



2014

# Minturn Council Meeting

Wednesday December 3, 2014

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

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

**REMEMBER TO BRING YOUR 2015  
BUDGET BOOK.**



## **Agenda**

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

**Wednesday December 3, 2014**

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

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

**COUNCIL MEMBERS:**

Shelley Bellm  
Earle Bidez  
John Rosenfeld  
Matt Scherr  
Jason Osborne

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 – 5:15pm**

**Please remember to bring your FY2015 Budget Book**

- Joint Council/Planning Commission meeting to discuss the Zoning Code moratorium – Hawkinson

### **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**

- November 19, 2014

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

**5. Special Presentations**

**PUBLIC HEARINGS AND ACTION ITEMS**

**6. Discussion/Action Item: Resolution 19 – Series 2014 consideration to appoint a Planning Commissioner – Hawkinson**

**7. Discussion/Action Item: Resolution 20 – Series 2014 a Resolution to appoint check signers for the Town of Minturn – Brunvand**

**8. Discussion/Action Item: Ordinance 11 – Series 2014 (Second Reading) An Ordinance Creating a Supplemental Appropriation to the 2014 Town of Minturn Budget – Brunvand**

**9. Discussion/Action Item: Ordinance 12 – Series 2014 (Second Reading) An Ordinance Setting the 2015 General Property Tax Mill Levy for the Town of Minturn – Brunvand**

**10. Discussion/Action Item: Ordinance 13 – Series 2014 (Second Reading) An Ordinance Adopting the Fee Schedules for Fiscal Year 2015 for the Town of Minturn – Brunvand**

**11. Discussion/Action Item: Ordinance 14 – Series 2014 (Second Reading) An Ordinance Adopting and Recognizing the Town of Minturn’s 2015 Revenues and Expenses by Fund – Brunvand**

**COUNCIL AND STAFF REPORTS**

**12. Town Planner**

**13. Town Manager**

- Manager’s Report
- Action Report

**14. Town Attorney**

**15. Town Council Comments**

## EXECUTIVE SESSION

- 16. Executive Session: To convene in Executive Session pursuant to Section 24-6-402(4)(b) for the purposes of consulting with our Town Attorney regarding pending litigation and received direction from the Town Council on questions concerning the Battle Mountain Project.**

## FUTURE AGENDA ITEMS

**17. Next Meeting – December 17, 2014**

**18. Future Meetings:**

- Work session: consideration of approving retail sales of marijuana – Powell/Sawyer Jan 21, 2015
- 2015 Building Code update – Charlie Davis
- Meeting: Discussion/Action Joint Council/Planning Commission meeting to discuss the Zoning Code moratorium – Hawkinson
- Meeting: Discussion/Action Kohlhoffer variance January 7, 2015 – Hawkinson

**19. Set Future Meeting Dates**

- a) Council Meetings:
- December 17, 2014
  - January 7, 2015
  - January 21, 2015
- b) Planning & Zoning Commission Meetings:
- December 10, 2014
  - January 14, 2015
  - January 28, 2015

**20. Other Dates:**

**21. Adjournment**

**South Minturn Duplex (could also be a single family residence) - As Originally Submitted:**

**Problems Outlined with Zoning Code allowing this Structure:**

- **Mass/Scale** - covers entire lot - blocks sun & views - shadows neighboring property - large mass - 50% allowed maximum lot coverage under current code - house extends entire lot except 16'
- **Density** - 10 bedrooms - continuous length and height the majority of lot
- **Impervious Surface** - 90% - creates storm water problems - pollution - lack of landscape - shade - trees - Town character issues - temperature increase - snow-melt system allows additional mass
- **Continuous Roof Line** - The roof is the same height and length extending the entire lot - creates larger home - lack of esthetics - blocks neighboring property - creates mass and density

**88.5' long roof at same height**



lot length: 104.56' (not including 30' river setback for a total of 134.56')  
 length of home: 88.5' (16' is only portion of original lot not covered by structure)

**Site Area & Maximum Coverage:**

- Total sq ft of lot: 6,969.6
- Zoning Code allows 50% maximum building lot coverage: 3,484.8 sq ft
- This house as planned has building lot coverage of: 2,824.25 sq ft = 41% total maximum building lot coverage - including river set back land - allowing more mass
- Per current code this house could have an additional 660.55 sq ft of mass

Total Square Feet of House: 7,060 sq ft

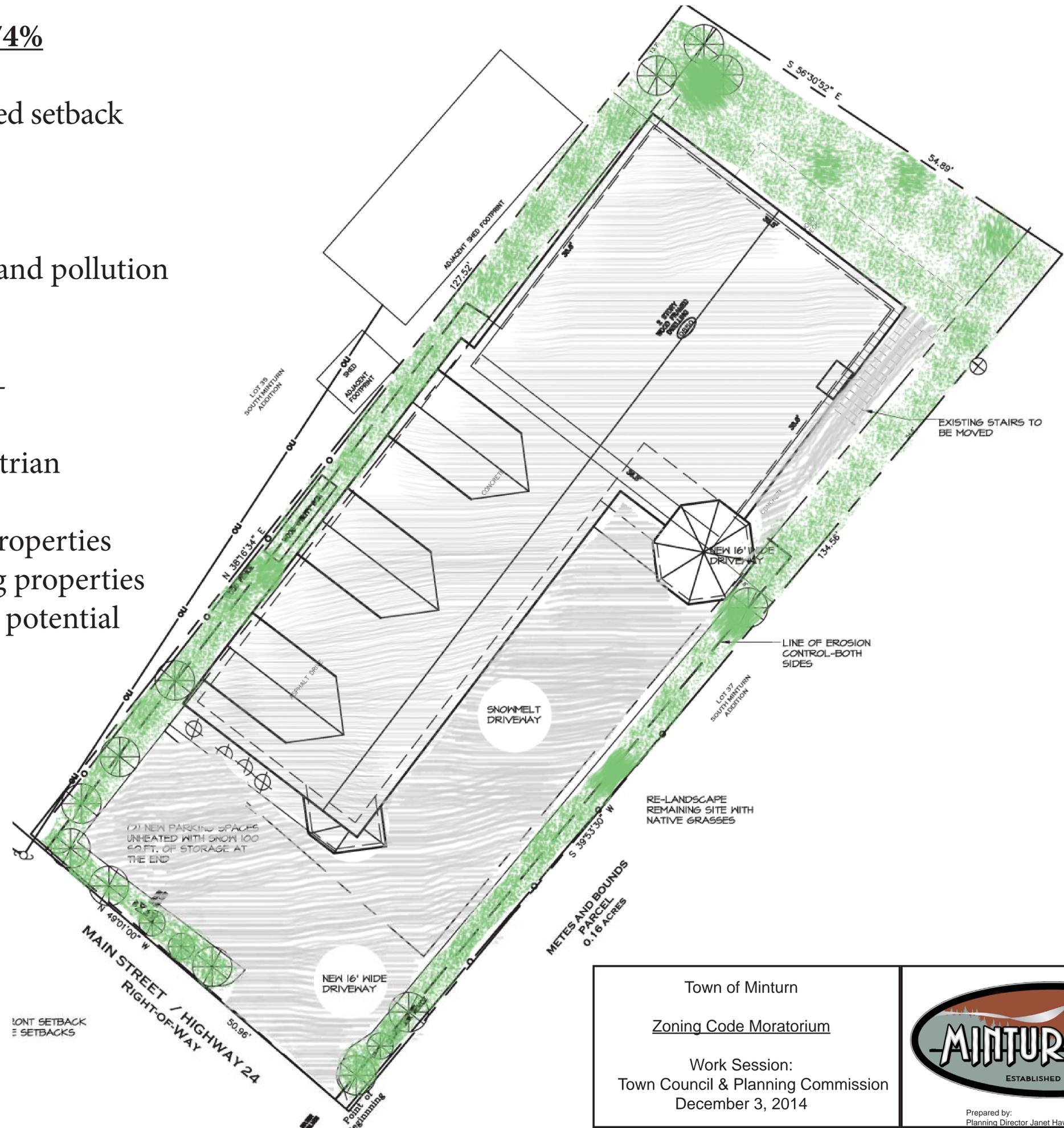
Town of Minturn Zoning Code Moratorium Work Session: Town Council & Planning Commission December 3, 2014	
	Prepared by: Planning Director Janet Hawkinson

## Impervious Surface of the Design: 74%

- only 26% of site is green space - the only green space is the required setback areas and river setback

## Lack of impervious surface creates:

- storm water drainage problems and pollution
- large masses
- high density
- decrease in trees and landscape - causes increase in temperature
- lack of town esthetics and pedestrian friendly streets
- block views from neighboring properties
- block sunlight from neighboring properties
- lack of front yard landscape and potential for a sidewalk



Town of Minturn

Zoning Code Moratorium

Work Session:  
Town Council & Planning Commission  
December 3, 2014



Prepared by:  
Planning Director Janet Hawkinson

## Recommendations to the Zoning Code:

- Total Impervious Lot Coverage: 50%
- Total Maximum Building Lot Coverage: 35% (not including garages)
- Total Setbacks: remain the same for each character area
- Building Height - remains the same of 28' mid-roof line
- Roof Design - the roof can only go the length of 50' before it has to change by either going horizontal or if continuing in direction dropping 9' (one story) by a minimum of 20' in length
- Mass & Density - this is controlled by the above codes

Town of Minturn

Zoning Code Moratorium

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Prepared by:  
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**Garage Bonus Analysis:**

**Single Family**

**Duplex**

<u>Lot size</u>	<u>5,000 sq ft</u>	<u>5,000sq ft</u>
<u>Impervious Coverage Max at 50%</u>	<u>2,500 sq ft</u>	<u>2,500 sq ft</u>
<u>Building Lot Coverage at 35%</u>	<u>1,750 sq ft</u>	<u>1,750 sq ft</u>
<u>Maximum sq ft with 2 floors</u>	<u>3,500 sq ft</u>	<u>3,500 sq ft</u>
<u>Maximum sq ft if 3rd floor at 50%</u>	<u>4,375 sq ft</u>	<u>4,375 sq ft</u>

**Bonus Square Footage to the Maximum Building Lot Coverage for Building a Garage:**

**Bonus is .5:1 for garage space:**

2 garage spaces at 10' x 20' x 2 = 400 x .5 = 200 additional sq ft to building lot coverage total: 1,950 sq ft  
(still less than maximum impervious coverage)

4 garage spaces at 10' x 20' x 4 = 800 x .5 = 400 additional sq ft to building lot coverage total: 2,150 sq ft  
(under maximum impervious lot coverage)

<p>Town of Minturn <u>Zoning Code Moratorium</u> Work Session: Town Council &amp; Planning Commission December 3, 2014</p>	 <p>Prepared by: Planning Director Janet Hawkinson</p>
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# Case Study with Proposed Zoning Code Changes for Single Family or Duplexes:

Lot Size: 6,969 sq ft

Subtract 1,500 sq ft from 30' x 50' river set back = 5,469 sq ft

Maximum Impervious Surface at 50%: 2,734.5sq ft

Maximum Building Lot Coverage at 35%: 1,914.5 sq ft

Bonus Square Feet for 4 Car Garage: 200 sq ft (400 sq ft x .5) = 2,114.5 sq ft

Maximum Square Feet of house with 50% 3rd story = 5,286.25 sq ft

Maximum Roof Length is 50' before is has to change 9'

50' of roof run length at 28' tall (mid-roof line), before having to change a minimum drop of 9'  
 -creates eclectic design  
 -controls "dormitory" massing  
 -controls density by minimizing ability build mass structure

Sunlight and views can enter parts of neighboring lots



Less density and mass: lose 3 bedrooms  
 7 bedrooms versus 10 bedrooms

less parking needed - less impervious surface

Town of Minturn Zoning Code Moratorium Work Session: Town Council & Planning Commission December 3, 2014	 <p>Prepared by:                  Planning Director Janet Hawkinson</p>
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## Case Study: Modern Duplex at South Minturn

### Proposed zoning code changes are met in this design:

Lot Size: 8,333.028 sq ft'

Maximum Building Footprint is 35%: 2,916 sq ft

- Total Maximum Building Foot Print of this plan is: 32% 2,705 sq ft

Maximum Impervious Surface of 50%: 4,166.5 sq ft

- Total Impervious Surface of this project is: 3,975 sq ft 47%

Required Parking: 6 spaces

- 4 Car Garage - garage sq ft bonus of added 400 sq ft to building foot print: 3,105 sq ft

Setbacks: 20' front 5' side 10' back

Snow storage needed: 2.5% = 209 sq ft

Building Height: less than 50' length run at 28' in height - (mid-roof line)



Town of Minturn

Zoning Code Moratorium

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Prepared by:  
Planning Director Janet Hawkinson

# Impervious Surface Maximum of 50% of Lot

The green is pervious surface

Grey is impervious surface:

- +The dark grey is the building footprint
- +The light grey is concrete & asphalt



Town of Minturn  
Zoning Code Moratorium  
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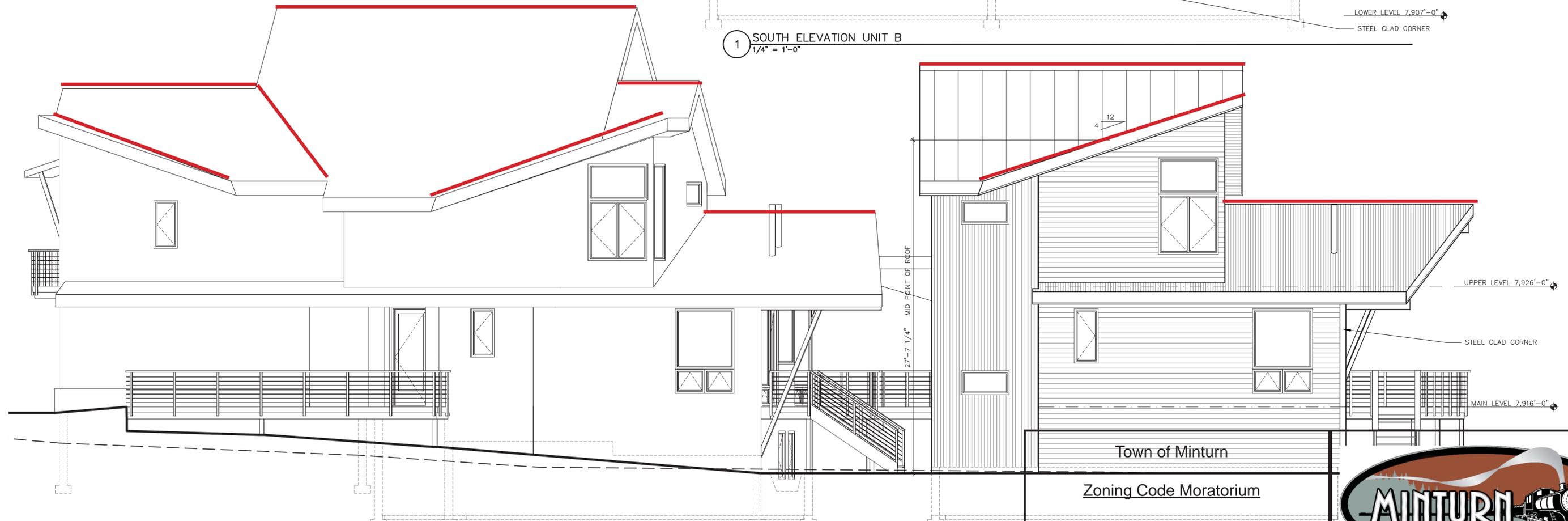
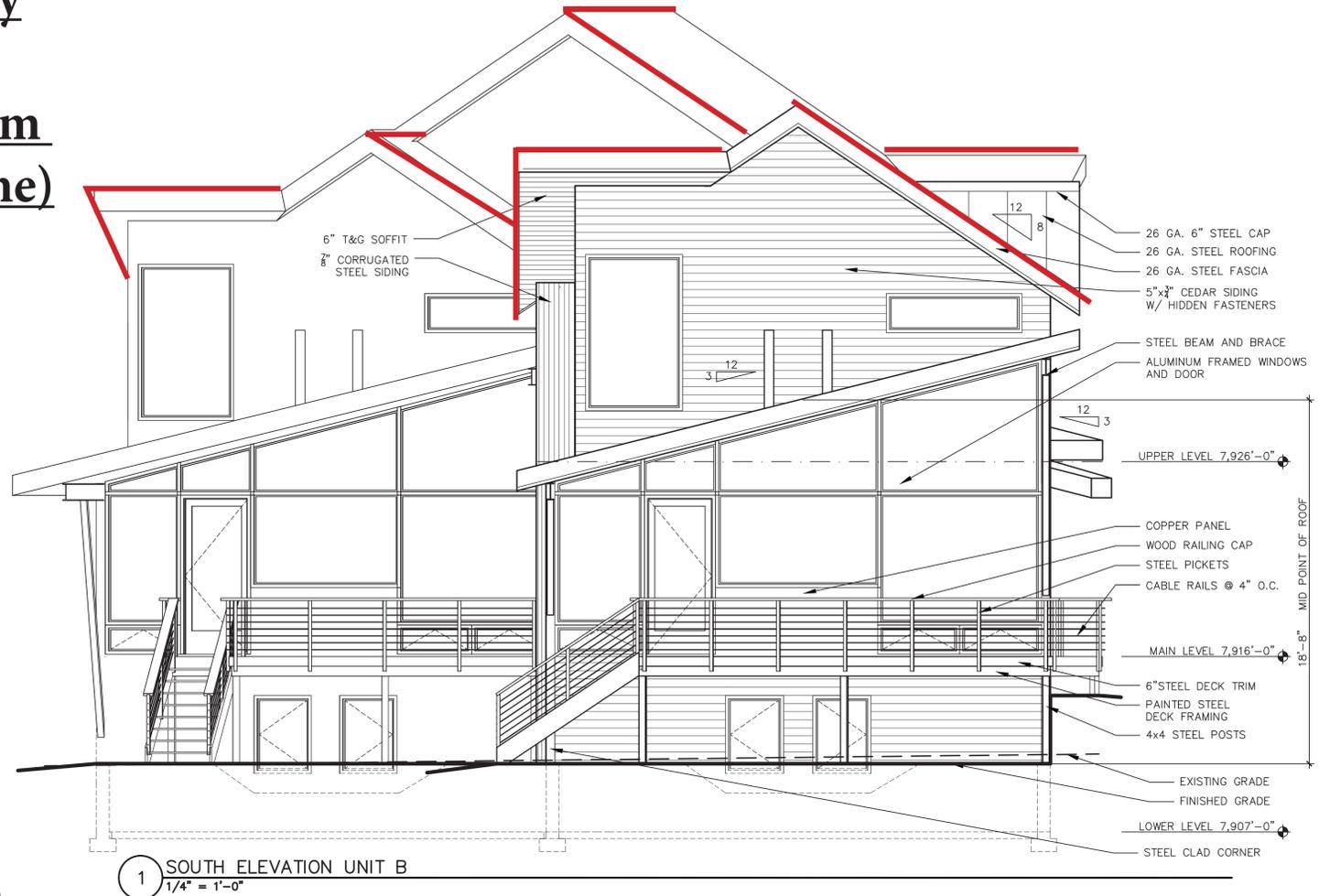


# Proposed Zoning Code to Control: Mass & Density

## Maximum Roof Length of 50' at Maximum Height of 28' (mid-roof line)

Controlling roof length and height controls massing and density:

- angled roofs controls interior square footage
- minimizing roof length to 50' allows houses on 5,000 sq ft lots to be able to maximize on square footage
- minimizing roof length to 50' controls homes on lots over 5,000 sq ft to have less mass, density and better eclectic design
- varying roof lines, angles and size controls snow shedding
- varying roof lines, angles and size allows for better views, air flow, tree growth and esthetic appearance

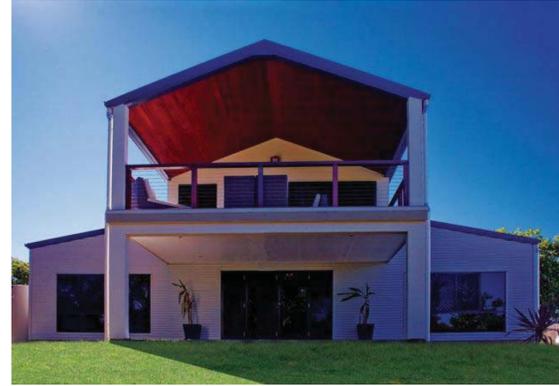


Town of Minturn  
 Zoning Code Moratorium  
 Work Session:  
 Town Council & Planning Commission  
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**Proposed Zoning Code Change:**  
**Duplex - Multi-Family Requirements:**

- 10% of a party wall of a living space of the homes has to be connected



**Benefits of the various requirements:**

keeps from 2 separate homes being built, connected by a storage or enclosed hall - allows for high eclectic design, less density and crowding

Note:

mirrored image duplexes are not allowed - part of the present zoning code



- The duplex must share a roof. The home is divided by either a shared party wall or one unit is upstairs and second is downstairs.



a traditional style of duplex that keeps the character of single family residence in the neighborhood. Larger mass in structure.

- The duplex must be connected by roof lines, that can include covered walkways and decks



a modern approach to duplex design - keeps views to neighboring properties, enhanced air flow, smaller mass of structures - increased landscape areas

<p>Town of Minturn  <u>Zoning Code Moratorium</u>          Work Session:          Town Council &amp; Planning Commission          December 3, 2014</p>	 <p>Prepared by:          Planning Director Janet Hawkinson</p>
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## Official Minutes

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

**Wednesday November 19, 2014**

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

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

### **COUNCIL MEMBERS:**

Shelley Bellm  
Earle Bidez  
John Rosenfeld  
Matt Scherr  
Jason Osborne

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 – 5:00pm**

**Please remember to bring your FY2015 Budget Book**

- 2014 Budget Review – Brunvand
  - Progress update
  - Community funding requests discussion
  - Projects for 2015
  - Review of Budget Ordinances
  - Question/Answer

### **Regular Session – 6:30pm**

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

The meeting was called to order by Mayor Hawkeye Flaherty at 6:35pm.

- Roll Call

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

Staff present: Town Manager Willy Powell, Town Attorney Mike Sawyer, Town Clerk/Treasurer Jay Brunvand, and Town Planner Janet Hawkinson.

- Pledge of Allegiance

## 2. Approval of Agenda

- Items to be Pulled or Added
  - Add an Executive Session to discuss the building moratorium with the Town Attorney pursuant to CRS 24-6-402(4)(b)

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

## 3. Approval of Minutes

- November 5, 2014

Motion by Earle B., second by Johnie R., to approve the minutes of November 5, 2014 as presented. Motion passed 7-0.

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

## 5. Special Presentations

# PUBLIC HEARINGS AND ACTION ITEMS

## 6. Action Item: Resolution 19 – Series 2014 consideration to appoint a Planning Commissioner to the Minturn Planning Commission – Hawkinson

Hawkeye read the resolution. Janet H. requested that, as the applicant was not able to be in attendance, the Resolution be tabled until the December 3, 2014 Council meeting.

Motion by Shelley B., second by George B., to table Resolution 19 – Series 2014 to December 3, 2014. Motion Passed 7-0

## 7. Action Item: Ordinance 09 – Series 2014 (Second Reading) an Ordinance considering annual approval of an IGA with Eagle County for Animal Control services – Brunvand

No Changes from First Reading.

Motion by Johnie R., second by Ozzy O., to approve Ordinance 09 – Series 2014 (Second Reading) an Ordinance considering annual approval of an IGA with Eagle County for Animal Control services as presented. Motion passed 7-0.

**8. Action Item: Ordinance 10 – Series 2014 (Second Reading) an Ordinance approving the lease of land for Wilcon Energy – Powell/Sawyer**

Mike S. identified the changes requested from first reading that had been incorporated within the Second Reading.

Motion by Ozzy O., second by George B., to approve Ordinance 10 – Series 2014 (Second Reading) an Ordinance approving the lease of land for Wilcon Energy as presented. Motion passed 7-0.

**9. Public Hearing: – 2<sup>nd</sup> Public Hearing on proposed fiscal year 2015 Budget – Brunvand**

Hawkeye opened the Public Hearing for the purpose of discussion and comment on the Fiscal year 2015 proposed budget.

- Remaining FY2015 Budget Questions:
  - Direction on Funding Requests
    - Augustana/Castle Peak \$10,000
    - World Cup 2015 20,000
    - Vail Valley Partnership 2,000
    - Radio Free Minturn 1,500
    - Walking Mtn Science Center 1,000
    - Minturn Community Fund 7,500
    - Eagle County Trails-Momentum Unfunded
  - Red Sand Stone – This item was handled by individual Council Member contributions and is not part of the budget.
  - ECSD Mosquito Control – This item was moved to a line item (01-01-5235 and will be appropriated annually as needed.
  - Council Directed to include the following Enterprise Fund Debt retirements be included in the 2015 FY Budget:
    - Retire 97 \$265 RD
    - Retire 95 \$300 CWRPDA
  - Council Directed a December Staff Bonus of \$1,000 for employees with seniority over one year and \$100/month for those under one year be included in the 2014 expenses.
- Direction on 2015 projects

Council directed to include General Fund spending up to \$200,000 of which \$158,500 would be allocated from savings and the remainder from existing budget line items such as Streets and Sidewalks as well as street signs. Staff was directed to proceed with the Alternative #1:

Entryway and 100 Block of Main St. If it was determined that the ramp up time was too significant to accomplish in 2015 then items from Alternative #2 could be considered.

- Brief update of the Water Rate Committee discussions and progress – Powell/Brunvand/Brodin/Bidez

Willy P. updated the Council on the status of the meetings and the review of the various water rate models. Willy P. stated the rates would not meet the January 1 deadline. The Committee will update again at the December meetings.

- Question/Answer

**10. Discussion/Action Item: Ordinance 11 – Series 2014 (First Reading) 1<sup>st</sup> Reading An Ordinance Creating a Supplemental Appropriation to the 2014 Town of Minturn Budget – Brunvand**

Motion by Johnie R., second by George B., to approve Ordinance 11 – Series 2014 (First Reading) 1<sup>st</sup> Reading An Ordinance Creating a Supplemental Appropriation to the 2014 Town of Minturn Budget as presented. Motion passed 7-0.

**11. Discussion/Action Item: Ordinance 12 – Series 2014 (First Reading) 1<sup>st</sup> Reading An Ordinance Setting the 2015 General Property Tax Mill Levy for the Town of Minturn – Brunvand**

Motion by Johnie R., second by Ozzy O., to approve Ordinance 12 – Series 2014 (First Reading) 1<sup>st</sup> Reading An Ordinance Setting the 2015 General Property Tax Mill Levy for the Town of Minturn as presented. Motion passed 7-0.

**12. Discussion/Action Item: Ordinance 13 – Series 2014 (First Reading) 1<sup>st</sup> Reading An Ordinance Adopting the Fee Schedules for Fiscal Year 2015 for the Town of Minturn – Brunvand**

Several fees were discussed to include the following potential changes on Second Reading:

- The Meeting room fees are being reviewed by Staff and changes are being considered.
- A review of the Ordinance will be conducted to verify the Contractor and Business License fees.
- Contractor fees need to be reviewed to reflect 3yr permits.
- Water Rates will be reviewed to adhere to a forthcoming recommendation of the Water Rate Committee.
- Street cut fees and the implementation of a performance bond will be considered.

Motion by Johnie R., second by George B., to approve Ordinance 13 – Series 2014 (First Reading) 1<sup>st</sup> Reading An Ordinance Adopting the Fee Schedules for Fiscal Year 2015 for the Town of Minturn as amended. Motion passed 7-0.

**13. Discussion/Action Item: Ordinance 14 – Series 2014 (First Reading) 1<sup>st</sup> Reading An Ordinance Adopting and Recognizing the Town of Minturn’s 2015 Revenues and Expenses by Fund – Brunvand**

Motion by Ozzy O., second by Shelley B., to approve Ordinance 14 – Series 2014 (First Reading) 1<sup>st</sup> Reading An Ordinance Adopting and Recognizing the Town of Minturn’s 2015 Revenues and Expenses by Fund as presented. Motion passed 7-0.

**COUNCIL AND STAFF REPORTS**

**14. Town Planner**

- Railroad Committee

Matt S. updated the council on the work the Committee has made on the various path options on the RR property. Council directed they would rather have the river path.

A possible lease by the Town for parking at the north end of Taylor was discussed. Shelley B. stated we spent a lot of time and money on the parking area on Taylor last year. Discussion ensued as to the desire or need of a lease from the RR at the north end of Taylor. Direction was to put this on hold.

- Eagle Park Bathroom

Janet H. updated the Council on the restrooms and stated the intent is to install the bathrooms this winter and have them ready for spring.

- Boneyard Conservation Easement

Janet H. updated the Council on the Easement.

- Code Re-write

**15. Town Manager**

- Manager’s Report

**Dowd Junction and South Minturn USFS Property**

Janet and I met with Holy Cross/Eagle District Ranger Dave Neely and White River Forest Supervisor Scott Fitzwilliams on November 6. In general the conversation surrounded the District’s plans to dispose of up-valley properties and locate most all facilities in Eagle. Staff told the USFS representatives, if that is the case, then there is no reason to delay the disposal of the South Minturn property. Dowd Junction is also on the disposal list. We did relate Council’s concerns regarding future uses: no high intensity, no gas stations, no large parking areas, etc. Rather the site should be used for recreation, information and perhaps other low intensity uses. FS officials expressed interest in having a meeting of various local agencies to discuss future uses: TOM, TOV, TOA, Eagle Vail Metro, and Eagle County.

I have contacted Toby Sprunk of Eagle County Open Space to discuss the property, but have not heard back.

Shelley B. felt it important to pursue annexation of the USFS property at Meadow Mtn. Vail, Avon, and Minturn have this property in their annexation plans however it is best contiguous with the Town of Minturn.

### **Minturn Fitness Center**

The Minturn Fitness Center Board of Directors met on November 14 and approved Bylaws, subject to CIRSA final review. This is a major milestone, as there has been much discussion and input by Directors and attorneys over the last several months. This achievement will allow Directors and Staff to concentrate on achieving tax exempt status and the operations of the MFC.

### **Minturn Education Fund**

Work has begun in filing paperwork to make the MEF a tax exempt organization.

- Discussion of Engineering Services
  - **Proceed with the RFQP**

Advantages are: likely will we have more firms interested and the firm may have more specialists who meet our needs.

- **Negotiate with Firms**

Advantages of the approach are: we can likely have a lower fee schedule and we can better assure we use a local company.

Discussion ensued as to the RFPQ Draft options. It was noted that often we need a specialized engineer for a specific project. The RFPQ should allow for the various needs based on the projects. Direction was to proceed with option #2.

- Action Report

Willy P. updated the Council on the status of the Action Report items.

## **16. Town Attorney**

## **17. Town Council Comments**

### **17a. Executive Session**

Motion by Shelley B., second by Johnie R., to convene in Executive Session pursuant to Section 24-6-402(4)(b) for the purposes of consulting with our Town Attorney on questions concerning the current Building Moratorium. Motion passed 7-0

Direction given to Staff as a result of the Executive Session was to proceed as discussed.

**18. Next Meeting – December 3, 2014**

- Meeting: Discussion/Action – Meeting: Discussion/Action – 2<sup>nd</sup> and Final Reading of proposed 2014 Budget Ordinances – Brunvand Dec 3, 2014
- Worksession: Joint Council/Planning Commission meeting to discuss the Zoning Code moratorium – Hawkinson Dec 3, 2014

**19. Future Meetings:**

- Work session: consideration of approving retail sales of marijuana – Powell/Sawyer Jan 21, 2015
- 2015 Building Code update – Charlie Davis
- Meeting: Discussion/Action Kohlhoffer variance January 7, 2015 – Hawkinson

**20. Set Future Meeting Dates**

a) Council Meetings:

- December 3, 2014
- December 17, 2014
- January 7, 2014

b) Planning & Zoning Commission Meetings:

- November 12, 2014
- December 10, 2014
- January 14, 2015

**21. Other Dates:**

**22. Adjournment**

Motion by Johnie R., second by Ozzy O., to adjourn the meeting at 9:30pm.

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Mayor Hawkeye Flaherty

ATTEST:

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Town Clerk, Jay Brunvand

**TOWN OF MINTURN, COLORADO  
RESOLUTION NO. 19 – SERIES 2014**

**A RESOLUTION APPOINTING TOWN PLANNING  
COMMISSIONERS**

WHEREAS, The Minturn Town Council has received a resignation from the Planning Commission and desires to fill these vacancies; and

WHEREAS, pursuant to Minturn Municipal Code Section 16.21.4(c), the planning commission is required to be appointed to overlapping terms; and

WHEREAS, the Town Council recognizes and appreciates the service and commitment of the planning commission members.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO THAT THE FOLLOWING INDIVIDUALS ARE HEREBY APPOINTED AS INDICATED:**

<b>NAME</b>	<b>TERM</b>
Bradley Bickerton	_____

**INTRODUCED, READ, APPROVED, ADOPTED AND RESOLVED THIS  
3<sup>rd</sup> DAY OF DECEMBER, 2014.**

TOWN OF MINTURN

By: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Town Clerk

# Memo – Minturn Town Council

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**To:** Minturn Town Council – c/o Janet Hawkinson

**From:** Bradley Bickerton

**Date:** October 18, 2014

**Re:** Application to Planning and Zoning

To town council,

A couple months ago Matt Scheer and I discussed what kind of roll I could have to help out the Minturn Community. He suggested first that I join the Economic Development Council. Which I have done. Later he told me that he is retiring from P&Z and suggested I apply to that as well.

Today I spoke with Janet and she asked me to write a description of who I am and why I want to be on P&Z.

I moved to the Valley January 2013, though my mother has been in the Valley since 2000 and step-father since 1976. When looking for places to live I came across the old ironworks building. As soon as Larry Stone showed me the place I knew that it was for me. I like the eclectic nature of Minturn. I like that I'm a lawyer, across the street are people who sell stuff online, further down is the COO of Vail Valley Medical Center, and around the bend is John-Wayne Smith who is....a classic Minturn resident. I like that I know the staff at Sticky Fingers and the Liquor Store by name. I just signed another 1-year lease for my apartment and plan on buying it when it is economically viable. I constantly tell people that I love Minturn, for instance, because people with good dogs don't need leashes and people with difficult dogs self-police by putting their dogs on leash.

A little more about me. I have been a businessman and entrepreneur my whole life. I have a BA in Economics and a JD/MBA focusing on finance and entrepreneurship. Since moving to the Valley I have started 8150 – High Altitude Entrepreneurs, an organization that simply focuses on bringing the small business and entrepreneurial community together. As I put it, if you put a painter, paintbrush, pain and canvas in a room you aren't surprised what comes out. Same with entrepreneurs. To date we have 50 members and usually have 20 people attend our Thursday meetings. I am also involved with the Vail Leadership Institute, I work out of the co-working space above Loaded Joes in Avon. For work I am a business consultant first and an attorney second. One of my main goals is to in my legal work is to demystify the law and use plain language.

I am applying to P&Z simply because it is another way for me to give back, and be involved with, the community. I honestly do not know much about the mechanics of what this committee does, but I'm willing to learn and hope that my voice can be useful to the committee and the town in general.

Feel free to contact me by email or phone if you have any questions.

bbickerton@gmail; 303.478.0259

Sincerely,

Brad Bickerton

PHONE

WEB

201 Main St. #2, MIN'URN, CO 81645

303.478.0259

www.bickerton.tips

# Bradley A. Bickerton

P.O. Box 1224, Minturn, CO 81645 • brad@hamptonpigott.com • (303) 478-0259

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## EXPERIENCE

### Hampton & Pigott, LLC

*Associate Attorney*

**Broomfield, CO**

August 2013 - Present

- 90% of clients self-acquired
- First court appearance; first criminal matter
- Served as outside counsel for a software start-up and a fitness organization
- Drafted contracts (including operating agreements) and company policies

### Sparkfun Electronics, Inc.

*Business Strategy Consultant*

**Boulder, CO**

April - July 2010

- Reported directly to CEO for \$15mm revenue company with 30%+ growth year over year (results confirmed by an outside consulting firm)
- Created company's first financial pro-forma worksheets
- Developed company's first policy and procedures for tracking profitability over 1,500 products and terminating unprofitable products
- Developed new marketing plan that improved sales by 20%
- Vetted a half dozen lending institutions to secure a \$1mm line of credit
- Interviewed several national law firms for outside corporate counsel position

### The Assist Group, LLC

*Board of Directors Market & Business Strategy Consultant*

**Lakewood, CO**

2008 - 2012

- Participated in board meetings and activities including strategic, employment, sales, and financing decisions

*Director: Forensic Audits and Negotiations*

2005 - 2008

- Personally responsible for \$6mm division
- Conducted negotiations with healthcare providers
- Reviewed and audited catastrophic medical claims
- Served as primary subject matter expert for 2+ year development of new software platform
- Created and managed a "panel of consultants," comprising finance, legal, nursing, and physician experts
- Managed multiple health insurance clients (HMO, TPA, Reinsurance, Stop-Loss, & PPO); communicated with hospital billing, contract, and legal departments; led new client presentations; performed claim analysis, clinical analysis, and contractual reviews

### Axia Merchant Services, LLC

*Merchant Relations*

**Santa Barbara, CA**

2004-2005

- Oversaw customer service department; advised employees regarding electronic funds transfer merchant accounts, Visa/MasterCard regulation compliance, fraud evaluation, banking regulations, merchant advisor EFT procedures, and equipment assistance and sales

## EDUCATION

### Leeds School of Business-CU Boulder

M.B.A. with emphasis in entrepreneurship

**Boulder, CO**

May 2012

- Captain – CU Venture Capital Investment Competition Team (International Finalist) 2010-2011
- Executive Committee Member – CU New Venture Challenge 2009-2011

### University of Colorado Law School

J.D. degree

**Boulder, CO**

December 2011

- Associate – Deming Center Venture Fund 2011-2012

**Bar Admission**  
Colorado

May 2013

### SKILLS AND INTERESTS

- Expert level user of Microsoft Excel; proficiency in Microsoft Office, PowerPoint, Quickbooks
- Familiar with Health Care Coding Terminology (CPT, UB-04, HCPCS)
- Former volunteer instructor for the American Red Cross in CPR and First Aid
- Climbed 30+ of 53 Colorado Fourteeners
- Walked the Camino De Santiago (Spain)
- Dual citizen (USA and Canada)

### CURRENT ACTIVITIES

- Co-founder, 8150 – High Altitude Entrepreneurs – a Non-Profit community building organization
- Marketing and Legal Advisor, Vail Leadership Institute
  - Interviewer of thought leaders and members, including Brad Feld (managing partner of Foundry Venture Capital Group – October 2013)
- Owner of certified therapy dog

### REFERENCES

- Ed Gassman – Attorney at Law
- Brad Bernthal - Associate Clinical Professor of Law (CU Boulder)
- Vic Fleisher – Tax and Private Equity Professor of Law (University of San Diego)
- Ben Howe – Associate Holland & Knight (Emerging companies specialist)
- Bret Fund – Entrepreneurship Professor (Leeds School of Business, CU Boulder)
- Ross Iverson – President (Vail Leadership Institute)
- Jason Mendelson – Managing partner (Foundry Venture Capital)
- Larry Ast – Director of Audits and Negotiations (The Assist Group)
- Jacob Timm – Founder (Hopify)
- Doug Humble – Founder (Prefare Food)
- Nathan Seidle – CEO/Founder (Sparkfun Electronics)

**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**

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**AGENDA ITEM COVER SHEET**

<b>AGENDA TITLE:</b> Resolution 20 – Series 2014 A Resolution appointing check signers for the Town of Minturn.
<b>MEETING DATE:</b> December 3, 2014
<b>PRESENTER:</b> Brunvand
<b>BACKGROUND:</b> The intent of this Resolution is to keep those that are working with deposits and accounting an arm’s length away from the accounts payable operations as is recommended by audit standards. By having the recommended signers we ensure the review and security desired and the availability of signers when needed.
<b>CORE ISSUES:</b> N/A
<b>STAFF RECOMMENDATION/MOTION:</b> Motion to approve Resolution 20 – Series 2014 A Resolution appointing check signers for the Town of Minturn.

**TOWN OF MINTURN**

**RESOLUTION NO. 20 – SERIES 2014**

**A RESOLUTION CONCERNING BANKING PRACTICES FOR THE  
TOWN OF MINTURN**

**WHEREAS**, Pursuant to the Town of Minturn’s banking institutions policies and practices it is requested and required that Town Council make certain authorizations during the first regularly scheduled meeting after a municipal election or when a change of positions on the Council or in Staff warrant.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO THAT THE FOLLOWING FOUR INDIVIDUALS ARE HEREBY AUTHORIZED TO SIGN CHECKS WITHDRAWN ON FUNDS FROM THE TOWN’S CHECKING ACCOUNT(S) AND SAVING ACCOUNT(S) AND INVESTMENT ACCOUNT(S):**

Gordon “Hawkeye” Flaherty	Mayor
George Brodin	Mayor Pro Tem
Shelley Bellm	Council Member
Earle Bidez	Council Member
William Powell	Town Manager

**INTRODUCED, READ, APPROVED AND ADOPTED this 3<sup>rd</sup> DAY OF DECEMBER 2014.**

\_\_\_\_\_  
**HAWKEYE FLAHERTY, MAYOR**

**ATTESTS:**

\_\_\_\_\_  
**JAY BRUNVAND, TOWN CLERK**

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

**AGENDA ITEM COVER SHEET**

<b>AGENDA TITLE:</b> Ordinance 11 – Series 2014 (Second Reading) an Ordinance to provide supplemental funding and expenditures for the 2014 Fiscal Year on Second Reading
<b>MEETING DATE:</b> December 3, 2014
<b>PRESENTER:</b> Brunvand
<b>BACKGROUND:</b> This is an annual ordinance to account for various increases in revenues and expenditures in each Fund as necessary as detailed in Exhibit “A”. Please note I have shown in redline format changes from first reading.
<b>CORE ISSUES:</b> None.
<b>BUDGET/FINANCE IMPLICATIONS:</b> As indicated in Exhibit “A”.
<b>STAFF RECOMMENDATION/MOTION:</b> Motion to approve Ordinance 11 – Series 2014 (First Reading) amending the 2014 Budget as set forth in the following exhibit “A”, to authorize necessary interfund transfers and recognizing additional General Fund revenues in the amount of \$86,425.00 and appropriating additional General Fund expenditures in the amount of \$238,738.00, and appropriating additional Enterprise Fund revenues in the amount of \$133,129.00 and appropriating additional Enterprise Fund expenditures in the amount of \$226,417.00, and appropriating additional Conservation Trust Fund expenditures in the amount of \$1,095.00, and appropriating additional Building Fund revenues in the amount of \$11,823.00, and appropriating additional Market Fund expenditures in the amount of \$8,000.00, and appropriating additional Capital Fund revenues in the amount of \$2,000.00 as presented.

**TOWN OF MINTURN, COLORADO  
ORDINANCE NO. 11 – SERIES 2014**

**AN ORDINANCE AMENDING THE 2014 BUDGET AS SET FORTH IN THE FOLLOWING EXHIBIT “A”, TO AUTHORIZE NECESSARY INTERFUND TRANSFERS AND RECOGNIZING ADDITIONAL GENERAL FUND REVENUES IN THE AMOUNT OF \$86,425.00, AND APPROPRIATING ADDITIONAL GENERAL FUND EXPENDITURES IN THE AMOUNT OF \$258,738.00, AND ADDITIONAL ENTERPRISE FUND REVENUES IN THE AMOUNT OF \$133,129.00 APPROPRIATING ADDITIONAL ENTERPRISE FUND EXPENDITURES IN THE AMOUNT OF \$226,417.00, AND ADDITIONAL CONSERVATION TRUST FUND EXPENDITURES IN THE AMOUNT OF \$1,095.00, AND APPROPRIATING ADDITIONAL BUILDING FUND REVENUES IN THE AMOUNT OF \$11,823.00 AND APPROPRIATING ADDITIONAL MARKET FUND EXPENDITURES IN THE AMOUNT OF \$8,000.00, AND APPROPRIATING ADDITIONAL CAPITAL FUND REVENUES IN THE AMOUNT OF \$2,000.00.**

**WHEREAS**, in accordance with Section 8.8 of the Minturn Home Rule Charter the Council may make additional appropriations by ordinance during the fiscal year, and;

**WHEREAS**, Jay Brunvand, Treasurer, has verified that additional funds are available for appropriations in each fund from actual and anticipated revenues of the current year and prior year cash reserves, and;

**WHEREAS**, the Town Council is advised that certain revenues, expenditures and transfers must be approved by ordinance.

**NOW, THEREFORE, THE TOWN OF MINTURN, COLORADO ORDAINS:**

Section 1.

Upon the Town Manager’s verification that there are current year revenues available for appropriation in the General Fund, Enterprise Fund, Lottery fund, Building Fund, Marketing Fund and Capital Fund and un-appropriated prior year cash balance available in one or more of those funds, the Town Council hereby makes supplemental appropriations as specified in attached Exhibit “A”.

Section 2.

The Town Council hereby authorizes and directs the Town Manager to enter into such contracts and execute such documents on behalf of the Town as may be necessary and customary to expend the funds hereby appropriated for all operations and capital projects within the budget as hereby amended in accordance with the requirements of the Home Rule Charter and the Town’s Financial Policies.

Section 3.

The adoption of this Ordinance will promote the health, safety and general welfare of the Minturn community.

Section 4.

If any provision of this Ordinance or portion thereof is held by a court of competent jurisdiction to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any other provision which can be given effect without the invalid portion.

**INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 19<sup>TH</sup> DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 3<sup>RD</sup> DAY OF DECEMBER, 2014 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.**

**TOWN OF MINTURN, COLORADO**

\_\_\_\_\_  
**Hawkeye Flaherty, Mayor**

**ATTEST:**

By: \_\_\_\_\_  
**Jay Brunvand, Town Clerk**

**THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 3<sup>RD</sup> DAY OF DECEMBER, 2014.**

\_\_\_\_\_  
**Hawkeye Flaherty, Mayor**

**ATTEST:**

By: \_\_\_\_\_  
**Jay Brunvand, Town Clerk**

**ORDINANCE 11 – SERIES 2014**

**EXHIBIT “A”**

GENERAL FUND:		Addition	Revised Budget
Additional Revenue	\$ <del>71,375,008</del> 6,425.00		
Lodging Tax	01-00-4039	500,1200	6,0006,700
County Sales Tax	01-00-4040	1,000	19,500
City Sales Tax	01-00-4050	455,000	520,530,000
Liquor License Fees	01-00-4230	1,000	2,000
Planning Fees	01-00-4250	2,5503,300	5,0505,800
Land Lease – A-Peak	01-00-4516	500	500
Land Lease – Wilcon	01-00-4517	2,600	2,600
Gen Gov’t-Grants	01-00-4561	925	6,925
Other Revenue	01-00-4597	10,900	23,400
RETT	01-00-4680	10,000	90,000
Additional Expense	\$ <del>304,278.00</del> 28,738.00		
Mayor	01-01-5010	1,000200	6,000200
Council	01-01-5011	3,200300	18,200300
Meeting Food/Drink	01-01-5270	1,300	3,300
Community Cont	01-01-5271	15,000	40,800
Town Manager	01-01-5012	16,48625,500	97,336106,500
Town Treasurer	01-01-5014	1,000	39,044
Office Tech	01-01-5015	8,6339,632	44,54854,180
FICA	01-01-5092	3211,084	15,42316,186
Telephone	01-01-5200	1,500	12,500
Interim Town Mgr	01-01-5209	40,87529,285	40,87529,285
Utilities	01-01-5210	3,572	21,072
Legal Fees	01-01-5220	3540,000	6570,000
Legal Notices	01-01-5250	718	3,718
Insurance-Town	01-01-5310	630	35,630
Town Planner	01-02-5010	8,4139,413	69,26970,269
FICA	01-02-5092	771	6,077
Office	01-02-5110	264	1,064
Planning Commission	01-02-5216	2,2503,875	6,7508,375
Eco Sheriff Svc	01-04-5246	186,50091,514	193,00078,014
Medical	01-05-5091	1,150	4,150
Promotions	01-05-5275	1,5002,000	41,50042,000
Payroll	01-06-5011	1,500	90,560
Office	01-06-5100	40	290
Telephone	01-06-5200	425	3,925
Vehicle R&M	01-06-5231	1,910	6,910
Public Building R&M	01-06-5290	8,15512,155	16,15520,155
ENTERPRISE FUND:			
Additional Revenue	\$ 133,129.00		
Water User Fees	02-00-4210	25,000	655,000
Grant-Eagle River Park	02-00-4565	50,000	50,000
Grant-DOLA Water	02-00-4566	58,129	58,129
Additional Expense	\$ <del>188,175.00</del> 226,417.00		
Payroll	02-06-5010	1,675	90,930
Water Plant/System	02-06-5293	61,50099,742	101,500139,742
Eagle River Park	02-07-6002	125,000	125,000

CONSERVATION TRUST FUND:

Additional Revenue	\$ 0.00		
Additional Expense	\$ 1,095.00		
CTF Expense	03-00-5140	1,095	11,595

BUILDING FUND:

Additional Revenue	\$ <del>10,225.00</del> 11,823		
Rent-Apartment	04-00-4513	<del>10,225</del> 11,823	<del>28,225</del> 29,823
Additional Expense	\$ 0.00		

MARKET FUND:

Additional Revenue	\$ 00.00		
Additional Expense	\$ 8,000.00		
General	05-01-5100	8,000	25,000

CAPITAL FUND:

Additional Revenue	\$ 2,000.00		
Holy Cross Elec	06-00-4597	2,000	2,000
Additional Expense	\$ 0 .00		

SCHOLARSHIP FUND:

Additional Revenue	\$ 0.00		
Additional Expense	\$ 0 .00		

BATTLE MOUNTAIN RESORT FUND:

Additional Revenue	\$ 0.00		
Additional Expense	\$ 0.00		

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Councilman – Matt Scherr

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### AGENDA ITEM COVER SHEET

<b>AGENDA TITLE:</b> Ordinance 12 – Series 2014 an Ordinance to approve the Fiscal Year 2015 mill levy on Second Reading.
<b>MEETING DATE:</b> December 3, 2014
<b>PRESENTER:</b> Brunvand
<b>BACKGROUND:</b> This is an annual ordinance approved by Council to establish the mill levy on property assessments for the following year. This item includes any changes reflected in the November valuations. As indicated, the final Assessed Valuation has increased from the August valuation by \$270.00.
<b>CORE ISSUES:</b> None.
<b>BUDGET/FINANCE IMPLICATIONS:</b> This ordinance represents a major portion of the General Fund revenues.
<b>STAFF RECOMMENDATION/MOTION:</b> Motion to approve Ordinance 12 – Series 2014 (Second Reading) an Ordinance levying General Property Taxes for the year 2015 to meet operating costs of government for the Town of Minturn, Colorado for the 2015 Budget Year as presented.

**TOWN OF MINTURN, COLORADO  
ORDINANCE NO. 12 – SERIES 2014**

**AN ORDINANCE LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2015, TO MEET GENERAL OPERATING COSTS OF GOVERNMENT FOR THE TOWN OF MINTURN, COLORADO FOR THE 2015 BUDGET YEAR.**

**WHEREAS**, the Minturn Town Council of the Town of Minturn, Colorado will adopt the annual budget in accordance with Local and State Government Budget Law, on December 3, 2014, and;

**WHEREAS**, the assessed valuation for the Town of Minturn, Colorado as certified by the Eagle County Assessor is approximately **\$21,859,000.00** and will generate approximately **\$392,020.00** based on the authorized 17.934 mills of the Town of Minturn, and;

**WHEREAS**, at General Election on November 3, 1998, the citizens of Minturn, Colorado have established the Town Mill Levy at 17.9340 mills in accordance with Article X, Section 20 of the Colorado Constitution, and;

**WHEREAS**, the final assessed valuation for the fiscal year 2015 will be available by December 1, 2014 from the County of Eagle Assessor in a timely manner to allow the passage of this Ordinance as a non-emergency in the normal course of events.

**NOW, THEREFORE, THE TOWN OF MINTURN, COLORADO ORDAINS:**

Section 1. That for the purpose of meeting general operating expenses of the Town of Minturn during the 2015 budget year, there is hereby levied a tax of 17.934 mills upon each dollar of the total valuation for assessment of all taxable property within the Town of Minturn for the 2015 budget year. This assessment of 17.934 mills shall be duly made by the County of Eagle, State of Colorado, as directed by the Colorado Revised Statutes (as amended), and as otherwise required by law.

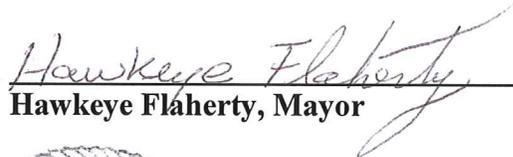
Section 2. The Minturn Town Treasurer is hereby authorized and directed to immediately certify to the County Commissioners of Eagle County, Colorado, the mill levies for the Town of Minturn, Colorado as here in above determined and set.

Section 3. The Minturn Town Council hereby finds, determines, and declares that this ordinance is necessary and proper for the health, safety, and welfare of the Town of Minturn, Colorado and the inhabitants thereof.

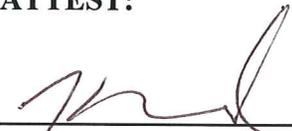
Severability. If any part, section, sub-section, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance; and the Town Council for the Town of Minturn, Colorado hereby declares it would have passed this Ordinance and each part, section, sub-section, sentence, clause or phrase thereof, irrespective of the fact that any one or more parts, sections, sub-sections sentences, clauses or phrases be declared invalid.

**INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 19<sup>th</sup> DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 3<sup>RD</sup> DAY OF DECEMBER, 2014 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.**

**TOWN OF MINTURN, COLORADO**

  
\_\_\_\_\_  
**Hawkeye Flaherty, Mayor**

**ATTEST:**

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



**THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 3<sup>rd</sup> DAY OF DECEMBER, 2014.**

\_\_\_\_\_  
**Hawkeye Flaherty, Mayor**

**ATTEST:**

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

10741522

Ad Ticket #5

**Acct:** 1032852  
**Phone:** (970)827-5645  
**E-Mail:** MANAGER@MINTURN.OR  
**Client:**  
**Caller:** Jay Brunvand  
**Receipt**

**Name:** Town of Minturn  
**Address:** P.O. Box 309

**City:** MINTURN  
**State:** CO

**Zip:** 81645

**Ad Name:** 10741522A

**Original Id:** 10741484

**Editions:** 8VD/8VDI/

**Class:** 0990

**Start:** 11/24/14

**Stop:** 11/24/14

**Color:**

**Issue** 1

**Copyline:** Ordinances 12-14

**Rep:** Pam Schultz

Lines:	114
Depth:	9.45
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
<b>Total</b>	<b>59.28</b>
Payment	0.00

TOWN OF MINTURN, COLORADO  
ORDINANCE NO. 12 - SERIES 2014  
AN ORDINANCE LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2015 TO MEET GENERAL OPERATING COSTS OF GOVERNMENT FOR THE TOWN OF MINTURN, COLORADO FOR THE 2015 BUDGET YEAR.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 17th DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 23rd DAY OF DECEMBER, 2014 AT 6:30 P.M. AT THE MINTURN TOWN HALL 309 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO  
Heather Brunvand, Mayor  
ATTEST:  
Jay Brunvand, Town Clerk

TOWN OF MINTURN, COLORADO  
ORDINANCE NO. 13 - SERIES 2014  
AN ORDINANCE ANNUALLY SETTING, AMENDING AND APPROVING TOWN FEES AS SET FORTH IN THE FOLLOWING ATTACHMENT TO BE INCLUDED IN ARTICLE 2A OF THE MINTURN MUNICIPAL CODE FOR THE TOWN OF MINTURN, COLORADO FEES COMMENCING JANUARY 1, 2015.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 27th DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 3rd DAY OF DECEMBER, 2014 AT 6:30 P.M. AT THE MINTURN TOWN HALL 309 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO  
Heather Brunvand, Mayor  
ATTEST:  
Jay Brunvand, Town Clerk

TOWN OF MINTURN, COLORADO  
ORDINANCE NO. 14 - SERIES 2014  
AN ORDINANCE APPROPRIATING REVENUES, APPROPRIATING EXPENDITURES, APPROVING TRANSFERS AND ADOPTING THE TOWN OF MINTURN BUDGET FOR THE FISCAL YEAR BEGINNING ON THE FIRST DAY OF JANUARY, 2015 AND ENDING ON THE LAST DAY OF DECEMBER, 2015.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 17th DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 23rd DAY OF DECEMBER, 2014 AT 6:30 P.M. AT THE MINTURN TOWN HALL 309 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO  
Heather Brunvand, Mayor  
ATTEST:  
Jay Brunvand, Town Clerk

Published by the Fall Daily November 24, 2014. (10741522)

Ad shown is not actual print size

P.O. Box 309 ♦ 302 Pine Street  
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TOWN COUNCIL  
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Councilwoman – Shelley Bellm  
Councilwoman – Earle Bidez  
Councilman – Aggie Martinez  
Councilman – John Rosenfeld  
Councilman – Darell Wegert

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### AGENDA ITEM COVER SHEET

<b>AGENDA TITLE:</b> Ordinance 13 – Series 2014 an Ordinance to approve the Fiscal Year 2015 fee schedule on Second Reading.
<b>MEETING DATE:</b> December 3, 2014
<b>PRESENTER:</b> Brunvand
<b>BACKGROUND:</b> This is an annual ordinance approved by Council to establish the fee schedule. This has been reviewed and modified as necessary to include consideration of a 4% increase to all water base and use rates as well as other minor changes as noted. Note, this will be revisited once work on the water rates is completed by the Water Committee.
<b>CORE ISSUES:</b> None.
<b>BUDGET/FINANCE IMPLICATIONS:</b> This ordinance represents a major portion of the General Fund revenues.
<b>STAFF RECOMMENDATION/MOTION:</b> Motion to approve Ordinance 13 - Series 2014 (Second Reading) an Ordinance annually setting, amending and approving Town fees as set forth in the attachment to be included in Appendix “A” of the Minturn Municipal Code for the Town of Minturn, Colorado fees commencing January 1, 2015 as presented.

**TOWN OF MINTURN, COLORADO  
ORDINANCE NO. 13 – SERIES 2014**

**AN ORDINANCE ANNUALLY SETTING, AMENDING AND APPROVING TOWN FEES AS SET FORTH IN THE FOLLOWING ATTACHMENT TO BE INCLUDED IN APPENDIX “A” OF THE MINTURN MUNICIPAL CODE FOR THE TOWN OF MINTURN, COLORADO FEES COMMENCING JANUARY 1, 2015**

**WHEREAS**, The Town of Minturn reviews and approves such fees by ordinance annually and as necessary, and;

**WHEREAS**, The fee schedule is available for review during regular business hours at the Town Offices.

**NOW, THEREFORE, THE TOWN OF MINTURN, COLORADO, ORDAINS:**

Section 1.

The following fees and deposits are hereby set as set forth or added in Appendix “A” is adopted.

Section 2.

In the event of a conflict between the fees, rates and charges listed in this Appendix A and the Text of any individual section of the Town Code, the provisions of The Minturn Municipal Code shall control.

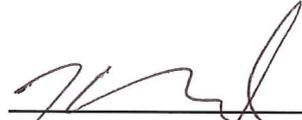
Severability. If any part, section, sub-section, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance; and the Town Council for the Town of Minturn, Colorado hereby declares it would have passed this Ordinance and each part, section, sub-section, sentence, clause or phrase thereof, irrespective of the fact that any one or more parts, sections, sub-sections sentences, clauses or phrases be declared invalid.

**INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 19<sup>th</sup> DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 3<sup>rd</sup> DAY OF DECEMBER, 2014 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.**

**TOWN OF MINTURN, COLORADO**

\_\_\_\_\_  
**Hawkeye Flaherty, Mayor**

**ATTEST:**

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



**THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 3<sup>rd</sup> DAY OF DECEMBER, 2014.**

  
\_\_\_\_\_  
**Hawkeye Flaherty, Mayor**

**ATTEST:**

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

**Fees, Rates, and Charges Imposed Pursuant to the Minturn Town Code**

ITEM	DESCRIPTION	FEE 2015	OTHER	Amt of Change
<b>General Government</b>				
<b>Administration</b>				
Copies	per page	\$0.25		
CD-Town Code		\$50.00		
Bad Check fee		\$35.00		
Open Records Request				
Attorney-Administrative Description	per hour, minimum 1hr after first hour	\$185.00		
Town Staff-Administrative Description	per hour, minimum 1hr after first hour	\$30.00		-\$20.00
Past due monthly fee		\$35.00 plus 1.5%/month		
Real Estate Transfer Tax	per sale due at time of sale	1%		
Lodging Tax		1.5%		
Sales Tax - City		4%		
Credit Card Fee	For charges in excess of \$500	3%		
<b>Meeting Room Fees</b>				
	Deposit may be required			
Set-Up Fee		\$30.00		
Special Service Fee		\$30.00		
Flip Chart and Easel		\$25.00		\$10.00
LCD Projector/screen		\$100.00		\$50.00
60% Room		\$75.00		
40% Room		\$50.00		
Full Room		\$175.00		\$50.00
Full Room with Kitchen		\$300.00		\$125.00
Cleaning Deposit	Based on actual cost	\$350.00		\$325.00
<b>Business Licenses:</b>				
Initial License Fee		\$120.00		
Initial License Fee	(9/1-3/31=\$10/month)	\$60.00		
Business License Fee	(Due 4/1-3/31)	\$120.00		
In-Home License Fee		\$36.00		
Home Business License	(Major household income)	\$120.00		
Outdoor Recreation License		\$120.00		
Snow Plow Business		\$120.00		
Each additional vehicle		\$12.00		
<b>Peddler or Solicitor:</b>				
<b>License Fees</b>				
1 Day		\$15.00		
2 Days Consecutively		\$30.00		
3 Days Consecutively		\$45.00		
5-Days Consecutively		\$75.00		
7 Days Consecutively		\$120.00		
30 Days consecutively		\$240.00		
Annual License	(Due 4/1)	\$240.00		
<b>Contractor:</b>				
Annual License Fee - General	Valid for 3yrs	\$240.00		
Business List Print Fee		\$40.00		
<b>MISCELLANEOUS FEES</b>				
Miscellaneous fees		Set administratively to cover the cost of services.		

ITEM	DESCRIPTION	FEE 2015	OTHER	Amt of Change
<b>LIQUOR LICENSE APP FEES</b>	All fees as set by State			
<b>PUBLIC SAFETY</b>				
Fingerprints	up to two cards, \$5 each for additional card	\$20.00		
Incarceration Fee	Assessed at current daily fee charged by the ECO Sheriff's Office			
Sex Offender Registration		\$40.00 (Initial/Annual) \$20.00 (Quarterly/Change)		
VIN Inspections	per inspection	\$20.00		
Records Requests-Criminal Justice		.25pg + \$5.00 Admin Fee		
Clearance Letter	per individual	\$10.00		
Transcripts		\$250.00 Deposit/Actual Cost		
Court Fines	per Judge			
Portable Breath Test		\$10.00		
Court Fines-Payment Plan Fee	Per court direction	\$25.00		
Court Cost Fee		\$25.00		
Community Service Fee		\$25.00		
<b>PUBLIC WORKS</b>				
SNOW DUMP-TANDEM		\$50.00		
SNOW DUMP-END DUMP		\$90.00		
SNOW DUMP-FINE	ILLEGAL DUMPING-MINIMUM x4			
Water				
Cash deposit		\$100.00		
Debt Service Fee	Per SFE/Month	\$5.93		
Turn-on/Reconnect Fee		\$50.00		
Turn-off/Disconnect Fee		\$50.00		
Turn-on/Reconnect after 6/02	For non metered water only	\$400.00		
Tap, inspection, connection fee				
(1) Residential Unit; per unit up to 3,000 sq. feet floor area plus \$2.25 per sq foot floor area thereafter		\$9,500.00		
(2) Hotel/Lodge/Motel/Lock-off/Accommodation Unit:				
(a) per efficiency room		\$3,750.00		
(b) per room		\$2,750.00		
Out of Town Tap Fees are 25% higher				
Tap, Inspection, Connection Fee				
Commercial Service Line Size in inches:		Cost per Tap		
	3/4	\$10,000.00		
	1	\$17,250.00		
	1 & 1/2	\$38,250.00		
	2	\$68,250.00		
	3	\$152,250.00		
	4	\$270,500.00		
	6	\$609,000.00		
All out of Town Taps	Sec. 13-29(b)(1)	+ 50%		
Construction Use Rates	Sec. 13.65			
Any water use for construction purposes	per month flat fee plus use	\$100.00		
Portable meter fee		\$100.00		
Portable meter water use	\$5.00/1000 gal			
Portable meter deposit or lost meter cost		\$1,400.00		

ITEM	DESCRIPTION	FEE 2015	OTHER	Amt of Change
Unusual Water User Fee	Sec. 13.66	set Administratively		
<b>Unmetered Water Rate</b>	Sec. 13-67			
Monthly rate per SFE for	Residential	\$86.67		\$3.22
Policy related to other uses	Commercial	+ 25% (\$104.59)		\$4.03
Replaces Sec. 13-29(b)(2)	Residential out of Town	+ 50% (\$125.51)		\$4.83
	Commercial out of Town	+ 75% (\$183.03)		\$7.05
	Seniors (65 years or older)	-25%(\$62.75)		\$2.41
<b>Metered Water Rate</b>	Sec. 13-68			
(a) Residential, basic monthly charge	per SFE	\$73.32		\$2.82
plus a monthly above 10,000 gals. use charge per 1,000 gallons		\$2.84		\$0.11
(b) Commercial, basic monthly charge	per SFE	\$90.77		\$3.49
plus a monthly above 30,000 gals. Use charge per 1,000 gallons		\$2.97		\$0.11
(c) 25% discount for Residential Owner-Occupant over 65 years of age		\$54.99		\$2.12
Out of Town Water Rate are 50% higher for Residential and 75% higher for Commercial	Sec. 13-29(b)(2)	\$109.98 \$158.85		4.23 6.11
<b>Trash Collection</b>				
(a) Residential, Basic Monthly Charge	per contracted rates	\$30.50		\$1.17
<b>Street Cut Fee</b>				
Basic permit fee	Performance Bond may Required	\$75.00		
Basic utility fee		\$50.00		
	per Sec. 11-26			
	replacement of paving w/oil&chip surface/ per sq. ft.	Per Bid		
	dirt cuts	Per Bid		
	Backfilling	time, material, staff time		
	Saw cuts per lineal foot w/min fee 25.00	time, material, staff time		
	Any re-work	time, material, staff time		
Application for Encroachment	Sec. 11-3	\$40.00		
<b>Eagle River Fire Protection District Impact Fees</b>				
new meter size:	3/4 inch	\$1,671.00		
	1 inch	\$2,841.00		
	1.5 inch	\$5,515.00		
	2 inch	\$8,857.00		
	3 inch	\$18,382.00		
	4 inch	\$28,409.00		
	6 inch	\$55,147.00		

**PLANNING AND ZONING FEES**  
updated on 040109 by resolution no. 7 - 2009

ITEM	FEE	FEE 2014
Pre-Application Conference	None	
PUD Concept Plan	\$ 450.00	\$50 per each commercial, industrial or residential unit in PUD
PUD Preliminary Development Plan	\$ 1,500.00	\$50 per each commercial, industrial or residential unit in PUD
PUD Final Development Plan	\$ 2,000.00	\$50 per each commercial, industrial or residential unit in PUD
Minor PUD Concept/Preliminary Development Plan	\$ 1,000.00	\$50 per each commercial, industrial or residential unit in PUD
Changes to Approved Plans-		
Approved by Planning Director	\$ 100.00	
Approved by Planning Commission	\$ 250.00	
Approved by Town Council	\$ 500.00	\$50 for each commercial, industrial or residential unit in PUD above previously approved plan
Amendments To Text of Land Use Regulations	\$ 1,250.00	
Amendments To Official Zone District Map	\$ 1,250.00	
Conditional Use Permit Application	\$ 750.00	\$50 per each commercial, industrial or residential unit
Limited Use Review	\$ 350.00	
Temporary Use Permit	\$ 800.00	
Temporary Use Permit Security Deposit	\$ -	Per Planning Director, impact dependent
Variance Permit	\$ 500.00	
Administrative Replat	\$ 500.00	
Preliminary Subdivision Plat	\$ 500.00	\$25 for each commercial, industrial or residential lot
Final Subdivision Plat	\$ 750.00	\$25 for each commercial, industrial or residential lot
Amended Final Plat	\$ 675.00	
Subdivision	\$ 850.00	\$50 per each commercial, industrial or residential unit
Vacation of Public Easements and ROW	\$ 750.00	
Sign Permit	\$ 250.00	
Design Review Board	\$ 200.00	
Special Planning Commission meeting	\$ 500.00	
Appeal - Planning Commission or Town Council	\$ 300.00	
Professional Review - Single structure project < 1 acre	\$ 105.00	\$105 per each hour over initial hour (see note below)
Multiple structure projects or projects 1 to 3 acre	\$ 210.00	\$210 per each hour over initial hour
Building Permits new construction - based on valuation:**		
\$1.00 to \$500.00	\$ 29.85	
\$501.00 to \$2,000.00	\$ 29.85	\$3.87 for each additional \$100 valuation over \$500.00
\$2,001.00 to \$25,000	\$ 87.95	\$17.78 for each additional \$1,000 valuation over \$2,000
\$25,001.00 to \$50,000	\$ 497.52	\$12.83 for each additional \$1,000 valuation over \$25,000
\$50,001.00 to \$100,000.00	\$ 817.56	\$8.89 for each additional \$1,000 valuation over \$50,000
\$100,001.00 to \$500,000.00	\$ 1,262.06	\$7.11 for each additional \$1,000 valuation over \$100,000
\$500,001.00 to \$1,000,000.00	\$ 4,106.86	\$6.03 for each additional \$1,000 valuation over \$500,000
\$1,000,001.00 and up	\$ 7,123.11	\$4.64 for each additional \$1,000 valuation over \$1,000,000
Single item permits ex: re-roofing, basement finish, mechanical, plumbing	\$ 75.00	\$75 for each additional inspection - to be determined by building official
Plan Review		65% of permit fee
Cleanup Deposit	\$ 500.00	
Street Use Fee		1/2% of the project valuation that is valued at \$500 or greater

\*\* Valuation is based upon the national average per/square foot construction cost published semi-annually by the International Code Council, with a 1.4 multiplier applied as a regional cost differential.

**Other:**

\*For all applications requiring legal descriptions to be published in the newspaper, additional fees will be charged on a per cost basis, for publications that are in excess of \$50

\*Review fees charged by a state or federal agency shall be made payable to the reviewing agency based on current rates and paid at the time of application.

\*Professional consultant fees (legal, engineering, etc) as required and necessary shall be at cost.

\*No application shall be considered or reviewed until the application fees are paid in full and the application is deemed complete. Where multiple applications are required, multiple fees shall be assessed. Fees are not required for Town-initiated applications.

\*Application fees shall be paid by cash or by a check made payable to the Town of Minturn, and shall be submitted with the application to the Town of Minturn Planning Department.

\*Additional Town Staff services may be billed at an hourly rate as deemed necessary.

10741522

Ad Ticket #5

**Acct:** 1032852  
**Phone:** (970)827-5645  
**E-Mail:** MANAGER@MINTURN.ORG  
**Client:**  
**Caller:** Jay Brunvand  
**Receipt**

**Name:** Town of Minturn  
**Address:** P.O. Box 309

**City:** MINTURN  
**State:** CO  
**Zip:** 81645

**Ad Name:** 10741522A

**Original Id:** 10741484

**Editions:** 8VD/8VDI/

**Class:** 0990

**Start:** 11/24/14

**Stop:** 11/24/14

**Color:**

**Issue** 1

**Copyline:** Ordinances 12-14

**Rep:** Pam Schultz

Lines:	114
Depth:	9.45
Columns:	1
Discount:	0.00
Commission:	0.00
Net:	0.00
Tax:	0.00
<b>Total</b>	<b>59.28</b>
Payment	0.00

TOWN OF MINTURN, COLORADO  
 ORDINANCE NO. 12 - SERIES 2014  
 AN ORDINANCE LEVYING GENERAL  
 PROPERTY TAXES FOR THE YEAR 2015  
 TO MEET GENERAL OPERATING COSTS OF  
 GOVERNMENT FOR THE TOWN OF MINTURN,  
 COLORADO FOR THE 2015 BUDGET  
 YEAR.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 17th DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 23rd DAY OF DECEMBER, 2014 AT 6:30 P.M. AT THE MINTURN TOWN HALL 102 1/2 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO  
 Howays Liberty, Mayor  
 ATTEST:  
 Jay Brunvand, Town Clerk

TOWN OF MINTURN, COLORADO  
 ORDINANCE NO. 13 - SERIES 2014  
 AN ORDINANCE ANNUALLY SETTING, AMENDING AND APPROVING TOWN FEES AS SET FORTH IN THE FOLLOWING ATTACHMENT TO BE INCLUDED IN ARTICLE 2, A, OF THE MINTURN MUNICIPAL CODE FOR THE TOWN OF MINTURN, COLORADO EFFECTIVE COMMENCING JANUARY 1, 2015.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 17th DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 23rd DAY OF DECEMBER, 2014 AT 6:30 P.M. AT THE MINTURN TOWN HALL 102 1/2 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO  
 Howays Liberty, Mayor  
 ATTEST:  
 Jay Brunvand, Town Clerk

TOWN OF MINTURN, COLORADO  
 ORDINANCE NO. 14 - SERIES 2014  
 AN ORDINANCE APPROPRIATING REVENUES, APPROPRIATING EXPENDITURES, APPROVING TRANSFERS AND ADOPTING THE TOWN OF MINTURN BUDGET FOR THE FISCAL YEAR ENDING ON THE LAST DAY OF JANUARY, 2015 AND ENDING ON THE LAST DAY OF DECEMBER, 2015.

INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 17th DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 23rd DAY OF DECEMBER, 2014 AT 6:30 P.M. AT THE MINTURN TOWN HALL 102 1/2 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO  
 Howays Liberty, Mayor  
 ATTEST:  
 Jay Brunvand, Town Clerk

Published in the Minturn Daily November 24, 2014. (10741522)

Ad shown is not actual print size

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

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### AGENDA ITEM COVER SHEET

<b>AGENDA TITLE:</b> Ordinance 14 – Series 2014 an Ordinance approving and adopting the Fiscal Year 2014 annual budget on Second Reading.
<b>MEETING DATE:</b> December 3, 2014
<b>PRESENTER:</b> Brunvand
<b>BACKGROUND:</b> This ordinance reports, allocates, and appropriates the beginning fund balance, the revenue and the expenses for each fund as detailed in the budget document. Any changes directed by Council to date or as a result of the Public Hearings or Work Sessions have been included.
<b>CORE ISSUES:</b> None.
<b>BUDGET/FINANCE IMPLICATIONS:</b> This is the funding mechanism per State law in the budget approval process.
<b>STAFF RECOMMENDATION/MOTION:</b> Motion to approve Ordinance 14 – Series 2014 (Second Reading) an Ordinance recognizing revenues, appropriating expenditures, approving transfers and adopting the Town of Minturn budget for the period beginning on the first day of January 2015 and ending on the last day of December 2015.

**TOWN OF MINTURN, COLORADO  
ORDINANCE NO. 14 – SERIES 2014**

**AN ORDINANCE APPROPRIATING REVENUES, APPROPRIATING EXPENDITURES, APPROVING TRANSFERS AND ADOPTING THE TOWN OF MINTURN BUDGET FOR THE PERIOD BEGINNING ON THE FIRST DAY OF JANUARY, 2015 AND ENDING ON THE LAST DAY OF DECEMBER, 2015.**

**WHEREAS**, the Minturn Town Council of the Town of Minturn, Colorado has appointed Jay Brunvand, Treasurer, to prepare and submit a proposed budget to said governing body at the proper time, and;

**WHEREAS**, Jay Brunvand, Treasurer, has submitted a proposed 2015 Budget to this governing body on October 1, 2014, for its consideration, and;

**WHEREAS**, upon due and proper notice, published and posted in accordance with the law, said proposed budget was open for inspection by the public as required by law at the Minturn Town Center, the first public hearing was scheduled and held on November 5, 2014 and a second public hearing was scheduled and held on November 19, 2014, and interested citizens were given the opportunity to file or register any objections to said proposed budget, and;

**WHEREAS**, this proposed budget balances by fund as required by law, and;

**WHEREAS**, the final assessed valuation will be available by December 3, 2014 from the County of Eagle Assessor in a timely manner to allow the passage of this Ordinance as a non-emergency in the normal course of events.

**NOW, THEREFORE, THE TOWN OF MINTURN, COLORADO ORDAINS:**

Section 1.

The budget for the Town of Minturn, Colorado for the fiscal year 2015 as submitted and summarized by fund as described below is hereby adopted, which adoption shall constitute appropriations of the amounts specified therein as expenditures from the Funds indicated or expenses from Enterprise Funds; and that the estimated Beginning Balances, Revenues and Other Sources are hereby declared to be a reasonable projection of the amount of Revenue available for appropriation and to provide an adequate Fund Balance at the close of the fiscal year beginning January 1, 2015 and ending December 31, 2015 more particularly described as follows:

FUND DESCRIPTION	BEGINNING FUND EST. BALANCE	FY2015 REVENUE	FY2015 EXPENSES
General Fund	\$ 1,203,118	\$1,587,200	\$1,558,166
Enterprise Fund	\$ 997,013	\$ 828,586	\$1,067,312
Conservation Trust Fund	\$ 9,131	\$ 10,500	\$ 2,500
Minturn Building Fund	\$ 205,798	\$ 244,738	\$ 244,738
Market Fund	\$ 0	\$ 64,500	\$ 64,500
Capital Fund	\$ 762,810	\$ 500	\$ 260,000
Scholarship Fund	\$ 358,261	\$ 10,000	\$ 10,000
Battle Mtn Fund	\$ 526,016	\$ 9,500	\$ 480,000

Section 2.

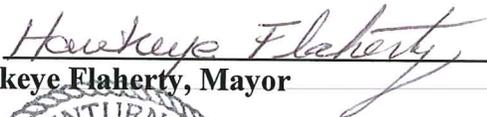
The Town Council hereby authorizes and directs the Town Manager and Treasurer to enter into such contracts and execute such documents on behalf of the Town as may be necessary and customary to expend the funds hereby appropriated for all operations and capital projects within the budget as hereby adopted all in accordance with the requirements of the Home Rule Charter and the Town's Financial Policies.

Section 3.

The budget hereby approved and adopted shall be signed by the Mayor and Town Clerk and made a part of the public records of the Town of Minturn, Colorado.

**INTRODUCED, READ BY TITLE, APPROVED ON THE FIRST READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THE 19<sup>th</sup> DAY OF NOVEMBER, 2014. A PUBLIC HEARING ON THIS ORDINANCE SHALL BE HELD AT THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO ON THE 3<sup>RD</sup> DAY OF DECEMBER, 2014 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.**

**TOWN OF MINTURN, COLORADO**

  
\_\_\_\_\_  
**Hawkeye Flaherty, Mayor**

**ATTEST:**

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



**THE TOWN OF MINTURN, COLORADO, ORDAINS THIS ORDINANCE ENACTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY AND POSTED IN FULL ON THE OFFICIAL TOWN WEB SITE THIS 3<sup>RD</sup> DAY OF DECEMBER, 2014.**

\_\_\_\_\_  
**Hawkeye Flaherty, Mayor**

**ATTEST:**

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

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

William Powell, Town Manager



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

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## Manager’s Report

December 3, 1014

### Engineering Services

At the November 19 Council meeting we discussed the method of moving forward with contracting for on-call engineering services. On November 24 I sent to Council copies of a Cover Letter and Request of Qualifications/Proposal to selected Eagle County (4) and Garfield County firms (1). Proposals are to be received no later than December 12. This is a hybrid approach from what we discussed at the Nov. 24 meeting. We will receive competitive Proposals including fee schedules. After receiving Proposals we may be able to negotiate down lower fee schedules with a preferred firm.

As I mentioned in the previous email we will have a screening and possibly interviewing committee. If two members of Council are interested, let’s decide.

**ACTION ITEMS REPORT**

From: Town Manager  
 Oct. 28, 2014

Action Item	Responsible staff	Status
Eagle River Park Grant "History Walk in the Park" and bathrooms	Hawkinson	foundation wall installed, bathrooms being constructed in shop Design for educational portion beginning
Rec Property Clean-up	Martinez	berm constructed. Continue grading, cleanup and beautification
Boneyard	Hawkinson	slash piles cleaned, VSSA and boy scouts
Little Beach Park perfect ownership	Powell	quiet title action to be filed
Memorialization Guidelines		staff collecting models from other municipalities
Minturn Fitness Center	Powell Rosenfeld Bidez	Bylaws approved pending CIRSA review transfer ownership to MFC achieve 501.c.7 non-profit status
Minturn Education Fund	Powell Bellm	achieve 501.c.3 non-profit status scholarships awarded
Zoning Code Amendments	Hawkinson Powell Sawyer	staff review and recommendations P&Z review and recommendations Council review and adoption
Guide Sign Plan	Metteer	Staff provides plan for Council review first meeting Jan. Take to CDOT for approval
Water Rate Structure and Rates	Powell water committee	financial runs being performed by UEWSD Council reviews recommendation Potential Amendments to Water Ordinance