



2011

# Minturn Council Meeting

Wednesday January 19, 2011

**Work Session:** **5:30pm**  
(Town Center)

**Regular Session:** **7:00pm**  
(Town Center)

**Council Goals:**

**TOP FIVE COUNCIL PRIORITIES:**

- Transit
- Sidewalks
- Annex School Dist property
- Community communications strategy
- Enforce zoning laws



## Agenda

### MEETING OF THE MINTURN TOWN COUNCIL

Minturn Town Center, 302 Pine Street  
Minturn, CO 81645 • (970) 827-5645

Wednesday January 19, 2011

Work Session - 5:30pm  
Regular Session – 7:00pm

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

TOWN MANAGER – Jim White  
TOWN CLERK/TREAS – Jay Brunvand

#### COUNCIL MEMBERS:

Shelley Bellm  
Earle Bidez  
Jerry Bumgarner  
Aggie Martinez  
John Rosenfeld

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.

### Work Session – 5:30pm

- Discussion/Action – Final draft for open fire Ordinance & Nuisance Ordinance discussion – Cerimele (15min) *pg 1*
- Downtown Colorado Inc Plan & Community Revitalization Plan. – Cerimele (45 min) *pg 4*

## Regular Session – 7:00pm

1. **Call to Order**
  - a. Roll Call
  - b. Pledge of Allegiance
2. **Approval of Agenda**
  - Items to be Pulled or Added
3. **Approval of Minutes and Action Report**
  - January 5, 2011 *Pg 11*
  - Action Item Report *Pg 16*
4. **Public comments on items, which are NOT on the agenda (5 minute time limit per person).**
5. **Special Presentations/Citizen Recognition**
  - Volunteers and Residents to be recognized *Pg 17*
    - i. Susana Miranda
    - ii. Recognition for Holiday Donations
      1. Vail Dispatch
      2. Salvation Army
      3. Anonymous Community Donators
6. **Town Manager's Report** *Pg 18*
7. **Town Council Comments**

### FUTURE AGENDA ITEMS

8. **Next Meeting**
  - Discussion/Action – Resolution establishing annexation eligibility of the Eagle County School District Maloit Park Parcels No. 1 & 2 – Cerimele (15min each)
  - Discussion/Action – General Improvement District Audit Exemption – Brunvand
9. **Future Meeting**
  - Discussion/Action – General Improvement District Audit Exemption – 2/2/11 – Brunvand

- Magustos LLC, Public Hearing and consideration of a new Hotel/Restaurant Liquor License application to be located at 101 Main St; Eric Cregon Owner – 2/2/11 - Brunvand

#### **10. Set Future Meeting Dates**

- a) Council Meetings:
  - February 2, 2011
  - February 16, 2011
  - March 2, 2011
- b) Planning & Zoning Commission Meetings:
  - January 26, 2011
  - February 9, 2011
  - February 23, 2011
- c) Other Dates:

#### **11. Adjournment**

**Work Session**

*Pg 24*

#### **12. Town Council Goals**

- Entry Signage at the north and south ends of Town, as well as coinciding signage for Little Beach Park
- Sidewalks
- Focus and strengthen special events
- Phase II of the Eco Trail
- Coordinated Marketing Plan
- Transit

Post Office Box 309  
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Minturn, CO 81645  
Phone: 970-827-4272  
Fax: 970-827-7420



Town Council  
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Councilman – Jerry Bumgarner  
Councilman – Aggie Martinez  
Councilman – Earle Bidez  
Councilman – John Rosenfeld

To: Minturn Town Council  
Cc: Jim White, Town Manager  
From: Chris Cerimele, Town Planner  
Re: Open Burning Regulations  
Date: January 14, 2011

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The Town Council requested a final review of the proposed outdoor burning regulations and asked staff to make corrections to any section of the Minturn Municipal Code that would be in conflict with the new regulations. The following sections of the MMC currently deal with outdoor burning in Minturn. Minor revisions are suggested to eliminate conflicts and for further clarification.

Existing:

**Sec. 7-4-90. Burning; nuisance declared.**

No person shall set fire or burn any garbage, rubbish or waste material or any hay, grass clippings or other combustible materials except wastepaper, in any ash pit or other receptacle or upon the ground. Any such act is a nuisance because of smoke and odor. (Prior code 10-310)

Proposed

**Sec. 7-4-90. Burning; nuisance declared.**

No person shall set fire or burn any garbage, rubbish, waste material, yard debris or any other combustible material in the Town of Minturn. Any such act is a nuisance because of smoke and odor. The only exception to this regulation is the burning of a small recreational fire in accordance with the currently adopted edition of the International Fire Code.

Existing:

**Sec. 7-8-70. Burning of refuse.**

The burning of refuse in any burning device is not permitted. (Prior code 7-117)

Proposed- no changes are proposed.

Existing:

**Sec. 7-8-80. Open burning.**

(a) Open burning is not permitted.

(b) Exceptions may be granted with the approval of the Fire Chief under the following conditions:

(1) When conducted for the purpose of Fire Department training.

(2) When conducted for the purpose of removing a fire hazard and then only with the written concurrence of the Fire Chief.

(3) When otherwise lawfully conducted as a small fire, bonfire or barbecue in conjunction with recreational activity. (Prior code 7-118)

Proposed:

**Sec. 7-8-80. Open burning.**

(a) Open burning is not permitted.

~~(b) Exceptions may be granted with the approval of the Fire Chief under the following conditions:~~

~~(1) When conducted for the purpose of Fire Department training.~~

~~(2) When conducted for the purpose of removing a fire hazard and then only with the written concurrence of the Fire Chief.~~

~~(3) When otherwise lawfully conducted as a small fire, bonfire or barbecue in conjunction with recreational activity. (Prior code 7-118)~~

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These are the proposed regulations pertaining to recreational fires in the Town of Minturn. Once finalized, these will be adopted as an amendment to the 2009 International Fire Code.

## Section 307

### Recreational Fires

**307.1 General.** A person shall not kindle or maintain or authorize to be kindled or maintained any open burning unless conducted in accordance with this section.

**307.1.1 Prohibited burning.** Outdoor burning that will be offensive or objectionable due to excessive smoke or odor emissions when atmospheric conditions or local circumstances make such fires hazardous shall be prohibited. Open burning of rubbish containing paper products, garbage, solid waste, rubber or other petroleum based products (including tires), building material, roofing material, animal carcasses, plastics, tree limbs and leaves, and lawn clippings shall be prohibited.

**307.2.1 Extinguishment Authority.** The Eagle River Fire Protection District and Minturn Police Department are authorized to order the extinguishment of any recreational fire that creates or adds to a hazardous or objectionable situation.

**307.3 Location.** The location for recreational fires shall not be less than five (5) feet from any property line.

**307.3.1 Fires within the 30' river setback.** No recreational fires shall be permitted within 30' of the high water mark of any live stream in the Town of Minturn. Portable cooking devices may be used in this area; however, the dumping of ash in the river or setback area is prohibited.

**307.4 Attendance.** Recreational fires and portable outdoor fireplaces shall be constantly attended until the fire is extinguished. A minimum of one portable fire extinguisher complying with Section 906 with a minimum 4-A rating or other approved on-site fire extinguishing equipment, such as dirt, sand, water barrel, garden hose or water truck, shall be available for immediate utilization.

**307.5 Additional Requirements.** The following restrictions shall apply to all recreational fires and portable outdoor burning devices:

1. All recreational fires shall be extinguished no later than 11:00 pm.
2. No recreational fire shall exceed three feet in diameter or two feet in height.
3. Only natural wood which has not been painted, varnished or coated with a similar material, has not been pressure treated with a preservative and does not contain resins or glues as in plywood or other composite wood products shall be used for a recreational fire.

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Councilman – Earle Bidez  
Councilman – John Rosenfeld

To: Minturn Town Council  
Cc: Jim White, Town Manager  
From: Chris Cerimele, Town Planner  
Re: Overview of OZ Community Revitalization Plan and Downtown Colorado  
Inc. Report  
Date: January 14, 2011

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Oz Architecture was retained by the Town of Minturn in 2006 to complete a long range visioning document for Minturn. The document titled *Minturn Revitalization Plan – Vision Guide*, was originally intended to be used as a guide for implementing improvement projects throughout town that would be possible due to revenue received from the Battle Mountain project. As stated in the plan introduction, the purpose of the document is to illustrate the overall vision for the future of the Town of Minturn that enables the town, property owners & citizens to make informed strategic decisions about future development and public improvements.

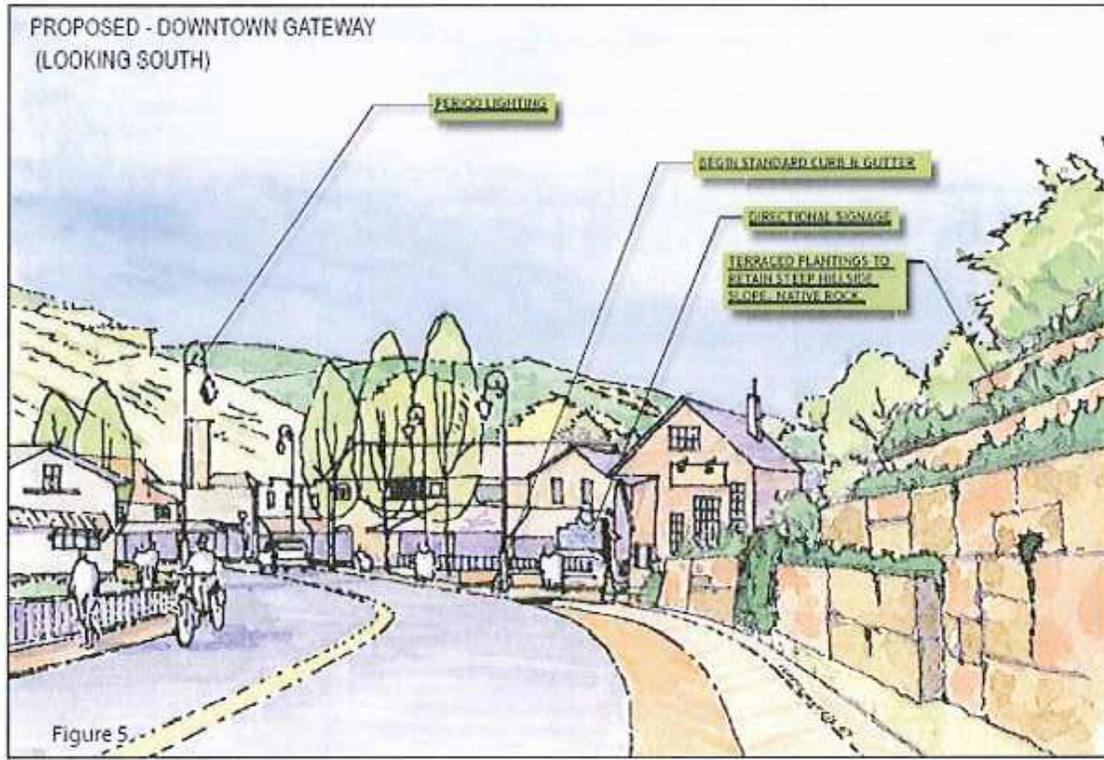
Oz held a series of community and focus group meetings throughout the winter and spring of 2007. The initial community meeting was used to gather citizen input on their current impressions of the Town and their future ideas for Minturn. The focus group meetings were held to gather specific input on the following topics: *Visual Arts; Parks/Recreation/Open Space/Trails; Traffic/Parking; Senior Population Issues; Economic Development; and Architectural Character/Historic Preservation*. The information gathered at these meetings was used to develop a series of concept plans that integrated the ideas presented at these meetings. The following is an overview of the major concepts presented in the Community Revitalization Plan.

#### North and South Gateway

The intent of these gateways is to celebrate the Town and welcome visitors to our community.

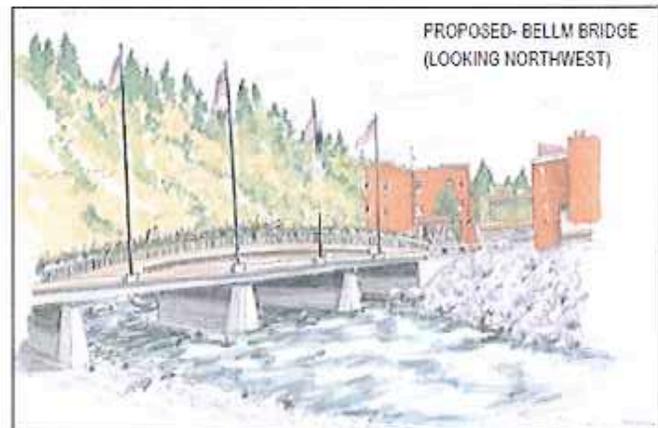
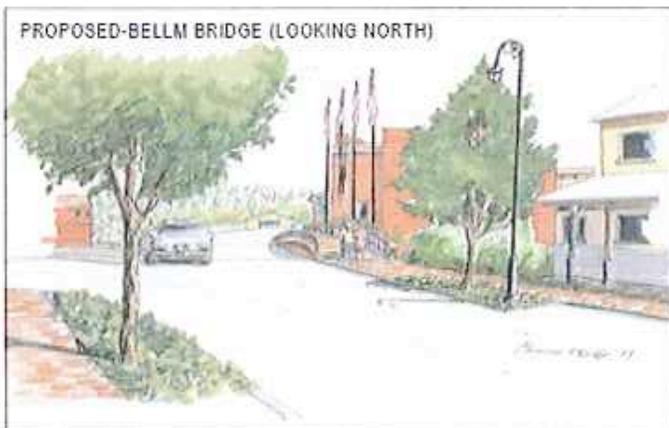
## Downtown Gateway

The plan calls for new lighting and a terraced retaining wall constructed from native stone.



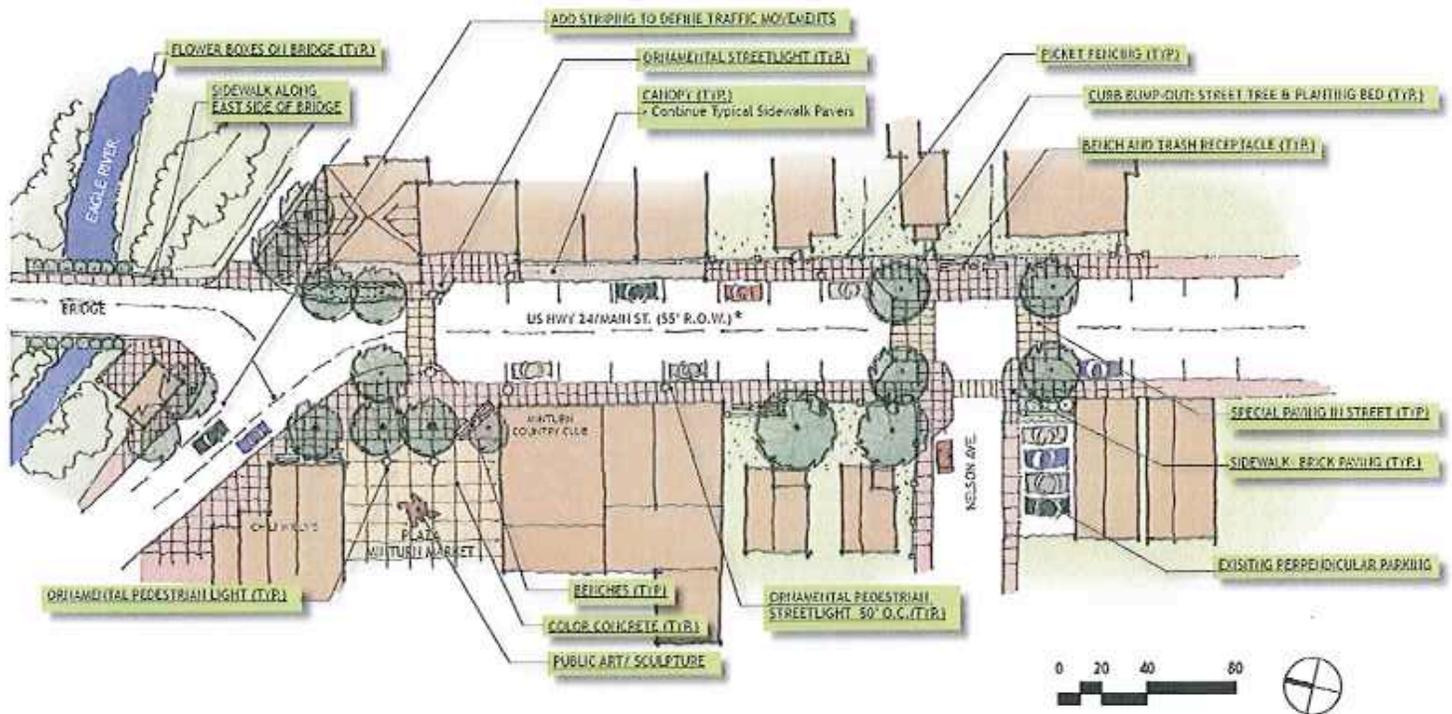
## Bridge Concept

Design objectives are to enhance the appearance and pedestrian facilities on each bridge by imparting a unifying theme and character.



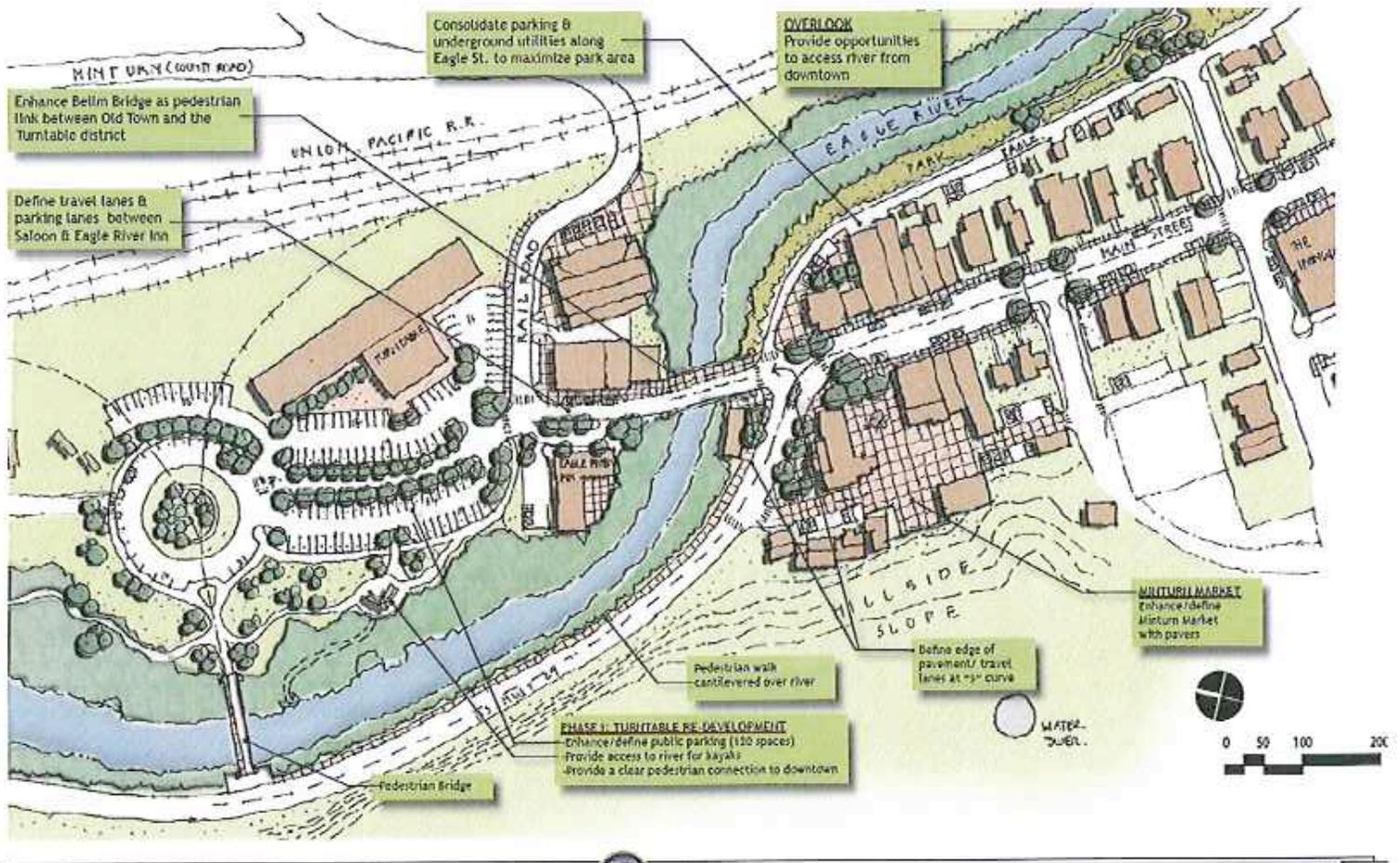
## Downtown Streetscape Concept

The improvements shown in the plan are recommended as enhancements to existing conditions in the downtown area. Recommended improvements include: cohesive street lighting, public art, plantings and "bulb-outs" to enhance pedestrian safety. A "bulb-out" is an extension of the sidewalk into the street that decreases the distance a pedestrian must travel to reach the other side of the street.



## "Heart of Minturn" Concept

Some of the ideas called out in this concept include increasing access to the Eagle River, undergrounding utilities on Eagle Street, and enhancing the municipal parking lot.



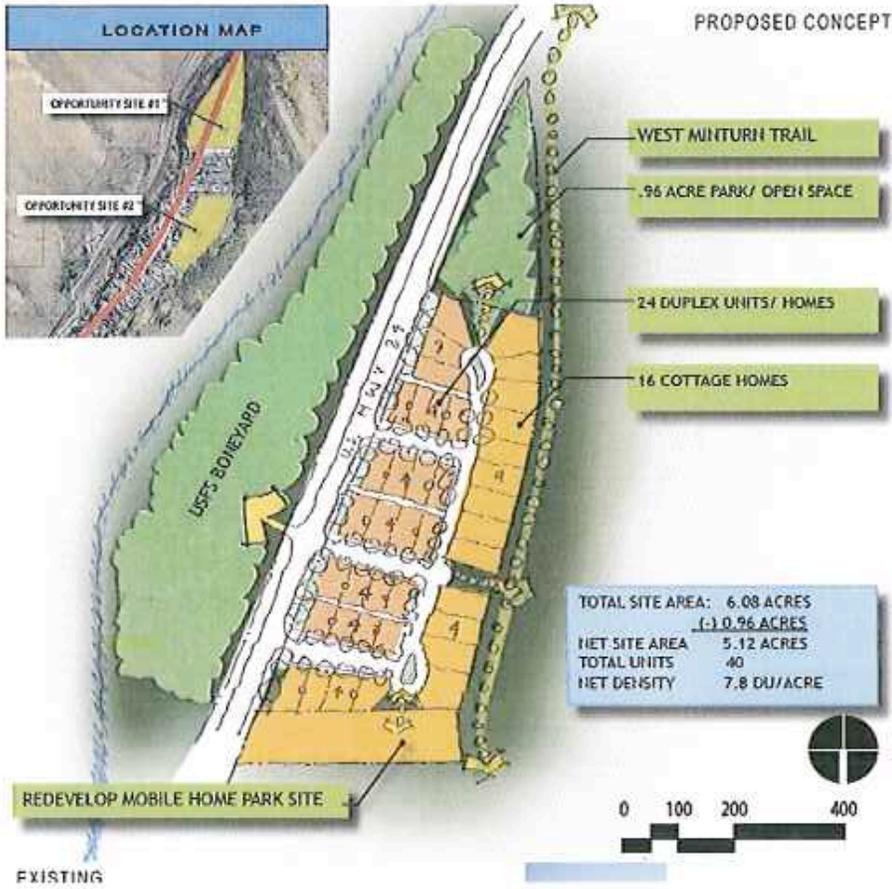
## Minturn Recreation Area

This plan calls for a community building / recreation center on an 11 acre parcel near the public work facility that was deeded to the Town from Vail Resorts for recreational purposes. It also calls for the completion of Little Beach Park. This involves construction of an entrance feature and restroom facility near the upper entrance.

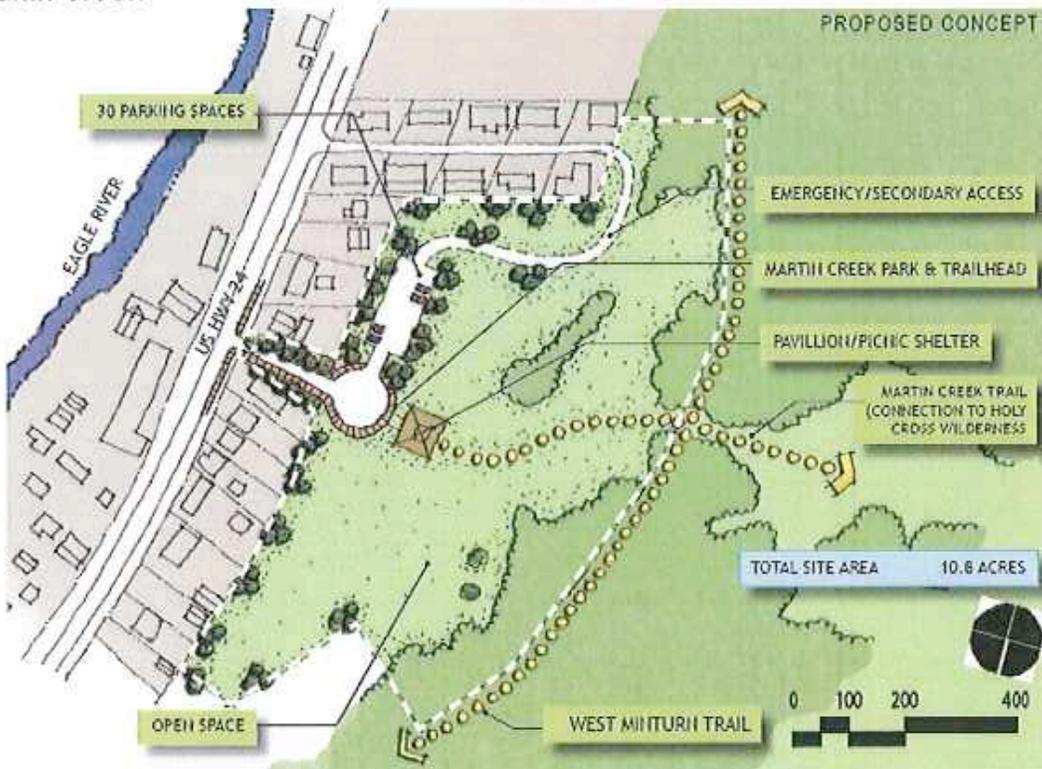
## Opportunity Sites

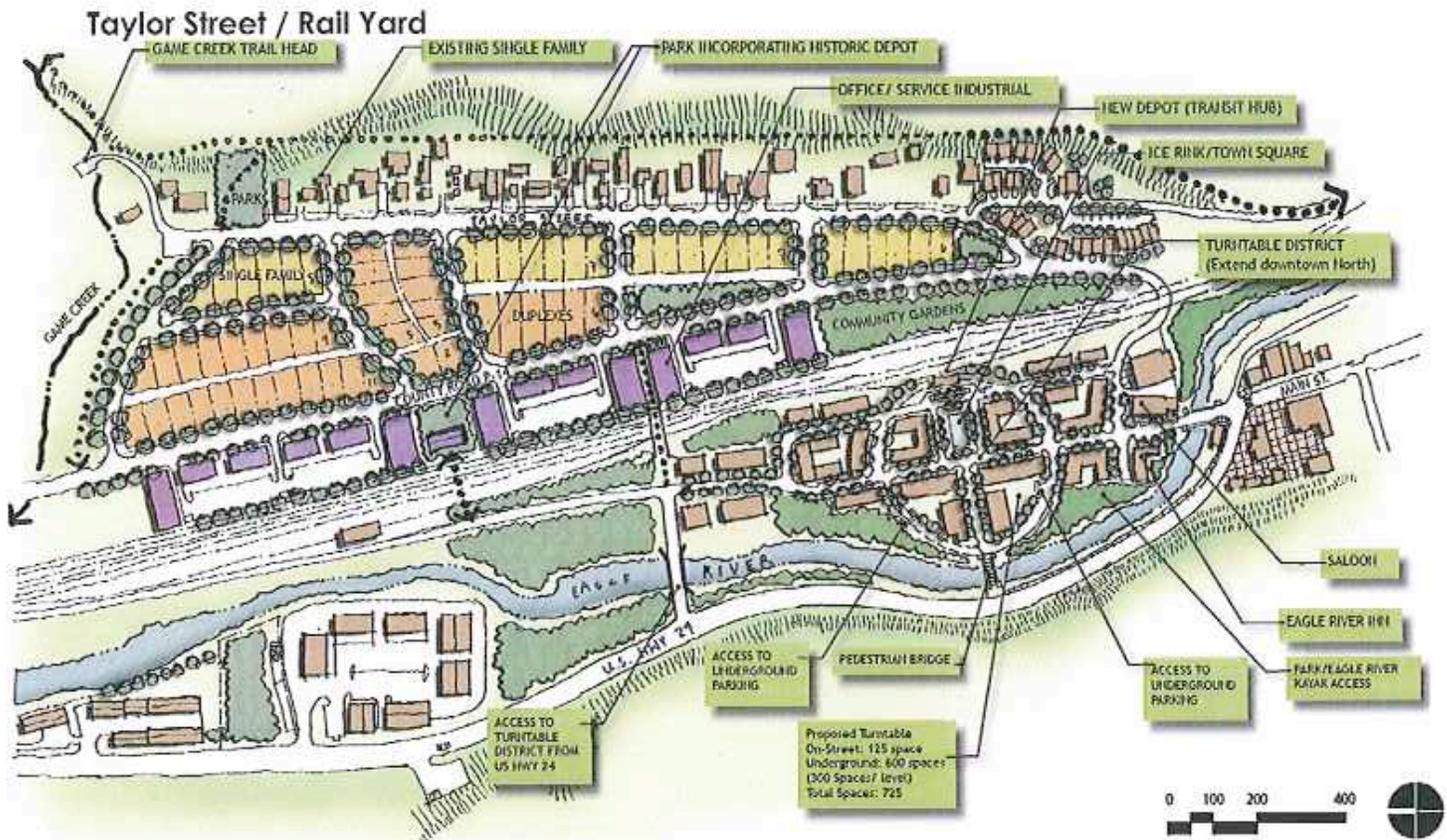
Oz Architecture also identified three areas in town for redevelopment. These include the USFS housing compound and bone yard area, Taylor St /rail yard area and the Martin Creek area.

### USFS housing compound and bone yard area



### Martin Creek





## Downtown Colorado Inc. – Community Revitalization Partnership

### Executive Summary

In December 2009, the Town of Minturn requested a Community Revitalization Partnership (CRP) team visit from Downtown Colorado, Inc. (DCI) for May 24-25, 2010. The purpose of the CRP visit was to bring a team of consultants specializing in downtown and community revitalization to provide tools, insights, and direction to help the host community with its downtown revitalization goals. In anticipation of this visit, the Town of Minturn completed a comprehensive plan, planned focus groups, and provided extensive background information about the history and status of Minturn's downtown revitalization efforts and the issues facing the community.

Upon arrival in the community, team members were given a presentation of the history of downtown and then toured the town. Afterward, the team met with the town staff for lunch, and then held four well-attended focus group sessions with community stakeholders and interested citizens. The purpose of the focus groups was to hear directly from citizens about the issues facing the downtown and the community as a whole; and to answer questions team members may have about the perceptions, strengths, weaknesses, and opportunities that relate to the downtown.

On day two, team members gathered to discuss their observations and formulate recommendations. That evening, team members presented their findings in the form of a PowerPoint presentation and question and answer session open to the community at-large.

Some of the key recommendations from the report include the following:

- Identify one organization for representing the downtown
- Expand opportunities for collaboration to reduce duplication of efforts and costs for implementation
- Create volunteer recognition program
- Focus on quality events for locals first
- Remind the Eagle River Valley about Minturn – invite these locals back to Town.
- Educate the community on the Town's history
- Promote heritage tourism - capitalize on Minturn's rich history
- Partner with other organizations to promote Minturn
- Create a cohesive marketing strategy
- Consider a bike sharing program for locals and visitors
- Provide training opportunities for business owners
- Develop a "shop local" campaign
- Continue plans for the installation of cohesive signage throughout Town
- Install planters, benches, trash bins and bicycle racks throughout the Town
- Facilitate public education efforts
- Consistently enforce Town regulations
- Resurface streets and enhance sidewalks when funding becomes available
- Adopt a capital improvements plan
- Complete the second phase of the Eco Trail into the downtown area.
- Designate a location to display Minturn's complete history
- Utilize Little Beach Park

## Summary

Both documents provide valuable information for the staff and elected officials to use when contemplating future projects and strategies for improving the Town. Many of these ideas are currently being pursued such as sidewalk improvements and gateway signage. The land use patterns that were identified in the opportunity sites in the Oz plan have been incorporated into the 2009 Community Plan. Furthermore, Michelle Metteer has taken an active role in working with local businesses and the Minturn Community Fund on developing new events and creating a festive atmosphere in our downtown area. The success of recent events and the positive attitude of the residents and business owners is evidence that our early efforts are having a positive effect.



## Official Minutes

**MEETING OF THE MINTURN TOWN COUNCIL**  
Minturn Town Center, 302 Pine Street  
Minturn, CO 81645 • (970) 827-5645

**Wednesday January 5, 2011**

**Regular Session – 6:00pm**

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

**TOWN MANAGER – Jim White**  
**TOWN CLERK/TREAS – Jay Brunvand**

**COUNCIL MEMBERS:**

Shelley Bellm  
Earle Bidez  
Jerry Bumgarner  
Aggie Martinez  
John Roscnfeld

These minutes are formally submitted to the Town of Minturn Town Council for approval as the official written record of the proceedings at the identified Council Meeting. Additionally, all Council meetings are tape-recorded and are available to the public for listening at the Town Center Offices from 8:30am – 4:30pm, Monday through Friday, by contacting the Town Clerk at 970/824-5645 302 Pine St. Minturn, CO 81645

**Regular Session – 6:00pm**

**1. Call to Order**

- a. Roll Call
- b. Pledge of Allegiance

The meeting was called to order by Mayor Flaherty at 6:01 pm.

Those present included: Mayor Hawkeye Flaherty, Mayor Pro Tem George Brodin, Council Members Shelley Bellm, Jerry Bumgarner, John Roscnfeld, and Earle Bidez. *(Note: Aggie Martinez was absent, excused)*

Staff present: Town Manager Jim White, Town Treasurer/Clerk Jay Brunvand, Chief of Police Lorenzo Martinez, Administrative Assistant/Deputy Clerk Michelle Mettccr, Planner Chris Cerimele and Attorney Allen Christensen.

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## EXECUTIVE SESSION

### **2. Executive Session - Pursuant to CRS 24-6-402(4)(b) for purposes of discussing the Maloit Park Annexation Agreement.**

Motion by Jerry B., second by George B., to convene into executive session pursuant to CRS 24-6-402(4)(b) for purposes of discussing the Maloit Park Annexation Agreement. All voted in favor. *(Note: Aggie Martinez was absent, excused)*

### **3. Executive Session – Action by Council or Direction to Staff as a result of the Executive Session**

Direction to Staff to continue with negotiations and set up a meeting for next month.

### **4. Approval of Agenda**

- Items to be Pulled or Added
  - Add special presentation under section 8
  - Add Discussion/Action Item 13a – Resolution 18
  - Add Discussion/Action Item 13b – Resolution 19

Motion by Shelley B., second by George B., to approve the agenda as amended, all voted in favor. *(Note: Aggie Martinez was absent, excused)*

### **5. Approval of Minutes and Action Report**

- December 15, 2010
- Action Item Report

Motion by George B., second by John R., to approve the minutes of December 15, 2010 as presented, all voted in favor. *(Note: Aggie Martinez was absent, excused)*

### **6. Public comments on items, which are NOT on the agenda (5 minute time limit per person).**

Mr. Frank Lorenti, 1081 Main St, Minturn, noted the 2015 World Alpine Ski Championships will be coming to the valley and he is interested in getting either a committee organized or possibly some organization started early so Minturn is amply prepared.

Transportation enhancement grants were missed that possibly could have been utilized for Minturn. December 2010 was the deadline and it comes up every three years. Reminder, the school annexation is approaching.

### **7. Special Presentations/Citizen Recognition**

- A slideshow showing highlights of some of the programs and events undertaken in 2010 was given to welcome in 2011

## **8. Town Manager's Report**

### **Minturn Middle School/Future Uses**

Several entities have expressed interest in the prospect of developing a joint education and training facility at Minturn Middle School. The premise is that there may be combined or shared community uses of the facility following the closure of the Middle School at its present location.

The school district sent out an RFP on December 15, 2010 to consider re-purposing ideas for the school. Subsequently, all interested parties were required to attend a site visit on December 20, 2010. The RFP proposals are due on January 13, 2011. Several entities may join together to make a proposal, or individual proposals may also be submitted.

### **Radio Tower Contract**

A law suit has now been filed to resolve payment with Pilgrim Communication for all payments, and late fees in arrears. The court date has been set for Friday, January 7, 2011 in the Eagle County District Court in Eagle, Colorado.

### **Signage**

No new developments have taken place over the holiday season. Staff is continuing to work with the USFS on written justification needed to complete the Special Use Permit for our welcome signs. Pending approval from the USFS to install signage on its property, town staff will be working on the construction and final design elements of the sign over the winter in anticipation of installation in the spring.

## **9. Town Council Comments**

Shelley B. recommends everyone check out the updated Town website. It's been updated with improvements and easy reference links.

John R. thanked everyone for coming to the Winter Parade and looks forward to seeing everyone at the next winter parade.

## **PUBLIC HEARINGS AND ACTION ITEMS**

### **10. Discussion/Action – Xcel Energy – White**

Mr. Fred Eggleston gave a presentation on the upcoming pipeline project Xcel will be conducting in order to upgrade a 6" gas line to a 16" gas line. This project will result in the closure of the west lane of HWY 6 beginning in May 2011 and be in service by October. Xcel hopes to keep the construction impact on Minturn at a minimum. No weekend work will take place and lanes will be left drivable at the end of each work day.

**11. Discussion/Action – Vail Ski & Snowboard Academy– White**

Mr. Aldo Radamus, Vail Ski & Snowboard Academy (VSSA), intends to present a proposal for the Minturn Middle School facility future uses. The proposal will support the Vail Ski & Snowboard School remaining at the Minturn Middle School facility. 75% of the students are local to the area. A resident's facility and conditioning facility would both be additional components to the Middle School facility.

Mr. Frank Lorenti, 1081 Main Street, reminded the Council that the entities looking to use the facility are all tax exempt, and thus, no tax base, but still require many of the Town services, like Police, etc, which costs the Town of Minturn residents additional money.

Traffic concerns were addressed as the hypothetical student enrollments increased over the next 3-5 year period.

Earle B. asked if any traffic studies have been conducted for the area; none that staff was aware of.

Shelley B. discussed the benefits that will continue to be seen by Minturn if the Vail Ski & Snowboard Academy is awarded the proposal. She reminded everyone that with the events being held on the weekends, use of the school by local students, and tourists coming into Town, the benefits will be seen through increased exposure and tax revenue in the local business community.

Jerry B. supports the Vail Ski & Snowboard Academy and their proposal for the facility. Many positive outcomes can result for the Town of Minturn if VSSA is awarded the proposal.

**12. Discussion/Action – Resolution 1 – 2011 – A Resolution setting the official posting sites for the Town of Minturn.– Brunvand**

Motion by Shelley B., second by John R., to approve Resolution 1 Series 2011, A Resolution setting the official posting sites for the Town of Minturn. All voted in favor. *(Note: Aggie Martinez was absent, excused)*

**13a. Discussion/Action – Resolution 18 – 2010 – A Resolution concerning the Petition for Annexation, Eagle County School District Maloit Park Parcel No. 1.**

Motion by George B., second by Shelley B., to approve Resolution 18 series 2010 - A Resolution concerning the Petition for Annexation, Eagle County School District Maloit Park Parcel No. 1. All voted in favor. *(Note: Aggie Martinez was absent, excused)*

**13b. Discussion/Action – Resolution 19 – 2010 – A Resolution concerning the Petition for Annexation, Eagle County School District Maloit Park Parcel No. 2.**

Motion by John B., second by Shelley B., to approve Resolution 19 – 2010 – A Resolution concerning the Petition for Annexation, Eagle County School District Maloit Park Parcel No. 2. All voted in favor. (*Note: Aggie Martinez was absent, excused*)

## FUTURE AGENDA ITEMS

### 13. Next Meeting

- Discussion/Action – Resolution establishing annexation eligibility of the Eagle County School District Maloit Park Parcels No. 1 & 2 – Cerimele (15min each) 1/19/2011
- Downtown Colorado Inc Plan & Community Revitalization Plan. – 1/19/11 Work Session – Cerimele (30 min)
- Discussion/Action – Final draft for open fire Ordinance-Worksession- 01/19/2011
- Nuisance Ordinance discussion – 01/19/2011

### 14. Future Meeting

- Discussion/Action – General Improvement District Audit Exemption – 2/2/11 – Brunvand
- Council Goals

### 15. Set Future Meeting Dates

#### a) Council Meetings:

- January 19, 2011
- February 2, 2011
- February 16, 2011

#### b) Planning & Zoning Commission Meetings:

- January 12, 2011
- January 26, 2011
- February 9, 2011

#### c) Other Dates:

- January 17, 2011 – Town Hall Closed (Martin Luther King, Jr)

### 16. Adjournment

Motion by Shelley B., second by John R., to adjourn the meeting at 9:19pm. All voted in favor.

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Mayor Hawkeye Flaherty

ATTEST:

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Town Clerk, Jay Brunvand

**Town of Minturn  
Council Action Item Memo**

**TO:** Staff Members/Council Members  
**FROM:** Jim White/ Town Manager  
**DATE:** January 19, 2011  
**SUBJECT:** Status of Action Items from Town Council Meetings

Action Item	Responsible Party	Progress Report
Water Plant Land Deed: Work with Eagle County School District. Water plant is occupying Malott Park.	White/Christensen	Public hearing on a Resolution establishing eligibility for annexation scheduled for February 16, 2011 meeting.
Town entry sign: Requirements with USFS being resolved	White/Brodin	Continuing to modify & review design. Reviewing USFS Special Use Permit guidelines a template has been created. Met with local architect to complete design.
Draft open burning regulations as an amendment to the 2009 International Fire Code.	Cerimele	Changes from Dec 15 <sup>th</sup> Council Meeting incorporated in draft report. 01/05/2011
Review Building Fees	Cerimele	Reviewing comparisons with similar size municipalities. Provide
Draft Medical Marijuana Ordinance-Staff level	Brunvand/Metteer	Follow regulatory schedule

P.O. Box 309 ♦ 302 Pine Street  
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Phone: 970-827-5645  
Fax: 970-827-5545  
Jay Brunvand, Treasurer/Clerk  
Email: treasurer@minturn.org



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Council - John Rosenfeld

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### AGENDA ITEM COVER SHEET

**AGENDA TITLE:** Citizen Recognition.

**MEETING DATE:** January 19, 2011

**PRESENTER:** Jim White/Michelle Metteer/Lisa Osborne

• **BACKGROUND:**

The Town of Minturn staff would like to recognize Susana Miranda at the January 19, 2011 meeting for her volunteer services. Susana has been an integral part of this community for many, many years. Most recently, her community involvement has included her spearheading the July 4<sup>th</sup> parade this past summer and assisting with the testing and organizing lights for the Town Christmas Holiday decorations. Susana has also helped with several summer and winter Minturn Markets. Whenever Susana is asked to help with one project or another, she selflessly gives of her time and talent.

**CORE ISSUES:** N/A

**STAFF RECOMMENDATION/MOTION:** N/A

Jim White  
Town Manager  
P.O. Box 309 ♦ 302 Pine Street  
Minturn, CO 81645  
Phone: 970-827-5645  
Fax: 970-827-5545  
Email: manager@minturn.org



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**To:** Mayor Flaherty and Minturn Town Council  
**From:** Jim White, Town Manager  
**Date:** January 14, 2011  
**Re:** Manager's Report for the January 19, 2011 Meeting

**Radio Tower Contract/Legal Action**

A law suit has now been filed to resolve payment with Pilgrim Communication for all past due payments, and late fees. The court date was Friday, January 7, 2011 at the Eagle County District Court in Eagle, Colorado. We were given possession of the tower and all past due rent.

**Minturn Middle School/Future Uses**

RFP's to consider re-purposing ideas for the Minturn Middle School were due on Thursday January 13, 2011. Review of any proposal submitted will occur during the remainder of this month. A decision on future uses of the school is expected in February.

**Prosecuting Attorney Contract**

Christian Caslin had his first night in court on January 13, 2011 to begin his service as Town of Minturn prosecuting attorney. Former prosecuting attorney, Allen Christiansen, will continue as prosecuting attorney to close out cases in which he is presently involved.

**I-70 Coalition**

The Town continues to participate with the I-70 Coalition. At the last meeting on Thursday, January 13, 2011, all participants received a copy of Resolution #TC-1938 from the Transportation Committee awarding \$2.33 million in FASTER State Transit Funds for fiscal year 2011 to the I-70 Mountain Corridor AGS Feasibility Study requested by Region 1 (see copy enclosed). In addition, MOVE Colorado, is reaching out to citizens across the state to build support for implementing a 21<sup>st</sup> Century transportation system in Colorado and to prepare Colorado residents for future transportation investments (see Fact Sheet enclosed).

**Governor Hickenlooper Visits Eagle County**

On Friday, January 14, 2011, Governor Hickenlooper began a series of meetings throughout the state to elicit commentary about economic development. The first meeting was held at the Singletree Community Center in Edwards.

1/14/2011

**Signage**

Preliminary contact has been made with individuals and companies that may be engaged to help with the actual construction of the Town signage. Staff is also continuing to work with the USFS on written justification needed to complete the Special Use Permit for our welcome signs. Pending approval from the USFS to install signage on its property, Town staff will be working on the construction and final design elements of the sign over the winter in anticipation of installation in the spring.

**Battle Mountain Update**

Anticipating a response from the Environmental Protection Agency (EPA) related to the Battle Mountain project, we have scheduled a return visit from Dave Kleinkopf to provide an update to Town Council. Dave is scheduled to be present at the February 16, 2011 meeting.

**Resolution # TC -1938**  
**Second Award of FASTER State Transit Funds**

**Approved by the Transportation Commission**  
**December 29, 2010**

WHEREAS, pursuant to 43-4-811 (2) the Department will receive, from the State share of the FASTER program, ten million dollars for state fiscal year 2009-10 and for each succeeding state fiscal year, to be used by the Department "for the planning, designing, engineering, acquisition, installation, construction, repair, reconstruction, maintenance, operation, or administration of transit-related projects, including, but not limited to, designated bicycle or pedestrian lanes of highway and infrastructure needed to integrate different transportation modes within a multimodal transportation system, that enhance the safety of state highways for transit users;" and

WHEREAS, this funding is herein referred to as the FASTER State transit funds; and

WHEREAS, the Transportation Commission of Colorado has agreed to use a portion of the FASTER State transit funds for administrative expenses associated with the Division of Transit and Rail and has budgeted such funds in the amount of \$6.7 million for FY 2010-2012; and

WHEREAS, the Transportation Commission considered a variety of options for how the remaining \$23.3 million could be distributed and awarded; and

WHEREAS, the Commission selected an option that called for maximum cooperation and collaboration between the CDOT Engineering Regions, TPRs and MPOs, Division of Transit and Rail and Division of Transportation Development in order to build upon the guidance developed for the FASTER local funds program and to maximize the coordination of the two programs; and

WHEREAS, the Transportation Commission, in Resolution No. 1906, dated September 16, 2010, described that option and established written guidelines to be followed in implementing the selected option; and

WHEREAS, Division of Transit and Rail staff distributed the guidelines throughout the State and issued a call for projects throughout the State in cooperation with the CDOT Engineering Regions, TPRs, MPOs, and the Colorado Association of Transit Agencies; and

WHEREAS, the Division of Transit and Rail and the CDOT Engineering Regions received applications for FASTER funding; and

WHEREAS, Division of Transit and Rail staff reviewed FASTER applications and conducted individual meetings with each CDOT Engineering Region to discuss which project applications should be considered for FASTER State transit funds, given that requests that would be eligible for FASTER State transit funds greatly exceeded the available amount; and

WHEREAS, Division of Transit and Rail staff scored the applications considered for FASTER State transit funds using six evaluation criteria, those being criticality, financial capacity, financial need, project impacts, readiness, and multimodal/interregional value; and

WHEREAS, the Division of Transit and Rail staff applied the six criteria to all but park-and-ride projects, which were deemed to have the same score except for the multimodal/interregional value criterion; and

WHEREAS, Division of Transit and Rail staff, in the absence of both a statewide transit plan and a permanent advisory committee for the Division, chose to recommend the award of funds with consideration to Regional equity by distributing funds in close proximity to the formula used for the FASTER local funds;

WHEREAS, the Division of Transit and Rail conducted a joint meeting with all the CDOT Engineering Regions to present and discuss its recommendations; and

WHEREAS, at the December 16, 2010 Commission Meeting, the Commission passed **Resolution # TC-1936**, Award of FASTER State Transit Funds, and further directed staff to provide recommendations for the remaining \$2.33 million of available FASTER State Transit Funds for Fiscal Year 2011;

NOW THEREFORE BE IT RESOLVED, the Commission directs staff to award \$2.33 million in FASTER State Transit funds for Fiscal Year 2011 to the I-70 Mountain Corridor AGS Feasibility Study requested by Region 1. The project is included in the full listing of FASTER Statewide Transit Funds for Fiscal Years 2010 through 2012 as depicted in Tables A through E, dated December 29, 2010. The project is contingent upon inclusion in the appropriate MPO Transportation Improvement Program and the Statewide Transportation Improvement Program (STIP), and will use implementation procedures A through H as set forth in **Resolution # TC-1936** (December 16, 2010).

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Herman Stockinger, Secretary  
Transportation Commission of Colorado



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## The Next Steps for Transportation Fact Sheet

Colorado has recognized that our transportation system is in crisis mode, and that it is necessary to take a series of steps to restore fiscal health to our transportation system before serious, accelerated deterioration causes higher costs and safety concerns – risks due to a failure to invest resources in our system. The Hickenlooper campaign has recognized these conditions, but that now is not the time for major initiatives and short term issues should be addressed first.

Colorado took the first step in 2009 by committing \$250 Million annually in additional revenues to transportation – the first state revenue increase in 20 years. It was the right time to invest - our economy needed a boost to save and create jobs as part of our economic recovery, and the investment was long overdue. We also established the High Performance Transportation Enterprise and the Bridge Enterprise to leverage and accelerate new, dedicated funding for critical bridge repairs and safety projects. Right now, these measures are providing critical jobs and safer mobility.

When it was passed, it was widely recognized that it was a first step but that more investments - more steps – would be required to create the transportation system Colorado needs for a healthy economy and quality lifestyle. It is also widely recognized that we need to invest \$1.5 Billion annually for safety, maintenance, and congestion. The Hickenlooper campaign has recognized the more critical \$500 Million investment required to meet our maintenance needs. Over 50% of Colorado's roads are in poor condition, increasing at a rate of 2-3% annually.

On an annual basis Colorado's ability to invest in its transportation system is woefully inadequate. Colorado Department of Transportation (CDOT) revenue has failed to keep up with inflation while construction costs have grown significantly. The one-time economic stimulus funds received in 2009 are just that – one-time dollars for construction ready projects. CDOT must focus on maintaining the state's roads and bridges with declining dollars. New construction and major facility upgrades are just not possible.

**Long Term:** Move Colorado is reaching out to citizens across the state, in communities and neighborhoods to build support for implementing a 21<sup>st</sup> Century transportation system in Colorado and prepare Colorado Citizens to support transportation investments. We understand that it will take bi-partisan leadership, strong coalitions and partnerships, as well as voters willing to take action to move us forward.

Solutions will require a statewide ballot measure, and regional and local financing initiatives. Timing will be critical, but the proposals could be developed while we wait for better economic conditions.

**Short Term:** During the short term, we could take significant steps to build on the strengths of our current and emerging transportation fiscal tools.

### Transportation Facts

- There are 128 structurally deficient bridges
- 50% of our roads are in poor condition
- 32.7% of our roads have zero remaining surface life
- Congestion costs \$1.7B annually in metro Denver – 4.5 times more in 2035
- Colorado expects over 1 million more people by 2020
- The population over 65 will more than double by 2025 up 116%
- Truck traffic will double by 2030

**Here are some short term initiatives:**

- **Oppose any further efforts to reduce current transportation revenues;** Examples that we anticipate this year include repeal/reduction of the registration fee and diversion of HUTF revenues to fund related state services – known as “off-the-top” diversion. Colorado needs HUTF dedicated gas tax revenues delivered to building highways, bridges, and transit.
- **Accelerate and expand the efforts of the High Performance Transportation Enterprise to move projects forward.** The US 36 corridor TIFIA project is a good example of innovative financing that should be replicated in other congested corridors by leveraging public and private funds using innovative financing and project delivery systems to stretch current resources, create local financing partners, and move projects forward in critical, often congested corridors with little hope of funding future projects. Most of our major strategic corridor environmental impact statements are nearing completion so projects will be ready for this type of financial approach.
- **Meet our commitment to implement SB09-228 as our economy recovers.** SB09-228 commits 2% of General Fund revenues for 5 consecutive years to transportation, including 10% for transit, when Colorado personal income reaches 5% growth - the rate of previous levels. With respect to the 7<sup>th</sup> Pot strategic corridors, we need to keep the promise to voters on the 7<sup>th</sup> Pot projects even though the Legislature eliminated SB1 funding for the remaining 7 projects. SB09-228 requires the Transportation Legislative Review Committee (TLRC) to develop and make recommendations and introduce legislation to complete the 7<sup>th</sup> Pot.
- **Prepare for longer term solutions now, so we have consensus and capacity to move forward when the time is right.** Colorado and the nation need to address transportation infrastructure needs across the board. Four national commissions and the current administration agree with this assessment. The underlying problem is that our fiscal structure does not maintain our transportation assets nor does it generate sufficient revenues for future growth. It is not sustainable. We need to reconfigure the financing so we maintain the assets we have, and build the best transportation system possible for our economy and our quality of life. **We need to look at mileage based revenue fee solutions to this problem.** We need to look at other examples of how this can be done, implement pilots and demonstration projects to test feasibility and public acceptability. How can a mileage based finance system be implemented and meet the needs of our citizens?

In the long term, we need to engage in a public discussion and problem solving outreach effort to solve our financing issues. A long term strategy should complement the updating of the Colorado 2035 Transportation plan, and address the more immediate needs of our current decade. Without a first rate transportation program, our economic development programs have less to sell and less to grow.

## AGENDA ITEM COVER SHEET

**AGENDA TITLE:** Goal Setting/Work Session for 2011

**MEETING DATE:** January 19, 2011

**PRESENTER:** Town Manager/Jim White

**BACKGROUND:**

The Town of Minturn consistently sets and achieves goals on an annual basis. At this 2011 goal setting session, we will review goals from past years, review some preliminary goals put forth by town staff, and establish approximately five or six primary goals for completion in 2011.

Noteworthy is the fact and expectation that staff will engage in many other projects in the upcoming year on a less formal basis and will also address issues as they occur throughout 2011.

**CORE ISSUES:**

Our primary objectives in this goal setting session begin with the Town Council and its collective direction to staff in developing achievable goals for 2011.

Staff will be responsible for establishing steps to fulfill the goals and will report back to Town Council on our efforts and the action plans for successful completion of the goals.

These goals therefore represent a team approach between the Town Council and the Town staff. We will provide several exercises in an effort to find corroboration of the primary goals. Certainly, Town Council will ultimately make the final decisions on the goals.

As some goals are more long term rather than short term, we will also determine a process to segregate the most dominant goals in those respective categories.

**BUDGET/FINANCE IMPLICATIONS:**

It will be necessary for the majority of the goals to have financial support and we need to clarify the priorities based on realistic funding parameters. Other goals can be achieved through staff efforts yet will need Town Council support and recognition of the time that will be allotted to their fulfillment.

Staff will also continue to seek grant funding.

**TOWN OF MINTURN  
2011 GOALS**

**SEVERAL TENTATIVE GOALS FOR CONSIDERATION**

- Maintain Transit Service and Continue to Pursue Alternative Transit Options
- Implement Sidewalk Replacement Efforts During Construction Season/ Start in Downtown Area
- Complete Annexation of Eagle School District Property
- Strengthen Newly Developed Special Events

<b>GENERAL FUND ITEMS</b>	<b>2011</b>	<b>2012</b>
INTERFUND CAPITAL TRANSFER	26,714.00	26,714.00
2009 CAT LOADER	17,766.00	17,766.00
BOBCAT	3,000.00	3,000.00
RIVER PHASE II	7,500.00	0.00
STREET/SIDEWALK/DRAINAGE	45,000.00	45,000.00
PW/PD VEHICLE	20,000.00	30,000.00
TOWN CENTER ROOF	15,000.00	0.00
PW TOOLS	5,000.00	5,000.00
COMPUTER ROTATION	4,000.00	4,000.00
POLICE RADIO	11,000.00	3,500.00
TOWN SIGNAGE	3,000.00	7,500.00
COPY MACHINE	0.00	7,500.00
PHONE SYSTEM	0.00	5,000.00
COURT SOFTWARE	0.00	15,000.00
NETWORK UPGRADE	0.00	20,000.00
	157,980.00	189,980.00

<b>ENTERPRISE FUND</b>		
INTERFUND CAPITAL TRANSFER	11,449.00	11,449.00
2009 CAT LOADER	17,766.00	17,766.00
BOBCAT	3,000.00	3,000.00
TOWN CENTER ROOF	15,000.00	0.00
TOWN BLDING/PARK MAINT	5,000.00	5,000.00
PW TOOLS	5,000.00	5,000.00
WATER PLANT/SYSTEM	40,000.00	40,000.00
PW VEHICLE	20,000.00	0.00
PARK SIGNAGE	1,000.00	0.00
COPY MACHINE	0.00	7,500.00
PHONE SYSTEM	0.00	5,000.00
	118,215.00	94,715.00

<b>CONSERVATION TRUST FUND</b>		
PARK MAINT	7,500.00	7,500.00
AMPHITHEATER WOOD TREAT	0.00	7,500.00
	7,500.00	15,000.00

## Examples of Previous Goals:

### 2007:

- Promote Business and Economic Development
- Improve the efficiency of Town Council Meetings
- Complete the Ginn process with a good decision
- Improve Fiscal Accountability
- Enforce the Nuisance Ordinance
- Address Administrative issues

### 2008 (7/2/08)

- Initiate and complete the "Community Plan"
- Enforce the Nuisance Ordinance
- Continue Community Building efforts through community events, business support, and infrastructure development
- Be fiscally prudent and accountable
- Organize, plan, and move forward on Ginn funded projects

### 2008 (12/17/08)

- Initiate and complete the "Community Plan"
- Enforce the Nuisance Ordinance
- Continue Community Building efforts through community events, business support, and infrastructure development
- Be fiscally prudent and accountable
- Organize, plan, and move forward on Ginn funded projects
- Develop and implement a housing program that provides diverse housing opportunities for qualified citizens and/or employee's working in the Town of Minturn

### 2009

- Initiate and complete the "Community Plan"
- Continue community-building efforts through community events, business support, and infrastructure support
- Be fiscally prudent and accountable
- Organize, plan, and move forward on capital projects with emphasis on infrastructure and utilities
- Develop and implement a housing program that provides diverse housing opportunities for qualified citizens and/or employee's working in the Town of Minturn

## Current Goals

- Transit
- Sidewalks
- Annex School Dist property
- Community communications strategy
- Enforce zoning laws