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# RECORD OF PROCEEDINGS

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**Minutes of the Special Meeting  
of the Board of Directors of the  
Holland Creek Metropolitan District  
July 20, 2020**

**Attendance**

**The following Directors were present:**

- Gary Shimanowitz
- Kevin Hopkins
- Bill Kennedy

**The following Directors were absent and excused:**

- Mike Trueblood
- Greg Willis

**Also in attendance were:**

- Bill Ankele, Esq White Bear Ankele Tanaka & Waldron PC
- Ken Marchetti, CPA Marchetti & Weaver LLC
- Kathy Lewensten, Recording Secretary
- Jerry Hensel, VR Operations
- John Volk, Water Quality Control Professionals
- Beth McGregor, Red Sky Ranch Metro District
- Peter Mason, Red Sky Ranch Property Owner

**Call to Order**

The Special Meeting of the Board of Directors of the Holland Creek Metropolitan District was called to order at 2:00 p.m. by Director Shimanowitz noting a quorum was present.

*Due to Executive Order D 2020 044 Safer at Home issued by Governor Polis on April 26, 2020, and Public Health Order 20-28 implementing the Executive Order, issued by the Colorado Department of Health and Environment (CDPHE) on April 26, 2020, this meeting is being held in a teleconferencing format.*

**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: **Mike Trueblood** is the Senior Director of Village Operations for Beaver Creek Resort; **Greg Willis** is the Senior Director of Ski and Snowboard Schools for Beaver Creek; **Gary Shimanowitz** is the Vice President of Mountain Operations at Beaver Creek; **Kevin Hopkins** is Senior Finance Manager for Vail Resorts Development Co., and **William M. Kennedy** is Director of Land Development for Vail Resorts Development Co., these entities are subsidiaries

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## Holland Creek Metropolitan District July 20, 2020 Meeting Minutes

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of the Vail Corporation and indirect operating subsidiaries of Vail Resorts, Inc., all of which have significant business interests within the Districts.

### Minutes

The Board reviewed the minutes of the May 18, 2020 Special Meeting. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to approve the minutes of the May 18, 2020 Special Meeting.

### Public Input

Ms. McGregor asked if any reductions in normal operations services are being considered due to COVID 19. She was assured the gatehouse would continue to operate with normal hours. Mr. Hensel stated there would be no change to the water or road maintenance operations.

### Water/Wastewater Update:

Mr. Volk reported the new compressor had been received and installed at the water plant. The new GAC vessel is on site and will be installed in the near future. There is a water leak up on Aspen Bluff which is scheduled to be fixed in the next week. Skid No.1 is down for repair of a leak but should be operational soon.

The inspections of the residential wastewater systems will continue through the year.

### Legal

**Gatehouse O & M Agreement:** It was reported a draft agreement for continuation of the gatehouse operations is under review by the various entities legal counsel. Mr. Ankele recommended consideration of an extension of the current agreement to allow time for review. The current agreement expires July 26, 2020. Upon motion duly made and seconded, it was unanimously

**RESOLVED** to approve an extension of the current agreement through the end of golf season, October 2020.

### Financial Statements

Mr. Marchetti presented the June 2020 preliminary financial statements. The road overlay came in approximately \$45K under budget. Mr. Mason asked about water lease costs and related agreements. He stated as a property owner his two main concerns he would like to see be resolved were adequate water rights and the uncertainty of the RSRMD debt obligation sharing his opinion that these were both important to the stability of Red Sky Ranch. In response

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## Holland Creek Metropolitan District July 20, 2020 Meeting Minutes

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the water rights owned and the water available under the current supplemental water lease were provided as part of the discussion.

**Accounts Payable** Upon motion duly made and seconded, it was unanimously

**RESOLVED** to approve and ratify the accounts payable listing.

**Operations** Mr. Hensel reported the 2020 roadway overlay project is complete and under budget. The crosswalk striping is complete. The next project will be roadway crack sealing. Staff has assessed the address markers, street lights and sign posts. The street lights are all functioning. Most of the address markers are now working. There are a few which require additional work.

**Future Meetings** The next regular meeting is scheduled for Monday, October 19, 2020 at 2:00 p.m.

**Adjournment** Upon motion duly made and seconded, it was unanimously

**RESOLVED** to adjourn the July 20, 2020 special meeting of the Holland Creek Metropolitan District Board of Directors.

Respectfully submitted,  
*Kathy Lewensten*  
Recording Secretary