

CALL TO ORDER, ROLL CALL

Mayor Warner called the meeting of May 27, 2014 to order at 7:36 pm. The following members answered roll call: Mr. Gallagher, Mr. Brewer, Ms. Lawrence, Mr. Burke, Ms. Wolfe, Ms. Gigliello and Mayor Warner.

APPROVAL OF MINUTES - MAY 13, 2014

With no changes or corrections to the meeting minutes of May 13th, 2014, Mayor Warner declared they would stand approved as submitted.

APPROVAL OF AGENDA

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

COMMUNICATIONS TO COUNCIL

- A. Citizen's Comment - (Non-Agenda Items ONLY: 3-minute limit please)
Mayor Warner opened Citizen's Comment. There were no comments and Citizen's Comment was closed.
- B. Breckenridge Ski Resort Update
Ms. Pat Campbell, COO of Breckenridge Ski Resort, stated the Resort is two weeks away from opening the summer season and will see some limitations due to snow. They are currently monitoring the runoff from the snowpack. Ms. Campbell stated several projects are moving forward, including improvements to the Colorado Chair. Also, Vail Resorts has undergone some organizational changes. Kieran Cane will oversee marketing for the resorts in Colorado and Utah, and Tim Estes from Keystone will oversee Breckenridge Hospitality. Ms. Campbell stated the gondola opens on Friday, June 13th.

CONTINUED BUSINESS

- A. Second Reading of Council Bills, Series 2014 - Public Hearings
1. COUNCIL BILL NO. 13, SERIES 2014 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH COLORADO RSA NO. 3 LIMITED PARTNERSHIP D/B/A/ VERIZON WIRELESS (VAW) LLC (Red, White and Blue Fire Protection District – North Fire Station Property)
Mayor Warner read the title into the minutes. Mr. Berry stated this ordinance would authorize the Town to enter into a development agreement with Verizon, and there are no changes from the first reading. Mayor Warner opened the public hearing.

Mr. Jeff Shearer, representing Verizon Wireless, introduced himself and stated he was available for questions. When Mr. Brewer asked about a letter Council had received opposing the tower from Ms. Mary Pepen (included in meeting minutes packet), Mr. Shearer stated he can't speak to the concern about electromagnetic radiation, and Mr. Berry clarified that local government can only make sure the regulations are adhered to, and nothing more. There were no additional comments and the public hearing was closed.

Mr. Brewer moved to approve COUNCIL BILL NO. 13, SERIES 2014 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH COLORADO RSA NO. 3 LIMITED PARTNERSHIP D/B/A/ VERIZON WIRELESS (VAW) LLC (Red, White and Blue Fire Protection District – North Fire Station Property). Mr. Burke seconded the motion.
The motion passed 7-0.
 2. COUNCIL BILL NO. 14, SERIES 2014 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH COLORADO RSA NO. 3 LIMITED PARTNERSHIP D/B/A/ VERIZON WIRELESS (VAW) LLC (Kingdom Park Ball Field; 880 Airport Road)
Mayor Warner read the title into the minutes. Mr. Berry stated this is the second ordinance for a development agreement with Verizon at Kingdom Park ball fields, and there is one amendment to the ordinance from the first reading, which was an address change for the location of the site (written in error on first reading) to 880 Airport Road. Mayor Warner opened the public hearing. There were no comments and the public hearing was closed.

Ms. Lawrence moved to approve COUNCIL BILL NO. 14, SERIES 2014 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH COLORADO RSA NO. 3 LIMITED PARTNERSHIP D/B/A/ VERIZON WIRELESS (VAW) LLC (Kingdom Park Ball Field; 880 Airport Road). Mr. Gallagher seconded the motion.
The motion passed 7-0.

NEW BUSINESS

- A. First Reading of Council Bills, Series 2014
1. COUNCIL BILL NO. 15, SERIES 2014 - AN ORDINANCE DESIGNATING CERTAIN

REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Unsubdivided, Valleybrook Cemetery, Parcel Two of Annexation Plat if Valley Brook Street/Masonic Placer AKA 13.33 acres TR 6-78 Sec 25 Qtr 4 AKA VALLEY BROOK CEMETERY MASONIC PLACER MW 9616 IN 25-6-78 CONT 13.33 acres)

Mayor Warner read the title into the minutes. Mr. Berry stated this ordinance, as well as the three following ordinances, designate government-owned properties as historic landmarks, and it is staffs' understanding that Council would like to see Town's properties landmarked.

Ms. Wolfe moved to approve COUNCIL BILL NO. 15, SERIES 2014 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Unsubdivided, Valleybrook Cemetery, Parcel Two of Annexation Plat if Valley Brook Street/Masonic Placer AKA 13.33 acres TR 6-78 Sec 25 Qtr 4 AKA VALLEY BROOK CEMETERY MASONIC PLACER MW 9616 IN 25-6-78 CONT 13.33 acres). Mr. Brewer seconded the motion. The motion passed 7-0.

2. COUNCIL BILL NO. 16, SERIES 2014 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lot 19, Snider Addition)
Mayor Warner read the title into the minutes. Mr. Berry stated the same explanation applies for this property owned by the Red, White and Blue Fire Protection District. Planning Commission also recommends approval of this ordinance.

Ms. Gigliello moved to approve COUNCIL BILL NO. 16, SERIES 2014 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lot 19, Snider Addition). Mr. Gallagher seconded the motion. The motion passed 7-0.

3. COUNCIL BILL NO. 17, SERIES 2014 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK/LANDMARK SITE UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lot 1, Iowa Hill Subdivision)
Mayor Warner read the title into the minutes. Mr. Berry stated the same explanation applies to this ordinance and pertains to the Town's Iowa Hill property.

Mr. Burke moved to approve COUNCIL BILL NO. 17, SERIES 2014 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK/LANDMARK SITE UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lot 1, Iowa Hill Subdivision). Ms. Lawrence seconded the motion. The motion passed 7-0.

4. COUNCIL BILL NO. 18, SERIES 2014 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lots 4 & 5, Block 1, Stiles Addition)
Mayor Warner read the title into the minutes. Mr. Berry stated this ordinance pertains to the landmarking of the Old Masonic Hall.

Mr. Gallagher moved to approve COUNCIL BILL NO. 18, SERIES 2014 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lots 4 & 5, Block 1, Stiles Addition). Mr. Brewer seconded the motion. The motion passed 7-0.

5. COUNCIL BILL NO. 19, SERIES 2014 - AN ORDINANCE APPROVING FOUR LONG-TERM LEASES AT THE BRECKENRIDGE GRAND VACATIONS COMMUNITY CENTER
Mayor Warner read the title into the minutes. Mr. Holman stated this ordinance allows the Town to enter into long-term leases with the following four entities: The Summit Foundation, Breckenridge Heritage Alliance, Breckenridge Film Festival, and Speakeasy Movie Theatre. He further stated these are each 10-year similar leases, with provisions. Ms. Lawrence recused herself as an employee of the lessees. Ms. Wolfe and Ms. Gigliello disclosed they are both on Boards of Directors for prospective tenants.

Mr. Burke moved to approve COUNCIL BILL NO. 19, SERIES 2014 - AN ORDINANCE APPROVING FOUR LONG-TERM LEASES AT THE BRECKENRIDGE GRAND VACATIONS COMMUNITY CENTER. Mr. Gallagher seconded the motion. The motion passed 6-0. Ms. Lawrence abstained.

6. COUNCIL BILL NO. 20, SERIES 2014 - AN ORDINANCE APPROVING THE THIRD AMENDMENT TO THE TOWN'S CABLE TELEVISION FRANCHISE AGREEMENT

WITH COMCAST OF CALIFORNIA/ COLORADO/ WASHINGTON, LP
Mayor Warner read the title into the minutes. Mr. Gagen stated this ordinance would extend the current agreement with Comcast, as we haven't yet concluded negotiations for the Franchise.

Mr. Gallagher moved to approve COUNCIL BILL NO. 20, SERIES 2014 - AN ORDINANCE APPROVING THE THIRD AMENDMENT TO THE TOWN'S CABLE TELEVISION FRANCHISE AGREEMENT WITH COMCAST OF CALIFORNIA/ COLORADO/ WASHINGTON, LP. Ms. Wolfe seconded the motion.
The motion passed 7-0.

7. COUNCIL BILL NO. 21, SERIES 2014 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH THE BRECKENRIDGE OUTDOOR EDUCATION CENTER, a Colorado nonprofit corporation (Tract B, Revetts Landing Subdivision)

Mayor Warner read the title into the minutes. Mr. Gagen stated this development agreement is for the building on Wellington Road, and the Town has had a long-standing lease agreement with the BOEC, with the option to purchase and rehabilitate the building. He further stated the BOEC wants to enter into a capital campaign for the improvements and wants to have prior approval from the Town through a development agreement for this project. Also, this project is different because they don't need any additional public benefit.

Mr. Burke moved to approve COUNCIL BILL NO. 21, SERIES 2014 - AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT WITH THE BRECKENRIDGE OUTDOOR EDUCATION CENTER, a Colorado nonprofit corporation (Tract B, Revetts Landing Subdivision). Ms. Wolfe seconded the motion.
The motion passed 7-0.

- B. Resolutions, Series 2014 - NONE
C. Other

PLANNING MATTERS

- A. Planning Commission Decisions

There were no Planning Commission Decisions to discuss.

- B. Planning Commission Report (Mr. Brewer)

Mr. Brewer stated he forgot to attend the Planning Commission meeting. He further stated Ms. Julia Puester updated him on the meeting, which was Mr. Trip Butler's last meeting and the Town will advertise for Commission member applicants. Mayor Warner stated he would like Council to sign a letter of thanks to Mr. Butler for his service, and Council agreed. Mr. Brewer further stated the topic of the condo-hotel will go back to the Commission at the next meeting and the two Town projects that were addressed were the Skatepark and the roundabout.

- C. Town Project: Skateboard Park

Ms. Julia Puester, a Town planner, stated the Town Project proposal is to renovate the skateboard park. She further stated Mr. Mike Barney, Director of Recreation, has been working with staff on this project, which would include a 3,000 foot expansion of the park add features and a street course, among other things. She stated Planning Commission is recommending approval of this project with a positive 3 points under Recreation.

Mr. Burke asked about the old lights for the park, and wanted to understand the lighting situation with the park expanding. He further recommended holding off on any lighting until we understand the needs of the new park. Mr. Brewer stated he feels uncomfortable leaving some parts of the park unlit. Mr. Gagen clarified that we never intended to add more lights to the park. Council members then discussed lighting be compliant with the dark sky ordinance. Mr. Barney stated there could be some concerns with only using four lights, especially if we can't close off the other parts of the park. Ms. Puester stated the recreation light standard is different from the dark sky ordinance. Mayor Warner polled the Council about using lights, and all agreed to put the lights in storage for now and see what the demand might be. Council also agreed to look at proposals for fully lighting the new park.

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

Mr. Brewer moved to approve the Town Project: Skateboard Park. Mr. Burke seconded the motion.
The motion passed on voice vote.

REPORT OF TOWN MANAGER AND STAFF

Mr. Gagen stated there was no report.

REPORT OF MAYOR AND COUNCILMEMBERS

The Report of Mayor and Council members was covered in the Work Session. Please refer to the Work Session audio recording posted on the Town of Breckenridge website for details.

- A. Cast/MMC (Mayor Warner)
- B. Breckenridge Open Space Advisory Committee (Ms. Lawrence)
- C. GoBreck (Ms. Wolfe)
- D. Attainable Housing and Childcare Committee (Ms. Gigliello, Mr. Brewer, Mr. Gallagher)
- E. Breckenridge Heritage Alliance (Ms. Gigliello)
- F. Water Task Force (Mr. Gallagher)
- G. Cultural Arts Advisory Committee (Mr. Gallagher and Ms. Wolfe)
- H. Childcare Advisory Committee (Ms. Lawrence)
- I. Sustainability Task Force (Mr. Burke, Mr. Brewer, Mayor Warner)

OTHER MATTERS

Please refer to the Work Session audio recording posted on the Town of Breckenridge website for details.

Council continued a discussion about Sandwich Boards for business displays. The discussion included code and compliance, and the idea that it should be fair for all businesses.

Mr. Brewer stated he'd like to discuss the opportunity that the Town has to leverage the State's interest in creating a bike path all the way to Aspen and Vail, including over Hoosier Pass. He further stated that options were considered at a prior BOSAC meeting. Mr. Brewer stated the Governor is interested in this project, and Mr. Brewer also stated he is interested in trying to present some money to the State to make it happen. Mayor Warner stated this project merits consideration at the Spring Retreat. Mr. Gagen stated it may need to be a Mayors and Managers conversation as well. Some Council members stated that it is a good idea, but the cost is prohibitive, and possibly not an activity everyone will enjoy. Mr. Brewer stated he will send Council members a link to the study that was done about feasibility.

Mr. Burke asked about killing voles in public parks, and others stated that poisoning is an option. He also stated Streetlight out at Locals Lane and Rachel Lane.

SCHEDULED MEETINGS

ADJOURNMENT

With no further business to discuss, the meeting adjourned at 8:44pm. Submitted by Helen Cospolich, Municipal Services Manager.

ATTEST:

John Warner, Mayor