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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 24, 2024

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 24, 2024 in the Conference Room of the District Administrative and Operations Facility, Eagle-Vail, Eagle County, Colorado.

### **Attendance**

In Attendance were Directors:

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

Also in Attendance were:

- Bill Simmons, Beaver Creek Metropolitan District
- Russell Newton, Esq, Seter & Vander Wall
- Kim Seter, Esq, Seter & Vander Wall
- Ken Marchetti, CPA, Marchetti & Weaver
- Mark Miscio, Beaver Creek Metro District
- Koby Kenny, Beaver Creek Public Safety
- Jim Clancy, Beaver Creek Resort Company
- Erin Jarvis, Beaver Creek Resort Company
- Karen Braden-Butz, Beaver Creek Resort Company
- Jerry Hensel, Beaver Creek Base Operations
- Lee Hoover, Beaver Creek Resort Operations
- Justin Deluca, Beaver Creek Base Operations
- Hugh Fairfield-Smith, Eagle Valley Wildland
- Justin Brown, VPAC
- Jeff Luker, Beaver Creek Homeowner
- Bobby Murphy, COO, Beaver Creek Resort
- Dominic Mauriello, Mauriello Planning Group
- Allison Ochs Kent, Mauriello Planning Group
- Kristin Williams, Commfluent, Inc.
- Greg Schroeder, McDowell Engineering
- Kari McDowell Schroeder, McDowell Engineering
- John Laconte, Community Member

### **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

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# RECORD OF PROCEEDINGS

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## Beaver Creek Metropolitan District January 24, 2024 Meeting Minutes

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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 the minutes of the December 6th Regular Meeting. Upon discussion, a motion was duly made and seconded. It was unanimously

**RESOLVED** to approve the minutes from the December 6, 2023 Board meeting.

**Future Meeting** The next Board meeting will be held on Wednesday, February 28, 2024 at 8:30 A.M. at the District offices located at 40847 Highway 6 Avon, Colorado.

**Public Input**  
**Introduction**

Mr. Bobby Murphy introduced himself to the Board as the new COO of Beaver Creek. Mr. Murphy has been in the ski business for 37 years and is happy to return to BC. Mr. Murphy is passionate about the guest experience and Vail Resorts values. Mr. Murphy will attend a future Metro District Board meeting.

**Snowmelt** Mr. Hensel approached the Board to discuss the recent snow melt system expenses. The system was installed in 1997 from the chapel to Avondale. There have been minor failures in the system over the years. Recent leaks have been detected using helium. A line leak was identified today. The Board would like to discuss a proactive approach for the coming years. Mr. Hensel will follow up with details when available.

**Arcadian at Beaver Creek**

Mr. Mauriello introduced the plans for Tract S by the Aidan Group, located behind Mirabelle. Eagle County has the property zoned as Residential, Medium Density. The owner is proposing 12 units on the 2.5 acre property with a minor plat adjustment to create three parcels. Lot 1 will have 12 residences including two single family homes, two duplexes and two triplexes. The Townsend Ditch will be relocated entering the Mirabelle property, where it runs today. Referrals will go out in the next month from the County.

Mr. Luker spoke on behalf of the BCPOA. The BCPOA has major reservations about the housing/construction project.

**Crosswalks**

Mr. Schroeder discussed the possible improvements to four crosswalks in the community at the following locations:

- Village Road & Beaver Creek Drive (north leg)
- Village Road & Offerson Road (south leg)
- Village Road & Offerson Road (east leg)
- Village Road & Scott Hill Road (south leg)

Guidance for the recommendations come from CDOT and the City of Boulder Crossing Treatment Installation Guide. The Board expressed interest in adding additional signage, flashers, motion activated lights and/or speed tables at these crosswalks. The Board gave Mr. Simmons direction to identify costs associated with a speed table, striping and signage and lighting. Mr. Schroeder will return for the February meeting.

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# RECORD OF PROCEEDINGS

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## Beaver Creek Metropolitan District January 24, 2024 Meeting Minutes

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- Wildland Fire** Mr. Fairfield-Smith reported that approximately 2,000 piles burned in Beaver Creek this year. This was treatment of 170 acres in total. There are a handful of piles remaining with aspens that are not ready to burn. There was one bid submitted for the 2024 RFP. The bid came in from Old Growth at \$525K. Mr. Fairfield-Smith will have a draft contract for the February meeting with ERFPD and Old Growth Tree Service that will include the scope of work and areas.
- Public Safety** Mr. Hoover highlighted boot & tow orders up 11 year over year. Resort violations decreased due to the the individual tracking of trash violations, with a total of 61 in December. A strong public safety presence during peak download times at skier drop-off has been positive. Mr. Luker suggested adding a sandwich board to the handicap parking just before the Ford garage to discourage long term parking.
- Village Connect** The highlights over the peak holiday period December 23 - January 7 included 81 more service hours, an increase in 1,800 rides and 6,500 passengers. The NYE shuttle was extended to 2 A.M. The department has set parameters in the Downtowner App to limit only one bus at a time to Bachelor Gulch and back. There were 96 employees, 89 drivers and 7 leaders during the holiday period. An additional 4 employees were working with SP+ contract drivers. The Board suggested opening a line of communication with the BC Club for special events like First Tracks.
- Water Authority** The Colorado River District led coalition is pursuing the Shoshone power station water rights. The Bolts Lake Project should be hiring a consultant in the next six weeks. This will assist with keeping the project in the 6 year completion time table instead of 10 years.
- EVTA** The Transit Authority has hired a Human Resources & Culture employee. The performance report released at the January meeting showed the 2023 year as remarkable. The ridership is up 39% or 440K people, showing positive impacts of operable buses, an increase in staff and lower fares. The free route between Vail & Beaver Creek had 40,000 riders in the month of December. The final conversion from ECO to EVTA is targeted to happen in July 2024.

### Action Items

#### **General Manager Update**

The first bollard sample has been received. There is still some work to do in regards to the non-lit bollards. The other option should arrive in the next two weeks. The installer will provide a bid for both the current locations and moved back a few feet for buses.

#### **Annual Administrative Resolution**

The updated Annual Administrative Resolution for 2024 was in the packet. There was a motion both made and seconded to approve the Resolution. It was unanimously

**RESOLVED** to approve the 2024 Administrative Resolution.

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# RECORD OF PROCEEDINGS

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## Beaver Creek Metropolitan District January 24, 2024 Meeting Minutes

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### **Beautification Resolution**

The Board reviewed the updated Beautification Policy. Following a suggestion, a motion was made and seconded to approve the Beautification Policy. It was unanimously

**RESOLVED** to approve the Beautification Policy.

### **Water Authority Bonds**

Mr. Newton reported that the Water Authority issuing bonds. As a part of the transaction's closing, an opinion letter confirming Beaver Creek Metropolitan District as a member of the Authority has been requested from Seter & Vander Wall & Mielke. Mr. Newton is finalizing the letter and will provide it to the Authority.

### **Financial Statement**

The December 31 preliminary statement included the finalized cash flow report. There are some late invoices, receivables and payables still processing through the system. The favorable to date variance in transportation column will see a lease purchase payment of \$150K.

### **Lease Purchase**

The Lease Purchase financing discussed in December was not able to be completed until January. The market rates came down during this time. The new rates are 4.65% with USBank. The loan documents should be to Mr. Marchetti by the end of the day.

### **Account Payable**

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

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

### **Public Input**

The Board discussed revisiting gas, diesel, electric and hybrid vehicles.

### **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 24, 2024.

Respectfully submitted,

*Angela Kamby*  
Angela Kamby