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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 August 28, 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 August 28, 2024 in the Conference Room of the District Administrative and Operations Facility, Eagle-Vail, Eagle County, Colorado.

### Attendance

In Attendance were Directors:

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

Also in Attendance were:

- Russell Newton, Esq., Seter, Vander Wall & Mielke, P.C.
- Ken Marchetti, CPA, Marchetti & Weaver
- Grant McConnell, Beaver Creek Metropolitan District
- Matt Farley, Marchetti & Weaver
- Hugh Fairfield-Smith, ERFPD
- Jim Clancy, Beaver Creek Resort Company
- Erin Jarvis, Beaver Creek Resort Company
- Lee Hoover, Beaver Creek Village Operations
- Jerry Hensel, Beaver Creek Base Operations
- Koby Kenny, Beaver Creek Public Safety
- Paul Gorbald, Village Transportation
- Howard Flesch, Beaver Creek Homeowner
- Gregg Cooper, 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 Authority; Mr. Mac Slingerland is in an opposition effort with homeowners on Beaver Creek Drive regarding the Arcadian Project; 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 July 24 Regular Meeting. A motion was duly made and seconded to approve the minutes. It was unanimously

**RESOLVED** to approve the minutes from the July 24, 2024 Board meeting.

### Meeting Dates

The annual budget work session will be held on Wednesday, September 4, 2024 at 8:30 A.M. The next Board meeting will be held on Wednesday, September 25, 2024 at 8:30 A.M. Both of these meetings will be held at the District offices located at 40847 Highway 6

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## Beaver Creek Metropolitan District August 28, 2024 Meeting Minutes

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Avon, Colorado. The Board discussed the December meeting date. It was determined to move the December meeting to Wednesday, December 18.

The Arcadian of Beaver Creek will go before the Eagle County Commissioners on Tuesday, October 8. Director Eickholt will represent the Beaver Creek Metropolitan District.

**Public Input** Mr. Gregg Cooper addressed the Board to introduce himself as a candidate for an available Eagle County commissioner seat.

**Fire Mitigation** Mr. Fairfield-Smith reported the summer mitigation is progressing nicely with 46 acres complete in units 17, 7 and 41. The crews are currently working in unit 11, with a total of 30 more acres to work on this summer. The teams are re-seeding native grass seed to pull the deer and elk back into treated areas. Most areas in the District were mitigated at a 60-80% level. On going maintenance will continue to address the remaining areas for reduction.

**Public Safety** Mr. Kenny highlighted the Public Safety reports regarding bears and construction vehicles. The roadway parking continues to be diligently addressed by the officers.

**Village Connect** Mr. Gorbald discussed the July transportation report. The month was strong in both service hours and parking lot ridership. The Service Agreement Exhibits included in the packet show a 3% increase in the hourly rate. The hours do fluctuate a bit this year due to opening and closing dates of the ski area. The Parking Lot Exhibit will be up 400-500 hours as suggested by the Transportation Committee. Mr. Gorbald will return next month with the Agreements for approval by the Board. The winter job requisition was posted June 15. The Board requested continued staffing of the transit dispatch phone line. The five (5) replacement vehicles that were purchased in 2022 and 2023 have been received by the department. The Downtowner Application meeting provided updates to the platform and system. Updates to the app include combo ride ordering improvements, more effective order for the guest experience and control over service levels and breaks. The Board requested Mr. Gorbald to send a brief end-of-week update as system testing continues until the mountain opens.

**Water Authority** The Eagle River Water & Sanitation District has hired construction consultants. The consultants are estimating four (4) years for the approval process, although there is a precedent for other similar projects in as little as 13 months. The liner for the reservoir continues to be an item for discussion.

**EVTA/CORE** The assumption of the EVTA to CORE was flawlessly completed on August 4. July ridership had an increase of 62% YOY. The compensation packages are appropriately competitive. There are new buses coming on line. The frequency of the Vail/Beaver Creek express is looking to increase from two (2) to three (3) trips per hour in the winter season.

### **Action Items**

**General Manager** Mr. McConnell notified the Board that the crack sealing project is almost finished for the year. The operations team hopes to be fully staffed by the end of October. Light maintenance on equipment has begun to prepare for the winter. The team will be painting the concrete patches at the Covered Bridge. Mr. McConnell will meet with the light contractor next week to discuss a September installation.

Director Eickholt has met with a couple of architects to discuss the flow of traffic at the Covered Bridge area. The proposals from the firms will arrive by the end of the week. Upon review, Director Eickholt will forward to Mr. Clancy to discuss with each group's

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respective teams to move ahead with a design.

There does not seem to be issues with speeds at Village Walk or Holden Road. Mr. Simmons will send the reports to Village Walk contacts. The speed limits on the recreation path will be reviewed at the September Board meeting. The speed platform will be removed in September for the season.

**Legal** Mr. Newton will provide an update from the Colorado General Assembly in September regarding taxes and tax limitations.

**Financial Statement**

The July 31 preliminary reports are in the packet. The road overlays were initially over budget until the bill back for certain projects were invoiced to VR. The CPI numbers are way down, lower than anywhere else in the nation. This could place a limited ability to increase property taxes.

**Account Payable** A motion was duly made and seconded to approve the July 2024 Accounts Payable list. It was unanimously

**RESOLVED** to approve the July 2024 Accounts Payable list.

**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, August 28, 2024.

Respectfully submitted,

*Angela Kamby*  
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