



Official Minutes

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

Wednesday January 17, 2018

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

MAYOR – Matt Scherr
MAYOR PRO TEM – Earle Bidez

COUNCIL MEMBERS:

Terry Armistead
Kristina Krone
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 – 5:30pm

- Joint Session: Council and Planning Commission – Metteer/Hawkinson

Regular Session – 6:30pm

1. Call to Order

Mayor Matt Scherr called the meeting to order at 6:41pm

- Roll Call

Those present included: Mayor Matt Scherr, Mayor Pro Tem Earle Bidez, and Town Council members Kristina Krone, Terry Armistead, John Widerman, and Sage Pierson.

Note: Due to the resignation of Council Member Sidney Harrington, the council stood at six members including the mayor.

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

2. Approval of Agenda

- Items to be Pulled or Added

Motion by Terry A., second by Sage P., to approve the agenda as presented. Motion passed 6-0.

3. Approval of Minutes

- January 3, 2018

Motion by Earle B., second by Kristina K., to approve the minutes of January 3, 2018 as presented. Motion passed 5-0. John W. abstained as he was absent from that meeting.

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

5. Special Presentations

- Committee Reports

Kristina K. updated on the scholarship program and due dates. Applications are on the Minturn website and the deadline is March 30, 2018 at 5pm.

- Council Comments

Barstool racing is February 24 and signup information is on the website. Event is presented by the Minturn Community Fund.

Matt S. reminded all of the snow removal and ice removal regulations.

Monday with Mayor 4-6pm at Sticky Fingers Monday January 22.

PUBLIC HEARINGS, DISCUSSION, AND ACTION ITEMS

6. Discussion/Action Item: SGM Inc Water Study and Presentation – Metteer

Michelle M. introduced SGM representatives Warren Swanson and Ryan Gordon M. SGM was contracted by the town to study the long-term effectiveness of the existing slow sand water treatment plant owned by the Town as it would be affected by future growth specifically related to the Battle Mountain development and School District residential housing growth on the Maloit Park property. This study is to look at the slow sand filters, disinfection, maintenance, and distribution. Mr. Gordon reviewed what has been included within their study. The purpose of the study is to determine how much water can be produced with our current plant and how that can be enhanced, both in production and treatment, as development occurs. The study also will include evaluation of a new plant or continuation of this plant.

Earle B. asked about the length of time the study is taking. Mr. Gordon stated the filter takes time to process and evaluate, which is extending the time required to conduct the studies.

Discussion ensued as to how long the filters might last; as long as they are maintained properly the life expectancy is indefinite. Concerns are the increased volume that might be required as development occurs could be more than the currently sized filters can produce before the filter must be taken off line to clean and maintain. Mr. Swanson stated the sand filters are a great fit for Minturn due to their relative simplicity and in addition with his conversations at the state level he does not see our current system becoming obsolete in the future through implementation of increased purification standards.

Matt S. asked about the contracted study timeline; Michelle M. reported the original completion date for the study was November 2017. Mr. Gordon stated that he felt they could have the study delivered in 2-4 weeks from now and then commence with further testing to confirm the original results.

John W. asked if information on flows could be pulled from other sand filter plants in order to speed up our timeline; no, they are pretty site specific so shared data is not necessarily practical or useful. It was noted that the data could be analyzed relatively quickly but to run the plant at a specified level for a set length of time, requires that set length of time.

Matt S. asked again, how long the contract was agreed to take; 15 weeks between August/September and November. The contract was extended to include various additional testing but it was still promised in approximately 15 weeks (November 2017). It was again stated by SGM that in 2-4 weeks we could have a decision matrix capable of projections for Battle Mountain's use. Once that decision tree is supplied additional testing could be performed as recommended to confirm the results.

Mr. Tim McGuire, BMR, questioned the timeline and that if the testing in September indeed gave direction for such extensive further testing. He stated the September numbers should be used for a model and we should have our decision tree. He stated it has been four months since the initial testing and we should be able to create a decision model from that. He further questioned the need for such additional testing and that the original testing did not warrant further testing. Mr. McGuire also questioned the agreed timeframe and that timeframe is months past and now could run more months. He also questioned why SGM is looking at the water rights when our attorneys already have. He stated if the September test warranted running further testing that should have been brought forward at that time.

Mr. Gordon stated they are through task 7 (of 8 tasks) on the agreement and are making headway.

Matt S. asked if we could get a better understanding of why the contract timeframe was so underestimated. The Water Committee, staff, and SGM will discuss this and report back. In the meantime, SGM will have a decision tree available based on the September testing work within the 2-4 week revised deadline. Earle B. noted, if we can't handle what we have, we need to make changes in the existing water plant as it is impacted by future growth and demand. Terry

A. stated she has confidence in the work SGM is providing and would rather be confident in the study than to rush and have a less reliable decision tree.

Mr. Gordon stated that SGM will present the data and then verify the further data received and advise if changes are needed. This can be presented to Staff for use in a model, again, within the next two or so weeks. Michael S. clarified that SGM is not reviewing our water rights, they are studying the maximum treatment in comparison to what water is allowed under our water rights.

Mr. Lauren Bassel, BMR, why was the contracted timeline given by SGM when they didn't think they could meet the deadline, is the study for a new water plant currently being undertaken too? Mr. Gordon stated the schedule has slipped as they uncovered new issues which require additional testing. The new water plant study is being reviewed.

Kristina K. asked if we had good data from the fall test; yes, the test was necessary and beneficial.

Mr. Swanson said if there are expectations that have not been met he will work to improve that.

7. Discussion/Action Item: Resolution 05 – Series 2018 consideration of a Resolution to amend an Intergovernmental Law Enforcement Agreement between Eagle County Sheriff's Office and the Town of Minturn – Metteer

Michelle M. outlined the issue that because the ECSO is enforcing our laws that we need to have them covered under our insurance. It was noted this increase was included in our 2018 budget.

Motion by Kristina K., second by Terry A., to approve Resolution 05 – Series 2018 a Resolution to amend an Intergovernmental Law Enforcement Agreement between Eagle County Sheriff's Office and the Town of Minturn as presented. Motion passed 6-0.

COUNCIL INFORMATION / UPDATES

8. Staff Updates

- Manager Report

Scholarship Applications Now Available

The Town of Minturn is pleased to offer scholarships to qualifying students on an ongoing basis. The purpose of the Scholarship Fund is to award educational scholarships for the benefit of students from the Town of Minturn and to award scholarships on a regular basis, to deserving students, on an impartial basis, based on academic merit and other relevant criteria. **The deadline for submitting an application in 2018 is March 30 at 5pm. Applications are available at town hall or downloaded [here](#).**

HWY 24 Mag Chloride & CDOT Maintenance Agreement

Request has been sent to CDOT seeking implementation of the maintenance contract already in place. Although CDOT uses mag chloride on I-70 as well as Battle Mountain pass, we have been

unsuccessful in getting them to apply on HWY 24 through Minturn. We believe the mag chloride will improve safety through Main Street and allow for a wider travel lane as snow continues to fall. Staff will have more to update once we hear back from CDOT.

Michelle M. updated on the issues with the Hwy 24 CDOT and Mag Chloride applications. This has become an issue between the parties and Staff is working to reconcile. Michelle M. will follow up on the effects on rivers with Mag Chloride.

Radio Free Minturn

Radio Free Minturn is scheduled to have a meeting at their office Friday, Jan 12th at 5:00 pm. I will be attending the meeting and will provide an update at Council.

Update: Michelle M. noted the hard work Radio Free has undertaken. They are going to make some program changes, many community members have stepped up, and currently they will continue in their current location.

Meadow Lane

Meadow Lane has been surveyed and letters to property owners will be drafted to provide a timeline (estimated five years) requesting removal of items from the town property.

Economic Development Advisory Committee

EDAC will be holding its first quarterly meeting on Monday, January 22nd from 5:30 – 7:30 pm at town hall. Beautification Program will be under review and recommended changes are expected in order to keep the program in line with its goals. We will also discuss commercial space on the ground floor of the 100-block as well as the potential to have a “Made in Minturn” booth at the 2018 Minturn Summer Market.

Town Hall Maintenance

Work has begun on addressing maintenance needs at town hall. Fixing windows, repairing the ADA accessible entrance, community board hanging, and the repair of other items is underway.

Michelle M. updated on some of the smaller upgrades to the building as a follow up on the energy audit.

Dowd Junction Update

USFS representatives will be attending the Jan 12, 2018 Mayors/Managers meeting for an in-depth discussion regarding the Dowd Junction parcel and potential scenarios. A more in depth update will be available by the Jan 17 Council meeting.

Affordable Housing

The 2009 Community Plan provides goals for promoting affordable housing, leveraging town-owned property for affordable housing and the creation of an affordable housing program. Given that the Community Plan is eight years old, staff will seek direction from Council regarding the accuracy of these goals and move forward accordingly.

Miscellaneous

- Met with Greg Clifton, Vail Town Manager and Willy Powell, discussed opportunities to collaborate as neighbors
- Jan 5 - Met with Virginia Egger, Avon Town Manager, discussed opportunities to collaborate as neighbors
- Jan 5 – Met with George Reuther regarding potential collaborations on the Dowd Junction parcel. Meeting to be coordinated between Vail, Minturn and Eagle County representatives for a charrette on potential Dowd Junction site opportunities with the understanding Minturn is seeking a direct sale and commercial sales tax revenue is the priority.
- Jan 11 – Met with representatives of the Vail Recreation District to secure the VRD trail running series finale at Meadow Mountain in September 2018 and the Kids Mountain Bike Expo in May 2018.

Matt S. and Michelle M. updated on the Mayors and Manager's meeting. From this meeting, Michelle M. noted the USFS is still moving forward with a potential move to Eagle and there was a lot of interest in Minturn's desire to secure the current Dowd Jct site for development.

- Action Report

Michelle M. answered Council questions on the Action Report.

An election update was given.

Thanks to Kelly Toon and the Ralph Myers family for the Community Bulletin board hung on the Boulder St side of the Town Hall.

- Department Updates

EXECUTIVE SESSION

9. Executive Session: An Executive Session for the purpose of conferencing with the Town Attorney for the purpose of receiving legal advice on a specific legal question under CRS Section 24-6-402(4)(b) – Battle Mountain

Motion by Earle B., second by John W., to convene in Executive Session for the purpose of conferencing with the Town Attorney for the purpose of receiving legal advice on a specific legal question under CRS Section 24-6-402(4)(b) – Battle Mountain as presented. Motion passed 6-0.

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

FUTURE AGENDA ITEMS

10. Next Meeting – February 7, 2018

- Work Session: Quarterly review of Council Goals – Metteer (30 min)
- Special Presentation – ECSO 2017 Year in Review and new Deputy Introduction
- Water Policy and Tap Fee Review – Hawkinson
- Snow plow and mag chloride update – Metteer

11. Future Meetings:

- Work Session on Use Tax – Brunvand/Auditors (2/21/18)
- 1041 Regulations Ordinance – Sawyer (2/21/18)

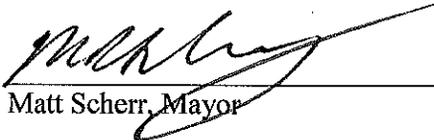
12. Set Future Meeting Dates

- a) Council Meetings:
- February 7, 2018
 - February 21, 2018
 - March 7, 2018

13. Other Dates:

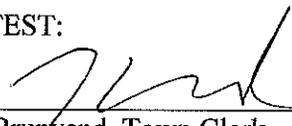
14. Adjournment

Motion by Kristina K., second by John W., to adjourn at 9:55pm. Motion passed 6-0.



Matt Scherr, Mayor

ATTEST:



Jay Brunvand, Town Clerk

