



## Official Minutes

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

**Wednesday September 5, 2018**

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

**MAYOR – Matt Scherr**  
**MAYOR PRO TEM – Earle Bidez**

**COUNCIL MEMBERS:**

Terry Armistead  
George Brodin  
Brian Eggleton  
John Widerman  
Chelsea Winters

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**

- Water Discussion & Review – Metteer (60 min)

### **Regular Session – 6:30pm**

#### **1. Call to Order**

Mayor Matt Scherr called the meeting to order at 6:37pm

- Roll Call

Those present included: Mayor Matt Scherr, and Town Council members Terry Armistead, George Brodin, Brian Eggleton, John Widerman, and Chelsea Winters. Note: Mayor Pro Tem Earle Bidez was excused absent.

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

- Pledge of Allegiance

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

**3. Approval of Consent Agenda**

*A Consent Agenda is contained in this meeting agenda. The consent agenda is designed to assist making the meeting more efficient. Items left on the Consent Agenda may not be discussed when the Consent Agenda comes before the Council. If any Council member wishes to discuss a Consent Agenda item please tell me now and I will remove the item from the Consent Agenda and place it in an appropriate place on the meeting agenda so it can be discussed when that item is taken up by the Board. Do any Council members request removal of a Consent Agenda item?*

- August 1, 2018 Minutes
- Planning Items
- Liquor License Renewals:
  - Gail Crowder, DBA Minturn Mile Liquors Annual Renewal of a Retail Liquor Store License; 341 Main St.; Gail Crowder, Owner
  - Shop & Hop #12 renewal of a 3.2% Beer Off Premises Liquor license; 401 Main St.; Terry Marcum, Owner/Manager
  - The Bunkhouse annual renewal of a Lodging & Entertainment (City) Liquor License; 175 Williams St; Nancy Richards Owner/Operator

Motion by George B., second by Chelsea W., to approve the Consent Agenda as presented. Motion passed 6-0. Note: Mayor Pro Tem Earle Bidez was excused absent.

**4. Approval of Agenda**

- Items to be Pulled or Added

Motion by Brian E., second by George B., to approve the agenda as presented. Motion passed 6-0. Note: Mayor Pro Tem Earle Bidez was excused absent.

- Declaration of Conflicts of Interest

**5. Special Presentations**

- Council Comments

Terry A. noted the wrap up of the Summer Concert Series and thanked the town and the Minturn Community Fund for their support. And congrats to John W. for his centennial accomplishment. Terry A. also noted the mountain bike association is working on the trail connection between Eagle Vail and Minturn and is always looking for volunteers. Once completed this will be a really nice addition to the Eagle County soft trail network.

George B. noted the memorial for Fred Haslee on Saturday September 15. Fred Haslee was a very long term citizen, former Council Member, and friend to all who will be deeply missed.

John W. noted the final Minturn Market is Saturday Sept 8. He will be handing out lightbulbs and electronic chargers. He will be there at a booth and available if citizens have comments on Town business.

Matt S. reminded all that school is back in session and to be on the look out for students, buses, and the like. Please slow down. The police are out enforcing the law as well. He also noted the county wide Eagle River Clean Up is this coming weekend. Volunteers are welcome.

George B. updated all on his door to door walkabout in Town to discuss and educate the residents. His goal has been to be to encourage all to get the Minturn Newsletter and to inform the residents on the town government, Minturn History, and some important phone numbers. He is also educating on the Minturn Construction Use Tax ballot question. He noted this ballot question is to bring the sales tax on construction goods purchased in excess of \$10k into Minturn. This sales tax would be paid to Minturn and not paid to the municipality that the store is physically located in. This proposal is not a new tax, rather it is a transfer of the sales tax from the location purchased to the location used on major construction supplies.

- Committee Reports

John W. updated the ECO Transit the new Minturn routes will begin in November and run through the season, trip fares are still being discussed. There will be passes for the bus available at the Town Hall. He updated on NWCCOG and NWCCOG-QQ as well. CDPHE Wendy Knogle is phasing into retirement, the Eagle Mine and related Super Fund site will be handled by a new person.

Brian E. commented that the ECO Transit information is very useful and is being reviewed throughout the County. By the bus going from Minturn to the Vail transportation hub we will open a lot of the County via direct/express routes for our riders.

Terry A. updated the shooting range has reopened. Please be careful, safe, environmentally conscious, and neighborly. It was noted the range is on USFS lands and is governed and managed by the USFS forest laws.

## PUBLIC HEARINGS AND/OR ACTION ITEMS

### **6. Public Hearing/Action: Resolution 14 – Series 2018 a Resolution to consider the 2018-2020 Minturn Strategic Plan – Metteer**

Michelle M. thanked all but mostly Brian E. for his vision and his hours and hours of work. She outlined the Plan and how it will be utilized. She noted a typo which will be reviewed and corrected. Brian E. thanked Michelle M. for her efforts. Discussion ensued as to items included and how updates will be handled for the future. Discussion ensued as to how the Land Plan

would be utilized and updated to include identifying land parcels and how those parcels will be reviewed as a comprehensive land plan to address recreation, economic potential, and community gathering among other methods.

Matt S. had several clarifying questions which were discussed to include the 30ft river setback protection, how the various town webpages will flow as one, and several word phrases and edits were considered and approved by the direction of the Council.

All changes were noted by Michelle M., agreed to by the Council, and will be implemented.

Motion by Terry A., second by George B., to approve Resolution 14 – Series 2018 a Resolution to consider the 2018-2020 Minturn Strategic Plan as modified. Motion passed 6-0. Note: Mayor Pro Tem Earle Bidez was excused absent.

**7. Public Hearing/Action: Resolution 15 – Series 2018 a Resolution for the consideration of Hunn Planning and Policy LLC Contract for Planning Services – Metteer**

Michelle M. noted this is a new contract as his current has expired. This agreement includes a longer term, and up to 24 hours per week of service. Scot H. was available for comments and questions. Discussion ensued as to the hourly rate and the retainer fee.

Motion by Terry A., second by Chesea W., to approve Resolution 15 – Series 2018 a Resolution for the consideration of Hunn Planning and Policy LLC Contract for Planning Services as presented. Motion passed 6-0. Note: Mayor Pro Tem Earle Bidez was excused absent.

**8. Public Hearing/Action: Resolution 16 – Series 2018 a Resolution for the consideration of utilizing Stofus Engineering for Construction Design services – Metteer**

Michelle M. stated this agreement allows our design engineer, Stofus, to discuss the design with the actual contractor that is doing the construction. Essentially this will allow the contractor to and Stofus to discuss the project during construction. Due to the size and scope of this project this communication line is exponentially important. Construction is anticipated between April (weather dependent) and October 2019. Discussion ensued as to whom the citizens should contact if they have a question; they should contact the Town Hall, Michelle M., and she will ensure their questions are accommodated.

Motion by Brian E., second by Terry A., to approve Resolution 16 – Series 2018 a Resolution for the consideration of utilizing Stofus Engineering for Construction Design services as presented. Motion passed 6-0. Note: Mayor Pro Tem Earle Bidez was excused absent.

**9. Public Hearing/Action: Resolution 17 – Series 2018 for the consideration of an Amendment to the IGA for the acquisition and conservation of the Minturn Boneyard Property – Metteer**

Michelle M. explained this had been discussed previously with the Council and this resolution is a result of those directions. This amendment allows and accounts for a modification of funding to complete the Conservation Agreement.

Motion by Terry A., second by George B., to approve Resolution 17 – Series 2018 for the consideration of an Amendment to the IGA for the acquisition and conservation of the Minturn Boneyard Property as presented. Motion passed 6-0. Note: Mayor Pro Tem Earle Bidez was excused absent.

**10. Public Hearing/Action: Resolution 18 – Series 2018 for the consideration of a contract with the Colorado Department of Transportation for resurfacing and infrastructure updates on US Highway 24 – Metteer**

Michelle M. stated this agreement ceeds construction to CDOT since they are doing the street construction then it is only reasonable they also handle the sidewalk, driveways, and drainage construction process. The project includes milling and repaving of Hwy 24 from Dowd to Maloit Park Rd, and sidewalk, drainage, and driveways from approximately 5 blocks from the 500 block south.

Ms. Lynn Teach, 251 Main St, asked what the schedule would be, would it be in stages? Her concern was the potential negative affect on the businesses. Michelle M. stated this would be handled by CDOT with information also be desiminated through the town. She expressed that all are very cognizant this will be a chanlege but the finished project will be worth the effort.

Motion by Brian E., second by George B., to approve Resolution 18 – Series 2018 a contract with the Colorado Department of Transportation for resurfacing and infrastructure construction on US Highway 24 as presented and directing the Clerk to amend the text of the title and resolved paragraph of said Resolution to conform with the content of the posted agenda. Motion passed 6-0. Note: Mayor Pro Tem Earle Bidez was excused absent.

**COUNCIL INFORMATION / UPDATES**

**11. Staff Updates**

- Manager Report

Michelle M. noted that all fire restrictions will be lifted as of Firday by the County and Minturn.

Terry A. stated Holy Cross Energy has submitted their transmission line plan to the USFS and the public hearings will be scheduled in January 2019. Concerned citizens or those with questions can contact Terry A. (Citizen Advisory Committee) or Holy Cross.

Michael S. stated the Meyer family has submitted an easement to the town which was approved with the law suit settlement. He requested the document be signed by the Mayor and then will be recorded.

Discussion ensued as to the coffee or drinks with the Mayor and a Council Member community meetings. Schedules will be compared and submitted to Michelle M.

Matt S. asked if we needed to discuss the Short Term Rental program laws and how they are working. This will be scheduled for a near future meeting.

- Future Meeting Topics

## MISCELLANEOUS ITEMS

### 12. Future Meeting Dates

#### a) Council Meetings:

- September 19, 2018
- October 3, 2018
- October 17, 2018

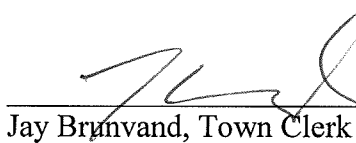
### 13. Other Dates:

### 14. Adjournment

Motion by John W., second by Terry A., to adjourn at 8:07pm. Motion passed 6-0. Note: Mayor Pro Tem Earle Bidez was excused absent.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
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Jay Brunvand, Town Clerk

