

CALL TO ORDER, ROLL CALL

Mayor Mamula called the meeting of December 13, 2016 to order at 7:00 pm. The following members answered roll call: Mr. Dudick, Mr. Bergeron, Ms. Lawrence, Mr. Burke, Ms. Wolfe, Ms. Gigliello and Mayor Mamula.

APPROVAL OF MINUTES - NOVEMBER 22, 2016

With no changes or corrections to the meeting minutes of November 22, 2016, Mayor Mamula declared they would stand approved as submitted.

APPROVAL OF AGENDA

Ms. Shannon Haynes, Assistant Town Manager, 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.

Ms. Beth Groundwater, a Breckenridge resident, brought forth a proposal to Council to commit to 100% renewable energy. She encouraged the Council to join with other cities that have made the commitment to be 100% renewable energy municipalities. She also recommended the creation of a committee of Town Staff and Citizens to propose a plan and budget, and to pick a reasonable end date to meet the commitment. Ms. Groundwater further stated this commitment would include conversion of heating of Town buildings and conversion of the Town's vehicle fleet to renewable sources, such as biodiesel or electricity generated from renewable sources." Patti McLaughlin, representing the local chapter of the Sierra Club, read a letter from the City of Aspen stating their willingness to share their experiences in reaching their 100% renewable energy goal with Breckenridge and to work together on Breckenridge's plan to do the same. Former Mayor John Warner stated he thinks this is a great goal for the Town of Breckenridge, and he is happy to help with contacts and networking to further this goal. Ms. Pam Bradley, a Breckenridge resident, stated climate change is a reality, and read into record a letter asking for a 10 year commitment to 100% renewable energy.

Ms. Kim Stevens, from The Climate Reality Project, spoke about the Renewable Electricity Roadmap, and offered to help with a media campaign around this commitment to renewable energy.

Mayor Mamula explained staff will come back with more information about this proposal.

Mr. Nathan Moorefield, a Breckenridge resident, stated he is concerned about the pedestrian crossing at the 4 O'Clock and Park intersection. He stated it can be a dangerous intersection for pedestrians, and it possibly needs more lights in the area.

Ms. Carol Rockne, spoke to Council regarding the water plant. She stated the current proposal is too expensive, and she asked Council to look at Barton Creek as an option for water. She further stated she is not supportive of the "pump-back" option, and the Ski Area did take 900 acre feet of water last year. She also stated she doesn't believe it's in the Town's best interest to have the same water attorney as Breckenridge Ski Resort due to a possible conflict of interest.

There were no additional comments and Citizen's Comment was closed.

B. Breckenridge Tourism Office Update

Ms. Lucy Kay, Director of the BTO, stated the Welcome Center will probably go over 400,000 visitors this year, which is an increase partly contributed to improved signage. Also, the Town saw a softening in bookings during the end of October and November, but ended up 1% up over last year for November. She further stated December is off so far by 5% but they expect to see last-minute bookings, and March and April are down significantly, and they will monitor this. Ms. Kay stated the Dew Tour was even or up to last year, and peak occupancy will take place at the end of December through the beginning of January. Ms. Kay stated for the Race of the Santas they had 515 runners, 30% were from out of state, and 60% were from outside of Summit County, and the Bernese Dogs were popular, as well as the Mannequin Challenge. Ms. Kay stated Start Up Week was amazing and provided a lot of opportunity for partnerships and other ideas.

Ms. Wolfe asked if the new Marriott will be part of the occupancy reporting, and Ms. Kay stated yes, she expects that for the future.

C. Breckenridge Ski Resort Update

Mr. John Buhler, COO of Breckenridge Ski Resort, stated the ski area had received 38 inches of snow in the past week, but the resort is still behind in snowmaking. He further stated they will be ready to open Peak 6 soon. He stated people need to be safe with the high avalanche danger. Mr. Buhler stated Peak 7 will open on Friday and on Christmas all peaks should be open. He further stated the Dew Tour was hard to pull off, and it will air on NBC on December 17th and 24th. Mr. Buhler stated Vail Resorts is working on employee housing at Keystone, with approximately 140 units of workforce housing, and the remainder for deed-restricted use by employees from around Summit County. Mayor Mamula stated the Dew Tour was a positive experience and he believes the resort handled itself well given the challenging conditions.

CONTINUED BUSINESS

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

1. COUNCIL BILL NO. 32, SERIES 2016 - AN ORDINANCE AMENDING THE MODEL TRAFFIC CODE FOR COLORADO, 2010 EDITION, CONCERNING PARKING METERS

Mayor Mamula read the title into the minutes. Mr. Tim Berry stated there were no changes to this ordinance from the first reading, but there was a change to the version in the packet as a result of the work session discussion about timing of the effective date of the ordinance. He further stated the proposed language of an emergency ordinance that was in the version in the packet was removed so the ordinance will become effective approximately 35 days from the date of approval.

Mayor Mamula opened the public hearing. There were no comments and the hearing was closed.

Mr. Dudick moved to approve COUNCIL BILL NO. 32, SERIES 2016 - AN ORDINANCE AMENDING THE MODEL TRAFFIC CODE FOR COLORADO, 2010 EDITION, CONCERNING PARKING METERS. Mr. Bergeron seconded the motion. The motion passed 7 - 0.

NEW BUSINESS

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

1. COUNCIL BILL NO. 33, SERIES 2016 - AN ORDINANCE ADOPTING CHAPTER 8 OF TITLE 11 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE PLACEMENT OF SIGNS ON TOWN-OWNED PROPERTY

Mayor Mamula read the title into the minutes. Mr. Berry stated this ordinance changes the current sign code to reflect new regulations for signs placed on public property. He further stated this code amendment is necessary as a result of a recent Supreme Court decision regarding signage content, and this particular ordinance deals only with signs on Town property.

Mr. Bergeron moved to approve COUNCIL BILL NO. 33, SERIES 2016 - AN ORDINANCE ADOPTING CHAPTER 8 OF TITLE 11 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE PLACEMENT OF SIGNS ON TOWN-OWNED PROPERTY. Mr. Burke seconded the motion. The motion passed 7 - 0.

2. COUNCIL BILL NO. 34, SERIES 2016 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Dipping Station)

Mayor Mamula read the title into the minutes. Mr. Berry stated this ordinance would landmark the Dipping Station historical property that is owned by the Town. He further stated staff has reviewed the matter and believes it meets the criteria for a landmark, and the Planning Commission also recommends approval.

Mr. Bergeron moved to approve COUNCIL BILL NO. 34, SERIES 2016 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Dipping Station). Ms. Lawrence seconded the motion. The motion passed 7 - 0.

3. COUNCIL BILL 35, SERIES 2016 - AN ORDINANCE AMENDING CHAPTER 1 OF TITLE 3 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "TOWN OF BRECKENRIDGE SALES TAX ORDINANCE," CONCERNING A FEE FOR THE FILING OF PAPER SALES TAX RETURNS WITH THE TOWN

Mayor Mamula read the title into the minutes. Mr. Brian Waldes, Finance Director, stated this ordinance is part of an effort by the Finance Division to go paperless, and it encourages people to go online to file their sales tax returns.

Ms. Lawrence moved to approve COUNCIL BILL 35, SERIES 2016 - AN ORDINANCE AMENDING CHAPTER 1 OF TITLE 3 OF THE BRECKENRIDGE TOWN CODE,

KNOWN AS THE "TOWN OF BRECKENRIDGE SALES TAX ORDINANCE,"
CONCERNING A FEE FOR THE FILING OF PAPER SALES TAX RETURNS WITH
THE TOWN. Mr. Burke seconded the motion.
The motion passed 7 - 0.

B. Resolutions, Series 2016

1. RESOLUTION NO. 17, SERIES 2016 - A RESOLUTION AUTHORIZING THE
MAYOR TO SIGN AN AGREEMENT FOR ATTORNEY SERVICES WITH TIMOTHY
H. BERRY, P.C. FOR 2017

Mayor Mamula read the title into the minutes. Ms. Haynes stated this resolution would
reappoint Mr. Tim Berry as the Town Attorney with an hourly rate increase to \$190 as
desired by Council from the work session discussion. Mayor Mamula stated this raise is
less than a 3% annual increase, and Mr. Berry's knowledge is invaluable to this community.
Ms. Lawrence moved to approve RESOLUTION NO. 17, SERIES 2016 - A
RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR
ATTORNEY SERVICES WITH TIMOTHY H. BERRY, P.C. FOR 2017. Mr. Burke
seconded the motion.

The motion passed 7 - 0.

2. RESOLUTION NO. 18, SERIES 2016 - A RESOLUTION AUTHORIZING THE
MAYOR TO SIGN AN AGREEMENT FOR ATTORNEY SERVICES WITH ROBERT
GREGORY OF WEST BROWN HUNTLEY PC FOR 2017

Mayor Mamula read the title into the minutes. Ms. Haynes stated this resolution would
reappoint Mr. Robert Gregory as the Town Prosecuting Attorney. She further stated Mr.
Gregory is asking for a \$5 per hour raise, which Council has determined is warranted in his
third year of working for the Town.

Ms. Wolfe moved to approve RESOLUTION NO. 18, SERIES 2016 - A RESOLUTION
AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR ATTORNEY
SERVICES WITH ROBERT GREGORY OF WEST BROWN HUNTLEY PC FOR 2017.
Mr. Burke 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

Ms. Haynes stated there was no report.

REPORT OF MAYOR AND COUNCILMEMBERS

A. Cast/MMC (Mayor Mamula)

Mayor Mamula stated there was no report.

B. Breckenridge Open Space Advisory Committee (Ms. Wolfe)

Ms. Wolfe stated there was no update.

C. Breckenridge Tourism Office (Ms. Gigliello)

Ms. Gigliello stated there was no update.

D. Breckenridge Heritage Alliance (Mr. Burke)

Mr. Burke stated he emailed the report from the meeting to the Council members.

E. Water Task Force (Mr. Dudick)

Mr. Dudick stated there was no update.

F. Breckenridge Creative Arts (Ms. Lawrence)

Ms. Lawrence stated there was an end of the year meeting during which new board
members elected, and Ms. Deb Spiers was selected as chair.

G. Breckenridge Events Committee (Mr. Bergeron)

Ms. Lawrence stated she attended this committee meeting for Mr. Bergeron. She further
stated the Spartan Race is looking to hold its date at end of August, the BCA and BTO will
have a joint meeting with the Breck Epic organizers to discuss the event taking place the
week of BIFA. Also, the Wine Classic cannot move to the Riverwalk during its desired
dates due to a conflict in that space, so a compromise might be that Ridge Street cannot be
closed during the entire event, and the event would require a smaller footprint and shorter

timeframe. Ms. Lawrence stated there will be a larger discussion about booking all of the arts venues, with possibly a tiered approach based on demand in the future. Also, an alcohol subcommittee to look at the liquor-oriented events.

OTHER MATTERS

Ms. Gigliello stated there is a rumor that Breck Sports might go into the new Marriott, and she has concerns about the planning process and parking matters in regard to that space. Mr. Holman stated he would have staff look into that rumor.

Mr. Burke stated Hal Vatcher said he would like to wish the Council a Merry Christmas. Mr. Burke also asked about towing complaints, including differences in towing rates, and Ms. Haynes stated it's controlled by a PUC, and different rates may be considered with different kinds of tows. Mr. Burke also asked if patron passes worked when plowing was required? Ms. Haynes stated it is very rare that they would be towed under those circumstances.

Mr. Dudick stated Christie Heights residents asked about the Town's interest in purchasing the land between their homes and Cucumber Gulch. Ms. Haynes stated she would pass on this interest to BOSAC to see if there's any traction.

Also, he watched the 60 Minutes on ADA laws and feels the Town should pass an ordinance allowing a 90-day right to cure before a lawsuit on ADA matters. Mr. Berry stated these are Federal suits so it doesn't matter what you do locally to try to prevent them.

Ms. Lawrence stated the Joy of Sox contacted her about bags, and she would like the Town to do a reminder or re-education about the program. She further stated Joy of Sox follows the rules, and is getting pushback from people who haven't been charged in other stores. Also, the signs for the bag program are looking tired, and possibly new designs are needed.

Mayor Mamula stated it was rough getting around this weekend, and we are asking people to find new ways to park and take transit. He stated there is a ripple effect from adding these kiosks that includes cleaning, shoveling, preparing the sidewalks and more. Mayor Mamula stated we can't push this solution forward and not have the personnel and the equipment to make available what we are asking them to do. He stated we have approved additional dollars in the past, and if we are in agreement, Council will give the spending authority to fix this problem. The Council agreed with Mayor Mamula to spend the additional funds necessary for upkeep and good service. Ms. Wolfe further stated French Street is a mess because now it is busy and there is very little sidewalk access.

SCHEDULED MEETINGS

ADJOURNMENT

With no further business to discuss, the meeting adjourned at 8:15 pm. Submitted by Helen Cospolich, CMC, Town Clerk.

ATTEST:

Helen Cospolich, CMC, Town Clerk

Eric S. Mamula, Mayor