
RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS BEAVER CREEK METROPOLITAN DISTRICT October 23, 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 October 23, 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
- Ray Shei
- Kevin Hillgren

Also in Attendance were:

- Bill Simmons, Beaver Creek Metropolitan District
- Russell Newton, Esq., Seter, Vander Wall & Mielke, P.C.
- Richard Peterson-Cremer, Esq., Karp, Neu, Hanlon, P.C.
- Ken Marchetti, CPA, Marchetti & Weaver
- Matt Farley, Marchetti & Weaver
- Grant McConnell, Beaver Creek Metro
- Jim Clancy, Beaver Creek Resort Company
- Erin Jarvis, Beaver Creek Resort Company
- Lee Hoover, Beaver Creek Resort Operations
- Jerry Hensel, Beaver Creek Base Operations
- Koby Kenny, Beaver Creek Public Safety
- Paul Gorbald, Beaver Creek Transportation
- Hugh Fairfield-Smith, ERFDP
- Jeff Luker, Beaver Creek Homeowner

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 Slingerlend 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 September 25 Regular Meeting. A motion was duly made and seconded. It was unanimously

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RESOLVED to approve the minutes from the September 25, 2024 Board meeting.

Future Meeting The next Board meeting will be held on Wednesday, December 18, 2024 at 8:30 A.M. at the District offices located at 40847 Highway 6 Avon, Colorado.

Public Input
Fire Mitigation

Mr. Fairfield-Smith reported that unit 12 has been completed. Unit 18 on the eastern side of the golf course will be wrapped up next week. The weather conditions look good in the near future for pile burning. Mr. Fairfield-Smith will re-apply for the FireWise status for the community. The plan for 2025 is to continue maintenance throughout the units. Mr. Fairfield-Smith has requested approximately \$5M in grants for the area.

Public Safety Mr. Kenny discussed the two bear incidents in the resort. Other reporting included construction violations and property damage. The Board inquired on the possibility of adding a camera or two towards the recreation path. Mr. Kenny and Mr. Clancy shared initial challenges include wifi accessibility and hard wiring cameras. The Board will return to the discussion in 2025.

Village Connect The September report shows 100% of rides completed in 20 minutes or less. Riders and visitation were down for the month as the summer lift operations ended early on September 2. A healthy flow of candidates are in the pipeline that are more qualified for the available positions. The goal for the season is 100 employees. The department has 17 beds available in housing, which is a challenge even with the competitive pay rate.

The Transportation Agreements were in the packet. Mr. Simmons reviewed the service hours and rates for the Agreements. A motion was made and seconded to approve the 2025 Agreements, subject to the typos and amended Exhibit A in the Parking Lot Agreement. It was unanimously

RESOLVED to approve the Fifth Amendment to the Intervillage Agreement, the Second Amendment to the Parking Lot Services Agreement and the Second Amendment to the Amended and Restated Transportation System Agreement (Village Connect).

Mr. Gorbold is pleased with the functionality updates to the Downtowner application. On-ride time will be included in the November report. A live map in the application was provided for the Board.

Covered Bridge The initial committee met at the Covered Bridge to brainstorm ideas. Identified updates to the Covered Bridge bus stop will include way finding signage for CORE and Town of Avon transit services, as well as appropriately angled signage at Centennial Station for parking lot buses. The opportunity to determine the ideal configuration for efficient guest loading and unloading may include stanchions or maze fencing. A request has been made for the guest services department to stay through download at 4:30 P.M.

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Water Authority The Eagle River Water & Sanitation District Directors completed a comprehensive tour of the proposed and existing reservoir facilities in the UERWA, including the proposed Bolts Lake location.

CORE Transit The CORE Directors met to review the 2025 budget. Ridership was up for the third quarter, accidents were down and there were approximately 145,000 riders. The Vail/Beaver Creek express will begin around Thanksgiving.

Action Items

General Manager Update

The operations are prepared for winter. The staffing for this point in the season is low with four available positions. Mr. Simmons discussed posting an advertisement in the Vail Daily for local interest with Mr. Hoover. The four crosswalks are completely installed minus the second side signage. Those signs arrived and Mr. McConnell has organized installation for this next week. The two bids on weed control for 2025 are almost double the current budget. Mr. Simmons suggests adding an additional \$12,500 to the 2025 budget. The bid in the packet from Martin/Martin is for a possible project at the main Beaver Creek gate from Mirabelle to the Reception Center. There are three alternative crossings for review. A motion was made and seconded to approve the agreement to engage with Martin/Martin for civil engineering services as modified by Mr. Newton. It was unanimously

RESOLVED to approve the Agreement with Martin/Martin for civil engineering conceptual design for a proposed project at the main Beaver Creek entry gate subject to review by the District's attorney.

Bollards and lighting have been delivered and are ready for project installation.

Legal No legal update for regular session.

2025 Budget Mr. Marchetti noted CPI is currently factored in at 2%. This will be adjusted following the final CPI confirmation number for 2024. The additional \$12,500 for weed control is not included in the budget line item as it can be absorbed in municipal operating expenses. The property tax abatement of \$18,000 is not currently in the budget. A motion was made to adopt the 2025 budget. The motion was seconded. It was unanimously

RESOLVED to approve the 2025 Budget as amended by Mr. Marchetti.

Financial Statement

The BCRC transportation funds have been received for the year.

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

RESOLVED to approve the October 2024 Accounts Payable list.

Executive Session Upon motion duly made and seconded, it was unanimously

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RESOLVED to enter into Executive Session citing §24-6-402(4)(b)C.R.S. for the purpose of consultation with counsel to obtain legal advice regarding the Letter of Agreement with Arcadian on Beaver Creek and §24-6-402(4)(b)C.R.S. regarding Personnel Matters. The Board entered into Executive Session at 10:38 A.M. and adjourned at 11:37 A.M.

Public Session Upon return from Executive Session, the Board discussed 2024 bonuses and 2025 salaries. A motion was made and seconded to approve the bonuses and salaries. It was unanimously

RESOLVED to approve the 2024 bonuses and 2025 salaries.

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, October 23, 2024.

Respectfully submitted,

Angela Kamby
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