

I) CALL TO ORDER, ROLL CALL

Mayor Mamula called the meeting of February 14, 2023, to order at 7:00pm. The following members answered roll call: Todd Rankin, Kelly Owens, Carol Saade, Dick Carleton, Jay Beckerman and Mayor Mamula. Jeffrey Bergeron was absent.

II) APPROVAL OF MINUTES

A) TOWN COUNCIL MINUTES – JANUARY 24, 2023

With no changes or corrections to the meeting minutes of January 24, 2023, Mayor Mamula declared they would stand approved as presented.

III) APPROVAL OF AGENDA

Deputy Town Manager Shannon Haynes stated there were no changes to the agenda. Mayor Mamula declared the agenda approved as presented.

IV) COMMUNICATIONS TO COUNCIL

A) PUBLIC COMMENT (NON-AGENDA ITEMS ONLY; 3-MINUTE TIME LIMIT PLEASE)

Mayor Mamula opened Public Comment.

Sarah Furey, a local resident, stated she has lived here for almost 20 years and is frustrated by the sale of a recent deed-restricted home. She stated she and her partner were told this home was only accepting all-cash offers, and there was a bidding war on appliances and a garden shed for up to \$35,000 in additional cash. She stated she doesn't know how it is fair that someone can come in and buy a deed-restricted home for all cash. She also stated this has happened before, the system is broken, and this is not working for the community.

Mayor Mamula thanked her for her comments, mentioned that Council would be looking into this issue, and closed public comment.

V) CONTINUED BUSINESS

A) SECOND READING OF COUNCIL BILLS, SERIES 2023 - PUBLIC HEARINGS

VI) NEW BUSINESS

A) FIRST READING OF COUNCIL BILLS, SERIES 2023

1) COUNCIL BILL NO. 3, SERIES 2023 - A BILL FOR AN ORDINANCE TO REDUCE SINGLE USE PLASTICS AND IN CONNECTION THEREWITH ESTABLISHING FINES AND PENALTIES

Mayor Mamula read the title into the minutes. Jessica Burley, Sustainability Coordinator, stated this ordinance would raise the carryout bag fee to \$0.25, and ban plastic beverage less than half gallon in size (with some exceptions) and carryout containers, among other things as discussed in the work session. Single use condiments will continue to be opt-in and that change will be made for second reading.

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

Council Member Saade moved to approve COUNCIL BILL NO. 3, SERIES 2023 - A BILL FOR AN ORDINANCE TO REDUCE SINGLE USE PLASTICS AND IN CONNECTION THEREWITH ESTABLISHING FINES AND PENALTIES.

Council Member Beckerman seconded the motion.

The motion passed 6-0. Council Member Bergeron was absent.

2) COUNCIL BILL NO. 4, SERIES 2023 - A BILL FOR AN ORDINANCE TO EXEMPT RECYCLED PAPER CARRYOUT BAG FEE FROM SALES TAX CODE

Mayor Mamula read the title into the minutes. Jessica Burley, Sustainability Coordinator, stated this ordinance would exempt the carryout bag fee from sales tax.

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

Council Member Saade moved to approve COUNCIL BILL NO. 4, SERIES 2023 - A BILL FOR AN ORDINANCE TO EXEMPT RECYCLED PAPER CARRYOUT BAG FEE FROM SALES TAX CODE.

Council Member Owens seconded the motion.

The motion passed 6-0. Council Member Bergeron was absent.

- 3) COUNCIL BILL NO. 5, SERIES 2023 - COUNCIL BILL NO. 5, SERIES 2023 - A BILL FOR AN ORDINANCE AMENDING TITLE 12, CHAPTER 3, PERTAINING TO THE TOWN'S WATER SYSTEM CROSS CONNECTION CONTROL PROGRAM AND IN CONNECTION THEREWITH ADOPTING CIVIL PENALTIES FOR FAILURE TO COMPLY WITH THE PROGRAM REQUIREMENTS

Mayor Mamula read the title into the minutes. James Phelps, Public Works Director, stated this ordinance will amend code to provide authority to the Town to impose penalties for failure to comply with backflow program requirements.

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

Council Member Saade asked Phelps to note concerns from a third-party tester about specifications in section three of the bill. If needed, Phelps stated that section will be addressed in second reading.

Council Member Carleton moved to approve COUNCIL BILL NO. 5, SERIES 2023 - COUNCIL BILL NO. 5, SERIES 2023 - A BILL FOR AN ORDINANCE AMENDING TITLE 12, CHAPTER 3, PERTAINING TO THE TOWN'S WATER SYSTEM CROSS CONNECTION CONTROL PROGRAM AND IN CONNECTION THEREWITH ADOPTING CIVIL PENALTIES FOR FAILURE TO COMPLY WITH THE PROGRAM REQUIREMENTS.

Council Member Rankin seconded the motion.

The motion passed 6-0. Council Member Bergeron was absent.

- 4) COUNCIL BILL NO. 6, SERIES 2023 - AN ORDINANCE AUTHORIZING THE GRANTING OF EASEMENTS TO PUBLIC SERVICE COMPANY OF COLORADO FOR THE INSTALLATION OF ELECTRIC VEHICLE CHARGING INFRASTRUCTURE AND XCEL ENERGY OWNED CHARGING EQUIPMENT
Mayor Mamula read the title into the minutes. Matt Hulsey, Public Works Assistant Director, stated this ordinance would allow the Town Manager to enter into an agreement with Xcel to grant easements for the purpose of installing electric vehicle chargers.

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

Council Member Rankin moved to approve COUNCIL BILL NO. 6, SERIES 2023 - AN ORDINANCE AUTHORIZING THE GRANTING OF EASEMENTS TO PUBLIC SERVICE COMPANY OF COLORADO FOR THE INSTALLATION OF ELECTRIC VEHICLE CHARGING INFRASTRUCTURE AND XCEL ENERGY OWNED CHARGING EQUIPMENT.

Council Member Carleton seconded the motion.

The motion passed 6-0. Council Member Bergeron was absent.

- B) RESOLUTIONS, SERIES 2023
1) RESOLUTION NO. 3, SERIES 2023 - A RESOLUTION PROVIDING TOWN ATTORNEY ASSISTANT FOR MUNICIPAL PROSECUTION AND ESTABLISHING RATES

Mayor Mamula read the title into the minutes. Kirsten Crawford, Town Attorney, stated this resolution would appoint Judge Ron Carlson to cover some dates in municipal court as a back-up judge.

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

Council Member Owens moved to approve RESOLUTION NO. 3, SERIES 2023 - A RESOLUTION PROVIDING TOWN ATTORNEY ASSISTANT FOR MUNICIPAL PROSECUTION AND ESTABLISHING RATES. Council Member Rankin seconded the motion.

The motion passed 6-0. Council Member Bergeron was absent.

- 2) RESOLUTION NO. 4, SERIES 2023 - A RESOLUTION AUTHORIZING THE GRANTS ADMINISTRATOR TO SUBMIT A GRANT REQUEST TO THE COLORADO DEPARTMENT OF LOCAL AFFAIRS (DOLA) INNOVATIVE AFFORDABLE HOUSING INCENTIVES GRANT
Mayor Mamula read the title into the minutes. Deputy Town Manager, Shannon Haynes, stated this resolution would authorize the Town to submit a grant for the purpose of affordable housing funding.

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

Council Member Beckerman moved to approve RESOLUTION NO. 4, SERIES 2023 - A RESOLUTION AUTHORIZING THE GRANTS ADMINISTRATOR TO SUBMIT A GRANT REQUEST TO THE COLORADO DEPARTMENT OF LOCAL AFFAIRS (DOLA) INNOVATIVE AFFORDABLE HOUSING INCENTIVES GRANT. Council Member Owens seconded the motion.

The motion passed 6-0. Council Member Bergeron was absent.

- 3) RESOLUTION NO. 5, SERIES 2023 - RESOLUTION APPROVING COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION ON BEHALF OF THE FAMILY AND INTERCULTURAL RESOURCE CENTER
Mayor Mamula read the title into the minutes. Shannon Haynes stated this resolution would partner with FIRC on this grant and requires a resolution in support of the application.

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

Council Member Rankin moved to approve RESOLUTION NO. 5, SERIES 2023 - RESOLUTION APPROVING COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION ON BEHALF OF THE FAMILY AND INTERCULTURAL RESOURCE CENTER. Council Member Owens seconded the motion.

The motion passed 6-0. Council Member Bergeron was absent.

- C) OTHER

VII) PLANNING MATTERS

- A) PLANNING COMMISSION DECISIONS
Mayor Mamula declared the Planning Commission Decisions would stand approved as presented.

VIII) REPORT OF TOWN MANAGER AND STAFF

Reports of Town Manager and Staff were covered during the afternoon Work Session.

IX) REPORT OF MAYOR AND COUNCIL MEMBERS

Reports of Mayor and Council Members were covered during the afternoon Work Session.

- A. CAST/MMC
B. BRECKENRIDGE OPEN SPACE ADVISORY COMMITTEE
C. BRECKENRIDGE TOURISM OFFICE
D. BRECKENRIDGE HISTORY

- E. BRECKENRIDGE CREATIVE ARTS
- F. BRECKENRIDGE EVENTS COMMITTEE
- G. CHILD CARE ADVISORY COMMITTEE
- H. WORKFORCE HOUSING COMMITTEE
- I. SOCIAL EQUITY ADVISORY COMMISSION

X) OTHER MATTERS

Council member Owens stated that at the end of the month the SNAP/Medicaid money is going to run out and FIRC is in dire need. She proposed that the Town move \$100,000 from the nicotine money to donate to the FIRC. Council supported that proposal and will make an appropriation for that amount at the next meeting.

XI) SCHEDULED MEETINGS

- A) SCHEDULED MEETINGS FOR JANUARY, FEBRUARY AND MARCH

XII) ADJOURNMENT

With no further business to discuss, the meeting adjourned at 7:19pm. Submitted by Helen Cospolich, CMC, Town Clerk.

ATTEST:

Helen Cospolich, CMC, Town Clerk

Eric S. Mamula, Mayor