



Official Minutes

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

Wednesday March 19, 2014

Work Session – 5:45 pm
Regular Session – 6:30 pm

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

COUNCIL MEMBERS:

Shelley Bellm
Earle Bidez
Aggie Martinez
John Rosenfeld
Darell Wegert

TOWN MANAGER– Jim White
INTERIM TOWN ATTORNEY – Matt Mire
TOWN CLERK/TREASURER – Jay Brunvand
TOWN PLANNER – Janet Hawkinson

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 – 5:45 pm

- Wastewater Master Plan update – Diane Johnson and Lynn Brooks of ERWSD
- Ordinance 3 – Series 2014 (Second Reading) Contractor Registration Ordinance – Metteer
- Park Names – Hawkinson

Regular Session – 6:30pm

- 1. Call to Order**
 - Roll Call

The meeting was called to order by Mayor Hawkeye Flaherty at 6:40pm.

Those present included: Mayor Hawkeye Flaherty, Town Council members, George Broden, Earle Bidez, Shelley Bellm, Darell Wegert, John Rosenfeld, and Aggie Martinez.

Staff present: Interim Town Attorney Matt Mire, Town Planner Janet Hawkinson, Economic Coordinator Michelle Metteer, and Town Clerk/Treasurer Jay Brunvand.

- Pledge of Allegiance

2. Approval of Agenda

- Items to be Pulled or Added

Add 8a to discuss the Minturn Fitness Center.

Add C.R.S. §24-6-402(4)(b) and (e) to the Executive Session regarding the Minturn Fitness Center, School District and the police department contract negotiations.

Motion by John R., second George B., to approve the Agenda as amended. Motion passed 7-0.

3. Approval of Minutes and Action Report

- March 3, 2014 – Special Meeting

Motion by John R., second Aggie M., to approve the minutes of March 3, 2014 Special Meeting as presented. Motion passed 7-0.

- March 5, 2014

Motion by Darell W., second George B., to approve the minutes of March 5, 2014 Council Meeting as presented. Motion passed 7-0.

- Action Item Report
 - i. Eagle River Park
 - ii. Other Action Items

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

Ms. Barbara Allen updated the Council on her campaign to ban marijuana sales on Hwy 6.

5. Special Presentations

- One Book One Valley – Lori Ann Barnes

Ms. Lori Ann Barnes, Vail Public Library, outlined the initiative of the One Book One Valley. Eagle County's community read for 2014 is Finders Keepers by Craig Childs.

PUBLIC HEARINGS AND DISCUSSION/ACTION ITEMS

6. Discussion/Action Item: One Book One Valley Proclamation – Metteer

Hawkeye read the Proclamation.

Motion by Shelley B., second by John R., to accept the Proclamation in support of One Book One Valley as presented. Motion passed 7-0.

7. Discussion/Action Item: Resolution 2 – Series 2014 A Resolution endorsing the West Slope Principles and adopting the Eagle River Basin Principles for the Colorado Water Plan – Metteer

Michelle updated the Council on the issues endorsing the principles. Sections 1.1 and 2.4 were discussed previously and have been stricken from Exhibit “A” of the West Slope Principles for the Colorado Water Plan. Staff also recommended striking Section 4 from Exhibit “B” of the Eagle River Basin Principles as well.

Motion by Earle B, second by Shelley B., to approve Resolution 2 – Series 2014 A Resolution endorsing the West Slope Principles and adopting the Eagle River Basin Principles for the Colorado Water Plan as amended by striking of Exhibit “A” sections 1.1, 2.4, and Exhibit “B” section 4. Motion passed 7-0.

8. Discussion/Action Item: Ordinance 3 – Series 2014 (Second Reading) an Ordinance requiring registration of contractors conducting work requiring a permit – Metteer

Previous Action: Motion by Earle B., second by Shelley B., to approve Ord 3-2014 as amended on first reading. Motion Passed 6-0. Note: John R. was excused absent.

Proposed changes:

- **Define contractor more specifically as requiring a building permit**
- **Consider the multi year**

Michelle M. updated the Council on the changes and status to date. Discussion ensued as to if there would be prorated for licenses not taken out for the full three years; it will be prorated as needed.

Motion by George B., second by Shelley B., to approve Ordinance 3 – Series 2014 (Second Reading) an Ordinance requiring registration of contractors conducting work requiring a permit as presented. Motion passed 7-0.

8a Minturn Fitness Center Update

John R. updated the Council on the progress and reviewed the current budget for the project.

The project has a \$2M budget, currently this budget is projected to come in at \$1.95M. Some items that are not included in the budget are the soft costs such as the cost of the land, water tap fees. Items that are hard costs that will exceed the original \$2M budget are items such as utilities, and FFE. This will exceed the budget by approximately a total project cost of 2.4 to 2.5M.

Shelley B. stated she is committed to the project however, is upset the project is \$500k over budget. She said there needs to be a maximum price that we are expected to cover. Darell W. asked what was the cause of the overrun? John R. cited \$200k equipment, \$60k gas and electrical utilities to extend the service 1200ft to the building, architect/engineering about \$100k (the A&E was always outside of the scope of cost), the balance is for FF&E. John R also noted that although it appears we do not have to build a larger water tank, the existing 100k gal tank is not sufficient to service the fire needs without upgrades. Hawkeye stated that we should be given credit for the water tap. John R. stated these were considered in the 50/50 ownership. Hawkeye state a 25% overrun was pretty hard to accept. John R. noted \$500k is the very high end.

George stated he was willing to approve a max of \$200k. Earle stated the \$250k from the Town and the same amount from the academy would get them to the maximum price. This would include the landscaping and paving as well as the interior of the buildings. This would make it a turnkey operation at the \$2.5m with 50/50 ownership.

Motion by Shelley B., second by Darell W., to approve the allocation of an additional \$250k to be taken from the BMR funds. Motion passed 7-0.

OTHER MATTERS

9. Planning Department Update

- Conservation Easement update – Hawkinson

Two new business one in the old 1st Bank and an ice cream store next to the Mile radio space. CIRSA will be in to train the Planning Commission at the end of April.

- Park naming discussion

Shelley B. stated she felt the Council had been very clear with direction that the park names would remain as they currently are to include the name Boneyard for the new open space area.

10. Staff Report

Jay B. updated the Council on the April 8 Council election and other events in the Clerk and the Treasurer's office.

Michelle M. stated we would be sending out a questionnaire for the candidates to complete and return. This material will go on the website and in the community news letter. We will not do a candidate forum.

Michelle M. noted as the snow melts work will turn to cleaning up the area at 243 Boulder St in an effort to prepare the area for the Community Garden

Michelle M. noted the Ski Joring was a success due in part to the efforts of the entire staff and the public works team. A meeting was held today with all the associated parties to debrief the event and learn from the successes and concerns experienced with this year's event.

11. Town Council Comments

Earle B. said the Ski Joring was nice and a good crowd. Michelle M. reported that the event could not be held on Saturday due to icy conditions on the course making it unsafe for the horses however for the weekend they were able to do 51 event survey responses and will submit a report in the next few weeks. Shelley B. said the event was a lot of fun.

Shelley stated Minturn residents are able to vote in the Vail Recreation Board so make sure and vote for that as well. Minturn and Vail are the only municipalities that can vote on that.

ERWSD is having their Special District Board election in May.

EXECUTIVE SESSION

12. Executive Session: Executive Session pursuant to C.R.S. §24-6-402(4)(b)(f) - to receive legal advice on specific legal questions and to discuss personnel matters, regarding the Town Manager.

Motion by John R., second by Shelley B., To convene in Executive Session pursuant to C.R.S. §24-6-402(4)(b)(f) - to receive legal advice on specific legal questions and to discuss personnel matters regarding the Town Manager and pursuant to C.R.S. §24-6-402(4)(b)(e) to discuss separately the Minturn Fitness Center and to discuss the contracting for services of the Minturn Police Department to determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations and instructing negotiators. Motion passed 7-0.

Direction from Council as a result of the Executive Session:

- Janet and Michelle are to remain as Co-Managers of the Town in addition to their regular positions.
- George B. is to begin negotiations with the Eagle County Sheriff's Office regarding an IGA for police services. The staff point person on this is to be Michelle M.
- The Minturn Fitness Center committee is to continue with negotiations.
- Matt M. is to work with Tom Braun of the Eagle County School District regarding issues on the Fitness Center.

FUTURE AGENDA ITEMS

13. Next Meeting – April 2, 2014

- Vail Valley Foundation Re: 2015 World Cup funding consideration (4/2/14 this is to be moved to the 4/16 meeting)
- Discussion/Action: Ordinance 2 – Series 2014 (Second Reading) an Ordinance amending the Town Parking Plan – Hawkinson (first meeting in June; this is to be put on the 4/2 meeting to retable it to the first meeting in June)
- Work Session: DOLA Grant Update – Brunvand (4/2/14)

14. Future Meetings:

- Work Session – Continued work on the Town Council Vision Statement – White
- Discussion with XCEL Representative – White
- Marijuana update – Town Attorney (4/16/14 Invite Ms. Barbara Allen to the meeting)

15. Set Future Meeting Dates

a) Council Meetings:

- April 2, 2014
- April 16, 2014
- May 7, 2014

b) Planning & Zoning Commission Meetings:

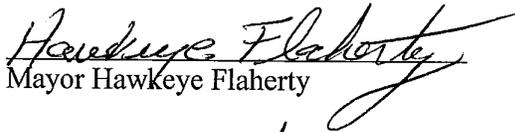
- March 26, 2014
- April 23, 2014
- May 21, 2014

16. Other Dates:

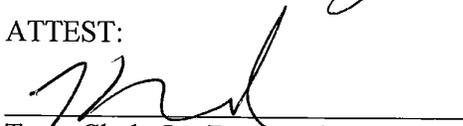
- April 8, 2014 – Town Council Elections
- April 26, 2014 - Eagle River Watershed Council Highway Cleanup

17. Adjournment

In that there were no further items the meeting stood adjourned at 9:48pm.


Mayor Hawkeye Flaherty

ATTEST:


Town Clerk, Jay Brunvand

