



Official Minutes

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

Wednesday February 2, 2011

Work Session - 5:30pm
Regular Session – 7:00pm

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

TOWN MANAGER – Jim White
TOWN CLERK/TREAS – Jay Brunvand

COUNCIL MEMBERS:

Shelley Bellm
Earle Bidez
Jerry Bumgarner
Aggie Martinez
John Rosenfeld

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 970/824-5645 302 Pine St. Minturn, CO 81645

Work Session – 5:30pm

- Discussion of information transfer between the Town Council and the Planning Commission – Cerimele (15min)
- Discussion/Action – Final draft for Open Fire Ordinance & Nuisance Ordinance discussion – Cerimele (15min)
- Downtown Colorado Inc Plan & Community Revitalization Plan. – Cerimele (45 min)

Regular Session – 7:00pm

1. Call to Order

- a. Roll Call
- b. Pledge of Allegiance

The meeting was called to order by Mayor Flaherty at 7:04 pm.

Those present included: Mayor Hawkeye Flaherty, Mayor Pro Tem George Brodin, Council Members Shelley Bellm, Jerry Bumgarner, John Rosenfeld, Aggie Martinez, and Earle Bidez.

Staff present: Town Manager Jim White, Town Treasurer/Clerk Jay Brunvand, Chief of Police Lorenzo Martinez, Administrative Assistant/Deputy Clerk Michelle Metteer, Planner Chris Cerimele and Attorney Allen Christensen.

2. Approval of Agenda

- Items to be Pulled or Added

Motion by Shelley B., second by George B., to approve the agenda as amended, all voted in favor.

3. Minturn Liquor Authority

- Consideration of a new Hotel/Restaurant liquor license for Magustos, Inc; 101 Main Street; Eric Cregon, Owner/Manager – Brunvand

The Mayor opened the Public Hearing and referred the item to the Town Clerk for staff presentation.

Motion by John R., second by Shelley B., to set the definition of "Neighborhood" as the entire Town of Minturn. All voted in favor.

Chief Lorenzo Martinez submitted a report within the Council packet, recommending approval of the license with conditions.

Mr. Eric Cregon, 206 Eagle St, Red Cliff, CO, provided background information regarding the history of the license application.

No members of the public stepped forward to comment on this application.

Motion by Jerry B., second by George B., to approve a Hotel/Restaurant liquor license to Magustos LLC located at 101 Main St based on the findings that the applicant has established reasonable requirements of the neighborhood, and desires of the inhabitants of the neighborhood support granting the application as presented with the following conditions; all voted yes.

- As a minimum the licensee, manager and a server be T.I.P.S (Training for Intervention Procedures) or similarly server trained. Additionally a certified server be on duty at all times while alcoholic beverages are served. This condition is to be met prior to opening and updated as needed, with documentation provided to the police department.
- The Liquor Authority has emphasized the requirement of operating an orderly establishment, and the proprietor has acknowledged the same stipulation.

4. Approval of Minutes and Action Report

- January 5, 2011
- Action Item Report

Motion by Shelley B., second by John R., to approve the minutes of January 5, 2010 as amended, all voted in favor.

Direction by staff to amend the minutes to reflect the Vail Ski and Snowboard Academy to Vail Ski and Snowboard Club.

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

6. Special Presentations/Citizen Recognition

- Volunteers and Residents to be recognized
 - i. Susana Miranda
 - ii. Recognition for Holiday Donations
 - 1. Vail Dispatch
 - 2. Salvation Army
 - 3. Anonymous Community Donors

7. Town Manager's Report

Radio Tower Contract/Legal Action

At the court date on Friday, January 7, 2011 at the Eagle County District Court in Eagle, Colorado, the Town of Minturn was given possession of the tower and all past due rent. Our Town Attorney will provide an update as it becomes available.

School District RFP Submittals

RFP's to consider re-purposing ideas for the Minturn Middle School were turned in on Thursday January 13, 2011. Review of the two proposals is underway this month. A decision on future uses of the school is expected in February. The School Board meets February 9, 2011. (Amendment: discussion of this item by the School Board will now be at its March 9, 2011 meeting).

LaFarge Fence

La Farge installed a fence to block the visual gateway to its facility and also in an effort to reduce the level of noise coming from the facility while operations are in full swing. Since the installation, the plant has been closed so we will have to wait to determine how successful the fence will prove to be as a noise barrier (photos are included).

I-70 Coalition

The Town continues to participate with the I-70 Coalition. At the last meeting on Thursday, January 13, 2011, all participants received a copy of Resolution #TC-1938 from the Transportation Committee awarding \$2.33 million in FASTER State Transit Funds for fiscal year 2011 to the I-70 Mountain Corridor AGS Feasibility Study requested by Region 1 (see copy enclosed). In addition, MOVE Colorado, is reaching out to citizens across the state to build support for implementing a 21st Century transportation system in Colorado and to prepare Colorado residents for future transportation investments (see Fact Sheet enclosed).

Governor Hickenlooper Visited Eagle County

On Friday, January 14, 2011, Governor Hickenlooper began a series of meetings throughout the state to elicit commentary about economic development. The first meeting was held at the Singletree Community Center in Edwards.

Signage

Preliminary contact has been made with individuals and companies that may be engaged to help with the actual construction of the Town signage. Staff is also continuing to work with the USFS on written justification needed to complete the Special Use Permit for our welcome signs. Pending approval from the USFS to install signage on its property, Town staff will be working on the construction and final design elements of the sign over the winter in anticipation of installation in the spring.

Battle Mountain Update

Anticipating a response from the Environmental Protection Agency (EPA) related to the Battle Mountain project, we have scheduled a return visit from Dave Kleinkopf to provide an update to Town Council. Dave is scheduled to be present at the February 16, 2011 meeting.

Changes in Parking Limits/Parking Passes

Downtown parking restrictions originally this year limited parking in the 100 block from 9am through 4pm, Mondays and Wednesday on the east side of the street, and Tuesdays and Thursdays from 9am through 4pm. Subsequently, parking limits in both the 100 and 200 Blocks of Main Street were reduced to 9am-2pm.

Effective in January, 2011, a pilot program was launched limiting parking restrictions in the 100 Block of Main Street in Minturn, on the same specified days, from only 9am through noon. This pilot program on the 100 Block was introduced to further improve access to local residents and businesses. In addition, parking is provided in the Municipal Lot as Public Works is clearing a section of the Municipal Lot at 6am-7am Monday-Friday. Finally, overnight parking passes will be issued for qualified residents or businesses from the 100 Block beginning January 28, 2011. Written notices of all these changes have been and will be hand delivered.

8. Town Council Comments

PUBLIC HEARINGS AND ACTION ITEMS

9. Discussion/Action – Notification of Applicant Appeal of Design Review Board Decision - Cerimele

Motion by Earle B., second by Shelley B., to set the appeal hearing for 115 Nelson Ave, Hotel Minturn for February 16, 2011. All voted in favor.

GENERAL IMPROVEMENT DISTRICT

Hawkeye convened the GID Board and noted all members of the Council were present and that Ms. Sarah Baker was present to Represent Battle Mountain Resort but that Mr. David Kleinkopf was not in attendance.

10. Convene as GID Board

11. Approval of Agenda

Motion by George B., second by John R., to approve the GID board agenda as presented. All voted in favor.

12. Review and Approval of November 3, 2010 GID Board Meeting minutes.

Motion by John R., second by Aggie M., to approve the November 3, 2010 GID Board Meeting Minutes. All voted in favor. George B., abstained.

13. Financial Matters

- Discuss and consideration for approval of Minturn GID Resolution 2011-02-01 an Application for Exemption from Audit – Brunvand (5min)

Motion by Jerry B., second by Shelley B., to approve the GID Resolution 2011-02-01 an Application for Exemption from Audit. All voted in favor.

14. Other Business

- Next GID Board Meeting set for November 2, 2011 7:00pm at the Minturn Town Center, 302 Pine Street, Minturn, CO 81645 – Brunvand (5min)

It was noted the November 2, 2011 meeting had been set at the November 3, 2010 Board meeting and no action was required.

15. Adjourn as GID Board; convene as Minturn Town Council

Motion by Shelley B., second by Aggie M., to adjourn as GID Board and convene as the Minturn Town Council. All voted in favor.

FUTURE AGENDA ITEMS

16. Next Meeting

- Discussion/Action – Resolution establishing annexation eligibility of the Eagle County School District Maloit Park Parcels No. 1 & 2 – Cerimele (15min each) – Feb 16
- Discussion/Action – Battle Mountain update from David Kleinkopf
- John Stavney, Eagle County Commissioner, US Forest Service land swap issues
- Discussion/Action –Appeal Hearing for 115 Nelson Ave, Tom Sullivan

17. Future Meeting

- Discussion/Action – 2009 IBC March 2, 2011
- Work Session – Develop agenda for April 6 Council meeting with County Commissioners. March 2, 2011
- Eva Wilson – Transportation discussion. March 16, 2011
- County Commissioners to attend Minturn Council Meeting – April 6 (work session in a prior meeting to develop agenda)

18. Set Future Meeting Dates

a) Council Meetings:

- February 16, 2011
- March 2, 2011
- March 16, 2011

b) Planning & Zoning Commission Meetings:

- February 9, 2011
- February 23, 2011
- March 9, 2011

c) Other Dates:

19. Adjournment

Motion by Jerry B., second by Earle B., to adjourn at 8:10pm. All voted in favor.

Work Session

20. Town Council Goals

- Entryway Signage at the north and south ends of Town, as well as coinciding signage for Little Beach Park
- Sidewalk Installation

- Focus and strengthen Special Events
- Plan Phase II of the Eco Trail
- Coordinated Marketing Plan
- Transit

Hawkeye Flaherty
Mayor Hawkeye Flaherty

ATTEST:

Jay Brunvand
Town Clerk, Jay Brunvand

