



**MEETING OF THE • MINTURN TOWN COUNCIL**  
**Minturn Town Center, 302 Pine Street • Minturn, CO 81645 • (970) 827-5645**  
**February 13, 2008**  
**Regular Session – 4:00PM**

**MAYOR - Gordon “Hawkeye” Flaherty**  
**MAYOR PRO TEM – George Brodin**

**Interim Town Administrator – Gary Suiter**  
**TOWN CLERK/TREAS - Jay Brunvand**

**COUNCIL MEMBERS:**

Jerry Bumgarner  
Bill Burnett  
Tom Sullivan  
Kelly Brinkerhoff  
Shelley Bellm

**Ginn Annexation Public Hearing Topics: Applicant Response, Staff Response and Council Deliberations**

When addressing the Council, please state your name and your address for the record prior to providing your comments. Please address the Council as a whole through the Mayor. All supporting documents are available for public review in the Town Offices – located at 302 Pine Street, Minturn CO 81645 – during regular business hours between 8:00 a.m. and 5:00 p.m., Monday through Friday, excluding holidays.

**Regular Session – 4:00 PM**

**1. Call to Order**

- a. Roll Call
- b. Pledge of Allegiance

**EXECUTIVE SESSION**

**2. Minturn Town Council will convene into executive session: (2.5 Hours)**

- Pursuant to Colorado Revised Statutes (CRS) §24-6-402 (4)(b) to consult with Town Attorneys Allen Christensen, Arthur “Boots” Ferguson, Elizabeth Mitchell and Anne Castle for the purpose of receiving legal advice on the Ginn PUD/Annexation

**3. Discussion/Action or Direction to Town Manager and Town Attorneys from the Executive Session (5 Min.)**

**7:00 PM**

## STANDING ITEMS

4. **Approval of Agenda (5 min).**
  - a. Items to be pulled or added
  - b. Order of the Agenda Items
5. **Approval of Minutes and Action Report (5 Min).**
  - February 6, 2008
  - Action Item Memo
6. **Special Presentation/Individual Introductions/Citizen Recognition/Project Update – Martinez**
  - Isaiah Martinez
  - Jerry Bumgarner
7. **Public comments on items, which are NOT on the agenda (3 minute time limit per person).**
8. **Discussion/action of Emergency Items, if necessary**
9. **Discussion Item - Town Council Comments (10 Min)**

## DISCUSSION, HEARINGS AND ACTION ITEMS

10. **Discussion/Action Item - Resolution 8 – Series 2008: A Resolution Approving the Three Mile Plan – Cerimele (5 Min)**
11. **Discussion/Action Item – A Public Hearing on Petitions for Annexation for Battle Mountain Annexation Parcels No. 1-9 for the annexation of territory to the Town of Minturn, Colorado for the purposes of determining and finding whether the areas proposed to be annexed as the Battle Mountain Annexation Parcels No. 1-9 comply with the applicable requirements of the Municipal Annexation Act of 1965, as amended, and is considered eligible for annexation – Discussion Topics: Applicant Response, Staff Response and Council Deliberations**
12. **Discussion/Action Item - Resolution 9 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #1 – Cerimele (5Min).**
13. **Discussion/Action Item - Resolution 10 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #2 – Cerimele (5Min).**
14. **Discussion/Action Item - Resolution 11 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #3 – Cerimele (5Min).**

15. **Discussion/Action Item** - Resolution 12 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #4 – Cerimele (5Min).
16. **Discussion/Action Item** - Resolution 13 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #5 – Cerimele (5Min).
17. **Discussion/Action Item** - Resolution 14 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #6 – Cerimele (5Min).
18. **Discussion/Action Item** - Resolution 15 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #7 – Cerimele (5Min).
19. **Discussion/Action Item** - Resolution 16 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #8 – Cerimele (5Min).
20. **Discussion/Action Item** - Resolution 17 – Series 2008: A Resolution Approving the Findings and Conclusions for the Annexation of Battle Mountain Parcel #9 – Cerimele (5Min).
21. **Discussion/Action Item** – Ordinance 1 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #1 – Cerimele (5Min).
22. **Discussion/Action Item** – Ordinance 2 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #2 – Cerimele (5Min).
23. **Discussion/Action Item** – Ordinance 3 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #3 – Cerimele (5Min).
24. **Discussion/Action Item** – Ordinance 4 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #4 – Cerimele (5Min).
25. **Discussion/Action Item** – Ordinance 5 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #5 – Cerimele (5Min).
26. **Discussion/Action Item** – Ordinance 6 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #6 – Cerimele (5Min).
27. **Discussion/Action Item** – Ordinance 7 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #7 – Cerimele (5Min).
28. **Discussion/Action Item** – Ordinance 8 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #8 – Cerimele (5Min).

29. **Discussion/Action Item** – Ordinance 9 – Series 2008 (First Reading): An Ordinance Approving the Annexation of Battle Mountain Parcel #9 – Cerimele (5Min).
30. **Discussion/Action Item** – Ordinance 10 – Series 2008 (First Reading): An Ordinance Approving the Annexation Agreement and Vesting Rights – Cerimele (5Min).
31. **Discussion/Action Item** – Ordinance 11 – Series 2008 (First Reading): An Ordinance Approving the Water Service Agreement for Battle Mountain – Cerimele (5Min).
32. **Discussion/Action Item** – **A Public Hearing** will be held for file PUD PDP 06-01 (File #1) Battle Mountain Planned Unit Development Preliminary Plan and Environmental Impact Report-PUD Preliminary Development Plan-Battle Mountain.
33. **Discussion/Action Item** - **A Public Hearing** will be held for file PUD AZDM 06-01 (File #2) Amendment to Zone District Map – PUD Preliminary Development plan-Battle Mountain.
34. **Discussion/Action Item** – Ordinance 12 – Series 2008 (First Reading): An Ordinance Approving the Amendment to Zone District Map – Cerimele (5Min).
35. **Discussion/Action Item** - **A Public Hearing** will be held for file PUD PP 06-01 (File #3) Preliminary Subdivision Plat-Battle Mountain Planned Unit Development Preliminary Plan.

#### FUTURE AGENDA ITEMS

36. **Items to be added to future agendas / work session**
  - Ginn Petitions for Annexation – Continued from: 2/13/08 – 3/5/08
  - Public Hearing will be held for the following file PUD PDP 06-01 (File #1) Battle Mountain Planned Unit Development Preliminary Plan and Environmental Impact Report-PUD Preliminary Development Plan-Battle Mountain – Continue from: 2/13/08 – 3/5/08
  - Public Hearing will be held for the following file PUD AZDM 06-01 (File #2) Amendment to Zone District Map – PUD Preliminary Development plan-Battle Mountain. – Continue from: 2/13/08 – 3/5/08
  - Public Hearing will be held for the following file PUD PP 06-01 (File #3) Preliminary Subdivision Plat-Battle Mountain Planned Unit Development Preliminary Plan – Continue from: 2/13/08 – 3/5/08
  - Reconsider Funding Request for Non-Profit Organizations in 2008 – Date Unspecific
  - Resolution 6 – Series 2008; A Resolution Approving Land Use Application CU 07-08 - March 5, 2008

### **37. Set Future Meeting Dates**

- a) Council Meetings
  - February 27
  - March 5
  - March 19
  
- b) Planning & Zoning Commission Meetings
  - March 12
  - March 26
  - April 9
  
- c) Other
  - Joint Meeting: ERWSD
  - February 27, 2008 @ 10:00AM

### **38. Adjournment**