
RECORD OF PROCEEDINGS

Mountain Recreation Metropolitan District – August 25, 2021 Special Meeting Minutes

Minutes of the Special Meeting Of the Board of Directors Mountain Recreation Metropolitan District August 25, 2021

A special meeting of the Board of Directors of the Mountain Recreation Metropolitan District, Eagle County, Colorado, was held on August 25, 2021, at 6:00pm, in the Edwards Field House, 450 Miller Ranch Road, Edwards, Colorado, and via Zoom platform, in accordance with the applicable statutes of the State of Colorado.

Attendance The following Directors were present and acting:

- Liz Jones
- Mikayla Curtis
- Mike McCormack (attending remotely)
- Tom Pohl (attending remotely)
- Chris Pryor

Also in attendance were:

- Janet Bartnik, Executive Director
- Scott Robinson, Superintendent of Business Operations
- Anna Englehart, Superintendent of Recreation Programs
- Alethea Platter, Accounting Manager
- Lizzy Owens, Community Engagement Manager
- Eddie Campos, Marketing and Communications Manager
- Bill Ray, W-R Communications
- Dee Wisor, Butler Snow
- Johnathan Heroux, Piper Sanders
- Ken Marchetti, Marchetti and Weaver
- Todd Goulding, Goulding Development Advisors
- Matt Owens, Axias Inc

1. Call to Order

The special meeting of the Board of Directors of Mountain Recreation Metropolitan District was called to order by Chairperson Jones on August 25, 2021, at 6:02pm, noting a quorum was present to conduct business.

2. Changes to the Agenda

There were no changes to the agenda.

3. Business

a. Ballot Resolution

Mr. Robinson stated that the consultant team had prepared resolutions for both \$55 million and \$60 million questions for the November 2, 2021, election based on the board discussion from last week's business meeting. Additionally, staff

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worked with the owner's rep team to plan minor adjustments to the projects that will not impact the delivery service and will result in reduction in construction cost estimations. Contingencies planned were retained at the initially proposed levels since there were many unknowns related to design and construction. Those planned construction adjustments combined with partner pledges totaling approximately \$6.1 million result in funding gaps of \$3.8 million with voter approval of the \$60 million question and \$8.8 million with voter approval of the \$55 million question.

The cost to taxpayers was publicized at the maximum amount of \$47 per year for every \$100,000 of home value. At the \$60 million and \$55 million funding question levels, the annual taxpayer cost would be reduced to about \$32 and \$29 per year per \$100,000 home value respectively.

Mr. Robinson shared that staff had consulted with legal counsel to confirm that staff could release information after board action occurs that ensures the public will be aware of any changes made by the board to the list of projects previously publicized through the summer.

Director Curtis stated that the ballot language includes a de-Gallagher provision. Bond counsel confirmed that should the ballot question fail, so too would the de-Gallagher provision. Discussion ensued regarding the impacts of potential changes at the state level to the Gallagher Amendment's administration.

Director McCormack asked about the psychology of pricing. He asked if there were any appetite for asking for \$63 or \$62 million. The consensus of the board was to choose between \$55 and \$60 million.

Director Pryor expressed concerns regarding the cost to taxpayers.

Director Jones moved to approve a Resolution authorizing submission of taxing question to District electors requesting voter consideration of a property tax levy to fund the All Access Rec initiative at the \$60 million funding level. Director McCormack seconded the motion. It was unanimously

RESOLVED to approve a Resolution authorizing submission of taxing question to District electors requesting voter consideration of a property tax levy to fund the All Access Rec initiative at the \$60 million funding level.

b. Resolution for Non-Resident Surcharge

Ms. Bartnik stated that the resolution presented is unchanged from its presentation at the regular business meeting August 18. The board should consider whether to implement a facility admission surcharge on non-residents of the District utilizing District facilities.

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The board discussed the fiscal value of adding a surcharge against resident feedback received understanding that Mountain Rec's level of non-resident participation in facilities and programs is relatively low. Director McCormack noted that any surcharge added to fees for those who do not contribute via tax dollars would likely have positive public optics.

Director Pohl agreed that the implementation of a surcharge would have a positive response from district residents. Discussion ensued as to whether the surcharge should be placed on facility admissions or also added to program registrations.

Mr. Robinson stated that data from the August poll was shared with the board August 18. He noted that implementation of the fee differential would have challenges to administer within the registration system's limitations. Ms. Platter added that participants would need to come into the facilities to register at least the first time they establish an account with the District, rather than being able to register conveniently online. Mr. Robinson stated that imposing a surcharge may be contrary to the District's efforts to create an open and welcoming environment for all.

Director Curtis suggested using in-district and out-of-district language, rather than resident and non-resident language.

The board considered making implementation contingent upon passage of the ballot. The consensus was not to make implementation contingent on the ballot measure.

The consensus of the board was to consider both program and facility rates in the development of the resolution and the fees schedule. Board members discussed concerns with a surcharge impacting accessibility and affordability for the community's most vulnerable populations.

The board directed staff to redraft the resolution for the September 15 regular business meeting in a way that attempts to balance inclusivity and recognition of taxpayer contributions.

c. Other Business

Director Jones recognized that Janet Bartnik had been with the District for four years.

Director Jones recognized all the staff for the work on the All Access Rec initiative.

Director Curtis clarified direction on fair campaign laws. Mr. Robinson stated that if a citizen's campaign should spin up, board members may choose to

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participate. It is suggested that board members do so as independent campaigners and not as board members of the District.

Adjournment

Director Jones moved to adjourn the board meeting. Director Curtis seconded the motion. It was unanimously

RESOLVED to adjourn the meeting at 7:27 pm.