
RECORD OF PROCEEDINGS

Minutes of the Regular Meeting of the Board of Directors Holland Creek Metropolitan District February 20, 2023

- Attendance** **The following Directors were present:**
- Koby Kenny
 - Lee Hoover
- Also in attendance were:**
- Lisa Mayers, Esq. Spencer Fane LLP
 - Brandee Caswell, Esq Faegre Drinker Biddle & Reath LLP
 - Ken Marchetti, CPA Marchetti & Weaver LLC
 - Kenji Nakata, MWllc Recording Secretary
 - Kathy Lewensten, MWllc Recording Secretary
 - Hugh Fairfield-Smith, ERFPD Eagle Valley Wildland
 - Karl Bauer, ERFPD Chief
 - David Reed, Vail Resorts Development Co
 - John Volk, WQCP
 - Jerry Hensel, VR Operations
- Call to Order** The Meeting of the Board of Directors of the Holland Creek Metropolitan District was called to order by Director Hoover noting a quorum was present. This meeting was held in a teleconferencing format.
- Potential Conflicts** The Board confirmed posting of conflict of interest that were received as certain written disclosures of potential conflicts of interest from each of the Directors.
- Public Input** No public comment was offered
- Minutes** The Board reviewed the minutes of the December 5, 2022 Meeting. Upon motion duly made and seconded, it was unanimously
- RESOLVED** to approve the minutes of the December 5, 2022 Special Meeting.
- New/Old Business** **Wolcott Water Services:** No updates regarding the Wolcott area water service requests.
- Wildfire Mitigation** Mr. Fairfield-Smith and Chief Bauer introduced themselves and explained Eagle Valley Wildland was a collaboration between several fire departments, and other entities, along with local governments to reduce wild fire risk and to

RECORD OF PROCEEDINGS

Holland Creek Metropolitan District February 20, 2023 Meeting Minutes

share resources. They were awarded a Colorado State service grant and hope to use it to treat common areas in and around the county. It is anticipated the RSR area project will cost around \$350,000. They requested approval of an IGA between ERFPD and HCMD for wildland fire services and requested a funding commitment of \$50,000 from the District. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the IGA related to Wildland Fire Mitigation as presented and funding in the amount of \$50,000.

Chief Bauer and Mr. Fairfield-Smith left the meeting at 2:20 p.m.

Water/Waste Water operations update

Mr. Volk reported on the yearly average of TTHM levels. He reported the levels are now under the threshold. The Board requested a letter be provided to the property owners which reflects these results. It can be distributed through AmCobi with the next billings. Mr. Volk continues to work with professionals on potential mitigation measures beyond the current GAC system.

Mr. Volk stated he anticipates pumping of approximately 15 residential waste water systems this year. There are some minor repairs that will be necessary on the Tract AA wastewater system.

Legal

Ratification of Indemnification Resolution: Ms. Mayers briefly reviewed the Indemnification Resolution. Upon motion duly made and seconded, it was unanimously

RESOLVED to Approve and Ratify the Indemnification Resolution.

Financial Statements

Mr. Marchetti presented the December 2022 preliminary financial statements. He mentioned the District is mid-audit for 2022. He briefly discussed the restrictions related to sales tax expenditures. A general discussion of long-range planning and expected expenses followed. The goal would be to keep all capital facilities up to date and well maintained without keeping excessive reserve balances.

Accounts Payable

Upon motion duly made and seconded, it was unanimously

RESOLVED to approve and ratify the Accounts Payable as presented.

RECORD OF PROCEEDINGS

Holland Creek Metropolitan District February 20, 2023 Meeting Minutes

Operations **Operations Report:** Mr. Hensel updated the Board on the 2023 Roadway overlay project. He expects bids in response to the RFP by March 7th and would like to award the contract before the next meeting. Mr. Marchetti recommended appointing a committee to oversee the budget and review any bids. Director Hoover volunteered for the committee. Upon motion duly made and seconded, it was unanimously

RESOLVED to appoint Director Hoover to the Roadway overlay Committee and authorize him to approve awarding the contract.

The two snowplows will be replaced in 2023. One was ordered last year and is expected to arrive in March. The other will likely be received in late summer. The 2002 snowplows will be sold once the new equipment is received.

Staff will be auditing the street lights and address markers to see what work will need to be done this year. The guardrail staining will be scheduled for this spring

**Resignation/Appointment
of Director**

Mr. Hopkins resigned from the Board prior to today's meeting creating a vacancy. Upon motion duly made and seconded it was unanimously

RESOLVED to appoint Mr. Reed to fill the vacancy.

Mr. Reed took his oath of office.

Election of Officers The Board briefly discussed and agreed upon the assignment of roles. Upon motion duly made and seconded it was unanimously

RESOLVED to assign roles to the following officers:
Lee Hoover – Vice President/ Treasurer
Koby Kenny – Vice President/Secretary
David Reed - President

Executive Session The Board of Directors determined an Executive Session was unnecessary.

Future Meetings The next regular meeting is scheduled for Monday, May 22, 2023. at 2:00 p.m. The meeting will be held via zoom.

Adjournment Upon motion duly made and seconded, it was unanimously

RECORD OF PROCEEDINGS

Holland Creek Metropolitan District February 20, 2023 Meeting Minutes

RESOLVED to adjourn the February 20, 2022 special meeting of the Holland Creek Metropolitan District Board of Directors.

Respectfully submitted,

Kenji Nakata
Recording Secretary