

CALL TO ORDER, ROLL CALL

Mayor Mamula called the meeting of July 26, 2016 to order at 7:00 pm. The following members answered roll call: Mr. Dudick, Mr. Burke, Mr. Bergeron, Ms. Lawrence, Ms. Wolfe, Ms. Gigliello and Mayor Mamula.

APPROVAL OF MINUTES - JULY 12, 2016

With no changes or corrections to the meeting minutes of July 12, 2016, Mayor Mamula declared they would stand approved as submitted.

APPROVAL OF AGENDA

Mr. Holman stated there were no changes to the agenda. Mayor Mamula declared the agenda approved as presented.

COMMUNICATIONS TO COUNCIL

A. Citizen's Comment - (Non-Agenda Items ONLY: 3-minute limit please)

Mayor Mamula opened Citizen's Comment. There were no comments and Citizen's Comment was closed.

CONTINUED BUSINESS

A. Second Reading of Council Bills, Series 2016 - Public Hearings

NEW BUSINESS

A. First Reading of Council Bills, Series 2016 - Public Hearings

1. COUNCIL BILL NO. 19, SERIES 2016 - AN ORDINANCE AMENDING CHAPTER 1 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE DEVELOPMENT CODE", BY ADOPTING A NEW POLICY 50 (ABSOLUTE) ENTITLED "WIRELESS COMMUNICATIONS FACILITIES", AND MAKING MISCELLANEOUS CONFORMING AMENDMENTS TO THE BRECKENRIDGE TOWN CODE

Mayor Mamula read the title into the minutes. Mr. Berry stated this ordinance would adopt a new development code policy dealing with communications facilities located in the Town. He further stated this ordinance is necessary because the current code doesn't deal with this kind of use. Mr. Berry stated staff recommends approval of this ordinance.

Mr. Richard Bush, an attorney for AT&T, stated AT&T is seeing sites for facilities getting smaller as traffic and demand grows. He explained versions 1.0, 2.0 and 3.0 that are covering more high density areas. He also stated he is working with staff to identify high-density sites in Town and to look for opportunities in the Conservation District where facilities might be located. Mr. Burke asked about AT&T's willingness to be involved in this conversation if the communications ballot measure is passed in November, and Mr. Bush stated they are interested.

Mr. Bergeron moved to approve COUNCIL BILL NO. 19, SERIES 2016 - AN ORDINANCE AMENDING CHAPTER 1 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE DEVELOPMENT CODE", BY ADOPTING A NEW POLICY 50 (ABSOLUTE) ENTITLED "WIRELESS COMMUNICATIONS FACILITIES", AND MAKING MISCELLANEOUS CONFORMING AMENDMENTS TO THE BRECKENRIDGE TOWN CODE. Mr. Burke seconded the motion.

The motion passed 7 - 0.

2. COUNCIL BILL NO. 20, SERIES 2016 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE

(Klack Placer Cabin)

Mayor Mamula read the title into the minutes. Mr. Kulick stated this ordinance would landmark the Klack Placer Cabin, as it meets the criteria and the architectural designation required to be landmarked per code.

Ms. Lawrence moved to Approve COUNCIL BILL NO. 20, SERIES 2016 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Klack Placer Cabin). Mr. Dudick seconded the motion.

The motion Passed 7 - 0.

3. COUNCIL BILL NO. 21, SERIES 2016 - AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY TO THE CLAIMJUMPER CONDOMINIUM ASSOCIATION, INC.

Mayor Mamula read the title into the minutes. Mr. Truckee stated this ordinance authorizes the Town manager to authorize a quit claim deed in exchange for a trail easement at the

upper part of the property.

Mr. Bergeron moved to approve COUNCIL BILL NO. 21, SERIES 2016 - AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY TO THE CLAIMJUMPER CONDOMINIUM ASSOCIATION, INC. Ms. Wolfe seconded the motion.

The motion passed 7 - 0.

4. COUNCIL BILL NO. 22, SERIES 2016 - AN ORDINANCE MAKING MISCELLANEOUS AMENDMENTS TO CHAPTER 14 OF TITLE 4 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "TOWN OF BRECKENRIDGE 2013 MARIJUANA LICENSING ORDINANCE"

Mayor Mamula read the title into the minutes. Mr. Berry stated this ordinance will do 3 things: It will change the methodology used to measure distances to a direct line of sight from a school property to the proposed building location; it will require the applicant to submit a conditional state license to the local authority with the local application; and it will take out three sections of the code that are no longer applicable. He further explained the current businesses are exempt from these changes.

Mr. Bergeron moved to approve COUNCIL BILL NO. 22, SERIES 2016 - AN ORDINANCE MAKING MISCELLANEOUS AMENDMENTS TO CHAPTER 14 OF TITLE 4 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "TOWN OF BRECKENRIDGE 2013 MARIJUANA LICENSING ORDINANCE". Ms. Gigliello seconded the motion.

The motion passed 7 - 0.

B. Resolutions, Series 2016

1. RESOLUTION NO. 8, SERIES 2016 - A RESOLUTION APPROVING THE THIRD AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT PROVIDING FOR THE ESTABLISHMENT AND CONTINUATION OF THE SUMMIT COMBINED HOUSING AUTHORITY

Mayor Mamula read the title into the minutes. Mr. Berry stated this resolution would allow the Mayor to sign an amended IGA to enter into an agreement to renew the Summit Housing Authority. He further stated all of the other entities have approved this already, and tomorrow the members will take a vote on the ballot language for the proposed tax. Mr. Burke asked about other tax issues that might appear on the November ballot. Mr. Burke further stated he is concerned to add more sales tax issues to this November's ballot, but he will support this initiative.

Mr. Holman stated we need to appoint an alternate director for the Summit Housing Authority, and he sees value in having Ms. Laurie Best in this role, since she is already involved with this issue.

By a show of hands, Council appointed Ms. Laurie Best as the Town's alternate for the SHA.

Ms. Lawrence moved to approve RESOLUTION NO. 8, SERIES 2016 - A RESOLUTION APPROVING THE THIRD AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT PROVIDING FOR THE ESTABLISHMENT AND CONTINUATION OF THE SUMMIT COMBINED HOUSING AUTHORITY. Ms. Gigliello seconded the motion.

The motion passed 7-0.

C. Other

PLANNING MATTERS

A. Planning Commission Decisions

With no request to call an item off the consent calendar, Mayor Mamula declared the Planning Commission Decisions would stand approved as presented.

REPORT OF TOWN MANAGER AND STAFF

Mr. Holman stated, in reference to the trademark issue with the name "Breckenridge", he spoke with Jill Chalmers, a trademark attorney, and there are 20 entities that have trademarked the name "Breckenridge" in different service areas. He further stated Vail Resorts has the trademark relative to the ski industry and if we have interest, we could trademark "Breckenridge" relative to the local government type of service. We can also trademark our brand, which is connected to our logo. Mr. Holman stated there is a cost to do this, which is about \$5,000. Ms. Gigliello stated if we do not trademark "Breckenridge" the ski area could trademark it in the government category and that would prohibit us from using it. Mr. Holman further stated you have to renew the trademark about every 10 years, and Mr. Berry added there are other towns in Colorado who do this. Mr. Burke stated the BCA should also consider trademarking their name. In an informal voice vote, Council agreed to proceed with the trademark process for both the "Breckenridge" name and the Town's brand.

REPORT OF MAYOR AND COUNCILMEMBERS

- A. Cast/MMC (Mayor Mamula)
Mayor Mamula stated he had no report.
- B. Breckenridge Open Space Advisory Committee (Ms. Wolfe)
Ms. Wolfe stated her report was already covered. Mr. Scott Reid, Director of Recreation and Open Space, stated that due to the heavy metals found during the Swan River Restoration project, they will need additional funding for the restoration project, which will equate to approximately a 16% cost overrun. Council asked if there are enough funds in the Open Space Fund to cover the additional ask, or what are the alternatives to funding out of the General Fund. Mr. Reid confirmed there is enough money in the Open Space Fund for this purpose. By voice vote, Council agreed to the additional ask with the majority favoring using the Open Space Fund for this purpose.
- C. Breckenridge Tourism Office (Ms. Gigliello)
Ms. Gigliello stated there was no report.
- D. Breckenridge Heritage Alliance (Mr. Burke)
Mr. Burke stated there was no report.
- E. Water Task Force (Mr. Dudick)
Mr. Dudick stated there was no report.
- F. Breckenridge Creative Arts (Ms. Lawrence)
Ms. Lawrence stated new the BCA has implemented a new Travel and Entertainment budget and expense process for employees, and is currently working on programming strategy refinement to help them better understand what direction is best for programming. Ms. Wolfe stated she tried to book tickets online, and when she got locked out of her account she called the office and it was closed on a Monday. She further stated she believes the ticketing system isn't user friendly.
- G. Breckenridge Events Committee (Mr. Bergeron)
Mr. Bergeron stated the next meeting is in August, and the Dew Tour will take place next winter, with more information coming about that event.

OTHER MATTERS

Mr. Dudick asked about a funding plan from the Community Care Clinic. Other members reminded him they came to the last meeting and presented one at that time (when Mr. Dudick was absent).

Mr. Bergeron stated he would like to increase the size of the speed bumps on French Street. Chief McLaughlin stated that the officers are currently conducting a study there, and they have found a possible need to increase speed limit signs. He further stated he will review the process for increasing the size of the bumps, working with Mr. Daugherty from Public Works to learn the history and limitations of the road in that location.

Ms. Lawrence stated she recently fielded several comments and concerns, including the presence of trucks hauling materials on Gold Run Road, of which Mr. Holman and Chief McLaughlin are aware. She has also heard comments about the Breckenridge Station transit building, and the need for repainting of that building, among other things. Mr. Daugherty stated staff will look into it. Ms. Lawrence stated she wanted Council to take note of the gender-neutral bathrooms at Giampietro's restaurant, which are very forward thinking. She believes the Town should consider this. And Ms. Lawrence stated there was a problem with trash around the downtown core over the weekend, where trash cans in the 200-300 block on Riverwalk side of the street were overflowing and trash was piled on the ground.

Mayor Mamula stated he would like to do something at 7-11 and Highway 9 to solve the traffic and pedestrian problems, and he is considering the idea of a pedestrian bridge at that intersection with a welcome message for Breckenridge. Chief McLaughlin stated staff is doing speed assessments and evaluating pedestrian data in that area.

Mr. Holman stated there is a Boards and Committees reception at the Backstage Theater starting at 6pm on Thursday. He also reminded Council of the BIFA grand opening scheduled in August.

SCHEDULED MEETINGS

TOWN OF BRECKENRIDGE
TOWN COUNCIL REGULAR MEETING
Tuesday, July 26, 2016
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ADJOURNMENT

With no further business to discuss, the meeting adjourned at 7:41 pm. Submitted by Helen Cospolich, Municipal Services Manager.

ATTEST:

Helen Cospolich, Town Clerk

Eric S. Mamula, Mayor