



Official Minutes

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

Wednesday January 4, 2017

Work Session – 6:00 pm

Regular Session – 6:30 pm

MAYOR – Matt Scherr

MAYOR PRO TEM – Earle Bidez

COUNCIL MEMBERS:

Terry Armistead

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 – 6:00 – 6:30 pm

- Discussion regarding Immigrant Support – Scherr
- Discuss Council vacancy appointment procedure – Brunvand/Powell (10min)

Regular Session – 6:30 pm

1. Call to Order

The meeting was called to order by Mayor Scherr at 6:30 pm.

- Roll Call

Those present included: Mayor Matt Scherr, Mayor Pro Tem Earle Bidez, Town Council members, Sidney Harrington, and John Widerman. Note: Sage Pierson and Terry Armistead absent excused and one seat is vacant.

Staff present: Town Manager Willy Powell, Town Planner Janet Hawkinson, Econ Dev Coordinator Michelle Metteer.

- Pledge of Allegiance

2. Approval of Agenda

- Items to be Pulled or Added

Additions: Add a Special Presentation on Magnesium Chloride on Main St.

Motion by John W., second by Sidney H., to approve the agenda as amended. Motion passed 4-0. Note: Sage Pierson and Terry Armistead absent excused and one seat is vacant.

3. Approval of Minutes

- December 7, 2016

Motion by John W., second by Earle B., to approve the minutes of December 7, 2016 as presented. Motion passed 4-0. Note: Sage Pierson and Terry Armistead absent excused and one seat is vacant.

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

Mr. Robert Martinez, 800 S Main St., brought forward a few issues for discussion including the nuisance ordinance and how the process functions. Mr. Martinez brought up past issues involving Floyd Duran from 1996 regarding abandoned vehicles. Mr. Martinez also discussed the parking of vehicles and the haphazard manner in which they are left on main and side roads. There are hazards involved with snow plowing but the concern is for the safety of the plow operators.

Willy P. was given the opportunity to clarify the Minturn Code Compliance position and the direction from Council to address issues on a complaint basis. Abandoned vehicles were at the forefront of the discussion.

Matt S. further reiterated the main focus of code compliance is currently complaint based either from the council or from individual citizens.

Mr. Martinez further expressed concern regarding the abandoned vehicles on the railroad property and the abuse of the system.

Ms. Tracy Long, 551 Main St., expressed her concern over the code regarding building and the manner in which parking is addressed. Ms. Long's idea is to include one parking space per lot for on-street parking. Ms. Long also expressed concerns regarding speeding through town. Folks seem to be driving way too fast.

Mr. Genaro Maganno, 793 Main St., came to the meeting tonight to apologize as he put snow in the wrong place due. Mr. Maganno also expressed the high speeds of drivers through town, citing a specific Target truck, and the need for increased enforcement.

Mr. Maganno also asked about the status of Minturn's moratorium of marijuana dispensaries in Minturn and if that issue might be addressed in the near future. Matt S. updated that currently no marijuana sales, recreational or medicinal are currently allowed in town. Matt expressed a referendum is an option if interested. Direction to contact Jay B. if interested.

Mr. Tim McGuire, 440 Eagle Street, updated the Council that Battle Mountain has been working with the Planning Commission and expects code amendments to come to Council by the Jan 18th meeting. Mr. McGuire's goal is to ensure ample public notice of all steps being taken by Battle Mountain.

Deputy Cusick provided a brief update to public comments in regards to speeding, abandoned vehicles. Deputy Cusick expressed that community policing is significantly more effective when the public is actively involved. He encouraged folks to call in, keep communication open, get license plate numbers or at a minimum the make, model and color of vehicle. Best way to report a non-emergency issue is 970-479-2201.

Earle B. would like to see additional information sent to the public so more are aware of their ability to express concerns regarding all issues from speeding, to code compliance and more.

5. Special Presentations

- Police presentation on the application of Magnesium Chloride (MgCl₂) on Main St.
 - Deputy Cusick recommended addressing the snow accumulation and accidents on HWY 24 and the role magnesium chloride can play to reduce such issues. For the use of MgCl₂ council will need to address the IGA between CDOT and the Town of Minturn. Earle B. asked for additional information regarding impacts of ingestion for children and impacts regarding yards. Willy P. also determined that this topic should not require a change to the existing IGA which would indicate there is no official action needed to make the change.
- Committee Reports
- Council Comments
 - Earle B. let folks know that with the construction of sidewalks in the south end of Minturn, traffic should see a decrease in speeds.
 - Matt S. encouraged everyone to shovel their sidewalks (into their yards).
 - January 18th is the first Business Alliance meeting and all Minturn Businesses are encouraged to attend for a free lunch.
 - Council Appointment – Matt S. identified the vacant position and reviewed the qualifications and how a citizen can submit a Letter of Interest to the town to be considered for the vacancy. Anyone interested is

to contact Jay B. in the Clerk's Office for Letters of Interest, and qualifications. Additional information is available on the town's website. The Letters of Interest are due by end of business on Wednesday January 11, 2017.

PUBLIC HEARINGS, DISCUSSION, AND ACTION ITEMS

6. Discussion/Action Item: Consideration of Resolution 01 – Series 2016 A Resolution setting the official posting sites for the Town of Minturn – Brunvand (5min)

Motion by Sidney H., second by John W., to approve Resolution 01 – Series 2016 A Resolution setting the official posting sites for the Town of Minturn as presented. Motion passed 4-0. Note: Sage Pierson and Terry Armistead absent excused and one seat is vacant.

7. Discussion/Action Item: Consideration of Resolution 02 – Series 2016 a Resolution considering a Temporary Use Permit 17-02 regarding Weston Snowboards at 160 Railroad Ave – Hawkinson (10min)

Janet H. noted the TUP had been considered by the Planning Commission and was recommend for approval with conditions for temporary steps to be inspected of the building inspector and the owner of the unit is also liable for cleanup of the area.

Mr. Mason Davey, 432 Main St, Weston Snowboards Mobile Unit Owner provided a brief update regarding the increased exposure Weston's is receiving and they are proud to continue to have Minturn as their home base.

Sidney H. asked about the dilapidated fence in the area and if it might be coming down. Mr. Davey expressed Weston's interest in helping to improve the aesthetics of the area. Janet H. and Arnold M. stated the fence was necessary to prevent vehicles driving from the Turntable parking area to Railroad Ave.

Arnold Martinez, Public Works Supervisor, expressed that there are two valves in the area where the tiny showroom will be located. Mr. Davey and Arnold M. will review the area together to ensure access to all necessary valves at any time. This will be a condition of the Temporary Use Permit.

Motion by John W., second by Sidney H., to approve Resolution 02 – Series 2016 a Resolution considering a Temporary Use Permit 17-02 regarding Weston Snowboards at 160 Railroad Ave as presented with the following conditions. Motion passed 4-0. Note: Sage Pierson and Terry Armistead absent excused and one seat is vacant.

Conditions:

- 1) Temporary steps to be inspected by the Building Inspector

- 2) Weston Snowboards is liable for clean-up of the area when the permit expires.
- 3) Access to identified water valves will be ensured at all times during the term of the permit.

8. Discussion/Action Item: Consideration of Resolution 03 – 2017 a Resolution extending by Amendment specific engineering services – Powell (10min)

Willy P provided an update on the status of land use for the Dowd to Minturn paved path. Discussion ensued regarding the State Land Board's potential disinterest to currently allow an easement across their land. Willy P to approach Forest Service regarding application for permits across their land.

John W. recommends asking the School Board for a letter of support.

Motion by Earle B., second by John W., to approve Resolution 03 – 2017 a Resolution extending by Amendment specific engineering services as presented. Motion passed 4-0. Note: Sage Pierson and Terry Armistead absent excused and one seat is vacant.

COUNCIL AND STAFF REPORTS

9. Town Planner (5min)

Janet H updated the Council on the Commission approvals including code rewrites. Flood plain management needs to be updated. The Colorado Water Conservation Board requires the flood plain maps be adopted, however Minturn's maps are in error and need to be corrected. Minturn to write a letter to the CWCB regarding correcting the maps and timing of Ordinance updates.

10. Town Manager (5min)

- Manager's Report
 - Discuss joint meeting with the Eagle County Board of Commissioners
- Action Report

Request by Matt S. for an update from Code Compliance regarding ongoing issues.

Letters of Interest for the Council vacancy may be submitted to Town Clerk Jay B. until Wednesday, January 11 at 5:00 pm.

11. Town Attorney

FUTURE AGENDA ITEMS

12. Next Meeting – January 18, 2016

- Council vacancy appointment
- Climate Action Plan

- Mountain Top Code Rewrite - TBD
- Mag Chloride Discussion – Work Session & Regular Meeting
- ECSO Year in Review

13. Future Meetings:

- Work Session on housing – Hawkinson
- Short Term Housing (prior to Business License Renewal) – Powell/Hawkinson

14. Set Future Meeting Dates


- a) Council Meetings:
- January 18, 2017
 - February 1, 2017
 - February 15, 2017

15. Other Dates:

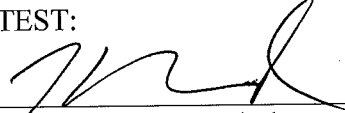
- Office Closed: January 16, 2017 – MLK Day

16. Adjournment

Motion by John W. second by Earle B to adjourn the meeting at 8:40 pm. Motion passed 4-0.



Matt Scherr, Mayor

ATTEST:


Jay Brunvand, Town Clerk

