

**I) CALL TO ORDER, ROLL CALL**

Mayor Mamula called the meeting of January 28, 2020 to order at 7:00pm. The following members answered roll call: Mr. Bergeron, Ms. Gigliello, Ms. Owens, Mr. Carleton, Ms. Wolfe and Mayor Mamula. Mr. Gallagher was absent.

**II) APPROVAL OF MINUTES**

**A) TOWN COUNCIL MINUTES - JANUARY 14, 2020**

With no changes or corrections to the meeting minutes of January 14, 2020, Mayor Mamula declared they would stand approved as presented.

**III) APPROVAL OF AGENDA**

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

**IV) COMMUNICATIONS TO COUNCIL**

**A) CITIZEN'S COMMENT (NON-AGENDA ITEMS ONLY; 3-MINUTE TIME LIMIT PLEASE)**

Mayor Mamula opened Citizen's Comment.

Mr. Mark Waldman, owner of Summit Mountain Rentals, stated they are the largest vacation rental company in Breckenridge. He also stated Senator Gardner introduced a bill to raise property taxes for short term rentals, and he has evaluated the financial effect of the tax raise and he believes that in a best case scenario 35% of rentals in Breckenridge will decide not to rent. Mr. Waldman stated the bill represents an economy killer in Breckenridge, staff would have to be laid off, and the cumulative effect on the economy would be large. He further stated the real estate community is opposing the bill and he is encouraging the Town to fight against it.

Ms. Kelly Mazanti, representing Ted-X Breckenridge, spoke about the Ted-X event that will take place on May 30<sup>th</sup> at Colorado Mountain College in Breckenridge. She stated this will be the first Ted-X event in Summit County and the focus will be on connection. Ms. Mazanti stated they are looking for speakers and sponsors for the event, and are taking applications in the next few weeks.

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

**V) CONTINUED BUSINESS**

**A) SECOND READING OF COUNCIL BILLS, SERIES 2020 - PUBLIC HEARINGS**

**1) COUNCIL BILL NO. 1, SERIES 2020 - AN ORDINANCE MAKING MISCELLANEOUS AMENDMENTS TO CHAPTER 2 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE KNOWN AS THE "BRECKENRIDGE SUBDIVISION STANDARDS"**

Mayor Mamula read the title into the minutes. Mr. Berry stated there were no changes to this ordinance from first reading.

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

Mr. Bergeron moved to approve COUNCIL BILL NO. 1, SERIES 2020 - AN ORDINANCE MAKING MISCELLANEOUS AMENDMENTS TO CHAPTER 2 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE KNOWN AS THE "BRECKENRIDGE SUBDIVISION STANDARDS". Ms. Gigliello seconded the motion.

The motion passed 6-0. Mr. Gallagher was absent.

**2) COUNCIL BILL NO. 2, SERIES 2020 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH SAINT JOHN THE BAPTIST EPISCOPAL CHURCH OF BRECKENRIDGE, A COLORADO NONPROFIT CORPORATION (100 South French Street)**

Mayor Mamula read the title into the minutes. Mr. Berry stated the applicant has requested a continuance of this ordinance to the February 11th meeting.

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

Ms. Gigliello moved to continue COUNCIL BILL NO. 2, SERIES 2020 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH SAINT JOHN THE BAPTIST EPISCOPAL CHURCH OF BRECKENRIDGE, A COLORADO NONPROFIT CORPORATION (100 South French Street). Mr. Bergeron seconded the motion.

The motion passed 6-0. Mr. Gallagher was absent.

3) COUNCIL BILL NO. 3, SERIES 2020 - AN ORDINANCE CONCERNING THE LEASING OF THE BRECKENRIDGE PROFESSIONAL BUILDING

Mayor Mamula read the title into the minutes. Mr. Berry stated there were no changes to this ordinance from first reading.

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

Mr. Bergeron moved to approve COUNCIL BILL NO. 3, SERIES 2020 - AN ORDINANCE CONCERNING THE LEASING OF THE BRECKENRIDGE PROFESSIONAL BUILDING. Mr. Carleton seconded the motion.

The motion passed 6-0. Mr. Gallagher was absent.

4) COUNCIL BILL NO. 4, SERIES 2020 - AN ORDINANCE AMENDING SECTION 6-3-5 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE DEFINITION OF "LEWD AND INDECENT DISPLAYS"

Mayor Mamula read the title into the minutes. Mr. Berry stated there were no changes to this ordinance from first reading.

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

Mr. Bergeron moved to approve COUNCIL BILL NO. 4, SERIES 2020 - AN ORDINANCE AMENDING SECTION 6-3-5 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE DEFINITION OF "LEWD AND INDECENT DISPLAYS". Ms. Wolfe seconded the motion.

The motion passed 6-0. Mr. Gallagher was absent.

**VI) NEW BUSINESS**

A) FIRST READING OF COUNCIL BILLS, SERIES 2020

1) COUNCIL BILL NO. 5, SERIES 2020 - AN EMERGENCY ORDINANCE AMENDING CHAPTER 1 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE DEVELOPMENT CODE," CONCERNING DENSITY

Mayor Mamula read the title into the minutes. Mr. Berry stated this emergency ordinance would amend the Breckenridge Development Code and address the transfer of density owned by the Town for housing projects. He further stated the version of the ordinance handed out at the evening meeting includes changes discussed in the work session and should be referenced in the motion.

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

Mr. Bergeron moved to approve the emergency ordinance COUNCIL BILL NO. 5, SERIES 2020 - AN EMERGENCY ORDINANCE AMENDING CHAPTER 1 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE DEVELOPMENT CODE," CONCERNING DENSITY. Ms. Wolfe seconded the motion.

The motion passed 5-1. Ms. Gigliello voted no. Mr. Gallagher was absent.

B) RESOLUTIONS, SERIES 2020

C) OTHER

**VII) PLANNING MATTERS**

A) PLANNING COMMISSION DECISIONS

Mayor Mamula declared the Planning Commission Decisions would stand approved as presented.

- B) **CHILD CARE ADVISORY COMMITTEE APPOINTMENTS**  
Mayor Mamula read the names of the childcare committee applicants into record. Ms. Gigliello moved to appoint Greta Shackelford (Incumbent), Jay Homola (Incumbent), Laura Amedro (Incumbent), and Austyn Dineen to the Child Care Advisory Committee. Mr. Bergeron made the second. The motion passed 6-0. Mr. Gallagher was absent.
- C) **EAST PEAK 8 HOTEL AND CUCUMBER GULCH PRESERVE PREVENTATIVE MAINTENANCE AREA (PMA) VARIANCE DE NOVO HEARING**  
Mr. Berry stated the Town received a written request from the applicant for the postponement of this De Novo Hearing to the February 25<sup>th</sup> meeting. He further stated that if Council makes a motion to continue the hearing, the motion must include an order for the applicant to provide an updated report to Town staff by February 10th. Mr. Bergeron moved to continue the EAST PEAK 8 HOTEL AND CUCUMBER GULCH PRESERVE PREVENTATIVE MAINTENANCE AREA (PMA) VARIANCE DE NOVO HEARING to the February 25, 2020 Town Council Regular Meeting, with the order as stated by Mr. Berry. Mr. Carleton made the second. The motion passed 6-0. Mr. Gallagher was absent.

**VIII) REPORT OF TOWN MANAGER AND STAFF**

Reports of Town Manager and Staff were covered in the afternoon work session.

**IX) REPORT OF MAYOR AND COUNCIL MEMBERS**

Reports of the Mayor and Council Members were covered in the afternoon work session.

- A. Cast/MMC
- B. Breckenridge Open Space Advisory Committee
- C. Breckenridge Tourism Office
- D. Breckenridge Heritage Alliance
- E. Breckenridge Creative Arts
- F. Breckenridge Events Committee
- G. Water Task Force
- H. MT 2030

**X) OTHER MATTERS**

Other matters were covered during the afternoon work session.

**XI) SCHEDULED MEETINGS**

- A) **SCHEDULED MEETINGS JANUARY THROUGH MARCH**

**XII) ADJOURNMENT**

With no further business to discuss, the meeting adjourned at 7:29pm. Submitted by Helen Cospolich, CMC, Town Clerk.

ATTEST:

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Helen Cospolich, CMC, Town Clerk

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Eric S. Mamula, Mayor