

CALL TO ORDER AND ROLL CALL

Mayor Warner called the August 12, 2008 Town Council Meeting to order at 7:34 p.m. The following members answered roll call: Mr. Bergeron, Mr. Joyce, Ms. McAtamney, Mr. Mamula, Mr. Rossi, and Mayor Warner. Mr. Millisor was absent.

APPROVAL OF MINUTES – July 22, 2008 Regular Meeting

Hearing no changes, Mayor Warner declared the minutes were approved.

APPROVAL OF AGENDA

The Mayor requested the addition of an executive session at end of the meeting. With that one addition, the agenda was approved.

COMMUNICATIONS TO COUNCIL

A. Citizens Comment - (Non-Agenda Items ONLY; 3 minute limit please)

Bonnie Kirschenbaum, on behalf of the board of trustees of the NRO, thanked the Council for the new Riverwalk facility and read a formal statement of appreciation. She shared survey information from this summer's concerts that indicated a 20% attendance increase; age range of attendees from 5 to 91, with an average age of 57; 53% of attendees are from Colorado, 47% from other states.

B. BRC Director's Report

Carly Grimes, PR director for the BRC, reported on the new concierge binder due out next month; Welcome Center visitation – 26,221, restroom visits – 10,652; seeking volunteers for Oktoberfest (must be TIPS certified to work in the beer tent); Sally Croker attending the governor's tourism conference as a guest speaker; marketing committee of board members to oversee marketing efforts; vacation planner will be delivered next week; membership director resigned; central reservations update – summer lower than last year; winter demand up; and upcoming articles from history-focus journalists.

C. Friends of Dillon Ranger District Grant Report

Guff Van Vooren thanked the Council for funding the forest stewards program; passed out a report and other information; explained FDRD's role in providing stewardship for public lands in Summit County such as trail maintenance, weed pulling, fuel reduction, youth steward programs, and adopt-a-trail. The FDRD is nearing its 100th project later this summer; will be seeking feedback through the winter to match district needs with community needs; Golden Horseshoe will be a focus next year as will reforestation efforts. Council expressed appreciation for the group's efforts.

CONTINUED BUSINESS

A. SECOND READING OF COUNCIL BILLS, SERIES 2008 – PUBLIC HEARINGS

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)

Town Attorney Tim Berry covered Council Bill Nos. 30 to 33 together, explaining that the ordinances propose to annex two parcels of land to the Town, known as the Iron Mask parcel and the Harold Placer parcel. Associated ordinances propose to place each annexed parcel into Land Use District 1.

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

Mr. Mamula moved to approve Council Bill No. 30, Series 2008 on second reading. Mr. Bergeron made the second. Motion passed 6-0.

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

Mr. Bergeron moved to approve Council Bill No. 31, Series 2008 on second reading. Ms. McAtamney made the second. Mayor Warner opened the public hearing. There were no comments and the public hearing was closed. Motion passed 6-0.

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. Mamula moved to approve Council Bill No. 32, Series 2008 on second reading. Mr. Rossi made the second. Mayor Warner opened the public hearing. There were no comments and the public hearing was closed. Motion passed 6-0.

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

Mr. Bergeron moved to approve Council Bill No. 33, Series 2008 on second reading. Mr. Mamula made the second. Mayor Warner opened the public hearing. There were no comments and the public hearing was closed. Motion passed 6-0.

NEW BUSINESS

A. FIRST READING OF COUNCIL BILLS, SERIES 2008

1. Council Bill No.34, Series 2008- AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT TO ROBIN G. THEOBALD

Mr. Berry explained that, as part of the upcoming closing of the Snake River land exchange, the Town is required to replace certain easements previously granted by the Federal government. This ordinance proposes to replace the current federal easement, connecting the Theobald property and Airport Road, with a Town easement.

Mr. Bergeron moved to approve Council Bill No. 34, Series 2008 on first reading. Ms. McAtamney made the second. Motion passed 6-0.

2. Council Bill No.35, Series 2008- AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY TO ROBIN G. THEOBALD

Also part of Snake River land exchange, Mr. Berry explained that the Town agreed to convey two small parcels of land to Mr. Theobald. In return, Mr. Theobald will abandon all rights to two mining claims that affect the Claimjumper parcel.

Mr. Mamula moved to approve Council Bill No. 35, Series 2008 on first reading. Mr. Rossi made the second. Motion passed 6-0.

B. RESOLUTIONS, SERIES 2008

1. A RESOLUTION CONCERNING THE SUBMISSION OF AN ENERGY AND MINERAL IMPACT ASSISTANCE PROGRAM GRANT APPLICATION TO THE COLORADO DEPARTMENT OF LOCAL AFFAIRS

Tim Berry explained that this resolution authorizes the Town Manager to file a grant application for \$800,000 with the Department of Local Affairs' mineral impact assistance fund to offset the cost of acquiring the Claimjumper parcel

Mr. Bergeron moved to approve a Resolution Concerning The Submission Of An Energy And Mineral Impact Assistance Program Grant Application To The Colorado Department Of Local Affairs, Series 2008. Mr. Mamula seconded. Motion passed 6-0.

PLANNING MATTERS

• Planning Commission Decisions of August 5, 2008

With no requests for call up, Mayor Warner stated the Planning Commission decisions of the August 5, 2008 meeting would stand as presented.

• Report of Planning Commission Liaison

Eric Mamula reported on refacing of The Village, noting it would not include the Hotel and the Ten Mile Room. Mr. Mamula believes it would be important for Vail to reface the outside of the Ten Mile Room.

Mr. Mamula stressed that the Planning Commission needs to get back to code-based decision making. As there are many new members on the Commission, additional training may be warranted.

REPORT OF TOWN MANAGER AND STAFF

Town Manager, Tim Gagen, reported earlier.

REPORT OF MAYOR AND COUNCILMEMBERS

A. Report of Mayor (CAST/MMC)

Mayor Warner reported on the Mayors and Managers meeting a week ago. Common issues with Xcel were discussed. The group committed to work together and to meet with Xcel executives to establish a time table for improvement, perhaps even commencing a formal PUC process. Other issues discussed included: turf, GOCO letter, skateboarding, change in thinking about forest health, water shed protection, defensible space, and reforestation. The next CAST meeting is scheduled at the end of the month in Estes Park.

B. Open Space Advisory Commission (Mr. Rossi)

Mr. Rossi updated on the meeting last night, explaining that one issue that BOSAC is struggling with is the proposed Nature/Nordic Center. John Niemi of Shock Hill has offered to pay for the architectural work, but it is questionable whether the Town can move forward with the building next year from a financial perspective. Additionally, the Town is not sure about exactly what it wants and how the building should function, making it difficult for design to proceed. The process is perceived to be rather awkward because the stakeholders are driving the process from the ground up. Some suggestions include: outlining involvement in the project, giving guidance to the architect about the project cost, and recognition that even though architectural services may be donated, this should be treated like a normal architect-client relationship. The Town Council and BOSAC have a work session meeting scheduled at

the August 26 Council meeting, and the Nature/Nordic Center will be discussed at the September 23 Council meeting.

C. BRC (Mr. Bergeron)

Mr. Bergeron reported that a personnel matter would be discussed during the executive session.

D. Summit Combined Housing Authority (Ms. McAtamney)

No meeting

E. Breckenridge Heritage Alliance (Mr. Joyce)

Meeting tomorrow

F. Peak 6 Task Force (Mr. Rossi)

Mr. Rossi updated Council on the facilitator candidates. Mr. Rossi asked Council to consider several items: who “owns” the meetings, should the facilitator cost be split three ways (yes), do all groups equally run the meeting and control the agenda, does the group only talk about Peak 6, or do they discuss issues more globally – e.g. socio economic impacts? It was suggested that Council look to the broader capacity conversation. Other comments: see how the facilitator affects the discussion, consider a dispersion model versus a marketing model-comfortable carrying capacity, blackout dates, etc., and wait to see the impacts of the development on Peaks 7 and 8.

OTHER MATTERS

Mayor Warner believes the Council should consider a pay increase for the Planning Commission.

At 9:17 p.m., Mr. Mamula moved that the Town Council go into executive session pursuant to Paragraph 4(a) of Section 24-6-402, C.R.S., relating to the purchase, acquisition, lease, transfer, or sale of any real, personal, or other property interest; Paragraph 4(b) of Section 24-6-402, C.R.S., relating to conferences with the Town Attorney for purposes of receiving legal advice on specific legal questions; Paragraph 4(e) of Section 24-6-402, C.R.S., relating to determining positions relative to matters that may be subject to negotiations, developing strategies for negotiations; and instructing negotiators; and Paragraph 4(f) of Section 24-6-402, C.R.S., relating to personnel matters. Ms. McAtamney seconded. The Mayor then restated the motion. The motion passed 6-0.

At 10:35 p.m. Mr. Mamula moved to come out of executive session. Ms. McAtamney seconded. The motion passed unanimously.

ADJOURNMENT

With no further business to discuss the regular meeting was adjourned at 10:35 p.m.
Submitted by Mary Jean Loufek, Town Clerk

ATTEST:

Mary Jean Loufek, CMC, Town Clerk

John Warner, Mayor