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# RECORD OF PROCEEDINGS

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Eagle Ranch Metropolitan District August 20, 2019  
Meeting Minutes

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## Minutes of the Regular Meeting Of the Board of Directors of Eagle Ranch Metropolitan District August 20, 2019

A Regular Meeting of the Board of Directors of Eagle Ranch Metropolitan District, Eagle County, Colorado, was held Tuesday, August 20, 2019 at 3:00 p.m., at 1143 Capitol Street, Suite 208, Town of Eagle, Eagle County, Colorado in accordance with State Law.

### Attendance

The following Directors were present and acting:

- Casey Bullock
- Rick Dominick
- Dave Crawford
- Kent Rose

The following Directors were absent and excused:

- Jim Adams

Also in attendance were:

- Jeff Boyer, General Manager
- Derek Rose, Superintendent
- Eric Weaver, Marchetti & Weaver, LLC
- Diane Kovalik, Secretary to the Meeting
- Ralph Wilke, property owner
- John Torse, property owner

### Call to Order

The Meeting of the Board of Directors of Eagle Ranch Metropolitan District was called to order by Director Rose, noting a quorum was present.

### Conflict Disclosure

It was noted that Director Adams was either a current employee, past employee or sub-contractor of East West Partners, Inc, a sub-manager of West Eagle Ranch LLC, the original developer of Eagle Ranch. Director Crawford is also employed by East West Hospitality, Director of Beaver Creek, with Eagle Ranch Association also reporting to him. The Board noted, for the record, that these disclosures are restated at this time with the intent of fully complying with laws pertaining to personal conflicts.

### Consideration of the Agenda

No changes were made to the agenda.

### Public Comments

John Torse presented the Board with a handout outlining his grievance with the horn noise on the new lighting detection system and requested the Board to discontinue the use of the horn. Discussion ensued regarding noise disturbance vs life safety issues on the golf course and the effectiveness of the system. Mr. Boyer stated he would research the

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systems of other golf courses and if the current noise from the horn can be modified or redirected. Director Crawford thanked Mr. Torse for his concern and suggested the golf course monitor the system over the next several months and gather more data to reevaluate at the next meeting.

## Minutes

The Board reviewed the minutes of the February 19, 2019 meeting. By motion duly made and seconded it as unanimously

**RESOLVED** to approve the February 19, 2019 meeting minutes as presented.

## Resolution of Consumer

### Data Privacy

The District is required to develop a written policy regarding destruction of documents containing personal identity, maintain security procedures and notify consumers of a security breach. By motion duly made and seconded it was unanimously

**RESOLVED** to approve the Resolution Adopting a Consumer Data Privacy Policy.

## Resolution for Online Notice Of Public Meetings

Colorado state statute has been modified to allow Metropolitan Districts to post notice of their meetings on their website 24 hours prior to the meeting. By motion duly made and seconded, it was unanimously

**RESOLVED** to adopt the Resolution Authorizing Online Notice of Public Meetings

## Employee Retirement Plan

Mr. Weaver presented the Board with an analysis between ICMA and Mass Mutual Retirement Plans. The District is currently enrolled with ICMA and concluded the District saves money by not paying into Social Security and ICMA has a better pricing structure than Mass Mutual. Mr. Weaver suggested the Board consider implementing a retirement matching program for year-round employees as an additional employee benefit. Upon motion duly made and seconded, with Director Rose abstaining from the vote, it was unanimously

**RESOLVED** to authorize Mr. Weaver to collect the necessary documentation to adopt a matching retirement plan for the 2020 budget.

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**Audit** Mr. Weaver presented the 2018 audit report, noting that the District had again received an unqualified or “clean” opinion. Upon a motion duly made and seconded it was unanimously

**RESOLVED** to accept the 2018 audit report

**Manager Report** Mr. Boyer presented the manager’s report. An analysis of the 2019 rounds, pass revenue and greens fees as of July 31 were down compared to budget and 2018 actual. Mr. Boyer expressed the later course opening this year and early season inclement weather could be factors. 2019 expenses were below budget and last year’s actual.

A homeowner requested permission to remove several trees on his property near the 1<sup>st</sup> fairway and recommended to plant new trees in a slightly different location on his lot corner. After discussion the Board did not object to the tree removal and suggested Mr. Boyer work with the homeowner, his neighbors and the DRB to implement a new landscaping plan.

## **Financial Statements**

Mr. Weaver presented the July 31, 2019 financial statements. The District is very close to this year’s budget with G&A expenses under budget. The county preliminary assessed valuations will be available at the end of August and the 2020 budget will be presented at the next meeting.

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

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

**Next Meeting** The District’s next meeting is scheduled for Tuesday, October 15, 2019. Director Crawford pointed out the date falls in the middle of the Eagle school system’s fall break. Mr. Weaver suggested to move the date and would contact the Board with alternatives.

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

**RESOLVED** to adjourn the meeting of the Eagle Ranch Metropolitan District Board of Directors held August 20, 2019.

Respectfully Submitted,  
*Diane Kovalik*  
Secretary to the Meeting