

**TOWN OF BRECKENRIDGE
TOWN COUNCIL REGULAR MEETING
Tuesday, November 27, 2012
PAGE 1**

CALL TO ORDER, ROLL CALL

Mayor Warner called the meeting of November 27, 2012 to order at 7:34pm. The following members answered roll call: Mr. Gallagher, Ms. Wolfe, Mr. Brewer, Mr. Dudick, Ms. McAtamney, Mr. Burke and Mayor Warner.

APPROVAL OF MINUTES - NOVEMBER 13, 2012

The following changes were made to the November 13, 2012 minutes: Mayor Warner wanted the notes to reflect that the dissenting vote was Ben Brewer on the final vote count on the Welk Development agreement, that passed 6-1; Mr. Burke would like to correct the minutes to reflect that he submitted his report on the BRC via email. Mayor Warner declared the meeting minutes of November 13, 2012, would stand approved as corrected.

APPROVAL OF AGENDA

Mr. Gagen reported there were no changes to the agenda.

COMMUNICATIONS TO COUNCIL

A. CITIZEN'S COMMENT - (NON-AGENDA ITEMS ONLY: 3-MINUTE LIMIT PLEASE)

Mike Sojda and Andy Odorcuk, owners of 'A Touch of Poland', wanted to introduce themselves and their new restaurant 'A Touch of Poland', located at 105 N Main St. The owners shared some samples of their menu with the Council.

B. BRECKENRIDGE RESORT CHAMBER UPDATE

John McMahon, Director of the Breckenridge Resort Chamber, reported that the MTRIP data showed Breckenridge was trending well for lodging; Lodging numbers are off to a good start but they are concerned about the lack of snow; The Dew Tour is coming up; Running of the Santa's on Saturday along with the Lighting of Breckenridge; International Snow Sculpture participation is looking strong for this year; Snow Flake local snow sculpture competition has been postponed because of the lack of the snow, it will be rescheduled later in the year; Group sales are looking good; they are really going to focus on the spring events this year.

CONTINUED BUSINESS

A. SECOND READING OF COUNCILS BILLS, SERIES 2012 - PUBLIC HEARINGS

1. COUNCIL BILL NO. 31, SERIES 2012-AN ORDINANCE SETTING THE MILL LEVY WITHIN THE TOWN OF BRECKENRIDGE FOR 2013

Mayor Warner read the title into the minutes.

Mr. Gagen stated that this ordinance establishes the 2013 Property Tax Mill Levy at the rate of 6.95 mills per dollar of assessed valuation of property within the limits of the Town of Breckenridge. There were no changes proposed to ordinance from first reading.

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

Mr. Gallagher made a motion to approve COUNCIL BILL NO. 31, SERIES 2012-AN ORDINANCE SETTING THE MILL LEVY WITHIN THE TOWN OF BRECKENRIDGE FOR 2013. Mr. Burke seconded the motion.

The motion Passed 7-0.

2. COUNCIL BILL NO. 32, SERIES 2012-AN ORDINANCE PROVIDING FOR AN INCREASE IN MUNICIPAL WATER USER FEES EFFECTIVE JANUARY 1, 2013; AND MAKING MISCELLANEOUS AMENDMENTS TO TITLE 12 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "TOWN OF BRECKENRIDGE WATER ORDINANCE"

Mayor Warner read the title into the minutes.

Attorney Berry stated that this ordinance fixes the 2013 water rates and make miscellaneous amendments to the Town's Water ordinance. There were no changes from the first reading.

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

Ms. McAtamney made a motion to approve COUNCIL BILL NO. 32, SERIES 2012-AN ORDINANCE PROVIDING FOR AN INCREASE IN MUNICIPAL WATER USER FEES EFFECTIVE JANUARY 1, 2013; AND MAKING MISCELLANEOUS AMENDMENTS TO TITLE 12 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "TOWN OF BRECKENRIDGE WATER ORDINANCE" Ms. Wolfe seconded the motion.

TOWN OF BRECKENRIDGE
TOWN COUNCIL REGULAR MEETING
Tuesday, November 27, 2012
PAGE 2

The motion Passed 7-0.

3. COUNCIL BILL NO. 33, SERIES 2012- AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH WELK RESORT GROUP, INC., A CALIFORNIA CORPORATION

Mayor Warner read the title into the minutes.

Attorney Berry stated that there were no changes from first reading but that there were changes to the development agreement.

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

Mr. Brewer stated his reasoning for not agreeing with this development agreement as it was presented.

Ms. Wolfe made a motion to approve COUNCIL BILL NO. 33, SERIES 2012- AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH WELK RESORT GROUP, INC., A CALIFORNIA CORPORATION Mr.

Burke seconded the motion.

The motion Passed 6-1 with Mr. Brewer voting in opposition.

NEW BUSINESS

A. FIRST READING OF COUNCIL BILLS, SERIES 2012

1. COUNCIL BILL NO. 34, SERIES 2012 - AN ORDINANCE PLACING RECENTLY ANNEXED PROPERTY IN LAND USE DISTRICT 1 (WEDGE AND MBJ PARCELS - 34.026 ACRES)

Mayor Warner read the title into the minutes.

Attorney Berry stated that he had provided the Council with a revised copy of the resolution. This resolution is to zone this property and is required as part of the annexation process.

Mr. Dudick made a motion to approve COUNCIL BILL NO. 34, SERIES 2012 - AN ORDINANCE PLACING RECENTLY ANNEXED PROPERTY IN LAND USE DISTRICT 1 (WEDGE AND MBJ PARCELS - 34.026 ACRES) Mr. Brewer seconded the motion.

The motion Passed 7-0.

B. RESOLUTIONS, SERIES 2012

1. RESOLUTION NO. 26, SERIES 2012- A RESOLUTION ADOPTING THE 2013 BUDGET AND MAKING APPROPRIATIONS THEREFOR

Mayor Warner read the title into the minutes.

Mr. Gagen stated that this resolution is required to approve the budget. A revised version of the resolution was presented.

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

Mayor Warner wanted to express his compliments to Town Staff in putting this budget together.

Ms. McAtamney made a motion to approve RESOLUTION NO. 26, SERIES 2012- A RESOLUTION ADOPTING THE 2013 BUDGET AND MAKING APPROPRIATIONS THEREFOR Mr. Dudick seconded the motion.

The motion Passed 7-0.

C. OTHER

PLANNING MATTERS

A. PLANNING COMMISSION DECISION

With no request to call an item off the consent calendar, Mayor Warner declared the Planning Commission decisions would stand approved as presented.

B. PLANNING COMMISSION REPORT (MR.GALLAGHER)

Mr. Gallagher stated that he will bring up the Council's discussion on solar panels in the Historic districts in the next planning commission meeting.

REPORT OF TOWN MANAGER AND STAFF

TOWN OF BRECKENRIDGE
TOWN COUNCIL REGULAR MEETING
Tuesday, November 27, 2012
PAGE 3

Mr. Gagen stated that they have contacted a hotel agent. Hopefully there will be some proposals in January.

REPORT OF MAYOR AND COUNCILMEMBERS

**Several of these updates were shared as part of the work session because time allowed prior to the regular meeting.*

A. CAST/MMC (MAYOR WARNER)

B. BRECKENRIDGE OPEN SPACE ADVISORY COMMITTEE (MR. BREWER)

C. BRC (MR. BURKE)

D. MARKETING COMMITTEE (MR. DUDICK)

Mr. Dudick stated they received a marketing recap; they are hiring a new creative agency; BRC board meeting tomorrow; Breckenridge was chosen to be the host of the mountain travel symposium in April 2014.

E. SUMMIT COMBINED HOUSING AUTHORITY (MS. WOLFE)

Ms. Wolfe stated there is a meeting next week.

F. BRECKENRIDGE HERITAGE ALLIANCE (MR. BREWER)

No report

G. WATER TASK FORCE (MR. GALLAGHER)

Mr. Gallagher stated that there is meeting this coming Monday.

H. LANDFILL TASK FORCE (MS. WOLFE)

No report

I. PUBLIC ART COMMISSION (MR. GALLAGHER)

Mr. Gallagher stated that there is a meeting this coming week. Mayor Warner wanted to make sure that the Public Art Commission group is hearing what is going on with the Arts district, all of the different arts groups need to be present.

OTHER MATTERS

SCHEDULED MEETINGS

ADJOURNMENT

With no further business to discuss, the meeting adjourned at 8:42pm.

Submitted by Mistaya Pierpont, Municipal Services

ATTEST:

Linda Coxen, Town Clerk

John Warner, Mayor