



Official Minutes

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

Wednesday November 19, 2014

Work Session – 5:00pm
Regular Session – 6:30pm

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

COUNCIL MEMBERS:

Shelley Bellm
Earle Bidez
John Rosenfeld
Matt Scherr
Jason Osborne

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 – 5:00pm

Please remember to bring your FY2015 Budget Book

- 2014 Budget Review – Brunvand
 - Progress update
 - Community funding requests discussion
 - Projects for 2015
 - Review of Budget Ordinances
 - Question/Answer

Regular Session – 6:30pm

1. Call to Order

The meeting was called to order by Mayor Hawkeye Flaherty at 6:35pm.

- Roll Call

Those present included: Mayor Hawkeye Flaherty, Town Council members, George Brodin, Matt Scherr, John Rosenfeld, Ozzy Osborne, Earle Bidez, and Shelley Bellm.

Staff present: Town Manager Willy Powell, Town Attorney Mike Sawyer, Town Clerk/Treasurer Jay Brunvand, and Town Planner Janet Hawkinson.

- Pledge of Allegiance

2. Approval of Agenda

- Items to be Pulled or Added
 - Add an Executive Session to discuss the building moratorium with the Town Attorney pursuant to CRS 24-6-402(4)(b)

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

3. Approval of Minutes

- November 5, 2014

Motion by Earle B., second by Johnie R., to approve the minutes of November 5, 2014 as presented. Motion passed 7-0.

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

5. Special Presentations

PUBLIC HEARINGS AND ACTION ITEMS

6. Action Item: Resolution 19 – Series 2014 consideration to appoint a Planning Commissioner to the Minturn Planning Commission – Hawkinson

Hawkeye read the resolution. Janet H. requested that, as the applicant was not able to be in attendance, the Resolution be tabled until the December 3, 2014 Council meeting.

Motion by Shelley B., second by George B., to table Resolution 19 – Series 2014 to December 3, 2014. Motion Passed 7-0

7. Action Item: Ordinance 09 – Series 2014 (Second Reading) an Ordinance considering annual approval of an IGA with Eagle County for Animal Control services – Brunvand

No Changes from First Reading.

Motion by Johnie R., second by Ozzy O., to approve Ordinance 09 – Series 2014 (Second Reading) an Ordinance considering annual approval of an IGA with Eagle County for Animal Control services as presented. Motion passed 7-0.

8. Action Item: Ordinance 10 – Series 2014 (Second Reading) an Ordinance approving the lease of land for Wilcon Energy – Powell/Sawyer

Mike S. identified the changes requested from first reading that had been incorporated within the Second Reading.

Motion by Ozzy O., second by George B., to approve Ordinance 10 – Series 2014 (Second Reading) an Ordinance approving the lease of land for Wilcon Energy as presented. Motion passed 7-0.

9. Public Hearing: – 2nd Public Hearing on proposed fiscal year 2015 Budget – Brunvand

Hawkeye opened the Public Hearing for the purpose of discussion and comment on the Fiscal year 2015 proposed budget.

- Remaining FY2015 Budget Questions:
 - Direction on Funding Requests
 - Augustana/Castle Peak \$10,000
 - World Cup 2015 20,000
 - Vail Valley Partnership 2,000
 - Radio Free Minturn 1,500
 - Walking Mtn Science Center 1,000
 - Minturn Community Fund 7,500
 - Eagle County Trails-Momentum Unfunded

 - Red Sand Stone – This item was handled by individual Council Member contributions and is not part of the budget.
 - ECSD Mosquito Control – This item was moved to a line item (01-01-5235 and will be appropriated annually as needed.
 - Council Directed to include the following Enterprise Fund Debt retirements be included in the 2015 FY Budget:
 - Retire 97 \$265 RD
 - Retire 95 \$300 CWRPDA
 - Council Directed a December Staff Bonus of \$1,000 for employees with seniority over one year and prorate per month for those under one year be included in the 2014 expenses.
- Direction on 2015 projects

Council directed to include General Fund spending up to \$200,000 of which \$158,500 would be allocated from savings and the remainder from existing budget line items such as Streets and Sidewalks as well as street signs. Staff was directed to proceed with the Alternative #1:

Entryway and 100 Block of Main St. If it was determined that the ramp up time was too significant to accomplish in 2015 then items from Alternative #2 could be considered.

- Brief update of the Water Rate Committee discussions and progress – Powell/Brunvand/Brodin/Bidez

Willy P. updated the Council on the status of the meetings and the review of the various water rate models. Willy P. stated the rates would not meet the January 1 deadline. The Committee will update again at the December meetings.

- Question/Answer

10. Discussion/Action Item: Ordinance 11 – Series 2014 (First Reading) 1st Reading An Ordinance Creating a Supplemental Appropriation to the 2014 Town of Minturn Budget – Brunvand

Motion by Johnie R., second by George B., to approve Ordinance 11 – Series 2014 (First Reading) an Ordinance Creating a Supplemental Appropriation to the 2014 Town of Minturn Budget as presented. Motion passed 7-0.

11. Discussion/Action Item: Ordinance 12 – Series 2014 (First Reading) 1st Reading An Ordinance Setting the 2015 General Property Tax Mill Levy for the Town of Minturn – Brunvand

Motion by Johnie R., second by Ozzy O., to approve Ordinance 12 – Series 2014 (First Reading) an Ordinance Setting the 2015 General Property Tax Mill Levy for the Town of Minturn as presented. Motion passed 7-0.

12. Discussion/Action Item: Ordinance 13 – Series 2014 (First Reading) 1st Reading An Ordinance Adopting the Fee Schedules for Fiscal Year 2015 for the Town of Minturn – Brunvand

Several fees were discussed to include the following potential changes on Second Reading:

- The Meeting room fees are being reviewed by Staff and changes are being considered.
- A review of the Ordinance will be conducted to verify the Contractor and Business License fees.
- Contractor fees need to be reviewed to reflect 3yr permits.
- Water Rates will be reviewed to adhere to a forthcoming recommendation of the Water Rate Committee.
- Street cut fees and the implementation of a performance bond will be considered.

Motion by Johnie R., second by George B., to approve Ordinance 13 – Series 2014 (First Reading) 1st Reading An Ordinance Adopting the Fee Schedules for Fiscal Year 2015 for the Town of Minturn as amended. Motion passed 7-0.

13. Discussion/Action Item: Ordinance 14 – Series 2014 (First Reading) 1st Reading An Ordinance Adopting and Recognizing the Town of Minturn’s 2015 Revenues and Expenses by Fund – Brunvand

Motion by Ozzy O., second by Shelley B., to approve Ordinance 14 – Series 2014 (First Reading) 1st Reading An Ordinance Adopting and Recognizing the Town of Minturn’s 2015 Revenues and Expenses by Fund as presented. Motion passed 7-0.

COUNCIL AND STAFF REPORTS

14. Town Planner

- Railroad Committee

Matt S. updated the council on the work the Committee has made on the various path options on the RR property. Council directed they would rather have the river path.

A possible lease by the Town for parking at the north end of Taylor was discussed. Shelley B. stated we spent a lot of time and money on the parking area on Taylor last year. Discussion ensued as to the desire or need of a lease from the RR at the north end of Taylor. Direction was to put this on hold.

- Eagle Park Bathroom

Janet H. updated the Council on the restrooms and stated the intent is to install the bathrooms this winter and have them ready for spring.

- Boneyard Conservation Easement

Janet H. updated the Council on the Easement.

- Code Re-write

15. Town Manager

- Manager’s Report

Dowd Junction and South Minturn USFS Property

Janet and I met with Holy Cross/Eagle District Ranger Dave Neely and White River Forest Supervisor Scott Fitzwilliams on November 6. In general the conversation surrounded the District’s plans to dispose of up-valley properties and locate most all facilities in Eagle. Staff told the USFS representatives, if that is the case, then there is no reason to delay the disposal of the South Minturn property. Dowd Junction is also on the disposal list. We did relate Council’s concerns regarding future uses: no high intensity, no gas stations, no large parking areas, etc. Rather the site should be used for recreation, information and perhaps other low intensity uses. FS officials expressed interest in having a meeting of various local agencies to discuss future uses: TOM, TOV, TOA, Eagle Vail Metro, and Eagle County.

I have contacted Toby Sprunk of Eagle County Open Space to discuss the property, but have not heard back.

Shelley B. felt it important to pursue annexation of the USFS property at Meadow Mtn. Vail, Avon, and Minturn have this property in their annexation plans however it is best contiguous with the Town of Minturn.

Minturn Fitness Center

The Minturn Fitness Center Board of Directors met on November 14 and approved Bylaws, subject to CIRSA final review. This is a major milestone, as there has been much discussion and input by Directors and attorneys over the last several months. This achievement will allow Directors and Staff to concentrate on achieving tax exempt status and the operations of the MFC.

Minturn Education Fund

Work has begun in filing paperwork to make the MEF a tax exempt organization.

- Discussion of Engineering Services
 - **Proceed with the RFQP**

Advantages are: likely will we have more firms interested and the firm may have more specialists who meet our needs.

- **Negotiate with Firms**

Advantages of the approach are: we can likely have a lower fee schedule and we can better assure we use a local company.

Discussion ensued as to the RFPQ Draft options. It was noted that often we need a specialized engineer for a specific project. The RFPQ should allow for the various needs based on the projects. Direction was to proceed with option #2.

- Action Report

Willy P. updated the Council on the status of the Action Report items.

16. Town Attorney

17. Town Council Comments

17a. Executive Session

Motion by Shelley B., second by Johnie R., to convene in Executive Session pursuant to Section 24-6-402(4)(b) for the purposes of consulting with our Town Attorney on questions concerning the current Building Moratorium. Motion passed 7-0

Direction given to Staff as a result of the Executive Session was to proceed as discussed.

FUTURE AGENDA ITEMS

18. Next Meeting – December 3, 2014

- Meeting: Discussion/Action – Meeting: Discussion/Action – 2nd and Final Reading of proposed 2014 Budget Ordinances – Brunvand Dec 3, 2014
- Worksession: Joint Council/Planning Commission meeting to discuss the Zoning Code moratorium – Hawkinson Dec 3, 2014

19. Future Meetings:

- Work session: consideration of approving retail sales of marijuana – Powell/Sawyer Jan 21, 2015
- 2015 Building Code update – Charlie Davis
- Meeting: Discussion/Action Kohlhoffer variance January 7, 2015 – Hawkinson

20. Set Future Meeting Dates

a) Council Meetings:

- December 3, 2014
- December 17, 2014
- January 7, 2014

b) Planning & Zoning Commission Meetings:

- November 12, 2014
- December 10, 2014
- January 14, 2015

21. Other Dates:

22. Adjournment

Motion by Johnie R., second by Ozzy O., to adjourn the meeting at 9:30pm.


Mayor Hawkeye Flaherty

ATTEST:


Town Clerk, Jay Brunvand

