
RECORD OF PROCEEDINGS

**Minutes of the Special Meeting of
the Board of Directors of
Bachelor Gulch Metropolitan District
September 22, 2022**

A Special Meeting of the Board of Directors of Bachelor Gulch Metropolitan District, Eagle County, Colorado, was held Thursday, September 22, 2022 at 4:00 pm. MST, via Zoom video.

Attendance: The following Directors were present and acting:

- Russ Coburn
- Michael DeMane
- Linda Flanders
- Blair Hayes
- Mike Leeds

Also in attendance were:

- Fernando Almanza, Office of Eagle County Emergency Management
- Sean Sprague, Bachelor Gulch Metro, Ops Asst Manager
- Dave Berg, Bachelor Gulch Metro, Manager
- Ken Fellman and Colleen McCroskey, Kissinger and Fellman
- Ken Marchetti, Marchetti & Weaver, LLC
- Debbie Braucht, Marchetti & Weaver, LLC Secretary for the Meeting

Call to Order

The Meeting of the Board of Directors of the Bachelor Gulch Metropolitan District was called to order by Chairman Leeds, noting a quorum was present.

Consideration of Agenda

No changes were made to the Agenda.

Public Comment

There was no public comment but Director Hayes wanted to thank those responsible for securing funding for wildfire mitigation and debt service from the Bachelor Gulch Village Association.

Eagle County Multi-Jurisdictional Hazard Mitigation Plan-Letter of Intent to Participate

Mr. Almanza stated every 5-years the County is required to update their Hazard Mitigation Plan with Federal Emergency Management Agency (FEMA). Currently they are working on the 2024 Plan and are applying for a grant for the State that could cover 90% of the cost of preparation.

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Participating in the plan increases the County's chances of getting the State grant. It also allows the District to apply for post disaster grants in the event of a major wildfire or flood under certain conditions and pre-disaster grants for mitigation as part of the hazard mitigation assistance. He realizes there is no cost to participate but there is a cost for participation. His office will be directed to gather information on an ongoing basis which would require the District to respond. He is unsure at this point how much time the information gathering processes will take. Director Coburn asked if funds would be available to the District. Mr. Almanza stated yes funds would be available with a Presidential Disaster Declaration. Director Flanders asked if participating requires a certain level of expertise and Mr. Almanza said it does not it is more about information gathering if FEMA asks. Mr. Almanza shared the other local governmental agencies participating in the plan.

Mr. Almanza left the meeting.

Mr. Berg voiced his concern about the request coming in at the 11th hour since the deadline is tomorrow. Mr. Marchetti suggested the District submit a conditional letter of intent and if they find the time and demands outweigh the benefit they have until the end of the year to back out. The Board agreed and upon motion duly made and seconded it was unanimously

RESOLVED to submit a Conditional Letter of Intent to Participate until such time as they can further evaluate the District's participation.

Minutes

Upon review and by motion duly made and seconded it was unanimously

RESOLVED to approve the August 25, 2022 meeting minutes with a spelling correction.

Routine Accounts Payable List

A list of routine monthly accounts payable was included in the meeting packet for review. No discussion is required unless there is a question and so by motion duly made and seconded it was unanimously

RESOLVED to approve the Consent Agenda-Routine Accounts Payable List.

Family and Medical Leave Insurance (FAMLI)

Directors Coburn and DeMane have reviewed information sent out by the Special District Association and the Board received a memo from Mr. Fellman

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regarding the new FAML I insurance program. After comments and upon motion duly made and seconded it was unanimously

RESOLVED to opt-out of the FAML I program. A resolution will be drafted and subsequently sent to the new Colorado Department of Labor Division-FAML I as soon as they are ready to accept them.

Public Safety Report

Directors Coburn and Hayes thanked Ms. Crofton for helping out at the gate since Public Safety is short staffed.

Ms. Crofton stated since she has had to spend so much time at the gate she has identified an issue. Box trucks stopped in the homeowner's lane are inadvertently allowed entry into the resort by owners coming around the corner at a higher rate of speed which trips the gate to open. The license plate trans-core opens the gate before Public Safety can determine the reason and where the box truck might be going. There was discussion of other instances of the trans-core allowing multiple cars or unauthorized cars into the resort. She discussed with BGMD Operations a signal to stop owners from proceeding until the road is clear. Options were discussed and she will consult with Stanley the maker of the trans-core devices. Director Leeds will reach out to Bachelor Gulch Residents Association so they can make owners aware there is an issue and watch out for it.

Director Hayes stated the Public Safety Report is over half of the meeting packet. With Ms. Crofton short staffed and busy he would propose a summarized report unless the Board wants to see the full report. Director DeMane said it is very informative since he is new. The Board does not want to create extra work for Ms. Crofton so she will create an Activity Report based on a sense of what the Board wants to know about.

Mr. Berg stated the existing wooden sign at the Gatehouse is breaking down and fading. Mr. Sprague stated the life of wooden signs is typically 5 years. They've talked to Ms. Crofton and would like to propose replacing the existing sign with a steel LED backlit sign. It would be similar to other new signs in the resort as a more permanent replacement. Mr. Berg shared a mock-up of the replacement sign and the boulder it would be mounted on. He is meeting with the sign company onsite and will come back to the Board with a proposal.

Operations Report

Mr. Berg reported they were able to complete more guardrail work than they had originally anticipated. He has also received the report from the guardrail testing and there are few guardrail posts that need replacing and most are in

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really good shape. They will put together pricing estimates and timing and will talk to Woods Development about regular inspections/testing. In addition to the guardrails he would like to talk to them about inspecting the skier bridges and tunnels in the spring.

They have completed the fire mitigation for the year except in Zone 1 by Highway 6. They expect to be two-thirds done by the end of the year in that zone too but are evaluating other areas for next year. Mitigation costs will not exceed their estimate and budget for 2022.

Director Hayes asked about the research on asphalt overlay alternatives. Mr. Berg replied the District's engineer is evaluating. Mr. Sprague added they will be going to a conference in Las Vegas (Con Expo) where they will see lots of information about alternative methods.

Financial Statements

Mr. Marchetti stated they are in the middle of the 2023 budget process and forecasting 2022. They have no updates today but will present the preliminary budget at the October meeting.

Non-Routine Accounts Payable List

Upon motion duly made and seconded it was unanimously

RESOLVED to approve the Non-Routine Accounts Payable Lists as presented.

Sales Tax

There was discussion of the year to date sales tax numbers and the remodel at the Ritz Carlton. Marchetti & Weaver expect to see payments on that in October.

Future Meetings

After discussion and by motion duly made and seconded it was unanimously

RESOLVED to move the next two meetings to Tuesday, October 25th at 2pm and Thursday, November 17th at 4pm MST.

Adjournment

There being no further business to come before the Board, upon motion duly made and seconded it was unanimously

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RESOLVED to adjourn the meeting of the Bachelor Gulch Metropolitan District Board of Directors held September 22, 2022.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Debbie Beach". The signature is written in a cursive, flowing style.

Secretary to the Meeting