

**CALL TO ORDER AND ROLL CALL**

Mayor Warner called the July 22, 2008 Town Council Meeting to order at 7:33 p.m. The following members answered roll call: Mr. Bergeron, Mr. Joyce, Mr. Millisor, Mr. Rossi, and Mayor Warner. Ms. McAtamney and Mr. Mamula were absent.

**APPROVAL OF MINUTES – July 8, 2008 Regular Meeting**

With a few changes changes, Mayor Warner declared the minutes were approved.

**APPROVAL OF AGENDA**

Town Manager, Tim Gagen, added two more resolutions to the agenda and removed the Friends of Dillon Ranger District report

**COMMUNICATIONS TO COUNCIL**

- A. Citizens Comment - (Non-Agenda Items ONLY; 3 minute limit please)
1. Rick Hague- Heritage Alliance- Thanked Council for the Fuqua Stable and read a proclamation
  2. Diane James- Concerned about the Gondola Lot Master Plan. She appreciated the Council keeping the Town's best interests at heart. They have been part of the community for 20 years. They feel that if Vail allows the moving of the river away from their property then they will lose their setting.
- B. BRC Director's Report- Bill Wishowski- Pam Carter was voted as the employee of the year for the BRC staff. Gearing up for Oktoberfest. Lindsey is the main contact. They just gave a proposal to Adventure Travel Trade Association (about 600 members) for a visit in October 2009. We were on Channel 9 last week. Good coverage on front range. US airways has a mountain biking article in their magazine and encourages people to use gobreck.com to book their vacations in Breckenridge. On last round of auditors coming in. They are working on their marketing plan. Cen Res phone volume is down. Lodging is down 16%. Winter lodging numbers are up 24%. Systems Administrator will be celebrating his 20<sup>th</sup> year at the BRC.

**CONTINUED BUSINESS**

**A. SECOND READING OF COUNCIL BILLS, SERIES 2007 & 2008 – PUBLIC HEARINGS\*\***

**1. Council Bill No. 27, Series 2008-AN ORDINANCE REPEALING AND READOPTING WITH CHANGES SECTION 6-3A-4 OF THE BRECKENRIDGE TOWN CODE CONCERNING THE MUNICIPAL OFFENSE OF HARASSMENT**

Mr. Berry commented that the code needs to be updated for more modernized forms of harassment such as electronic communications, voicemail and text messaging.

Mayor Warner asked for public comment. There was none. He closed the public hearing.

Mr. Bergeron moved to approve Council Bill No. 27, Series 2008 on second reading in the form that was handed out. Mr. Joyce made the second. Motion passed 5-0.

**2. Council Bill No. 28, Series 2008- AN ORDINANCE APPROVING A LEASE WITH TIMBERLINE LEARNING CENTER, A COLORADO NONPROFIT CORPORATION**

Mr. Berry commented that this ordinance would allow the Town to sign a lease with the new child care center. Mr. Berry commented that he still needs to include a complaint resolution procedure which would allow the Town and the Tenant to work together to resolve complaints. There were a few changes of which Mr. Berry described from first reading.

Mayor Warner asked for public comment. There was none. He closed the public hearing.

Mr. Rossi moved to approve Council Bill No. 28, Series 2008 on second reading in the form that was handed out. Mr. Millisor made the second. Motion passed 5-0.

**3. Council Bill No.29, Series 2008- AN ORDINANCE REPEALING AND READOPTING WITH CHANGES APPENDIX "A" TO CHAPTER 2 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE SUBDIVISION STANDARDS", CONCERNING REQUIRED SUBDIVISION PLAT CERTIFICATES**

Mr. Berry commented that the Ordinance will update the list of certificates that need to be attached to a plat in order for it to be recorded. There were no changes from first reading.

Mayor Warner asked for public comment. There was none. He closed the public hearing.

Mr. Millisor moved to approve Council Bill No. 29, Series 2008 on second reading. Mr. Rossi made the second. Motion passed 5-0.

**4. Council Bill No. 26, Series 2008- AN ORDINANCE APPROVING A CONTRACT OF SALE WITH COLORADO MOUNTAIN COLLEGE FOUNDATION, INC., A COLORADO NONPROFIT CORPORATION**

Mr. Berry commented that the Ordinance would authorize a contract to convey the property to CMC. He commented that the agreement is a basic Real Estate contract form with some notable exceptions of which he mentioned. There were no changes from first reading.

Mayor Warner asked for public comment. There was none. He closed the public hearing.

Mr. Bergeron moved to approve Council Bill No. 29, Series 2008 on second reading. Mr. Joyce made the second. Motion passed 5-0.

**NEW BUSINESS**

**A. FIRST READING OF COUNCIL BILLS, SERIES 2008-**

**1. Council Bill No.30, Series 2008-** AN ORDINANCE ANNEXING TO THE TOWN OF BRECKENRIDGE CERTAIN REAL PROPERTY OWNED BY THE TOWN OF BRECKENRIDGE (Iron Mask Parcel)

Mr. Berry commented that this ordinance annexes the Iron Mask Parcel.

Mr. Bergeron moved to approve Council Bill No. 30, Series 2008 on first reading. Mr. Rossi made the second. Motion passed 5-0.

**2. Council Bill No. 31, Series 2008-** AN ORDINANCE PLACING RECENTLY ANNEXED PROPERTY IN LAND USE DISTRICT 1 (Iron Mask Parcel)

Mr. Berry commented that this ordinance places the Iron Mask Parcel in LUD 1.

Mr. Millisor moved to approve Council Bill No. 31, Series 2008 on first reading. Mr. Bergeron made the second. Motion passed 5-0.

**3. Council Bill No. 32, Series 2008-** AN ORDINANCE ANNEXING TO THE TOWN OF BRECKENRIDGE CERTAIN REAL PROPERTY OWNED BY THE TOWN OF BRECKENRIDGE (**Harold Placer Parcel**)

Mr. Berry commented that this ordinance annexes the Harold Placer Parcel. At the time the Town inherited the property there was also a small portion given to Robin Theobald. Only the Town's retained portion of the Harold Placer and not the Theobald's portion will be annexed.

Mr. Bergeron moved to approve Council Bill No. 32, Series 2008 on first reading. Mr. Joyce made the second. Motion passed 5-0.

**4. Council Bill No. 33, Series 2008-** AN ORDINANCE PLACING RECENTLY ANNEXED PROPERTY IN LAND USE DISTRICT 1 (Harold Placer Parcel)

Mr. Berry commented that this ordinance places the Harold Placer Parcel in LUD 1.

Mr. Joyce moved to approve Council Bill No. 33, Series 2008 on first reading. Mr. Millisor made the second. Motion passed 5-0.

**B. RESOLUTIONS, SERIES 2008**

**1. A RESOLUTION APPROVING A "LETTER OF AGREEMENT FOR THE LOCAL JURISDICTION REGULATION OF CONVEYANCES" WITH THE NORTHWEST COLORADO COUNCIL OF GOVERNMENTS**

Mr. Berry commented that the Town has used NWCCOG for elevator inspections. This resolution would allow the Town to continue to use them for this service.

Mr. Rossi moved to approve the Resolution, 2008. Mr. Millisor seconded. Motion passed 5-0.

**2. RESOLUTION IN SUPPORT OF THE ACTIONS BY SUMMIT COUNTY, TOWN OF FRISCO, TOWN OF DILLON, TOWN OF SILVERTHORNE AND LAKE DILLON FIRE PROTECTION DISTRICT REGARDING THE DILLON DAM ROAD AND DENVER WATER BOARD**

Mr. Gagen commented that this resolution indicates the Town's support of the entities and their legal actions in regard to the closure of the Dillon Dam Road

Mr. Millisor moved to approve the Resolution, 2008. Mr. Rossi seconded. Motion passed 5-0.

**3. A RESOLUTION APPROVING AN AGREEMENT FOR SHARED PARKING WITH COLORADO MOUNTAIN COLLEGE FOUNDATION, INC. AND COLORADO MOUNTAIN JUNIOR COLLEGE DISTRICT**

Mr. Berry commented that the resolution would approve an agreement with CMC for shared parking.

Mr. Joyce moved to approve the Resolution, 2008. Mr. Bergeron seconded. Motion passed 5-0.

**D. OTHER**

NONE

**PLANNING MATTERS**

• **Planning Commission Decisions of July 15, 2008.**

With no requests for call up, Mayor Warner stated the Planning Commission decisions of the July 15, 2008 meeting would stand as presented.

**REPORT OF TOWN MANAGER AND STAFF**

Town Manager, Tim Gagen, went to the quarterly CDOT meeting today and met with the CDOT District Manager. He went over the details of the meeting. Mayor Warner commented on the meeting as well.

Mr. Gagen asked the Council about the budget and what the Council's priorities are. Tim referred to a memo he gave to Council that included some of the following:

Uncommitted CIP Projects through 7/15/2008

Rec Center Major Repairs	\$452,000	Tim suggested rolling it over to next year CUT
Underground Utilities	\$100,000	Not going to happen this year either. Not time sensitive CUT
Vista Point Playground	\$80,000	(out for bid) Important to the neighborhood
Town Hall (CMC)	\$260,000	Analysis which has been started but only \$30,00 is committed WAIT UNTIL WE HAVE THE REPORT
Arts District Improvements	\$100,000	Could be held off on CUT
Public Art	\$35,000	(call to artist is out) but have not done anything CUT
Welcome Center Redo	\$32,000	(2007 funds) Have not spent any money yet
BHA Wakefield Project	\$15,000	CUT
BHA Engine #9	\$70,000	(on 7/22 agenda) WAIT UNTIL WE HAVE REPORT
Breck 150	\$125,000	this is the portion that is uncommitted NO DECISION
Green Team Hybrid Vehicle	\$30,000	this has not been committed CUT

Projects where design is done and are either out for bid or ready to go to bid and will be done unless the Council tells the Town not to:

Boreas Pass Road	\$410,000
Rec Center Major Repairs	\$130,000 NO DECISION
Wayfinding	\$195,000 Signs are designed but not purchased NO DECISION

Miscellaneous projects where funds for 2008 may not get fully expended:

Pine Beetle	possibly \$100,000
Child Care Scholarships	possibly \$100,000

Council gave their comments and direction to Mr. Gagen.

**REPORT OF MAYOR AND COUNCILMEMBERS**

- A. Report of Mayor (CAST/MMC)**  
Mayor Warner had nothing to report.
- B. Open Space Advisory Commission (Mr. Rossi)**  
Mr. Rossi commented that they covered most of it in executive session. Looking at pro forma.
- C. BRC (Mr. Bergeron)**  
Mr. Bergeron commented that they interviewed three candidates for the Director position.
- D. Summit Combined Housing Authority (Ms. McAtamney)**  
Ms. McAtamney was absent
- E. Breckenridge Heritage Alliance (Mr. Joyce)**  
Mr. Joyce commented that they had a meeting last Wednesday. Visitation numbers for sites were up from last year over Fourth of July. Interpretive signage for French Gulch is in the verbiage phase.
- F. Peak 6 Task Force (Mr. Rossi)**  
Mr. Rossi had nothing to report.

**OTHER MATTERS**

Mayor Warner commented that he and Mr. Rossi will be having lunch with the Theobald's. The trails work done this past weekend was very cool. Mayor Warner spoke about the campaigning of State Representative candidates.

**ADJOURNMENT**

With no further business to discuss the regular meeting was adjourned at 9:06 pm.

Submitted by Alison Kellermann, Administrative Services Manager

**ATTEST:**

---

Mary Jean Loufek, CMC, Town Clerk

---

John Warner, Mayor