



2012

# Minturn Council Meeting

Wednesday September 5, 2012

**Work Session:** **5:15pm**  
**(Town Center)**

**Regular Session:** **6:30pm**  
**(Town Center)**

**TOP COUNCIL PRIORITIES:**

- Street Repairs with Drainage (by priority) Sidewalk Installations
- Expand Parking and Improve Appearance of Municipal Lot
- Improve Planning and Apply for Infrastructure Grants and Loans.
- Continue Sidewalk Installation Program and Improve Plan with Lafarge
- Implement Streetscape Plan
- Strengthen Marketing and Events
- Clean Up Parking Area on North Taylor Street



## **Agenda**

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

**Wednesday September 5, 2012**

**Work Session – 5:15pm**  
**Regular Session – 6:30pm**

**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 – 5:15 pm**

- Discussion of Holiday Party – White (10min)
- Fire District update and Volunteer discussion – White (15min)
- Report from Auditor for recommendations for Battle Mountain escrow funds – White/Brunvand (15min) Pg 38
- Preparation of FY2013 Budget Calendar – Brunvand (30min) Pg 39

### **Regular Session – 6:30 pm**

- 1. Call to Order**
  - a. Roll Call
  - b. Pledge of Allegiance
- 2. Approval of Agenda**
  - a. Items to be Pulled or Added

**3. Approval of Minutes and Action Report**

- August 15, 2012 Pg 4
- Action Item Report Pg 11

**4. Minturn Liquor License Authority**

- Shop N Hop #12 Annual Renewal of a 3.2% Beer License; 401 Main St.; Terry Marcum and James Marcum, Owners – Brunvand (10min) Pg 13
- September 22, 2012 Special Event Permit, Town of Minturn – Brunvand (10min) Pg 19

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

**6. Special Presentations**

- Presentation of Town Map by the Minturn-Red Cliff Business Association – White (20min)
- Presentation of proposed Eagle County Ambulance District merger – White (20min) Pg 25
- Presentation by Mr. Chris Romer, Vail Valley Partnership Pg 29
  - Economic Council of Eagle County update
  - Group Sales – Sports & Events update
  - FY2013 funding request

**PUBLIC HEARINGS AND DISCUSSION/ACTION ITEMS**

**7. Discussion/Action Item: Update on comments made by Mr. Tony Aiello regarding citizens cleaning up after their pets - White (10min)**

**8. Discussion/Action Item: Fire District update and Volunteer discussion – White (15min)**

**9. Discussion/Action Item: Report from Auditor for recommendations for Battle Mountain escrow funds – White/Brunvand (15min) Pg 38**

**10. Discussion/Action Item: Discussion regarding stipend to businesses as related to the Water outage - White (15min)**

**11. Discussion/Action Item: Direction on preparation of FY2013 Budget Calendar – Brunvand (15min) Pg 39**

**12. Discussion/Action Item: Direction on preparation of a Holiday Party – White (15min)**

## OTHER MATTERS

### 13. Planning Department Update

### 14. Town Manager's Report Pg 45

### 15. Town Council Comments

## EXECUTIVE SESSION

### 16. Executive Session - Pursuant to CRS 24-6-402(4)(b) for the purposes to consult with the Town's Attorney and receive legal advice regarding ongoing negotiations with Ski and Snowboard Club of Vail (SSCV) as related to a recreation Memo of Understanding and to discuss a pending agreement for fee dispute with Martin and Woods and to provide direction to the negotiating team – White/Christensen Pg 51

### 17. Executive Session – Action by Council or Direction to Staff as a result of the Executive Session (5min)

## FUTURE AGENDA ITEMS

### 18. Next Meeting – September 19, 2012

### 19. Future Meeting

### 20. Set Future Meeting Dates

#### a) Council Meetings:

- September 19, 2012
- October 3, 2012
- October 17, 2012

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

- October 10, 2012
- November 14, 2012
- December 12, 2012

#### c) Other Dates:

- September 22, 2012 – Fall Festival

### 21. Adjournment



## **Official Minutes**

### **MEETING OF THE MINTURN TOWN COUNCIL**

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

**Wednesday August 15, 2012**

**Work Session – 4:45pm**

**Regular Session – 6:30pm**

**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

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 – 2:00 pm, Monday through Friday, by contacting the Town Clerk at 970/824-5645 302 Pine St. Minturn, CO 81645

### **Work Session – 4:45 pm**

- Discussion of Scholarship Fund – White (30min)
- Xcel updates Todd Anderson – White (15min)
- Report from Auditor for recommendations for Battle Mountain escrow funds – White (15min)
- DOLA representative Greg Winkler grant update – White (30min)

### **Regular Session – 6:30 pm**

#### **1. Call to Order**

- a. Roll Call
- b. Pledge of Allegiance

The meeting was called to order by Mayor Hawkeye 6:36 pm.

Those present included: Mayor Hawkeye Flaherty, Town Council members George Brodin, Aggie Martinez, Earle Bidez, John Rosenfeld, and Jerry Bumgarner. Note: Shelley Bellm was excused absent.

Staff present: Town Manager Jim White, Town Attorney Allen Christensen, Town Clerk/Treasurer Jay Brunvand, Deputy Clerk/Events Michelle Metteer, and Town Planner Chris Cerimele.

## **2. Approval of Agenda**

- a. Items to be Pulled or Added

Motion by George B., second by Jerry B., to approve the agenda as presented/amended. Motion passed (6-0). (Shelley B. absent, excused)

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

- August 1, 2012

Motion by John R., second by Aggie M., to approve the minutes as presented; motion passed (6-0). (Shelley B absent, excused)

- Action Item Report

Direction to Staff to coordinate stakeholder meeting regarding streetscape plan to consolidate ideas.

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

Mr. Anthony Aiello, 30 Mann Ave, came before the Town Council to express his concerns on the amount of dog refuse throughout Town. He picks up the refuse on a daily basis, but would like to be compensated moving forward. He suggested \$3 to \$5 per refuse piece as payment.

Direction to Staff to come back to the next Council meeting with a recommendation regarding this issue.

Mr. Matt Scherr, expressed his concern regarding the performance of Xcel Energy and also the performance of the Xcel Energy representative visiting the Council.

Mr. Mark Tamberino, 2433 Draw Spur, Avon representing Kirby Cosmos BBQ Bar, Minturn, addressed the Council in reference to the failing infrastructure of the Town. He hopes the Town will work to take a more pro-active approach in the repairs needed. He also recommended possible construction work schedules that include evening shifts so as to be less disruptive to businesses.

## **5. Special Presentations**

**None**

**PUBLIC HEARINGS AND DISCUSSION/ACTION ITEMS**

**6. Discussion/Action Item: Active Energies Solar Garden – White (20min)**

Active Energies President Megan Gilman gave a presentation on the group's proposal to install a Solar Garden approximately 150ft long, 50ft wide, and 12ft tall. The concept is proposed to be installed on the Lease Lot directly south of the current Lafarge plant in the area of the previous radio tower. The proposal called for the Town to provide the land at a minimal lease amount or free for a period of 20years.

Council felt the project was a good project but was not receptive to a minimal lease for such a long period of time in that location and needed more time to consider this matter for approval. No decision was reached.

**7. Discussion/Action Item: Public comment and input on the Recreation Center – White/Cerimele (20min)**

Jim W. and Chris C. updated the Council on how this project is progressing.

**8. Discussion/Action Item: USA Pro Cycling Challenge update – White/Metteer (15min)**

Michelle M. gave a presentation to the Council and audience outlining the event and expectations for the Town. The presentation included a handout packet that detailed the Stage 4 race course and a complete detail of what to expect and approximate times including approximate times of when the roads will be closed. The Town Manager offered a special thank you to Michelle for all her hard work on this event.

**9. Discussion/Action Item: Eagle River Fire Protection District (ERFPD)**

Hawkeye F. attended the meeting and expressed what was discussed at the meeting. A tax increase would be required to keep the Minturn Fire Station open. This will be reported back to Council as the ballot question develops and more information becomes available..

**10. Discussion/Action Item: Eagle Mine Tour**

Direction was given to Staff to consider this a Special Meeting as it was posted as such.

**11. Discussion/Action Item: Storm Drainage**

Mr. Steve Humann, TST Engineers, 760 Wailers Way, Colorado. Provided an update to the Pine St construction project and indicated it is running ahead of schedule. Elam Construction was cited for a job well done to date.

Direction given to Staff for a letter to be drafted to DOLA requesting matching funds for a grant for a Master Storm Drainage Plan for the Town of Minturn..

## OTHER MATTERS

### 12. Planning Department Update

### 13. Town Manager's Report

#### **Water Valve Leaks**

On August 6 and again on August 9, 2012, the Town had water outages as a result of two water leaks at the intersection of Mann and Harrison. We recognize the impact on our local business and residents. We sent out EC alerts, utilized reverse 911, had several articles in the Vail Daily, distributed two "Boil Your Water Before Use" notices, and spent an extensive amount of time talking to local business owners and residents. We provided nearly two hundred gallons of bottled water.

Due to the unusual circumstances of two outages in the same week, I am recommending that Town Council consider some form of stipend to local businesses, upon request from them, to defray the loss of revenues. Certainly not intended to recover all of those costs, a small "Good Neighbor" stipend, capped at a predetermined amount, would be a gesture to reflect our awareness of their importance to us and our recognition of the difficult week they endured.

#### **Meeting Regarding the Memorandum of Understanding related to the Human Performance Center/Rec Center at Maloit Park**

The meeting with representatives from SSCV and Battle Mountain are attended by Town Council representatives, Earle Bidez and John Rosenfeld, Town Manager Jim White, Town Attorney Allen Christensen, and Town Planner Chris Cerimele. The current direction of the group is to create lists of the desired amenities to be created by each of the parties. In addition, the Town hosted an Open House on Wednesday, August 8, 2012 to solicit resident input. We are also working to coordinate a meeting at the Gypsum Rec Center to look at design features and talk with the firm previously selected by the Town of Minturn in 2008, Barker, Rinker, Seacat.

#### **Maloit Park Water Tank Repairs**

Repairs were in progress on the interior of the Maloit Park Water tank in early August. It became clear that without further repairs, the water tank interior would not withstand the sandblasting process. The Town is now at work with the Eagle School District to assess the necessary repairs and will soon develop a plan to determine what needs to be done in order to proceed.

#### **Bone Yard Property**

Staff has completed work on the draft of the Management Plan for the Boneyard property in Minturn which the Town is planning to purchase with the assistance of the Eagle County Open Space Advisory Board through its recommendation to the Eagle County Commissioners. The draft was provided to Town Council for its collective comments. We have scheduled discussion at the September 5, 2012 work session.

### **Scholarship Committee**

Our scholarship committee continues to gather financial investment information and options so the Town Council can eventually set policy for disbursement of the scholarship funds we now have available. Two students received scholarship awards for the fall semester (Ashley Atencio and Rodney Cordova). Since last meeting, two more students were interviewed. One scholarship award was determined (Juliette Martinez) and another is now contingent upon submittal of several additional documents (Chris Duran).

### **XCEL Energy**

Following a recent Town Council meeting, I contacted Todd Anderson from XCEL Energy to invite him again to a Minturn Town Council meeting to discuss concerns with an increasing number of power outages in Minturn, the plans to restore the site of its new facility at the north end of Town, the existing franchise agreement, and other topics. He will be available tonight August 15, 2012 to address our Town Council.

### **DOLA Grant**

Greg Winkler, our DOLA field representative, will be present tonight to discuss the recent release of DOLA funding and potential funding opportunities for the Town of Minturn.

### **Frchetti Engineering**

Town staff met with a relatively new local engineering firm to discuss future opportunities to work together.

### **Pine Street Rehab Project**

A formal "Notice to Proceed" was issued to Elam Construction following its successful bid to complete the Pine Street Road Rehabilitation Project in Minturn. Elam began work on Monday, August 6, 2012. We have had negotiations with Elam and saved just shy of \$3000 by considering value engineering cost saving measures that have been applied to the project.

### **Pridian Design Group**

On Tuesday, August 7, 2012, Chris Cerimele and I met with a landscape architect, Mike Tupa, who participated in our Downtown Colorado, Inc planning session last year. We solicited his ideas and a cost projection for work at Little Beach Park. We will be seeking input from several other firms as well.

### **Upcoming Events:**

#### **Minturn Summer Market**

The Minturn Summer Market continues to shine. New umbrellas and some additional tables have spruced up the Minturn Market. Attendance continues at a steady pace. The market will continue throughout the remainder of the summer until September 8, 2012. Please stop by to visit and shop!

#### **Copper Triangle 2012 Bicycle Event**

The Town of Minturn provided an aide station during the 7<sup>th</sup> Annual Copper Triangle on August 4, 2012. Volunteers from a local church group participated through coordination by the Minturn

Community Find! Minturn picked up and returned the tables and chairs and provided space at Little Beach Park. This event was a fund raiser for the Davis Phinney Foundation (Parkinson's disease research). Former Governor Bill Ritter was among the 3000 riders that utilized our aide station.

### **Pro Cycling Challenge Bike Event**

The Town of Minturn has hosted several meetings among Minturn, Vail, Avon local police, Colorado State Patrol, Eagle Fire District, emergency services personnel, public information officers, and bike event officials to begin planning for the stage of the race expected to pass through Minturn on **Thursday, August 23, 2012**. There will be national and international TV exposure and an opportunity to showcase our community. We are attempting to secure a "sprint line" as part of the race as it passes through Minturn. Incident command for this event will be in Beaver Creek which will be a finishing place for this same stage of the race.

### **14. Town Council Comments**

John R. commented and apologized to businesses and residents regarding the recent water outages. He thanked all those involved in helping ensure a safe and speedy repair.

George B. expressed that the messaging system was well utilized by the Town.

Hawkeye F. thanked the Town staff for the work conducted on the recent water issues. Also, businesses affected by the Xcel outages earlier this year are encouraged to submit a claim to Xcel Energy in a possible effort to obtain reimbursement.

## **EXECUTIVE SESSION**

### **15. Executive Session - Pursuant to CRS 24-6-402(4)(b) for the purposes to consult with the Town's Attorney and receive legal advice regarding ongoing negotiations with Ski and Snowboard Academy of Vail (SSAV) as related to a recreation Memo of Understanding and to discuss a pending agreement for fee dispute with Martin and Woods and to provide direction to the negotiating team – White/Christensen**

Motion by John R, second by Aggie M, to proceed into Executive Session Pursuant to CRS 24-6-402(4)(b) for the purposes to consult with the Town's Attorney and receive legal advice regarding ongoing negotiations with Ski and Snowboard Academy of Vail (SSAV) as related to a recreation Memo of Understanding and to discuss a pending agreement for fee dispute with Martin and Woods and to provide direction to the negotiating team. Motion passed (6-0).

### **16. Executive Session – Action by Council or Direction to Staff as a result of the Executive Session (5min)**

Executive Session ended at 10:14pm. Staff was directed to continue negotiations regarding the development of a human performance center/recreation center in tandem with the Ski and Snowboard Club Vail and Battle Mountain.

## FUTURE AGENDA ITEMS

### 17. Next Meeting – September 5, 2012

- Work Session & Action/Discussion: Auditor’s letter of recommendation re: Battle Mountain Escrow Funds
- Work Session – Scheduling of Council Retreat
- Water leak stipend to businesses
- ERFPD ballot question promotion
- Tony Aiello recommendation

### 18. Future Meeting

### 19. Set Future Meeting Dates

a) Council Meetings:

- September 5, 2012
- September 19, 2012
- October 3, 2012

b) Planning & Zoning Commission Meetings:

- September 12, 2012
- October 10, 2012
- November 14, 2012

c) Other Dates:

- August 23, 2012 – Pro Cycling Challenge (Office Closed)
- September 3, 2012 – Labor Day (Office Closed)

### 20. Adjournment

Motion by Jerry B., second by George B., to adjourn the meeting at 10:15pm; motion passed 6-0.

\_\_\_\_\_  
Mayor Hawkeye Flaherty

ATTEST:

\_\_\_\_\_  
Town Clerk, Jay Brunvand

**Town of Minturn  
Council Action Item Memo**

**TO:** Staff Members/Council Members  
**FROM:** Jim White/ Town Manager  
**DATE:** September 5, 2012  
**SUBJECT:** Status of Action Items from Town Council Meetings

<b>Action Item</b>	<b>Responsible Party</b>	<b>Progress Report</b>
Battle Mountain Annexation/Minturn Scholarship Fund	White	Funding from Annexation interest money. Scholarship Committee met on August 7, 2012. Several scholarships awarded recently. More specific information will be provided in Manager's Report.
OSAC Funding for Boneyard Purchase	White	OSAC has referred this to the Eagle County Commissioners. Staff has prepared a draft management plan for discussion at the September 5 Work Session.
Parks and Recreation Master Plan	Cerimele	Staff is creating an initial draft of a Park Master Plan for Planning Commission review in September and October.

<b>Action Item</b>	<b>Responsible Party</b>	<b>Progress Report</b>
2012 Goal: Town Street Repairs and Drainage.	White/ Cerimele	Check with CDOT regarding south Town drainage. Staff working on getting storm drainage study costs from engineering firms.
2012 Goal: Continue Sidewalk Installation Program/Improve Plan with Lafarge	White/A. Martinez	Plan to . . Still plan to repair sidewalks on a portion of the east side of 100 block this year, using LaFarge.
Sidewalk Code Amendment	Cerimele	Staff has prepared a draft code amendment for review at an upcoming Town Council work session
2012 Goal: Implement Streetscape Plan	White /Cerimele	Staff has reviewed previously submitted plans and is developing an action plan for 2012. We have secured info on streetlights; worked with local property owner on design ideas for mall area.
2012 Goal: Strengthen Marketing and Events	Metteer	Vail Valley event guests' data research work complete. Coordinating scheduled co-op advertising opportunities for Minturn business license holders.
2012 Goal: Clean Up Parking Area on North Taylor St	Cerimele/L. Martinez	Continue to monitor and remove abandoned vehicles to allow for organized and structured short term parking. Discussed this area with UPRR.

<b>Action Item</b>	<b>Responsible Party</b>	<b>Progress Report</b>
2012 Goal: Opportunities & Submittals and scheduling and apply for infrastructure grants/loans	White/Cerimele	Staff to provide periodic updates to Council. Met with Frachetti Engineer reps and discussed possible infrastructure grant sources. DOLA rep, Greg Winkler, scheduled for August 15, 2012 Town Council meeting.
2012 Goal: South Minturn sidewalks	White/Cerimele	Work with CDOT to determine right of way, investigate grant funding opportunities, and begin planning and implementation. VSSA may be interested in multi-purpose path between Town and Maloit Park.

**P.O. Box 309 ♦ 302 Pine Street  
Minturn, CO 81645  
Phone: 970-827-5645  
Fax: 970-827-5545  
Jay Brunvand, Treasurer/Clerk  
Email: treasurer@minturn.org**



**Town Council**  
MR. HAWKEYE FLAHERTY, MAYOR  
MR. GEORGE BRODIN, MAYOR PRO TEM  
MR. AGGIE MARTINEZ, COUNCILMAN  
MR. EARLE BIDEZ, COUNCILMAN  
MS. SHELLEY BELLM, COUNCILWOMAN  
MR. JERRY BUMGARNER, COUNCILMAN  
MS. JOHN ROSENFELD, COUNCILWOMAN

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### AGENDA ITEM COVER SHEET

**AGENDA TITLE:** Terry and James Marcum DBA Shop N Hop #12 annual renewal of a 3.2% Beer Retail Liquor License; 401 Main Street; Terry and James, Owner/Manager

**MEETING DATE:** September 5, 2012

**PRESENTER:** Brunvand

**BACKGROUND:** This is an application for annual renewal of a 3.2% Beer Retail liquor license. The application has been reviewed by the Clerk, Police Chief, and the Town Attorney. Any concerns were addressed at Staff level and this application is clear for approval.

**CORE ISSUES:**

**BUDGET/FINANCE IMPLICATIONS:** An annual renewal fee of \$53.75 has been paid to the Town.

**STAFF RECOMMENDATION/MOTION:** "Motion to approve Terry and James Marcum DBA Shop N Hop #12 annual renewal of a 3.2% Beer Retail Liquor License; 401 Main Street; Terry and James, Owner/Manager as presented."

**LIQUOR OR 3.2 BEER LICENSE  
 RENEWAL APPLICATION**



MARCUM TERRY S MARCUM JAMES D  
 SHOP & HOP #12  
 P O BOX 866  
 EDWARDS CO 81632-0866

License Number 23-31218-0002	License Type 2122
Liability Information 44 030 445120 P 110298	
Business Location  401 MAIN STREET MINTURN CO	
Current License Expires NOV 01, 2012	
<b>DEPARTMENTAL USE ONLY</b>	
Total Amount Due	
Total Paid \$	Date

- This renewal reflects no changes from the last application. Complete page 2 and file now!
- Yes there are changes from the last application.** If applicant is a Corporation or Limited Liability company, use DR 8177 and send in with this renewal. Any other changes of ownership require a transfer of ownership. See your Local Licensing Authority immediately.

Wholesaler, manufacturer, importer, and public transportation system license renewals do not need Local Licensing Authority approval and must be returned directly to the Colorado Department of Revenue at least 30 days prior to the current license expiration date.

**This application for renewal must be returned to your CITY OR COUNTY Licensing Authority at least 45 days prior to the expiration date of your current license. Failure to do so may result in your license not being renewed. Include both pages of this renewal and payment.**

**OATH OF APPLICANT**

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge.

Authorized Signature <i>Marcum</i>	Date 8/13/12	Business Phone 9707489660
Title <i>partner</i>	Sales Tax Number 23-31218-0002	

**REPORT AND APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY**

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S.

**THEREFORE THIS APPLICATION IS APPROVED.**

Local Licensing Authority for		Date
Signature	Title	Attest

DO NOT DETACH

DO NOT DETACH

DO NOT DETACH

**LIQUOR OR 3.2 BEER LICENSE  
 RENEWAL APPLICATION**

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your banking account electronically.

**21**

Business Name SHOP & HOP #12	LICENSE NUMBER (Use for all reference) 23-31218-0002		PERIOD 11-13
TYPE OF LICENSE ISSUED 3.2 PERCENT BEER RETAIL LICENSE (OFF PREMISES)	CASH FUND 2330-100(999) \$ 50.00	STATE FEE 2122-750(999) \$ 25.00	CITY 85% OAP 2180-100(999) \$ 21.25

TOTAL AMOUNT DUE \$ 96.25

## ATTACHMENT TO LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

**This page must be completed and attached to your signed renewal application form.  
 Failure to include this page with the application may result in your license not being renewed.**

Trade Name of Establishment <i>Shy &amp; Hy's</i>		State License Number <i>23-31218-0002</i>	
1. Operating Manager <i>Terry Marcum</i>		Home Address <i>PO Box 866 Edwards CO 81632</i>	
2. Do you have legal possession of the premises for which this application for license is made? Are the premises owned or rented: <u><i>owned</i></u> If rented, expiration date of lease: _____			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
3. Has there been any change in financial interest (new notes, loans, owners, etc.) since the last annual application? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders or owners, (other than licensed financial institutions) are materially interested.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
4. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been convicted of a crime? If yes, attach a detailed explanation.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
5. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been denied an alcoholic beverage license, had an alcoholic beverage license suspended or revoked, or had interest in any entity that had an alcoholic beverage license denied, suspended or revoked? If yes, attach a detailed explanation.			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
6. Does the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), have a direct or indirect interest in any other Colorado liquor license (include loans to or from any licensee, or interest in a loan to any licensee)? If yes, attach a detailed explanation. <i>3.2 beer #7 Steamboat, #3 Avon, #11 Geopline</i>			Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>7. Corporation or Limited Liability Company (LLC) or Partnership applicants must answer these questions. Since the date of filing of the last annual license application:</b>			
(a) Are there, or have there been: any officers or directors; or managing members; or general partners added to or deleted from applicant for renewal of a 3.2 beer or liquor license?			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
(b) Are there or have there been: any stockholders with 10% or more of the issued stock of the Corporation; or any members with 10% or more membership interest in the LLC; or any partners with 10% or more interest in the partnership added to or deleted from the applicant for renewal of a 3.2 beer or liquor license?			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
(c) If Yes to (a) or (b), complete and attach Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, and all supporting documentation, and fees your Local Licensing Authority immediately.			
<b>8. Sole proprietorships, Husband-Wife Partnerships or Partners in General Partnerships:</b>			
<b>EVIDENCE OF LAWFUL PRESENCE</b>			
Each person identified above must complete and sign the following affidavit. Please make additional copies if necessary. Each person must also provide a copy of their driver's license or state issued identification card.			
In lieu of form DR 4679, the undersigned swears or affirms under penalty of perjury under the laws of the State of Colorado that (check one):			
<input checked="" type="checkbox"/> I am a United States Citizen			
<input type="checkbox"/> I am not a United States Citizen but I am a Permanent Resident of the United States			
<input type="checkbox"/> I am not a United States Citizen but I am lawfully present in the United States pursuant to Federal Law			
<input type="checkbox"/> I am a foreign national not physically present in the United States			
I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, or fraudulent statement or misrepresentation in this sworn affidavit is punishable under the criminal laws of Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.			
Signature <i>Terry Marcum</i>		Printed name <i>Terry Marcum</i>	
			Date <i>2/13/12</i> <b>15</b>

DR 1678 (09/21/05)  
COLORADO DEPARTMENT OF REVENUE

Attn: Jay  
fax 827-5545



### AFFIDAVIT - RESTRICTIONS ON PUBLIC BENEFITS

I, James Dean Marcum, swear or affirm under penalty of perjury under the laws of the State of Colorado that (check one):

- I am a United States citizen.
- I am not a United States citizen but I am a Permanent Resident of the United States.
- I am not a United States citizen but I am lawfully present in the United States pursuant to Federal law.
- I am a foreign national not physically present in the United States.

I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, flattery, or fraudulent statement or representation in this sworn affidavit is punishable under the criminal laws of Colorado as perjury in the second degree under Colorado Revised Statute 18-6-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.

Signature <u>James Dean Marcum</u>	Date <u>8-27-12</u>
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TOWN OF MINTURN  
P.O. Box 309 (302 Pine Street)  
Minturn, Colorado 81645-0309  
970-827-5645 Fax: 970-827-4049  
treasurer@minturn.org

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**FROM THE DESK OF  
JAY BRUNVAND, TREASURER/FINANCE**

**MEMORANDUM**

To: Chief Lorenzo Martinez  
Allen C., Town Attorney (via fax PDF email)  
CC:  
Date: 8/28/12 12:13 PM  
RE: Liquor License

Attached please find a copy of the Annual Liquor License Renewal Application for the Shop N Hop #12 located at 401 Main St. I have reviewed the application, because this is a partnership, no Cert of Good Standing is required from the Secretary of State's Office. I have noted no inconsistencies that might cause the license to be held up. I will note, #6 on the Attachment does not include the Breckenridge Shop N Hop #4. I contacted Mr. Marcum and was informed that they no longer own this site.

PLEASE NOTE: Our standard reviewing process is for both Lorenzo and Allen to review AND approve PRIOR to this being scheduled for a Council meeting. Please inform me if you have any questions when you approve for forwarding to the Council.

Please let me know if you have any questions or concerns, which I may be able to answer.

Thanks, jay

LIQUOR LICENSE RENEWAL FORM  
LOCAL LICENSING AUTHORITY – TOWN OF MINTURN

Name of Establishment: SHOP N HOP - MORCUM

Date of Submittal: Aug 28, 2012 License Expires: NOV 1, 2012

Application is a:

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Renewal      | <input type="checkbox"/> Change in Corporate       |
| <input type="checkbox"/> Manager Registration    | <input type="checkbox"/> Partnership or Trade Name |
| <input type="checkbox"/> Modification of Premise | <input type="checkbox"/> Transfer of Ownership     |
| <input type="checkbox"/> Change on Corporate     | <input type="checkbox"/> Other _____               |
| <input type="checkbox"/> Change in Location      |  |

Scheduled for Council meeting on: Tentative 9/5/12

1.  Fees paid: Local \$ 53.75 and State \$ 96.25
2. N/A Status of Corporation verified with Secretary of State and found to be in good standing. (Town Clerk's Initials)
3.  Operating Manager verified and registered.
4.  Sales tax submittals current.
5.  Water bill submittals current.
6.  Business license current.
7.  Police Department approval for renewal.
  - a.  Officer's report (see attached):
  - b.  List of violations within the last year: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



TOWN OF MINTURN  
P.O. Box 309 (302 Pine Street)  
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treasurer@minturn.org

**FROM THE DESK OF  
JAY BRUNVAND, TREASURER/FINANCE**

*MEMORANDUM*

TO: Town Manger, Mayor, and Council  
FROM: Jay Brunvand, Treasurer/Clerk  
CC:  
DATE: Friday, August 31, 2012  
RE: September 22, 2012 Fall Festival

**SUMMARY:**

At tonight's meeting the Council is asked to approve a Special Event Permit for the Town of Minturn's Special Event scheduled for September 22, 2012. The location of this license is the area known as the Summer Market area located along Williams St. The attached documentation indicates the compliance with the publishing and posting of the site and the event.

**PREVIOUS COUNCIL ACTION:**

None.

**STAFF RECOMMENDATION:**

Approve the request as presented with the detailed conditions.

**RECOMMENDED MOTION:**

I move to approve the proposed Special Event Permit to sell malt, vinous and spirituous liquor beverages to be located at the Little Beach Park as defined on the attached location map as presented with the following conditions:

- That the Notice of Public Hearing on this matter was posted on the premises by the Town Treasurer at least 10 days prior to the hearing.
- That the selling liquor in the manner currently proposed in the application is not in violation of the Minturn Municipal Code.
- We request that at least one experienced T.I.P.S certified, or equivalent, server be present at all times while alcoholic beverages are sold. We would like that those servers and certifications be identified to us in advance.

**ATTACHMENTS:**

- Application

## APPLICATION FOR A SPECIAL EVENTS PERMIT

Department Use Only

**IN ORDER TO QUALIFY FOR A SPECIAL EVENTS PERMIT, YOU MUST BE NONPROFIT AND ONE OF THE FOLLOWING (See back for details.)**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> SOCIAL | <input type="checkbox"/> ATHLETIC                              | <input type="checkbox"/> PHILANTHROPIC INSTITUTION           |
| <input type="checkbox"/> FRATERNAL         | <input type="checkbox"/> CHARTERED BRANCH, LODGE OR CHAPTER    | <input type="checkbox"/> POLITICAL CANDIDATE                 |
| <input type="checkbox"/> PATRIOTIC         | <input type="checkbox"/> OF A NATIONAL ORGANIZATION OR SOCIETY | <input type="checkbox"/> MUNICIPALITY OWNING ARTS FACILITIES |
| <input type="checkbox"/> POLITICAL         | <input type="checkbox"/> RELIGIOUS INSTITUTION                 |  |

LIAB TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR:	DO NOT WRITE IN THIS SPACE
2110 <input checked="" type="checkbox"/> MALT, VINOUS AND SPIRITUOUS LIQUOR \$25.00 PER DAY	LIQUOR PERMIT NUMBER
2170 <input type="checkbox"/> FERMENTED MALT BEVERAGE (3.2 Beer) \$10.00 PER DAY	

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE Town of Minturn	State Sales Tax Number (Required) 98-07290-0000
---	--

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE (include street, city/town and ZIP)  P.O. Box 309 Minturn, CO 81645	3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT (include street, city/town and ZIP)  Area known as the Market Area extending along Williams St from Hwy 24 to the end of Williams.
---	---

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES./SEC'Y OF ORG. or POLITICAL CANDIDATE James J. White	08/02/49	210 Eagle St Minturn, CO 81645	970/824-5645
5. EVENT MANAGER Michelle Metteer	04/07/74	302 Pine St Minturn, CO 81645	970/827-5645

6. HAS APPLICANT ORGANIZATION OR POLITICAL CANDIDATE BEEN ISSUED A SPECIAL EVENT PERMIT THIS CALENDAR YEAR? <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES HOW MANY DAYS? 1	7. IS PREMISES NOW LICENSED UNDER STATE LIQUOR OR BEER CODE? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES TO WHOM?
---	--

8. DOES THE APPLICANT HAVE POSSESSION OR WRITTEN PERMISSION FOR THE USE OF THE PREMISES TO BE LICENSED?  Yes  No

LIST BELOW THE EXACT DATE(S) FOR WHICH APPLICATION IS BEING MADE FOR PERMIT

Date	Date	Date	Date	Date
Hours From .m.	Hours From .m.	Hours From .m.	Hours From .m.	Hours From .m.
09/22/12 From 10:00a .m. To 4:00p .m.				

**OATH OF APPLICANT**

*I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge.*

SIGNATURE	TITLE Town Manager	DATE 08/27/12
-----------	-----------------------	------------------

**REPORT AND APPROVAL OF LOCAL LICENSING AUTHORITY (CITY OR COUNTY)**

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the provisions of Title 12, Article 48, C.R.S., as amended.

**THEREFORE, THIS APPLICATION IS APPROVED.**

LOCAL LICENSING AUTHORITY (CITY OR COUNTY)	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK 970/827-5645
SIGNATURE	TITLE Mayor	DATE 09/05/12

**DO NOT WRITE IN THIS SPACE - FOR DEPARTMENT OF REVENUE USE ONLY**

LIABILITY INFORMATION			
License Account Number	Liability Date	State	TOTAL
		-750 (999)	\$ .

(Instructions on Reverse Side)

## APPLICATION INFORMATION AND CHECKLIST

### THE FOLLOWING SUPPORTING DOCUMENTS MUST BE ATTACHED TO THIS APPLICATION FOR A PERMIT TO BE ISSUED:

- Appropriate fee.
- Diagram of the area to be licensed (not larger than 8 1/2" X 11" reflecting bars, walls, partitions, ingress, egress and dimensions.

**Note:** If the event is to be held outside, please submit evidence of intended control, i.e., fencing, ropes, barriers, etc.

- Copy of deed, lease, or written permission of owner for use of the premises.
- Certificate of good corporate standing (NONPROFIT) issued by Secretary of State within last two years; **or**
- If not incorporated, a NONPROFIT charter; **or**
- If a political Candidate, attach copies of reports and statements that were filed with the Secretary of State.

- APPLICATION MUST FIRST BE SUBMITTED TO THE LOCAL LICENSING AUTHORITY (CITY OR COUNTY) AT LEAST THIRTY (30) DAYS PRIOR TO THE EVENT.**
- THE PREMISES TO BE LICENSED MUST BE POSTED AT LEAST TEN (10) DAYS BEFORE A HEARING CAN BE HELD. (12-48-106 C.R.S.)**
- AN APPROVED APPLICATION MUST BE RECEIVED BY THE LIQUOR ENFORCEMENT DIVISION AT LEAST TEN (10) DAYS PRIOR TO THE EVENT.**
- CHECK PAYABLE TO THE COLORADO DEPARTMENT OF REVENUE**

(12-48-102 C.R.S.)

A Special Event Permit issued under this article may be issued to an organization, whether or not presently licensed under Articles 46 and 47 of this title, which has been incorporated under the laws of this state for the purpose of a social, fraternal, patriotic, political or athletic nature, and not for pecuniary gain or which is a regularly chartered branch, lodge or chapter of a national organization or society organized for such purposes and being non profit in nature, or which is a regularly established religious or philanthropic institution, and to any political candidate who has filed the necessary reports and statements with the Secretary of State pursuant to Article 45 of Title 1, C.R.S. A Special Event permit may be issued to any municipality owning arts facilities at which productions or performances of an artistic or cultural nature are presented for use at such facilities.

If an event is cancelled, the application fees and the day(s) are forfeited.

## Jay Brunvand

---

**From:** Michelle Metteer  
**Sent:** Thursday, August 30, 2012 4:06 PM  
**To:** 'Marka Brenner'  
**Cc:** Jay Brunvand  
**Subject:** RE: Sept 22

Okay great. Thank you.

Michelle Metteer  
Town of Minturn

---

**From:** Marka Brenner [<mailto:Marka@blue-sky-mortgage.com>]  
**Sent:** Thursday, August 30, 2012 3:36 PM  
**To:** Michelle Metteer  
**Subject:** RE: Sept 22

This is fine but we will need to do an amendment to the summer market agreement

Marka Brenner  
Manager  
Blue Sky Mortgage  
P.O. Box 1040  
Vail, CO 81658

direct: 970/763.7009  
office: 970/476.0602  
fax: 970/949.1192  
[www.Blue-Sky-Mortgage.com](http://www.Blue-Sky-Mortgage.com)

NMLS # 287113  
Colorado License # LMB10000855  
To check the license status of your mortgage broker, visit  
[www.dora.state.co.us/real-estate/](http://www.dora.state.co.us/real-estate/)

---

**From:** Michelle Metteer [<mailto:mmetteer@minturn.org>]  
**Sent:** Thursday, August 30, 2012 3:30 PM  
**To:** Marka Brenner  
**Subject:** Re: Sept 22

Yes, Ricci. :)

Michelle Metteer

Sent from my iPhone

On Aug 30, 2012, at 3:15 PM, "Marka Brenner" <[Marka@blue-sky-mortgage.com](mailto:Marka@blue-sky-mortgage.com)> wrote:

Tom? Not sure what you are referring to? Tom at the Country Club?

Marka Brenner

Manager  
Blue Sky Mortgage  
P.O. Box 1040  
Vail, CO 81658

direct: 970/763.7009  
office: 970/476.0602  
fax: 970/949.1192  
[www.Blue-Sky-Mortgage.com](http://www.Blue-Sky-Mortgage.com)

NMLS # 287113  
Colorado License # LMB10000855  
To check the license status of your mortgage broker, visit  
[www.dora.state.co.us/real-estate/](http://www.dora.state.co.us/real-estate/)

-----Original Message-----

From: Michelle Metteer [<mailto:mmetteer@minturn.org>]  
Sent: Thursday, August 30, 2012 2:49 PM  
To: Marka Brenner  
Subject: Sept 22

Hey, looking to do a fall fest on sept 22. Is that okay? I'm willing to talk with Tom this time around. :)

Michelle Metteer

Sent from my iPhone

--

This message has been scanned for viruses and dangerous content by MailScanner, and is believed to be clean.

--

This message has been scanned for viruses and dangerous content by **MailScanner**, and is believed to be clean.

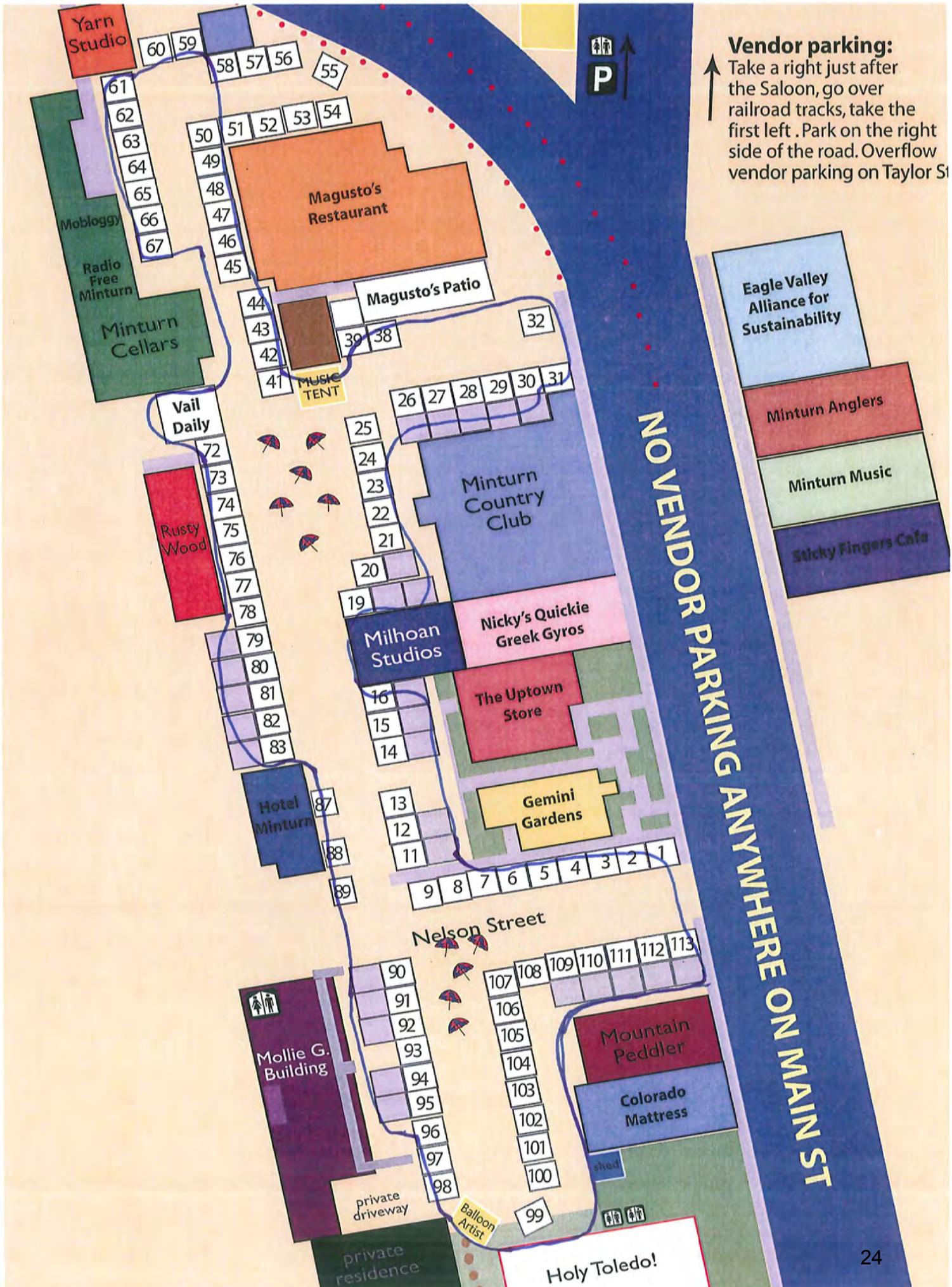
---

Total Control Panel

[Login](#)

To: [mmetteer@minturn.org](mailto:mmetteer@minturn.org)      [Remove](#) this sender from my allow list  
From: [marka@blue-sky-mortgage.com](mailto:marka@blue-sky-mortgage.com)

*You received this message because the sender is on your allow list.*



**Vendor parking:**  
 Take a right just after the Saloon, go over railroad tracks, take the first left. Park on the right side of the road. Overflow vendor parking on Taylor St

**NO VENDOR PARKING ANYWHERE ON MAIN ST**



Yarn Studio

60 59 58 57 56 55 54 53 52 51 50 49 48 47 46 45 44 43 42 41

Magusto's Restaurant

Magusto's Patio

MUSIC TENT

32 31 30 29 28 27 26

Minturn Country Club

Vail Daily

Rusty Wood

Milhoan Studios

Nicky's Quickie Greek Gyros

The Uptown Store

Gemini Gardens

Hotel Minturn

Nelson Street

Mollie G. Building

Mountain Peddler

Colorado Mattress

private driveway

private residence

Balloon Artist

Holy Toledo!

## COMBINING EMERGENCY MEDICAL SERVICES IN EAGLE COUNTY, COLORADO

### *What Is Behind the Planned Merger of ECAD and WECAD?*

#### The Plan

Discussions are underway to unite the ambulance services that serve the I-70 corridor and much of Eagle County. The Emergency Medical Services (EMS) providers, Eagle County Ambulance District (ECAD) and Western Eagle County Ambulance District (WECAD) would combine as one entity, serving all of Eagle county and its population of 52,000. (The area of Eagle county around Basalt and El Jebel, on Highway 82, receives ambulance service from Basalt & Rural Fire Protection District.)

Residents already receive a high standard of care from their ambulance responders, and the way EMS is delivered in Eagle County isn't likely to change much. ECAD staffs three stations in the eastern end of the county in Vail, Avon, and Edwards. WECAD stations ambulances in Eagle and Gypsum. Both services use a combination of highly-trained Paramedics and Emergency Medical Technicians (EMTs) to staff each ambulance.

Both services see a variety of emergency situations, from vehicle accidents, cardiac cases, trauma events, to high-altitude sickness and chronic health ailments. The call demand in this territory is different because of the influx of visitors and the seasonality of the activities between winter and summer. In fact, the demands for EMS service have earned both agencies national recognition for the manner in which they manage their call volumes.

ECAD handled more than 3,400 calls in 2011, a near-record, and WECAD 906. Given the size of the combined territory, increased traffic along I-70 and projected growth, the new EMS service is expected to respond to more than 4300 calls by the year 2014.

#### Why Does a Merger Make Sense?

Experience shows that combining governmental functions improves efficiency, reduces the need for taxpayer funding, saves money, and results in better service. Those are all good reasons, but that's not why this is proposed for Eagle County.

The best reason, and the most telling, is that *it just makes sense*. After many years of having two ambulance districts side-by-side, it's time to bring both agencies together. We already train together, we cooperate well, and our first concern is always for our patients. Lines on a map create an artificial barrier that doesn't need to be there. When Eagle County Ambulance was created 30 years ago, it was intended to cover the entire county, but due to difference of opinion WECAD was formed in 1988. Our boards believe it is in the public interest to combine services, trim expenses and strive for a standard of care that preserves lives and ensures protection of the public.

The medical community throughout the Eagle Valley understands how EMS care is provided and is extremely satisfied with how patients are treated. They are supportive of combining EMS response under one district. Keep in mind that ambulance service, from the late '60's through 1982 was provided by the Vail hospital, and it was that medical service that advocated creating a separate autonomous EMS service to serve the entire valley. The western end of the valley had a volunteer-based service, Eagle Community Ambulance, from the 1960's through 1988.

What we focus on now is the *quality of care*, and how that care is delivered, as the *continuity of care*. Whether your care comes from an ECAD paramedic or a WECAD paramedic, they have received the same training and use the same impressive quality of medical equipment. Their goal is to preserve your life and see that you get excellent medical treatment.

In fact, WECAD's fledgling Community Paramedic Program, in which trained paramedics provide home health care check-ups and services, can be further expanded to all of the Eagle county territory, with the potential of 7 days a week coverage.

There is a trend toward mergers of emergency services, whether those are fire-based, or EMS-focused. Several major Colorado fire agencies have successfully consolidated, and EMS agencies are not any different. Experts point to a number of benefits from mergers, including training opportunities, reducing purchasing costs, reducing costs related to audits and legal advice and improved governance. Both ECAD and WECAD are already involved in some of these areas, notably training, participate in a joint purchasing cooperative, and currently share dispatch services from Vail Police and fleet maintenance from the Town of Avon.

Both ambulance services are organized as Title 32 special districts, specifically "Health Service Districts." The broad applicability of the title allows districts to provide a wide range of health-related services to district residents (like WECAD's community paramedic program). As the health care delivery system changes, a combined system may make it easier to expand health services beyond traditional EMS should any community need arise.

### How Does This Affect Me?

A merger of EMS agencies will affect you as a resident and as a taxpayer. When you need an ambulance, the personnel who respond will still be caring and empathetic, highly-trained and well-equipped.

As a taxpayer in the eastern part of the Valley, your taxes should be maintained at a consistent low tax rate. ECAD has benefitted from a strong tax base and strong reserves, as a result of mountain resorts, condominium housing and high-end housing. ECAD also has been very successful at recovering ambulance charges from its patients.

WECAD has not had the benefit of a substantial property tax base and its call load has not produced a high level of transport income. At the western end of the Valley, property tax rates will be reduced, as finances are merged between the two agencies. “Down-valley” residents will see tax rates decline, as operational costs are combined into a single EMS entity budget.

Inevitably, comparisons will be made between the ECAD budget and WECAD’s financial situation. The reality is that WECAD does not have the call volume or property tax base to grow its service base, and a merger is best for both agencies, to ensure a strong and well-managed EMS service.

Before the merger moves forward, both boards will examine financial pro formas to be sure that the cost benefits we anticipate, from both an operational and personnel viewpoint, are confirmed.

### Process of Consolidation

How to actively merge the districts will be the subject of discussion between the district’s boards and administrators in the next few months. The plan calls for the creation of a new operational organization, where both sets of employees will be combined into one workforce, keeping the best cultural elements of both organizations. While the Eagle County Health Service District governmental body will remain, the brand will look entirely different. This will be accomplished through the use of joint employee committees. The boards themselves have to settle on a governance structure, with an entirely new board. That will undoubtedly include directors who’ve sat on their district boards. The attorneys for both districts, who have advised them for years, will recommend the legal framework.

It appears at this point the simplest merger procedure is for WECAD to include itself into ECAD by amending the service boundaries, and dissolving the Western Eagle district. WECAD voters would have to approve the dissolution. Changing the service plan is done with District Court approval.

This consolidation procedure can take as long as a year, so 2013 looks feasible, but there is no firm target date. An internal committee has been formed to recommend a new name and select a graphic identity. Managers from both ambulance services will work on operational issues, creating a new management structure, combining computer and billing systems, and implementing new paramedic guidelines and protocols.

### Encouraging Community Support

Those of us at ECAD and WECAD believe the time has come to set in place a unified EMS system for Eagle County. We are committed to maintaining the exceptional standards of care, and believe that efficiencies and improved management of resources will be among the best outcomes.

We acknowledge that we are viewing the potential of consolidation with an “insider’s” lens, and that we have to convince our residents that they will continue to be well-served by a combined EMS agency. We will be briefing elected officials on the county commission and on fire district boards about our plans and scheduled implementation. We know our medical community is supportive, and that answers many of the quality-of-care concerns.

Our immediate tasks are to assure the community that this merger will establish Emergency Medical Services in Eagle County in the highest categories for innovation and professionalism, and to engage and involve our employees into a new structure that gives them satisfaction about the role they play in providing EMS response, and ensures that they have a long-term future with the new agency.

We invite our community to be an active observer of this consolidation effort, and discuss any concerns or unresolved issues with the boards and district managers.

Eagle County Ambulance District  
*Eagle County Health Service District*

Western Eagle County Ambulance District  
*Western Eagle County Health Services District*

May 31, 2012

Town of Minturn  
 302 PINE STREET  
 P. O. BOX 309, MINTURN, CO 81645  
 (970) 827-5645 FAX (970) 827-5545



request = \$5000-

REQUEST FOR FUNDING APPLICATION

NAME OF ORGANIZATION: Vail Valley Partnerships / Economic Council of Eagle County  
 DATE SUBMITTED: \_\_\_\_\_  
 NAME OF REPRESENTATIVE: Chris Power  
 MAILING/STREET ADDRESS: PO Box 1103, Vail, CO 81658  
 TELEPHONE NUMBER: 970 477-4016

Please indicate major funding source:  tax supported  
 donations (corporate, foundation, private donors)  
 other government-entity grants  
 Program Revenue

Please indicate type of organization:  health and human service  environmental  
 recreation and culture  sports and athletics  
 education  youth services  
 marketing  other Chamber of Commerce

<i>Quick Reference Financial Data:</i>			
<u>2011</u> Operating Revenue	<u>\$ 1,106,318</u>	Operating Expenses	<u>\$ 1,147,860</u>
Operating Revenue		Operating Expenses	
<u>2010</u> Operating Revenue	<u>\$ 1,159,924</u>	Operating Expenses	<u>\$ 1,088,913</u>

Please answer the following questions on separate paper, not to exceed 3 pages. You may include an agency brochure, but please do not include any other additional materials.

- 1) WHAT IS YOUR ORGANIZATION'S MISSION?
- 2) SPECIFICALLY DESCRIBE THE PROJECT/PROGRAM THAT THE FUNDING WILL SUPPORT AND HOW THIS PROJECT/PROGRAM BENEFITS THE TOWN OF MINTURN.
- 3) HOW WILL YOU MEASURE THE SUCCESS OF THIS PROGRAM?
- 4) IS ANY OTHER AGENCY PROVIDING A SIMILAR SERVICE IN THE AREA?
- 5) HAVE PREVIOUS FUNDS BEEN AWARDED BY THE TOWN TO SUPPORT THIS ACTIVITY?
- 6) WHAT FUNDRAISING PROGRAMS DO YOU HAVE PLANNED TO ELIMINATE THE NEED FOR FUTURE TOWN FUNDING REQUESTS?
- 7) WHAT IS YOUR PROJECTED NEED FOR FUNDING FROM THE TOWN OF MINTURN FOR THE NEXT 5 YEARS?

Please attach the following:

- \*Financial Statements
- \*Budget (Including Revenue Sources)
- \*501(C)(3) Documentation
- \*List of Officers and/or Directors



Town of Minturn  
302 Pine Street  
PO Box 309  
Minturn, CO 81645

Re: 2013 Request for Funding for the Vail Valley Partnership / Economic Council of Eagle County

Minturn Town Council,

Thank you for the opportunity to present a funding request as part of your 2013 budget process. Please accept the following as our funding request as outlined by your application process.

***Vail Valley Partnership Mission:***

The Vail Valley Partnership (VVP) is a regional leader in sustaining & enhancing the Vail Valley as a tourism destination and as a place to do business by contributing to the identity and economic wellbeing of the Eagle River Valley. The VVP takes a leadership role to bring groups, meetings, events and leisure visitors to the Vail Valley for the economic benefit of the community and our member businesses.

***Economic Council of Eagle County:***

The Economic Council of Eagle County was incorporated in 2006 as a 501c(3) corporation to promote the long-term economic health of Eagle County. The Economic Council consolidated operations with the Vail Valley Partnership in January, 2012 to better serve the needs of the Eagle County business community and to streamline economic development efforts.

The efforts of the Economic Council of Eagle County are focused on four main areas of emphasis:

1. General Economic Development Inquiries & Promotions
2. Regional & Local Collaboration and Coordination
3. Economic Research
4. Health & Wellness Initiative



*The Chamber & Tourism Bureau.*

***Project Funding Request & How it Benefits the Town of Minturn:***

Funding is requested in the amount of **\$5,000** to support our regional economic development efforts via the Economic Council of Eagle County and our Destination Marketing (group sales, sports & event coalition) efforts to drive destination visitation.

Regional economic development and local coordination efforts led by the Economic Council of Eagle County include quarterly Mayor/Manager meetings, quarterly Economic Advisory Council meetings and local representation at regional and state-wide forums including the Colorado Blueprint (state economic development plan), Colorado Tourism Office committees and planning sessions and other regional coalitions.

The tourism industry makes up 52% of Eagle County's workforce (source: quarterly census of employment & wages) and the Town of Minturn's financial support will support our regional destination marketing and economic development efforts.

***Program Measurement:***

Measurement criteria include:

1. Group & event sales metrics including: groups & events recruited to the valley, lodging revenue, room nights and direct guest spending
2. Economic development metrics including: local collaboration including Vail Valley Merchant Alliance, Health & Wellness Initiative and Research output.

***Is Any Other Agency Providing a Similar Service?*** No

***Have Previous Funds Been Awarded by the Town to Support This Activity?*** No, as this is our first request to the Town of Minturn for funding.

***What Fundraising Programs Are Planned to Eliminate the Need for Future Town Funding?***

The Economic Council of Eagle County has historically been funded solely by Eagle County; consolidation with the Vail Valley Partnership allows for greater reach and efficiencies moving forward. As our membership base (primarily private industry) grows, our need for public funding from municipalities decreases.



*The Chamber & Tourism Bureau.*

***What is the Projected Need for Town Funding for the Next Five Years?***

It is our goal to reduce and potentially eliminate municipal funding from individual towns to support our Economic Development (Economic Council of Eagle County) efforts as our membership base (private businesses) grows.

***About the Vail Valley Partnership:***

The Vail Valley Partnership, a 501c(6) non-profit organization, has been engaged in the community from the early days of Vail, starting in 1964 as the Vail Resort Association. We've grown over the years to represent the entire Vail Valley and to fit the needs of the business community through our Chamber programs including educational events, networking opportunities, advertising programs and cost-savings programs.

The Vail Valley Partnership serves as the regional destination marketing organization for Eagle County, Colorado. Through our Marketing and Sales departments, we work to promote the destination's brand awareness and equity through media relations, group sales, regional advocacy and other communication strategies. We are proud to have been named Colorado's best Destination Marketing Organization by the readers of Colorado Meetings & Events Magazine in early 2011.

Because business and tourism go hand-in-hand, the Vail Valley Partnership also brings to the community a variety of signature programs that elevate the destination's attention to both guests and businesses. Signature Vail Valley Partnership programs include the Economic Council of Eagle County, Vail Valley Merchant Alliance, Health & Wellness Initiative, Platinum Service Program (PSP), Lodging Quality Assurance (LQA) and the Non-Profit Network. These signature programs are examples of how the Vail Valley Partnership reinforces commitment and dedication to improving the guest experience and adding value to the local business community.

***Thank you for your consideration!***

Chris Romer

Executive Director

Vail Valley Partnership & Economic Council of Eagle County

(970) 477-4016

VailValleyPartnership.com / VisitVailValley.com

PO Box 1130, Vail, CO 81658

[www.visitvailvalley.com](http://www.visitvailvalley.com)

**Vail Valley Partnership**  
**(A Colorado Non-Profit Corporation)**  
**Statements of Financial Position**  
**December 31, 2011 and 2010**

	2011	2010
<b>Assets:</b>		
<b>Current Assets:</b>		
Cash and cash equivalents - Unrestricted	30,509	11,887
Accounts receivable, net of allowance of \$10,000 and \$10,000 in 2011 and 2010	100,584	96,514
Prepaid expenses	15,025	12,714
Deposits	16,667	16,667
<b>Total Current Assets</b>	162,785	137,782
<b>Property and Equipment:</b>		
Software and website costs	134,679	134,679
Furniture and equipment	85,497	78,671
Leasehold improvements	60,350	60,350
Subtotal	280,526	273,700
Less: Accumulated depreciation	(208,333)	(166,473)
<b>Total Property and Equipment</b>	72,193	107,227
<b>Total Assets</b>	234,978	245,009
<b>Liabilities and Net Assets:</b>		
<b>Liabilities:</b>		
<b>Current Liabilities:</b>		
Accounts payable	24,497	35,275
Line of credit payable	-	10,000
Accrued payroll and payroll tax liabilities	20,250	17,279
Deferred revenue	230,209	180,891
<b>Total Current Liabilities</b>	274,956	243,445
<b>Total Liabilities</b>	274,956	243,445
<b>Net Assets:</b>		
Unrestricted	(39,978)	1,564
<b>Total Liabilities and Net Assets</b>	234,978	245,009

The accompanying notes are an integral part of these financial statements.

**Vail Valley Partnership**  
**(A Colorado Non-Profit Corporation)**  
**Statements of Activities**  
**For the Years Ended December 31, 2011 and 2010**

	2011	2010
<b>Revenues:</b>		
Contributions	-	2,500
Local Marketing District funding	119,500	139,592
Dues	307,075	315,290
Co-ops, advertising & vacation guides	7,115	8,486
Partnerships	101,275	100,017
Central reservations	191,517	196,420
Conference sales income	151,101	153,434
Lodging quality assurance contributions and fees	150,260	150,635
Platinum service program	975	1,906
Public relations	40,000	39,845
Inkind contributions	800	800
Beaver Creek marketing contributions	35,000	50,500
Other revenue	1,700	499
<b>Total Revenues</b>	<b>1,106,318</b>	<b>1,159,924</b>
<b>Expenses:</b>		
Salary and related expenditures	582,350	585,725
Educational expenses	3,765	1,926
Professional fees	31,763	22,230
Postage	5,597	4,317
Operating supplies	3,561	3,317
Information technology	58,282	25,196
Co-ops and publications	880	11,994
Partner programs	124,508	110,892
Air program	1,515	1,000
Central reservations	84,065	69,447
Platinum service program	1,149	2,270
Lodging Quality Assurance program	105	-
Overhead costs	179,796	182,018
Personal property taxes	2,655	1,571
Bad debt expense	-	180
Bank charges and interest expense	418	4,658
Dues and subscriptions	4,215	2,638
Travel	11,586	7,408
Entertainment	4,988	4,504
Recruiting expense	-	25
Miscellaneous	3,948	4,584
Depreciation	41,860	43,013
Advertising	854	-
<b>Total Expenses</b>	<b>1,147,860</b>	<b>1,088,913</b>
<b>Change in Net Assets</b>	<b>(41,542)</b>	<b>71,011</b>
<b>Unrestricted Net Assets - Beginning of Year</b>	<b>1,564</b>	<b>(69,447)</b>
<b>Unrestricted Net Assets - End of Year</b>	<b>(39,978)</b>	<b>1,564</b>

The accompanying notes are an integral part of these financial statements.

**Vail Valley Partnership**  
**(A Colorado Non-Profit Corporation)**  
**Statements of Cash Flows**  
**For the Years Ended December 31, 2011 and 2010**

	<u>2011</u>	<u>2010</u>
<b>Cash Flows from Operating Activities:</b>		
Cash received from operations	1,149,066	1,183,744
Cash received from other sources	1,700	499
Cash paid for salaries, wages, and related items	(579,378)	(599,453)
Cash paid for goods and services	(535,940)	(554,855)
<b>Net Cash Provided (Used) by Operating Activities</b>	<u>35,448</u>	<u>29,935</u>
<b>Cash Flows from Investing Activities:</b>		
Cash paid for property and equipment	(6,826)	(4,554)
<b>Net Cash Provided (Used) by Investing Activities</b>	<u>(6,826)</u>	<u>(4,554)</u>
<b>Cash Flows from Financing Activities:</b>		
Cash paid on line of credit	(10,000)	(33,500)
Cash paid on capital lease	-	(3,009)
<b>Net Cash Provided (Used) by Financing Activities</b>	<u>(10,000)</u>	<u>(36,509)</u>
<b>Net Increase (Decrease) in Cash</b>	18,622	(11,128)
<b>Cash and Cash Equivalents - Beginning of Year</b>	<u>11,887</u>	<u>23,015</u>
<b>Cash and Cash Equivalents - End of Year</b>	<u>30,509</u>	<u>11,887</u>
<b>Cash and Cash Equivalents - End of Year:</b>		
Cash and cash equivalents - Unrestricted	30,509	11,887
<b>Total</b>	<u>30,509</u>	<u>11,887</u>
<b>Reconciliation of Change in Net Assets to Net Cash Provided (Used) by Operating Activities:</b>		
Change in net assets	(41,542)	71,011
<b>Adjustments:</b>		
Depreciation	41,860	43,013
(Increase) decrease in accounts receivable, net of allowance	(4,070)	(9,021)
(Increase) decrease in prepaid expenses	(2,311)	(1,804)
Increase (decrease) in accounts payable	(10,778)	(93,676)
Increase (decrease) in accrued payroll and payroll taxes	2,971	(13,728)
Increase (decrease) in advance deposits	-	(9)
Increase (decrease) in deferred revenue	49,318	34,149
<b>Total Adjustments</b>	<u>76,990</u>	<u>(41,076)</u>
<b>Net Cash Provided (Used) by Operating Activities</b>	<u>35,448</u>	<u>29,935</u>

The accompanying notes are an integral part of these financial statements.

OFFICE OF THE SECRETARY OF STATE  
OF THE STATE OF COLORADO

**CERTIFICATE**

I, Mike Coffman, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

VAIL VALLEY TOURISM AND CONVENTION BUREAU

is a  
Nonprofit Corporation

formed or registered on 09/04/1964 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 19871175487 .

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 10/26/2007 that have been posted, and by documents delivered to this office electronically through 11/01/2007 @ 09:00:22 .

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, authenticated, issued, delivered and communicated this official certificate at Denver, Colorado on 11/01/2007 @ 09:00:22 pursuant to and in accordance with applicable law. This certificate is assigned Confirmation Number 6924033 .



Secretary of State of the State of Colorado

\*\*\*\*\*End of Certificate\*\*\*\*\*

*Notice: A certificate issued electronically from the Colorado Secretary of State's Web site is fully and immediately valid and effective. However, as an option, the issuance and validity of a certificate obtained electronically may be established by visiting the Certificate Confirmation Page of the Secretary of State's Web site, <http://www.sos.state.co.us/biz/CertificateSearchCriteria.do> entering the certificate's confirmation number displayed on the certificate, and following the instructions displayed. Confirming the issuance of a certificate is merely optional and is not necessary to the valid and effective issuance of a certificate. For more information, visit our Web site, <http://www.sos.state.co.us/> click Business Center and select "Frequently Asked Questions."*

Member	Company	Title	Email	Address
Mike Brumbaugh	Avon Venture Sports	Owner	<a href="mailto:mike@avonventuresports.com">mike@avonventuresports.com</a>	PO Box 3268, Avon, CO 81620
Glenn Davis	Alpine Bank - Avon	Regional President	<a href="mailto:glenn@davis@alpinebank.com">glenn@davis@alpinebank.com</a>	PO Box 7330, Avon, CO 81620
Johannes Faessler	Sonnenalp Resort	General Manager/Owner	<a href="mailto:jfaessler@sonnenalp.com">jfaessler@sonnenalp.com</a>	20 Vail Road, Vail, CO 81657
Ceil Folz	Vail Valley Foundation	President/CEO	<a href="mailto:cfolz@vvhf.org">cfolz@vvhf.org</a>	PO Box 309, Vail, CO 81658
Doug Lovell	Vail Resorts	COO	<a href="mailto:dlovell@vailresorts.com">dlovell@vailresorts.com</a>	PO Box 7, Vail, CO 81658
Laurie Mullen	West Vail Liquor Mart	Owner	<a href="mailto:lmullen@westvail.com">lmullen@westvail.com</a>	2151 N. Frontage Road W, Vail, CO 81658
Brian Nolan	Group 970 Restaurants	Owner	<a href="mailto:brian@group970.com">brian@group970.com</a>	PO Box 5549, Avon, CO 81620
John Shipp	Dusty Boot	Owner	<a href="mailto:jshipp@dustyboot.com">jshipp@dustyboot.com</a>	PO Box 4388, Avon, CO 81658
Beth Slifer	Slifer Designs	Creative Director/CEO	<a href="mailto:beth@sliferdesigns.com">beth@sliferdesigns.com</a>	216 Main Street, Ste #C-100, Edward
Jim Wear	Sherman & Howard	Attorney	<a href="mailto:jwear@shermanhoward.com">jwear@shermanhoward.com</a>	1000 S. Frontage Road West, Vail, CO 81658
Hans Willmann	Four Seasons Resort Vail	General Manager	<a href="mailto:hans.willmann@fourseasons.com">hans.willmann@fourseasons.com</a>	PO Box 3760, Vail, CO 81658
Doris Kirchner	Vail Valley Medical Center	President/CEO	<a href="mailto:kirchner@vvhmc.org">kirchner@vvhmc.org</a>	
Tim Baker	Beaver Creek Resort Company	Executive Director	<a href="mailto:tbaker@vailresorts.com">tbaker@vailresorts.com</a>	PO Box 5390, Avon, CO 81620
Chris Romer	Vail Valley Partnership	Executive Director	<a href="mailto:cromer@visitvailvalley.com">cromer@visitvailvalley.com</a>	PO Box 1130, Vail, CO 81658



MEMORANDUM

**To:** Town Council  
Jim White, Town Manager  
Town of Minturn

**From:** Wendy Swanhorst   
Swanhorst & Company LLC

**Date:** August 10, 2012

We have discussed with Town management the options for reporting the Town's recent receipt of funding from the developer of Battle Mountain, as defined by the Agreement Regarding Escrows and Funding. Following are some issues and recommendations.

1. Management indicated that the Town Council's preference is to segregate the Battle Mountain funding from the General Fund. The Town is not required to deposit the money into separate bank or investment accounts, but could record the cash, revenues, and expenditures in separate accounting funds. We would recommend for consideration establishing three funds, as follows:
  - a. Agency Fund to hold \$350,000 plus interest for the scholarship program. Since this money is not available for Town operations, it should be reported as an Agency Fund. This money was received in 2008 and has been reported as an Agency Fund since that time.
  - b. Special Revenue Fund to record \$1,240,000 restricted for legal and consulting costs.
  - c. Capital Projects Fund to record \$250,000 earmarked for Little Beach Park, and the remaining \$1,732,000 designated for capital projects, including water infrastructure, streets, a recreation center, and trails.
  - d. The \$540,000 that can be used for Town administrative costs could be recorded directly into the General Fund, or into the Special Revenue Fund mentioned above. If recorded in the Special Revenue Fund, an annual transfer to the General Fund could be an option. This would require the Town to track the spending in separate expenditure accounts in the General Fund.
2. Management discussed the possibility of forming a 501(c)(3) non-profit organization to manage the activities of the scholarship program. Because the Town has limited investment options as stipulated by State statutes, a non-profit entity would eliminate these constraints. However, the cost to apply for 501(c)(3) status with the Internal Revenue Service and to file annual tax returns could be costly. Annual tax return preparation can cost \$1,000. In addition, the Town should consider the amount of risk that would be acceptable when investing this money.

Thank you for including us in these discussions. Please let us know if we can provide further information.

cc: Jay Brunvand, Town Treasurer

**P.O. Box 309 ♦ 302 Pine Street  
Minturn, CO 81645  
Phone: 970-827-5645  
Fax: 970-827-5545**



**Jay Brunvand, Treasurer/Clerk  
Email: treasurer@minturn.org**

**TOWN COUNCIL**  
Town Council  
Mayor – Gordon “Hawkeye” Flaherty  
Mayor Pro Tem – George Brodin  
Councilmember – Shelley Bellm  
Councilmember – Earle Bidez  
Councilmember – Jerry Bumgarner  
Councilmember – Aggie Martinez  
Councilmember – John Rosenfeld

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### AGENDA ITEM COVER SHEET

<b>AGENDA TITLE:</b> Work Session and Regular Meeting Discussion Item
<b>MEETING DATE:</b> September 5, 2012
<b>PRESENTER:</b> Brunvand
<b>BACKGROUND:</b> During the Work Session Council and again during the Regular Meeting Council will discuss the proposed FY2013 budget schedule. I have included a copy of the historical schedule that we follow as well as a full calendar for your use in this discussion.
<b>CORE ISSUES:</b> None.
<b>BUDGET/FINANCE IMPLICATIONS:</b>
<b>STAFF RECOMMENDATION/MOTION:</b> Council may give direction without the need of formal action.

**FY 2013 BUDGET SCHEDULE**

**NOTES**

**TO DO**

**2012 DATE DESCRIPTION**

APRIL THROUGH AUGUST	STAFF REVIEW AND PREPARATION REVIEW BUDGET AND FIELD QUESTIONS FROM STAFF AS NECESSARY. STAFF WILL HAVE OPPORTUNITY TO SUPPLY INPUT ON BOTH THEIR BUDGET AND CIP NEEDS	
SEPTEMBER 2012	<b>WORK SESSIONS OR MANAGER'S REPORT AS NEEDED</b> Discuss Preliminary Budget concerns and receive direction from Council as needed.	
10/3/2012	<b>WORK SESSION</b> COUNCIL MEETING COUNCIL WILL FORMALLY ACCEPT THE BUDGET AS REQUIRED BY C.R.S 29-1-106(1) This will be a time for Council comments and Direction as well.	Council to receive Preliminary Budget by October 1st. AFTER MEETING POST AND PUBLISH IN NEWSPAPER THE "NOTICE OF BUDGET"
10/17/2012	<b>WORK SESSION RETREAT</b> <b>REVIEW BUDGET AND FIELD QUESTIONS FROM COUNCIL AS NECESSARY</b>	
11/7/2012	COUNCIL MEETING 1ST PUBLIC HEARING ON THE PROPOSED BUDGET AS ACCEPTED ON OCTOBER 5th - Review of Community Funding Requests	
11/21/2012	COUNCIL MEETING 2ND PUBLIC HEARING ON THE DRAFT BUDGET - BUDGET ADOPTION ON FIRST READING - MILL LEVY ADOPTION ON FIRST READING - FY 2011 SUPPLEMENTAL APPROPRIATION ON FIRST READING	PUBLISH ORDINANCES BY TITLE ONLY IN NEWSPAPER
12/5/2012	COUNCIL MEETING - BUDGET ADOPTION ON FINAL READING - MILL LEVY ADOPTION ON FINAL READING - FY 2011 SUPPLEMENTAL APPROPRIATION ON FINAL READING - RESOLUTION OF TOWN FEE SCHEDULE	*PUBLISH ORDINANCES BY TITLE ONLY IN NEWSPAPER *POST RESOLUTION

# September 2012

## FY2013 Budget Calendar

Sun	Mon	Tue	Wed	Thu	Fri	Sat
2	3	4	5	6	7	8
	LABOR DAY OFFICE CLOSED		COUNCIL MEETING			
9	10	11	12	13	14	15
			PLANNING COMMISSION			
16	17	18	19	20	21	22
			COUNCIL MEETING			
23	24	25	26	27	28	29
30						

# October 2012

## FY2013 Budget Calendar

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3 <i>COUNCIL MEETING</i> Budget presented at W.S. and Council Formally accepts budget during regular meeting	4 Publish "Notice of Budget" in Public Boxes and Newspaper	5	6
7	8	9	10 <i>PLANNING COMMISSION</i>	11	12	13
14	15	16	17 <i>COUNCIL MEETING</i> W.S. Retreat — Goal Setting and Review of Budget	18	19	20
21	22	23	24	25	26	27
28	29	30 <i>MINTURN'S HALLOWEEN</i>	31 <i>HALLOWEEN</i>			

# November 2012

## FY2013 Budget Calendar

Sun	Mon	Tue	Wed	Thu	Fri	Sat
4	5	6	7 <i>COUNCIL MEETING 1st Public Hearing and Review of Community Funding Requests</i>	8	9	10
11	12 <i>VETERAN'S DAY OFFICE CLOSED</i>	13	14 <i>PLANNING COMMISSION</i>	15	16	17
18	19	20	21 <i>COUNCIL MEETING 2nd Public Hearing on proposed budget and 1st reading of Budget Ordinances</i>	22 <i>PUBLISH ORD'S BY TITLE IN NEWSPA- PER</i>	23	24
25	26	27	28	29 <i>THANKSGIVING OFFICE CLOSED</i>	30 <i>THANKSGIVING OFFICE CLOSED</i>	

# December 2012

## FY2013 Budget Calendar

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5 COUNCIL MEETING 2nd Reading of Budget Ord's and last meeting to pass Mill Levy	6	7	8
9	10	11	12 PLANNING COMMISSION	13	14	15
16	17	18	19 COUNCIL MEETING	20	21	22
23	24	25 CHRISTMAS OFFICE CLOSED	26	27	28	29
30	31 Certified budget must be filed with DoLA by 1/1/12	JANUARY 1, 2013 NEW YEARS DAY OFFICE CLOSED				

**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](mailto:manager@minturn.org)



**TOWN COUNCIL**  
**Mayor – Gordon “Hawkeye” Flaherty**  
**Mayor Pro Tem – George Brodin**  
**Councilmember – Shelley Bellm**  
**Councilmember – Earle Bidez**  
**Councilmember – Jerry Bumgarner**  
**Councilmember – Aggie Martinez**  
**Councilmember – John Rosenfeld**

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**To:** Mayor Flaherty and Minturn Town Council  
**From:** Jim White, Town Manager  
**Date:** August 24, 2012  
**Re:** **Manager’s Report for the September 5, 2012 Town Council Meeting**

### **Water Valve Leaks**

On August 6 and again on August 9, 2012, the Town had water outages as a result of two water leaks at the intersection of Mann and Harrison. We recognize the impact on our local business and residents.

Due to the unusual circumstances of two outages in the same week, I am recommending that Town Council consider a stipend up to \$200 to local businesses, upon request from them, to defray the loss of revenues they incurred. Certainly not intended to recover all of those costs, a small “Good Neighbor” stipend, capped at this predetermined amount, would be a gesture to reflect our awareness of their importance to us and our recognition of the difficult week they endured. I would extend this offer to businesses that were impacted and set a deadline for any such requests to be due in by Friday, September 28, 2012.

### **Meeting Regarding the Memorandum of Understanding related to the Human Performance Center/Rec Center at Maloit Park**

The subcommittee meetings with representatives from SSCV and Battle Mountain are attended by Town Council representatives, Earle Bidez and John Rosenfeld, Town Manager Jim White, Town Attorney Allen Christensen, and Town Planner Chris Cerimele. The current direction of the group is to create lists of the desired amenities to be created by each of the parties. In addition, the Town hosted an Open House on Wednesday, August 8, 2012 to solicit resident input. We coordinated a meeting at the Gypsum Rec Center on August 20, 2012 to look at design features and talk with the firm previously selected by the Town of Minturn in 2008, Barker, Rinker, Seacat. Representatives from the Ski and Snowboard Club Vail (SSCV) and Battle Mountain Resorts attended as well.

### **DOLA Grant**

Greg Winkler, our DOLA field representative, presented DOLA funding options at our last Town Council meeting on August 15, 2012. Subsequently, the Town Manager submitted a request, signed by the Mayor, for approval of an administrative grant from DOLA for a Master Drainage Plan for the Town of Minturn in the total amount of \$34,650, of which the Town of Minturn would have to match 50%, or \$17,325.

### **Maloit Park Water Tank Repairs**

Repairs were in progress on the interior of the Maloit Park Water tank in early August. It became clear that without further repairs, the water tank interior would not withstand the sandblasting process. The Town is now at work with the Eagle School District to assess the necessary repairs and to develop a plan to determine what needs to be done in order to proceed. From the report I received on August 28, 2012 from the engineering firm utilized by the school district, (Base Engineering) no steel structural modifications will be required, yet additional epoxy filler and coating on the interior will be applied prior to painting the interior of the tank and restoring it to use prior to winter.

### **Resident Request**

At the last Town Council meeting, local resident Tony Aiello asked Town Council to consider paying him for picking up feces left by dogs throughout Town. He has been doing this as a volunteer. He has been doing this for several months. I do not recommend ongoing payment for this service. Though it is appreciated, it is the responsibility of dog owners to pick up after their dogs. As a footnote, Tony was previously given a personal gift certificate from the Town Manager to be used at Kirby's BBQ as a symbolic "thank you" for his efforts. This was not from Town coffers. Stricter enforcement of dog owners in picking up after their dogs would be my first recommendation, as it is each owner's responsibility.

### **1<sup>st</sup> Bank**

Letters drafted by the Town Manager and signed by the Mayor and the entire Town Council were sent to John Ikard, president and CEO of 1st Bank Holding Company and to Mary McDougall, president, 1<sup>st</sup> Bank Vail on Friday August 24, 2012 requesting reconsideration of the closing of the Minturn branch currently planned for October 2012.

### **Bone Yard Property**

Staff has completed work on the Draft of the Management Plan for the Boneyard property in Minturn which the Town is planning to purchase with the assistance of the Eagle County Open Space Advisory Board through its earlier recommendation to move forward to the Eagle County Commissioners. The draft management plan was provided to Town Council for its collective comments. We have scheduled discussion at the September 5, 2012 work session. Staff will also attend and present this project at the next Eagle County Open Space Advisory Committee meeting on Monday, September 10, 2012. We are also working with Kara Heide with the Eagle Land Trust on developing a conservation easement on the site. Dave Neely, USFS District Ranger, called to inform me that the Environmental Assessment by the USFS came back recently. Due to the fact that no comments were received, the process will be accelerated by at least 45 days. I have been in touch with the USFS to discuss the process and timetable.

### **XCEL Energy**

Following the last Town Council meeting, I contacted Todd Anderson from XCEL Energy to recite the list of issues presented at the last Town Council meeting. We are awaiting follow up from him.

8/24/12

### **Scholarship Committee**

The final two scholarship letters were sent during the final week of August. We have now depleted our original \$3600 minor scholarship fund. We are now \$732 dollars into the Battle Mountain/Town of Minturn Scholarship dollars. Our scholarship committee continues to gather financial investment information and options so the Town Council can eventually set policy for disbursement of the scholarship funds we now have available. We have had a presentation from 1<sup>st</sup> and Main Advisors and we have received inquiries from Jeffery Apps and the Colorado Mountain College in the past two weeks asking if the Town Council has selected an investment strategy or investment firm.

### **Water Treatment Update**

(see attachment provided by John Volk, Water Quality Professionals, Inc, our consulting water operator).

### **Pine Street Rehab Project**

Elam began work on Monday, August 6, 2012. We have had negotiations with Elam and saved just shy of \$3000 by considering value engineering cost saving measures that have been applied to the project. Several negotiations resolved driveway grade issues that developed as the project continued. Final paving occurred on Wednesday, August 29, 2012. This benchmark project included sidewalks, storm drainage, and paving.

### **Upcoming Events:**

#### **Pro Cycling Challenge Bike Event**

The Town of Minturn hosted the stage of the race that passed through Minturn on **Thursday, August 23, 2012.**

#### **Minturn Summer Market**

Only one more market this weekend! The Minturn Summer Market continues to be successful. New umbrellas and some additional tables have spruced up the Minturn Market. Attendance continues at a steady pace. The market will continue through September 8, 2012. Please stop by to visit and shop!

#### **Fall Festival/Lettuce Bowl**

The Town of Minturn and the Minturn Community Fund will be teaming up again to provide the Fall Festival on Saturday September 22, 2012.

Respectfully submitted,  
Jim White  
Town Manager

# Town of Minturn

## Water Department

### 3<sup>rd</sup> Quarter 2012

Sample Results:

#### Monthly Total Coliform samples

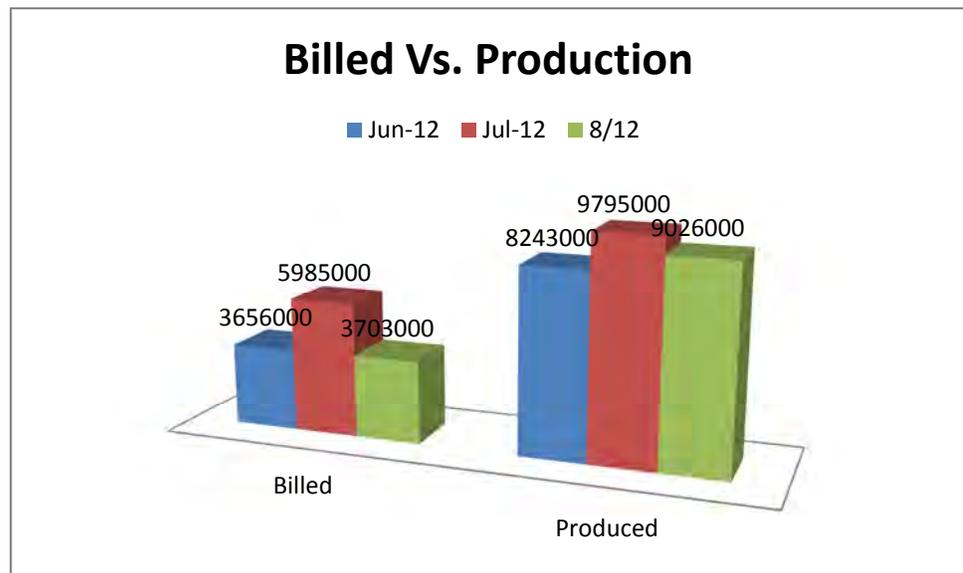
July: Absent

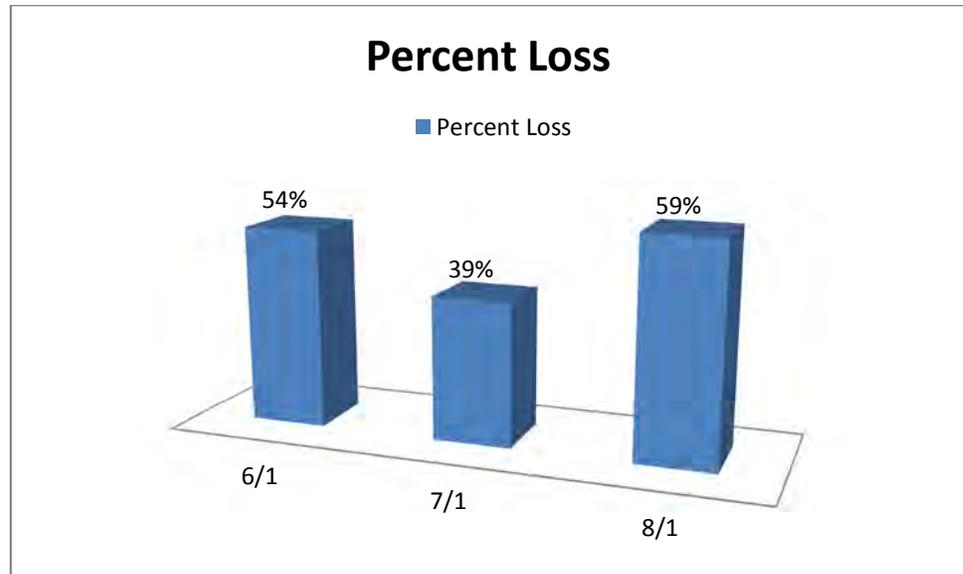
August: Absent

#### Microscopic Particulate Analysis

Results from the test show the slow sand filters are doing a good job filtering out microorganisms and particulates. The calculated log removal for microorganisms is  $>3.2$  log.

#### Water Usage





## **Operations:**

### Calibrations

All in-line process analyzers and handheld analytical equipment were calibrated per Hach O & M. Analyzers were also verified using secondary standards.

### Maloit Park temporary tanks

Two 4000 gallon poly tanks were installed at the Maloit tank to supply water to the park during the internal coating of the main tank. A shutoff valve and a flush hydrant were installed just downstream of the main tank so water could be diverted to the temporary tanks. The ultrasonic sensor was installed in the temporary tanks and the pumps are running in auto to keep the tanks full.

### Filter #2

Filter #2 clogged after only 4 months of use. The filter was drained, cleaned and put back online after turbidity reading came back into spec. The filter is showing signs that the under drain media may be clogging. We are going to try to backwash the filter by using the Maloit Park line

in the WTP. We will attach the hose that is being used for the temporary tanks to slowly reverse the flow of water through the filter.

### Valve Replacements

Two 8” valves were replaced at the intersection of Harrison and Main. The valves were both leaking at the valve nut packing seals. The ground water in the area is contaminated with VOC’s from the nearby gas station. There may be a correlation between the seals in the valves failing and the contaminants in the groundwater. The contaminated ground water changed our valve isolation plan. Since we could not pump the contaminated water we were forced to shut down the system at the PRV pit and drain the entire system from a hydrant past the Turntable Restaurant.

### Filter #3

Filter #3 needs 6” of sand. We are at the minimum allowable sand depth per CDPHE design criteria for slow sand filters. The filter will be taken out of service in late September. The filter will be cleaned and the old geotextile(a thin black permeable poly blown fabric) will be removed. The remaining sand will be leveled and a new geotextile will be installed. A pneumatic truck will deliver and blow sand into the filter. The sand will be leveled and ripened until we achieve acceptable turbidity readings.

### Leak Detection

Leak detection has started. Currently Boulder St. to 476 Pine is complete. The process will continue in the following order: Pine, Toledo, Nelson, Taylor, New line to Meadow Mt. Business, Main St, Eagle St, Enclave, Rest of Main St, Two Elks, Racquet Club, Maloit Park, WTP transmission line.



TOWN OF MINTURN  
P.O. Box 309 (302 Pine Street)  
Minturn, Colorado 81645-0309  
970-827-5645 Fax: 970-827-5545  
treasurer@minturn.org

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**FROM THE DESK OF  
JAY BRUNVAND, TREASURER/FINANCE**

*MEMORANDUM*

TO: Minturn Town Council  
FROM: Jay Brunvand, Treasurer/Clerk  
CC:  
DATE: Friday, August 31, 2012  
RE: Executive Session

At the Council meeting, Council will need to convene in Executive Session with the Attorney to discuss and direct Staff regarding the negotiation update regarding the Ski and Snowboard Club of Vail to discuss the developing Memo of Understanding as well as to discuss a fee settlement with Martin and Woods. The following motion is recommended:

*“Recommended motion: “I move to convene in Executive Session Pursuant to CRS 24-6-402(4)(b) for the purposes to consult with the Town's Attorney and receive legal advice regarding ongoing negotiations with Ski and Snowboard Club of Vail (SSCV) as related to a recreation Memo of Understanding and to discuss a pending agreement for fee dispute with Martin and Woods.”*

The Mayor will announce for the record if any decision is to be made as a result of the Executive Session once the Regular Session meeting reconvenes.

Please contact me in the event you have any questions.

Thank You, Jay