



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

**Wednesday June 18, 2008**  
**Work Session – 6:00PM**  
**Regular Session – 7:00PM**

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

**Interim Town Administrator – Gary Suiter**  
**TOWN CLERK/TREAS - Jay Brunvand**

**COUNCIL MEMBERS:**

Jerry Bumgarner  
Matt Scherr  
Shelley Bellm

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

**Work Session – 6:00pm**

- Audit Presentation – Brunvand/Wendy Swanhorst (45 Min)
- Discussion of Resolution 41, Series 2008 – Flaherty (15 min)

**Regular Session – 7:00 PM**

**1. Call to Order**

- a. Roll Call
- b. Pledge of Allegiance

Mayor Hawkeye called the meeting to order at 7:22pm. Those present included Mayor Hawkeye Flaherty, Mayor Pro Tem George Brodin, Matt Scherr, Shelley Bellm and Jerry Bumgarner  
*(Note: Due to resignations the Council stands at five members)*

Staff present Interim Town Administrator Gary Suiter, Town Treasurer/Clerk Jay Brunvand, Planner Chris Cerimele, and Town Attorney Allen Christensen.

## STANDING ITEMS

### **2. Approval of Agenda (5 min).**

- a. Items to be Pulled or Added
- b. Order of the Agenda Items

Motion by George B., second by Jerry B., to approve the June 18, 2008 Council Agenda as presented; all voted in favor.

### **3. Approval of Minutes and Action Report (5 Min).**

- June 4, 2008
- Action Item Memo

Correct Page 9 first paragraph second to last line. Request to split to two lots drop the size

Motion by George B., second by Shelley B., to approve the minutes of the June 4, 2008 minutes as amended; all voted in favor.

Gary S. noted the Action Memo had been amended to include the items and direction from the Council Retreat held on May 29, 2008 as reviewed by he and Hawkeye.

Direction was given to add review of memos and discussion at the July 16, 2008 Worksession regarding new Financial Software, electronic packets, and records retention software.

### **4. Special Presentation/Individual Introductions/Citizen Recognition/Project Update**

### **5. Public comments on items, which are NOT on the agenda (3 minute time limit per person).**

### **6. Discussion/Action - Emergency Items, if necessary**

### **7. Discussion Item - Town Administrator's Report (10 Min)**

Gary S. updated Council on the success of the first Market. Things went well with reports of strong sales by vendors. Some minor logistics with some of the vendors but Staff stepped up and Resort Entertainment Inc went above and beyond their contract. The crowd was a little light as it is on the first market and the new parking scheme was a success.

Scholarship committee. If Council has any names for the committee please get them to Gary S. The Committee is looking for representation from Ginn Corp, the School District, and the town at large. The Scholarship money has been deposited with the town and we are ready to proceed with the development of rules and standards and to complete set up of the Scholarship Committee for the distribution of the funds.

Hawkeye feels the Town should consider establishing Housing guidelines and rules that are in coordination with the other towns and the County.

Shelley B. said we need to participate but not be the solution. Matt S. stated he can see the need in Minturn and although the Town has done a lot in this area it still could be a huge opportunity for the Town.

Hawkeye stated he had discussed with Gary S. to have Gary S., Hawkeye, Shelley B. and Don Cohen (Eagle County Housing Authority) meet to discuss. Hawkeye noted today it was announced the Town of Vail was putting up \$15,000 to the county housing store. Hawkeye stated we should come up with at least the \$1,200 to be members of the Authority. Shelley B. stated we should come up with ideas not be the solution to the County workforce housing issue.

George B. requested it be set as a goal.

Shelley B. stated that Ginn has stepped up to the plate to resolve the housing needs their development will create but they should not be required to solve the issue county wide.

Gary S. will set up the meeting referenced and report back to the Council with a progress update.

Gary S. reported the need to schedule a work session with Town Water Attorney Anne Castle to have an in depth discussion on Minturn water issues. This Special Meeting is scheduled to run 2-3 hours. After discussion the meeting was set to meet 4-7 on Tuesday July 15. This will be posted as a meeting in order to allow an Executive Session if necessary. This will be a posted and paid meeting.

Gary S. reported he had a request from Jerry B. to erect a fence around Not-a-Park (243 Boulder Street) and was requesting direction from the Council. Jerry B. stated his intention of the fence is to keep the dogs from using the grass. Discussion ensued as to the type fence and the need. Shelley B. stated if we had more waste bag locations and they were stocked with bags we would not need a fence.

Direction was no fence and to review the location and number of waste bag stands and ensure they are stocked.

Gary S. addressed the memo from Jay B. on the School District's Facilities Committee recommendation to possibly close the Minturn Middle School. Council direction was to have Gary S. draft a letter or resolution and forward it to the Facilities Committee appealing the need to continue a public school at the Minturn Middle School location.

Motion by Jerry B., second by George B., to direct staff to draft a resolution in support of keeping the Minturn Middle School as a public school; all voted yes.

Gary S. introduced a memo by Chris S. which stated the Town does not have adopted standards on solar panels. Matt S. noted the County has an affirmation in support of solar power and the

state does not allow you to ban them. Currently a business in town is moving forward with solar panels. The Building code addresses the inspection and our code precludes reflective roof material. The Council supported the idea of developing standards for solar panels.

Public Works Director Rod C. has informed Gary S. that due to new water standards the water samples need to be driven to Brighton every two weeks in order to be delivered within the required 6hr window. Staff was directed to investigate working with the ERWSD for this or carpooling with other local water departments and the District.

Gary S. updated the Council on the Manager search. He has worked with two of the manager applicants that are interested in succession planning for the various Department Directors. Then, if successful, they could move in to the Manager position. Names will not be released until they are finalists. No positions have been formally posted as yet. The positions that are being discussed are the Finance, Planning, and Public Works Department Directors. The two candidates will be in on Friday June 20<sup>th</sup>.

4<sup>th</sup> of July is pulling together well. Our prime sponsor has pulled out and the town is looking for sponsorship. We will still be doing the event in the Little Beach Park. Shelley B. stated that we need to have announcements to the public if they want to have a kid's parade.

#### **8. Discussion Item - Town Council Comments (10 Min)**

George B. attended an ECO Transit meeting. The proposal of expanding busing to the Minturn Middle School for student use in off hours was discussed and forwarded to ECO Transit staff to explore the idea and was well received. Also a more frequent schedule in Minturn in general was discussed and is being reviewed. This as well was received pretty well but may be at a cost to the Town.

A grant opportunity with Great Outdoors Colorado for trails is being explored. They also discussed the various passes available to ride the bus. Matt S. noted that Bike to Work Day is next Wednesday, June 25<sup>th</sup>. Shelley B. stated they are looking at a Walk to Work week this summer as well.

Hawkeye noted he had received a letter from Father Hugh regarding parking at the historical church on Main St. Council direction was to refer the issue to Staff to develop options and bring forward to council at the next meeting.

Long time citizen and former Councilmember Bill Burnett has passed away. George B. read the details of the service arrangements. Mr. Burnett was a lifelong citizen of the town and was very well respected as a citizen, council member, historian and friend.

Hawkeye requested a moment of silence in memory of Mr. Burnett

## DISCUSSION, HEARINGS AND ACTION ITEMS

### **9. Discussion/Action Item - Ordinance 14 – Series 2008 (Second Reading) An Ordinance Approving a Franchise Agreement With Comcast – Brunvand/Christensen (30 Min)**

Hawkeye introduced and read the ordinance by title. Allen C. confirmed no changes from first reading.

Motion by Shelley B., second by Matt S., to approve Ordinance 14 – Series 2008 (Second Reading) an Ordinance Approving a Franchise Agreement with Comcast as presented; All voted in favor.

### **10. Discussion/Action Item - Resolution 41 – Series 2008 A Resolution Amending Town Council Procedures – Christensen (15 Min)**

Hawkeye introduced the agenda item. This item was scheduled to be reviewed during the Worksession but was missed due to the review of the FY2007 Audit running over. Hawkeye requested a motion to table this item until it can be reviewed during a Worksession. Direction was given to set Resolution 41 – Series 2008 for a worksession and Council meeting to be set by the Mayor and Gary S.

Motion by Jerry B., Second by George B., to table Resolution 41 – Series 2008 a Resolution amending Town Council procedures as presented and schedule as a Worksession as soon as available set by the Manager and Mayor; All voted in favor.

### **11. Discussion/Action Item – Motion to Accept Fiscal Year 2007 Audit – Brunvand (5 Min)**

Introduced and opened for discussion and motion.

Motion by George B., second by Shelley B., to accept the Fiscal Year 2007 Annual Audit as presented; All voted in favor.

### **12. Discussion/Action Item – Motion to Extend Interim Town Manager Gary Suiter's Contract – Suiter (5 Min)**

Introduced by Hawkeye. Matt asked if 135hours per month is adequate to perform the duties? Gary S. stated he averages his hours and feels this should be sufficient. As we staff up the Manager position should take less time. Hawkeye asked if Gary S. had any vacation plans; nothing specific and usually is broken up into shorter stints that are more manageable. Shelley B. had a concern with the term of a 6mo plus 6mo extension option as they had discussed a year or longer at the retreat.

Motion by Shelley B., second by George B., to extend Interim Town Manager Gary Suiter's contract as presented; All voted in favor.

## FUTURE AGENDA ITEMS

### 13. Items to be added to future agendas / work session

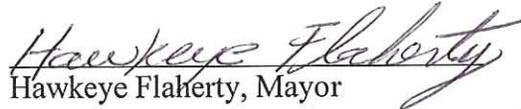
- Appointment of two Council Members (during meeting) – 7/2/08
- First Reading of Re-Codification of MMC – 7/2/08
- Tax Abatement Report – Work Session – 7/2/08
- Catholic Church on street parking consideration – 7/2/08
- Budget Report and Reconsideration of Grant Requests for Non-Profit Organization in 2008 – 7/16/08
- Discuss Committees for Ginn Project – 7/16/08
- Ordinance Creating General Improvement District
- Housing Guidelines – 7/16/08
- Snow Removal and Snow Dump Policy - Work Session – 8/6/08
- Resolution to appoint Matt S. the ECO representative and George B. as alternate – 7/2/07
- Allen stated GID will be on 7/2, council interviews and p&z appointments, and boots will be present. Very busy meeting.
- Scholarship Committee appointments, planning and policy.
- Worksession to discuss the Rec Center on the next meeting – 7/2/08
- Minor subdivision review by Chris on 7/2

### 14. Set Future Meeting Dates

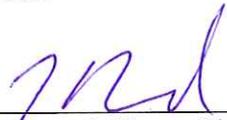
- a) Council Meetings
  - July 2
  - Special Meeting of Minturn Town Council 4-7pm Tuesday – 7/15/08
  - July 16
  - August 6
- b) Planning & Zoning Commission Meetings
  - June 25
  - July 9
  - July 23
- c) Other
  - Eagle County School District Board of Education – 7/9/08
  - Town of Minturn 4<sup>th</sup> of July Celebration – 7/4/08

## 15. Adjournment

Motion by George B., second by Jerry B., to adjourn the June 18, 2008 Town Council Meeting at 8:15pm; all voted in favor.

  
Hawkeye Flaherty, Mayor

ATTEST:

  
Jay Brunvand, Town Clerk

