

CALL TO ORDER and ROLL CALL

Mayor Warner called the April 13, 2010 Town Council Meeting to order at 7:36 p.m. The following members answered roll call: Ms. McAtamney, Mr. Dudick, Mr. Bergeron, Mr. Burke, Mr. Mamula and Mayor Warner. Mr. Joyce was absent.

OATH OF OFFICE

Town Clerk Mary Jean Loufek administered the oath of office to the newly elected Town Council members. The Mayor officially welcomed and introduced the successful candidates.

APPROVAL OF MINUTES – March 23, 2010 Regular Meeting

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

APPROVAL OF AGENDA

There were no changes.

COMMUNICATIONS TO COUNCIL

A. Citizen's Comments - (Non-Agenda Items ONLY; 3 minute limit please) – Greg Abernathy told Council that he appreciated what they do. He knows there are budget restraints, but asked Council to make sure road safety is not compromised. He informed about several accidents that happened on Wellington Road during a recent snowstorm. He would also like to see a stop sign on Wellington Road to slow cars down and make it safer for kids riding their bikes to school.

B. Breckenridge Resort Chamber – John McMahan welcomed the new Town Council members and passed out some goodies. March occupancy was up 18 percent over 2009 but the daily rate was down over the previous year; April is showing some decent signs. He noted that it looked like Central Reservations (Cen Res) was “getting over the hump” and is looking at the finances again. They will start pulling back on marketing, working on a month-by-month basis. The BRC Board will be meeting with Town Council in May to discuss long-term growth and sustainability, special events, and how to grow revenue. Membership is still doing well, with around 400 members; other chambers have dropped up to 20 percent. The number of visitors to the Welcome Center is up. Mr. Gagen asked if the BRC could provide materials to the Town Council in advance of the meeting in May.

CONTINUED BUSINESS

A. SECOND READING OF COUNCIL BILL, SERIES 2010 - PUBLIC HEARINGS**

1. Council Bill No. 8, Series, 2010- AN ORDINANCE AMENDING CHAPTER 11 OF TITLE 5 OF THE BRECKENRIDGE TOWN CODE CONCERNING MOUNTAIN PINE BEETLES AND BEETLE INFESTED TREES

Town Attorney Tim Berry explained that this ordinance amends the Town's pine beetle ordinance. There is one change from first reading on page 30 to authorize the Director to extend the annual July 15 deadline if the Director determines that an extension is required. This clarification was made in response to an issue raised at the last meeting.

Mayor Warner opened the public hearing. Eric Buck congratulated the newly elected council members and wanted to bring up a couple of issues. The first is that this ordinance will be enforced on a complaint basis. Mr. Buck was concerned that there is no penalty for someone who ignores the ordinance unless they get caught. His second issue concerned complaints that come in after September 15. He believes the Council needs to consider some penalty for noncompliance. Mr. Buck understands the Town budget issues, and asked the Council to focus on those areas of Town property within neighborhoods as its first priority (for pine beetle mitigation); with areas away from neighborhoods as a lesser priority. He suggested a change within the hazard analysis. Mr. Buck feels this is an important ordinance for the aesthetics of Breckenridge, so it does not look like the “Town is dying.”

Mr. Berry clarified the penalties for non-compliance contained within the ordinance.

Town Manager Tim Gagen explained that the hazard analysis or forest health management plan breaks up properties into two categories- town-owned properties and open space by prescription. He believes the highest priority areas are within or adjacent to neighborhoods and added that the Town Council reviews the plan annually. Mr. Bergeron suggested a citizen input process as well. Mr. Gagen added that the Forest Service is also starting to recognize the urban interface.

There were no further comments and the public hearing was closed.

Mr. Bergeron moved to approve Council Bill No. 8, Series 2010 in the form included in the agenda packet. Mr. Mamula seconded the motion. The motion passed 6-0.

NEW BUSINESS

A. FIRST READING OF COUNCIL BILL, SERIES 2010

None

B. RESOLUTIONS, SERIES 2010

None

C. OTHER

1. **Municipal Judge Reappointment** – Mayor Warner introduced Judge Allen. The Judge informed that he started with the Town as associate judge in 1992. He thanked the Council, expressing that he thoroughly enjoys his work and is honored to serve in the community.

Mr. Mamula made a motion to reappoint Municipal Court Judge Buck Allen for a two-year term. Mr. Bergeron seconded the motion. The motion passed 6-0.

2. **Council Appointments** – Mr. Mamula pointed out that while committee appointments should be for Council's education, institutional memory is also important. He suggested that Council maintain one of the three members who previously served on the Childcare/Housing and Sustainability committees. Ms. McAtamney noted that rotating in fresh members was helpful too.

After discussion, Mayor Warner reviewed the proposed appointments as follows: Mr. Bergeron - Mayor Pro-Tem, Scholarships/Grants, Sustainability Task Force; Mr. Mamula - Childcare/Housing, Water; Ms. McAtamney - will transition to the Water Committee over a period of time with Mr. Gagen and Mr. Porzak; BOSAC, Scholarships/Grants, Childcare/Housing; Mr. Joyce - Summit Combined Housing Authority, Sustainability Task Force; Mr. Burke - Breckenridge Heritage Alliance, Planning Commission (the Mayor noted he can substitute for Mr. Burke, if needed); Mr. Dudick - BRC, Scholarships/Grants Childcare/Housing; Mayor Warner - Sustainability Task Force, CAST, MM&C.

PLANNING MATTERS

A. Planning Commission Decisions of April 6, 2010

The Planning Commission decisions were approved as presented. Mr. Mamula would like to discuss the HERS rating at the Town Council's joint meeting with Planning Commission.

B. Report of Planning Commission Liaison

There was no report.

REPORT OF TOWN MANAGER AND STAFF

Mr. Gagen had nothing in addition to cover.

REPORT OF MAYOR AND COUNCILMEMBERS

A. **CAST/MMC** (Mayor Warner) – Mayor Warner went to the mayors and managers meeting. He also reported that the next Colorado Association of Ski Towns meeting would be in Breckenridge, coinciding with the Colorado Municipal League conference in June. He urged Council members to consider attending the conference and CAST meeting.

B. **Breckenridge Open Space Advisory Commission** (Mr. Joyce) – The meeting is on Monday.

C. **Breckenridge Resort Chamber** (Ms. McAtamney) – Ms. McAtamney reported on deficit funding for Cen Res and how the Council feels about it with regard to policy and using some marketing dollars to fund Cen Res. Mr. Gagen explained that the contract with the BRC is for work they will do on behalf of the Town and anything that changes the contractual arrangement requires council action. Mr. Dudick added that Cen Res will do around \$2.8 million in reservations this year, but used to do around \$5 million in the past. They are operating on a razor-thin margin. It was thought in February that there were enough savings to make it to December when the cash starts coming in again. But the reality is they will run out of money with the next 60-90 days. Cen Res currently gives overhead payments to the BRC and if they stop, it amounts to approximately \$100,000 (less marketing) directly taking money out of the market place. That is the issue.

There were a variety of Council comments, including: it is our job to get our marketing value out of them; there is strong sentiment in community for the entity to continue – they represent many small properties; may be comfortable in the short term to rob Peter to pay Paul, but should do with a condition that they find a sustainable model; more equitable agreement with lodging companies; our deal is not to fund operations at the BRC, but marketing; go to the beneficiaries – the businesses getting rooms booked; Cen Res needs a new business model; set a time line that this is not something that can happen again - if not fixed by next year, need a different solution; the little guy is the one that will be impacted – they don't have a voice

In summary, the Council generally would like additional information on membership dues, who are the lodging groups that would be impacted most, how much the Town is paying to get someone booked here – is it \$5 or \$100 per person, and a distinction between the marketing arm and basic chamber functions.

D. **Summit Combined Housing Authority** – The meeting in two weeks.

E. **Breckenridge Heritage Alliance** (Mr. Bergeron) – Mr. Bergeron reported on a site visit for the locomotive. There are still some issues to be worked out related to placement of the locomotive, snowplow, coal and box cars, and the building to cover the locomotive.

F. **Sustainability** – The next meeting is on May 14.

OTHER MATTERS

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Ms. McAtamney commended Gary Roberts and the water division staff for their response to a frozen condo on Boreas Pass. She remarked that Mr. Robert's institutional knowledge was "incomprehensible".

Mr. Bergeron would like to follow up on recording the Council work sessions.

Mr. Mamula noted that after reading a recent water article, it highlighted the importance of the pumpback and reservoir projects. Water will be an important issue over the next 50 years, and it could be a revenue source for the town during a drought.

Mr. Mamula would like to publicly acknowledge Mr. Rossi's service and contribution on the Council. The Council members agreed. They also mentioned Mr. Millisor's six years of service.

SCHEDULED MEETINGS

The Valley Brook groundbreaking and a special meeting are coming up on April 21. The retreat date is May 25. The Mayor mentioned that Coffee Talk would be at Amazing Grace on Friday starting at 8 a.m. and invited the Council members to attend.

ADJOURNMENT

With no further business to discuss, the meeting adjourned at 8:43 p.m.

Submitted by Mary Jean Loufek, Town Clerk.

ATTEST:

Mary Jean Loufek, CMC, Town Clerk

John Warner, Mayor