
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors of the Holland Creek Metropolitan Districts October 17, 2016

The Regular Meeting of the Board of Directors of the Holland Creek Metropolitan District, Eagle County, Colorado, was held Monday, October 17, 2016 at 9:30 a.m., in the small conference room, 137 Benchmark Lane, Avon, Eagle County, Colorado.

Attendance

The following Directors were present:

- Tim Baker
- Doug Lovell
- Greg Johnson
- Graham Frank

The following Director was absent and excused:

- Eric Pottorff

Also in attendance were:

- Bill Ankele Esq. White Bear Ankele Tanaka & Waldron (via phone)
- Ken Marchetti, CPA Marchetti & Weaver LLC
- Kathy Lewensten, Recording Secretary
- Mike Miner, RSR Director of Golf Operations
- Jerry Hensel, VR Operations
- John Volk, Water Quality Control Professionals, LLC

Call to Order

The Regular Meeting of the Board of Directors of the Holland Creek Metropolitan District was called to order at 9:50 a.m. by Director Baker, noting a quorum was present.

Potential Conflicts

The Board noted that it has received certain written disclosures of potential conflicts of interest statements from each of the Directors more than seventy-two hours prior to the meeting, indicating the following conflicts: [Tim Baker](#) is Sr. Director of Base Area Operations for Vail Resorts Management Company, an indirect operating subsidiary of Vail Resorts, Inc., which both have significant business interests within the District; [Doug Lovell](#) is Vice President and C.O.O of Beaver Creek Resorts a subsidiary of Vail Resorts, Inc which has significant business interests within the District; [Eric Pottorff](#) is Sr. Director of Food and Beverage for Beaver Creek Resorts a subsidiary of Vail Resorts, Inc which has significant business interests within the District; [Greg Johnson](#) is Sr. Director of Mountain Operations for Beaver Creek Resorts a subsidiary of Vail Resorts, Inc which has significant business interests within

RECORD OF PROCEEDINGS

Holland Creek Metropolitan District October 17, 2016 Meeting Minutes

the District; and [Graham Frank](#) is Vice President of Real Estate for Vail Resorts, Inc. which has significant business interests within the District.

Minutes The Board reviewed the minutes of the September 6, 2016 Special Meeting. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes of the September 6, 2016 Special Meeting as presented.

Public Input No public input was offered.

Water/Wastewater Update:

Mr. Volk reported work continues on the skid project to change over from 30 to 48 modules. Once the skids project nears completion the spare skid frames will be recycled and removed from the yard. The District will need to do quarterly Disinfectant By-Product (DPB) testing next year due to some fluctuations in the levels this year. The unaccounted for water has been under 5% for the last two months, if any spikes are noted leak detection will be performed. Mr. Miner stated they will be cleaning out the river water intake structure at the river and installing some new ice break equipment.

Mr. Baker reported Mr. Volk is working with Mr. Kallenback, P. E., the District's wastewater engineer, to obtain certification in the District's wastewater systems. They continue to work on improving the efficiencies of the wastewater systems by upgrading access to the panels and tanks.

2017 Water/WW Rate Sheet:

The Board discussed the proposed rate worksheet included in the packet. The rate sheet reflects a 3% inflationary increase in user fees. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the increase in fees as presented with an effective date of January 1, 2017.

Legal

Annual Administrative Resolution: The Board reviewed the 2017 Annual Administrative Matters Resolution. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the 2017 Annual Administrative Matters Resolution.

RECORD OF PROCEEDINGS

Holland Creek Metropolitan District October 17, 2016 Meeting Minutes

Extension of AmCoBi Independent Contractor

Agreement: The Board reviewed the Extension of American Conservation Billing Independent Contractor Agreement. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Extension of American Conservation Billing Independent Contractor Agreement (2017).

Extension of Water Quality Control Professionals LLC Independent Contractor

Agreement: The Board reviewed the Extension of Water Quality Control Professionals LLC Independent Contractor Agreement. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Extension of Water Quality Control Professionals LLC Independent Contractor Agreement (2017).

Extension of JVA Independent Contractor

Agreement: The Board discussed the Extension of JVA Engineering Independent Contractor Agreement. They are interested in continuing to offer their services on a T&M basis, and are expected to provide a new rate sheet shortly. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Extension of JVA Engineering Independent Contractor Agreement (2017) subject to the approval of the new rates by Director Baker.

Extension of Operations and Maintenance Agreement:

The Board reviewed the Extension of Operations and Maintenance Agreement (2017). Services are provided by VR staff based on the budget attached as Exhibit "C" to the extension. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Extension of the Operations and Maintenance Agreement (2017).

Financial Statements

The Board reviewed the preliminary September 2016 financial statements which included the 2017 preliminary budget. Upon motion duly made and seconded, it was unanimously

RECORD OF PROCEEDINGS

Holland Creek Metropolitan District October 17, 2016 Meeting Minutes

RESOLVED to accept the preliminary September 2016 financial statements.

2017 Budget The Board briefly reviewed the 2017 budget which was presented as part of the September preliminary financial statements. The public hearing for the 2017 budget was opened. The Board tabled the matter. The public hearing was continued to the next meeting.

2016 Audit The Board considered the 2016 Audit Engagement Letter from McMahan and Associates which had been included in the packet. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the 2016 Audit Engagement Letter with McMahan and Associates.

Accounts Payable The Board reviewed the accounts payable list included in the packet. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve and ratify the accounts payable listing as presented.

Future Meetings The next regular meeting is scheduled for Monday, November 21, 2016 at the same time in the two elk conference room.

Operations Update Director Baker reported operations are running smoothly. Mr. Miner stated staff is preparing for winter operations. The snowplow spreader is being looked at to see what shape it is in and how much mechanical work it may need. Mr. Hensel asked about the vacuum pump equipment and whether it should be sold as it is unlikely to be used. The Board agreed to the sale of the vacuum pump unit. Lot 1 has requested a curb cut for their drive way, Mr. Hensel is reviewing the request.

Adjournment Upon motion duly made and seconded, it was unanimously

RESOLVED to adjourn the October 17, 2016 regular meeting of the Holland Creek Metropolitan District Board of Directors.

Respectfully submitted,
/s/ Kathy Lewensten
Recording Secretary