

CALL TO ORDER and ROLL CALL

Mayor Warner called the November 25, 2008 Town Council Meeting to order at 7:35 p.m. The following members answered roll call: Mr. Joyce, Ms. McAtamney, Mr. Millisor, Mr. Mamula, Mr. Bergeron, Mr. Rossi and Mayor Warner.

APPROVAL OF MINUTES – November 11, 2008 Regular Meeting

There were no changes and Mayor Warner declared the minutes were approved.

APPROVAL OF AGENDA

No changes were proposed and the agenda was approved as presented.

COMMUNICATIONS TO COUNCIL

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

Dara Lor of Summit Greasecycling passed out information about his business and asked Council to reconsider the cooking oil collection contract for the Town for 2009. The contract was awarded to a Front Range company. Mr. Lor explained that he recently started up his company, located on Airport Road and he has all necessary licenses. He proposes a sustainable way of disposing of a waste product by recycling it into an energy source. He has developed and tested a system whereby restaurants use his five-gallon buckets, causing less spills, wildlife issues, and contamination. He stressed that he is a local business, offering green collar jobs, and believes he can provide better service to clients.

Council asked Mr. Lor questions about his business and explained that while Council has some oversight of these decisions, they are handled administratively. They were supportive of the reuse of grease for production of fuels and thanked Mr. Lor for coming and talking to them.

CONTINUED BUSINESS

A. ***SECOND READING OF COUNCIL BILL, SERIES 2008 - PUBLIC HEARINGS*****

1. Council Bill No. 42, Series 2008- AN ORDINANCE SETTING THE MILL LEVY WITHIN THE TOWN OF BRECKENRIDGE FOR 2009

Town Attorney Tim Berry reviewed this ordinance that sets the annual mill levy at 7.51 mills. There are no changes from first reading.

Mayor Warner opened the public hearing and read a letter from Glen Graber, who was requesting that the Town cut back on discretionary spending and consider decreasing the mill levy. The majority of the Council generally supported and felt comfortable with the proposed mill levy. Two Council members were opposed to the additional mill levy for the general obligation bond. The public hearing was closed.

Ms. McAtamney moved to approve Council Bill No. 42, Series 2008 on second reading. Mr. Millisor made the second. The motion passed 5-2, with Mr. Mamula and Mr. Rossi voting "no".

NEW BUSINESS

A. ***FIRST READING OF COUNCIL BILL, SERIES 2008***

1. Council Bill No. 43, Series 2008- AN ORDINANCE PROVIDING FOR AN INCREASE IN MUNICIPAL WATER USER FEES EFFECTIVE JANUARY 1, 2009

Mr. Berry explained that this ordinance if approved would increase municipal rates charged by the municipal water utility effective on January 1, 2009. Mr. Gagen added that this represents a one percent increase in water rates.

Mr. Mamula moved to approve Council Bill No. 43, Series 2008. Ms. McAtamney seconded the motion. The motion passed 6-1, with Mr. Rossi voting "no".

RESOLUTIONS, SERIES 2008

1. A RESOLUTION ADOPTING THE 2009 BUDGET AND MAKING APPROPRIATIONS THEREFOR - PUBLIC HEARING

Town Manager Tim Gagen explained that this resolution proposes adoption of the annual budget. He provided an overview of the proposed budget, with overall revenue streams projected to be down 15 percent; capital expenses decreased from \$3 million in 2008 to \$1.7 million in 2009; and special projects decreased from \$2.27 million to \$1 million. Mr. Gagen noted that the proposed funding maintains core services; no new services or extension of services are proposed; and two staff positions were eliminated. The fund balance, rainy day fund, and water funds are in good shape, and there is good debt coverage. Housing and childcare are funded separately. The revenue stream showing the greatest impact is the Real Estate Transfer Tax, estimated to be down \$2 million from 2008

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

Mr. Rossi moved to approve A Resolution Adopting the 2009 Budget and Making Appropriations Therefor. Mr. Mamula seconded the motion. Mr. Rossi clarified that the motion included the budget that was handed out, as well as the amendments passed out at the last meeting and at tonight's meeting. Mr. Mamula amended his second. The motion passed 7-0.

2. A RESOLUTION CONCERNING THE SUBMISSION OF AN ENERGY AND MINERAL IMPACT ASSISTANCE PROGRAM GRANT APPLICATION TO THE COLORADO DEPARTMENT OF LOCAL AFFAIRS

Mr. Berry explained that the Town intends to make application to the Department of Local Affairs (DOLA) for a \$1.5 million assistance grant. This resolution authorizes the DOLA grant submission.

Mr. Millisor moved to approve A Resolution Concerning the Submission of an Energy and Mineral Impact Assistance Program Grant Application to the Colorado Department of Local Affairs. Mr. Rossi seconded the motion. Council was excited about this grant for the Valley Brook housing project. The motion passed 7-0.

OTHER

None

PLANNING MATTERS

A. Planning Commission Decisions of November 18, 2008

Mr. Mamula noted a discrepancy in the Planning Commission minutes about the negotiated amount of commercial density at Peak 7 and 8. The number should be 19.5 rather than 21.5.

With no requests for call up, Mayor Warner stated the Planning Commission decisions of the November 18, 2008 meeting would stand as presented.

B. Report of Planning Commission Liaison

Mr. Mamula reported on a highway access issue for the Maggie Placer development and pointed out that the project now proposes less than 80 percent affordable units.

REPORT OF TOWN MANAGER AND STAFF

Mr. Gagen reminded Council to RSVP for various upcoming events. The December 9 Town Council meeting is the last meeting of the year. The next Coffee Talk will be held on December 12 at Spencer's Restaurant at Beaver Run.

Council then discussed the RFP process, agreeing that it was an administrative and not a council matter. There was agreement that the Town cannot go back on a decision already made for legal and ethical reasons, but Council can suggest possible changes to the process for next year. Some suggestions include: criteria to take into consideration sustainability, mileage, carbon impacts, "green-ness" of the bid, business practices, and preference for local bidders.

REPORT OF MAYOR AND COUNCILMEMBERS

A. CAST/MMC (Mayor Warner) – Mr. Gagen updated that the mayors and managers will be meeting with local legislators to identify key legislative issues such as: deed restrictions to prevent affordable units by homeowners associations, rent control and forest health. Other ideas should be forwarded to the Mayor or Town Manager. There was also discussion about the national economic stimulus package and that projects already designed such as Highway 9 or the Park Avenue underpass would be a good candidates. Mr. Gagen updated on the planning process on the lake hill property and the cyanide court case.

B. Breckenridge Open Space Advisory Commission (Mr. Rossi) – There was no meeting however there was discussion about the problem with the blind corner on French Gulch Road and the possibility of moving it up on the BOSAC priority list.

C. BRC (Mr. Bergeron) – There was a very upbeat meeting following the last Town Council meeting.

D. Summit Combined Housing Authority (Ms. McAtamney)

E. Breckenridge Heritage Alliance (Mr. Joyce) – There was a lengthy meeting after the last Council meeting, with a lot of discussion about Engine No. 9. Negotiations, oversight and the contract are in place and progress is slow but continuous. There is optimism that the Town may be able to get Engine No. 9 before the work on Engine No. 111 is complete. The Planning Commission is suggesting a wood structure to house the engine. Hopefully, the state will follow through on the tender and it will be included with the engine. There was then discussion about more money being available through grants versus fundraising, and the possibility of a public-private partnership was also brought up.

F. Peak 6 Task Force (Mr. Rossi) – Mr. Bergeron attended for Mr. Rossi. Topics included parking, transportation, sustainability and the capacity study. The upcoming forum scheduled for December 7 has been cancelled as the task force is still gathering information. The forum will be rescheduled in early 2009. There was quite a bit of discussion about how to quantify the incremental impact of Peak 6 and recognition that the upcoming Town discussion of capacity issues and the big picture may be more valuable than the incremental discussion. Mr. Bergeron noted the carrying capacity of Peak 6 is projected at 1,600 people and an issue is whether there will be 1,600 more people here on a busy day, or just more area for them to spread out. The facilitator is doing a good job.

OTHER MATTERS

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Ms. McAtamney requested Council reconsider the ordinance that prevents people from having fires in outdoor fire pits. About running a Town bus to upper Warrior's Mark, she pointed out that CME must run a 4x4 van up White Cloud to pick up people.

Mr. Bergeron noted issues with the Forest Service travel management plan as it relates to motorized transportation in Dry Gulch. He suggested that BOSAC and the Town Council provide comments. On another matter, Mr. Bergeron wondered if the Town was striking too hard of a bargain on the Golf Course Restaurant since there were only two proposals received.

Mr. Mamula wondered if there were any creative incentives the Town could use to compel the Main Street Station owners to fill the vacant commercial spaces. Council agreed that this was an issue – the building is dark and it is rather like urban blight.

Dr. Warner will be keeping an eye on the traffic and the success of the ski area signage along the highway. He is concerned that the sign print is too small. He updated on the ski area incentive plan to discourage employees from crossing Park Avenue.

Kirsten Isakson did not comment earlier in the meeting, and asked Council to consider ways to support local people trying to do good in the community. She would hate to see an opportunity for a small local business lost.

SCHEDULED MEETINGS

ADJOURNMENT

With no further business to discuss, the meeting adjourned at 9:05 p.m.

ATTEST:

Mary Jean Loufek, CMC, Town Clerk

John Warner, Mayor