for the increased volume of e-bikes on the recreation path. Many ideas to control the speed on the multi-use path were discussed. The Board requested Mr. Miscio work with Mr. Hensel and Mr. Kenny to identify both short and long term solutions. Mr. Kenny will have Public Safety periodically audit speeds at downhill intersections.

**Public Safety** Mr. Kenny noted the addition of Construction Violations to the monthly Public Safety report. A strong focus has been placed on communication regarding acceptable parking locations for vendors as permits are requested or renewed.

**Village Connect** The month of May was favorable with 100% of rides completed in 20 minutes or less. The summer positions are fully staffed going into the July 4 week. Management is focusing on winter positions. The Village Connect contract will expire this year. Mr. Hoover will meet with Mr. Simmons in late July to discuss the possibility of contract auto renewal.

**RTA Update** The RTA continues to move forward with the next tier of job descriptions for staff. A marketing consultant has been brought on to assist with branding and logos. The committee is also working on how to increase the number of operable fleet.

**Water Authority** There are proposed changes in the water rate structure. The homeowners with larger square footage will be the most effected. The State of the River meeting was held last month. It was fairly well attended.

**Action Items**

**General Manager Update**

Spring clean up has wrapped up in the resort. Metro staff is now working on painting of crosswalks, crossbars and line striping throughout the resort. The electronic speed signs are gathering data on North and South Holden. Mr. Miscio will report findings at the July meeting. The overlay, asphalt, curb and gutter and shouldering work has been completed. The line striping of the overlay areas will be done next week. The first order of lights ordered by the Metro District will ship July 14.

**Legal** A small change order will be submitted from the asphalt paving company. This will be for approximately \$400 to cover the cost to procure the bond. The draft

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Agreement for American Tower is in the Board packet. Mr. Newton is currently waiting on a legal response from American Tower. The final agreement will be in the July packet.

### **Financial Statement**

Mr. Marchetti stated the financial statement is steady to date. The property taxes are strictly due to unfavorable timing. The pond dredging has the Repairs & Maintenance line item over budget for 2023. This is also a timing variance as the project was included in the 2022 budget.

**Transfer Protocol** The Transfer Protocol document was included in the packet. This provides the Board details on processes regarding bank transfers, authorized signers and access to accounts.

### **Property Tax Reassessment**

Mr. Marchetti provided the Board with a Memo regarding Property Tax Reassessment for the upcoming 2024 budget.

**Account Payable** A motion was made and seconded to approve the June 2023 Accounts Payable list. It was unanimously

**RESOLVED** to approve the June 2023 Accounts Payable.

### **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 28, 2023.

Respectfully submitted,

*Angela Kamby*

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