



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

**Wednesday October 1, 2008**  
**Work Session – 5:45PM**  
**Regular Session – 7:00 PM**

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

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

**COUNCIL MEMBERS:**

Shelley Bellm  
Lorraine Haslee  
Jerry Bumgarner  
Aggie Martinez  
Matt Scherr

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 – 5:45pm**

- Housing Guidelines – Suiter (30min)
- 2009 Budget Review/questions – Brunvand (30min)

**Regular Session – 7:00 PM**

**1. Call to Order**

- a. Roll Call
- b. Pledge of Allegiance

Mayor Hawkeye Flaherty called the meeting to order at 7:00 p.m. Those present included, Matt Scherr, Aggie Martinez, Jerry Bumgarner, Lorraine Haslee, Mayor Hawkeye Flaherty and Mayor Pro Tem George Brodin and Shelley Bellm.

Staff present was Interim Town Administrator Gary Suiter, Town Treasurer/Clerk Jay Brunvand, Deputy Clerk Carrie Kendall, Planner Victor Villarreal, Planner1 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 Aggie M., to approve the agenda as presented: all voted in favor.

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

- September 17, 2008 – Regular Council Meeting
- Action Item Memo

Amendments:

Motion by Jerry B., second by Hawkeye F., to approve the Council minutes from September 17, 2008 as presented; all in favor. (*Note: Shelly B. was absent from the previous meeting and therefore abstained*)

Action Item Memo discussion:

Council questioned what the next steps will be for Recreation Center committee. Gary S. recommended that goals be established for the committee based upon the architect's recommendation. The Committee will be comprised of 2 council members, 3 citizens and ex-officio staff.

### 4. Liquor Authority

- Mrs. Gail Crowder, DBA Minturn Mile Liquors, Annual Renewal Retail Liquor License; 341 Main Street; Gail Crowder, Owner/Manager

Per Jay B. everything is in order and he recommends approval. No issues to bring up.

Motion by Shelley B., second by George B., to approve Mrs. Gail Crowder, DBA Minturn Mile Liquors, Annual Renewal Retail Liquor License; 341 Main Street; Gail Crowder, Owner/Manager as presented; all voted in favor.

Aggie questioned the Sunday sales (new law allowing the sale of alcohol on Sundays) Mrs. Crowder replied that it was just enough to keep open for business but not profitable as of yet.

**5. Special Presentation/Individual Introductions/Citizen Recognition/Project Update**

- Introduction of Victor Villarreal, Minturn Town Planner

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

**7. Emergency Items, if necessary**

**8. Town Administrator's Report (10 Min)**

- Verbal at meeting

Gary S. addressed the recently adopted snowplowing and parking plan and acknowledged the publicity campaign that the town is providing for the issues. (i.e. the increase in parking on the streets due to the density of the land use in town). He highlighted last year's snowplow and snow storage problems and the related safety issues. The new plan will be in effect from November-April on Main, Boulder, Pine and Taylor. The plan is as follows:

North bound side of street --no parking on Mon and Wed

South bound side of street-- no parking on Tues and Thursday.

This is to give sufficient time for public works crews to thoroughly plow the streets. There will be no parking restrictions on Friday, Saturday or Sunday.

The restrictions will also impose a 2 hour parking time limit as well from the 100 block of Main St to Meek St only.---This is to benefit the business and residents of the town.

Lorraine H. asked about the enforcement philosophy of the issue; Gary S. replied that we would be lenient this first year but will impose ticketing and towing if necessary.

A public meeting will be held on Tuesday, Oct 14 to address this at 6pm in the Town Hall.

Gary S. addressed a letter from the Blue Line Architects about their employees parking on Main St. Shelley B. stated that the conditional approval of the building stipulated that the employees were to park in back as part of the councils building approval.

Gary S. received a request from Eagle County to participate in a joint meeting with Redcliff on Monday, Oct 20, 2008 at 6 p.m. The County's presentation will be on the Sustainable Communities Initiative for 2010. The majority of the council stated that they could not attend with the exception of Hawkeye.

Gary S. stated that the residents need to be aware of the bears at this time of year....several Council Members stated that they have seen evidence of bears and that we need to make sure that the trash containers are locked and put away. Several members discussed the issue of the smell of The Gourmet Cowboys dumpsters and the attraction of bears. Their trash is continually overflowing and maybe a bigger dumpster is in order. Direction was given to Staff to follow up with the Gourmet Cowboy owner and the trash company.

The Town Municipal Code is now on the website for public use.

### **9. Town Council Comments (10 Min)**

Shelley B. noted that the first joint Redcliff meeting with the Town of Minturn on the 16 of Oct location and time TBD. Shelley would like Gary S. to set up an agenda for this meeting.

Jerry B. thanked all for the cleanup effort of the shooting range...noted that it is a public amenity and it will require the correct attitude and commends those for their effort. Shelley B. noted 100 people volunteer monthly to do this cleanup.

Lorraine H. commended the Minturn Community Fund for hosting a block party last Saturday.

## **DISCUSSION, HEARINGS AND ACTION ITEMS**

### **10. Discussion/Action: Accept 2009 Budget and set Public Hearing dates – Brunvand (30min)**

A brief introduction was given to the Council regarding next steps for the budget to publish the Public Hearing dates. The Public Hearings are set for October 15 and November 5.

Motion by George B., second by Shelley B., to accept the Fiscal Year Budget as presented and ordered the publishing of the dates and times setting the official public hearings; all voted in favor.

### **11. Discussion/Action: Ordinance 17 - Series 2008 (First Reading) an Ordinance establishing limits for construction activity – Cerimele/Christensen (15min)**

Allen C. stated this was to have been included in the recodification.

Shelley B. stated she disagreed with this item and felt it was unfair to limit residents from doing construction on Sunday. Allen C. stated that there have been numerous complaints.

Lorraine H. questioned Chief Martinez about the complaints and he stated that most of the complaints were night time issues.

Jay B. noted that we have a contract that limits work times for those that lease property from the Town such as A-Peak Asphalt and Lafarge Concrete. Gary S. stated that we might need this due to the major construction that could be forthcoming and this is not intended to penalize Minturn residents. Gary S. recommended not to adopt this if Council doesn't support it.

Chris C. noted that Vail doesn't have this ordinance –they derived a noise ordinance that they adopted from Singletree ( a neighborhood in unincorporated Eagle County)

Tabled for one month—to the Nov 5 Worksession.

Motion by Shelley B., second by George B., to table Ordinance 17 - Series 2008 (First Reading) an Ordinance establishing limits for construction activity as presented to the November 5 Council Worksession and Meeting; all voted in favor.

**12. Discussion/Action: Update and Direction from Council regarding September 30, 2008 Worksession and future steps – Suiter (15min)**

Gary S. recommended to Council to select a firm for the proposed recreation center and then staff can begin negotiations...more details can be added to the contract. Detailed negotiations of the scope of work can be done at that time.

Jerry B. noted that he liked Ken Ballard and would like for him to be involved in the process and Council agreed.

Much discussion ensued in regards to each of the presentations and architects that presented to the council. Hawkeye suggest looking at the parcel around the recreational center and the future growth around that area be considered when making decisions. George B. suggested that apartments be added to the plans of the new recreational center. Housing around the recreational center suggested. Gary S. recommends land planning, due diligence and reference checks, as well as a check on fee schedules. Council's role is to check out the architects and their projects on their own time. Direction was to continue with Gary S.'s direction and schedule as a Worksession and Council Meeting item on Oct 15

**FUTURE AGENDA ITEMS**

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

- 2009 Budget: First Public Hearing and Council comments – Brunvand – 10/15/08 – Worksession (1hr) - Council Meeting – (30min)
- Update and direction from Council regarding next steps on the Recreation Center – Work Session (45min) and Council Meeting – 10/15/08 - Suiter
- 2009 Budget: Second Public Hearing and Council comments including review of outside funding requests and consideration of corresponding Budget Ordinances on First Reading – Brunvand – 11/5/08 Council Meeting – (30min)
- Ordinance 17 - Series 2008 (First Reading) an Ordinance establishing limits for construction – Christensen/Cerimele - 11/5/08 Work Session and Council Meeting – (30min)
- 2009 Budget: consideration of Budget Ordinances on Second Reading – Brunvand – 12/3/08 Council Meeting – (30min)

**14. Set Future Meeting Dates**

- a) Council Meetings

- October 15
- November 5
- November 19

b) Planning & Zoning Commission Meetings

- October 8
- October 22
- November 12

c) Other

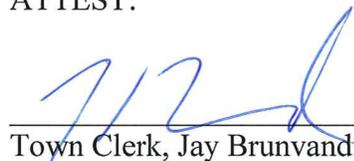
- October 16 Joint Minturn/Redcliff meeting – Jerry B. and Shelley B. only
- Minturn/Redcliff/Eagle County meeting on Monday, Oct 20, 2008 at 6 p.m. presentation on Sustainable Initiative for 2010 – Posted Meeting

**15. Adjournment**

Motion by Jerry B., Second by George B., to adjourn at 8:30pm; all voted in favor.

  
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Mayor Hawkeye Flaherty

ATTEST:

  
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Town Clerk, Jay Brunvand

