
RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District January 24, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on January 24, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe
- Michelle Horton (Zoom)
- Steve McPhetridge
- Robert Warner, Jr.

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary (Zoom)
- George Coleman, representative of Arrowhead at Vail Association
- Geoff Dreyer, representative Upper Eagle River Water Authority
- Randy Smith, AA representative for Highway 6 Safe Crossing project
- Phillip Ruschmeyer, Ruschmeyer Corporation (executive session only)
- Ryan Geller, Ruschmeyer Corporation (executive session only)
- Jose Carredano, Ruschmeyer Corporation (executive session only)

Call To Order

The meeting of the Board of Directors of Arrowhead Metropolitan District was called to order by Director Riggio on January 24, 2024, at 3:00 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

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Consideration

Of Agenda Add safety concern from Mr. O’Loughlin and response to Bachelor Springs under Other Business

Public Input There was no public input.

Minutes The Board reviewed the minutes included in the packet and by motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for December 13, 2023, as presented.

Accounts

Payable The Board reviewed the Accounts Payable list. By motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented.

Encroachment

Agreement Mr. Hensel presented the encroachment agreement for 620 Arrowhead Drive to the Board. Mr. Hensel met with the developer and reviewed the proposed project to replace the current deck with a new snowmelt deck. The new deck will encroach a couple of feet onto District property and the 10-foot easement. Mr. Hensel reviewed with the applicant that the project cannot encroach on the ditch nor pipe and reviewed the owner responsibilities of the encroachment including that the deck may need to come down if the District needed to access the area of encroachment to which the owners expressed they understood. Mr. Hensel said he did not have concerns or issues with the project and recommended the Board approve the agreement. Following review, and upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Encroachment License Agreement for 620 Arrowhead Drive as submitted.

Other

Business 1) **Safety Concern from Mr. O’Loughlin:** The Board reviewed the request received from Mr. O’Loughlin to add lighting on Sawatch Drive between Gleneagle and St. Andrews. Mr. Hensel said he had spoken with Mr. O’Loughlin about the request and refreshed the Board that this issue was considered a few years ago but the owners of the neighboring properties rejected it. There was general discussion on the measures taken to date including installing reflectors, the lack of power in the area, and if additional lighting was necessary. Following discussion, the Board requested a response be drafted that the Board reviewed the request for additional

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lighting and did not find a safety issue. No further action will be taken on the issue at this time.

2) Bachelor Springs Response: Mr. Hensel met with the Bachelor Springs Board and relayed that a trail through the Vail Resorts Maintenance facility was unlikely. There was general discussion on other possible trail locations. The land between the Arrowhead east gate and Vail Resorts property is owned by the State so Bachelor Springs is working with them on a possible solution. The Board tabled any further discussion or action until Bachelor Springs comes back with other feasible options.

UERWA Update

Mr. Dreyer gave the following update:

- UERWA and ERWSD gave direction to their attorney to file exclusion for PFAS class action settlement.
- The Authority wants to achieve a six to twelve month of operating costs fund balance.
- There was a meeting with Eagle County and Town of Avon to decide criteria for prioritizing projects; however, land use decisions are not within the Authority's charter so the first come, first serve policy for water will remain in place.
- The Bolts Lake Reservoir design has had extensive updates, and they are going with two points of diversion plan from both Eagle River and Cross Creek.
- The draft Supplemental Environmental Impact Statement impacts the lower basin states but not Colorado
- The Colorado River water Conservation District has approved the lease of 50-acre feet of water to the Authority.
- The Authority supported the draft non-functional turf bill but is not sure how that will impact Arrowhead if passed.
- The West Slope entities signed agreement to purchase Shoshone water rights from Xcel Energy. There is still a lot to do including funding and conversion of water rights into in-stream flow.
- Unification is on hold indefinitely.

Arrowhead Association

Mr. Coleman distributed updated notes to the Board during the meeting (and updated the Board on the following items:

- Money is included in the budget for updating the gates and the project is in process.
- Mr. Randy Smith presented four key issues for the roundabout landscaping at the HOA meeting, including demonstrating that Arrowhead is a high-end

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exclusive community, conceptual and thoughtful approach with community input, distinctive and memorable design, Arrowhead takes pride in community.

- Bobby Murphy will speak at the February 5 Wine and Cheese event.
- As appointed by Arrowhead Association President Janet Cooper, George Coleman will continue to serve as AA representative to the District.

Highway 6 Safety

Project

Director Riggio updated the Board on the following:

- The most recent letter prepared by Director Roe was a good communication to owners.
- CDOT is reviewing the letter from Alpine Engineering to issue a new permit
- There is interest from at least three contractors for the project.

Director Riggio reviewed the fee estimate for an Owners Representative received from Todd Goulding Advisers distributed to the Board via email prior to the meeting. He and Mr. Hensel explained that an Owners Rep oversees the project and assists with project tasks and compliance, site visits, and meetings prior to and during construction to keep the project on time and within budget. Director Riggio relayed that several of the District's trusted advisers recommended Todd Goulding and that the Board consider the fee estimate so that the Owners Rep could start as soon as possible. Following discussion and upon motion duly made and seconded, it was unanimously

RESOLVED to approve hiring Todd Goulding Advisors as Owners Representative for the District's Highway 6 Safe Crossing Project for a fee not to exceed \$36,000.

Operations

Plan

Director Roe reviewed the Draft version 1 of the 2024 Operations Plan explaining that there were still several updates needed including the year-to-year comparisons. Director Roe requested feedback if the 2024 project verbiage was accurate and if a diagram should be included. Any comments and suggestions should be sent directly to Director Roe.

Operations

Report

Mr. Hensel reviewed the transportation report included in the meeting packet and gave a breakdown of the first months of the season. People are using the app especially over the December holidays. Director McPhetridge reminded the Board that a new bus would be purchased, timing of the delivery, and disposal of the bus being replaced. There has been no feedback, comments, or concerns on the bus service for the season so far. General discussion continued on wait times, evening bus service, procedure for adding buses during busy times, and third-party driver

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sources. Director Roe suggested sending a survey question to ownership to gauge the interest in adding evening service to Beaver Creek. Following discussion, the Board requested that evening service between Arrowhead and Beaver Creek be added Thursday through Sunday for five weeks beginning the end of February with communication going out to the community via email blasts.

Mr. Hensel also reported the following:

- The truck ordered last year is going into production.
- One staff person left but has been replaced so they are still fully staffed.
- There was a water leak on Cresta with only one owner effected and the water along Cresta Road would be shut off Tuesday to fix it

Finance

Mr. Marchetti reviewed the preliminary December financial statements included in the packet noting there was an error in the Property Tax year to date budget line which will be corrected. The December sales tax number is an estimated amount pending receipt of the actual sales tax amount which will be received in February. Expenses are mostly under budget and the audit starts at the end of February. Director Horton inquired on timing of the property tax receipts for 2024 with Mr. Marchetti reported that property taxes are primarily received between March and July and opining that the District should receive about 95% of revenues by July 10. Discussion moved to the cash position of the District in regard to the Highway 6 Safe Crossing project timeline.

Director Roe apprised the Board of the inquiry he received from an owner challenging the amount of sales tax collected from outside the gate. There was general discussion on how the initial percentages were calculated, that the percentages are conservative and actual collections are probably higher than the estimates, if there is any way to get a more accurate number of outside the gate collections, and if construction collections are accurate.

Posting

Resolution

Ms. Johnston reviewed the Resolution for posting notices included in the packet. There was general discussion on the physical posting location and if there was another suitable location. Following discussion and by motion duly made and seconded it was unanimously

RESOLVED to approve the Resolution Designating Location to Post Notice.

Action Log

The Board reviewed the Action Log in the packet and requested Management update as needed.

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**Future
Meetings**

The Board confirmed the next meeting on February 28 at 3 pm noting that Directors McPhetridge and Warner were excused from attendance.

**Executive
Session**

By motion duly made and seconded it was unanimously

RESOLVED to enter into Executive Session pursuant to C.R.S. §24-6-402(4)(a) and (4)(e), Determining positions relative to matters that may be subject to negotiation, developing strategy for negotiations, and instructing negotiators for parking lot improvement.

The Board entered executive session at 4:39 p.m.

The Board adjourned executive session at 5:29 p.m.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 24th day of January 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District February 28, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on February 28, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe (Zoom)
- Michelle Horton (Zoom, left 3:30 pm)
- Steve McPhetridge (Zoom)
- Robert Warner, Jr. (Zoom, joined 4:34 pm)

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary
- George Coleman, representative of Arrowhead Association
- Geoff Dreyer, representative Upper Eagle River Water Authority (Zoom)
- Mark Herron, Arrowhead owner

Call To Order

The meeting of the Board of Directors of Arrowhead Metropolitan District was called to order by Director Riggio on February 28, 2024, at 3:02 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Consideration

Of Agenda There were no changes.

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Public Input Mr. Herron explained he is an owner in Arrowhead and had questions about the roundabout project. He presented several questions including confirming the number of people that cross the main entrance, if the homeowner survey was able to be shared, what studies had been conducted in conjunction with the roundabout, who is funding the roundabout, and why there is no parking for owners in the parking lot. Mr. Hensel addressed the situation with the parking lot on Fridays due to the schools' open ski day explaining that they were working with the schools to encourage carpooling and other options to alleviate the congestion. Director Riggio addressed the remaining questions:

- 1) the survey was sent out to owners in an email and is available on the website.
- 2) funding is being provided by the District through sales tax and some property tax collections with Arrowhead Association funding the landscaping. Federal, State and County have declined funding the project.
- 3) McDowell Engineering completed the pedestrian and traffic study, and Director Riggio is unsure of the exact number of pedestrian crossings. Mr. Hensel offered to follow up on the study and get back to Mr. Herron with the requested information.

There was no other public input.

Minutes The Board reviewed the minutes included in the packet and by motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for January 24, 2024, as presented.

Accounts Payable The Board reviewed the Accounts Payable list. By motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented.

Parking Enforcement and

Resolution Mr. Hensel reviewed the resolution to Authorize Arrowhead Public Safety to enforce parking on public streets. Mr. Hensel reviewed HB22-1137 that changed association authorization to enforce covenants, including parking. The Resolution will empower Public Safety to enforce illegal parking and other issues. There was general discussion on pickleball court parking being addressed with a fulltime attendance and the new parking lot. Director Roe questioned why there were no meetings with Public Safety when developing the resolution and who is responsible for the costs of enforcement. General discussion continued on Association and Public Safety responsibilities, that neither Public Safety nor the Association would change any current practices, but the resolution would allow enforcement options including booting. Ultimately, the Association would still provide direction to and

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be responsible for Public Safety. Following discussion, and upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Resolution Authorizing Adoption of Rules and Regulations for Parking on District Property.

Bachelor Springs

Sidewalk Mr. Hensel gave background on meetings with the Bachelor Springs HOA. The HOA contacted the State who granted permission for a special use permit to build a sidewalk on state property between Bachelor Springs and Arrowhead. There was general discussion on Bachelor Spring's contribution to the District, cost to build and maintain a sidewalk, current services provided to Bachelor Springs, and ramifications of building a partial sidewalk that would benefit a single community instead of a sidewalk that runs the full length of Arrowhead that would benefit the entire community. Mr. Hensel reported that Bachelor Springs has gone out for proposal and is expected to come to the District with a proposal presentation to the Board. Following discussion, the Board affirmed that the District is not planning to fund or build a sidewalk at this time and requested that the Bachelor Springs HOA Board be invited to the next meeting for an open discussion on the subject.

UERWA Update

Mr. Dreyer gave the following update:

- Approved a Water Supply Contract with the Colorado River Conservation District to lease 50-acre feet for a term of 40 years with a 35-year renewal option.
- The Arrowhead Easements and vacation of easement were approved as necessary to complete the Arrowhead Transmission Main Project.
- Bonds were issued with a better than expected interest rate
- A manager for Bolts Lake reservoir construction has been selected and they are negotiating terms.
- There was a joint meeting between ERWSD and UERWA to determine Shoshone water rights acquisition funding and sources with a \$1.5 million ask from the River District for combined ERWSD and UERWA. ERWSD and UERWA will discuss the ask in future meetings.
- Bolts Ditch is in the Holy Cross Wilderness area and currently only Town of Minturn has authority to maintain the ditch. Since ERWSD and UERWA purchased Bolts Lake from Battle North LLC, maintenance authority of the ditch needs to be granted to those entities. The Authority is asking individual members of the Authority to send a resolution in support of the passage of the Bolts Ditch Act to appropriate Representatives.

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Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Resolution Supporting Passage of the Bolts Ditch Act.

Arrowhead Association

Mr. Coleman reviewed the notes circulated to the Board via email prior to the meeting and updated the Board on the following:

- Materials have been shipped for repairs to all of the gates in Arrowhead and the repairs should be done by April.
- The Design Review Committee encouraged homeowners to inform immediate neighbors of their project plans. There was general discussion on whether this should be required.
- The trail planned for under the lift is too steep and will not be built.
- There was preliminary discussion on the Bachelor Springs/Knudson Ranch inclusion into the District and lack of Association documentation accepting the arrangement that BS/KR projects need to go through AH DRB review. Mr. Marchetti gave background on the provision in the District's inclusion agreement explaining that the AVA Board at the time agreed because any projects brought before the committee would be subject to the review fees to cover any costs of review and it would ensure the BS/KR homes would be kept to the standard of the general AH community. Mr. Coleman said the issue was in committee and they would determine if formal acceptance or ratification was necessary.
- A homeowner presented a review of the Association's short term rental policy which has no change to the core village but includes changes to areas inside the interior gates. The Association confirmed that 80% of all rentals are at least 7 days. AA will review the proposal at the next meeting and determine if any change in Association policy is needed.

Highway 6 Safety

Project

Director Riggio updated the Board on the following:

- Mr. Hensel, Mr. Goulding, and Director Riggio meet every week to review any issues from the prior week and to address any potential issues for the current week and change orders submitted. Any other Board members are welcome to attend the meetings. Ms. Johnston requested if more than two Board members want to join, the meeting should be noticed as a work session to avoid potential unnoticed meeting issues.
- Requests for Proposals (RFP) notice goes out tomorrow.
- CDOT redline comments received and comments were returned Tuesday.
- Access Permit should be issued towards the end of March but are still on track

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- Mr. Hensel said no Intergovernmental Agreements (IGA) are necessary from the State or County for maintenance. The County will not participate in any maintenance of the roundabout. Mr. Hensel reviewed the maintenance responsibilities for the State and District and explained they would be documented in an informal document that would be signed off on by the State and County before coming before the Board for approval. Mr. Marchetti cautioned the Board that IGAs should be prepared to avoid maintenance and responsibility issues in the future.
- Property deeds were sent to the State for comment.
- There was discussion on having a Town Hall meeting or sending a letter update to owners once the access permit and bid proposal is approved, probably in early April.
- There was general discussion about updating the District's service plan to include the additional maintenance responsibilities.

Operations Plan

Director Roe reviewed the changes to the second draft included in the meeting packet. Director Riggio requested additional time to review the Plan before it is published on the website. Following discussion, upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Arrowhead Metropolitan District 2024 Operations Plan subject to any revisions or comments received by Friday March 1, 2024.

Operations Report

Mr. Hensel also reported the following:

- Staff are short one plow driver that they are actively trying to replace.
- A snowplow truck was taken in to complete a recall and additional repairs were required.
- The Loader lost its main computer which had to be replaced.
- The new toolcat blew out an engine seal which needed repairs
- The team is doing good with snow removal
- There is a buyer for the old truck at the same price the District was offered for trade in. The new truck entered production but there is still no estimated delivery date.
- The evening transportation service offered by Vail Resorts is for two weeks between March 14 and 30, Thursday through Sunday only. The five weeks starting at the end of February as requested cannot be done due to driver shortages. Advertisement of the service will be handled through AA to ensure good ridership. There was general discussion on the changes and advertising strategy. The Board agreed to the reduced dates of service.

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Finance Mr. Marchetti stated that the financial statements included in the packet were a revisit of the December 2023 statements updated prior to the start of the audit and with the final sales tax revenues. The sales tax exceeded 2022 by over 20% and the year ended with a positive increase to the fund balance. The audit fieldwork started Monday and a draft was expected to be presented to the Board at the April meeting. The audit committee was confirmed to be Directors Roe and Horton.

Posting Resolution Ms. Johnston reviewed the Resolution for posting notices included in the packet. There was general discussion on the physical posting location and if there was another suitable location. Following discussion and by motion duly made and seconded it was unanimously

RESOLVED to approve the Resolution Designating Location to Post Notice.

Action Log The Board reviewed the Action Log in the packet and requested Management update as needed.

Future Meetings The Board confirmed the next meeting on March 27, 2024, at 3 p.m.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 28th day of February 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District March 27, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on March 27, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe (Zoom)
- Michelle Horton
- Steve McPhetridge (Zoom)
- Robert Warner, Jr.

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary (Zoom)
- George Coleman, representative of Arrowhead Association
- Geoff Dreyer, representative Upper Eagle River Water Authority (Zoom)
- Randy Smith, Arrowhead Association (Zoom)
- Jamie Peters, Bachelor Springs HOA Board (Zoom)
- Skip Krawczyk, Bachelor Springs HOA Board
- Joleen Jackson, Bachelor Springs HOA Board (Zoom)
- Tim Monson, Bachelor Springs HOA Board

Call To Order

The meeting of the Board of Directors of Arrowhead Metropolitan District was called to order by Director Riggio on March 27, 2024, at 3:00 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

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Consideration

Of Agenda Consideration of the 2024 Aqua Sierra proposal was added under Approval of Bills and Appropriations.

Public Input

Bachelor Springs HOA Sidewalk Discussion: Several members of the Bachelor Springs HOA Board of Directors attended to make a presentation to the District requesting a sidewalk from Bachelor Springs to Arrowhead be considered in conjunction with the Highway 6 Safe Crossing Roundabout project. Mr. Monson presented a map showing current conditions at the Bachelor Springs entrance, no safe crossing across Highway 6, and gave examples of incidents that occurred along Highway 6. Mr. Monson reviewed funding sources for the roundabout, in particular contributions from Arrowhead Association. Mr. Monson asserted that Bachelor Springs does not benefit from the roundabout as currently designed, the owners pay taxes into the District and do not receive the services other areas of Arrowhead receive, and the community was not notified of nor consulted about the project, in particular they were left out of the homeowner's survey in October 2023.

Director Riggio responded that this project has been discussed at AMD public board meetings for multiple years and that public notice of all AMD's meetings is diligently provided. Public participation in Board meetings is welcome and appreciated so from the District's perspective the Bachelor Springs community was notified similar to the rest of AMD's constituents. However, Director Riggio confirmed that Bachelor Springs was inadvertently left out of the survey and apologized for the omission. However, the responses would most likely not have made a difference in the overall outcome of the survey or project based on the overwhelming support received for the project and processes are in place to include Bachelor Springs in future communications. General discussion was had on how to include Bachelor Springs in the project process and how to rebuild relations between the Boards.

Director Roe then explained that the proposed project is not feasible for several reasons:

- 1) Several years ago, the Arrowhead Metro District (AMD) had studied the idea of solving the problem of safe crossing of Hwy 6 by building a sidewalk that would run from the Arrowhead east gate along the south side of Hwy 6, extending past all three south gates and all the way to Miller Ranch Road. AMD opted not to do that because it was an incomplete solution to our problem. With strong encouragement from CDOT, AMD decided that a roundabout at the Arrowhead main gate would be the best solution for both pedestrians and bicyclists, as well as for automobiles

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coming in and out of the main village given the expected increase in traffic in future years. Had AMD opted to build a sidewalk connecting the three south entrances to Miller Ranch Road, it might have been able to justify extending the sidewalk to Knudson Ranch. But as a stand-alone capital project, connecting the Arrowhead east gate to Knudson Ranch with a sidewalk makes no practical or economic sense.

- 2) The project proposed by Bachelor Springs would be of essentially no use to the 731 tax-paying households within Arrowhead. The only AMD constituents that would use the amenity are the 26 units within Bachelor Springs. The bulk of the cost would be borne by AMD. Arrowhead represents greater than 98% of the AMD tax base, while Bachelor Springs represents less than 2%. That is around \$26,000 per year from Bachelor Springs, an amount that does not even cover the existing services provided by AMD (winter snow removal and periodic road maintenance and repairs). Arrowhead taxpayers would be absorbing the six-figure cost of the project, an outcome that would not be tolerated by Arrowhead residents.
- 3) AMD is substantially drawing down cash reserves to complete the Hwy 6 roundabout project, and it will take several years to restore our reserves to more normal levels. Even if we could justify the Bachelor Springs proposed sidewalk proposal, which we cannot, there are insufficient funds available to do the project, now or in the next several years.

General discussion continued on how the District can help fund a safe connection or passage between Arrowhead Village and Bachelor Springs community. Director Riggio offered to meet individually with the Bachelor Springs HOA Board for further discussion and look into alternative connection options.

There was no other public input.

Minutes The Board reviewed the minutes included in the packet. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for February 28, 2024, as presented.

Accounts Payable The Board reviewed the Accounts Payable list. Ms. Johnston explained the refund of the overpayment made by Holland Creek Metropolitan District. By motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented.

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Aqua Sierre

Agreement Ms. Johnston presented the 2024 Aqua Sierra agreement explaining that the agreement amounts were included in the 2024 budget and reviewed by the Budget Committee during budget preparation. Following discussion on the services, and by motion duly made and seconded, it was unanimously

RESOLVED to approve the 2024 Aqua Sierra Proposal.

Gate and Parking Lot

Discussion Mr. Hensel reviewed the parking lot control and gate proposal from last fall. Mr. Hensel confirmed that there was no further discussion on installing a gate at the parking lot and conversation moved to how to manage the parking lot. Mr. Coleman said that overall, the parking lot control has been fine and that a few inappropriate incidents had been dealt with. Mr. Hensel explained that conversations on parking lot management will be on-going to ensure efficiencies are in place and the parking lot is being managed properly. General discussion continued on the role of Public Safety and traffic concerns at the skier drop-off circle.

UERWA

Update

Mr. Dreyer gave the following update:

- Approved the dedication of 16-acre feet of Eagle Park Reservoir water for service to proposed new construction on the Colorado State Land Board parcel in Eagle-Vail for an affordable housing project by the Town of Avon. The housing project could take 25 years for full build out.
- Updated Rules and Regulations have been approved. Director Warner commented that the changes were relatively minor.
- The Upper Eagle Regional Water Authority and ERWSD are contracting with the Ferguson Group to pursue grants for Bolt's Lake and other grants.
- Bonds were issued at a favorable interest rate.
- Black and Veatch were hired as the Bolt's Lake project managers.
- Bolt's Lake testimony by Siri Roman in support of the Bolt's Lake Ditch Act so UERWA has the right to maintain the ditch. The District's resolution of Support was received.
- There was a joint meeting between ERWSD and UERWA regarding the Shoshone call with an ask of \$1.5 million between the District and UERWA and that amount will be reviewed at the next meeting.

Arrowhead

Association

Mr. Coleman reviewed the notes circulated to the Board via email prior to the meeting and updated the Board on the following:

- Gate maintenance is ongoing, materials have been received and all gates should be functioning properly by spring.

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- A tennis contract agreement has been signed with Beyond the Baseline Tennis.
- Preliminary discussions have begun with Bachelor Springs regarding their being subject to Arrowhead Association DRC review. He reviewed the provision in the District's inclusion agreement and the current discussions on options, such as annexing Bachelor Springs into Arrowhead Association or charging higher review fees to cover the full costs involved. Ultimately, whatever option or adjustment is made will come before the District. There was general discussion on Bachelor Springs annexing into the Arrowhead Association.
- A committee was formed to investigate the traffic flow around the Alpine Club traffic circle skier drop off.
- Randy Smith and Dan Gallagher have been named as Directors Emeritus to Arrowhead Association to allow them to speak and participate in meetings, but they do not have a vote.
- There was general discussion on the new security procedures at the gates.

Highway 6 Safety

Project

Director Riggio updated the Board on the following:

- There was a conversation with Arrowhead Association about purchasing landscape material for the roundabout project through the District.
- C-DOT has reviewed the transfer deeds for the right of way acquisition, and they are currently with the District's attorney for final review.
- The project is still on track for a May 1 start date.
- Contractor bids are due by end of day 3/28. The project team will review and tabulate the bids and present a recommendation for the Board. There was general discussion on the proposals submitted so far and that one expected contractor has decided not to submit due to a scheduling conflict.
- There was general discussion on calling a special meeting to review the proposals and select a contractor, when the access permit will be issued, and options for the Board to select a contractor prior to receipt of the access permit but with entering into a construction contract to be subject to receipt of the CDOT permit. Following discussion, the Board requested a special meeting be scheduled for April 8 at 3:00 pm [subsequently changed to 3:30 pm] via remote Zoom meeting only to consider the project proposals.
- The landscape plan has been submitted to CDOT and awaiting comments.

Operations

Report

Mr. Hensel reported the following:

- Gave background on the EV charger project and all installed chargers are working well. The chargers have about 150 charges to date with revenues exceeding the electric expense. The chargers are listed on the EV Charger maps and any EV can use the chargers.

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Arrowhead Metropolitan District Board of Directors March 27, 2024, Meeting Minutes

- The new truck is ready for pickup and came in under budget. The spreader and plow came in about \$5,000 over budget. The plow and spreader can be installed now or in the fall. The Board approved the additional funds for the equipment and directed that the overage be taken from the capital contingency budgeted for 2024.
- Numbers for installing the guardrail along Sawatch Drive should be received soon.
- They are still one employee short and having minor equipment issues. Overall, the Board is happy with snow removal operations for the season.
- ERWSD will be replacing the water line under the lift starting April 20 with project completion expected in fall 2024. The Cresta Gates will need to be removed to allow truck access during the project. There will be no Cresta Gate or cameras from April 20 through Memorial Day while ERWSD, at their expense, will remove and reinstall the Cresta Gate about 50 feet back from the current location to facilitate truck traffic for the project. There was general discussion on pedestrian access to Cresta Rd during the project and rerouting two trails that traverse the project construction area.

Finance Mr. Marchetti review the financial statements for period ending February 29, 2024 included in the packet. There is not a lot of activity so far and overall things are tracking as expected. There was a larger fund balance than anticipated at the end of 2023. Sales tax is coming in slightly lower than expected, which is what is being seen throughout the county.

Action Log The Board reviewed the Action Log in the packet and requested Management update as needed.

Future Meetings The Board called a special meeting for April 8 at 3:00 pm and confirmed the next regular meeting on April 24, 2024, at 3:00 p.m.

Subsequent to meeting adjournment, the special meeting start time was changed to 3:30 pm due to a scheduling conflict

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors March 27, 2024, Meeting Minutes

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 27th day of March 2024.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Beth Johnston".

Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Special Meeting of the Board of Directors Arrowhead Metropolitan District April 8, 2024

A special meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on April 8, 2024, at 3:30 p.m. via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe
- Michelle Horton
- Steve McPhetridge
- Robert Warner, Jr.

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary
- George Coleman, representative of Arrowhead Association
- Randy Smith, representative of Arrowhead Association
- Todd Goulding, Goulding Development Advisers
- Matt Wadey, Alpine Engineering

Call To Order

The meeting of the Board of Directors of Arrowhead Metropolitan District was called to order by Director Riggio on April 8, 2024, at 3:30 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Consideration

Of Agenda There are no changes to the agenda.

Public Input There was no public input.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors April 8, 2024, Meeting Minutes

Minutes The Board reviewed the minutes included in the packet. By motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for March 27, 2024, as presented.

Accounts Payable The Board reviewed the Accounts Payable list. By motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented.

**Highway 6 Safe
Crossing Project
Consideration
of Proposals**

Director Riggio introduced Todd Goulding, the District's Owner's Representative for the project. Mr. Goulding confirmed that the project was publicly noticed for bids in early March as required for special districts and gave background on the bid timeline, request for proposals, addendum to the initial bid request, and proposals received. Mr. Goulding recommended the 360 Civil proposal due to it being the lowest bidder with the earliest start date. Mr. Goulding and Mr. Wadey fielded questions from the Board on the large spread of the bids in general and within specific categories, such as traffic control, viability and recommendations of the contractors that submitted bids, and bonding and insurance required from the contractor and District. Discussion continued on the status of the CDOT access permit, type of construction contract, cost contingency recommended for the project, and cost penalties or other options available to the District if the project runs long. Mr. Marchetti commented that it has been rare that projects are coming in at or below budget, commended Mr. Goulding and the project team for their diligence, and assured the Board that the financial statements will be updated to reflect the proposal, contingency, and soft costs for the project. Mr. Goulding reviewed the pay application process and timing for paying the contractor throughout construction.

Following discussion and upon motion duly made by Director Warner and seconded Director Roe, it was unanimously

RESOLVED to accept the Proposal submitted by 360 Civil for construction of the Highway 6 Safe Crossing Project Roundabout.

Conversation turned to status of the landscaping for the roundabout. Mr. Smith reported that the landscaping plan has been submitted to CDOT for review, but no

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors April 8, 2024, Meeting Minutes

comments have been received yet. He also commented that some minimal landscaping may be done prior to the winter depending on when the hardscape construction is completed.

Next steps and timeline review:

- Priority is getting the access permit and notice to proceed from CDOT as soon as possible so construction can commence.
- Provide 360 Civil with notice that they are the selected contractor.
- Construction needs to be completed within 105 days per CDOT's schedule
- The construction team, consisting of Director Riggio, Mr. Hensel, and Mr. Goulding will meet weekly to review any issues from the previous week and upcoming work to be completed, including change orders.
- Mr. Marchetti will provide cost estimates for the project to include in owner communications
- Owner communication needs to be sent out prior to construction starting. Mr. Wadey estimated the earliest start date for construction to be three weeks from today in early May.

Action Log The Board reviewed the Action Log in the packet. Director Riggio clarified that there would not be a Maintenance and Easement Agreement between the District and CDOT. Instead, there would be a two-page exhibit to the special use permit outlining maintenance responsibility.

Future Meetings There was discussion of cancelling the regular April meeting. Following discussion, the Board decided it was necessary and confirmed the next meeting for April 24, 2024, at 3:00 p.m.

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

RESOLVED to adjourn the special meeting of the Arrowhead Metropolitan District Board of Directors this 8th day of April 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District April 24, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on April 24, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio (zoom)
- Bill Roe (Zoom)
- Michelle Horton (Zoom)
- Steve McPhetridge (Zoom)
- Robert Warner, Jr. (Zoom)

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary (Zoom)
- George Coleman, representative of Arrowhead Association (Zoom)
- Geoff Dreyer, representative Upper Eagle River Water Authority (Zoom)
- Randy Smith, Arrowhead Association (Zoom)
- Izuri Lawson, Collins Cole Flynn Winn Ulmer (Zoom, joined 4:05 pm, left 4:30 p.m.)
- Allison Umer, Collins Cole Flynn Winn Ulmer (Zoom, joined 4:05 pm, left 4:30 p.m.)

Call To Order

The meeting of the Board of Directors of Arrowhead Metropolitan District was called to order by Director Riggio on April 24, 2024, at 3:00 p.m. noting a quorum was present.

Disclosure of Potential Conflict Of Interest

The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

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Arrowhead Metropolitan District Board of Directors April 24, 2024, Meeting Minutes

Robert “Steve” McPhetridge disclosed a potential conflict of interest in regard to the Conveyance of Real Property discussion. Director McPhetridge stated he is a member of Country Club of the Rockies (CCR). CCR is an equity member club and may be the owner of certain real property that needs to be conveyed to the Colorado Department of Transportation as part of the Highway 6 Safe Crossing Project.

Consideration

Of Agenda Agenda items 7c and 7f were moved up on the agenda after approval of minutes; Director Riggio requested 30 minutes for an executive session at the end of the meeting.

Public Input There was no public input.

Minutes The Board reviewed the minutes included in the packet. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for April 8, 2024, as presented.

Accounts

Payable The Board reviewed the Accounts Payable list. Ms. Johnston pointed out the new truck purchase and ECO Trails donation, both of which are included in the 2024 approved budget. By motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented.

Highway 6 Safety

Project Director Riggio presented an issue related to Arrowhead Drive due to limited lane space causing backup of traffic on Highway 6. An amendment to the construction proposal is recommended to widen both sides of Arrowhead drive by two feet to create two full traffic lanes from the Arrowhead main gate to Highway 6. Creation of two full lanes would alleviate congestion at the gate and related backup onto Highway 6 and allow owners to pass more efficiently through the main gate. Preliminary estimates to widen and overlay Arrowhead Drive are between \$50,000 and \$85,000 and includes signage and painting. Following discussion, and upon motion duly made and seconded, it was unanimously

RESOLVED to approve increasing the project contingency by \$35,000; and

FURTHER RESOLVED to approve widening and overlay of Arrowhead Drive from Highway 6 to the Main Gatehouse via amendment to the construction contract with 360 Civil, for a cost not to exceed \$85,000.

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Arrowhead Metropolitan District Board of Directors April 24, 2024, Meeting Minutes

Director Roe reviewed the letter that was sent out to all owners and the Town Hall meeting to update interested parties on the project. The Town Hall meeting has been scheduled for April 30 to provide a summary of the project and address questions which have already started coming in. Arrowhead Association (AA) is assisting with the Town Hall meeting, which will be held remotely via Zoom only. Mr. Coleman and Mr. Smith explained how previous Town Hall meetings were run by AA and general discussion continued on the presenters, discussion topics, Board representatives, and how the meeting would be conducted. Discussion continued on timing of project milestones and expected completion date of mid-August.

Project costs were reviewed and Director Riggio confirmed the figures were disclosed in the letter that went out to owners. Discussion continued on the need for a safe pedestrian walkway on the south side to connect bus stops with the Arrowhead entrance. Mr. Smith said that AA is considering walkways in conjunction with their landscaping design but discussions are still preliminary. Discussion turned to project change orders, who and how they are handled. Director Riggio reviewed the change order process. Following discussion and upon motion duly made and seconded, it was unanimously

RESOLVED to approve that the Project Team was authorized to approve changed orders up to \$75,000 without prior approval of the Board, changes between \$75,000 and \$150,000 can be approved by two Board members and change orders over \$150,000 would require a Board vote.

Service Plan 45-day

Notice District's general counsel prepared a 45-day Service Plan Notice to fulfill the legal requirements to clarify that the District has authority to enforce the Rules and Regulations on the District's roadways. The Notice needs to be published in the newspaper one time and, if there are no comments or objections received, the Service Plan will be clarified upon expiration of the 45-day period. Mr. Coleman suggested that AA needs to formalize acceptance of being an agent of enforcement for the District and will present the issue to the AA Board once the 45-day notice period expires. Following discussion and review, the Board directed Management to publish the notice in the Eagle Valley Enterprise for the next publication date.

Conveyance of

Property Ms. Johnston confirmed that a revised resolution was emailed to the Board prior to the meeting. The resolutions were reviewed. The original resolution conveyed two property parcels, parcel 2 and parcel 5, and the revised resolution conveyed only parcel 2. There was discussion on the parcels and why the resolution was changed. Ms. Johnston relayed that an email communication from Ms. Lawson indicated that Parcel 5 would need to be conveyed by CCR, not the District. Mr. Hensel said that, according to the Eagle County GIS, the District owned both of the parcels. Mss.

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Arrowhead Metropolitan District Board of Directors April 24, 2024, Meeting Minutes

Ulmer and Lawson joined the meeting and confirmed that the Owners and Encumbrance report prepared by the title company showed that Parcel 5 was owned by CCR, not the District. They agreed to confirm ownership with the title company given the discrepancy with GIS. Discussion turned to ramifications to the project if the parcel was owned by CCR, if CCR has agreed to deed it to Colorado Department of Transportation, and if the District should move forward with conveyance of the parcel 2. Following discussion, and upon motion duly made and seconded, it was unanimously

RESOLVED to approve conveyance of the District owned Parcel 2 to Colorado Department of Transportation as prepare by CCFWU; and

FURTHER RESOLVED to approve the Resolution Authorizing Conveyance of Real Property for Parcel 2.

Management agreed to forward findings by Mss. Ulmer and Lawson once ownership of Parcel 5 was confirmed. If necessary, a special meeting may be called to consider conveyance of the parcel if it is determined the District owns it.

Guardrails along

Sawatch Dr The Board tabled consideration of the proposal to install guardrails along Sawatch Drive to a future meeting pending receipt of additional information and alternative solutions.

Director Horton was excused due to prior noticed conflict and left the meeting at 4:20 p.m.

Technology Accessibility

Discussion This topic was tabled to a future meeting.

UERWA

Update Due to time constraints, Mr. Dreyer requested that the Board review the April minutes distributed for the meeting and reported that there are no items requiring Board action or direction at this time.

Mr. Dreyer reviewed the letter of support for Bolts Lake Reservoir. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Letter of Support for Bolts Lake – CDS Request, as presented in the packet.

Arrowhead

Association Mr. Coleman referred to the notes that were distributed to the Board prior to the meeting. A subcommittee for traffic issues was convened and Mr. Coleman

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Arrowhead Metropolitan District Board of Directors April 24, 2024, Meeting Minutes

reviewed the proposed changes from the subcommittee to alleviate traffic congestion during skier drop offs and address pedestrian safety along Arrowhead and Sawatch Drives.

Operations Report

Mr. Hensel reported the following:

- Transportation was slightly down from last season but that could be due to the mountain opening early last season. The Vail bus rider numbers are also down and may not justify adding a second bus next season. The evening service that ran for two weekends in March averaged about 5 rides per day with the low ridership being attributed to the short service window and ineffective communication.
- The Parking Lot Report shows fewer vehicles and closed days this season than last season. This can be attributed to AA's new gate system that runs all traffic through the main gate and limits unauthorized cars in the community.
- The new truck was delivered and has been outfitted with a plow and spreader.
- Sweeping of the road is ongoing.
- Still one staff member short.
- There was discussion on installing the temporary speed humps on Cresta Road. Director Riggio gave background on why the speed humps were originally installed. Discussion continued on Cresta Road traffic, what public was allowed to access the road, and liability issues for the District. Following discussion, the Board directed Mr. Hensel to install the speed humps on Crest Road as in previous years.

Finance

Mr. Marchetti review the financial statements for period ending February 29, 2024 included in the packet. There is not a lot of activity and overall things are tracking as expected.

Action Log

Review of the Action Log was tabled to the next regular meeting.

Future Meetings

The Board's Town Hall meeting on April 30 will be noticed as a work session since all Board members are expected to attend. The Board confirmed the next regular meeting on May 29, 2024, at 3:00 p.m.

Executive Session

By motion duly made and seconded it was unanimously

RESOLVED to enter into Executive Session pursuant to C.R.S. §24-6-402(4)(e), Determining positions relative to matters that may be subject to negotiation, developing strategy for negotiations, and instructing

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Arrowhead Metropolitan District Board of Directors April 24, 2024, Meeting Minutes

negotiators regarding a connection between Bachelor Springs to Arrowhead community.

The Board entered Executive Session at 4:45 p.m.

The Board adjourned Executive Session at 5:25 p.m.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 24th day of April, 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Special Meeting of the Board of Directors Arrowhead Metropolitan District May 15, 2024

A special meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on May 15, 2024, at 1:00 p.m. via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe
- Michelle Horton
- Steve McPhetridge
- Robert Warner, Jr.

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary
- George Coleman, representative of Arrowhead Association
- Randy Smith, representative of Arrowhead Association

Call To Order

The meeting of the Board of Directors of Arrowhead Metropolitan District was called to order by Director Riggio on May 15, 2024, at 1:00 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Robert “Steve” McPhetridge disclosed a potential conflict of interest in regard to the Conveyance of Real Property discussion. Director McPhetridge stated he is a member of Country Club of the Rockies (CCR). CCR is an equity member club and may be the owner of certain real property that needs to be conveyed to the Colorado Department of Transportation as part of the Highway 6 Safe Crossing Project.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors May 15, 2024, Meeting Minutes

Consideration

Of Agenda There are no changes to the agenda.

Public Input There was no public input.

Conveyance of

Property Mr. Hensel reported that Mss. Lawson and Ulmer confirmed that the District owns Parcel 5 and the title company's original Owner's and Encumbrance report for the parcel was in error. Director Riggio reviewed for the Board the resolution to convey Parcel 5 to CDOT. There was general discussion on the resolution, status of the project and additional items to be completed prior to the construction start date. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve conveyance of the District owned Parcel 5 to Colorado Department of Transportation as prepare by CCFWU; and

FURTHER RESOLVED to approve the Resolution Authorizing Conveyance of Real Property for Parcel 5.

The Board directed that Directors Riggio and Horton would execute the Resolution and Director Horton would execute the deeds.

Other

Business Mr. Coleman told the Board that the May AA meeting would include an update from Director Riggio on the discussions with Bachelor Springs HOA.

Future

Meetings The Board confirmed the regular meeting for May 29, 24, 2024, at 3:00 p.m.

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

RESOLVED to adjourn the special meeting of the Arrowhead Metropolitan District Board of Directors this 15th day of May, 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District May 29, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on May 29, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio (zoom)
- Bill Roe
- Michelle Horton (Zoom)
- Steve McPhetridge (Zoom)
- Robert Warner, Jr. (Zoom)

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary (Zoom)
- George Coleman, representative of Arrowhead Association (Zoom)

Call To Order

The meeting of the Board of Directors of Arrowhead Metropolitan District was called to order by Director Riggio on May 29, 2024, at 3:00 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Robert “Steve” McPhetridge disclosed a potential conflict of interest in regard to the Conveyance of Real Property discussion. Director McPhetridge stated he is a member of Country Club of the Rockies (CCR). CCR is an equity member club and may be the owner of certain real property that needs to be conveyed to the Colorado Department of Transportation as part of the Highway 6 Safe Crossing Project.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors May 29, 2024, Meeting Minutes

Consideration

Of Agenda There were no changes to the agenda.

Public Input There was no public input.

Minutes The Board reviewed the minutes included in the packet and supplement to the packet emailed to the Board prior to the meeting. Ms. Johnston reviewed the change requested by Director Horton and pointed out the resolution language for project change orders. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for April 24, 2024, as presented in the supplement to the packet; and

FURTHER RESOLVED to approve the minutes for the May 15, 2024 special meeting as presented.

Accounts Payable

The Board reviewed the updated Accounts Payable list distributed to the Board via email prior to the meeting. There was a question on the description for the Otten Johnson invoice. It was clarified that the description on the List was incorrect and should be County Club of the Rockies (CCR) legal fees for CDOT easements and other legal work related to the Highway 6 Safety Project. Director Riggio explained the discount on the invoice and that additional legal fees for CCR estimated around \$5,000 for May, despite having an estoppel letter signed by CCR. There was general discussion on the fees and agreement with CCR. Ms. Johnston pointed out the bond payments for interest only due by June 1. By motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented.

Sawatch Drive

Guardrails Mr. Hensel reported that there was nothing new to report and they were still researching options. The Board tabled any further discussion until further information has been received.

Bus Order Mr. Hensel presented the letter for the new bus. There was a correction to update the cancellation date from February 1, 2024 to 2025. The price came in about \$8,000 over the budgeted amount. Following discussion and upon motion duly made and seconded, it was unanimously

RESOLVED to approve purchase of a new Micro Bird D-series people mover bus for a cost not to exceed \$165,600.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors May 29, 2024, Meeting Minutes

Website Accessibility

Standards Ms. Johnston reported the Resolution adopting a policy and Accessibility officer was included in the supplement to the packet emailed to the Board prior to the meeting. Mr. Marchetti reviewed the State mandated requirement for Special District to meet accessibility standards by July 1, 2024. He explained that Marchetti & Weaver was working with a company called Streamline to migrate websites before the deadline. Streamline would be \$80 per month, and they will indemnify the District from any accessibility issues on the website. There was discussion on how the District could meet the requirements while still providing owners and other interested public with a seamless experience currently provided with the AA and District integrated website. General discussion continued on what the new standards required, how Streamline ensures compliance, and penalties for non-compliance. It was clarified that while compliance was required by July 1, 2024, penalties for non-compliance were waived for one-year if the District adopted and posted an Accessibility Statement on its current webpage. Following review of statement and other materials, and upon motion duly made and seconded, it was unanimously,

RESOLVED to approve the Resolution Adopting a Technology Accessibility Policy and Designating a Technology Accessibility Officer; and

FURTHER RESOLVED to adopt a Technology Accessibility Statement for posting on the current website and designate the Technology Accessibility Office as Marchetti & Weaver, LLC; and

FURTHER RESOLVED to designate Director McPhetridge as the authorized representative to review and execute the Streamline agreement.

UERWA Update

The Board reviewed Mr. Dreyer's comments distributed in the supplement to the packet emailed to the Board prior to the meeting. Any questions will be addressed at the next meeting.

Arrowhead Association

Mr. Coleman reported the following:

- A district representative was included in the executive session at the Association's last board meeting.
- The plaza area is getting a facelift.
- The bridge railings are almost done and the expansion of the snowmelt system under the bridge is complete.
- Roofs and new deck floors are done.
- The Association is in good financial shape as reported by its audit.

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Arrowhead Metropolitan District Board of Directors May 29, 2024, Meeting Minutes

Hwy 6 Safety Project

Director Riggio gave the following update:

- Test pits are done.
- CDOT received and is reviewing the updated and revised construction plans. Director Riggio will be contacting CDOT after the meeting to address the Notice to Proceed (NTP) plan comments.
- Waiting to set the date for the pre-construction meeting and hoping for next week along with the NTP.
- Delays are due to the delay in getting the Right of Way Deeds to CDOT and CDOT's review.
- Mr. Hensel confirmed the District's deeds and other easements are recorded with the County and with CDOT in Grand Junction.

Operations Report

Mr. Hensel reported the following:

- Speed humps are installed on Cresta Road. There have been no owner complaints so far. Other districts, including BCMD and Cordillera, are following Arrowhead's lead in using temporary speed humps to slow down cyclists. Director Riggio reviewed the background on installing the speed humps and other safety measures like installing mirrors at curves. According to an engineering study done several years ago, Cresta was designed for vehicle traffic. It is not an acceptable design for vehicles and bicycles and pedestrians to safely coexist due to the design of the switch backs and width of the road.
- Crosswalks and speed bumps are painted.
- The Cresta Road pilaster has been removed to facilitate truck traffic in conjunction with the ERWSD project. When reinstalled in the fall, the pilaster will be moved about 100 feet back from its current location to allow for easier traffic flow. The gate will be reinstalled at its same current location. ERWSD will pay approximately 80% of the cost with AA making up the difference.
- The wetlands have considerable beaver activity. A trapper has been hired to relocate them.
- Currently fully staffed after hiring a new employee about 2 weeks ago.

2023 Audit

Mr. Marchetti reviewed the draft 2023 Audited financial statements included in the packet. There were no issues noted in the Management Letter. The 2023 Audit committee, consisting of Directors Horton and Roe, met with the auditors from McMahan and Associates earlier in May. Director Roe reported that the audit was clean with no issues or discrepancies. The committee disclosed the Highway 6 Safe Crossing construction project. The auditors were already aware of the project and did not have any concerns from a financial perspective. Director Horton thanked Mr. Marchetti, Ms. Johnston, and others involved in the audit's completion for their diligence in providing the requested information and said that the District is one of

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors May 29, 2024, Meeting Minutes

very few that actually meet with the auditors to review their audit. She also pointed out that Pages 58 and 59 of the audit provided good information on the District's debt. Following review and upon motion duly made and seconded it was unanimously.

RESOLVED to approve the 2023 Audit Financial Statements as presented.

Financial

Statements

Mr. Marchetti said that the full financial report was not completed this month and will be included for June's meeting

Action Log

The Board reviewed the Action Log included in the packet and requested that Management update completed items.

Future

Meetings

The Board confirmed the next regular meeting for June 26, 2024, at 3:00 p.m.

Adjournment

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 29th day of May, 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District June 26, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on June 26, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio (Zoom)
- Bill Roe (Zoom)
- Michelle Horton (Zoom)
- Robert Warner, Jr.

The following Director was Absent and Excused:

- Steve McPhetridge

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary (Zoom)
- George Coleman, representative of Arrowhead Association (Zoom)
- Randy Smith, AA representative for Highway 6 Safe Crossing Project
- Geoff Dreyer, District representative to UERWA (Zoom)

Call To Order

The meeting of the Board of Directors of Arrowhead Metropolitan District was called to order by Director Riggio on June 26, 2024, at 3:02 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Robert “Steve” McPhetridge disclosed a potential conflict of interest in regard to the Conveyance of Real Property discussion. Director McPhetridge stated he is a

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Arrowhead Metropolitan District Board of Directors June 26, 2024, Meeting Minutes

member of Country Club of the Rockies (CCR). CCR is an equity member club and may be the owner of certain real property that needs to be conveyed to the Colorado Department of Transportation as part of the Highway 6 Safe Crossing Project.

Consideration

Of Agenda Director Roe requested an Executive Session be added at the end of the agenda.

Public Input There was no public input.

Minutes The Board reviewed the minutes included in the packet. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for May 29, 2024, as presented in the packet.

Accounts

Payable The Board reviewed the Accounts Payable list distributed in the packet. By motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented.

Road Cut Permit

Mr. Hensel reviewed the road cut permit application submitted by Nottingham Excavation in conjunction with the water line replacement project for UERWA replacing the pipe between the ski lift and the water tank. A substantial road cut will be needed to connect the old tank with the new tank. The cut is anticipated to happen in September and will require a partial road closure. The road cut will be plated so that one lane remains open at all times and communications will be sent out to owners and emergency personnel. Mr. Hensel recommended that the Board approve the application. Following discussion and upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Road Cut Letter and Permit for Nottingham Excavating as submitted.

Website Accessibility

Standards Director Riggio reported that Director McPhetridge signed the Streamline Agreement, a copy of which was included in the packet, after Ms. Ulmer and he had reviewed it. Ms. Johnston will work with Streamline to have the District's website pages migrated to the new platform, a process that will take at least four

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors June 26, 2024, Meeting Minutes

weeks once the migration is started. Following discussion, and upon motion duly made and seconded, it was unanimously,

RESOLVED to ratify the Streamline Master Services Agreement.

UERWA Update

Mr. Dreyer reviewed the May 23 minutes and gave the following update:

- Board officer terms were set to expire in 2024 but, with changes to the Special District regular elections to odd number years, all officers' terms have been extended through 2025.
- Eagle Park Reservoir Company Board representative has been changed to be the Chair of the UERWA, which is George Gregory.
- Based on restructure analysis, the board has decided to change the 2025 billing rate structure on Commercial, Municipal, Multi-Family and Mixed-Use customers from SFE-based to meter size. Not sure of the impact to Arrowhead customers at this time.
- Policy updates will be reviewed at the next meeting.
- The Authority's share of Shoshone Water Rights commitment is 62%.
- Bolts Lake program manager is working on developing a project schedule and getting RFPs.
- Legislative update – Diane Johnson testified in opposition to a bill about restrictions on tap fees. Siri Roman provided testimony to the House, maybe Senate, in favor of the Bolt's Ditch Act.

Arrowhead Association

Mr. Coleman reported the following:

- Base area plaza renovations are underway. There will be an expansion of the path behind Blinky's and there are challenges moving a fire hydrant.
- Racquet sports program is going gangbusters thanks to efforts by Mr. Hensel and Val Ropes. Previous racquet sports company was replaced, and the current program is very well received with increased participation.
- The DRC is clarifying certain aspects of the guidelines to be proposed to AA Board at the next meeting. The proposed changes should make it easier for people to figure out how square footage is calculated.
- Monument design to be installed at roundabout has been submitted to CDOT for approval.
- A letter regarding inappropriate and hostile behavior toward Mr. Hensel was sent to the homeowner at 137 Aspen Meadow. No response from the recipient has been received to date. There was an issue regarding snow stakes installed by the homeowner to assist with plowing that are to be removed in the spring. The homeowner refused to remove the stakes installed on District property and a hostile verbal altercation ensued.

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Arrowhead Metropolitan District Board of Directors June 26, 2024, Meeting Minutes

There was general discussion on the event and incident. The Board requested a letter and map of the District property be sent to the homeowner demanding removal of the stakes from District property by a determined deadline date. If not removed by the deadline given, the District will remove them at the owner's expense. There was general discussion on creating a policy to address future issues with the installation or abandonment of non-District property on District property.

- Upcoming activities – July 4th event.
- AA Board continues to review the Bachelor Springs HOA use of the AA DRC services.
- A Town Hall has been set for Friday, August 9.
- AA Board supports the appointment of Andy Baumbusch to the vacancy left by Lisa Diaz.

Hwy 6 Safety Project

Director Riggio gave the following update:

- Project is under construction as of Friday, June 21. The start date was delayed one week from the date posted on the AA website due to a miscommunication from the 360 Civil representative.
- Storm sewer has been relocated.
- ECO recreation bike path is detoured around project construction site and traffic is being diverted.
- Expected completion date is on schedule for fall 2024.
- Waiting on drawings from Alpine Engineering to change the Arrowhead Road expansion from adding onto the exterior lanes to adding an interior lane. The widening should coincide with the asphalt delivery. The change will save some cost on the project.

Operations Report

Mr. Hensel reported the following:

- There will be bus service for the July 4th Independence Day festivities in Beaver Creek. An Arrowhead bus will make round trips between Alpine Club and Beaver Creek Centennial Station from 12:00 pm through 10:15 pm. Communications of the service will be sent out to the community.
- There is a water leak at the guard shack/gate house and excavation is underway to find the water line. Locates are indicating the leak may be under the road asphalt. The excavated areas will be filled back in by tomorrow and locate work will resume after the July 4th holiday.
- Pickleball courts - striping was removed so there are five parking spaces to provide ample parking at the court. No issues with parking on the street so far this year.

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Arrowhead Metropolitan District Board of Directors June 26, 2024, Meeting Minutes

- Blinky's is being opened in the back for better accessibility. Working with Eagle River Fire to move one fire hydrant ten feet back and the hydrant in the middle of the yard is being removed.
- Landscape plantings are being installed and irrigation is turned on.
- Carol Floyd, administrator for Vail Resorts, is retiring. Her replacement, Mike Heaphy, will start training with Carol next week. There was general discussion on Mr. Heaphy's qualifications and what he will bring to the position.

Financial Statements

Mr. Marchetti reviewed the financial statements ending May 31 that were included in the packet. The property tax backfill has been received, coming in slightly less than budgeted and the transportation amounts have been adjusted to actual, creating favorable variances for those line items. The sales tax report now includes the estimated budget amount for the current month's taxes which will be adjusted to actual once it comes in. Overall, sales tax is coming in close to budget. All other items are tracking as expected. There was general discussion on the sales tax report and what gets allocated to the categories.

Open Records Request Policy

Resolution The Board reviewed the resolution updating the District's Records custodian and open records request policy that will bring the District into compliance with current state statutes. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Resolution Designating the Official Custodian of Records and Adopting a Policy on Responding to Open Records Requests.

Action Log The Board reviewed the Action Log included in the packet. There was discussion on the alternative access option for Bachelor Springs with Mr. Hensel tasked with working with Vail Resorts to obtain a letter of intent to obtain an easement. Director Roe updated the Board on the sales tax questions reporting that he contacted the respective businesses, and the sales tax is being remitted properly. The Board requested that Management pass on their gratitude to Val Ropes for her assistance on the District's website pages.

Future Meetings

The Board confirmed the next regular meeting for July 24, 2024, at 3:00 p.m.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors June 26, 2024, Meeting Minutes

**Executive
Session**

By motion duly made and seconded it was unanimously

RESOLVED to enter into Executive Session pursuant to C.R.S. §24-6-402(4)(e), Determining positions relative to matters that may be subject to negotiation, developing strategy for negotiations, and instructing negotiators regarding a connection between Bachelor Springs to Arrowhead community.

The Board entered Executive Session at 4:17 p.m.

The Board adjourned Executive Session at 4:44 p.m.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 26th day of June, 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District July 24, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on July 24, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio (Zoom)
- Bill Roe
- Michelle Horton (Zoom)
- Robert Warner, Jr.
- Steve McPhetridge

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary
- George Coleman, representative of Arrowhead Association (Zoom)
- Randy Smith, AA representative for Highway 6 Safe Crossing Project
- Geoff Dreyer, District representative to UERWA (Zoom)
- Jean Peters, owner/resident in Bachlor Springs (Zoom)

Call To Order

The meeting of the Board of Directors for Arrowhead Metropolitan District was called to order by Director Riggio on July 24, 2024, at 3:00 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Consideration

Of Agenda There were no changes to the agenda.

Public Input There was no public input.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors July 24, 2024, Meeting Minutes

Minutes The Board reviewed the minutes included in the packet. Mr. Dreyer pointed out that, under the UERWA Update section, “Sherry” should be corrected to “Siri Roman.” Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for June 26, 2024, with the noted correction from Mr. Dreyer.

Accounts Payable

The Board reviewed the Accounts Payable list distributed in the packet. Director Roe explained that Country Club of the Rockies agreed to pay the Otten Johnson Robinson Neff & Ragonetti legal invoice in the amount of \$7171.50 and it should be deducted from the total. By motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented less the Otten Johnson invoice.

Speeding in Arrowhead

Mr. Hensel reviewed the letter from Ms. Goetze and confirmed that there seemed to be an increase in traffic and speeding within the community. Discussion turned to suggestions and ideas for addressing the issue including moving the speed notice signs around the community, requesting more frequent drive-thrus from Eagle County Sheriff especially during peak times such as events, using cameras and speed readers to potentially issue warnings or tickets to offenders. The Board requested that Mr. Hensel and Director McPhetridge contact Ms. Ulmer to determine what powers the District has to enforce speed violations and issue warnings and tickets.

Mr. Hensel reported that there have been complaints of inappropriate attire at the pickleball courts and crude behavior at the pool. AA is preparing a letter to be put into short term rental units to advise guests on proper behavior and attire in the community and they will include road and parking information as well.

UERWA Update

Mr. Dreyer reviewed the Summary minutes from June 27:

- The Authority had a clean 2023 audit.
- There have been some policy updates.
- Ms. Roman reviewed issues affecting water affordability.
- Climax Mine wanted to increase molybdenum standards and a smaller than requested increase was approved.
- Project management and permitting plans for Bolts Lake have been updated. They are looking at what can be done to speed up the approvals which are dependent on NEPA.

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Arrowhead Metropolitan District Board of Directors July 24, 2024, Meeting Minutes

- Preliminary Water Shortage Response Plan has been developed. Plan will continue to be refined with the goal of submitting to the Authority and District by year end for final approval.
- New Avon Wastewater Treatment Facility Open House was today. Director Warner attended the event.
- There is support for the Bolts Ditch Act, but it will need to be included in an omnibus bill.

Director Warner is planning to attend the stakeholder meeting for the Water Shortage Response Plan on August 1.

Arrowhead Association

Mr. Coleman reported the following from Monday's board meeting:

- Finances are in good shape and the budget process has begun. There is a surplus forecast in RETA revenue. The RETA has been effective in raising revenue but is not guaranteed revenue so budgeting will continue to be conservative.
- New plaza is coming along and the new bridge provides a pleasant atmosphere.
- Access behind Blinky's expansion and construction of the water tower are underway.
- The Town Hall meeting agenda is set and includes time for a brief District update. There was general discussion on the content for the District's update.
- July 4th was spectacular starting with the Bravo performance the night before.
- There was a request made regarding a cooperative committee. The president has established the Association's representative, to be shared at a later date.

Hwy 6 Safety Project

Director Riggio reported the AA website has the most up to date information on the Safe Crossing Project so anyone with questions should be directed there first. The Project team, consisting of Director Riggio, Mr. Hensel, and Mr. Goulding are meeting weekly to review prior work completed, upcoming work to be completed, and change orders. Comments and feedback on the project have been positive so far. Mr. Hensel continued the update:

- The recreation path realignment to accommodate the roundabout was completed last week so there is no more detour.
- The storm drain system should be finished this week.
- Excavation of the north side to get ready for hardscape installation is mostly done.
- At the end of next week, traffic will shift to accommodate south side excavation. A traffic flow plan is being prepared for consideration on the impact of south side construction on Arrowhead Drive, especially the left turnout. Communication will be sent out to residents once the plan is set.
- There is a three- or four-day delay. Completion is still expected to be complete by mid-September. The project is about 40% complete to date.

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Arrowhead Metropolitan District Board of Directors July 24, 2024, Meeting Minutes

- No RFI's open
- There are five pending change orders totaling about \$100,000 that Mr. Goulding is reviewing for merit and reasonableness. Some of the change orders were known due to State requests. Only three change orders are unexpected.
- The first draw was approved with the Accounts Payable list.

Director Riggio continued that the only risk to the contingency going forward is when digging starts on the south side. He also reported that the special use permit was issued for landscaping. Mr. Smith reported on the committee meeting to give feedback on the landscape design including extending the small rock wall to protect the monument, plantings to distinguish the north side perimeter from Highway 6, some tree removal from the median on Arrowhead Drive so there is direct sight to the Public Safety Building, and signage solutions for CCR and Vista.

Operations Report

Mr. Hensel reported the following:

- There were 287 riders on the July 4 shuttle which is great usage. He is in the process of setting up service for Oktoberfest August 30 through Sept 1.
- Inspections of the storm drainage system are being done for jetting and vacuuming in the fall. Most of the drops are on Cresta Road.
- Vegetation is being cleaned out of the ditches and creek beds.
- He and Matt Wadey with Alpine Engineering completed inspection of the roads. The 10-year road maintenance plan is updated and will be presented at the next meeting.
- They are fully staffed with no accidents so far.
- Arrowhead Association Project update: The corners are moving forward with water use on target; Blinky's hydrant failed the pressure test, the retest will be done with the rock wall next week; the water line project is in progress with 30 feet of pipe completed; Bridge project replaced the solid walls with open railings; Holy Cross project underway to connect their Edwards and Avon communications.
- Five out of seven gates are malfunctioning and no tech has been on site to make the fixes. Mr. Hensel has concerns with how long the repairs are taking. General discussion continued on large capital projects being assigned to operations workers.

Financial Statements

Mr. Marchetti reviewed the financial statements ending June 30 that were included in the packet. The forecast shows no major issues with expenses and revenues tracking as expected. Sales tax continues to come in close to budget. The Cash Report shows two CDs maturing at the end of 2024 and the high cash balance held in ColoTrust. Mr. Marchetti suggested the District use excess funds in ColoTrust to purchase two new 5-year term CDs to add to the investment ladder at current

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors July 24, 2024, Meeting Minutes

high interest rates. General discussion was had on interest rates and long-term cash requirements of the District. Following discussion, the Board decided to wait on purchasing additional CDs until the budget committee was able to evaluate the District's needs.

Action Log The Board reviewed the Action Log included in the packet and requested Management update as required.

Future Meetings The Board confirmed the next regular meeting for August 28, 2024, at 3:00 p.m.

Executive Session By motion duly made and seconded it was unanimously

RESOLVED to enter into Executive Session pursuant to C.R.S. §24-6-402(4)(e), Determining positions relative to matters that may be subject to negotiation, developing strategy for negotiations, and instructing negotiators regarding a connection between Bachelor Springs to Arrowhead village.

The Board entered Executive Session at 4:17 p.m.
The Board adjourned Executive Session at 5:00 p.m.

Following adjournment from executive session and upon motion duly made and seconded, it was unanimously

RESOLVED to authorize spending up to \$50,000 to research a connection between Bachelor Springs and Arrowhead.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 24th day of July, 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District August 28, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on August 28, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe (Zoom)
- Michelle Horton (Zoom)
- Robert Warner, Jr. (Zoom)
- Steve McPhetridge

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary
- George Coleman, representative of Arrowhead Association (Zoom)
- Randy Smith, AA representative for Hwy 6 Safe Crossing Proj (Zoom)
- Geoff Dreyer, District representative to UERWA (Zoom)
- Greg Cooper, candidate for Eagle County Commissioner (Zoom)

Call To Order

The meeting of the Board of Directors for Arrowhead Metropolitan District was called to order by Director Riggio on August 28, 2024, at 3:00 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Consideration

Of Agenda Executive session is needed at end of meeting.

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Arrowhead Metropolitan District Board of Directors August 28, 2024, Meeting Minutes

Public Input Mr. Cooper introduced himself as a candidate running for Eagle County Commissioner in November 2024 and gave his background. He reviewed his platform with a focus on affordable housing, fiscal responsibility, and his Eagle County 2050 plan.

There was no other public input.

Minutes The Board reviewed the minutes included in the packet. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for July 24, 2024.

10-Year Road

Capital Mr. Hensel reported that he and Matt Wadey from Alpine Engineering completed their inspection and assessment of the District roads. Minor updates were made, and the 2025 projects identified with an estimated cost of \$405,141, almost double the original estimate from 2023. There was general discussion on the condition of the roads, the increase in costs, and necessity to update the cost estimates for future years based on the 2025 estimate.

Mr. Hensel also reported that two temporary speed bumps were placed on Arrowhead Drive in response to complaints about speeding. They will continue to assess the area to determine if permanent speed bumps are needed in the area.

Accounts Payable

The Board reviewed the Accounts Payable list distributed in the packet. By motion duly made and seconded, it was unanimously

RESOLVED to approve the Accounts Payable list as presented.

Traffic

Enforcement Director McPhetridge reviewed the background on speeding complaints. He contacted the District's general counsel, and they determined that the District does not have authority to issue tickets to deter speeding. Discussion continued on options the District could use to address the problem including narrowing traffic lanes and working with the HOA. The topic was tabled until the safe crossing project was complete so normal traffic could be reassessed.

UERWA Update

Mr. Dreyer reviewed the Summary minutes from July:

- The Board is undergoing compliance training.
- The Authority and ERWSD support the Eagle River Community Water Plan.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors August 28, 2024, Meeting Minutes

- Both the Authority and ERWSD opted out of future PFAS settlements. PFAS testing results for consumer products can be found at Mamavation.com
- Backflow testing requirements have been updated at the State level so that testing can only be completed by licensed plumbers.
- Special districts are now eligible for federal funding programs.
- There was a joint special meeting with Blake and Vetch, the engineers for the Bolts Lake Project. The project timeline continues to be extended with a completion now projected for 2032.

Arrowhead Association

Mr. Coleman reported the following from the Association's board meeting:

- Reviewed the Town Hall meeting held August 9. There was positive response from the community and all questions have been answered.
- The AA Board appreciated the Safe Crossing Project update from Director Riggio.
- Public Safety is working hard to get the gates functional. They cannot complete the landscaping until the Cresta gate is in place. The east and west gates are being held open due to the construction and they are trying to have a Public Safety vehicle stationed at each gate to monitor traffic. They may need a more complex solution for the gates and discussions are underway.
- Nominating Committee is sending out a request for nominations for the two open seats.
- Strategic Planning - Plaza update is waiting for the water board decision on the proposed water feature.
- The removal of fire hazards during the fire mitigation at mountain top may provide additional glade skiing.
- Racquet Sports Committee continues to seek an indoor facility for the community.
- The Budget process is going smoothly.

Hwy 6 Safety Project

Mr. Smith reviewed the landscaping for the Safe Crossing Project. The plan includes enhancement of the north side to signify to travelers that they have arrived at Arrowhead. The south side includes substantial enhancement to the Arrowhead entrance. Materials were picked to match other Arrowhead entrances. The timeline includes three phases with the Roundabout center island monument and trees completed in 2024, the south entrance and north work completed in 2025, and improvements from the gatehouse to Sawatch Road completed in 2026. The plan avoids any improvements within the CDOT easements. Signage is expected to follow the Arrowhead Brand Guide. There was discussion on the plan, timing, signage, and most cost-effective method for procuring materials.

Director Riggio updated the Board on the project status:

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Arrowhead Metropolitan District Board of Directors August 28, 2024, Meeting Minutes

- Reviewed the project schedule: June 17 - Construction Notice to Proceed issued; June 21 - Construction commencement; October 7 – Construction Completion.
- Construction is approximately 6 days ahead of schedule despite a 10 day delay due to mislocated utilities on the north side.
- Change orders are about \$100,000 to date.
- CDOT mandated a change to 14” road base for an additional change order estimated at \$127,000. Director Riggio is working with Goulding Advisers and Alpine Engineering to petition CDOT to honor the 12” road based included in the original approved plans. There was general discussion on the change orders and remaining contingency.
- There was general discussion on communication to homeowners and residents on the updated schedule, completion date and costs. The Board requested Director Roe prepare a short communication for email blast.

Operations Report

Mr. Hensel reported the following:

- Operations is fully staffed and ditch cleaning is on-going.
- Fire Mitigation – the final top section in the Arrowhead area is complete. Mr. Hensel is working with Vail Resorts to consider moving the ski boundary to open up more gladed areas cleared by the fire mitigation efforts. There is another section above Arrowhead that needs mitigation however Homestead is not cooperating financially to have the section cleared. Mr. Hensel suggested that Hugh Fairfield-Smith with Wildland Fire be invited to the next meeting to discuss the area and potential cost sharing with the District for clearing the area.
- CCR Maintenance Team requested use of a portion of the parking lot to store sand for bunker work this fall. The Board approved the request.
- Transportation service will be provided for Oktoberfest over Labor Day weekend using the Arrowhead Property Management shuttle van. Vail Resorts lost several drivers and cannot provide drivers for the District’s buses. The use of the van will be \$23.50/hour and one of the Operations crew will be the driver.
- The proposed 2024-25 transportation schedules were emailed to the Board prior to the meeting. There is a three-percent increase in the hourly rate and the hours are the same as last season.

Financial Statements

Mr. Marchetti reviewed the financial statements included in the packet stating that there were no issues to report so far for 2024. Discussion turned to capital projects including fire mitigation and equipment purchases. Mr. Hensel confirmed that the new bus would be delivered in 2024. The Budget Committee scheduled their meeting for Tuesday, September 24 at 9:00 a.m.

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Arrowhead Metropolitan District Board of Directors August 28, 2024, Meeting Minutes

Action Log The Board reviewed the Action Log included in the packet and requested Management update as required.

- Mr. Hensel reported that he requested an estimate for 20 feet of guardrail for installation directly behind O'Loughlin's property on Sawatch Drive.
- The fence posts are still installed on District property at 137 Aspen Meadow. After discussion, the Board requested a survey of the District's easement be completed. Mr. Hensel will get an estimate for the survey.

Future Meetings The Board confirmed the next regular meeting for September 25, 2024, at 3:00 p.m. The Budget Committee will meet on September 24, 2024 at 9:00 a.m.

Executive Session By motion duly made and seconded it was unanimously

RESOLVED to enter into Executive Session pursuant to C.R.S. §24-6-402(4)(e), Determining positions relative to matters that may be subject to negotiation, developing strategy for negotiations, and instructing negotiators regarding a connection to Arrowhead village.

The Board entered Executive Session at 4:49 p.m.
The Board adjourned Executive Session at 5:29 p.m.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 28th day of August, 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District September 25, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on September 25, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe
- Michelle Horton
- Robert Warner, Jr.
- Steve McPhetridge

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary
- George Coleman, representative of Arrowhead Association
- Randy Smith, AA representative for Hwy 6 Safe Crossing Proj (Zoom)
- Hugh Fairfield-Smith, Eagle River Fire Protection District
- Karl Bauer, Fire Chief, Eagle River Fire Protection District
- Dick O'Loughlin, owner 266 Sawatch Dr
- Sally O'Loughlin, owner 266 Sawatch Dr
- Peter Segal, owner 31 Riverdance Way
- Todd Williams, Director, Edwards Metropolitan District (Zoom)

Call To Order

The meeting of the Board of Directors for Arrowhead Metropolitan District was called to order by Director Riggio on September 25, 2024, at 3:00 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors September 25, 2024, Meeting Minutes

Director Riggio provided verbal notice that he is the President and a member of the board of directors of the Arrowhead Mountain Association in Arrowhead. Being a member of the Arrowhead Metro District and its current President, term to expire May 2025, this may potentially create a conflict of interest.

Consideration

Of Agenda Chief Bauer was added for public comment.

Public Input

Lighting Concern: Mr. O'Loughlin told the Board that there are very dark areas throughout Arrowhead and additional streetlights are needed to provide safer conditions for residents. Mr. Segal reported that there is minimal lighting in the Riverdance neighborhood and asked for additional lighting. Director Riggio reviewed additional neighbor comments received via email prior to the meeting about concerns of dark areas and the need for additional lighting in parts of Arrowhead. The Board thanked Mr. O'Loughlin and Mr. Segal for bringing their concerns to the Board.

ERFPD Ballot Resolution: Chief Bauer introduced the resolution of support for a sales tax for the Eagle River Fire Protection District (ERFPD) going to voters during the November election. There was general discussion on what the sales tax would fund and how information would be disseminated to owners. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Resolution in Support of the Passage of ERFPD Ballot Issue 6A.

The Board requested the Resolution be included in the AA newsletter or other owner communication.

Fire Mitigation: Mr. Fairfield-Smith gave an update of fire mitigation work completed in 2024 and presented additional areas needing mitigation work in 2025. The additional areas are not in the District but present a threat to Arrowhead if a wildfire event starts in that area. The current owner of the property, Homestead HOA, has agreed to allow the mitigation work to be completed but will not provide financial support for the work. There was general discussion on the cost, grants available, forest health and homeowner programs, cost for on-going maintenance, and AA's role. Mr. Fairfield-Smith requested the District consider adding \$200,000 to the 2025 budget and provide a Letter of Support for the Eagle Valley Wildland pledging partnership for five years. Following discussion, the Board approved providing a letter of support and would consider adding funds to the budget.

There was no other public input.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors September 25, 2024, Meeting Minutes

Minutes The Board reviewed the minutes included in the packet. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for August 28, 2024.

Transportation

Agreements The Board reviewed the 2025 transportation agreement Exhibits included in the packet. There was general discussion on the service and adding a second bus to Vail. Following discussion, and upon motion duly made and seconded, it was unanimously

RESOLVED to approve Exhibit A to the Fifth Amendment to the Arrowhead Metropolitan District Transportation Service Letter Agreement; and

FURTHER RESOLVED to approve Exhibit A to the Fifth Amendment to the Intervillage Transportation Agreement.

Guardrail Mr. Hensel reviewed the revised quote for a smaller guardrail to be installed behind 266 Sawatch Drive in response to safety concerns of backing into the ditch directly behind the residence's driveway. Following discussion, the Board determined that the ditch was not a sufficient safety concern to warrant installation of a guardrail.

Accounts Payable

Ms. Johnston confirmed that an updated Accounts Payable list was emailed to all Directors prior to the meeting. The Board reviewed the revised Accounts Payable list and, by motion duly made and seconded, it was unanimously

RESOLVED to approve the updated Accounts Payable list as presented.

Lamppost

Maintenance Mr. Hensel explained that the maintenance of the street lampposts was split between the Association and District. Since the District is responsible for the road, the Association is requesting that all street lampposts be maintained by the District and the Association would maintain all other lighting as well as continuing to be responsible for the electricity costs for the lighting, including the street lampposts. Following discussion, and by motion duly made and seconded, it was unanimously

RESOLVED to approve that the Metropolitan District is responsible for maintenance of the streetlights and lampposts within the District, but not the associated electricity costs of the streetlights and lampposts except for those in the parking lot.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors September 25, 2024, Meeting Minutes

Bike Accident Ms. Johnston informed the Board that a letter of representation was received by the District regarding a bicycle accident on August 27. Mr. Hensel reported on the accident and that a letter was sent to County Club of the Rockies. Ms. Johnston confirmed that the District's insurance agent was notified of the incident and letter received by the District.

UERWA

Update The Board reviewed the report included in the packet. No action was taken.

Arrowhead

Association Mr. Coleman reported the following:

- Board received a letter from owners regarding the need for greater security in Arrowhead. AA is forming a committee to address the concern and look into proposals for gate upgrades. Director Roe volunteered to represent the District on the committee.
- Mr. Coleman was appointed Director Emeritus to AA.
- Strategic Planning added court renovations, plaza and mountain enhancements, a deck atop Arrowhead Mountain, and landscaping projects to the 2025 budget.
- The Association would like an agreement for the District to purchase materials for the Safe Crossing Project landscaping with Association reimbursement. The District's Budget Committee confirmed they included funds for procurement of the materials with Association reimbursement in the 2025 budget.

Hwy 6 Safety

Project Mr. Smith introduced signage options being considered for the roundabout. There was general discussion on the options. Director Riggio requested that all directors review the options and provide feedback to Mr. Smith.

Director Riggio updated the Board on the project status:

- The project is \$300,000 under budget and no more change orders are expected.
- Completion date is expected to be October 15, including striping and bus stops.
- Arrowhead Association is expected to start installing the monument immediately following construction completion.

Operations

Report Mr. Hensel reported the following:

- There are two open positions for plow drivers that need filled.
- PSI is approximately 50% complete with cleaning out the storm drain drops.
- The speed humps on Cresta Road and Arrowhead Drive will be removed by the end of October.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors September 25, 2024, Meeting Minutes

Director Riggio announced a new lift option and proposals are being obtained to automate the snow guns for use in an emergency fire event and for snow making.

Financial

Statements

Mr. Marchetti reviewed the financial statements included in the packet and that items are tracking as expected.

Budget

Mr. Marchetti stated the meeting was noticed and published for the public hearing to consider amending the 2024 budget and adopting 2025 Budget. The budget hearing was opened for comment. Director Roe reviewed the Budget Committee meeting held the prior day. There are still a couple of vendor contracts to come in and direction is needed on the fire mitigation for 2025. There was general discussion on the budget. Following discussion, the Board requested a \$100,000 placeholder for fire mitigation in the 2025 budget and Arrowhead Association would consider taking on the residential side of the fire mitigation program. Due to the remaining unknowns for 2025, the Board continued the public hearings to the next regular meeting.

Action Log

The Board reviewed the Action Log included in the packet and requested Management update as required.

- The Board rescinded direction to Mr. Hensel to get a survey of District property at 138 Aspen Meadow.
- Ms. Johnston confirmed the Streamline website would be online and live by September 26. Documents would continue to be posted on the AA-hosted page as well as the Streamline site until the changeover is complete.

Future

Meetings

The Board confirmed the next regular meeting for October 23, 2024, at 3:00 p.m.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors this 25th day of September , 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District October 23, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on October 23, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe (Zoom)
- Michelle Horton
- Robert Warner, Jr.
- Steve McPhetridge (Zoom)

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary
- George Coleman, representative of Arrowhead Association
- Randy Smith, AA representative for Hwy 6 Safe Crossing Proj (Zoom)
- Brandon Abraham, owner 2013 Cresta Rd

Call To Order

The meeting of the Board of Directors for Arrowhead Metropolitan District was called to order by Director Riggio on October 23, 2024, at 3:02 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Riggio more than seventy-two hours prior to the meeting, indicating that he is the President and a member of the board of directors of the Arrowhead Mountain Association in Arrowhead. Being a member

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors October 23, 2024, Meeting Minutes

of the Arrowhead Metro District and its current President, term to expire May 2025, this may potentially create a conflict of interest. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Director McPhetridge verbally disclosed that he is a member of Country Club of the Rockies in Arrowhead which may create a conflict of interest in discussion of the accounts payable and AA landscaping of the Highway 6 Safe Crossing Project.

Consideration

Of Agenda There were no changes to the agenda.

Public Input There was no public input.

Minutes The Board reviewed the minutes included in the packet. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for September 25, 2024.

2024 Audit Mr. Marchetti presented the engagement letter from McMahan included in the Board packet explaining that they had done the District's audit for several years and asked the Board if they would like to continue with them. Following discussion and upon motion duly made and seconded it was unanimously

RESOLVED to approve the Engagement Letter with McMahan and Associates for completion of the 2024 audit.

Aqua Sierra Mr. Hensel explained the proposal is a continuation of service from the company that the District has been using for several years. There was general discussion on the services provided and that the District takes care of the ponds to provide public access to the area for fishing and recreation. Director Roe requested that written service reports be provided to the Board after each service during the season. Following discussion and upon motion duly made and seconded it was unanimously

RESOLVED to approve the Aqua Sierrea Proposals for 2025.

Crime Limit Ms. Johnston reported that the premium to increase the District's crime coverage with the insurance Pool from \$25,000 to \$50,000 would be \$150. The Board directed management to increase the coverage effective with the 2025 policy.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors October 23, 2024, Meeting Minutes

Accounts

Payable

The Board reviewed the revised Accounts Payable list. There was discussion on the Otten Johnson invoice for the CCR legal fees related to the easements necessary to move forward with the Highway 6 Safe Crossing project. Following discussion, and by motion duly made and seconded, it was unanimously

RESOLVED to approve the Accounts Payable list as presented.

Arrowhead

Security

Director Riggio introduced the 45-day notice to change the District's service plan and AA and the District coming together to create a collaborative working committee to develop security enhancements. Director Roe gave background on formation of the Security committee and the first meeting at which two issues were identified. The first is getting the gates functional which AA is currently addressing. The second is the perceived community desire to have enhanced security including improvements in gate equipment and ways to slow traffic through community. The committee is working on a comprehensive plan for security in the neighborhood and recommends engaging a security expert to prepare a report on security issues and provide recommendations for improvements. The District is better situated than AA to provide funds for any identified capital enhancements and enforcement for enhanced security. The District would need to add security to the service plan, which can be accomplished through a 45-day notice. There was general discussion on community engagement, AA buy-in for the District potentially taking over security, and the need for a security assessment and identified actionable items to move forward. Discussion continued on liability issues, cost, cost sharing, and level of security wanted by community. Following discussion, and upon motion duly made and seconded, it was unanimously

RESOLVED to approve amending the Service Plan to include Security via 45-day notice.

The Board requested that Management publish the 45-day notice in the next available newspaper printing. Consideration to hire a third-party consultant was tabled until the Security committee provided recommendations.

UERWA

Update

Director Warner reviewed the report included in the packet. No action was taken.

Arrowhead

Association

Mr. Coleman reported the following:

- Gates are being worked on, motors are ordered or installed, and gates will be functional by Friday. Gate equipment enhancements were reviewed. The amount of time the gates are open has been shortened.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors October 23, 2024, Meeting Minutes

- Budget should be finalized tomorrow morning for presentation to Board at the next meeting. Included in the budget are the remaining motors for rest of property and license plate reader cameras. A significant amount is proposed for racquet sports and the continued commitment for landscaping throughout the community and roundabout.

Hwy 6 Safety

Project

Mr. Smith reported that signage will be installed in the roundabout and there is a slight modification to the area. Signage with custom logos would be paid separately by CCR and Vista but signage using the font picked by AA would be paid for by AA. Since all signage will be installed on District property, the District Board has requested to be part of the signage decision.

Director Riggio reported that the roundabout construction is mostly complete stating the contractor did a fantastic job and it is the best constructed roundabout in the valley. He further praised Mark Johnson for designing a well-engineered roundabout for pedestrians and traffic. The punch list items walk will be tomorrow and project construction should be complete by Friday. The bus shelters are lagging pending receipt of solar panels. There was general discussion on Arrowhead Drive road sign put up by CDOT and the Board requested the committee discuss the sign and placement with CDOT.

Mr. Marchetti reviewed the project forecast and cost projections. The overall project is anticipated to come in under budget by approximately \$133,000. The Board thanked Director Riggio, Mr. Hensel, former Board president Bob Shafer, and all others involved for their diligence and commitment to the project and bringing it in under budget. AA will send out a communication to the ownership once the project is fully complete.

Operations

Report

Mr. Hensel reported the following:

- Cresta Road seasonal speed humps are removed.
- Speed humps on Arrowhead Drive are expected to be removed next week but will remain in place until the west gate is fixed and operational. There was general discussion on installing permanent speed humps.
- The new bus should be delivered in the next couple weeks prior to Beaver Creek ski mountain opening.
- Batteries on two speed control signs are bad and need replaced. The estimate to replace them is \$1,300 per battery. Bids for new solar powered speed signs are around \$6,000 each. There was discussion on sign capabilities and reporting. Battery signs can be moved around but solar powered are for set location. The Board requested Mr. Hensel prepare a proposal to present at the next meeting.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors October 23, 2024, Meeting Minutes

- The Cresta gate will be back in place by October 31 when Nottingham Construction will be finished with their project.

Financial

Statements

Mr. Marchetti reviewed the financial statements included in the packet and that year-to-date items are tracking as expected.

Budget

Mr. Marchetti stated the meeting is a continuation of the public hearing to consider amending the 2024 budget and adopting 2025 Budget and the hearings were opened for comment.

Mr. Marchetti presented the 2024 budget needed to be amended to permit the transfer of interest from the debt service fund to the general fund. Upon Motion duly made and seconded, it was unanimously

RESOLVED to approve amending the 2024 budget as presented.

Mr. Marchetti reviewed legislation passed in 2024 that sets a cap on operating revenue which will be based on 2025 property tax revenues collected. Debt service revenue is not subject to the cap. He reviewed the 2025 budget options included in the packet explaining that one option is to set the operating revenue at the highest amount available to set a higher revenue cap but results in a tax increase to property owners. The other option retains a mill levy credit to keep property tax revenue about the same as this year but sets a lower beginning revenue cap. Both options set the debt service mill levy to 0 and funds will be transferred from the General Fund to cover Debt Service in 2025. The 2026 forecast shows the general fund revenue being decreased and debt service revenue being reinstated. A third option would be to lower the Sales tax however an estimated 50% of sales tax comes from outside the gate. There was general discussion on mill levy, tax revenues, and communication to community. Following discussion, the Board continued the public hearings to the next regular meeting.

Action Log

The Board reviewed the Action Log included in the packet and requested Management update as required.

- Fire Mitigation – no subdistrict needed; Mr. Fairfield-Smith sent the fire marshal job description to Director Riggio and will include costs, timing, split between Beaver Creek, Bachelor Gulch, and the District. Director Horton attended a meeting with ERFPD and reported that, if passed by voters in November, the sales tax rate will be capped at 0.39 related to timing on new fire stations.
- Bachelor Springs - Director Riggio will prepare a formal request to Vail Resorts for the piece of property to be reviewed by the Board at the next regular meeting.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors October 23, 2024, Meeting Minutes

Future**Meetings**

The Board confirmed the next regular meeting on December 4, 2024, at 3:00 p.m.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors on this 23rd day of October, 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting

RECORD OF PROCEEDINGS

Minutes of the Meeting of the Board of Directors Arrowhead Metropolitan District December 4, 2024

A meeting of the Board of Directors of the Arrowhead Metropolitan District, Eagle County, Colorado, was held on December 4, 2024, at 3:00 p.m. at the offices of Marchetti and Weaver, 28 2nd St, Unit 213, Edwards, with an option to attend via electronic Zoom meeting, Meeting ID: 889 9887 0889, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Vincent Riggio
- Bill Roe (Zoom)
- Michelle Horton
- Robert Warner, Jr.
- Steve McPhetridge

Also in attendance were:

- Jerry Hensel, Director of Resort Operations, Vail Resorts
- Ken Marchetti, Marchetti & Weaver, LLC
- Beth Johnston, Marchetti & Weaver, LLC, recording secretary (Zoom)
- George Coleman, representative of Arrowhead Association (Zoom)
- Geoff Dreyer, UERWA representative (Zoom)
- Brandon Abraham, owner 2013 Cresta Rd
- Hugh Fairfield-Smith, Eagle River Fire Protection District

Call To Order

The meeting of the Board of Directors for Arrowhead Metropolitan District was called to order by Director Riggio on December 4, 2024, at 3:02 p.m. noting a quorum was present.

Disclosure of Potential Conflict

Of Interest The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Warner more than seventy-two hours prior to the meeting, indicating that Director Warner is a Board Member for Eagle River Water and Sanitation District, a former Builder/Developer in the District, a member of the Eagle County Planning Commission and Board of Adjustment, and President of the McCoy Springs at Arrowhead Homeowners Association. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

The Board noted that it has received certain written disclosures of potential conflict of interest statements from Director Riggio more than seventy-two hours prior to the meeting, indicating that he is the President and a member of the board of

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors December 4, 2024, Meeting Minutes

directors of the Arrowhead Mountain Association in Arrowhead. Being a member of the Arrowhead Metro District and its current President, term to expire May 2025, this may potentially create a conflict of interest. The Board noted, for the record, that this disclosure is restated at this time with the intent of fully complying with laws pertaining to potential conflicts of interest.

Consideration

Of Agenda There were no changes to the agenda.

Public Input There was no public input.

Minutes The Board reviewed the minutes included in the packet. It was noted that Mr. Abraham attended in person, not Zoom. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the minutes for October 23, 2024, with the attendance correction as noted.

Parking for Pickleball

Courts Mr. Hensel reviewed the additional parking proposed for the pickleball courts which would increase parking by 50%. Director Roe reviewed the Raquet Sport Committee discussions regarding upgrades to the pickleball court, need for additional parking, and whether or not it was feasible for the District to construct. The Association and District boards would have discussions before any improvements would move forward. General discussion continued on the current court and parking conditions, suggested improvements, feasibility of District constructing the parking, timing of construction, and potential appropriation needed for the work in the 2025 budget. Following discussion, the Board tabled discussion pending further information.

Donation to BMHS Project

Graduation Ms. Johnston introduced the donation request included in the packet. Director Horton expanded on the event and activity. Following discussion and upon motion duly made and seconded it was unanimously

RESOLVED to donate \$750 to Battle Mountain High Scholl 2025 Project Graduation event.

Speed Signs Mr. Hensel presented the proposal for 5 new solar powered speed monitors included in the packet. Some of the current signs no longer work and will be retired. General discussion continued on where the monitors should be placed and their effectiveness in controlling speeds in the community. Following discussion and upon motion duly made and seconded it was unanimously

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors December 4, 2024, Meeting Minutes

RESOLVED to keep two current solar powered monitors on Highway 6 and purchase three additional solar-powered monitors for use within the community inside the gates.

Accounts

Payable

Ms. Johnston confirmed that a revised Accounts Payable list was emailed to all Board members prior to the meeting. Mr. Hensel explained that the irrigation is actually raw water, but ERWSD now requires a monthly fee as long as there is a tap to their main line. It is estimated to cost \$25,000 to remove the current tap and leaving it provides a backup to the raw water system. The Board reviewed the revised Accounts Payable list. Following discussion, and by motion duly made and seconded, it was unanimously

RESOLVED to approve the revised Accounts Payable list as presented.

Fire Manager Director Riggio introduced the Area Wildfire Manager (AWM) position for the District. The AWM would be dedicated to Beaver Creek, Bachelor Gulch, and Arrowhead communities. The responsibilities, duties, and salary of the AWM have been reviewed by the respective Associations and Districts. Mr. Fairfield-Smith reviewed that an AWM would benefit the community by providing a dedicated, high level of service to the community and explained how other communities are already benefiting from an AWM. General discussion continued on the benefits, other programs available to Arrowhead residents, necessity for an AWM, cost split among the Districts, increasing 2025 budget appropriation and future on-going costs. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve an amount not to exceed \$100,000 in 2025 to support hiring an AWM dedicated to Beaver Creek, Bachelor Gulch, and Arrowhead through ERFPD, contingent on participation by the other Districts.

Safe Crossing Project

Open House Director Riggio presented the idea to have an open house and ribbon cutting in April 2025 for the completed Highway 6 Safe Crossing Project. The Director of CDOT may be able to attend. General discussion on potential expenses, community reception of an open house, community support for the completed roundabout. The Board agreed to spend up to \$1,000 on the open house event with an exact date to be determined later.

Arrowhead

Security

Director Roe reviewed the Security Taskforce Committee created to research safety and security within Arrowhead. The Committee recommends a professional

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors December 4, 2024, Meeting Minutes

consultation to guide the Committee moving forward. The initial meeting offered by the recommended consultants is at the beginning of December and would provide the Taskforce with a report of what the community needs to move forward. The estimate for the initial consultation and site visit report is \$30,000 with additional consultation services possible. General discussion was held on the need for increasing security within the community, community concern regarding safety, costs, and District versus Association roles regarding security. Following discussion, and upon motion duly made and seconded, with four directors in favor and one, Director Warner, against, it was

RESOLVED to approve the proposal from Moore and Associates for an amount not to exceed \$15,000, contingent on the remainder of the cost to be covered by AA.

UERWA Update

Mr. Dreyer reviewed the following:

- Board compliance training –Private emails and texts used for Board business are subject to open records requests and discovery in any lawsuits.
- Federal Legislation – Bolts Lake Ditch Act still being considered.
- Regulation 31 and Wastewater Master Plan – Water Quality Control Committee requires stream discharge temperatures to be monitored and would potentially be unachievable with current facilities. Huge amounts will need to be expended to upgrade facilities for monitoring, particularly at the Edwards plant, potentially doubling the cost for customers. General discussion on cost of necessary Edwards plant upgrades.

Arrowhead Association and Operations Report

Mr. Hensel reported the following:

- Finishing all of the gates and infrastructure, replacing all of the internal operators, power supplies, and decreasing the gate opening times. Most gates are now fully operational but still having problems with East and West gates.
- Center of roundabout is still being built. Retaining walls will be done by middle of next week. Some construction days were lost due to weather. The monument will be installed by Christmas with the sign installed by mid-January. Trees will be installed once tent comes down.
- Eagle County Sheriff is asking that cameras be installed at the roundabout with a cost of about \$3,000 per camera.
- New bus is delayed, scheduled to be delivered by end of December.
- It looks promising that the ski mountain will open by Christmas.
- Cresta Pedestal will be moved by this weekend. It is currently tented.
- Down two plow drivers and actively trying to find replacements but does not look promising. General discussion on snow removal after the recent storm.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors December 4, 2024, Meeting Minutes

- All maintenance equipment is operational. The toolcat is in for repairs but should be ready by end of week.
- Working on next year's construction plans. Should have proposal for March 2025 meeting with work completed by Memorial day.
- 135 Castle Peak Close – Mr. Hensel met on site with representative regarding drainage issue into the home's basement. Initially, the source of water was thought to be from the District's drainage, however it appears to be an Association issue with drainage. The District will monitor the drain pan to be sure it is working correctly. No further District action is needed at this time.

Hwy 6 Safety Project

Director Riggio reported the roundabout construction is completed. The bus shelters are installed but Eagle County wants one flipped. Since the shelter was installed per the approved plans, it is up to the County to pay for any changes. Punchlist items are in process. Minor costs may be incurred for the punchlist items, but the project remains within budget, confirmed by Mr. Marchetti.

Financial Statements

Mr. Marchetti reviewed the financial statements included in the packet and said that year-to-date items are tracking as expected.

Budget

Mr. Marchetti stated the meeting is a continuation of the public hearing to consider amending the 2024 budget and adopting 2025 Budget and the hearings were opened for comment. The Amended 2024 Budget was approved at the previous meeting and that hearing was closed.

Mr. Marchetti presented the two budget options, Option one collects property taxes fully and eliminates temporary mill levy credit allowing for a higher starting revenue cap. Option two collects the same revenue as 2024 with a reduced temporary mill levy credit. Mr. Marchetti increased the fire mitigation line by \$100,000 as approved earlier in the meeting, otherwise all other line items are mostly the same. General discussion was had on the two options presented, property tax cap and base revenue, and ability to rebate taxes in future years to maintain adequate fund balance. There being no further input, the 2025 budget hearing was closed. Upon motion duly made and seconded, it was unanimously

RESOLVED to approve the Resolutions to Adopt the 2025 Budget option one as presented with minor adjustments that may occur; and

FURTHER RESOLVED to approve the Resolution to set the Mill Levy as follows: Operations 10.073, Temporary Credit 0.000, Debt Service 0.000.

RECORD OF PROCEEDINGS

Arrowhead Metropolitan District Board of Directors December 4, 2024, Meeting Minutes

FURTHER RESOLVED to approve the Resolution to Appropriate Sums of Money for spending in 2025, with an additional \$100,000 for fire mitigation as discussed earlier in the meeting, subject to minor revisions, if necessary.

Investment

Discussion Ms. Johnston reviewed recently matured and maturing funds and the UMB representative's recommendation for purchasing Treasuries instead of brokered CDs. General discussion continued on the ColoTrust balance and moving \$500,000 additional funds for a total investment of \$1M. Director Horton illustrated how investing the total amount into laddered 1, 2, 3, and 4-year Treasuries at \$250k each would provide annual liquidity and lock in current higher rates. Following discussion, the Board directed a total investment of \$1M over 4 years split equally into the best option of Treasuries or brokered CDs.

Action Log The Board reviewed the Action Log included in the packet and requested Management update as required.

- Letter to Mr. O'Laughlin is in process
- BSHOA access is still being research with more to come

Future

Meetings The Board confirmed the next regular meeting on January 22, 2025, at 3:00 p.m.

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

RESOLVED to adjourn the meeting of the Arrowhead Metropolitan District Board of Directors on this 4th day of December, 2024.

Respectfully submitted,



Beth Johnston
Secretary for the Meeting