



2014

# Minturn Council Meeting

Wednesday May 7, 2014

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

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

**TOP COUNCIL PRIORITIES:**

- Street and Drainage Projects Eagle Street, Toledo, Norman, Nelson
- Submit Grants for Infrastructure and Prioritize/Create a Regular Schedule
- 100 Block Streetscape
- Sidewalks/ Engineering South Minturn
- Submit DOLA Grant for Microfiltration Plant
- Electronic Packets (I-Pads or Comparable)
- Loop Water Lines



## **Agenda**

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

**Wednesday May 7, 2014**

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

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

**COUNCIL MEMBERS:**

Shelley Bellm  
Earle Bidez  
Jason Osborne  
John Rosenfeld  
Matt Scherr

**INTERIM TOWN ATTORNEY – Matt Mire**  
**TOWN CLERK/TREASURER – Jay Brunvand**  
**TOWN PLANNER – Janet Hawkinson**

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 – 5:30 pm**

- Discussion regarding Human Resource process and resources – Malarky
- Discussion regarding list of resources for Interim Town Manager

### **Regular Session – 6:30pm**

**1. Call to Order**

- Roll Call
- Pledge of Allegiance

**2. Approval of Agenda**

- Items to be Pulled or Added

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

- April 16, 2014
- April 29, 2014 Special Meeting
- Action Item Report

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

**5. Special Presentations**

- Holiday Program recognition - Osborne

**PUBLIC HEARINGS AND DISCUSSION/ACTION ITEMS**

**6. Discussion/Action Item: 2015 World Cup Update**

**COUNCIL AND STAFF REPORTS**

**7. Town Planner**

**8. Co-Acting Town Managers**

- Co-Acting Town Manger's Report
- Ipad Policy
- Public Works

**9. Town Council Comments**

- Letter from Mr. Frank Sanders

**EXECUTIVE SESSION**

- 10. Executive Session: Executive Session pursuant to C.R.S. §24-6-402(4)(b)(e)(f) - to receive legal advice on specific legal questions, to determine positions relative to negotiations, to develop a negotiating strategy and to discuss personnel matters regarding the Town attorney interviews, Town Manager replacement, and to discuss negotiations regarding the agreement with Eagle County to provide police services.**

**FUTURE AGENDA ITEMS**

**11. Next Meeting – May 21, 2014**

**12. Future Meetings:**

- Discussion/Action Item: Marijuana legislation update – Mire
- County Commissioners
- Work Session: Town Council CIRSA training (6/4/14)

**13. Set Future Meeting Dates**

a) Council Meetings:

- May 21, 2014
- June 4, 2014
- June 18, 2014

b) Planning & Zoning Commission Meetings:

- May 28, 2014
- June 25, 2014
- July 23, 2014

**14. Other Dates:**

- May 31, 2014 – Town Clean-up

**15. Adjournment**

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  
Mayor – Gordon “Hawkeye” Flaherty  
Mayor Pro Tem – George Brodin  
Councilmember – Shelley Bellm  
Councilmember – Earle Bidez  
Councilmember – John Rosenfeld  
Councilmember – Jason Osborne  
Councilmember – Matt Scherr

---

## AGENDA ITEM COVER SHEET

<b>AGENDA TITLE:</b> Work Session item to discuss resources for the Interim and Permanent Town Manager(s)
<b>MEETING DATE:</b> January 15, 2014
<b>PRESENTER:</b> Brunvand
<b>BACKGROUND:</b> During the Special Meeting on April 29 <sup>th</sup> , Council directed that Staff proceed with compiling a list of resources for Council to review. Council specifically requested this list be rather complete and to distribute just prior to the Council meeting. Therefore, no supporting documentation is included within this packet.
<b>CORE ISSUES:</b>
<b>STAFF RECOMMENDATION/MOTION</b>



## **Official Minutes**

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

**Wednesday April 16, 2014**

**Work Session – 5:00 pm**  
**Regular Session – 6:30 pm**

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

**COUNCIL MEMBERS:**

Earle Bidez  
Aggie Martinez  
John Rosenfeld  
Darell Wegert

**TOWN MANAGER– Jim White**  
**INTERIM TOWN ATTORNEY – Matt Mire**  
**TOWN CLERK/TREASURER – Jay Brunvand**  
**TOWN PLANNER – Janet Hawkinson**

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 970/827-5645 302 Pine St. Minturn, CO 81645

### **Work Session – 5:00 pm**

- Resolution 8-2014 414 Eagle St Boundary agreement – Hawkinson
- Council transition discussion – Metteer/Hawkinson
  - Staff Introductions
  - Council board and sub-committee positions

Get Michelle’s updated list of the Council Board information put it in this section in the minutes and keep it active somewhere in my computer.

- Parliamentary Procedure (Res 41-2008)
- Mock Debate

## **Regular Session – 6:30pm**

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

The meeting was called to order by Mayor Hawkeye Flaherty at 6:37pm.

- Roll Call

Those present included: Mayor Hawkeye Flaherty, Town Council members, George Brodin, Earle Bidez, Darell Wegert, John Rosenfeld, and Aggie Martinez.

Staff present: Interim Town Attorney Matt Mire, Town Planner Janet Hawkinson, Economic Coordinator Michelle Metteer, and Town Clerk/Treasurer Jay Brunvand.

- Pledge of Allegiance

### **2. Swearing in of Mayor and Council Elect – Hon. Judge T. Quinn**

Aggie M. and Darell W. gave parting words and wished the new council luck in their future.

Judge Quinn swore in the Mayor and Council at which time they took their seats at the Council. A revised roll call was taken:

Those present included: Mayor Hawkeye Flaherty, Town Council members, George Brodin, John Rosenfeld, Matt Scherr, Earle Bidez, Ozzy Osborne, and Shelley Bellm.

### **3. Approval of Agenda**

- Items to be Pulled or Added

Add:

- Minturn Community Fund garden lease
- Town Attorney interview discussion
- Ipad Policy discussion
- Appointments of Council committee members

Motion by Shelley B., second by John R., to approve the agenda as amended. Motion passed 7-0

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

- April 2, 2014

Shelley B. make sure the minutes reflect that it was not Matt that was the attorney but the two water attorneys

Motion by George B., second Earle B., to approve the minutes of April 2, 2014 Council Meeting as presented. Motion passed 4-0. (Note: Matt S., Ozzy O., and Shelley B. did not vote.)

- April 9, 2014 Special Meeting

Motion by George B., second John R., to approve the minutes of April 9, 2014 Special Council Meeting as presented. Motion passed 4-0. (Note: Matt S., Ozzy O., and Shelley B. did not vote.)

- Action Item Report

Earle B. inquired of the status of the work on the Boneyard park, it is moving forward and on schedule.

Shelley B. inquired on the berm at Public Works

For the benefit of the new Council, Janet H. and Michelle M. reviewed the action report and the status of each project.

Arnold M. clarified of the yet to be completed items on the DOLA Grant, the isolation is at Main and Toledo and the loop line is at Main St to Pine St on Harrison Ave.

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

Ms. Sage Pearson, 123 Main St, welcomed the new council and stated the businesses are very excited with the progress.

She asked about the Town Manager. Hawkeye stated there would be a press release that is forthcoming and would answer most the questions.

**6. Special Presentations**

- James Van Beek – Candidate for County Sheriff

Mr. Van Beek introduced himself, stated he is a candidate for the Eagle County Sheriff, and reviewed his qualifications in law enforcement and for Sheriff.

**PUBLIC HEARINGS AND DISCUSSION/ACTION ITEMS**

**7. Discussion/Action Item: EC School Dist Mosquito Control Funding update by John Widerman – Brunvand**

Mr. John Widerman noted the funds he had raised and announced that he had been able to meet the conditions the Council had set on the Town's participation.

Motion by George B., second by John R., to release the approved funding as presented. Motion passed 7-0.

**8. Discussion/Action Item: Eagle River Park Historic Walk update – Hawkinson**

Janet H. updated Council on the project and the signs that are being proposed. The goal is to have the sign built and ready by the end of May.

**9. Discussion/Action Item: Resolution 8 - Series 2014 a Resolution authorizing the Mayor of Minturn to sign a Boundary Line Agreement at 414 Eagle St - Hawkinson**

Discussion regarding the Quiet Title ensued. The Boundary Line Agreement resolves the property lines and the Town's Right-Of-Ways.

Motion by John R., second by George B., to approve Resolution 8 - Series 2014 a Resolution authorizing the Mayor of Minturn to sign a Boundary Line Agreement at 414 Eagle St (Harrison and Eagle Streets near the river) as presented. Motion passed 7-0.

**10. Discussion/Action Item: Resolution 9 - Series 2014 a Resolution authorizing the Mayor to sign a management agreement for 2014 with the ERWSD – Brunvand**

Council asked for the ERWSD to consider online payments. Note: in follow-up, the Clerk has contacted ERWSD and they anticipate online bill paying to be available in the fall of 2014.

Motion by Shelley B., second by John R., to approve Resolution 9 - Series 2014 a Resolution authorizing the Mayor to sign a management agreement for 2014 with the ERWSD as presented. Motion passed 7-0.

**10a Discussion/Action Item: Resolution 10 – Series 2014 a Resolution authorizing the Mayor to sign a lease agreement between the Minturn Community Fund and the Town of Minturn for the management and lease of the Community Garden located at 243 Boulder St. – Metteer**

Michelle M. informed the Council this is an annual contract; however, the MCF has added to the agreement that their rules ban dogs in the garden area. Michelle M. stated the property will be signed and fenced to encourage citizens to follow the rules. Matt M. stated correctly this is the Community Fund's policy; it is not the Town's law.

Motion by Shelley B., second by Ozzy O., to approve Resolution 10 – Series 2014 a Resolution authorizing the Mayor to sign a lease agreement between the Minturn Community Fund and the Town of Minturn for the management and lease of the Community Garden located at 243 Boulder St as presented. Motion passed 7-0

**10b Discussion/Action Item: Ipad policy – Metteer**

Michelle M. reviewed the current policy. It was noted that Staff recommends that we use policy rather than Manager Discretion. Michelle M. noted that a new Ipad costs \$500 and the current price for the used one is \$350.

Direction to Staff was to allow the purchase by the out-going Council Member at the average used price as obtained by Staff. Hawkeye requested the policy be distributed to the Council.

**10c Discussion/Action Item: Town attorney**

Hawkeye stated the Town Attorney pool has been narrowed to two firms and requested the Town Council set up a time for final interviews. George B. stated it could be added into a regular Council meeting.

After discussion a Special Meeting for the purpose of an executive session with time after for an open meeting has been called for the purpose of attorney interviews and discussion of Town Manager direction. Tuesday April 29 at 5pm

**10d Discussion/Action Item: Appointments of Council Committee members**

- Eco Transit: Ozzy O. and George B.
- Minturn Fitness Center: John R. and Earle B.
- Channel 5: Ozzy B.
- Scholarship Committee: Shelley B. and George B.
- ECO Sheriff Contract Committee: George B. and Hawkeye
- Railroad: George B. and Matt S.

Discussion ensued regarding the action to combine the Water Committee and the BMR Committee decision made at the Special Meeting held on April 14, 2014. Shelley B. stated the Water Committee was set up to study the Town water rates and that it was not a good idea to combine water (to determine water rates) and BMR committees. Shelley B. asked why the combining of these two committees was on the agenda for the Special Meeting held on April 14, just two days prior to the new Council being seated. She felt this should have been done when the new Council had a chance to have an opportunity to serve on this committee. Hawkeye stated he felt George B. had made inroads with BMR and felt it was a good idea.

Shelley B. stated the Water Committee was to discuss water rates for our Enterprise Fund, it was not to discuss the Bolts lake project as Hawkeye indicated.

- Economic Development Committee: Shelley B. and Matt S.
- Parks: Ozzy O. and Earle B.

Motion by Earle B., second by Ozzy O. to approve the committee memberships as noted. Motion passed 7-0.

- Hawkeye recommended that George B. be left as the Mayor Pro Tem

Motion by Earle B., second by John R., to appoint George Broden as Mayor Pro Tem. Motion passed 6-1. (Shelley B. opposed.)

## COUNCIL AND STAFF REPORTS

### 11. Economic Development

- Ski Joring Survey

Michelle M. reviewed the marketing survey for the Council that was conducted during the Ski Joring event. Because this was reduced to only held on Sunday due to poor weather there is only one day of statistics. Discussion ensued on the parking and the success of the event. This event was successful and will be held again next year. John R. asked how much the survey cost; approximately \$1500. Michelle M. stated the weather concern was due to the track being very icy and choppy which made the track unsafe for horses and the participants. Michelle M. stated the cancellation did cost the Town due to the fact that the advertising and other hard costs were already spent and in play. Michelle M. stated the announcer was a problem as well and we will use a different source in future years as sponsors were missed, sound as bad, etc.

Earle B. noted that seating was an issue. Michelle M. stated she has found a source for bleachers and we will have them for next year.

Ozzy O. asked what our market goal is for events? Michelle M. noted we have been very hard at work on a 3-5 year plan, the summer is very productive and we are now working on the winter festivities such as the Ski Joring, snowmobile event, and others.

### 12. Code Enforcement

Lisa O. gave an update on the creation of a Code Enforcement office. She has attended a training in Las Vegas and has done several ride alongs in Vail and others local municipalities. She reviewed some of the forms, uniforms, etc. she has collected and will be used in Minturn.

Earle B. asked about the scope of work description. Lisa stated this would be beneficial and should be approved by Council. It was noted that this position is in addition to her Court/Police Clerk duties. It is not anticipated this would be a full time position in and of itself.

Discussion ensued as to Lisa O. carrying a radio and that cost be included in the Sheriff contract. Lisa O. also stated what will be carried as a part of the uniform, such as pepper spray, still needs to be determined.

Discussion ensued as to the current status of the police department and the negotiations with the Eco Sheriff for a permanent solution.

### 13. Town Planner

- New Building Permits

Janet H. updated the Council in new building permits.

- 2014 Minturn Community Plan per State Statute
- 100 Block of Main St sidewalk discussion

#### **14. Public Works**

- Paving Bids

Arnold M. reviewed the bids presented in the packet. (Note: no direction was given to proceed on these projects)

- Norman St (Pine to Boulder): \$26,862
- Norman St (east side): \$29,538

Hawkeye asked for a cost estimate for Harrison (Main to Pine) to pave the entire street as part of the DOLA water line looping project rather than just the portion that is torn up for the water line. Shelley B. stated we need to make sure we get the loop on Harrison done in conformance and timing of the DOLA grant, but the paving might be too expensive. Hawkeye also asked about the cost to correct the railroad crossing on Minturn Road. Arnold M. will follow up on that.

Direction given by Council was to move forward with the Harrison Loop project as proposed in the DOLA grant but, until an estimate can be reviewed by Council to not pave all of Harrison. Direction was also give to bring back a bid on paving the Minturn Rd railroad crossing.

- So Minturn Culvert Ditch
- Lease Lot Berm

#### **15. Treasurer/Clerk**

- Election Update

#### **16. Co-Acting Town Managers**

John R. stated we should have a scope of work for the Co-Acting Managers to ensure the Council is updated and ensure that human resources is under the purview of the town attorney.

#### **17. Town Council Comments**

Matt S. stated that, procedurally, he felt that Council should only give direction to the Co-Managers and they should not be directing Staff specifically or in General and that such Council direction should definitely not be given outside of the Council meetings as Council only has authority when they are in session.

Shelley B. stated it was important that all items for Council consideration and direction be included in the packet. She stated that too often information is presented at the Council meetings when they have not had sufficient time to review it prior to making a decision. On the rare occasion that something cannot make the packet, it should be given to Council no later than 24 hours in advance in order for Council to have time to review each item sufficiently.

Shelley B. stated she was in a meeting with a staff member and another staff member that was not part of the meeting secretly recorded the conversation from the hall. The recording was verified by a Council Member that heard the recording. Shelley B. firmly stated that recording conversations in such a manner is in violation of criminal and civil law and such action places the Town in a very difficult liability circumstance.

Hawkeye stated the Jim White has decided to remove himself from the employ of the Town. A press release will be forthcoming which should answer most questions.

## FUTURE AGENDA ITEMS

### Special meeting

- Attorney interviews
- Hr discussion
- Brainstorming on the Town administration options (Manager)

### **18. Next Meeting – May 7, 2014**

- Special Meeting scheduled for Tuesday April 29, 2014
- 2015 World Cup race Discussion

### **19. Future Meetings:**

- Work Session – Continued work on the Town Council Vision Statement
- Discussion/Action Item: Marijuana legislation update – Mire (5/21/14)
- Discussion with XCEL Representative
- County Commissioners
- Work Session: Town Council CIRSA training (6/4/14)

### **20. Set Future Meeting Dates**

- a) Council Meetings:
  - May 7, 2014
  - May 21, 2014
  - June 4, 2014
  
- b) Planning & Zoning Commission Meetings:
  - April 23, 2014
  - May 28, 2014
  - June 25, 2014

### **21. Other Dates:**

- April 26, 2014 - Eagle River Watershed Council Highway Cleanup
- May 31, 2014 – Town Clean-up

## **22. Adjournment**

Motion by John R., second by Earle B., to adjourn at 9:30pm.

---

Mayor Hawkeye Flaherty

ATTEST:

---

Town Clerk, Jay Brunvand



## **Official Minutes – Special Meeting**

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

**Tuesday April 29, 2014**

**Regular Session – 5:00pm**

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

**COUNCIL MEMBERS:**

Earle Bidez  
Shelley Bellm  
Jason “Ozzy” Osborne  
John Rosenfeld  
Matt Scherr

**INTERIM TOWN ATTORNEY – Matt Mire**  
**TOWN CLERK/TREAS – Jay Brunvand**  
**TOWN PLANNER – Janet Hawkinson**

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 970/827-5645 302 Pine St. Minturn, CO 81645

## **Regular Session – 5:00pm**

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

The meeting was called to order by Mayor Hawkeye Flaherty at 5:05pm.

#### **a. Roll Call**

Those present included: Mayor Hawkeye Flaherty, Town Council members, George Brodin, John Rosenfeld, Matt Scherr, Earle Bidez, Ozzy Osborne, and Shelley Bellm.

Staff present: Interim Town Attorney Matt Mire, Town Planner Janet Hawkinson, Economic Dev Coordinator Michelle Metteer, and Town Clerk/Treasurer Jay Brunvand.

#### **b. Pledge of Allegiance**

### **2. Approval of Agenda**

#### **a. Items to be Pulled or Added**

Items to add:

- Regular Session:
  - Harrison Ave water loop discussion – Hawkinson
  - Discussion of former Manager’s emails
- Executive Session:
  - Negotiations with regarding the ECO Sheriff contract

Motion by Shelley B., second Ozzy Osborne., to approve the agenda as amended. Motion passed 7-0.

## PUBLIC HEARINGS AND DISCUSSION/ACTION ITEMS

### 3. Harrison Ave water loop – Hawkinson

Hawkeye stated we are on budget with the DOLA grant we should be under budget. If we want to pave the entire Harrison (Main to Pine) with a 2in overlay the total cost would be approximately \$16,000. A second option would be to remove all the asphalt and then grade and pave the entire roadway at a cost of approximately \$46,000.

Discussion ensued on the pro and con of both proposals.

Direction was given to proceed with just the 2in overlay at a cost of approximately \$16,000.

### 4. Prior Manager’s emails

Hawkeye informed the Council there is a segment of time between when the previous manager stopped handling his official emails due to being placed on Administrative Leave and when the Co-manager’s assumed responsibility.

Direction was given for the Co-manager’s to proceed with the review and handle the emails as they deem appropriate.

## EXECUTIVE SESSION

- 5. Executive Session: Executive Session pursuant to C.R.S. §24-6-402(4)(b)(e)(f) - to receive legal advice on specific legal questions, to determine positions relative to negotiations, to develop a negotiating strategy and to discuss personnel matters regarding the Town attorney interviews, Town Management and Town Manager replacement, to discuss annual review issues for Jay Brunvand, to discuss negotiations regarding the agreement with Eagle County to provide police services, and to conduct interviews for Town Attorney.**

Motion by George B., second by Shelley B., to convene in Executive Session pursuant to C.R.S. §24-6-402(4)(b)(e)(f) - to receive legal advice on specific legal questions, to determine positions relative to negotiations, to develop a negotiating strategy and to discuss personnel matters regarding the Town attorney interviews, Town Management and Town

Manager replacement, to discuss annual review issues for Jay Brunvand, to discuss negotiations regarding the agreement with Eagle County to provide police services, and to conduct interviews for Town Attorney. Motion passed 7-0. (6:40pm – 9:10)

- **Direction to staff as a result of the Executive Session**
  - Staff was directed to compile a list of individuals to consider for the position of Interim Manager. It was specifically noted this was to be an Interim position, not a permanent Manager. The list is to include resources such as Colorado Municipal League, Mr. Willy Powel, and Mr. Larry Brooks. The list is to be distributed at the meeting on Wednesday May 7. It specifically does not need to be within the packet.
  - Council directed Matt M. to contact the Eagle County Attorney to inquire the status of the service agreement.

## PUBLIC HEARINGS AND DISCUSSION/ACTION ITEMS

### **6. Discussion/Action: Council discussion regarding Human Resources (HR) – Flaherty**

Matt M. stated we are looking for a process regarding how HR is handled for staff. Currently, the Town Manager was the HR Director. In light of the recent events with the former Manager, this has not worked well. Matt M. stated that, by Council direction, he is currently the HR Director. The intent is for the Town Manager to be the HR Director where any complaint not regarding the Town Manager should go to the Town Manager. Under the auspice where the employee has a complaint specifically against the Town Manager the employee would have an avenue to proceed directly to the Town Council.

John R. stated we do not need to hire a separate HR person or position; rather, we need an HR process. This process would define those concerns.

Earle B. stated we do not want to go back to the status quo because that process did not work for at least the past 8 months.

Matt S. stated that until such time as we have a permanent Town Manager the Town Attorney is the HR Director.

Direction was given for Matt M. to compile HR resources for the Council to review which would revamp the HR process to the specific needs the Council expressed. These resources would be discussed at the May 7 meeting.

### **7. Discussion/Action: Council discussion regarding formulating requirements for applicants, setting application deadlines, and discussing timeframes for employing the Town Manager – Flaherty**

Discussion ensued on how to proceed on the Town Manager selection, needs and desires. Shelley and Hawkeye will meet to begin setting the criterion for a Town Manager and work with the Vail HR Director to determine if they have an RFP sample. Further the committee of

two will contact the Colorado Municipal League to inquire if they have any direction or resources.

Motion by John R., second by Earle B., to appoint Shelley B. and Hawkeye to make inquires as discussed. Motion passed 7-0. (*Note: it was specifically noted this committee is short term in nature and has only the authority to gather resources as discussed.*)

## **8. Adjournment**

Motion by John R., second by Earle B., to adjourn at 9:25pm.

---

Mayor Hawkeye Flaherty

ATTEST:

---

Town Clerk, Jay Brunvand

## Town of Minturn - Action Item Memo

**TO:** Council Members/Staff Members  
**FROM:** Co-Acting Managers  
**DATE:** April 16, 2014  
**SUBJECT:** Status of Action Items and projects

Action Item	Responsible Party	Progress Report
Eagle River Park – Grant – ‘History Walk in the Park’ & Public Restrooms	Janet Hawkinson Michelle Metteer Earle Bidez Darell Wegert	Eagle River Park sub-committee met to review designs. Took a tour of the LGM facility for review of 3D topography map of the Minturn Valley and building design options. Architect hired to work with Planner in digital fabrication and design. Design choices to be presented to Planning Commission and Town Council
Rec property clean-up / Berm	Arnold Martinez Janet Hawkinson	Berm constructed. Continue grading, clean-up and beautification of site.
Code enforcement	Lisa Osborne	Policies and forms are now being created to coincide with the enforcement of town code. Has begun addressing code issues.
Boneyard Conservation Easement	Janet Hawkinson	Begin drafting of site plan with Eagle County Open Space Director, to be presented for review by Planning Commission and Town Council in May meetings. Council voted Boneyard for name.
Memorialization Guidelines	All Staff Cliff Thompson	Draft of procedures have been developed. Move forward with process with a memorialization of Allen Christianson
ECSO IGA	Michelle Metteer Lisa Osborne George Brodin	The proposed IGA is under review with Town and Eagle County attorneys. They are taking the evidence in evidence room.
Isolation Valve at Toledo and Main St	Arnold Martinez Janet Hawkinson	Final DOLA grant work for 12” main valves. Council approved 2” overlay on Harrison 4/29/14
TAP Grant – South Minturn Sidewalks *Longer term project. Expect updates to begin early summer.	Janet Hawkinson Michelle Metteer	Requesting letters of support from Town citizens Waiting for grant to Post
2014 Community Master Plan *Longer term project.	Janet Hawkinson	5-year update to the Community Plan per the State of Colorado. Community involvement required. Scheduling design meetings. 1 <sup>st</sup> meeting scheduled for 2 <sup>nd</sup> Wed in July

Lisa Osborne  
Court Clerk/Code Compliance  
P.O. Box 309 ♦ 302 Pine St  
Minturn, CO 81645  
970-827-5645, ext. 105  
[losborne@minturn.org](mailto:losborne@minturn.org)  
[www.minturn.org](http://www.minturn.org)



Town Council  
Mayor – Gordon “Hawkeye” Flaherty  
Mayor Pro Tem – George Brodin  
Councilwoman – Shelley Bellm  
Councilman – Earl Bidez  
Councilman – John Rosenfeld  
Councilman – Jason “Ozzy” Osborne  
Councilman – Matt Scherr

## AGENDA ITEM COVER SHEET

**AGENDA TITLE:** 2013 Christmas Holiday Program Recognition

**MEETING DATE:** May 7, 2014

**PRESENTER:** Lisa Osborne and Mayor Flaherty

**BACKGROUND:**

For many years, the Town of Minturn has participated in a “Christmas” Holiday “program” that provides presents and some food to residents of Minturn who are in need. This wonderful “program” was started, nurtured and blossomed by the Vail Public Safety Communications Center staff.

**CORE ISSUES:**

In 2013, Nancy Hassett, from the Eagle River Enclave, organized and executed a fund raiser to expand upon the “program” started and maintained by the Vail Public Safety Communications Center staff. Ms. Hassett and her helpers put together a fund raiser that was held at the Gourmet Cowboy in Minturn. As always, Mr. Tom McNeil, owner of the Gourmet Cowboy, was extremely generous and donated the location/time/services to the event, thus, helping to ensure the success of the fund raiser.

The fund raiser was indeed extremely successful. With the money raised during the event, Ms. Hassett’s fellow enclave residents diligently and enthusiastically shopped for fifty-eight children from twenty-one families to supplement the shopping and donations provided by the Vail Public Safety Communications Center staff.

Once the presents were gathered and sorted, another crew of volunteers donated their time in wrapping the presents that were then delivered by Santa Claus. The Eagle River Fire Protection District (ERFPD) assisted in chauffeuring Santa to the children’s homes to deliver the presents.

I have been waiting to acknowledge each person’s assistance during the holiday season during a time when all individuals could be present. It appeared that time would be May 7, 2014; however, there are several individuals who cannot make that time. Others had committed to attending this date; therefore, it was decided to move forward with recognizing those who could attend and then have a second date to acknowledge those who could not attend the May 7, 2014 meeting. At this time, it appears as though the rest of the participants will not be available until June 2014.

**CORE ISSUES CONITNUED: N/A**

**STAFF RECOMMENDATION/MOTION:** Acknowledge those who assisted with the Christmas 2013 “program”.

Michelle Metteer  
 Economic Development Coordinator  
 Deputy Clerk  
 P.O. Box 309 ♦ 302 Pine St  
 Minturn, CO 81645  
 970-827-5645  
[mmetteer@minturn.org](mailto:mmetteer@minturn.org)  
[www.downtownminturn.com](http://www.downtownminturn.com)



Town Council  
 Mayor – Gordon “Hawkeye” Flaherty  
 Mayor Pro Tem – George Brodin  
 Councilwoman – Shelley Bellm  
 Councilman – Earl Bidez  
 Councilman – John Rosenfeld  
 Councilman – Matt Scherr  
 Councilman – Jason “Ozzy” Osborne

## AGENDA ITEM COVER SHEET

<b>AGENDA TITLE:</b> 2015 World Cup
<b>MEETING DATE:</b> May 7, 2014
<b>PRESENTER:</b> Metteer
<p><b>BACKGROUND:</b></p> <p>See correspondence:</p> <p>Some of our Council members have already gotten back to me asking questions like:</p> <ul style="list-style-type: none"> <li>• Can we have a Minturn promotional piece that the VVF could email to potential visitors who ask about event locations, hotel lodging, etc... <b>YES</b></li> <li>• Would a coupon or Minturn coupon book be acceptable to hand out at any of the events? <b>Yes. Great Idea.</b></li> <li>• Would there be links on the 2015 web page directing people to Downtown Minturn? <b>What we would do is list Town Of Minturn on our official 2015 site on the page where our sponsors and gov't partners are listed. The Town Of Minturn Logo would have a hyperlink to your TOM website.</b></li> </ul> <p><b>In Kind Trade Support:</b>        Town Of Minturn would provide in kind trade as support for 2015 up to a total value of \$18,000. The types of In Kind trade which may be used include:</p> <ul style="list-style-type: none"> <li>•Use of the Town’s Loader during the Event</li> <li>•Police support for select peak days/times during the Event</li> <li>•Warehouse space</li> <li>•Use of Generators and or space heaters during the Event</li> <li>•Town Of Minturn would support a 2015 Volunteer home stay program which would allow important and valuable event volunteers a place to stay at no costs during the event dates.</li> <li>•Other In Kind Trade opportunities may be discussed and agreed to by Town Of Minturn and VVF.</li> </ul> <p><b>Financial Cash Support:</b></p> <ul style="list-style-type: none"> <li>•\$38,000 cash payable to VVF as \$20,000 in 2014 and \$18,000 in 2015.</li> </ul>
<b>STAFF RECOMMENDATION/MOTION:</b> Council review and provide direction to staff.

## **Planning Report:**

### **Planning Commission:**

Lynn Teach - Chair  
Melissa Decker  
Burke Harrington  
Bobby Head  
Timothy Osborne

Planner - Janet Hawkinson

### **Approved Signs**

- Zippy's Ice Cream Sign Approved
- Mangiare Sign Approved

### **Building Department Projects:**

- Pre-Design Review Plan - MPP Architecture - Eagle & Meek Street
- Pre-Design Review Spencer Deck - 711 B Main Street
- Color change for the Minturn Fitness Center - natural stain on siding instead of dark brown paint
- 1108 Home sold - new permit - repair foundation - new construction late summer
- Design Review at May 14 DRB meeting- 531 Taylor Street - partial tear down - rebuild - remodel

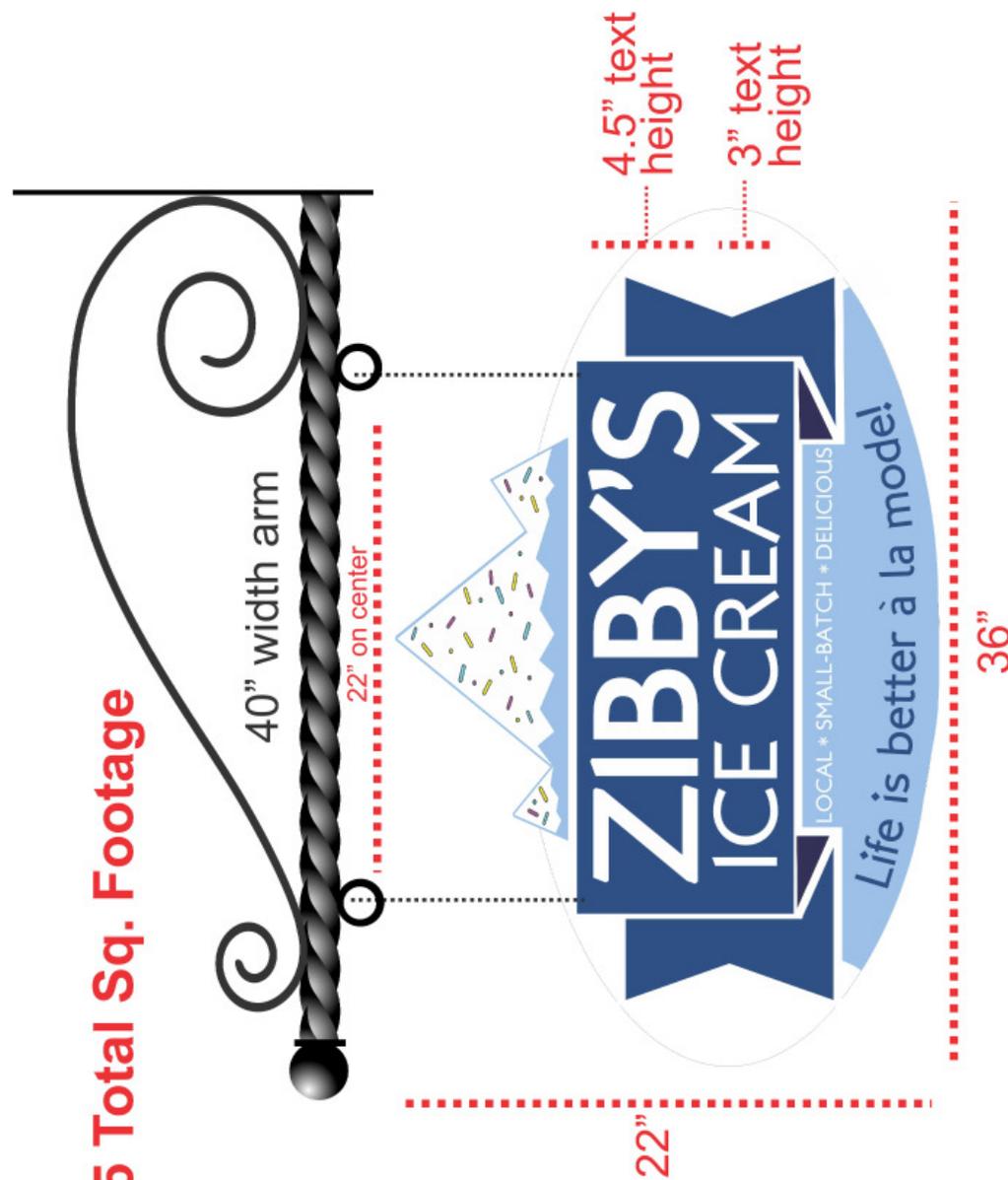
### **Long Range Projects:**

- South Minturn Sidewalks and TAP Grant: petition & letter outline
- Boneyard Conservation Easement Master Plan
- Minturn Master Plan 2014
- Renewed SafeBuilts Contract
- Eagle Park Restrooms
- Town Memorialize

CLIENT: **Zibby's**  
 DATE: **04/16/14**  
 ARTWORK BY: **Katie**

This Design is the exclusive property of Sign Design & Graphics. Distributions and exhibition of these plans to any other than employees of your company, or use of this design to construct a similar display is strictly prohibited.

**5.5 Total Sq. Footage**



**ART FILE SPEC SHEET**

SUBSTRATE MATERIAL: \_\_\_\_\_ QUANT: \_\_\_\_\_

**White Med Ex**

**Qty: 1**

SIZE: **22" x 36"** S/E OR D/E **Double Sided**

VINYL COLORS: \_\_\_\_\_

PAINT COLOR: \_\_\_\_\_

FONTS: \_\_\_\_\_

DIGITAL PRINT COLOR MATCH / LAMINATE YES OR NO \_\_\_\_\_

EDGES: \_\_\_\_\_

CUT OUT LETTERS: \_\_\_\_\_ COLOR: \_\_\_\_\_ MOUNT: \_\_\_\_\_

SPECIAL MATERIALS ORDERED: \_\_\_\_\_

IE BRACKET, STAND OFFS, HARDWARE, LIGHTS

**Chain to attach to pre-existing wall arm rings at 22" width**

**ACTION REQUIRED → THIS PAGE MUST BE SIGNED AND FAXED BACK TO 970-949-4670 BEFORE PRODUCTION CAN BEGIN**

I HAVE REVIEWED ALL TEXT & SPELLING, SIZES, COLORS, CLIENT APPROVED LAYOUT AND APPROVE THIS ARTWORK FOR PRODUCTION FOR PRODUCTION \_\_\_\_\_

PLS. CHANGE AND RESUBMIT \_\_\_\_\_



& Graphics .uc

TEL: (970) 949-4565 FAX: (970) 949-4670

CLIENT: **Zibby's** PHONE: \_\_\_\_\_  
DATE: **04/15/14** FAX: \_\_\_\_\_  
ARTWORK BY: **Katie**

This Design is the exclusive property of Sign Design & Graphics. Distributions and exhibition of these plans to anyone other than employees of your company, or use of this design to construct a similar display is strictly prohibited

# Site photo



**9' to grade.....**

**ACTION REQUIRED →**

**THIS PAGE MUST BE SIGNED AND FAXED BACK TO 970-949-4670 BEFORE PRODUCTION CAN BEGIN**

I HAVE REVIEWED ALL TEXT & SPELLING, SIZES, COLORS, CLIENT APPROVED  
LAYOUT AND APPROVE THIS ARTWORK FOR PRODUCTION FOR PRODUCTION \_\_\_\_\_

PLS. CHANGE  
AND RESUBMIT \_\_\_\_\_



## **CoActing Town Managers Report:**

### **CoActing Town Manager Report:**

#### **Michelle Metteer & Janet Hawkinson:**

- Managing staff and projects
- Assisting citizen complaints and concerns - examples: flooding at Hotel Minturn, stop sign location, parking issues, trespassing, etc....
- collaborate with Railroad on repairing tracks at Taylor St, Cemetery Bridge & Cty Road
- Working with Mayor & Mayor Pro Tem on agenda items and Council needs
- Working with Public Works on Harrison Loop – DOLA grant project – reviewing estimates and managing grant costs
- Town Administrative duties: set up meetings with Board Directors and Council, return phone calls regarding questions about Town
- Working with Eagle County Road and Bridge on the dust mitigation program
- Working with Eagle County Road and Bridge and the grading of County Road P14 and continuing onto Minturn Road
- Sent letter regarding rock cliff stability concerns to the U.S. Forest Service, Dave Neely – District Ranger
- Draft IGA to the Town Attorney for the Eagle County Sheriffs office – conference call and discuss recommendations
- Set up meeting with County Commissioners to meet new Council
- Work with Police Clerk in new position with Code Compliance Officer
- Highway Clean-up Project from Maloit Park Road to Tigowan – both sides of highway
- Coordinating a meeting with Vern Brock regarding invoice and CDOT Representative
- Coordinating update with Holland and Heart – “courtesy update with no charge”
- Manage remaining DOLA grant project
- Administrative duties for Council, Committees and Boards

#### **Clerk – Treasurer Report:**

- Election follow-up and completion of Election Canvas
- April 16 Meeting clean up and preparation of minutes, resolutions, and Council direction follow-up
- Prepare agenda and information for April 29 Special Meeting
  - Attend, clean up, prepare minutes, and follow-up on Special Meeting direction
- Agenda and packet work for May 6 Council Meeting
- 2013 Audit work
  - Multiple conversations with auditors
  - Follow-up on auditor questions
  - Research and write Management Decision and Analysis Report for Audit
- Payroll and Payroll Liability runs
- J. White exit work

- March month end and financial follow-up
- Quarterly Federal and State financial reporting
- Insurance work and quarterly insurance work specifically for White, Lamb, and Donfris
- Accounts Payable check runs in the aggregate amount of over \$360,000
- DoLA grant work and submittal of reimbursement payment request to the Town

### **Economic Development Report:**

- Working with Fitness Center on establishing website platform on direct membership purchasing, market statistics and educational campaign for the Town
- Preparation for the Minturn Market opening – finalizing market booth locations
- Coordinating Children’s Entertainment at the Market
- Securing Independence day bike parade participation with the partnering of Pooh Corner
- Confirmed entertainment for Independence day celebration – the band
- Gathered all the necessary signatures for the community garden lease
- Met with the new Director of the Minturn Community Fund
- Updating ‘Hike Minturn’ map for the summer issue
- Coordinating the Market advertising campaign with Vail Daily sponsorship
- Renewed Towns music licensing
- Updating Hike Minturn webpage
- Continuing Town Newsletter
- Working with Special Events Applicants

### **Police Court & Code Compliance Report:**

- Completed comprehensive police department inventory and cleaned/re-organized the police side of offices
- Settled in my new office location and re-organized Town hall space
- Developing and writing a draft for the Minturn Operating Procedures Manual for Code Compliance
- Addressed code compliance issues at the Union Pacific Railroad Property located at 4<sup>th</sup> Avenue and Minturn Road (continued clean up and illegally parked RV) working with Public Works and community service workers in removing debris
- Addressed illegally hung advertisement banners on the International Trade Building
- Purchased paint and made arrangements for a community service worker to paint over the graffiti at the Union Pacific Railroad Buildings along Minturn Road
- Parking issue with tenant located across from Town Hall
- Preparing to address concerns submitted in reference to illegally posted no parking signs on Taylor Avenue
- Preparing to address concerns regarding an alleged “nuisance property” due to debris accumulation in the 400 Block of Taylor Avenue
- Municipal Court was held the end of April—very small docket due to lack of activity from police department
- Addressed parking violation at the Municipal Lot. A vehicle had been parked there overnight for several weeks. Contacted owner and he moved the vehicle

- Scheduled to complete Evidence Room Inventory to determine what can be destroyed (with permission from the District Attorney and the Court) and subsequent transfer of remaining evidence to the Eagle County Sheriff's Office for care/custody/control
- Completed Colorado Bureau of Investigation new Sex Offender Registry (COSOR) training as I conduct and maintain the sex offender registry files in Minturn
- Through a Federal Program found home for 3 items we had obtained. Now we need to transfer them to another law enforcement agency because we are unable to keep them without a Police Department. One item delivered and two items have received approval and being arranged for transport. (2 assault rifles – 1 sight reflex)

### **Planning Report:**

- Accepting and reviewing applications for multiple projects to be submitted to the Design Review Board – research code for project compliance
- Managing and issuing new and existing building permits
- Managing agenda and projects for Planning Commission and Design Review Board
- Project Management for Eagle River Park Grant
- Designing and construction management for History Walk sign
- Designing public restrooms
- Designing site plan for Boneyard Land Trust Property
- Working with Eagle County Open Space and Eagle County Land Trust on Management Plan and Conservation Easement Documents for Boneyard Conservation Easement
- Scheduling public meetings and preparing information for Minturn Community Plan
- Working with Public Works on site planning
- Working with Public Works on paving proposals
- Working with Code Compliance officer with complaints on violations of Minturn Codes
- Representing Town at I-70 coalition meetings
- Waiting announcement of \$250,000 GOCO Grant – June – construction plans for LBP
- Working with developer on submittal for new PUD
- Work with Xcel and Fitness Center Board and Contractor to assist in permitting
- Meet with architects and citizens to consult with proposed projects and code compliance, (almost daily as it is spring)

### **Public Works Report:**

- Half way through digging and installing water line at Little Beach Park
- Back streets and curbs have been swept and cleaned of cinders and winter debris
- Stop signs at Taylor & 4<sup>th</sup> Street have been installed permanently
- Move and arrange office furniture at Town Hall
- Cold patch pot holes on Town streets
- Transfer of water service and water meter reads and reporting
- Four pallets of sand bags ready for Town property for possible flooding situations
- Meadow Lane repair: dug ditches to culverts to direct spring water run off
- Highway 24 clean-up participation

- Power rake cinders on all snow dump areas in Town
- Working on 4<sup>th</sup> & Taylor Street Railroad Property clean-up – documenting hours for reimbursement from the Railroad
- One 40 yard dumpster of steel for recycling
- Jack-hammered one foot of asphalt on Toledo and Main around the isolation valves in preparation for straightening of the main valve curb box – bent due to time and settling – 6' key is unable to exercise the valve on and off
- May 1 – Freedom Drain is hydro-jetting the above valves to straighten

\*May 1<sup>st</sup> is opening for Little Beach Park. The opening is delayed until May 9 with the completion of the installation of the water line.



**Town Council**  
Mayor – Hawkeye Flaherty  
Mayor Pro Tem – George Brodin  
Council Members:  
Shelley Bellm  
Earle Bidez  
John Rosenfeld  
Matt Scherr  
Jason “Ozzy” Osborne

---

## **Town of Minturn iPad Policy**

### **Purpose**

The Town of Minturn will provide a Town-owned iPad to Town Council members to facilitate a paperless environment in Town meetings and other processes.

### **Ownership**

iPads are purchased by the Town and registered to the Town. They are to be returned to the Town at the end of a Council member's term.

Alternatively, the device may be purchased at the end of a term at a fair market value price determined ~~by the Town Manager~~ by the averaging of three actual prices as found in the marketplace.

If an iPad is lost, damaged or stolen, the Town should be notified immediately. The user may be responsible for repair or replacement costs.

### **Use**

The primary use of the iPad is for Town of Minturn business. Personal use of an iPad is permitted as long as there is no additional cost to the Town. Basic applications (apps) are provided with the iPad.

Additional apps may be downloaded by the user at his or her own cost. Many apps are available for free. "Jail breaking" the iPad so that additional non-Apple approved apps can be used, is not permitted.

Device passwords should be used on each iPad because Town information, including e-mail, is readily accessible from the iPad.

The Town's policy on Use of Electronic Media applies to use of an iPad as well as other computer equipment. Users should assume the town-owned iPad will be made available for any public records request and others may see what you are viewing and any information stored on the iPad. The Town will set up the iPad initially and train users as needed.

### **Data Service**

Wireless internet service is provided in all Town of Minturn meeting rooms and other areas of Town buildings. The Town does not budget or pay for data service to iPads. Users who may want data service for personal use may obtain it at their own cost.

Arnold Martinez,  
Public Works Supervisor  
P.O. Box 309 ♦ 302 Pine  
Street  
Minturn, CO 81645  
Phone: 970-827-5645  
Fax: 970-827-5545  
Email:  
publicworks@minturn.org



**Town Council**  
Mayor – Gordon “Hawkeye” Flaherty  
Mayor Pro Tem – George Brodin  
Councilmember – Shelley Bellm  
Councilmember – Earle Bidez  
Councilmember – John Rosenfeld  
Councilmember – Jason Osborne  
Councilmember – Matt Scherr

A new 12" main line valve will be installed at the intersection of Toledo and Main. Before the installation the two existing valves need some work. The valve box on the 8" valve that isolates the Toledo line is off center and needs to be straightened. Instead of excavating a large area and working on the valve we will be using Freedom Drain ,on 5/1/2014, to hydro excavate around the box so it can be aligned with the valve nut. This process is cheaper than a conventional excavation and will only make a small circular hole around the valve box. Once we have the valve aligned we will operate it and flush out sediment from the valve seat. We can schedule an installation date after we know the condition of the valve.

If the valve is operable we will be able to isolate the main line from Norman to Toledo and still supply water to the north end of town during the 12" valve installation. We will connect the Toledo and Main hydrant to the hydrant at the fire station on Pine St with 300' of fire hose. Only customers on Main St. between Norman and Toledo will be affected.

If the valve doesn't hold customers on Pine from Harrison to Toledo and the entire north end of town will be affected during the installation.

Sincerely,  
John Volk  
Town of Minturn WTP ORC  
970-389-4491

Read to the people

## Public Record

July 5, 2012

I am the son of Frank G. Sanders Sr.

I am here tonight for putting up a "no trespassing" sign on my private land.

You are claiming that the land where I placed my sign belongs to the Town of Minturn. It seems to me that the burden of proof that you somehow own this land is on you. I maintain that it is not the towns land.

Approximately six years ago a large group of citizens came to the council. The parking in the 100 block was being made into a park. Several citizens, including myself, spoke saying the town does not own that property.

Since that time I have done extensive research.

The 100 block is considered the homestead block. The land on the river is owned by Frank Sanders, Lenard Liedy and Sig Nelson.

In the 1950's, the Town of Minturn asked residents of the 100 block to provide a place behind their houses to park. This request was due to problems with plowing and deliveries on Main Street. So, the 100 block residents brought in railroad ties and filler to build the alley and extend the river bank. This gave us room to park back there and made it easier for the town to plow snow.

When the sewer line was installed in the alley, the residents could have stopped the process. However, the residents agreed, as they needed the sewer line. While the sewer line was being dug up, they broke an anchor tie. My father said we could have them come back and fix it. Instead, they moved a large rock from the river and called it square.

In late the 1970's, the town hired the Eagle County surveyor, Jack Johnson, to survey because the previous survey was off. One of the survey posts was checked frequently as it was easy to access. The other survey post was hard to access and it had slid, so it had caused the survey to be off.

My father and Jack Johnson included me in a conversation about the alley. Jack said the town was given a ten to twelve foot egress exit the town was to keep the exit plowed.

Mr. Johnson replaced the wooden survey posts with rebar survey posts.

(keep in mind that the 100 and 200 blocks are considered homesteaded blocks)

The original survey had the roads and houses off. I found one rebar survey post pulled up and the rest were bent or in place. I know one post was pulled up because one day it was just missing and it had been pulled up leaving the pavement like a cone. It was not drug out by a plow blade.

There wasn't any problem until my dad died in February of 1979. There were many ploys tried to get the land. One ploy was to lease the land to residents. I asked my neighbor why he wanted to lease the land the town doesn't own.

The next problem was the restoration on the river. One day I saw a man on the 100 block, he was measuring land in the alley. I asked him what he was doing and he took off. Another day I saw a lawyer and another man talking at the end of the 100 block. When I approached the men, they too took off.

Flaherty and I attended restoration meetings. We got cards from the head of the restoration. Everything they said they wouldn't do, they did. We thought about getting a restraining order but the lawyer said it would cost us a lot of money.

The restoration started on our part of the river September 1, 2003. When they started on my part of the river, I was devastated.

Mr. Nelson and Mr. Sanders had a big tree on the river side, that's where they began. September 11<sup>th</sup>. Everyday was a living hell watching the destruction. I tried to save what I could. The engineer would say one thing one day and do the opposite the next. Truth for a day. They promised they wouldn't take our land and three years later they did. Truth for three years.

We watched what our fathers had built be taken. We grew up where a mans word was valid, the way it should be. Without the efforts of our fathers, the alley and land wouldn't even be there today.

I had the land surveyed on the river side in August and paid the Bocco heirs, so the town couldn't do it.

I didn't believe this to be the case here. I grew up with the Nelsons and Liedy's and my dad. The land was ours. Nelson had a storage shed next to the river behind Liedy's store. I think Nelson sold it to Liedy, because I know Liedy owned the storage shed on the other side of the main street where the hotel is now.

The Nelsons barn and corral was also on the other side of the main street. Helen Nelson told me that the Nelson homesteaders built the Minturn Mercantile building by pulling the rocks with a mule. It was finished in 1891.

The reason I told the town lawyer and countless people it was my land is because they are all gone. I am the only one left here to defend the land for Leonard Liedy's heirs, Sig Nelson's heirs and my heirs.

The Town of Minturn should have the surveyed map of Jack Johnsons from 1973. You can also find the Booco deeds I had made in 2003 before the river restoration at

Eagle County. You can also find where we own the land. You should have in your records when we give the town egress exit.

I feel that the river restoration was a land grabbing scheme.

This is a summary and just part of what I know. It would take me too many pages to continue. Now I have all kinds of options. I asked for an investigation at another restoration meeting the day the town took our land. The truth will not be suppressed any longer. This will be sent out to the people.

I would ask that the town remove your sign from behind my family home. The sign offends me and my neighborhood. The sign is on our land, also the sign behind Gordon's house.

I feel that you are taking from the heritage of the people.

Frank Sanders

*P.S., I feel my testimony tape was switched, because it happened before. I have alot more,*



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

---

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

*MEMORANDUM*

TO: Minturn Town Council  
FROM: Jay Brunvand, Treasurer/Clerk  
CC:  
DATE: Friday, May 02, 2014  
RE: Executive Session

At the Council meeting, Council will need to convene in Executive Session with the Attorney to discuss and direct Staff regarding a number of issues. The following motion is recommended:

*“Recommended motion: “I move To convene in Executive Session pursuant to C.R.S. §24-6-402(4)(b)(e)(f) - to receive legal advice on specific legal questions, to determine positions relative to negotiations, to develop a negotiating strategy and to discuss personnel matters regarding the Town attorney interviews, Town Manager replacement, and to discuss negotiations regarding the agreement with Eagle County to provide police services.*

The Mayor will announce for the record if any direction is to be given 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