



Official Minutes

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

Wednesday June 1, 2016

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

MAYOR – Matt Scherr
MAYOR PRO TEM – Earle Bidez

COUNCIL MEMBERS:

Terry Armistead
Harvey Craig
Sidney Harrington
Sage Pierson
John Widerman

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

- Review of 2015 Audited Financial Statements – Brunvand
- Review of Council Committees – Powell
 - A complete committee member list is attached to these minutes.

Regular Session – 6:30pm

1. Call to Order

The meeting was called to order by Mayor Scherr at 6:32pm.

- Roll Call

Those present included: Mayor Matt Scherr and Town Council members, Harvey Craig, Terry Armistead, Earle Bidez, Sidney Harrington, and Sage Pierson. Note: John Widerman was excused absent.

Staff present: Town Manager Willy Powell, Treasurer/Clerk Jay Brunvand, Deputy Clerk/Econ Michelle Metteer, Town Planner Janet Hawkinson, and Town Attorney, Michael Sawyer.

- Pledge of Allegiance

2. Approval of Agenda

- Items to be Pulled or Added

Motion by Earle B., second by Terry A., to approve the agenda as presented. Motion passed 6-0. Note: John Widerman was excused absent.

3. Liquor License

- Modification of Premises Minturn Country Club 131 Main St, Joe Honnessy Owner/Pres– Brunvand

Council convened as the Liquor Authority.

Jay B. presented the issues and recommended approval of the modification to allow outdoor seating.

Public Hearing opened.

Shelley Bellm, 472 Pine St, stated this would negatively affect the parking.

Public Hearing closed.

Willy P. detailed the parking in the area and noted the agreement existing from two meetings ago. Janet H. noted the area proposed is not in valid parking spaces.

Sage P. stated this is a question for the liquor license not the parking; they are two separate issue.

Motion by Sidney H., second by Sage P., to approve the Modification of Premises Minturn Country Club 131 Main St, Joe Honnessy Owner/Pres. as presented. Motion passed 6-0. Note: John Widerman was excused absent.

Council adjourned the Liquor Authority.

4. Approval of Minutes

- May 18, 2016

Motion by Earle B., second by Harvey C., to approve the minutes of May 18, 2016 as presented. Motion passed 6-0. Note: John Widerman was excused absent.

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

- CMC Town Scholarships Update

Ms. Diana Scherr, representing Colorado Mountain College, updated the Council on the uses the Minturn CMC Scholarship has provided. Ms. Scherr presented a picture of Ms. Emily Martinez receiving her diploma.

Ms. Emily Martinez, 1151 Main St, received scholarships from the Minturn Education Fund and from CMC. She read a letter of thanks for the support she has received.

Ms. Shelley Bellm, Minturn Education Fund, outlined the opportunities available for Minturn citizens. Scholarships were awarded for 2016 to three Minturn high school seniors.

Terry A, updated the community on the Summer Concert series. The schedule is on the Town website and on various other social media.

Earle B. announced the land swap between the Battle Mountain Resort and the United States Forest Service has been dropped by BMR, the Town will not be asked to support it, and it will not move forward. In lieu of this BMR and the Council will be moving forward with other plans to develop on the existing BMR land.

6. Special Presentations

- Main Street Pedestrian Planning special presentation – Powell/Stofus

Ms. Michelle Hanson from Stofus Engineering. This program is based on a grant that will engineer pedestrian transportation routes from Toledo Ave to Maloit Park Road. This presentation was an effort to bring the Council and the community abreast of the process and the opportunities.

An Open House style evening meeting will be held on June 7, 2016 4-7pm at the Minturn Town Hall. The public is encouraged to attend with their questions. In addition, individual property owners can schedule one on one meetings on June 29 and 30. This will allow those property owners to see how their specific property will be affected.

Willy P. noted this project is for engineering only. The town will be looking for funding options to implement the study but this has not been obtained as yet. Discussion ensued as to the pros and cons of the various options presented.

- Committee Reports

Terry A. and John W. went to the Climate Action Committee. This committee studies local and county wide solutions to sustainable living options. She updated the meeting on the proposed plan.

PUBLIC HEARINGS AND ACTION ITEMS

7. Discussion/Action Item: Acceptance of the 2015 Fiscal Audit – Brunvand

Motion by Terry A., second by Harvey C., to accept the Fiscal Year 2015 Annual Audit as presented. Motion passed 6-0. Note: John Widerman was excused absent.

8. Discussion/Action Item: Consideration of Resolution 07 – Series 2016 a Resolution approving Variance Request 16-01 at 386/392 Taylor St. - Hawkinson

Janet H. outlined the variance and requested it be continued to the June 15 Council Meeting.

Motion by Earle B., second by Sage P., to continue Resolution 07 – Series 2016 a Resolution approving Variance Request 16-01 at 386/392 Taylor St. to the June 15, 2016 meeting. Motion passed 6-0. Note: John Widerman was excused absent.

9. Discussion/Action Item: Consideration of Resolution 14 – Series 2016 a Resolution approving Land Use Application Conditional Use Permit 16-02 1011 Main St – Hawkinson

Terry A. recused herself from the table due to a conflict of interest and left the room. Her family is the developer and contractor of this project.

Janet H. outlined the project and the need for the Conditional Use.

Mr. Jeff Armistead, Contractor and Developer, outlined the project and answered any questions.

Willy P. noted the shared driveway; the project has a easement for a shared driveway to access both properties. Discussion ensued on the concern that commercial property is being moved to residential. To have all residential in the town does not bode well for the future uses and needs.

No public comment.

Motion by Harvey C., second by Sage P., to approve Resolution 14 – Series 2016 a Resolution approving Land Use Application Conditional Use Permit 16-02 1011 Main St as presented. Motion passed 6-0. Note: John Widerman was excused absent.

At this time, Terry A. resumed her seat at the table

10. Discussion/Action Item: Consideration of Resolution 15 – Series 2016 a Resolution approving Land Use Application Temporary Use Permit 16-03 – Hawkinson

Janet H. outlined the application. This is a request to erect a tent to sell excess stock from his formal store. His hope is to reduce his inventory and increase evening traffic in town.

Motion by Earle B., second by Terry A., to approve Resolution 15 – Series 2016 a Resolution approving Land Use Application Temporary Use Permit 16-03 as presented with the added condition the term not exceed 45days. Motion passed 6-0. Note: John Widerman was excused absent.

11. Discussion/Action Item: Discussion/Action Item: Resolution 13 – Series 2016 a Resolution allocating Holy Cross Energy Community Enhancement funds – Brunvand

Motion by Harvey C., second by Sidney H., to approve Resolution 13 – Series 2016 a Resolution allocating Holy Cross Energy Community Enhancement funds as presented. Motion passed 6-0. Note: John Widerman was excused absent.

12. Discussion/Action Item: Consideration of a Letter of Engagement from Newland Project Resources – Powell/Sawyer

This item was moved to the Manager's Report

COUNCIL AND STAFF REPORTS

13. Town Planner

- Gourmet Cowboy Sign approval

14. Town Manager

- Manager's Report

Willy P. noted the Entryway Project has exceeded the budget and the 10% contingency by slightly over 5%. This is due to several change orders that moved a fire hydrant, a boulder in Main Street that needed to be mitigated, and added a shutoff valve which corrected issues that are a result of past issues among others. Willy P. stated the project is still on track and he anticipates several other over runs.

Rural Economic Development Program (REDI)

I was mistaken in my report of the engineering costs to design the water line from Minturn to Dowd. The estimate is actually \$99,825 for the most difficult alignment. The first step is to do reconnaissance level study of three alternatives. It is likely the preferred alternative will have a lesser cost. Thus a 20% match will cost the town no more than \$20K.

I believe the \$1,000,000 water enterprise fund balance can be used to this kind of extraordinary expense. Because the deadline for the grant application is 5/31, staff submitted the application for the above mentioned amount

ICON TWO WEEK SCHEDULE

The Entryway/100 Block Project is progressing. Within the next two weeks you will see the following: completion of sidewalks and the bulb-out, concrete and planters in the 1st-Minturn Country Club area, landscape installation, and re-paving. The project continues to be on schedule.

Main Street Engineering Project

The first public meeting for the project is Council meeting tonight. See materials in packet.

The second public meeting is Tuesday, June 2 from 4—7pm. It is an open house format.

Notification postcards have been sent. Door hangers are being delivered May 26 and 27.

See attachments for very good initial survey results.

Willy P. discussed a potential Letter of Engagement from Newland Project Resources to assist the Town in project facilitation and management of the potential work on the Battle Mountain project ramping up. The consideration is to note to the public that the land trade is off the table and over (this point was stressed several times) and that BMR is desiring to begin development on their currently owned property on the valley floor. Discussion ensued as to the costs involved in this proposal both the hourly rate and the consideration of how many hours will be needed. The need to spend money to get the ball rolling to educate the public on the BMR plan through a grass roots community outreach program is money well spent. It was noted that BMR has said they have up to 90 days left of funding and the council agreed this put them in a corner and limited their time and the amount that can be accomplished.

Direction was to have staff meet with Newland Project Resources to develop thoughts and options to proceed that engages the public. To have Mr. Newland meet with Council thereafter if Staff feels it would be productive. No community postcard will be sent until after staff is able to meet with Newland to get their recommendation. It was further desired to receive from BMR a draft of MOU concepts they need to be successful as they proceed.

- Action Report

15. Town Council Comments

Sidney H. stated she liked the article forwarded on the railyard development in Truckee, CA.

Saturday is the Town cleanup.

16. Town Attorney

EXECUTIVE SESSION

17. Executive Session: An executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for

negotiations, and/or instructing negotiators under CRS Section 24-6-402(4)(e) and for the purpose of a conference with the Town attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b)– Battle Mountain

No Executive Session was held.

FUTURE AGENDA ITEMS

18. Next Meeting – June 15, 2016

19. Future Meetings:

- Boneyard Management plan and conservation easement
- Work Session on housing
- Council and Planning Commission joint meeting – 7/6/16 worksession
- Council retreat July 25, 2016 8:30am-3:00pm

20. Set Future Meeting Dates

a) Council Meetings:

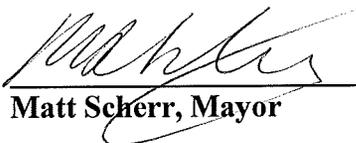
- June 15, 2016
- July 6, 2016
- July 20, 2016

21. Other Dates:

- Town Cleanup Day – June 4, 2016
- Main Street Pedestrian Planning Open House – June 7, 2016

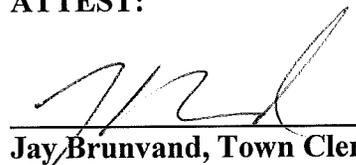
22. Adjournment

Motion by Earle B., second by Harvey C., to adjourn the meeting at 10:06pm. Motion passed 6-0. Note: John Widerman was excused absent.



Matt Scherr, Mayor

ATTEST:



Jay Brunvand, Town Clerk

