

**TOWN OF BRECKERIDGE
TOWN COUNCIL REGULAR MEETING
TUESDAY, FEBRUARY 24, 2009
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CALL TO ORDER and ROLL CALL

Mayor Warner called the February 24, 2009 Town Council Meeting to order at 7:50 p.m. The following members answered roll call Mr. Mamula, Ms. McAtamney, Mr. Millisor, Mr. Bergeron, Mr. Rossi and Mayor Warner. Mr. Joyce was absent.

APPROVAL OF MINUTES – February 10, 2009 Regular Meeting

Mayor Warner commented that under the Mayor's Report he would like it to reflect that his report was submitted electronically. With that one change to the minutes Mayor Warner declared them approved.

APPROVAL OF AGENDA

There were no changes to the agenda.

COMMUNICATIONS TO COUNCIL

- A. Steven H. Hart Award
- B. Citizen's Comment - (Non-Agenda Items ONLY; 3 minute limit please) – There were no public comments.

CONTINUED BUSINESS

A. SECOND READING OF COUNCIL BILL, SERIES 2009 - PUBLIC HEARINGS**-

1. Council Bill No. 5, Series 2009- AN ORDINANCE AMENDING THE TOWN OF BRECKENRIDGE LAND USE GUIDELINES CONCERNING ACCEPTABLE LAND USE TYPES AND INTENSITIES IN LAND USE DISTRICT 31

Tim Berry commented that the ordinance will amend Land Use District 31 Guidelines. There were two minor changes of which Tim explained.

Mr. Bergeron moved to approve Council Bill No. 5, Series 2009 on second reading on the form that was handed out. Ms. McAtamney seconded the motion. Mayor Warner asked for public comment. There was none. He closed the public hearing. The motion passed 6-0.

2. Council Bill No. 6, Series 2009- AN ORDINANCE AMENDING SECTION 9-1-21 OF THE BRECKENRIDGE TOWN CODE BY ADOPTING THE "BRECKENRIDGE 2009 TRANSIT OPERATIONS PLAN" AS A CORRELATIVE DOCUMENT TO THE BRECKENRIDGE DEVELOPMENT CODE

Tim Berry commented that the ordinance would make the Town Transit Plan a correlative document under the Development Code. There were no changes from first reading.

Mr. Rossi moved to approve Council Bill No. 6, Series 2009 on second reading with the additional changes. Mr. Mamula seconded the motion. Mayor Warner asked for public comment. There was none. He closed the public hearing. The motion passed 6-0.

NEW BUSINESS

A. FIRST READING OF COUNCIL BILL, SERIES 2009- NONE

B. RESOLUTIONS, SERIES 2009

1. A RESOLUTION AMENDING THE TOWN OF BRECKENRIDGE MASTER PLAN TO INCLUDE THE "BRECKENRIDGE 2009 TRANSIT OPERATIONS PLAN" AS A PART THEREOF

Tim Berry commented that the resolution would amend the Town's Master Plan to incorporate the new Transit Plan. A public hearing also needs to be held. We have complied with the notice requirements.

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Mr. Millisor moved to approve the Resolution, Series 2009. Mr. Mamula seconded the motion. Mayor Warner asked for public comment. There was none. He closed the public hearing. The motion passed 6-0

2. A RESOLUTION MAKING CERTAIN FINDINGS OF FACT AND CONCLUSIONS REGARDING THE PROPOSED ANNEXATION TO THE TOWN OF BRECKENRIDGE OF A PARCEL OF LAND (Entrada – 3.98 acres, more or less)

Tim Berry commented that the resolution will verify that the property meets all of the statutory requirements, and is therefore eligible for annexation to the Town. By adopting the Fact Finding Resolution the Council is not agreeing to annex the property. The Council will retain its discretion with respect to that question until the time of the consideration of the actual Annexation Ordinance.

Mr. Mamula moved to approve the Resolution, Series 2009. Mr. Bergeron seconded the motion. Mayor Warner asked for public comment. There was none. He closed the public hearing. The motion passed 6-0.

C. OTHER

Mayor Warner commented to Mike McCormick that the Council was unanimously in support of The Breck Epic and the letter of support.

PLANNING MATTERS

A. Planning Commission Decisions of February 17, 2009

An applicant did request a call up. Planner, Chris Kulick, gave a brief presentation of the request. The Council decided to complete the rest of the meeting before heading into executive session to discuss further. Please see notes below under “Continued Planning Commission Decisions of February 17, 2009.”

B. Report of Planning Commission Liaison

Mr. Mamula had no report.

REPORT OF TOWN MANAGER AND STAFF

Mr. Gagen had no report.

REPORT OF MAYOR AND COUNCILMEMBERS

A. **CAST/MMC (Mayor Warner)** – Mayor Warner had nothing to report.

B. **Breckenridge Open Space Advisory Commission (Mr. Rossi)** – Mr. Rossi had nothing to report

C. **BRC (Mr. Bergeron)** – Mr. Bergeron had nothing to report.

D. **Summit Combined Housing Authority (Ms. McAtamney)** – Ms. McAtamney had nothing to report.

E. **Breckenridge Heritage Alliance (Mr. Joyce)** – Mr. Joyce was absent.

F. **Peak 6 Task Force (Mr. Rossi)** – Mr. Rossi commented that the public forum will be on March 11.

OTHER MATTERS

Ms. McAtamney commented on the graffiti. Chief Holman commented that stickers are more prevalent. They have handed out over 200 letters asking businesses to be more aware of what is happening with the stickers being handed out or sold. Mayor Warner thanked the Chief of Police for looking into the Warriors Mark stuff.

ADJOURNMENT

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At 8:30a.m. Mr. Rossi moved that the Council go into executive session pursuant to Paragraph 4(b) of Section 24-6-402, C.R.S., relating to conferences with the Town Attorney for purposes of receiving legal advice on specific legal questions, and Paragraph 4(f) of Section 24-6-402, C.R.S., relating to personnel matters. Mr. Bergeron made the second. The motion passed 6-0.

Continued Planning Commission Decisions of February 17, 2009

Mayor Warner asked if anyone would like to call an item off the Consent Calendar. Mayor Warner declared the Planning Commission Decisions of February 17, 2009, would stand approved as presented.

Mr. Mamula moved to adjourn the executive session. Mr. Rossi made the second. All were in favor.

With no further business to discuss, the meeting adjourned at 8:52 p.m.

ATTEST:

Mary Jean Loufek, CMC, Town Clerk

John Warner, Mayor