



OFFICIAL MINUTES

MEETING OF THE • MINTURN TOWN COUNCIL
Catholic Church 461 Main Street • Minturn, CO 81645 • (970) 827-5645

Wednesday January 6, 2010

Work Session – 6:30 PM
Regular Session – 7:00 PM

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

Town Administrator – Jim White
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 – 6:30 PM

- Use Tax discussion – Brunvand/White

Direction was given to bring back to Council in May. Evaluations on need and uses to be completed by Staff at that time.

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 7:09 p.m.

Those present included: Mayor Hawkeye Flaherty, Mayor Pro Tem George Brodin, Lorraine Haslee, Jerry Bumgarner, Matt Scherr, Aggie Martinez, and Shelley Bellm.

Staff present was Town Administrator Jim White, Town Treasurer/Clerk Jay Brunvand, Deputy Clerk Michelle Metteer, and Attorney Allen Christensen.

STANDING ITEMS

2. Approval of Agenda

- a. Items to be Pulled or Added
- Approval of the signing of letters in support of ECO grant request.

Motion by Lorraine H, second by Jerry B., to approve the agenda as amended; all voted in favor.

3. Approval of Minutes and Action Report

- December 16, 2009 Regular Council Meeting
- Action Item Report

Discussion of Action Item Report included:

- The Use Tax project would be added to the Action Report in order to facilitate the following of the project.
- Jim W. updated Council that the appraisal had been completed and sent to Forest Service for comments and final approval.
- Jim W. stated Town Center refinance moving forward and to be resolved no later than March of 2010
- Jim W. gave an update on the fire sprinkler system and damage repairs being undertaken as a result of the resulting water damages. Two options are available: put it back as a combined wet/dry system as it was previously installed at a cost approximately \$1,900.00 which would be covered by insurance or modify the system to a full wet system at a cost of almost \$10,000.00 of which insurance would only reimburse \$1,900; direction was to continue with the existing wet/dry system.

Motion by Aggie M., second by George B., to approve the Minutes of December 16, 2009 as presented; all voted in favor. (*Note: Shelley B. abstained as she was absent from the December 16th meeting.*)

4. Liquor License

Note: Council sat as the Minturn Liquor Authority)

- F.M. Saloon LTD. dba The Saloon Restaurant Liquor License Annual Renewal; 146 N. Main St., Andy Kaufman Owner/Manager

Introduced by Hawkeye and referred to Staff. Jay B. state the information was in the packet; it had been reviewed at Staff level by Attorney Allen C., Chief Martinez, and Jay B. and no issues were presented. It was noted for the record this consideration was for a renewal of an existing liquor license and the owner/manager Andy Kaufman was present if Council had any questions or comments.

Motion by Lorraine H., second by Shelley B., to approve the F.M. Saloon LTD. dba The Saloon Restaurant Liquor License Annual Renewal; 146 N. Main St., Andy Kaufman Owner/Manager as presented; all voted in favor.

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

6. Special Presentations/Citizen Recognition

7. Town Administrator's Report

- Jim W. updated Council on the Town Building repairs. Burke Harrington Construction was selected as the General Contractor and construction has commenced.
- Eagle River mine spills and notification updates were given by Jim W. Concern that the EPA, Department of Wildlife, CDPHE and others are not being notified of spills and other issues. Internal notification systems have been established and the Town of Minturn has been added to the notification list as has the Eagle Fire District. This item will be monitored to ensure issues are identified, notification of problems at the mine are made to the authorities in a timely manner and potential plans to put in an alternate pipeline are in the works.
- Allen C. commented that the notification system is broken. He noted that this affects the entire County.
- The GreenBelt initiative has been rescheduled for January 20, 2010 Council meeting by Jim W.
- Jim W. and Jay B. have met with Lafarge regarding their existing contract and possible renewal. The company recently built a plant in Steamboat and won awards for their commitment to environmental excellence.
- Battle Mountain Development is focused on the environmental concerns. Jim W met with Dave Kleinkoff and all payments are current through the November bills.
- Banned units for accessory dwellings will be updated at the next Council Meeting.
- Minturn Summer Market is moving forward.
- Next Transportation Committee will meet on January 27, 2010.

8. Town Council Comments

- Matt S. stated that January 14, 2010 at the Minturn Saloon will have the "Green Drinks" gathering

- Aggie M. stated that the Catholic Church should be thanked, possibly reimbursed, in some way for the use of their facilities during the reconstruction phase of the Town Centre
- Matt S. asked about enforcement of sidewalk clearing; it will be reviewed at Staff level.
- Mayor Flaherty gave everyone thanks for their cooperation with the snow thus far. He is looking for comments on how the parking plan can be improved and requests that please contact the Town of Minturn with suggestions and comments. He also wishes everyone a happy and safe new year.

PUBLIC HEARINGS AND ACTION ITEMS

9. Discussion/Action – Resolution 1 – Series 2010 A Resolution setting the Official Posting sites for the Town of Minturn – Brunvand

Motion by Lorraine H., second by Jerry B., to approve Resolution 1 – Series 2010 A Resolution setting the Official Posting sites for the Town of Minturn as presented; all voted in favor.

10. Discussion/Action – Ordinance 11 – Series 2009 (Second Reading) an Ordinance approving an Intergovernmental Agreement with Eagle County for animal control services in 2010 – Martinez (5min)

Allen C. noted for the record that no changes had been made between first and second readings.

Motion by Jerry B., second by Matt S., to approve Ordinance 11 – Series 2009 (Second Reading) an Ordinance approving an Intergovernmental Agreement with Eagle County for animal control services in 2010 as presented; all voted in favor.

11. Discussion/Action – Resolution 2 – Series 2010 a Resolution approving the purchase of an identified Caterpillar Tool Carrier – White/Brunvand

Motion by Jerry B., second by Aggie M., to approve Resolution 2 – Series 2010 a Resolution approving the purchase of an identified Caterpillar IT-38-H to include all necessary signatures by the Mayor or his designee (Jim W.); all voted in favor.

12. Discussion/Action -Authorization for Mayor to sign letters in support of ECO grant monies.

Motion by Jerry B, second by George B, to approve the signing of letters by the Mayor as detailed in discussion; all voted in favor.

FUTURE AGENDA ITEMS

Next Meeting

- Sidewalk discussion – Brunvand/White – January 20, 2010
- Ordinance ____ - Series 2010 an Ordinance prohibiting concealed weapons on Town of Minturn owned properties and facilities – Christensen/Martinez
- Greenbelt Initiative – White – Action Item
- Battle Mountain Annexation petition – Christensen – Action Item – January 20, 2010
- Annexation Impact Report – Cerimele – Action Item – January 20, 2010
- Use Tax discussion – White/Brunvand – Action Item – January 20, 2010

Future meetings

- GID Audit Exemption Review – White – February 3, 2010
- Discussion regarding the transportation meeting issues – White/Scherr (Worksession February 3, 2010)
- Channel 5 update – February 3, 2010 – Public Comment section of agenda
- Town Attorney/Boots Ferguson to update and receive direction from the Council – February 3, 2010 – 90min

13. Set Future Meeting Dates

Until notified all future meetings will be held at the Catholic Church 461 Main Street.

a) Council Meetings

- January 20, 2010
- February 3, 2010
- February 17, 2010

b) Planning & Zoning Commission Meetings

- January 13, 2010
- January 27, 2010
- February 10, 2010

c) Other

- Minturn Transportation Committee Meeting – 5pm Wednesday January 27, 2010

14. Adjournment

Motion by Jerry B., second by Shelley B., to adjourn the regular session of the Minturn Town Council at 8:00 p.m.

Hawkeye Flaherty

Mayor Hawkeye Flaherty

ATTEST:

J. Brunvand

Town Clerk, Jay Brunvand

