
RECORD OF PROCEEDINGS

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT May 9, 2024

The Special Meeting of the Board of Directors of the Beaver Creek Metropolitan District (the “District”) was held at 11:00 A.M. on May 9, 2024 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
- Mike Towler
- Kevin Hillgren
- Ray Shei

Also in Attendance were:

- Bill Simmons, General Manager, BCMD
- Russell Newton, Seter, Vander Wall & Mielke, P.C.
- Richard Peterson-Cremer, Karp, Neu, Hanlon, P.C.
- Jim Clancy, Beaver Creek Resort Company
- Erin Jarvis, Beaver Creek Resort Company
- Jeff Luker, Beaver Creek Homeowner

Call to Order

The Special 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 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; Mr. Mac Slingerlend is a Representative of the Beaver Creek Homeowners engaged with legal counsel regarding the proposed development on Beaver Creek Drive: 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.

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Public Session

Director Slingerlend will recuse himself from voting on any District action items regarding the project and will refrain from attempting to influence other directors' votes. Mr. Newton confirmed that Director Slingerlend's conflict of interest disclosure is on file with the Colorado Secretary of State.

Mr. Clancy notified the Board that a Referral will also be submitted from the Beaver Creek Resort Company.

Director Hillgren asked if there has been a Referral for any other developments in Beaver Creek including Strawberry Park, Village Walk or Peregrine Villas. Mr. Simmons could not recall any outside of Peregrine Villas in recent years.

Executive Session

A motion was duly made and seconded, it was unanimously

RESOLVED to enter into Executive Session citing §24-6-402(4)(b) C.R.S. for the purpose of Conference with District's Attorneys regarding legal advice for the Referral of the Arcadian on Beaver Creek. The Board entered into Executive Session at 11:07 A.M. and adjourned at 1:01 P.M.

Public Session

Upon return, a motion was made to conditionally approve the letter considered in Executive Session and delegate final approval authority to Directors Eickholt and Hillgren with amendments as directed by the Board. Director Towler left the meeting at 11:58A.M. It was approved with three (3) ayes. There was one (1) abstain by Director Slingerlend.

Adjournment

There being no further business to come before the Board, by motion duly made and seconded, it was unanimously

RESOLVED to adjourn the Special Meeting of the Beaver Creek Metropolitan District Board of Directors held Wednesday, May 9, 2024.

Respectfully submitted,

Angela Kamby
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