



Agenda

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

Wednesday November 16, 2016

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

MAYOR – Matt Scherr
MAYOR PRO TEM – Earle Bidez

COUNCIL MEMBERS:

Terry Armistead
Harvey Craig
Sidney Harrington
Sage Pierson
John Widerman

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 – 6:30 pm

Please remember to bring your FY2017 Budget Book

- FY 2017 Budget-Review changes thus far Pg 4
 - Community Funding Requests Pg 6
 - Review Budget Ordinances

Regular Session – 6:30 pm

1. Call to Order

- Roll Call
- Pledge of Allegiance

2. Approval of Agenda

- Items to be Pulled or Added

3. Approval of Minutes

- November 2, 2016 Pg 8

4. **Public comments on items, which are NOT on the agenda (5-minute time limit per person)**
5. **Special Presentations**
 - Walking Mountain – John Ryan Pg 17
 - Holy Cross Electric transmission line risk analysis – Brunvand
 - Committee Reports
 - Council Comments

PUBLIC HEARINGS, DISCUSSION, AND ACTION ITEMS

6. **Liquor Authority: (30min)**
 - Railroad Rocks LLC, DBA The Turntable approval of a new Hotel and Restaurant Liquor license; 160 Railroad Ave.; Mike Dennis, Owner/Manager – Brunvand Pg 33
 - Minturn Community Fund request for a Special Event Permit; 1 Academy Loop; John Widerman event manager – Brunvand Pg 55
7. **Public Hearing: 2nd Public Hearing on proposed fiscal year 2016 – Brunvand (5min)** Pg 63
 - Remaining FY2015 Budget Questions:
 - Direction on Funding Requests (20min)
 - Other Direction (5min)
 - Question/Answer (5min)
8. **Discussion/Action Item: Ordinance 06 – Series 2016 (First Reading) An Ordinance Creating a Supplemental Appropriation to the 2016 Town of Minturn Budget – Brunvand (10min)** Pg 65
9. **Discussion/Action Item: Ordinance 07 – Series 2016 (First Reading) An Ordinance Setting the 2017 General Property Tax Mill Levy for the Town of Minturn – Brunvand (5min)** Pg 70
10. **Discussion/Action Item: Ordinance 08 – Series 2016 (First Reading) An Ordinance Adopting the Fee Schedules for Fiscal Year 2017 for the Town of Minturn – Brunvand (10min)** Pg 73
11. **Discussion/Action Item: Ordinance 09 – Series 2016 (First Reading) 1st Reading An Ordinance Adopting and Recognizing the Town of Minturn's 2017 Revenues and Expenses by Fund – Brunvand (5min)** Pg 80

COUNCIL AND STAFF REPORTS

12. Town Planner (5min) Pg 83

13. Town Manager (5min)

- Manager's Report Pg 84
- Action Report Pg 94

14. Town Attorney

FUTURE AGENDA ITEMS

15. Next Meeting – December 7, 2016

- Meeting: Discussion/Action: – 2nd and Final Reading of proposed 2017 Budget Ordinances – Brunvand 12/7/16
- Meeting: Discussion/Action: Resolution ____ – Series 2016 Consideration of a Resolution authorizing the Mayor to sign an IGA with Eagle County Animal Control for animal control services – Brunvand (5min)

16. Future Meetings:

- Work Session on housing – Hawkinson

17. Set Future Meeting Dates

- a) Council Meetings:
- December 7, 2016
 - December 21, 2016
 - January 4, 2017

18. Other Dates:

- Office Closed November 24 and 25, 2016 – Thanksgiving

19. Adjournment



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, CLERK/TREASURER**

MEMORANDUM

TO: Minturn Town Council
FROM: Jay Brunvand, Treasurer/Clerk
CC: Willy Powell, Town Manager
DATE: Wednesday November 18, 2015
RE: FY 2016 Proposed Budget

During this meeting, we will concentrate on the Community Funding requests and allocating funds for those requests that were reviewed during the November 2nd meeting.

Over the past several meetings we have discussed and agreed on a number of goals and projects to complete in 2016 and to accomplish in 2017. This Worksession we will allow time to accommodate any final questions that the Council may have.

At previous Council Meetings, several items have been covered and direction was given to proceed by Council on some of the items. To date:

- We reviewed the funding requests from the community and began consideration of funding amounts. Council requested information and worksheets with which they could work independently on conceptual funding options to be considered at the November 16 meeting.
- We reviewed and agreed on a price structure for the Water Rates. This price structure has been posted in the public boxes, on the website, and will be noted on each water bill sent out in November.

The water rate portion of our Enterprise Fund will be set as follows and as was agreed to by Council:

Total needed revenue: \$732,035.00. It is estimated that we will sell approximately \$25,000 to users above the base allowance of 6,000 gallons per Single Family Equivalent (SFE) and we have 740 SFE's in town.

$$\$732,032 - \$25,000 = 704,035/740\text{sfe} = \$95.14$$

The Base Rate will be set at \$79/sfe. Those that use more than 6,000 gallons in any given month will pay \$4.64 for each 1,000 gallons over the 6,000 gallon allowance. Following is a water rate comparison over the past three years:

RESIDENTIAL WATER RATES				
	2014	2015	2016	2017
BASE RATE	70.50	73.32	73.32	79.00
EXCESS WATER	2.73	2.84	4.53	4.64
DEBT SERVICE	5.93	5.93	1.65	1.65
MO RATE/SFE	76.43	79.25	74.97	80.65 *
	10,000	10,000	10,000	
ALLOWANCE	GAL	GAL	GAL	6,000GAL

*2017 COMPARED TO 2015 = 1.8% INCREASE

- We reviewed the water tap fees and agreed to align them with the Eagle River Water and Sanitation District's sewer tap fees. Following is a table showing the 2017 rates

	CURRENT	2017
RESIDENTIAL 3/4 IN	9,500.00	10,600.00
COMMERCIAL 3/4IN	10,000.00	12,099.00
COMMERCIAL 1IN	17,250.00	20,972.00
COMMERCIAL 2IN	38,250.00	46,783.00
COMMERCIAL 3IN	68,250.00	83,080.00
COMMERCIAL 3IN	152,250.00	185,519.00
COMMERCIAL 4IN	270,500.00	329,901.00
COMMERCIAL 6IN	609,000.00	742,883.00

- We have discussed the trash service and the associated costs as well as increasing the recycle program. Direction was given to have a dumpster delivered and placed in the dumpster enclosure at the north end of the Town Hall for use in Single Stream recycling. At this point Staff is not recommending an increase in the residential trash fee for 2017.
- Currently we are still negotiating a Memo of Understanding with Battle Mountain Resorts. This MOU will cover monthly funding, previous use of funds, use of existing BMR funds for the future, and will summarize development goals for the project.
- We agreed upon lease procedures for the Lease Lot. This will be formally addressed at the October 19 meeting and the procedures are being instituted at staff level for those interested in leasing land from the town for low impact use.
- We reviewed several graphs and tables that show the use of the budgeted funds and how the expenses make up the percent of the whole.

2017 Funding Requests - Options

2017

ORGANIZATION	REQUEST	OPTION #1	OPTION #2	OPTION #3	OPTION #4	OPTION #5	OPTION #6
Castle Peak	10,000.00	0.00	10,000.00	10,000.00	10,000.00	10,000.00	
Vail Valley Partnership	3,500.00	3,500.00	2,500.00	3,500.00	3,500.00	3,500.00	
Walking Mountain Science Center	2,000.00	2,000.00	1,000.00	1,000.00	2,000.00	1,000.00	
Minturn Community Fund	11,600.00	13,550.00	8,400.00	13,000.00	11,600.00	11,600.00	
Eagle Vail Metro District	UNSPECIFIED	4,000.00	0.00	2,000.00	1,000.00	2,900.00	
Radio Free Minturn	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	1,000.00	
Pooh Corner	10,000.00	10,000.00	6,900.00	4,500.00	5,000.00	5,000.00	
TOTAL FUNDING	39,100.00	35,050.00	30,800.00	36,000.00	35,100.00	35,000.00	0.00
2017 BUDGET	35,050.00						
VARIANCE	-4,050.00	0.00	4,250.00	-950.00	-50.00	50.00	35,050.00

Concerns were also submitted as follows in no specific order:

- 1) It was a concern from some that a prior Council had committed funds for this Council (Castle Peak)
- 2) It was difficult to quantify from an ROI perspective the value of VVP and Walking Mountain
- 3) The Minturn Community Fund could be reduced by having only one performance camp
- 4) It was questioned if the Eagle Vail request should come from another place?
NOTE: This is a one time outside funding request and it is not something that we have funds for elsewhere
- 5) It was noted that Radio Free Minturn provides continual visibility of the Minturn "brand"
- 6) It was noted that Pooh Corner is an essential and undervalued/underappreciated community Resource. We should find ways to help PC in mor substantive ways than cash contributions.
 \$7000 funds 1/2 of kitchen upgrade so can be used to leverage other support to create an asset to expand PC's ability to serve.
- 7) Minturn still struggles with profound infrastructure and operating issues. While that is the case, I wonder if we should consider community grants as investments rather than discretionary gifts
- 8) If we do take that approach, perhaps we also set a goal for the town to reach a point where it has discretionary funds that it can use for more aspirational funding requets.
- 9) Would als like to consider reducing our funding budget until we reach that goal.
- 10) the VVP is a vialbe and needed community asset.
- 11) Offer \$15,000 tax free donation from BMR for the Community Fund in lieu of their missing Sept payment.
NOTE: This is probably not a legal or ethical option.
- 12) Minturn can commit to a smaller amount for Eagle Vail but offer volunteers. The idea that Minturn Should pay half of \$60k is not reasonable considering the small portion actually within Minturn.
- 13) It was felt by some that we should fund the local Minturn community first and then fan out

COMMUNITY CONTRIBUTIONS

Name	2011	2012	2013	2014	2015	2016	2017
	FUNDED	FUNDED	FUNDED	FUNDED	FUNDED	FUNDED	REQUESTED
Augustana/Castle Peak Senior Care				10,000.00	10,000.00	15,000.00	10,000.00
Minturn Business Association							
Minturn Community Fund	7,500.00	10,000.00	10,000.00	10,000.00	7,500.00	13,550.00	11,600.00
Radio Free Minturn	2,000.00	500.00	1,000.00	1,000.00	1,500.00	2,000.00	2,000.00
Vail Valley Partnership			2,500.00	2,500.00	2,000.00	3,500.00	3,500.00
Walking Mountain			1,000.00	1,000.00	1,000.00	1,000.00	2,000.00
Eagle Vail Metro District							unspecified
Pooh Corner							10,000.00
TOTAL	9,500.00	10,500.00	14,500.00	24,500.00	22,000.00	35,050.00	39,100.00



Official Minutes

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Wednesday November 2, 2016

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

MAYOR – Matt Scherr
MAYOR PRO TEM – Earle Bidez

COUNCIL MEMBERS:

Terry Armistead
Harvey Craig
Sidney Harrington
Sage Pierson
John Widerman

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 – 5:30 – 6:30 pm
Please remember to bring your FY2017 Budget Book

- Boneyard Discussion – Hawkinson
- Future Town Manager discussion – Powell

Regular Session – 6:30 pm

1. Call to Order

The meeting was called to order by Mayor Scherr at 6:30pm.

- Roll Call

Those present included: Mayor Matt Scherr, Mayor Pro Tem Earle Bidez, Town Council members Harvey Craig, Terry Armistead, Sage Pierson, and John Widerman. Note: Sidney Harrington was excused absent.

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

2. Approval of Agenda

- Items to be Pulled or Added

Motion by Terry A., second by Harvey C., to approve the agenda as presented. Motion passed 6-0. Note: Sidney Harrington was excused absent.

3. Approval of Minutes

- October 19, 2016

Motion by John W., second by Sage P., to approve the minutes of October 19, 2016 as amended. Motion passed 6-0. Note: Sidney Harrington was excused absent.

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

5. Special Presentations

- Announcement of Halloween Decorating Contest Winners – Metteer

Ms. Diana Scherr, Minturn Community Fund, and Michelle M. announced the program and the winners.

3rd Place 355 Pine St

2nd Place 502 ½ Main St

1st Place 441 Pine St

- Walking Mountain – John Ryan

Moved to 11/16/16 due to illness.

- VSSA Project

Mr. Jeff Grimmer, Principle of VSSA introduced the Economic Sustainability class at VSSA. Several members of the class presented their ideas of a sustainable future which included solar energy, building codes which incentivize energy efficient buildings, hydroelectric sources. They requested the support of the Eagle County Climate Action Plan. It was noted a solar farm could be located at the school area on the mine waste cap.

Council felt this was a great way to kick off the discussion of the ECO Climate Action Plan and the county wide potential approval of the proposed plan.

- Committee Reports
- Council Comments

John W. announced the Town has begun a single stream recycle program. The drop center is located at the north end of the Town Hall on Norman St. this is in addition to the curb side recycle each citizen can participate.

Matt S. announced Coffee with a Cop on November 12, 10-noon at Sticky Fingers.

Terry A. stated that several members of the Council attended a tour of the Wellington neighborhood in Breckenridge. December 2 is the Town Christmas Tree lighting.

PUBLIC HEARINGS, DISCUSSION, AND ACTION ITEMS

6. **Action Item: Proclamation in support of Colorado Gives Day – Powell (10min)**

The Proclamation was introduced by members of the Eagle County Gives committee. This year's 24hour fund raising event will be December 6, 2016 however interested philanthropists may give at www.eaglecogives.org. The program earned \$822,580.61 last year. Matt S. read the proclamation and accepted by the Minturn Town Council.

7. **Public Hearing: 1st Public Hearing on proposed fiscal year 2017 Budget – review Public Funding Requests – Brunvand**

- Public Hearing procedures

Matt S. opened the public hearing.

- Committed Community Funding Requests
 - Castle Peak – requesting \$10,000. This is the 4th year of a \$40,000 commitment that the Town has been funding under the previous Council.

Matt S. recused himself from the Council due to a conflict of interest; however, as a representative of Castle Peak made himself available for question.

Terry A. noted that Sidney H. had commented in an email, which Terry A. read. Sidney H.'s email stated she did not feel this was something that benefited Minturn residents and questioned the benefit for the town citizens in comparison to the amount requested. It was stated that Castle Peak was not Medicaid certified so would not help the lower income seniors. Terry A. noted this is a major chunk of the community funding line item. Earle B. noted this was thought of in the past to allow Minturn to work with the County citizens.

Matt S. was asked and answered how the center will benefit the citizens of both the County and Minturn.

- Community funding requests – Brunvand
 - Vail Valley Partnership - Chris Romer

Chris Romer was present to review their request with the Council and spotlight several programs that have or could directly benefit Minturn. He stated the Vail Valley Partnership was awarded Chamber of the Year in Colorado. They are requesting \$3,500.

- Walking Mountain Science Center – Gina Van Hekken

Ms. Van Hekken was present to review their request and highlight how their programs benefit the Minturn community and answered questions. They are requesting \$2,000.

- Minturn Community Fund

Ms. Diana Scherr was present to represent as the Minturn Community Fund Board President. She outlined some of the projects that have been presented by the MCF for Minturn. MCF was asked by the audience if they were members of ColoradoGives; no, they are not due to the amount of man-hours required to be a member and this is difficult for a small volunteer organization. They are requesting \$11,600.

- Eagle Vail – Jeff Layman

Mr. Jeff Layman presented their request for an Eagle Vail to Minturn loop single track trail. The construction estimate is \$61,000, they would like to see Minturn contribute 50% but would accept anything the Council felt they could manage. They are also looking for volunteer hours.

- Radio Free Minturn – Austin Richardson

Austin was available and presented their request and answer questions. The station is available on line and at 107.7. They are asking for \$2,000.

- Pooh Corner – Gwen Scola

Ms. Gwen Scola was available to present their request and answer questions. They are asking for \$10,000

Council noted allocations would be recommended at the November 16 Council meeting.

- Other Funding Questions – Brunvand

Question/Answer

Hearing no further comments the Public Hearing was closed. Matt S. stated decisions on the funding levels would be considered at the November 16, 2016 meeting. This is the first of two Public Hearings on the FY2017 Budget, the second hearing will take place on November 16, 2016 at 6:30pm in the Town Council Chambers at 302 Pine St. Citizens may also contact the Town Treasurer during regular business hours at 970/827-5645.

8. Discussion/Action Item: Discussion and direction for authorization to have the Mayor sign a letter in support of the ECO transit program – Powell

John W. outlined the proposal which is designed to increase the ridership on the transit system in order to alleviate parking congestion at the ski parking lots. John W. noted the 50 10-punch rider

passes and stated those would be donated by ECO Transit to the Town to give out. Michelle M. stated the town conducted a survey on ridership and received back 121 surveys which has given good ridership direction for the town.

Motion by Terry A., second by Earle B., to authorize the Mayor to sign the proposed letter in support of the ECO Transit program as presented. Motion passed 6-0. Note: Sidney Harrington was excused absent.

Council convened as the Minturn Liquor Authority

9. Liquor Authority:

- Gail Crowder, DBA Minturn Mile Liquors Annual Renewal of a liquor store License; 341 Main St.; Gail Crowder, Owner – Brunvand

Jay B. outlined the license renewal.

Motion by Earle B., second by Sage P., to approve the Gail Crowder, DBA Minturn Mile Liquors Annual Renewal of a liquor store License; 341 Main St.; Gail Crowder, Owner as presented. Motion passed 6-0. Note: Sidney Harrington was excused absent.

Council convened as the Minturn Council

GENERAL IMPROVEMENT DISTRICT

Council convened as the Minturn General Improvement District. It was noted that Tim McGuire, Sarah J. Bakcr, and Sidney Harrington were excused absent.

10. Action Item: General Improvement District (10Min)

A) ADMINISTRATIVE MATTERS

- Approve Agenda

Motion by Terry A., second by Earle B., to approve the agenda as presented. Motion passed 6-0. Note: Sidney Harrington was excused absent.

- Discuss and consider appointment of new members to the Board of Directors:
 1. Terry Armistead
 2. David “Harvey” Craig
 3. Sage Pierson
 4. Sidney Harrington
 5. John Widerman

Motion by John W., second by Terry A., to Ratify the Appointment of new members to the Board of Directors as presented. Motion passed 6-0. Note: Sidney Harrington was excused absent.

- Review and approve minutes from the November 4, 2015 Board Meeting

Motion by Earle B., second by Harvey C., to approve minutes from the November 4, 2015 Board Meeting as presented. Motion passed 6-0. Note: Sidney Harrington was excused absent.

B) FINANCIAL MATTERS

- **Discuss and consider ratifying appointment of Town Staff to prepare 2017 GID Budget**

Motion by John W., second by Sage P., to Ratify the Appointment of Town Staff to prepare the 2017 GID Budget. Motion passed 6-0. Note: Sidney Harrington was excused absent.

- **Discussion/Action – 2017 General Improvement District Budget: Public Hearing and Board Comments**

Action Recommended:

- a. Open Public Hearing

Matt S. opened the GID Public Hearing.

- b. Staff Presentation

Jay B. gave brief overviews of the budget and answered any questions.

- c. Public Comment or Testimony

There were no public comments.

- d. Board Comments

There were no Board Comments.

- e. Close Public Hearing

The Public Hearing was closed.

- **Discussion/Action – Consider adoption of Resolution No. 2016-11-01 a Resolution to adopt the Fiscal year 2017 Budget**

Motion by Terry A., second by Sage P., to approve Resolution No. 2016-11-01 a Resolution to adopt the Fiscal year 2017 Budget as presented. Motion passed 6-0. Note: Sidney Harrington was excused absent...

- **Discussion/Action – Consider adoption of Resolution No. 2016-11-02 a Resolution to appropriate sums of money for the Fiscal year 2017 Budget**

Motion by John W., second by Harvey C., to approve Resolution No. 2016-11-02 a Resolution to appropriate sums of money for the Fiscal year 2017 Budget as presented. Motion passed 6-0. Note: Sidney Harrington was excused absent.

C) OTHER BUSINESS

- Discuss and set meeting dates for 2017:
 - Board Meeting to consider budget approval set for November 1, 2017 6:30pm at the Minturn Town Center, 302 Pine Street, Minturn, CO 81645
 - a. Alternative Date: This item closely follows the State and the Town of Minturn's budget cycle. If an alternative is considered it should be considered as the Board in conjunction with the GID Council.

Motion by Harvey C., second by Sage P., to set the next GID Board meeting for November 1, 2017 6:30pm at the Minturn Town Center, 302 Pine Street, Minturn, CO 81645. Motion passed 6-0. Note: Sidney Harrington was excused absent.

D) ADJOURNMENT

Motion by John W., second by Terry A., to adjourn the GID Board meeting at 8:35. Motion passed 6-0. Note: Sidney Harrington was excused absent.

Council convened as the Minturn Town Council.

COUNCIL AND STAFF REPORTS

11. Town Planner (5min)

Janet H. stated her written report was in the packet and outlined what priorities her department and the Planning Commission has considered for priorities. She stated Battle Mountain will be taking a lot of her Staff time over the winter. Matt S. recommended she set up a spreadsheet that could be used to inform Council of how things are moving. Matt S. stated that Council does set the priorities with consideration to Planning Commission advisements.

12. Economic Development (5min)

Michelle M. reviewed the Economic updated with the Council. She stated the budget is \$60,000 and is flat from 2016. She noted we will not be doing the Ski Joring but will be holding a different winter event that will be more Minturn inclusive.

13. Town Manager (5min)

- Manager's Report

Minturn to Dowd Bike Path

We have ready to submit an application to USPS for Minturn's request of the bike path easement. However, two items are outstanding before PS is willing to process the application. FS wants assurance that any other property owner consents are in place. Eagle County is preparing a letter for the use of County Road 14 at either end, near the bridge and towards town. The town has a request to the State Land Board to grant an easement through their property.

Minturn to Dowd Waterline

Inter-Mountain engineers and I met with Eagle County to discuss a required 1041 permit because the waterline will cross property outside town limits for several hundred feet. The affected property is County Road 14 from the town boundary to the northerly bridge. The town could annex the property but would likely need to take ownership of the road with maintenance responsibilities.

Main Street Pedestrian Planning

Reminder: Stolfus to present update to Council on December 7; public open house on Dec. 8; one on one meetings tentatively scheduled Jan. 11 and 12.

Medical Leave

I have scheduled hip replacement surgery for Nov. 7. I decided on an earlier date because my deteriorated hip is beginning to compromise other body parts. My expectation for work schedule is the following: out all of week Nov. 7; part-time week of Nov. 14; mostly full time week of Nov. 21.

- Action Report

14. Town Attorney

FUTURE AGENDA ITEMS

15. Next Meeting – November 16, 2016

- Meeting: Discussion/Action – 2nd Public Hearing on proposed fiscal year 2017 Budget and First Reading of Budget Ordinances – Brunvand 11/16/16

16. Future Meetings:

- Meeting: Discussion/Action – 2nd and Final Reading of proposed 2017 Budget Ordinances – Brunvand 12/7/15
- Work Session on housing – Hawkinson

17. Set Future Meeting Dates

- a) Council Meetings:
- November 16, 2016
 - December 7, 2016
 - December 21, 2016

18. Other Dates:

- Office Closed November 11, 2016 – Veteran’s Day
- Office Closed November 24 and 25, 2016 – Thanksgiving

19. Adjournment

Motion by John W., second by Terry A., to adjourn the meeting at 9:14pm. Motion passed 6-0.
Note: Sidney Harrington was excused absent.

Matt Scherr, Mayor

ATTEST:

Jay Brunvand, Town Clerk



Making home energy improvements simple and affordable.

Local Energy Efficiency in Minturn

Presenter:

John-Ryan Lockman

Energy Programs Director – Walking Mountains Science Center



Agenda



- Review of Energy Smart Colorado
- How Energy Smart Colorado/CARE can help residents and the town of Minturn
- Program Funding / Opportunities / Building Code
- Xcel Energy – Partners in Energy



Intro / About the Program



EnergySmart
COLORADO



- John-Ryan Lockman
 - Energy Programs Director for Walking Mountains Science Center
 - BPI Building Analyst/Auditor
 - BPI Healthy Homes Inspector
 - Energy Coach and Rebate Administrator
 - Background

Energy Smart Colorado



EnergySmart
COLORADO

Easy access to:

Information

Financing

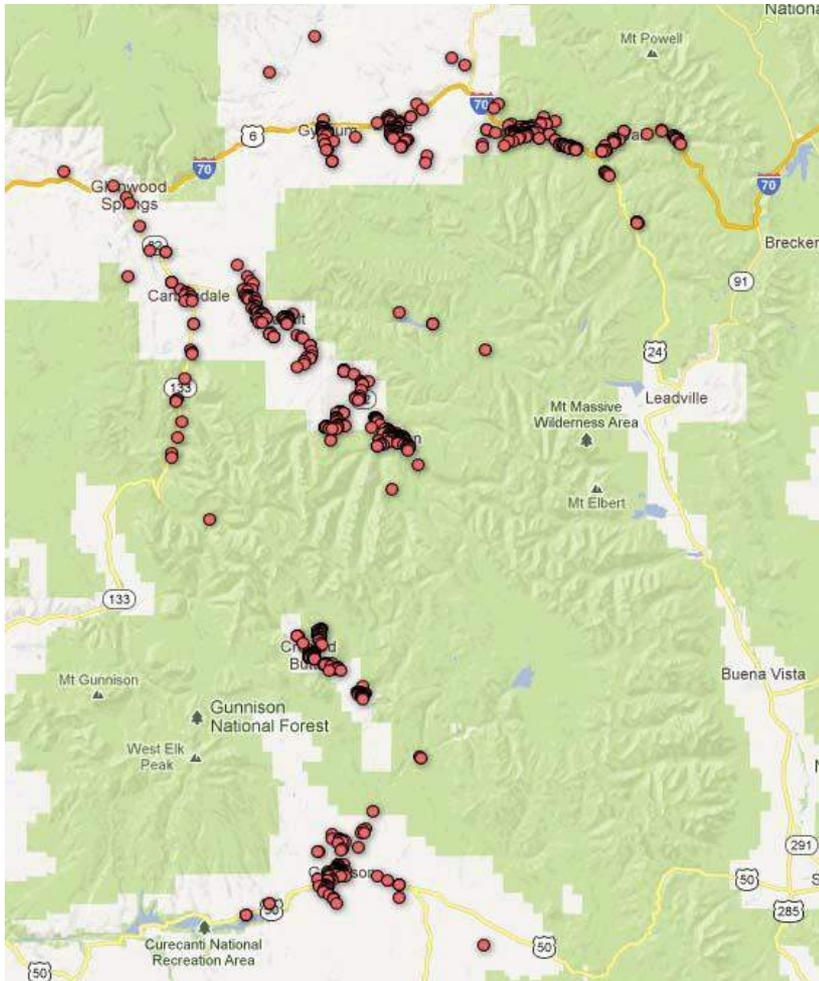
Workforce

3 Steps to a Comfortable, Warm & Energy Efficient Home

- 1 Get an Energy Smart Assessment
- 2 Determine an Action Plan
- 3 Implement & Install Upgrades



Energy Smart Colorado



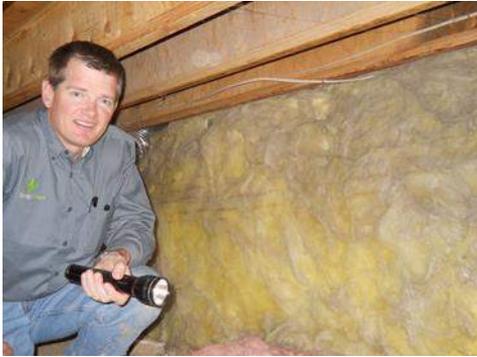
- 3,111 Homes Participating
- 1,439 Completed Upgrades

Health & Safety
Detected Gas Leaks or high levels of
Carbon Monoxide: **208**

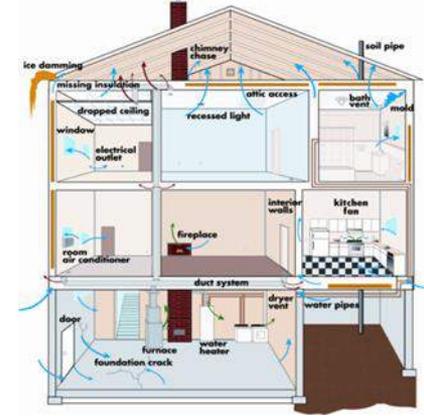
Environment
GHG Reduction / Year:
4,800,000 lbs

Job Creation
of Contractor Partners : **153**
Hours worked in homes: **18,600**

Energy Smart Colorado



Low Cost Home Energy Assessment
Combustion Safety Analysis
Infrared Analysis
Blower Door Testing
Quick Fix Installs
Report with Recommended Actions



Value of Service: **\$350.00**

Cost to Customer: **\$100.00**

Access to Contractors



EAGLE VALLEY ENERGY SMART CONTRACTOR LIST

RESIDENTIAL ENERGY ANALYSTS

Active Energies | Megan Gillman | 970.306.4233 | info@activeenergies.com
Impact Energy | Melissa Kline | 970.471.5594 | Melissa@impactenergyc.com
Intention Architecture | Seth Bossung | 970.306.6612 | Seth@intentionarchitecture.com
Kerrigan Engineering | Sean Kerrigan | 970.331.4733 | sean@kerriganengineering.com
Green Competitor Consulting | Cameron Millard | 970.720.6900 | greencompconsulting@gmail.com
Guida Builds, Inc. | Mike Guida | 970.376.0712 | mike@guidabuilds.com

COMMERCIAL (ASHRAE LEVEL 2 OR 3) ENERGY ANALYSTS

Active Energies | Megan Gillman | 970.306.4233 | info@activeenergies.com
Impact Energy | Melissa Kline | 970.471.5594 | Melissa@impactenergyc.com
Schmueser Gordon Meyer | Dan Richardson | 970.945.1004 | DanR@sgm-inc.com

GENERAL CONTRACTING

Green Competitor Consulting | Cameron Millard | 719.940.6900 | greencompconsulting@gmail.com
Guida Builds, Inc. | Mike Guida | 970.376.0712 | mike@guidabuilds.com
Slaugh Construction LLC | Andrew Slaugh | 970.445.8999 | slaugh@centurytel.net
Cohen Construction | Jeffery Cohen | 970.926.3443 | jcohen@cohenconstructioninc.com
Frostbusters and Coolth Co. | Fritz Diether | 970.275.1895 | fritz@frostbusters.com

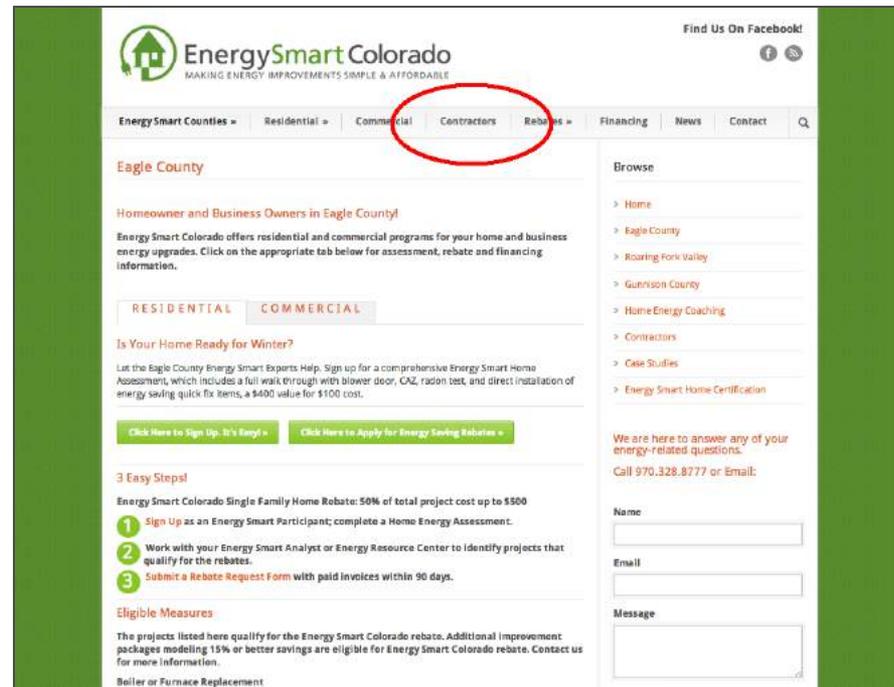
LIGHTING

R & A Enterprises | Mollie Harte | 970.945.6500 | MHarte@raelectric.com
Colorado Lighting | Scott Kelly | 303.288-3152 | skelley@coloradolighting.com
Impact Energy | Melissa Kline | 970.471-5594 | Melissa@impactenergyc.com
Alpenglow Lighting | Aaron Humphrey | 970.948.2637 | aaron@alpenglowinc.com

INSULATION / AIR SEALING

InsuVail | Christopher Alvey | 970.524.3000 | christopher.avey@installed.net
Division 7 Inc. | Thomas Miner | 970.513.4705 | tom@division7insulation.com
A Tight House | Steve Barbee | 970.309.4452 | atighouse@gmail.com
Big Sky R.Control | Mark Yerbic | 970.241.3929 | marky@bigskycontrol.com
Krueger Architecture & Design | Pavan Kruger | 970.390.0968 | pavan@kruegerarchitecture.com
Steam Master | Jorge Umana | 970.904.5781 | jorge@steammaster.com
Frostbusters and Coolth Co. | Fritz Diether | 970.275.1895 | fritz@frostbusters.com
Intramountain Retrofit, LLC | Brendan McCarthy | 970.476-6726 | intramountain@yahoo.com

ENERGYSMARTCOLORADO.COM • EAGLE: 970.328.8777 • EAGLE@ENERGYSMARTCOLORADO.COM



Rebates / Financing



EnergySmart
COLORADO

- Rebates up to \$500 for efficiency improvements, solar, and radon mitigation
- \$0 Down / Low-Interest financing for improvements

CATEGORY	MEASURE	PROVIDER	FUNDS AVAIL-ABLE	OTHER REQUIREMENTS/NOTES
Lighting	T8 Lamps	Holy Cross Energy	\$6-\$34	T8 Fixtures with High Efficiency Electronic Ballasts Replacing T12 Fluorescent with Magnetic Ballast – Rebate per fixture
	LED Lamps	Holy Cross Energy	\$11-\$32	LED Lamps: Replace incandescent or halogen lamps with Energy Star qualified LED lamps
	Exit Signs	Holy Cross Energy	\$14-\$25	Exit Signs: Replace incandescent with LED or LEC Exit Sign
	Controls	Holy Cross Energy	\$20-\$30	Light Controls: PhotoCell for Exterior Fixtures; Wall Occupancy Sensor; Daylighting, Ceiling or Fixture Sensor
	LED/Canopy/Parking Garage Custom (Not Listed Above)	Holy Cross Energy	\$.02/kWh Saved	Rebate not to exceed more than 50% of project cost
Heating	Boilers	SourceGas	\$300	Boiler- 84%+ AFUE
		SourceGas	\$400/MMBtuh	Non-condensing 85%+ AFUE
		SourceGas	\$2000/MMBtuh	Condensing 92% AFUE
	High Efficiency Furnace	SourceGas	\$200	92%-93.9% AFUE 94%
Water Heating	Furnace Maintenance	SourceGas	\$40	propane to gas fuel conversion
	Tank Hot Water Heater	SourceGas	\$50	62%+ EF
	Tankless Hot Water Heater	SourceGas	\$300	Any energy efficiency
Refrigeration	Anti-Sweat Heater Control	Holy Cross Energy	\$90	Rebate is per door. Must install a controller that reduces the energy use of anti-sweat heater by 50%. No rebate is available for NEW walk-in/warehouse.
	EC Motors	Holy Cross Energy	\$90- Walkin/ \$50 display	Must be installed in refrigeration or freezer apps only
Miscellaneous & Appliances	Infrared Heating	SourceGas	\$500	92% Combustion Efficiency
	Convection Oven	SourceGas	\$100	All
	Fryers (commercial gas cooking)	SourceGas	\$500	ENERGYSTAR 50% EF
	Conveyor Oven	SourceGas	\$500	23% EF
	Oven & Range	SourceGas	\$50	Range and Efficient oven (one unit)
	Low Flow Sprayers	SourceGas	\$25	1.6 Gallons/Min
	Steam Cooker	SourceGas	\$500	ENERGYSTAR 38% EF
Controls	Programmable Thermostats	Holy Cross Energy	\$20	Gas heat
		Holy Cross Energy	\$50	Electric heat

CARE Program



EnergySmart
COLORADO

- Received \$105,000 for October 2016 – December 2017
- Provides free energy improvements for qualified homeowners (80% Area Median Income, fixed income, elderly etc).
- Steps:
 - Free site visit to install: thermostat, LED's, insulation, water conservation measures, check for health and safety concerns (CO/Radon)
 - CARE Program will collect bids and facilitate projects (Furnace, air sealing, insulation, refrigerator etc)
 - CARE Program works with Xcel to collect all incentives and provide QA.

CARE Program



EnergySmart
COLORADO

Number of people per household	1	2	3	4	5	6	7	8
Eagle County	\$49,520	\$56,640	\$63,680	\$70,720	\$76,400	\$82,080	\$87,760	\$93,360
Garfield County	\$39,040	\$44,640	\$50,240	\$55,760	\$60,240	\$64,720	\$69,200	\$73,680
Lake County	\$33,600	\$38,400	\$43,200	\$48,000	\$51,840	\$55,680	\$59,520	\$63,360
Moffat County	\$39,600	\$45,200	\$50,880	\$56,480	\$61,040	\$65,520	\$70,080	\$74,560
Pitkin County	\$54,320	\$62,080	\$69,840	\$77,520	\$83,760	\$90,000	\$96,160	\$102,400
Routt County	\$42,880	\$48,960	\$55,120	\$61,200	\$66,160	\$71,040	\$75,920	\$80,800
Summit County	\$46,160	\$52,720	\$59,280	\$65,840	\$71,120	\$76,400	\$81,680	\$86,960

CARE Program



EnergySmart

COLORADO



BEFORE



AFTER

CARE Program / Xcel



EnergySmart
COLORADO

		 / PRIORITY LIST				
First Name		Last Name				
Address						
Audit	Quantity	CARE Program Cost				
Audit w/ Blower Door (\$300)		\$0.00				
Audit w/out Blower Door (\$200)		\$0.00				
Auditor Installs	Rebate	Quantity	Total Rebate	Cost	CARE Program Cost	Notes
Xcel - Low Flow Fixture - Bathroom	\$3.00		\$0.00		\$0.00	-----
Xcel - Low Flow Fixture - Kitchen	\$3.00		\$0.00		\$0.00	-----
Xcel - Low Flow Fixture - Showerhead	\$5.00		\$0.00		\$0.00	-----
Xcel - LED (A19)	\$5.00		\$0.00		\$0.00	-----
Xcel - LED (BR30)	\$8.00		\$0.00		\$0.00	-----
Xcel - CFL	\$1.75		\$0.00		\$0.00	-----
			\$0.00	\$0.00	\$0.00	
Contractor Install	Rebate	Quantity	Total Rebate	Cost	CARE Program Cost	Notes
Furnace/Boiler Tune and Clean	\$0		\$0.00		\$0.00	-----
Xcel - Refrigerator	\$630		\$0.00		\$0.00	-----
Xcel - Air Sealing	\$200		\$0.00		\$0.00	-----
Xcel - Attic Insulation	\$715		\$0.00		\$0.00	-----
Xcel - Storm Windows	\$1,225		\$0.00		\$0.00	-----
Xcel - Crawl Wall/Floor/Belly Insulation	\$175		\$0.00		\$0.00	-----
Xcel - Wall Insulation	\$670		\$0.00		\$0.00	-----
Xcel - ECM	\$200		\$0.00		\$0.00	-----
Xcel - Furnace Replacement	\$520		\$0.00		\$0.00	-----
MEASURES MUST BE IMPLEMENTED IN THE ORDER THEY'RE LISTED			\$0.00	\$0.00	\$0.00	
					CARE Total:	\$0.00
					Rebate Total:	\$0.00
					Project Total:	\$0.00

CARE Program



We want to help Minturn Residents!

- Renters or Homeowners
- Utility bills must be in name of applicant
- 80% AMI and must provide income verification
- Goto [EnergySmartColorado.com/incomequalified](https://www.energysmartcolorado.com/incomequalified) or come by Walking Mountains Science Center

Video of Villa Family

<https://youtu.be/vf0PNjJVvYg>



Program Funding / Building Codes



EnergySmart
COLORADO

- Eagle County Eco-Build Program
- Town of Avon Exterior Energy Offset Program
- 200 sq ft exempt
- Must mitigate 50% of energy use on site with renewables or pay fee in-lieu of at \$16/sq foot of snow melt
- As Minturn continues to grow/develop an exterior energy offset program could create a funding mechanism for energy improvements.
- Benefits of moving towards 2015 IECC adoption

Xcel Energy – Partners in Energy



EnergySmart
COLORADO



PARTNERS IN ENERGY
AN XCEL ENERGY COMMUNITY PARTNERSHIP

- Free Program offered by Xcel Energy to help towns and communities achieve energy reduction goals
- Xcel Planning team helps to create a 2 year energy reduction goal with local stakeholders.
- Free assistance with marketing/education/events

Questions / Contact Information



EnergySmart
COLORADO

[John-Ryan Lockman](#)

Energy Programs Manager - BPI Building Analyst
Walking Mountains Science Center
Energy Smart Colorado
Resource Center: 970-328-8777
Direct: 970-827-9725 x132
Cell: 706-338-8798



EnergySmart Colorado

MAKING ENERGY IMPROVEMENTS SIMPLE & AFFORDABLE

johnryan@energysmartcolorado.com

2015
activelygreen

walking mountains
science center



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: Town Manger, Mayor, and Council
FROM: Jay Brunvand, Treasurer/Clerk
CC:
DATE: Tuesday, November 08, 2016
RE: The Turntable, 160 Railroad Ave

SUMMARY:

At tonight's meeting the Council is asked to approve a new Hotel and Restaurant Liquor License. The location of this license is 160 Railroad Ave. This is a new license.

PREVIOUS COUNCIL ACTION:

None

STAFF RECOMMENDATION:

Staff recommends approval of the request as presented.

RECOMMENDED MOTION:

I move to approve the proposed Hotel and Restaurant Liquor license application for Railroad Rocks LLC, DBA the Turntable Restaurant and Hotel located at 160 Railroad Ave as presented with the following conditions:

- That the Notice of Public Hearing on this matter was posted on the premises by the Town Treasurer on October 27, 2016 at least 10 days prior to the hearing, and the publication for the hearing was published in a newspaper of general circulation on October 31, 2016 at least 10 days prior to the Public Hearing.
- That the selling liquor in the manner currently proposed in the application is not in violation of the Minturn Municipal Code.
- That pursuant to C.R.S. 12-47-313(1)(d) – Restrictions for applications for new license, the physical location where the applicant proposes to

exercise the privilege of selling liquor at the retail store, does not appear to be within 500 feet from any public or parochial school or principal campus of any college, university, or seminary.

- That Minturn Police/ECO Sheriff has conducted a background investigation on the listed owners. This investigation was not able to identify any conditions or information, which would forbid the approval of the applicant's license. However, the following considerations will be attached to the approval:
 - The applicant's fingerprints are still being reviewed by the CBI and the FBI and it is foreseeable this process will not be completed in a timely manner. Staff has performed a background check using available resources. In the event the applicant fingerprints are returned indicating sufficient reason to dispute good moral character the license will be forfeited.
 - It is recommended at a minimum the licensee/manager, and a server be server trained by an authority such as T.I.P.S and that a certified server be on duty at all times while alcoholic beverages are served.
 - That the Liquor Authority emphasize the requirement of operating an orderly establishment.
 - The public hearing on this application will be held on Wednesday, November 16, 2016 at 6:30pm in the Council Chambers of the Minturn Town Hall, 302 Pine St, Minturn, CO. At said hearing, the applicant shall have an opportunity to be heard regarding all matters related to this application, including all matters set forth herein

ATTACHMENTS:

- Application

**TOWN OF MINTURN
LIQUOR LICENSING AUTHORITY**

Follow-up findings and report for application of a Hotel and Restaurant Liquor License.

Owner Name and Address: Railroad Rocks 2211 N Frontage Rd Vail, CO 81657

Establishment Name and Address: The Turntable Restaurant and Hotel, 160 Railroad Ave Minturn, CO 81645

TO THE ABOVE APPLICANT AND OTHER INTERESTED PARTIES;

Pursuant to Colorado Revised Statutes, 12-47-312(1), the applicant is hereby advised that with regard to the application for a Tavern Liquor License, an investigation has been made, and based on the results thereof, the following has been determined:

1. The Neighborhood for the application has been established by historical practice as the complete boundaries of the Town of Minturn and as such the approval of this establishment would not create an undue concentration of licensed establishments, thereby finding
 - This application meets the reasonable requirements of the neighborhood.
 - The previous use of this building has been that of a hotel and restaurant establishment, this is not a change of use; rather this is an application to add to the use the right to sell alcohol by single serving for consumption on premises.
 - The granting of this license does meet the desires of the adult inhabitants as evidence by petitions, remonstrances, or otherwise or the lack thereof.
 - The application has been submitted to the Planner and has been found:
 - i. To meet the needs of the Town of Minturn Zoning as reviewed. The Planner has confirmed that parking be provided of the scale of one parking space per six seats in the restaurant and one space per hotel room in the hotel portion.

A parking plan has been presented to the Town identifying that parking. Based on the supplied information the applicant is proposing 80 seats in the restaurant and 60 hotel units. This results in a required 73 parking spaces of which they are proposing 79 spaces and are not requesting any shared spaces between the hotel and restaurant.

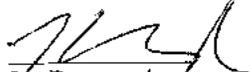
- ii. That selling liquor in the manner currently proposed in the application is not in violation of the zoning codes as stated in the Minturn Municipal Building Code – Chapter 16.
 - iii. The Minturn Planning Department has confirmed this operation will not require a Conditional Use or an additional Conditional Use as it is a continued lease from the land owner, Union Pacific Railroad.
2. That the application was filed on October 7, 2016 in the Town Clerk/Treasurer's office and a public hearing has been scheduled for Wednesday November 16, 2016. In accordance with C.R.S. 12-47-311(1) the Town must hold the application for not less than 30 days; this hearing date represents 40 days. As of this writing I have received no concerns either written or verbal, pro or con.
3. The liquor license applied for is for that of a Hotel and Restaurant Liquor License as defined by the State of Colorado and that the type of Liquor License is appropriate for the needs and desires of the applicant.
4. That the premise being considered has not previously operated with a liquor license. This location will be a new Hotel and Restaurant license.
 - That the Notice of Public Hearing on this matter was posted on the premises by the Town Treasurer on October 27, 2016 at least 10 days prior to the hearing, and that the

publication of the hearing was published in a newspaper of general circulation on October 31, 2016 at least 10 days prior to the Public Hearing. Therefore, the public has been noticed both on site and in a newspaper of general circulation of the pending application and the application has been available for public review as of October 27, 2016.

5. That from the evidence submitted the applicant is leasing the premises where the proposed liquor license will be utilized from the Union Pacific Rail Road Company, and that the Union Pacific Rail Road Company is the lawful owner of the premises. Further, the premise lease exceeds the term of the proposed license as required by Colorado State Law.
6. That pursuant to C.R.S. 12-47-313(1)(d) – Restrictions for applications for new license, the building where the applicant proposes to exercise the privilege of selling liquor at retail does not appear to be within 500 feet from any public or parochial school or the principal campus of any college, university or seminary.
7. That Minturn Police/ECSO has conducted a background investigation on Messrs Michael Dennis and Steve Salomon, the owners and managers of Railroad Rocks LLC, DBA The Turntable Hotel and Restaurant. During this investigation, Minturn Police/ECSO did not find any unresolved issues that would preclude obtaining a liquor license. Although, staff recommends approval by the Minturn Town Council it is recommended the following conditions to be placed on the license approval:
 - It is recommended at a minimum the licensee/manager, and a server be server trained by an authority such as T.I.P.S and that a certified server be on duty at all times while alcoholic beverages are served.
 - That the Liquor Authority emphasize the requirement of operating an orderly establishment.
 - The public hearing on this application will be held on Wednesday, November 16, 2016 at 6:30pm in the Council Chambers of the Minturn Town Hall, 302 Pine St, Minturn, CO. At said hearing, the applicant shall have an opportunity to be heard regarding all matters related to this application, including all matters set forth herein.

The applicant is advised and encouraged to read a copy of the State of Colorado Liquor and Beer Codes and Regulations.

Local Liquor Licensing Authority
Minturn Town Treasurer


Jay Brunvand

Dated this 8th day of NOVEMBER 2016.

Colorado Liquor Retail License Application

<input checked="" type="checkbox"/> New License <input type="checkbox"/> New-Concurrent <input type="checkbox"/> Transfer of Ownership <input type="checkbox"/> State Property Only			
• All answers must be printed in black ink or typewritten • Applicant must check the appropriate box(es) • Applicant should obtain a copy of the Colorado Liquor and Beer Code: www.colorado.gov/enforcement/liquor • Local License Fee \$ <u>1150</u>			
1. Applicant is applying as a/an <input type="checkbox"/> Corporation <input type="checkbox"/> Partnership (Includes Limited Liability and Husband and Wife Partnerships)		<input type="checkbox"/> Individual <input checked="" type="checkbox"/> Limited Liability Company <input type="checkbox"/> Association or Other	
2. Applicant If an LLC, name of LLC; if partnership, at least 2 partner's names; if corporation, name of corporation <u>Railroad Rocks, LLC</u>			FEIN Number <u>81-2763357</u>
2a. Trade Name of Establishment (DBA) <u>Turntable Restaurant and Hotel</u>		State Sales Tax Number <u>31119303-0000</u>	Business Telephone <u>970-827-5232</u>
3. Address of Premises (specify exact location of premises, include suite/unit numbers) <u>1160 Railroad Ave.</u>			
City <u>Monte Vista</u>	County <u>Eagle</u>	State <u>CO</u>	ZIP Code <u>81645</u>
4. Mailing Address (Number and Street) <u>2211 N. Frontage Rd., Attn: Westside Cafe</u>		City or Town <u>Vail</u>	State <u>CO</u>
5. Email Address <u>westsidecafe@comcast.net</u>			
6. If the premises currently has a liquor or beer license, you must answer the following questions			
Present Trade Name of Establishment (DBA)		Present State License Number	Present Class of License
Present Expiration Date			
Section A Nonrefundable Application Fees		Section B (Cont.) Liquor License Fees	
<input checked="" type="checkbox"/> Application Fee for New License\$920.00 <input type="checkbox"/> Application Fee for New License w/Concurrent Review\$1020.00 <input type="checkbox"/> Application Fee for Transfer\$920.00		<input type="checkbox"/> Lodging & Entertainment - L&E (City)\$500.00 <input type="checkbox"/> Lodging & Entertainment - L&E (County)\$500.00 <input checked="" type="checkbox"/> Manager Registration - H & R\$75.00 <input type="checkbox"/> Manager Registration - Tavern\$75.00 <input type="checkbox"/> Manager Registration - Lodging & Entertainment\$75.00	
Section B Liquor License Fees		<input type="checkbox"/> Master File Location Fee\$25.00 X _____ Total _____ <input type="checkbox"/> Master File Background\$250.00 X _____ Total _____	
<input type="checkbox"/> Add Optional Premises to H & R\$100.00 X _____ Total _____ <input type="checkbox"/> Add Related Facility to Resort Complex\$75.00 X _____ Total _____ <input type="checkbox"/> Arts License (City)\$308.75 <input type="checkbox"/> Arts License (County)\$308.75 <input type="checkbox"/> Beer and Wine License (City).....\$351.25 <input type="checkbox"/> Beer and Wine License (County).....\$436.25 <input type="checkbox"/> Brew Pub License (City)\$750.00 <input type="checkbox"/> Brew Pub License (County).....\$750.00 <input type="checkbox"/> Club License (City).....\$308.75 <input type="checkbox"/> Club License (County)\$308.75 <input type="checkbox"/> Distillery Pub License (City).....\$750.00 <input type="checkbox"/> Distillery Pub License (County)\$750.00 <input checked="" type="checkbox"/> Hotel and Restaurant License (City)\$500.00 <input type="checkbox"/> Hotel and Restaurant License (County)\$500.00 <input type="checkbox"/> Hotel and Restaurant License w/one opt premises (City)\$600.00 <input type="checkbox"/> Hotel and Restaurant License w/one opt premises (County).....\$600.00 <input type="checkbox"/> Liquor Licensed Drugstore (City)\$227.50 <input type="checkbox"/> Liquor Licensed Drugstore (County)\$312.50		<input type="checkbox"/> Racetrack License (City).....\$500.00 <input type="checkbox"/> Racetrack License (County)\$500.00 <input type="checkbox"/> Resort Complex License (City).....\$500.00 <input type="checkbox"/> Resort Complex License (County).....\$500.00 <input type="checkbox"/> Retail Gaming Tavern License (City)\$500.00 <input type="checkbox"/> Retail Gaming Tavern License (County).....\$500.00 <input type="checkbox"/> Retail Liquor Store License (City).....\$227.50 <input type="checkbox"/> Retail Liquor Store License (County).....\$312.50 <input type="checkbox"/> Tavern License (City)\$500.00 <input type="checkbox"/> Tavern License (County).....\$500.00 <input type="checkbox"/> Vintners Restaurant License (City)\$750.00 <input type="checkbox"/> Vintners Restaurant License (County).....\$750.00	
Questions? Visit: www.colorado.gov/enforcement/liquor for more information			
Do not write in this space - For Department of Revenue use only			
Liability Information			
License Account Number	Liability Date	License Issued Through (Expiration Date)	Total \$

Application Documents Checklist and Worksheet

Instructions: This checklist should be utilized to assist applicants with filing all required documents for licensure. All documents must be properly signed and correspond with the name of the applicant exactly. All documents must be typed or legibly printed. Upon final State approval the license will be mailed to the local licensing authority. Application fees are nonrefundable.

Questions? Visit: www.colorado.gov/enforcement/liquor for more information

Items submitted, please check all appropriate boxes completed or documents submitted	
I.	Applicant information <input checked="" type="checkbox"/> A. Applicant/Licensee identified <input checked="" type="checkbox"/> B. State sales tax license number listed or applied for at time of application <input checked="" type="checkbox"/> C. License type or other transaction identified <input checked="" type="checkbox"/> D. Return originals to local authority <input type="checkbox"/> E. Additional information may be required by the local licensing authority
II.	Diagram of the premises <input checked="" type="checkbox"/> A. No larger than 8 1/2" X 11" <input checked="" type="checkbox"/> B. Dimensions included (does not have to be to scale). Exterior areas should show type of control (fences, walls, entry/exit points, etc.) <input checked="" type="checkbox"/> C. Separate diagram for each floor (if multiple levels) <input checked="" type="checkbox"/> D. Kitchen - Identified if Hotel and Restaurant <input checked="" type="checkbox"/> E. Bold/Outlined Licensed Premises
III.	Proof of property possession (One Year Needed) <input type="checkbox"/> A. Deed in name of the Applicant (or) (matching question #2) date stamped / filed with County Clerk <input checked="" type="checkbox"/> B. Lease in the name of the Applicant (or) (matching question #2) <input type="checkbox"/> C. Lease Assignment in the name of the Applicant with proper consent from the Landlord and acceptance by the Applicant <input type="checkbox"/> D. Other Agreement if not deed or lease. (matching question #2) (Attach prior lease to show right to assumption)
IV.	Background information and financial documents <input checked="" type="checkbox"/> A. Individual History Records(s) (Form DR 8404-I) <input checked="" type="checkbox"/> B. Fingerprints taken and submitted to local authority (State Authority for Master File applicants) <input checked="" type="checkbox"/> C. Purchase agreement, stock transfer agreement, and or authorization to transfer license <input type="checkbox"/> D. List of all notes and loans (Copies to also be attached)
V.	Sole proprietor / husband and wife partnership <input type="checkbox"/> A. Form DR4679 <input type="checkbox"/> B. Copy of State Issued Driver's License or Colorado Identification Card for each applicant
VI.	Corporate applicant information (if applicable) <input type="checkbox"/> A. Certificate of Incorporation dated stamped by the Secretary of State <input checked="" type="checkbox"/> B. Certificate of Good Standing <input type="checkbox"/> C. Certificate of Authorization if foreign corporation <input checked="" type="checkbox"/> D. List of officers, directors and stockholders of Applying Corporation (if wholly owned, designate a minimum of one person as Principal Officer of Parent)
VII.	Partnership applicant information (if applicable) <input type="checkbox"/> A. Partnership Agreement (general or limited). Not needed if husband and wife <input type="checkbox"/> B. Certificate of Good Standing (If formed after 2009)
VIII.	Limited Liability Company applicant information (if applicable) <input checked="" type="checkbox"/> A. Copy of articles of organization (date stamped by Colorado Secretary of State's Office) <input checked="" type="checkbox"/> B. Certificate of Good Standing <input checked="" type="checkbox"/> C. Copy of operating agreement <input type="checkbox"/> D. Certificate of Authority if foreign company
IX.	Manager registration for Hotel and Restaurant, Tavern and Lodging & Entertainment licenses when included with this application <input type="checkbox"/> A. \$75.00 fee <input type="checkbox"/> B. Individual History Record (DR 8404-I) <input type="checkbox"/> C. If owner is managing, no fee required
X.	Manager Permit for Liquor License Drug Store and Retail Liquor Store when included with this application <input type="checkbox"/> A. \$100.00 Permit Fee <input type="checkbox"/> B. Individual History Record (DR 8404-I)

7. Is the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation) or manager under the age of twenty-one years?	Yes	No		
	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
8. Has the applicant (including any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation) or manager ever (in Colorado or any other state):				
(a) Been denied an alcohol beverage license?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
(b) Had an alcohol beverage license suspended or revoked?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
(c) Had interest in another entity that had an alcohol beverage license suspended or revoked?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
If you answered yes to 8a, b or c, explain in detail on a separate sheet.				
9. Has a liquor license application (same license class), that was located within 500 feet of the proposed premises, been denied within the preceding two years? If "yes", explain in detail.	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
10. Are the premises to be licensed within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
Waiver by local ordinance?	<input type="checkbox"/>	<input type="checkbox"/>		
Other: _____				
11. Is your Liquor Licensed Drug Store (LLDS) or Retail Liquor Store (RLS) within 1500 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of > 10,000? NOTE-The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS.	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
12. Is your Liquor Licensed Drug Store(LLDS) or Retail Liquor Store (RLS) within 3000 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of < 10,000? NOTE-The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS.	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
13. Has a liquor or beer license ever been issued to the applicant (including any of the partners, if a partnership; members or manager if a Limited Liability Company; or officers, stockholders or directors if a corporation)? If yes, identify the name of the business and list any current financial interest in said business including any loans to or from a licensee. <i>Big Rocks Inc, dba Westside Cafe</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
14. Does the Applicant, as listed on line 2 of this application, have legal possession of the premises by virtue of ownership, lease or other arrangement? <input type="checkbox"/> Ownership <input checked="" type="checkbox"/> Lease <input type="checkbox"/> Other (Explain in Detail) <i>Lesser: Union Pacific Railroad Company</i> <i>Lessee: Railroad Rocks, LLC</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
a. If leased, list name of landlord and tenant, and date of expiration, exactly as they appear on the lease:				
Landlord <i>77</i>	Tenant <i>77</i>	Expires <i>9-19-26</i>		
b. Is a percentage of alcohol sales included as compensation to the landlord? If yes, complete question 13.	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
c. Attach a diagram and outline or designate the area to be licensed (including dimensions) which shows the bars, brewery, walls, partitions, entrances, exits and what each room shall be utilized for in this business. This diagram should be no larger than 8 1/2" X 11".				
15. Who, besides the owners listed in this application (including persons, firms, partnerships, corporations, limited liability companies), will loan or give money, inventory, furniture or equipment to or for use in this business; or who will receive money from this business. Attach a separate sheet if necessary.				
Last Name	First Name	Date of Birth	FEIN or SSN	Interest/Percentage
Last Name	First Name	Date of Birth	FEIN or SSN	Interest/Percentage
Attach copies of all notes and security instruments, and any written agreement, or details of any oral agreement, by which any person (including partnerships, corporations, limited liability companies, etc.) will share in the profit or gross proceeds of this establishment, and any agreement relating to the business which is contingent or conditional in any way by volume, profit, sales, giving of advice or consultation.				
16. Optional Premises or Hotel and Restaurant Licenses with Optional Premises: Has a local ordinance or resolution authorizing optional premises been adopted? <input type="checkbox"/> <input checked="" type="checkbox"/>				
Number of additional Optional Premise areas requested. (See license fee chart) <input type="text"/>				
17. Liquor Licensed Drug Store applicants, answer the following: (a) Does the applicant for a Liquor Licensed Drug Store have a license issued by the Colorado Board of Pharmacy? If "yes" a copy of license must be attached. <input type="checkbox"/> <input type="checkbox"/>				
18. Club Liquor License applicants answer the following: Attach a copy of applicable documentation				
(a) Is the applicant organization operated solely for a national, social, fraternal, patriotic, political or athletic purpose and not for pecuniary gain? <input type="checkbox"/> <input type="checkbox"/>				
(b) Is the applicant organization a regularly chartered branch, lodge or chapter of a national organization which is operated solely for the object of a patriotic or fraternal organization or society, but not for pecuniary gain? <input type="checkbox"/> <input type="checkbox"/>				
(c) How long has the club been incorporated? <input type="text"/>				
(d) Has applicant occupied an establishment for three years (three years required) that was operated solely for the reasons stated above? <input type="checkbox"/> <input type="checkbox"/>				
19. Brew-Pub, Distillery Pub or Vintner's Restaurant applicants answer the following: (a) Has the applicant received or applied for a Federal Permit? (Copy of permit or application must be attached) <input type="checkbox"/> <input type="checkbox"/>				
19a. For all on-premises applicants. (If this is an application for a Hotel, Restaurant or Tavern License, the manager must also submit an Individual History Record - DR 8404-I)				
19b. For all Liquor Licensed Drug Stores (LLDS) and Retail Liquor Stores (RLS) the manager must also submit an Individual History Record- DR 8404-I, Fingerprints, and obtain a Manager Permit.				
Last Name of Manager	First Name of Manager	Date of Birth		
<i>DEANIS</i>	<i>MIKE</i>	<i>6/19/63</i>		
19c. Does this manager act as the manager of, or have a financial interest in, any other liquor licensed establishment in the State of Colorado? If yes, provide name, type of license and account number. <input checked="" type="checkbox"/> <input type="checkbox"/>				
Name	Type of License	Account Number		
<i>Big Rocks INC DBA Westside Cafe</i>	<i>Hotel/Restaurant</i>	<i>417-1530-0000</i>		

20. Tax Distraint Information. Does the applicant or any other person listed on this application and including its partners, officers, directors, stockholders, members (LLC) or managing members (LLC) and any other persons with a 10% or greater financial interest in the applicant currently have an outstanding tax distraint issued to them by the Colorado Department of Revenue?
 If yes, provide an explanation and include copies of any payment agreements.

Yes No

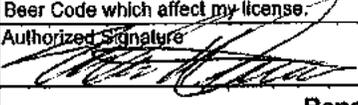
21. If applicant is a corporation, partnership, association or limited liability company, applicant must list all Officers, Directors, General Partners, and Managing Members. In addition, applicant must list any stockholders, partners, or members with ownership of 10% or more in the Applicant. All persons listed below must also attach form DR 8404-1 (Individual History Record), and submit fingerprint cards to the local licensing authority.

Name	Home Address, City & State	DOB	Position	%Owned
Mike Dennis	3020 S. Frontage Pl., unit 4, Vail, CO	1963	Partner	50
Steve Solomon	2605 Bees Trap Rd. unit A, Arona, CO	22073	Partner	50
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned
Name	Home Address, City & State	DOB	Position	%Owned

** If Applicant is owned 100% by a parent company, please list the designated principal officer on question #20
 ** Corporations - The President, Vice-President, Secretary and Treasurer must be accounted for on question #20 (Include ownership percentage if applicable)
 ** If total ownership percentage disclosed here does not total 100%, applicant must check this box:
 Applicant affirms that no individual other than these disclosed herein, owns 10% or more of the applicant, and does not have ownership in a prohibited liquor license pursuant to Title 47 or 48, C.R.S.

Oath Of Applicant

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. I also acknowledge that it is my responsibility and the responsibility of my agents and employees to comply with the provisions of the Colorado Liquor or Beer Code which affect my license.

Authorized Signature:  Printed Name and Title: Mike Dennis Date: 10-5-16

Report and Approval of Local Licensing Authority (City/County)

Date application filed with local authority: 10/7/16 Date of local authority hearing (for new license applicants; cannot be less than 30 days from date of application 12-47-311 (1) C.R.S.)

The Local Licensing Authority Hereby Affirms that each person required to file DR 8404-1 (Individual History Record) has:
 Been fingerprinted
 Been subject to background investigation, including NCIC/CCIC check for outstanding warrants

That the local authority has conducted, or intends to conduct, an inspection of the proposed premises to ensure that the applicant is in compliance with, and aware of, liquor code provisions affecting their class of license

(Check One)
 Date of inspection or anticipated date _____
 Will conduct inspection upon approval of state licensing authority

Is the Liquor Licensed Drug Store (LLDS) or Retail Liquor Store (RLS) within 1500 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of > 10,000?
 Is the Liquor Licensed Drug Store (LLDS) or Retail Liquor Store (RLS) within 3000 feet of another retail liquor license for off-premises sales in a jurisdiction with a population of < 10,000? NOTE--The distance shall be determined by a radius measurement that begins at the principal doorway of the LLDS/RLS premises for which the application is being made and ends at the principal doorway of the Licensed LLDS/RLS.

Yes No
 Yes No

The foregoing application has been examined; and the premises, business to be conducted, and character of the applicant are satisfactory. We do report that such license, if granted, will meet the reasonable requirements of the neighborhood and the desires of the adult inhabitants, and will comply with the provisions of Title 12, Article 46 or 47, C.R.S. Therefore, this application is approved.

Local Licensing Authority for: _____ Telephone Number: _____
 Town, City
 County

Signature	Print	Title	Date
Signature	Print	Title	Date

Individual History Record

To be completed by the following persons, as applicable: sole proprietors; general partners regardless of percentage ownership, and limited partners owning 10% or more of the partnership; all principal officers of a corporation, all directors of a corporation, and any stockholder of a corporation owning 10% or more of the outstanding stock; managing members or officers of a limited liability company, and members owning 10% or more of the company; and any intended registered manager of Hotel and Restaurant, Tavern and Lodging and Entertainment class of retail license

Notice: This individual history record requires information that is necessary for the licensing investigation or inquiry. All questions must be answered in their entirety or the license application may be delayed or denied. If a question is not applicable, please indicate so by "N/A". **Any deliberate misrepresentation or material omission may jeopardize the license application.** (Please attach a separate sheet if necessary to enable you to answer questions completely)

1. Name of Business RAILROAD ROCKS LLC		Home Phone Number N/A	Cellular Number 970-331-5065	
2. Your Full Name (last, first, middle) MICHAEL DENNIS, MICHAEL R.		3. List any other names you have used N/A		
4. Mailing address (if different from residence) N/A		Email Address MD3020@COMCAST.NET		
5. List current residence address. Include any previous addresses within the last five years. (Attach separate sheet if necessary)				
Street and Number		City, State, Zip		From
To				
Current	3020 S. FRONTAGE RD. W.#4	VAIL, CO 81657	2000	PRESENT
Previous				
6. List all employment within the last five years. Include any self-employment. (Attach separate sheet if necessary)				
Name of Employer or Business		Address (Street, Number, City, State, Zip)		Position Held
From		To		
THE BIG ROCKS INC DBA WESTSIDE CAFE		2211 N. FRONTAGE	PARTNER	2002
		VAIL, CO 81657		PRESENT
7. List the name(s) of relatives working in or holding a financial interest in the Colorado alcohol beverage industry.				
Name of Relative		Relationship to You		Position Held
Name of Licensee				
N/A				
8. Have you ever applied for, held, or had an interest in a Colorado Liquor or Beer License, or loaned money, furniture, fixtures, equipment or inventory to any licensee? (If yes, answer in detail.) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
OUR CURRENT RESTAURANT THE WESTSIDE CAFE HAS A CURRENT COLORADO LIQUOR LICENSE. BIG ROCKS INC DBA WESTSIDE CAFE LIC # 4117-1530-0000				
9. Have you ever received a violation notice, suspension, or revocation for a liquor law violation, or have you applied for or been denied a liquor or beer license anywhere in the United States? (If yes, explain in detail.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				

10. Have you ever been convicted of a crime or received a suspended sentence, deferred sentence, or forfeited bail for any offense in criminal or military court or do you have any charges pending? (If yes, explain in detail.) Yes No
11. Are you currently under probation (supervised or unsupervised), parole, or completing the requirements of a deferred sentence? (If yes, explain in detail.) Yes No
12. Have you ever had any professional license suspended, revoked, or denied? (If yes, explain in detail.) Yes No

Personal and Financial Information

Unless otherwise provided by law, the personal information required in question #13 will be treated as confidential. The personal information required in question #13 is solely for identification purposes.

13a. Date of Birth 6/19/63	b. Social Security Number 296-64-2193	c. Place of Birth PEORIA, IL	d. U.S. Citizen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
e. If Naturalized, state where N/A	f. When N/A	g. Name of District Court N/A	
h. Naturalization Certificate Number N/A	i. Date of Certification N/A	j. If an Alien, Give Alien's Registration Card Number N/A	k. Permanent Residence Card Number N/A
l. Height 6'3"	m. Weight 215	n. Hair Color BRN	o. Eye Color BLUE
p. Gender M	q. Race CAUC.	r. Do you have a current Driver's License/ID? If so, give number and state. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No # 95-103-1658 State CO	

14. Financial Information.
- a. Total purchase price or investment being made by the applying entity, corporation, partnership, limited liability company, other.
\$ 375,000
- b. List the total amount of the **personal** investment, made by the person listed on question #2, in this business including any notes, loans, cash, services or equipment, operating capital, stock purchases or fees paid. \$ 187,500
- * If corporate investment only please skip to and complete section (d)
** Section b should reflect the total of sections c and e

c. Provide details of the personal investment described in 14b. You must account for all of the sources of this investment. (Attach a separate sheet if needed)

Type: Cash, Services or Equipment	Account Type	Bank Name	Amount
CASH	LOAN	1ST BANK	180,000
CASH	PERSONAL	NA	7,500

d. Provide details of the corporate investment described in 14 (a). You must account for all of the sources of this investment. (Attach a separate sheet if needed)

Type: Cash, Services or Equipment	Loans	Account Type	Bank Name	Amount
N/A				

e. Loan Information (Attach copies of all notes or loans)

Name of Lender	Address	Term	Security	Amount
SEE ABOVE				

Oath of Applicant

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

Authorized Signature 	Print Signature MIKE DENNIS	Title PARTNER	Date 10/5/14
---	--------------------------------	------------------	-----------------

Individual History Record

To be completed by the following persons, as applicable: sole proprietors; general partners regardless of percentage ownership, and limited partners owning 10% or more of the partnership; all principal officers of a corporation, all directors of a corporation, and any stockholder of a corporation owning 10% or more of the outstanding stock; managing members or officers of a limited liability company, and members owning 10% or more of the company; and any intended registered manager of Hotel and Restaurant, Tavern and Lodging and Entertainment class of retail license

Notice: This individual history record requires information that is necessary for the licensing investigation or inquiry. All questions must be answered in their entirety or the license application may be delayed or denied. If a question is not applicable, please indicate so by "N/A". **Any deliberate misrepresentation or material omission may jeopardize the license application.** (Please attach a separate sheet if necessary to enable you to answer questions completely)

1. Name of Business <i>Big Rock LLC</i>		Home Phone Number <i>(970) 845-9108</i>	Cellular Number <i>(970) 470-2618</i>	
2. Your Full Name (last, first, middle) <i>Solomon, Steve, Andrew</i>		3. List any other names you have used		
4. Mailing address (if different from residence) <i>P.O. Box 5457 Vail, CO 81658</i>		Email Address <i>sell110@comcast.net</i>		
5. List current residence address. Include any previous addresses within the last five years. (Attach separate sheet if necessary)				
Street and Number		City, State, Zip		From
To				
Current <i>2605 Beatty Rd Unit A</i>		<i>Vail, CO 81620</i>		<i>2010</i>
Previous				
6. List all employment within the last five years. Include any self-employment. (Attach separate sheet if necessary)				
Name of Employer or Business		Address (Street, Number, City, State, Zip)		Position Held
From		To		
<i>Big Rocks Inc (DBA Westside Cafe)</i>		<i>2211 N. Frontage Rd. Vail, CO 81657</i>		<i>Partner</i>
<i>2002</i>		<i>2016</i>		
7. List the name(s) of relatives working in or holding a financial interest in the Colorado alcohol beverage industry.				
Name of Relative		Relationship to You		Position Held
Name of Licensee				
<i>N/A</i>				
8. Have you ever applied for, held, or had an interest in a Colorado Liquor or Beer License, or loaned money, furniture, fixtures, equipment or inventory to any licensee? (If yes, answer in detail.) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
<i>Our restaurant, the Westside Cafe, has a current liquor license Big Rocks Inc DBA Westside Cafe Lic # 4117-1530-0000</i>				
9. Have you ever received a violation notice, suspension, or revocation for a liquor law violation, or have you applied for or been denied a liquor or beer license anywhere in the United States? (If yes, explain in detail.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				

10. Have you ever been convicted of a crime or received a suspended sentence, deferred sentence, or forfeited bail for any offense in criminal or military court or do you have any charges pending? (If yes, explain in detail.) Yes No

11. Are you currently under probation (supervised or unsupervised), parole, or completing the requirements of a deferred sentence? (If yes, explain in detail.) Yes No

12. Have you ever had any professional license suspended, revoked, or denied? (If yes, explain in detail.) Yes No

Personal and Financial Information

Unless otherwise provided by law, the personal information required in question #13 will be treated as confidential. The personal information required in question #13 is solely for identification purposes.

13a. Date of Birth 2/20/1973	b. Social Security Number 383-68-9226	c. Place of Birth Oak Park Michigan	d. U.S. Citizen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
e. If Naturalized, state where		f. When	g. Name of District Court
h. Naturalization Certificate Number		i. Date of Certification	j. If an Alien, Give Alien's Registration Card Number
k. Permanent Residence Card Number	l. Height 59	m. Weight 150	n. Hair Color Black
o. Eye Color Brown	p. Gender M	q. Race White	r. Do you have a current Driver's License/ID? If so, give number and state. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No #98-268-0487 State CO

14. Financial Information.

a. Total purchase price or investment being made by the applying entity, corporation, partnership, limited liability company, other.
\$ 373,000

b. List the total amount of the personal investment, made by the person listed on question #2, in this business including any notes, loans, cash, services or equipment, operating capital, stock purchases or fees paid. \$ 187,500

* If corporate investment only please skip to and complete section (d)
** Section b should reflect the total of sections c and e

c. Provide details of the personal investment described in 14b. You must account for all of the sources of this investment. (Attach a separate sheet if needed)

Type: Cash, Services or Equipment	Account Type	Bank Name	Amount
CASH	Loan	First Bank	180,000
CASH	Personal	N/A	7,500

d. Provide details of the corporate investment described in 14 (a). You must account for all of the sources of this investment. (Attach a separate sheet if needed)

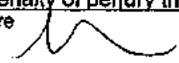
Type: Cash, Services or Equipment	Loans	Account Type	Bank Name	Amount

e. Loan Information (Attach copies of all notes or loans)

Name of Lender	Address	Term	Security	Amount
See above				

Oath of Applicant

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

Authorized Signature 	Print Signature Steve Slom	Title Partner	Date 10/5/2016
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OFFICE OF THE SECRETARY OF STATE
OF THE STATE OF COLORADO

CERTIFICATE OF FACT OF GOOD STANDING

I, Wayne W. Williams, as the Secretary of State of the State of Colorado, hereby certify that, according to the records of this office,

Railroad Rocks, llc

is a

Limited Liability Company

formed or registered on 05/26/2016 under the law of Colorado, has complied with all applicable requirements of this office, and is in good standing with this office. This entity has been assigned entity identification number 20161371260 .

This certificate reflects facts established or disclosed by documents delivered to this office on paper through 09/30/2016 that have been posted, and by documents delivered to this office electronically through 10/05/2016 @ 10:19:41 .

I have affixed hereto the Great Seal of the State of Colorado and duly generated, executed, and issued this official certificate at Denver, Colorado on 10/05/2016 @ 10:19:41 in accordance with applicable law. This certificate is assigned Confirmation Number 9867605 .



A handwritten signature in blue ink that reads "Wayne W. Williams".

Secretary of State of the State of Colorado

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

80 Seats

studiotantaris
 818 E. Hampden Ave.
 Denver, CO 80231
 720-570-0422
 www.studiotantaris.com

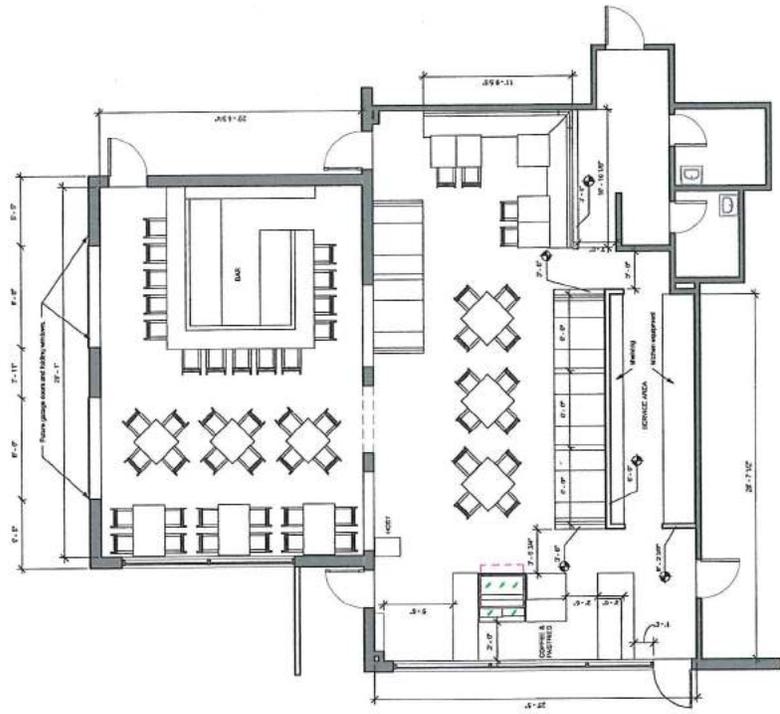
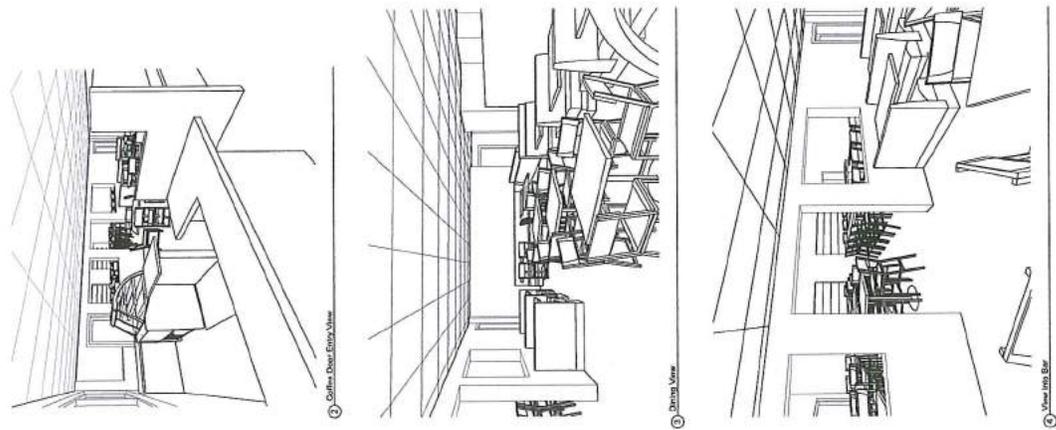
CLIENT INFO
 West Side Cafe and
 Market

PROJECT
 WSC001
 West Side Minturn
 160 Rail Rd Avo
 Minturn, CO 81545

Tenant Improvement
 THE LAWRENCE PROPERTY OF
 STUDIOS TANTARIS IS A REGISTERED
 TRADEMARK OF STUDIOS TANTARIS, INC.
 ALL RIGHTS RESERVED. THIS DOCUMENT IS
 THE PROPERTY OF STUDIOS TANTARIS, INC.
 AND IS NOT TO BE REPRODUCED OR
 TRANSMITTED IN ANY FORM OR BY ANY
 MEANS, ELECTRONIC OR MECHANICAL,
 INCLUDING PHOTOCOPYING, RECORDING,
 OR BY ANY INFORMATION STORAGE AND
 RETRIEVAL SYSTEM, WITHOUT THE
 WRITTEN PERMISSION OF STUDIOS
 TANTARIS, INC.

ISSUES / REVISIONS
 # Date Description

Plans
 A10



1 Floor Plan
 1/4" = 1'-0"



LEASE AREA: 78,240 SQ.FT. / 1.80 AC. +/-
LESSOR IMPROVEMENTS AREA: 19,275 SQ.FT. / 0.44 AC. +/-
NON-EXCLUSIVE ROADWAY: 19,097 SQ.FT. / 0.44 AC. +/-
TOTAL AREA: 116,612 SQ.FT. / 2.68 AC. +/-

LEGEND:	
LEASE AREA.....	
LESSOR IMPROVEMENT AREA...	
NON-EXCLUSIVE ROADWAY & CROSSING	
UPRRCO. R/W OUTLINED	

CADD FILENAME	0288812
SCAN FILENAME	AERIAL PRINT

NOTE: BEFORE YOU BEGIN ANY WORK, SEE AGREEMENT FOR FIBER OPTIC PROVISIONS.
 EXHIBIT "A" PAGE 1 OF 2
UNION PACIFIC RAILROAD COMPANY
 MINTURN, EAGLE COUNTY, CO
 M.P. 301.70 TO 302.00 - TENNESSEE PASS SUB.
 TO ACCOMPANY AGREEMENT WITH RAILROAD ROCKS, LLC.

SCALE: 1" = 100'
 OFFICE OF REAL ESTATE
 OMAHA, NEBRASKA DATE: 9-6-2016
 DSK FILE: 2888-12



TOWN OF MINTURN
P.O. Box 309 (302 Pine Street)
Minturn, Colorado 81645-0309
970-827-5645 Fax: 970-827-4049
treasurer@minturn.org

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

MEMORANDUM

To: Mike Sawyer, Attorney
Phillip Cusick, ECSO/Minturn
CC:
Date: 10/10/16 11:03 AM
RE: Liquor License

Attached please find a copy of the application for a new liquor license Liquor License Application for a Hotel Restaurant Liquor License for the Railroad Rocks, LLC, DBA the Turntable Restaurant and Hotel, Michael Dennis Owner/Manager located at 160 Railroad Ave. I have reviewed the application and conducted an onsite inspection which resulted in no issues. Further although I have asked the ECSO to review the application and submit the fingerprints. I am forwarding it on to you for further review and your report. I will be recommending approval to Council at the November 16, 2016 Council Meeting.

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

Thanks, jay



TOWN OF MINTURN
P.O. Box 309 (302 Pine Street)
Minturn, Colorado 81645-0309
970-827-5645 Fax: 970-827-4049
treasurer@minturn.org

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

MEMORANDUM

To: Janet Hawkinson, Town Planner
CC:
Date: 11/1/16 1:52 PM
RE: 160 N Main St Liquor License

Railroad Rocks LLC, the Turntable Restaurant and Hotel, has submitted an application for a liquor license to be held at 160 Railroad Ave. Please review the applicable municipal codes and verify in writing any concerns you have regarding a liquor establishment at this location as well as any conditions the applicant must fulfill in order to use the building as requested. This would include number of required parking spaces for the hotel and restaurant, size of use, neighborhood conditions and others as prescribed in our Municipal Code

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

TURNABLE

NOTICE
PURSUANT TO THE LAWS OF THE STATE OF MONTANA
PAUL ROSS & CO., LLC
BUTTE, MONTANA 59701

HAS REQUESTED THE LICENSING
OFFICIALS OF THE STATE OF MONTANA
TO GRANT A LIMITED LICENSE
LICENSE AT: 10/21/16

HEARING ON APPLICATION TO BE HELD AT:
MONTANA STATE HOUSE
HEARING ROOM 101

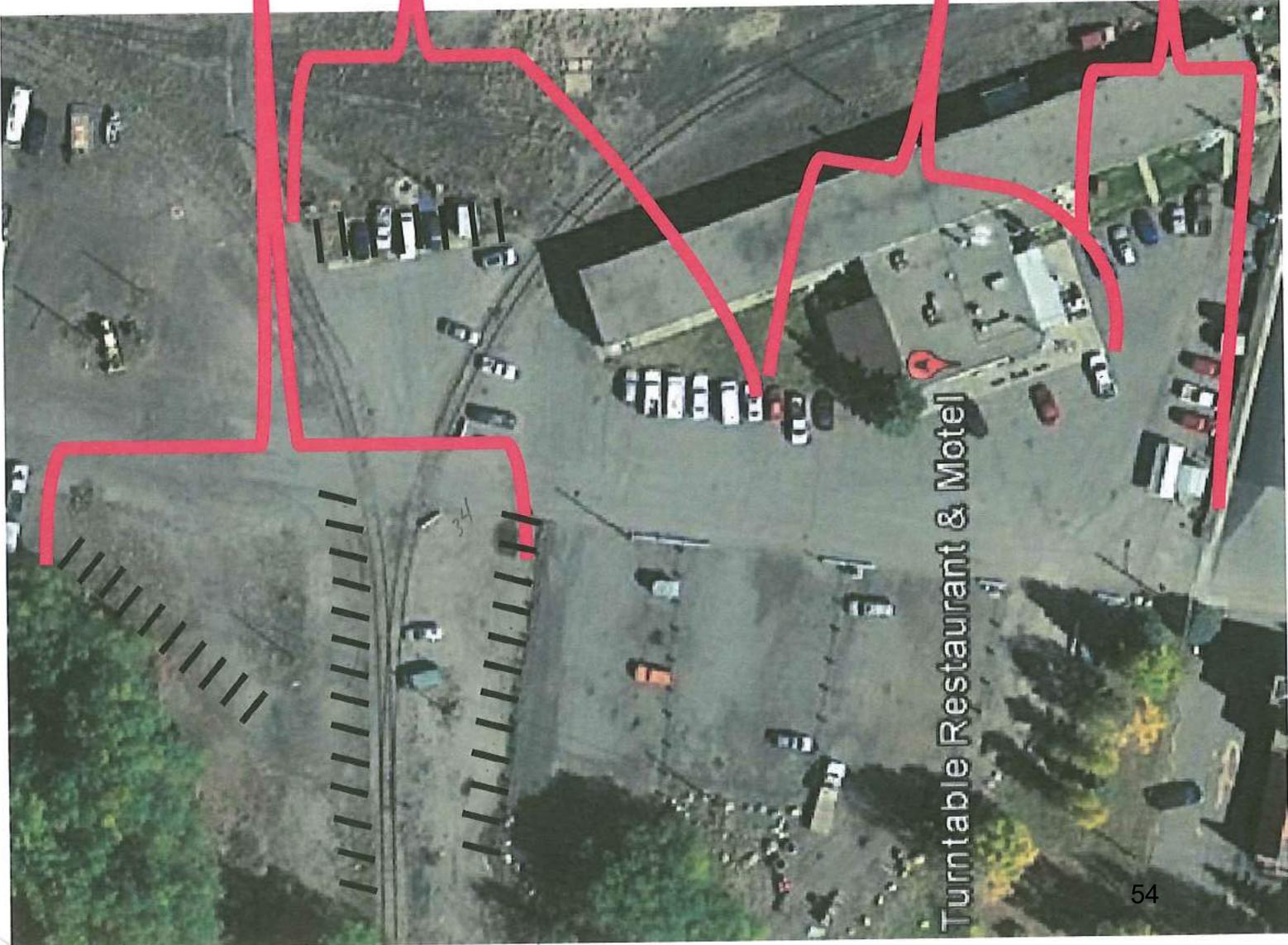
TIME AND DATE: 10/21/16 10:00 AM
DATE OF APPLICATION: 10/21/16
BY ORDER OF: MONTANA LICENSING
OFFICERS: MONTANA LICENSING
BUTTE, MONTANA

TURNABLE
PARKING ONLY
2 HOUR LIMIT

*Posted
10/21/16*

-Turntable Parking Plan-
Leased Space in Red &
Yellow





Designated Resident Parking / 34 Spots

Designated Resident Parking / 15 Spots

Designated Turntable Restaurant Parking / 14 Spots

Designated Resident Parking / 16 Spots

Turntable Restaurant & Motel



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: Mayor, and Council
FROM: Jay Brunvand, Treasurer/Clerk
CC:
DATE: Tuesday, November 01, 2016
RE: Special Event Permit – November 16, 2016

SUMMARY:

At tonight's meeting the Council is asked to approve a Special Event Permit for the Minturn Community Fund. The event will be held at the Vail Ski and Snowboard Academy for an event scheduled for Wednesday November 30, 2016. The location of this permit request is the VSSA Academy located at 1 Academy Loop. The attached documentation indicates the compliance with the posting of the site and the event.

PREVIOUS COUNCIL ACTION:

None.

STAFF RECOMMENDATION:

Approve the request as presented with the detailed conditions.

RECOMMENDED MOTION:

I move to approve the proposed Special Event Permit to sell malt, vinous and spirituous liquor beverages to be located as defined in the attached application as presented with the following conditions:

- The application was received on October 31, 2016 and the Notice of Public Hearing on this matter was posted on the premises by the Town Treasurer on November 1, 2016 at least 10 days prior to the Council Meeting consideration.
- That the selling liquor in the manner currently proposed in the application is not in violation of the Minturn Municipal Code.
- Staff requires at least one T.I.P.S, or equivalent certified server be present, and at least one person to check ID's be present at all times while alcoholic beverages are sold. We would like that those servers and certifications be identified to us in advance.
- Staff requests each entrance/exit and premises be monitored and secured to ensure crowd control and that no outside liquor is introduced to the event and that no liquor is removed from the premises.

ATTACHMENTS:

- Application

APPLICATION FOR A SPECIAL EVENTS PERMIT

Department Use Only

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

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

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

1. NAME OF APPLICANT ORGANIZATION OR POLITICAL CANDIDATE <i>Minturn Community Fund</i>	State Sales Tax Number (Required)
---	-----------------------------------

2. MAILING ADDRESS OF ORGANIZATION OR POLITICAL CANDIDATE (include street, city/town and ZIP) <i>P.O. Box 279 Minturn, CO 81645</i>	3. ADDRESS OF PLACE TO HAVE SPECIAL EVENT (include street, city/town and ZIP) <i>1 Academy Loop Minturn, CO 81645</i>
--	--

NAME	DATE OF BIRTH	HOME ADDRESS (Street, City, State, ZIP)	PHONE NUMBER
4. PRES./SECY OF ORG. or POLITICAL CANDIDATE <i>Diana Scherr</i>	<i>11/27/05</i>	<i>511 Main Street, P.O. Box 717</i>	<i>970-376-4445</i>
5. EVENT MANAGER <i>John Widomann</i>	<i>06/07/84</i>	<i>1951 S. Hwy 24 Hill, Minturn, CO 81645</i>	<i>970-977-6650</i>

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

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

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

Date	Hours	From	To	Date	Hours	From	To	Date	Hours	From	To	Date	Hours	From	To
<i>November 30, 2016</i>		<i>6</i>	<i>p.m.</i>												
		<i>10</i>	<i>p.m.</i>												

OATH OF APPLICANT

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

SIGNATURE <i>[Signature]</i>	TITLE <i>President of MCF</i>	DATE <i>10/31/16</i>
---------------------------------	----------------------------------	-------------------------

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

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

THEREFORE, THIS APPLICATION IS APPROVED.

LOCAL LICENSING AUTHORITY (CITY OR COUNTY)	<input type="checkbox"/> CITY <input type="checkbox"/> COUNTY	TELEPHONE NUMBER OF CITY/COUNTY CLERK
SIGNATURE	TITLE	DATE

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

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

APPLICATION INFORMATION AND CHECKLIST

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

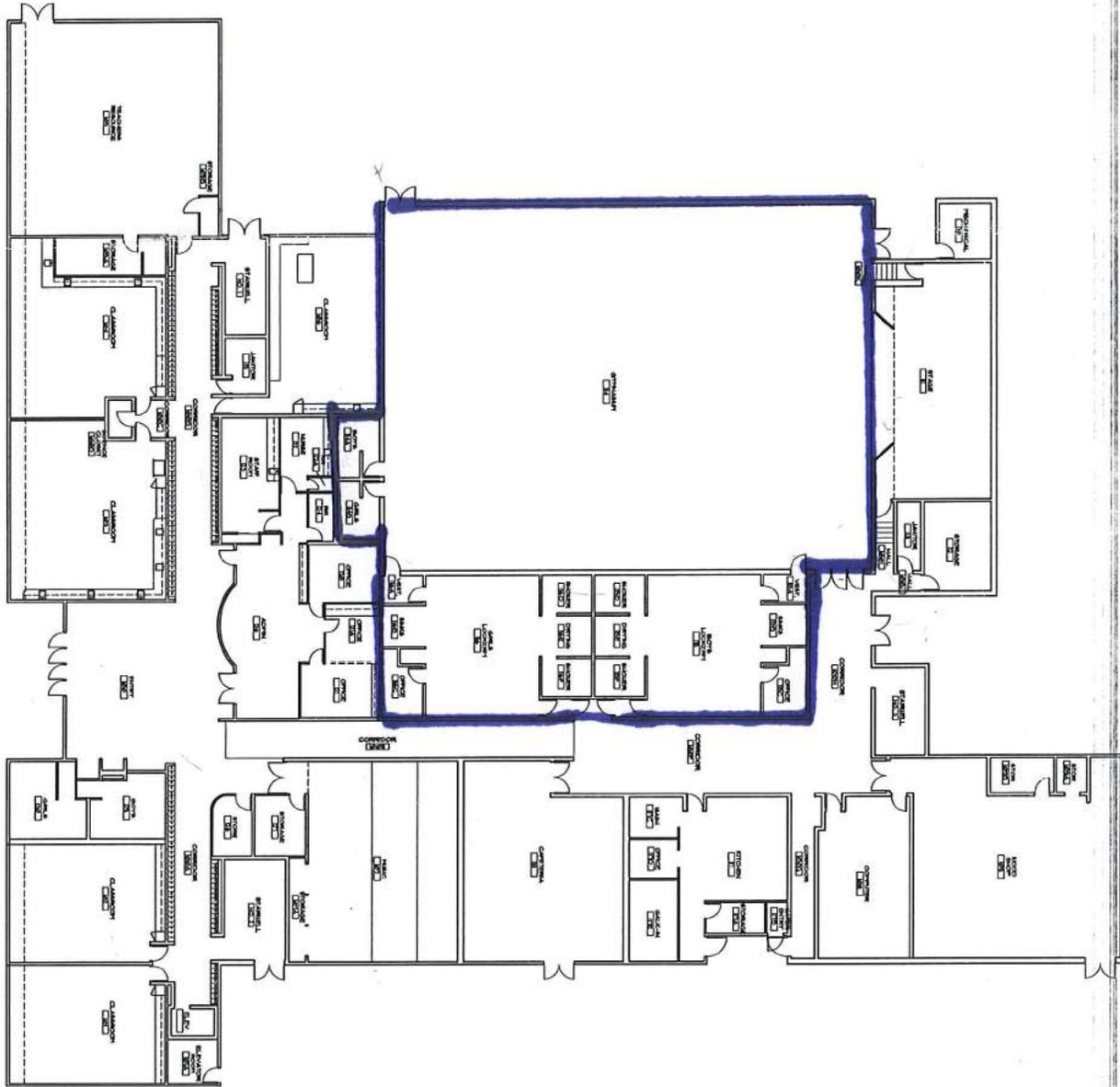
- Appropriate fee.
- Diagram of the area to be licensed (not larger than 8 1/2" X 11" reflecting bars, walls, partitions, ingress, egress and dimensions.
Note: If the event is to be held outside, please submit evidence of intended control, i.e., fencing, ropes, barriers, etc.
- Copy of deed, lease, or written permission of owner for use of the premises.
- Certificate of good corporate standing (NONPROFIT) issued by Secretary of State within last two years; or
- If not incorporated, a NONPROFIT charter; or
- If a political Candidate, attach copies of reports and statements that were filed with the Secretary of State.

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

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

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

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





October 5, 2016

To Whom it May Concern:

It is with excitement that I support the Reel Rock film event being held by the Minturn Community Fund on November 30th 2016 at VSSA. Reel Rock brings with it a community of very positive and athletic folks that seem like a symbiotic fit for our ski academy. The opportunity to raise money for the 'Live Like Logan' Foundation is one we zealously support, in pursuit of more kids who can afford to get outdoors and climb.

I formally grant permission for the facility use of the Vail Ski & Snowboard Academy, under the terms of an acceptable school-based event that allows for alcohol, by it's parent organization, Eagle County Schools. All necessary forms for the permission of our facility have also been completed and filed with Eagle County Schools.

Please feel free to contact me with any questions on this application or if you would like copies of any paperwork for your file.

Your neighbor,

A handwritten signature in black ink that reads "Geoff Grimmer".

Geoff Grimmer

Head of School
Vail Ski & Snowboard Academy

970-987-9790 c

**TOWN OF MINTURN
LIQUOR LICENSING AUTHORITY**

Follow-up findings and report for application of a Special Event Liquor Permit.

Owner Name and Address: Minturn Community Fund 291 Main St, Minturn, Co 81645

Event Location and Address: Vail Ski and Snowboard Academy, 1 Academy Loop Minturn, CO 81645

TO THE ABOVE APPLICANT AND OTHER INTERESTED PARTIES;

Pursuant to Colorado Revised Statutes, 12-47-312(1), the applicant is hereby advised that with regard to the application for a Special Event Liquor Permit, an investigation has been made, and based on the results thereof, the following has been determined:

That the application was filed on October 31, 2016 in the Town Treasurer's office and a public hearing has been scheduled for Wednesday November 16, 2016.

That the premise being considered is Vail Ski and Snowboard Academy, 1 Academy Loop. This property is owned by the Eagle County School District and they have passed legislation in Eagle County School District policy that allows the sale of alcohol on school property during approved functions with an approved Special Event permit from the local liquor authority.

That the Notice of Public Hearing on this matter was posted on the premises by the Town Treasurer on Tuesday November 1, 2016 at least 10 days prior to the hearing (15 Days).

That from the evidence submitted the Eagle County School District RE-50J owns the property and has given written authorization via letter and approval of the Park Permit to hold the event as required by the application.

That selling liquor in the manner currently proposed in the application is not in violation of the zoning codes as stated in the Minturn Municipal Code.

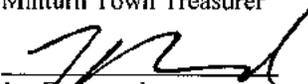
That Eagle County Sheriff's Office acting for Minturn has conducted a background investigation on the principals involved in this application and no issues that would indicate poor moral turpitude were identified.

The public hearing on this application will be held on Wednesday, October 19, 2016 at 6:30pm in the Council Chambers of the Minturn Town Hall, 302 Pine St, Minturn, CO. At said hearing, the applicant shall have an opportunity to be heard regarding all matters related to this application, including all matters set forth herein. The application was approved at staff level with the following findings and conditions:

- The application was received on October 31, 2016 and the Notice of Public Hearing on this matter was posted on the premises by the Town Treasurer on November 1, 2016 at least 10 days prior to the Council Meeting consideration.
- That the selling liquor in the manner currently proposed in the application is not in violation of the Minturn Municipal Code.
- Staff requests at least one T.I.P.S, or equivalent certified server be present, and at least one person to check ID's be present at all times while alcoholic beverages are sold. We would like that those servers and certifications be identified to us in advance.
- Staff requests each entrance/exit and premises be monitored and secured to ensure crowd control and that no outside liquor is introduced to the event and that no liquor is removed from the premises.

The applicant is advised and encouraged to read a copy of the State of Colorado Liquor and Beer Codes and Regulations. This memorandum was delivered to the applicants on 11/2/16.

Local Liquor Licensing Authority
Minturn Town Treasurer


Jay Brunvand

Dated this 15th day of November 2016.

LIQUOR FINDINGS OF FACT-SP EVENTS.DOC

NOTICE

PURSUANT TO THE LIQUOR LAWS
OF COLORADO

MINTURN CANNERY CO
211 WEST
MINTURN, CO
HAS REQUESTED THE LICENSING
OFFICIALS OF THE STATE OF COLORADO
TO GRANT A SPECIAL RETAIL
LICENSE AT: 2050 S. 100TH ST
MINTURN, CO
HEARING ON APPLICATION TO BE HELD AT:
MINTURN, CO
EVENING: 7:00 PM
TIME AND DATE: 7:00 PM, 10/12/2012
DATE OF APPLICATION: 10/11/2012
BY ORDER OF: MINTURN CANNERY CO
OFFICERS: THE BOARD
MINTURN, CO



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, CLERK/TREASURER/FINANCE**

MEMORANDUM

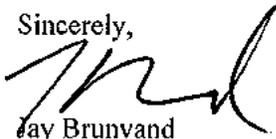
TO: Phillip Cusick, ECSO-Minturn
Mike Sawyer, Town Attorney
FROM: Jay Brunvand, Treasurer/Clerk
CC:
DATE: Tuesday, November 01, 2016
RE: Special Event Permit

I am in receipt of a Special Event Permit submitted by the Minturn Community Fund for an event to be held at the Vail Ski and Snowboard Academy, 1 Academy Loop on Wednesday November 30, 2016. Could you please conduct your review and report back in writing your findings? Because this event is for the Minturn Community Fund and the VSSA Academy and is proposed to be managed by John Widerman who is known to all of us I am asking that only a background check be run on Mr. Widerman at this point. In the event an issue is presented that would require further investigation we would do the fingerprints then. I will be available to work with you in the event you have any questions.

I have scheduled this for Council review on November 16th. Note, because this is a Special Event Permit, only the Town approves the application, the State is informed of the event but they do not approve the application as is done with a Liquor License application.

Please feel free to contact me in the event you have any questions.

Sincerely,



Jay Brunvand
Town Clerk/Treasurer



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: Mayor and Town Council
FROM: Jay Brunvand, Town Treasurer
CC: Willy Powell, Town Manager
DATE: November 16, 2016

NOVEMBER 18, 2015 COUNCIL MEETING

As required by Colorado law, the Town has set two Public Hearings for the FY2017 Budget. The November 2nd meeting was the first; the November 16th meeting is the second and final. To date, Staff has taken citizen, Council, and Staff comments and suggestions and incorporated them into the FY2017 Budget. If approved or directed by Council, the items will be included in the final budget. In the event any material changes come forth from the Public Hearing process, those changes also will be included in the proposed final passage of the budget ordinances on December 7th. I will distribute final budgets after the December 2nd approval to ensure everyone has a complete and accurate final budget.

Following is the Public Hearing procedure recommended that you follow in order to make sure everything is covered procedurally and legally.

- (a) The Mayor will introduce the agenda item and announce the Public Hearing as “I hereby by call to order the Public Hearing for the purpose of discussion and comment on the fiscal year 2017 proposed budget and to gather input, pro or con on the proposed Minturn Town Budget for the fiscal year January 1 through December 31, 2017. Any citizen that would like to speak should only speak from the podium and needs to clearly state their name and physical address for the record (even if they are known by all.)”
- (b) Take citizen input
- (c) Remaining Budget Direction Requested:
 - Approve funding levels for Community Funding
 - Direct other funding issues
 - Question/Answer

(d) Close the Public Hearing

(e) Council discussion on the budget and comment on the Public Hearing if any. Council will discuss the budget during the Worksession and any direction given could be incorporated into the comments as a summary.

(f) Proceed with Ordinances to approve the budget on First Reading.

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 - Matt Scherr
Mayor Pro Tem - Earle Bidez
Councilwoman - Terry Armistead
Councilman - Harvey Craig
Councilwoman - Sage Pierson
Councilwoman - Sidney Harrington
Councilman - John Widerman

AGENDA ITEM COVER SHEET

AGENDA TITLE: Ordinance 06 – Series 2016 an Ordinance to provide supplemental funding and expenditures for the 2016 Fiscal Year on First Reading
MEETING DATE: November 16, 2016
PRESENTER: Brunvand
BACKGROUND: This is an annual ordinance to account for various increases in revenues and expenditures in each Fund as necessary as detailed in Exhibit “A”.
CORE ISSUES: None.
BUDGET/FINANCE IMPLICATIONS: As indicated in Exhibit “A”.
STAFF RECOMMENDATION/MOTION: Motion to approve Ordinance 06 – Series 2016 (First Reading) Ordinance amending the 2016 budget as set forth in the following exhibit “A”, to appropriate additional general fund revenues in the amount of \$150,350.00, and appropriating additional general fund expenditures in the amount of \$433,054.00, and appropriating additional enterprise fund revenues in the amount of \$37,950.00 and appropriating additional enterprise fund expenditures in the amount of \$104,370.00, and appropriating additional capital fund revenue in the amount of \$1,000.00 and appropriating additional general improvement fund expenditures in the amount of \$125.00, and appropriating additional scholarship fund expenditures in the amount of \$1,000.00 and appropriating additional battle mountain resort fund revenues in the amount of \$3,700.00.

**TOWN OF MINTURN, COLORADO
ORDINANCE NO. 06 – SERIES 2016**

AN ORDINANCE AMENDING THE 2016 BUDGET AS SET FORTH IN THE FOLLOWING EXHIBIT “A”, TO APPROPRIATE ADDITIONAL GENERAL FUND REVENUES IN THE AMOUNT OF \$150,350.00, AND APPROPRIATING ADDITIONAL GENERAL FUND EXPENDITURES IN THE AMOUNT OF \$433,054.00, AND APPROPRIATING ADDITIONAL ENTERPRISE FUND REVENUES IN THE AMOUNT OF \$37,950.00 AND APPROPRIATING ADDITIONAL ENTERPRISE FUND EXPENDITURES IN THE AMOUNT OF \$104,370.00, AND APPROPRIATING ADDITIONAL CAPITAL FUND REVENUE IN THE AMOUNT OF \$1,000.00 AND APPROPRIATING ADDITIONAL GENERAL IMPROVEMENT FUND EXPENDITURES IN THE AMOUNT OF \$125.00, AND APPROPRIATING ADDITIONAL SCHOLARSHIP FUND EXPENDITURES IN THE AMOUNT OF \$1,000.00 AND APPROPRIATING ADDITIONAL BATTLE MOUNTAIN RESORT FUND REVENUES IN THE AMOUNT OF \$3,700.00.

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 16TH DAY OF NOVEMBER, 2016. 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 7TH DAY OF DECEMBER, 2016 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO

Matt Scherr, 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 7TH DAY OF DECEMBER, 2016.

Matt Scherr, Mayor

ATTEST:

By: _____
Jay Brunvand, Town Clerk

ORDINANCE 06 – SERIES 2016

EXHIBIT “A”

GENERAL FUND:		Addition	Revised Budget
Additional Revenue	\$ 150,350.00		
Lodging Tax	01-00-4039	1,250	7,250
Liquor License Fees	01-00-4230	4,000	5,000
Planning Fees	01-00-4250	3,500	6,000
Town Hall Rent	01-00-4511	500	1,500
Franchise Fee-Phone	01-00-4280	3,000	20,000
ERFPD Impact Fee	01-00-4512	1,671	1,671
Investment Earned	01-00-4540	5,000	10,000
Grants-DOLA	01-00-4561	48,629	220,225
Grants-Other	01-00-4562	47,500	47,500
Minturn Event Revenue	01-00-4591	10,300	17,800
RETT	01-00-4680	25,000	110,000
 Additional Expense	 \$ 433,054.00		
Supplies-Council	01-01-5100	50	2,700
Meeting Food/Bev	01-01-5270	1,500	5,000
Legal Fees	01-01-5220	25,000	100,000
Engineer Fees	01-01-5221	19,000	65,000
Admin Contract	01-01-5234	3,600	3,600
Dues/Fees/Training	01-01-5235	2,000	27,000
ERFPD Impact Fees	01-01-5240	1,571	1,571
Building Inspections	01-02-5214	6,250	25,000
Promotions	01-05-5275	10,000	70,000
Telephone	01-06-5200	800	4,300
Spec Proj-Comm Grant	01-09-8001	2,283	2,283
Spec Proj-Entryway	01-09-8005	361,000	861,000
 ENTERPRISE FUND:			
Additional Revenue	\$ 37,950.00		
Water Meters	02-00-4240	450	450
Capital Revenue	02-00-4320	37,500	47,000
 Additional Expense	 \$ 104,370.00		
Suplies-General	02-06-5140	1,500	6,500
Legal Services	02-06-5220	50,000	65,000
Engineering	02-06-5247	30,000	80,000
Annual Water Rights	02-06-5352	6,370	113,370
Parks and Flowers	02-06-5357	6,500	19,000
Bolts Lake Legislation	02-09-8001	10,000	10,000
 CONSERVATION TRUST FUND:			
Additional Revenue	\$ 0.00		
Additional Expense	\$ 0.00		
 BUILDING FUND:			
Additional Revenue	\$ 0.00		
Additional Expense	\$ 0.00		
 MARKET FUND:			
Additional Revenue	\$ 0.00		
Additional Expense	\$ 0.00		

CAPITAL FUND:			
Additional Revenue	\$ 1,000.00		
Investment Earned	06-00-4540	1,000	1,500
Additional Expense	\$ 0 .00		
GID FUND:			
Additional Revenue	\$ 0.00		
Additional Expense	\$ 125 .00		
Legal and Professional	07-01-5220	125	250
SCHOLARSHIP FUND:			
Additional Revenue	\$ 0.00		
Additional Expense	\$ 1,000 .00		
Legal/Accounting	08-02-5300	1,000	1,600
BATTLE MOUNTAIN RESORT FUND:			
Additional Revenue	\$ 3,700.00		
Investment Earned	09-00-4540	3,700	5,500
Additional Expense	\$ 0.00		

P.O. Box 309 ♦ 302 Pine Street
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Jay Brunvand, Treasurer/Clerk
Email: treasurer@minturn.org



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Councilman – John Widerman

AGENDA ITEM COVER SHEET

AGENDA TITLE: Ordinance 07 – Series 2016 an Ordinance to approve the Fiscal Year 2017 mill levy on First Reading.
MEETING DATE: November 16, 2016
PRESENTER: Brunvand
BACKGROUND: This is an annual ordinance approved by Council to establish the mill levy on property assessments for the following year. Between first and second readings the County will finalize the assessed valuation. The result of this final number will be used to establish the 2017 property tax collections in the final document.
CORE ISSUES: None.
BUDGET/FINANCE IMPLICATIONS: This ordinance represents a major portion of the General Fund revenues and must be passed by the Council and certified by the County Commissioners not later than December 15.
STAFF RECOMMENDATION/MOTION: Motion to approve Ordinance 07 – Series 2016 (First Reading) an Ordinance levying General Property Taxes for the year 2017 to meet operating costs of government for the Town of Minturn, Colorado for the 2017 Budget Year.

**TOWN OF MINTURN, COLORADO
ORDINANCE NO. 07 – SERIES 2016**

AN ORDINANCE LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2017, TO MEET GENERAL OPERATING COSTS OF GOVERNMENT FOR THE TOWN OF MINTURN, COLORADO FOR THE 2017 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 7, 2016, and;

WHEREAS, the assessed valuation for the Town of Minturn, Colorado as certified by the Eagle County Assessor is approximately **\$26,609,440.00** and will generate approximately **\$477,214.00** 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 2017 will be available by December 1, 2016 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 2017 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 with in the Town of Minturn for the 2017 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 on 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 16th DAY OF NOVEMBER, 2016. 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 7th DAY OF DECEMBER, 2016 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO

Matt Scherr, 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 7th DAY OF DECEMBER, 2016.

Matt Scherr, Mayor

ATTEST:

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 – Matt Scherr
Mayor Pro Tem – Earle Bidez
Councilwoman – Terry Armistead
Councilman – Harvey Craig
Councilwoman – Sage Pierson
Councilwoman – Sidney Harrington
Councilman – John Widerman

AGENDA ITEM COVER SHEET

AGENDA TITLE: Ordinance 08 – Series 2016 an Ordinance to approve the Fiscal Year 2017 fee schedule on First Reading.
MEETING DATE: November 16, 2016
PRESENTER: Brunvand
BACKGROUND: This is an annual ordinance approved by Council to establish the fee schedule. The Fee Schedule has been reviewed by the Council and each department and changes are reflected in the schedule. All fee changes will go into effect on January 1 st .
CORE ISSUES: None.
BUDGET/FINANCE IMPLICATIONS: This ordinance represents a significant portion of the annual revenues in the General and Enterprise Funds.
STAFF RECOMMENDATION/MOTION: Motion to approve Ordinance 08 – Series 2016 (First 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, 2017.

**TOWN OF MINTURN, COLORADO
ORDINANCE NO. 08 – SERIES 2015**

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, 2017

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 16th DAY OF NOVEMBER, 2015. 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 7th DAY OF DECEMBER, 2016 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO

Matt Scherr, 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 7th DAY OF DECEMBER, 2016.

Matt Scherr, Mayor

ATTEST:

Jay Brunvand, Town Clerk

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

ITEM	DESCRIPTION	FEE 2016	OTHER	2017 Amount if Revised
General Government				
Administration				
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		
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%		
Meeting Room Fees				
	Deposit may be required			
Set-Up Fee		\$30.00		
Special Service Fee		\$30.00		
Flip Chart and Easel		\$25.00		
LCD Projector/screen		\$100.00		
60% Room		\$75.00		
40% Room		\$50.00		
Full Room		\$175.00		
Full Room with Kitchen		\$300.00		
Cleaning Deposit	Based on actual cost	\$350.00		
Business Licenses:				
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		
Peddler or Solicitor:				
License Fees				
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		
Contractor:				
Annual License Fee - General	Valid for 3yrs	\$240.00		
Business List Print Fee		\$40.00		
MISCELLANEOUS FEES				
Miscellaneous fees		Set administratively to cover the cost of services.		

ITEM	DESCRIPTION	FEE 2016	OTHER	2017 Amount If Revised
LIQUOR LICENSE APP FEES	All fees as set by State			
PUBLIC SAFETY				
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		
PUBLIC WORKS				
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	\$1.65		
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		\$10,600.00
(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		
	3/4in (1.5 SFE)	\$10,000.00		\$12,099.00
	1in (2.6 SFE)	\$17,250.00		\$20,972.00
	1in 1/2 (5.8 SFE)	\$38,250.00		\$46,783.00
	2in (10.3 SFE)	\$68,250.00		\$83,080.00
	3in (23.0 SFE)	\$152,250.00		\$185,519.00
	4in (40.9 SFE)	\$270,500.00		\$329,901.00
	6in (92.1 SFE)	\$609,000.00		\$742,883.00
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 2016	OTHER	2017 Amount If Revised
Unusual Water User Fee	Sec. 13-66	set Administratively		
Unmetered Water Rate	Sec. 13-67			
Monthly rate per SFE for	Residential	\$86.67		
Policy related to other uses	Commercial	+ 25% (\$104.59)		
Replaces Sec. 13-29(b)(2)	Residential out of Town	+ 50% (\$125.51)		
	Commercial out of Town	+ 75% (\$183.03)		
	Seniors (65 years or older)	-25%(\$62.75)		
Metered Water Rate	Sec. 13-68			
(a) Residential, basic monthly charge	per SFE	\$73.32		\$79.00
plus a monthly above 10,000 gals. use charge per 1,000 gallons		\$4.53		\$4.64
(b) Commercial, basic monthly charge	per SFE	\$73.32		\$79.00
plus a monthly above 10,000 gals. Use charge per 1,000 gallons		\$4.53		\$4.64
(c) 25% discount for Residential Owner-Occupant over 65 years of age		\$54.99		\$59.25
Out of Town Water Rate are 50% higher for Residential and 75% higher for Commercial	Sec. 13-29(b)(2)	\$109.98		\$118.50
Trash Collection				
(a) Residential, Basic Monthly Charge	per contracted rates	\$30.50		
Street Cut Fee				
Basic permit fee	Performance Bond may Required	\$75.00		
Basic utility fee		\$50.00		
	per Sec. 11-26			
	replacement of paving w/oi&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		
Eagle River Fire Protection District Impact Fees				
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

ITEM	FEE	FEE 2016
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	\$ 875.00	
Subdivision	\$ 850.00	\$60 per each commercial, industrial or residential unit
Vacation of Public Easements and ROW	\$ 750.00	
Sign Permit	\$ 125.00	
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

*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.

*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.

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

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

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

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 – Matt Scherr
Mayor Pro Tem – Earle Bidez
Councilwoman – Terry Armistead
Councilman – Harvey Craig
Councilwoman – Sage Pierson
Councilwoman – Sidney Harrington
Councilman – John Widerman

AGENDA ITEM COVER SHEET

AGENDA TITLE: Ordinance 09 -- Series 2016 an Ordinance approving and adopting the Fiscal Year 2017 annual budget on First Reading.
MEETING DATE: November 16, 2016
PRESENTER: Brunvand
BACKGROUND: This ordinance reports, allocates, and appropriates the beginning fund balance, the revenue, and the expenses for each fund as detailed in the budget document. It is anticipated that several changes will be made in the budget prior to Second Reading after tonight's discussions.
CORE ISSUES: None.
BUDGET/FINANCE IMPLICATIONS: This is the funding mechanism per State law in the budget approval process.
STAFF RECOMMENDATION/MOTION: Motion to approve Ordinance 09 – Series 2016 (First 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 2017 and ending on the last day of December 2017.

**TOWN OF MINTURN, COLORADO
ORDINANCE NO. 09 – SERIES 2016**

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, 2017 AND ENDING ON THE LAST DAY OF DECEMBER, 2017.

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 2017 Budget to this governing body on October 5, 2016, 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 2, 2016 and a second public hearing was scheduled and held on November 16, 2016, 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 1, 2016 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 2017 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, 2017 and ending December 31, 2017 more particularly described as follows:

FUND DESCRIPTION	BEGINNING FUND EST. BALANCE	FY2017 REVENUE	FY2017 EXPENSES
General Fund	\$ 1,131,694	\$1,724,050	\$1,745,395
Enterprise Fund	\$1,229,265	\$ 916,313	\$ 912,013
Conservation Trust Fund	\$ 24,344	\$ 10,100	\$ 10,000
Minturn Building Fund	\$ 203,852	\$ 241,900	\$ 241,900
Market Fund	\$ 5,870	\$ 64,500	\$ 64,500
Capital Fund	\$ 264,030	\$ 1,000	\$ 260,000
Scholarship Fund	\$ 307,062	\$ 10,000	\$ 10,500
Battle Mtn Fund	\$ 460,938	\$ 2,500	\$ 250,000

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 16th DAY OF NOVEMBER, 2016. 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 7th DAY OF DECEMBER, 2016 AT 6:30 p.m. AT THE MINTURN TOWN HALL 302 PINE STREET, MINTURN COLORADO 81645.

TOWN OF MINTURN, COLORADO

Matt Scherr, 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 7th DAY OF DECEMBER, 2016.

Matt Scherr, Mayor

ATTEST:

Jay Brunvand, Town Clerk

Planner Report - November 2016:

Priorities for the Planning Department by the Council 2016 Retreat
& Planning Commission Recommendations for 2017:



1. Standard Planning Duties

(building permits, design review, and subdivision applications, etc.)

Active applications:

- a. Battle Mountain Mountain Top*
- b. Cross Creek Subdivision*
- c. Grouse Creek Subdivision*

2.100 Block – Completion:

- Anglers Landscape
- Decorative Lighting

3. Zoning at Dowd

4. ECO Trail

5. Boneyard Conservation Easement Plan

(to be completed, management plan to be completed, conservation easement documents to be completed).

6. Recreation Plan

7. River property to be obtained by Town

8. Establish Trail access to river on existing town property

9. ADA Park Revision to Little Beach Park

10. Restrooms at Little Beach Park & Boneyard Conservation Easement

Administrative:

1. Update Zoning Code: Subdivisions & PUD's
2. Revision to the Design Guidelines of the Zoning Code
2. Adoption of the 2015 International Building Codes-
(with recommended revisions of code not to adopt)
3. Amendment to the Sign Code –
(address: LED, indoor lit signs, cabinet signs)
4. Way-finding Sign Approval

TOWN OF MINTURN

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



MINTURN TOWN COUNCIL

Mayor Matt Scherr
Mayor Pro Tem Earle Bidez
Ms. Sidney Harrington, Councilwoman
Mr. Harvey Craig, Councilman
Ms. Terry Armistead, Councilwoman
Mr. John Widerman, Councilman
Ms. Sage Pierson, Councilwoman

Manager Memo

November 16, 2016

Minturn to Dowd Bike Path

We have ready to submit an application to USFS for Minturn's request of the bike path easement. However two items are outstanding before FS is willing to process the application. FS wants assurance that any other property owner consents are in place. Eagle County has sent a letter for the use of County Road 14 at either end, near the bridge and towards town. The town has a request to the State Land Board to grant an easement through their property. At this point they seem unwilling grant an easement because the Land Board is still negotiating with CDOT to move the maintenance yard from Eagle Vail. See my letter to Chris Smith and his response. I have also sent a letter to Greg Moffet, who is a Director of the SLB. Greg has responded and offered to meet with me.

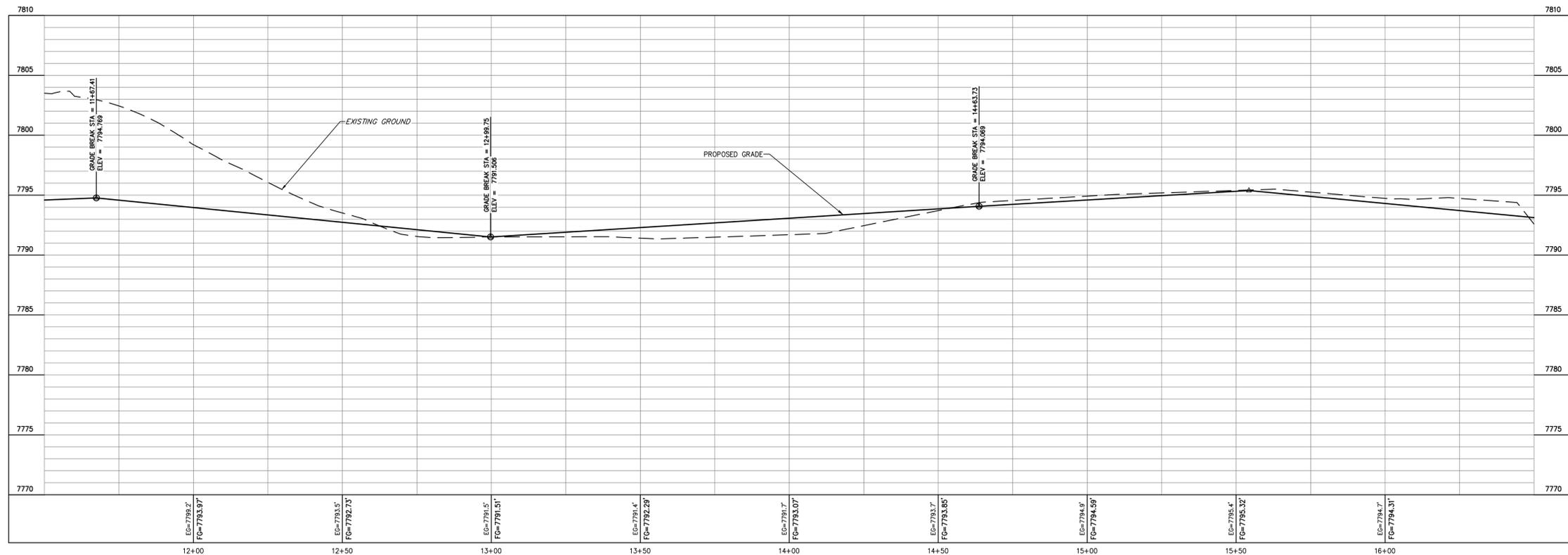
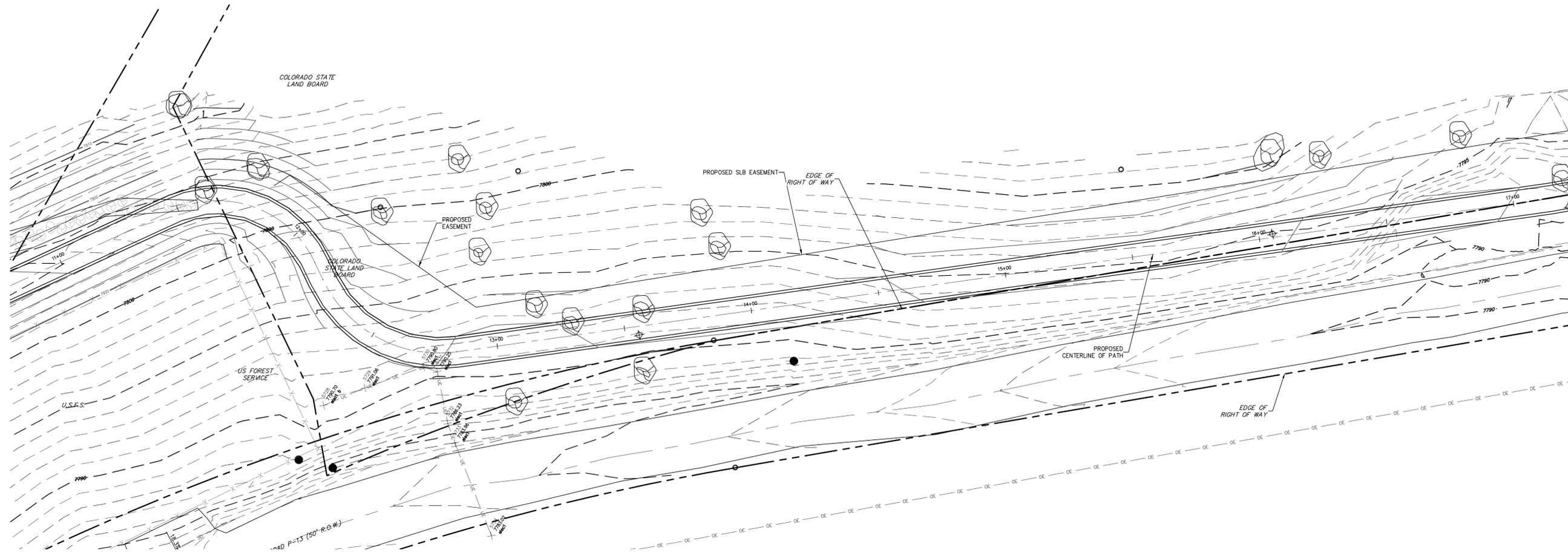
Main Street Pedestrian Planning

At the last meeting I stated we had some cost containment issues for the project. Attached is additional information on two change orders for the project, both related to federal requirements.

Reminder: Stolfus will present update to Council on December 7; public open house on Dec. 8; one on one meetings tentatively scheduled Jan. 11 and 12.

Medical Leave

As I earlier reported my new date for surgery is Nov. 14 and will not be attending the meeting of the 16th.



Final Alignment PROFILE
 HORIZ. SCALE: 1"=40'
 VERT. SCALE: 1"=10'

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NOTICE: According to Colorado law you must commence any legal action based upon any defect in this survey within three years after you first discover such defect. In no event, may any action based upon any defect in this survey be commenced more than ten years from the date of certification shown herein.

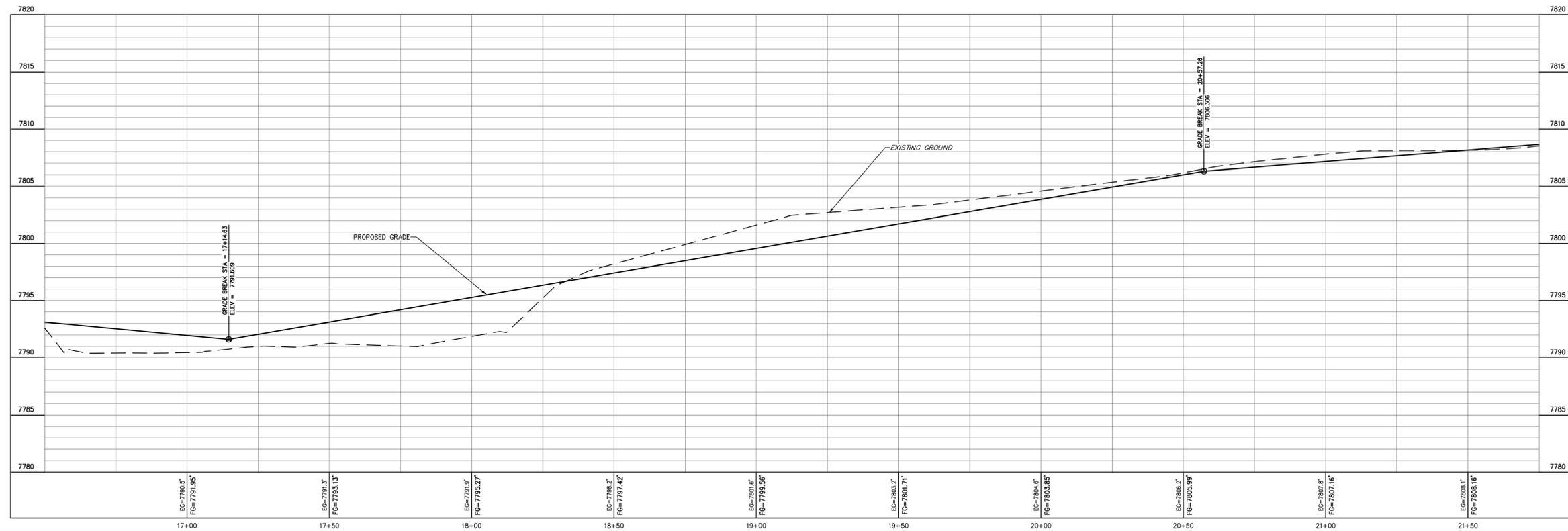
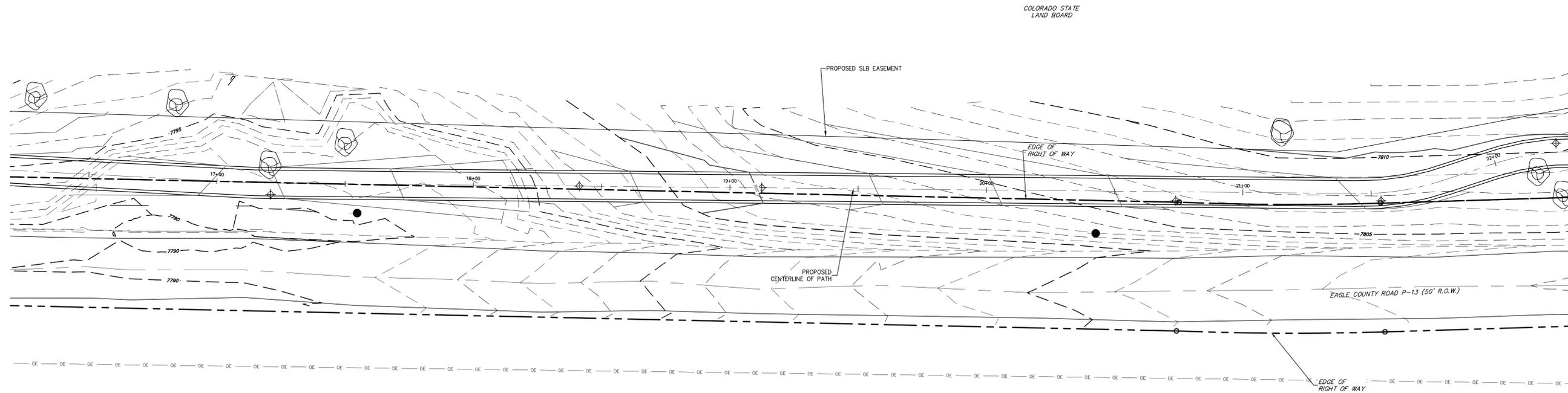
Inter-Mounting
 Engineers & Surveyors
 Civil Engineers & Surveyors
 40801 US HWY 6623, SUITE 203 BOX 979, AVON, CO 81620 (970) 968-9072
 6551 S. REVERE PARKWAY, SUITE 106, CENTENNIAL, CO 80111 P/E (303) 946-6220

CLIENT: TOWN OF MINTURN
 This document was prepared for the exclusive use of the Client specified herein. The use of this document or the information contained herein by any other person, firm, or entity, without the written consent of Inter-Mounting Engineers & Surveyors, is prohibited. This information is intended to be used within one year of the date hereof. Use after that period is not authorized.

P AND P STA 11+50 - 16+50
 MINTURN TRAIL
 STATE LAND BOARD, TOWN OF MINTURN
 EAGLE COUNTY, COLORADO

DESIGNED BY:	MMG
DRAWN BY:	MLM
CHECKED BY:	MMG
DATE ISSUED:	10-27-2016
PROJECT NO.:	15-0096
SHEET NO.:	2 OF 4

NO.	DATE	REVISION	BY



Final Alignment PROFILE
 HORIZ. SCALE: 1"=40'
 VERT. SCALE: 1"=10'

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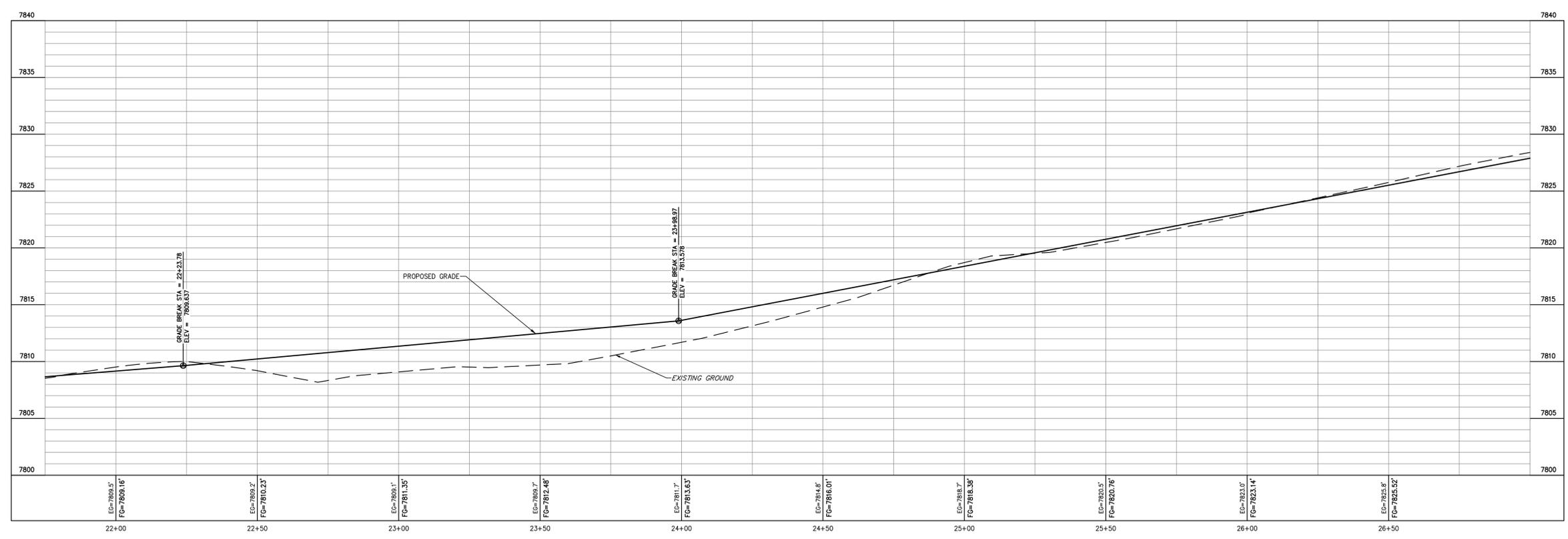
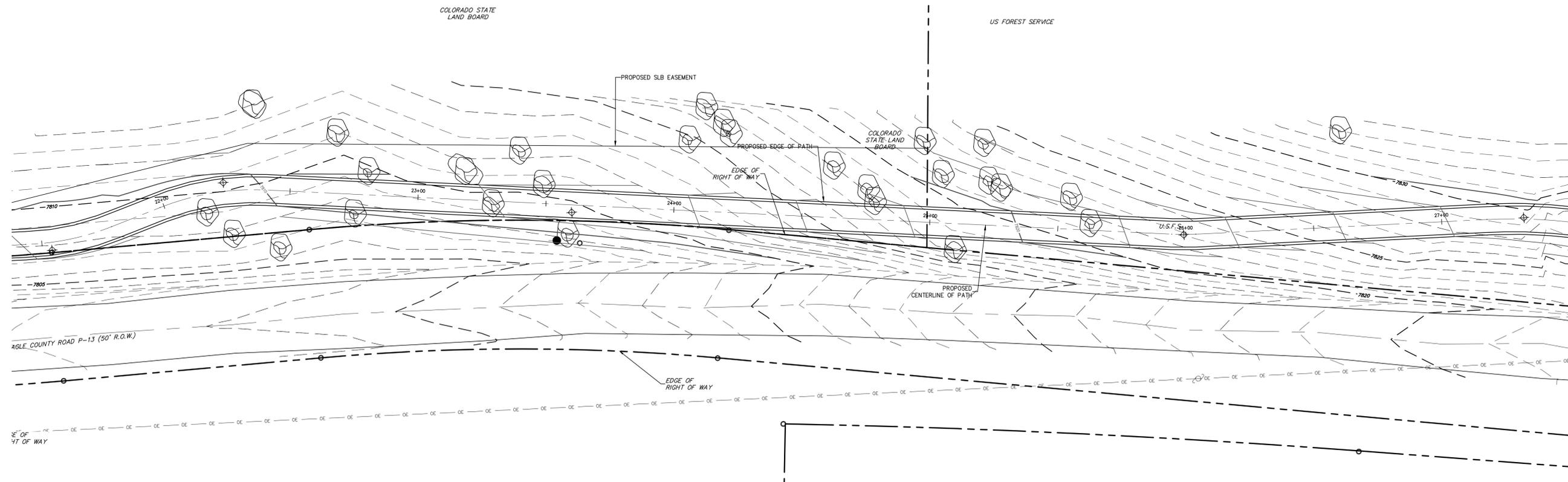
NO.	DATE	REVISION	BY

Inter-Mountain
ENGINEERS & SURVEYORS
 Civil Engineers & Surveyors
 40801 US HWY 6623, SUITE 203 BOX 579, AVON, CO 81620 PHE (970)948-9072
 6551 S. REVERE PARKWAY, SUITE 106, CENTENNIAL, CO 80111 PHE (303)946-6220

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P AND P STA 16+50 - 21+75
 MINTURN TRAIL
 STATE LAND BOARD, TOWN OF MINTURN
 EAGLE COUNTY, COLORADO

DESIGNED BY:	MMG
DRAWN BY:	MLM
CHECKED BY:	MMG
DATE ISSUED:	10-27-2016
PROJECT NO.:	15-0096
SHEET NO.:	3 OF 4



Final Alignment PROFILE
 HORIZ. SCALE: 1"=40'
 VERT. SCALE: 1"=10'

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NOTICE: According to Colorado law you must commence any legal action based upon any defect in this survey within three years after you first discover such defect. In no event, may any action based upon any defect in this survey be commenced more than ten years from the date of certification shown hereon.

NO.	DATE	REVISION	BY

Inter-Mountain ENGINEERING
 Civil Engineers & Surveyors
 4081 US HWY 6623, SUITE 203 BOX 978, AVON, CO 81620 PHE (970)684-9072
 4051 S. REVERE PARKWAY, SUITE 106, CENTENNIAL, CO 80111 PHE (303)946-6220

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P AND P STA 21+75 - 27+00
 MINTURN TRAIL
 STATE LAND BOARD, TOWN OF MINTURN
 EAGLE COUNTY, COLORADO

DESIGNED BY:	MMG
DRAWN BY:	MLM
CHECKED BY:	MMG
DATE ISSUED:	10-27-2016
PROJECT NO.:	15-0096
SHEET NO.:	4 OF 4

attachment # 2

From: Smith - DNR, Christopher [<mailto:christopher.smith@state.co.us>]
Sent: Thursday, November 03, 2016 11:31 AM
To: Willy Powell
Subject: Re: Emailing - 150096 - STATE LAND BOARD.PDF

Willy,

Thank you for your email and voicemail. In concept this could work but as I mentioned on our last conversation, we are not in a position to consider this request yet. We are still working with CDOT and our board will not make any decisions that will affect this property until we have come to a final agreement with CDOT. Unfortunately our discussions with them are taking a very long time and I am not sure when we will reach an agreement. I understand your predicament, but we just cannot consider this at this time.

Chris

On Thu, Oct 27, 2016 at 2:49 PM, Willy Powell <manager@minturn.org> wrote:

Chris,

Regarding the bike trail easement which the town desires crossing SLB land, I had our engineers place the easement as close to the front property line as possible, per your directive. The alignment jogs slightly because of the terrain. The easement is drawn as 20' in width. Please see attached.

Your earliest review is appreciated. I have applications ready to submit to the Forest Service, but cannot submit until I have adjacent property owner consent.

Thanks, Willy

Willy Powell

manager@minturn.org

970-827-5645 x 8

--

Christopher Smith

Real Estate Section Manager



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Jay Brunvand

From: Willy Powell
Sent: Thursday, November 10, 2016 12:56 PM
To: Jay Brunvand
Subject: FW: Emailing - 150096 - STATE LAND BOARD.PDF

Attachment #3

Attachment 3

From: Moffet - DNR, Gregory [mailto:greg.moffet@state.co.us]
Sent: Thursday, November 10, 2016 12:16 PM
To: Willy Powell; Christopher Smith; Ryan - DNR, Bill
Subject: Re: Emailing - 150096 - STATE LAND BOARD.PDF

Hi Willy

Thanks for getting in touch. As a Land Commissioner for the Colorado School Trust, with a clear fiduciary responsibility to Colorado's present and future school children, I am interested in finding ways to help you achieve your objectives that align w/ the Land Board's mission of generating reasonable and consistent revenue over time for our beneficiaries. The parcel in question was acquired to relocate CDOT's residential and operations uses, thus allowing the Land Board to consolidate it's parcel in Eagle Vail; creating a more valuable asset for our beneficiaries. As Chris has noted, we are challenged in working w/ CDOT, but short of an option that provides a greater benefit to the Trust, we are, for the time being, still trying to consolidate our Eagle Vail land with hopes of leasing it for development (which in all likelihood would involve workforce housing and may well involve the County and the Town of Vail in a transaction). FWIW, at first blush our parcel near Minturn is not suitable for residential due to the what appears to be rockfall hazard as well as CPW's dislike of dogs in a deer/elk corridor. The land is probably best suited to a semi- industrial or commercial use. We are open to suggestions that further our objectives, but just giving land to the government for a trail probably doesn't fit the bill. I'm happy to sit down and discuss at your convenience.

Greg Moffet
Colorado State Land Board

On Wed, Nov 9, 2016 at 6:25 PM, Greg Moffet <greg@busad.com> wrote:

From: Willy Powell <manager@minturn.org>
Date: November 9, 2016 at 2:27:10 PM MST
To: "gmoftet@vailgov.com" <gmoftet@vailgov.com>
Subject: FW: Emailing - 150096 - STATE LAND BOARD.PDF

Hi Greg,

I am sending this email with respect to your role as a Director of the State Land Board. Sorry to send this to your Vail address, but that is the only contact information I could find.

Minturn, in conjunction with Eagle County, is planning/engineering the Minturn to Dowd trail, a portion of the valley wide Eagle Valley Trail. We have considered alternatives and the only feasible alignment is to locate the trail to the east of County Road 14. We are ready to submit to the USFS an easement application on federal land. They will not accept the application until all other land owners have consented to the use of their lands. There are three land owners affected: State Land Board, USFS and Eagle County (for the use of the county road, near the bridge). I have a consent letter from Eagle County and need one from SLB. I have been in conversations with Chris Smith. He has been informative and very respectful. Minturn first proposed an alignment at the toe of the slope; Chris asked to move to the front property line, which we did. I can send you a map of the plans if you would like.

As you can see from the message below Chris believes his hands are tied due to the negotiations with CDOT for the maintenance yard relocate. I am asking your advice in how Minturn might proceed. You are aware, more than me, the negotiations with CDOT have been prolonged, and I question how much additional time it may take to have resolution. The town's USFS application will take some time to process and we need to get in their queue. Ellie Carly believes this section of the trail will be of high priority, in part due to lower costs than other sections.

Regarding any relocation of the maintenance yard to the Minturn location, our Council is opposed to adding additional industrial uses to the entry of town. Is it not possible to relocate only the residential component and leave the maintenance yard? CDOT officials have told me the cut and retaining wall are expensive and seem to be opposed to the move. And are not workers subject to rock fall hazard, just like residents. I understand SLB has an obligation to maximize the use of their lands. But cannot the Board give dispensation for use by a sister state agency.

Thanks for hearing me out.

Regards, Willy

Willy Powell

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970-827-5645 x 8

Main Street Pedestrian Planning Project—Change Orders

Background

In February, 2016 the town and CDOT entered into an agreement to provide engineering for Main St. upgrades from Toledo to Maloit Park Rd. The engineering is to provide pedestrian and drainage upgrades. The amount of the grant is \$320,100 (80% federal/20% town; \$266,080/\$64,020). After a competitive RFQ the town selected Stolfus & Associates to provide engineering services. The initial amount of the Stolfus contract is \$374,913. Within the initial budget are placeholders for work primarily related to federal requirements. Engineering work is being closely aligned with the CDOT repaving project, now scheduled for 2019. The first placeholder of \$25,000 is for environmental services including: historic evaluation, wetlands delineation, threatened and endangered species and SB 40 (wildlife certification from Colorado Parks and Wildlife (CPW) when the agency plans construction in "...any stream or its bank or tributaries..."). The second placeholder of \$30,000 is for procuring permanent easements and temporary construction easements. Both change orders were highly negotiated and lowered from initial estimates of the work.

Change Order 1

Change Order #1 added \$39,469 over the \$25,000 placeholder. The initial amount of \$25K assumed CDOT would be assuming more of the environmental analyses due to their repaving process. However the repaving project does not have as much impact as the town's project as it is a more expansive project. Thus the initial amount of \$25K was not sufficient. Change order 1 increased the total contract amount to \$414,382.

Change Order 2

Change Order #2 adds \$24,368 over the \$30,000 placeholder. The work included is to procure 3 permanent easements and 60 temporary easements. With the initial placeholder there was not enough information to know that 60 temporary easements would be necessary. The temporary easements are to "chase" driveways to meet maximum grade requirements. The town must follow federal requirements for purchase of the easements which require strict procedures. The work includes the following: boundary information, perform field ties of easements, legal descriptions, title work, and modify final plans accordingly. For this change order evaluation was made for lowering or eliminating other line items. Most significantly we lowered the lighting allowance which was included to provide additional lighting in the "narrows" area. We have contacted Xcel to attach lights to existing power poles in the "narrows" and as soon as possible, exclusive of Main St. Project. The amount of change order over the \$30K amount is \$24,368. With both change orders the Stolfus contract is now \$438,750.

It was necessary that I, as Town Manager, authorize the change orders to keep the planning/engineering on schedule, meet deadlines and coordination with the schedule of CDOT deadlines for the repaving project.

wildlife certification from Colorado Parks and Wildlife (CPW) when the agency plans construction in "...any stream or its bank or tributaries..." Although Senate Bill 40 (SB40) emphasizes the protection of fishing waters,

ACTION PLAN	responsible party	status
11/16/2016		
TOP PRIORITIES		
Code Enforcement	Powell	zoning code, nuisance, parking
Provide necessary funding		will be proposed in 2017 budget
Develop enforcement strategies		Council discussion on 10/5
hire enforcement officer		Kathy Biggs hired, training and enforcement begins 10/25
Communication Strategies		
Council strategy--concerts, coffees, etc.	Council	
Consider live phone reception	staff	
Staff returns phone calls w/ 24 hours		
Economic Development Strategies		
EDAC meeting 8/16 to review plan	Metteer, ECAC	Council to review plan 9/21
Main Street Pedestrian Planning		
Final Design	Powell	to be submitted 2/7/17
TAP grant		Minturn awarded for construction \$960k/240k
apply for DOLA grant		need to discuss timing with DOLA representative
determine construction schedule		2019
SECOND TIER PRIORITIES		
Water Rates		
Water rates to be reviewed 8/17	Water Comm.	rates to be decided during budget process
Final water rates for 2017 defined in budget		
Zoning Code Updates		
100 Block	Hawkinson	100 Block revisions approved Sept. 21
Dowd Junction		P&Z has begun discussion
Zoning Code Update Dowd Junction		
PZ Council action by November	Hawkinson	next priority for PZ
		staff is developing a draft table of uses
Bike Path Minturn to Dowd		
Alignment, easements, permits	Powell, Hawkinson	State Land Board easement discussion in play
		remaining environmental studies being contracted for
Soft Paths		
construction to occur Sept. 17	Metteer	volunteer day successful, VVMBBA finishing trail
Speed Limits Main St.		
Does Minturn conduct study and budget		
Governance		
Is this a priority of new Council?		