

**CALL TO ORDER, ROLL CALL**

Mayor Warner called the meeting of March 10, 2015 to order at 7:33 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 - FEBRUARY 24, 2015**

With no changes or corrections to the meeting minutes of February 24, 2015, Mayor Warner declared they would stand approved as submitted.

**APPROVAL OF AGENDA**

Mr. Gagen stated there was one change to the agenda, which was to add a childcare discussion under Other Matters.

**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. GoBreck Update

Ms. Sandy Metzger, Gavin Dalglish and Sydney Schwab of GoBreck stated occupancy was up 5.9 % in February over last year, while winter bookings are tracking 4% ahead of last year, and summer bookings are up 27% over this time last year, possibly because people are booking earlier. Ms. Metzger also stated the CTO marketing budget for this year is \$20 million, with half a million dollars to international marketing. By comparison, California's tourism marketing budget is \$100 million. Ms. Schwab introduced herself as the new events coordinator in charge of SEPA. Mr. Dalglish stated UllrFest ShotSki and the UllrBike race at Gold Run Nordic Center were successful, and from a survey conducted at the Snow Sculpture Championships, 98% of guests stated they would recommend the event, while 58% came to Breckenridge specifically for the event. He further stated they had the most applications ever to participate in sculpting. Mr. Dalglish also stated they will be evaluating the street party on Main Street for Mardi Gras for the future.

**CONTINUED BUSINESS**

A. Second Reading of Council Bills, Series 2015 - Public Hearings

1. COUNCIL BILL NO. 6, SERIES 2015 - AN ORDINANCE AMENDING THE BRECKENRIDGE TOWN CODE CONCERNING THE UNLAWFUL EXTRACTION OF MARIJUANA CONCENTRATE

Mayor Warner read the title into the minutes. Chief Shannon Haynes stated there were no changes to this ordinance from the first reading.

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

Mr. Gallagher moved to approve COUNCIL BILL NO. 6, SERIES 2015 - AN ORDINANCE AMENDING THE BRECKENRIDGE TOWN CODE CONCERNING THE UNLAWFUL EXTRACTION OF MARIJUANA CONCENTRATE. Ms. Gigliello seconded the motion.  
The motion passed 7 - 0.

2. COUNCIL BILL NO. 7, SERIES 2015 - AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN TOWN-OWNED REAL PROPERTY (Pinewood Village 2 Housing Project)

Mayor Warner read the title into the minutes. Mr. Tim Berry stated the Town Charter requires an ordinance to authorize the conveyance of real property. He further stated that changes to this second reading ordinance were made based on comments from the first reading regarding review and approval of the revised LLLP by the Housing Authority before the deed is delivered, and Council should refer to the ordinance form in the agenda packet.

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

Ms. Gigliello moved to approve COUNCIL BILL NO. 7, SERIES 2015 - AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN TOWN-OWNED REAL PROPERTY (Pinewood Village 2 Housing Project). Mr. Burke seconded the motion.  
The motion passed 7 - 0.

**NEW BUSINESS**

- A. First Reading of Council Bills, Series 2015 - Public Hearings
  - 1. COUNCIL BILL NO. 8, SERIES 2015 - AN ORDINANCE PROVIDING FOR THE VACATION OF RANKIN AVENUE  
Mayor Warner read the title into the minutes. Mr. Tim Berry stated the memo in the packet explains that this request to vacate Rankin Avenue is related to the Justice Center and new DA's office. He further stated this ordinance is drafted in compliance with local code and it is staff recommendation to approve it.  
  
Mr. Brewer moved to approve COUNCIL BILL NO. 8, SERIES 2015 - AN ORDINANCE PROVIDING FOR THE VACATION OF RANKIN AVENUE. Ms. Lawrence seconded the motion.  
The motion passed 7 - 0.
- B. Resolutions, Series 2015
- C. Other

**PLANNING MATTERS**

- A. Town Project - Public Hearing, Breckenridge Theater  
Mayor Warner introduced the Town Project: Breckenridge Theater. He further stated this project requires a public hearing. Mr. Mike Mosher, Senior Planner, stated this project went through the planning commission and failed due to an absolute policy. He further stated the theater is out of compliance with the historic character area where it is located, and while staff worked hard on the project, this building complies as closely as possible but does not meet the standard. Ms. Wolfe asked about how this would look next to the smaller buildings beside it. Mr. Mosher explained it will be a theater with tin and historic elements. Mr. Gallagher asked about the height of the building, and Mr. Burke stated the town project approval process was intended for this type of Town project.  
  
Mayor Warner opened the public hearing.  
There were no comments and the public hearing was closed.  
  
Mr. Burke moved to approve Town Project - Public Hearing: Breckenridge Theater. Mr. Brewer seconded the motion.  
The motion passed 7 - 0.
- B. Planning Commission Decisions  
With no request to call an item off the consent calendar, Mayor Warner declared the Planning Commission Decisions would stand approved as presented.
- C. Planning Commission Report (Mr. Brewer)  
Mr. Brewer stated he had no update from the minutes of the meeting, but he'll have corrections to those minutes for the next meeting. He further stated there was a discussion about development agreements and there's an issue with "double-dipping" to award points for shuttles in development agreements. Ms. Gigliello stated she appreciated the comment about "double-dipping". Mayor Warner stated he believes we are doing a lot of things right, but the shuttle conversation is warranted. Mr. Brewer stated we may want to require developers to put the shuttle service in the development agreement instead of rewarding the project with points.

**REPORT OF TOWN MANAGER AND STAFF**

Mr. Gagen stated there was no report.

**REPORT OF MAYOR AND COUNCILMEMBERS**

- A. Cast/MMC (Mayor Warner)  
Mayor Warner stated he had no report. Mr. Gallagher asked about the workforce housing model based on lack of condo projects on the Front Range. Mr. Gallagher further stated in Denver they passed a law stating that after five years the builders are no longer liable for quality, so they rent the units for the first five years and then use them for workforce housing after that.
- B. Breckenridge Open Space Advisory Committee (Ms. Lawrence)  
Ms. Lawrence stated there was no meeting.
- C. GoBreck (Ms. Wolfe)  
Ms. Wolfe stated the Breckenridge Spartan Race is not quite a done deal even though people are registering for the event. The paperwork has not been completed.
- D. Breckenridge Heritage Alliance (Ms. Gigliello)  
Ms. Gigliello stated she sent out her report. Mayor Warner stated has responded to Ms.

Leigh Girvin regarding her letter, but she hasn't yet agreed to attend a meeting about the Dredge.

E. Water Task Force (Mr. Gallagher)

Mr. Gallagher stated the report shared with the County Commissioners is up to date.

F. Breckenridge Creative Arts (Ms. Wolfe, Mr. Gallagher)

Mr. Gallagher stated the next meeting is next week, and there is a Joint Meeting on March 24. He also gave kudos to everyone involved with Breckenridge Creative Arts for their recent successes.

**OTHER MATTERS**

Mr. Gagen stated the childcare committee put together a spreadsheet in the packet, and they want to know if Council is everyone comfortable moving forward with it. Ms. Wolfe stated they have thought through it well and she supports it. Mr. Gallagher stated he also supports this. Mr. Burke stated he is supportive, and the rest of Council agreed. Mayor Warner stated it read very easily and it feels transparent, so they can move forward as proposed.

Mr. Gallagher stated he'd like Council to think about making fluoride testing kits available to all dentists in town, including the community care clinic. Mr. Tom Daugherty stated Public Works has kits to test the water. Mayor Warner stated that from a public perception, the Town should offer testing to all, and he wanted to make the point that dentists are not writing prescriptions without some basis. He further stated if people buy a fluoride filter, they will also want to see how well it's working. Mr. Daugherty stated they test the water daily, and it's highly documented. Mayor Warner stated he'd be happy to let other dentists know that the Town has kits available for testing.

Ms. Wolfe stated she's had several people express disappointment about Council not submitting a collective letter to the forest service for the EIS. Ms. Lawrence stated she agrees with Ms. Wolfe and she is also disappointed with the timing of the discussion of the issue. Mayor Warner stated he wasn't at the meeting, but the goal going forward would be to come to a consensus so a letter can be issued. He further stated his concern was that they got the draft letter from BOSAC on the Thursday prior to the meeting. Ms. Gigliello stated that because the Council members couldn't agree, it's probably more effective to write separate letters. Mayor Warner also stated that while the ski area isn't in the Town, what it does effects the Town. Mr. Gallagher stated he would have liked BOSAC to come to the Council meeting to understand why the Council members were pressing for alternative 3. He further stated that maybe a policy is needed with respect to letters written on behalf of Council. Ms. Wolfe stated the BOCC letter to the Forest Service brought up some other factors, including emergency services and economic concerns. Mayor Warner stated we will strive to have time to think about it next time and create a response. Mr. Brewer stated he thought it was unfair to BOSAC to discard the work that they did on the issue, and the Town is the most important entity to comment on that issue. Mr. Brewer stated he didn't submit a written comment on his own, and he wasn't proud of the process. Mr. Gallagher stated that maybe a special meeting needed to be called for this issue, and he doesn't believe we should let our town committees author something and send it out themselves.

Ms. Lawrence stated Moe's BBQ contacted her about glass recycling in Town recycling dumpsters. Staff clarified there are dumpsters available.

Mr. Brewer stated he was contacted by the board of Summit Public Radio about fundraising for a new power line, and they will be asking Council to help fund it.

Mr. Gallagher stated he attended the Eagles Tribute concert the past weekend at the Riverwalk, and the metal stairs on the west side of the facility were icy and snowy. He further asked if we are including the Riverwalk sidewalk and steps in our snow removal plan.

Dick Carleton, a local business owner, thanked staff for their hard work on recycling efforts, and for separating glass in the dumpsters.

**EXECUTIVE SESSION - NEGOTIATIONS**

Mayor Warner entertained a motion to go into Executive Session.

Ms. Wolfe moved to enter Executive Session pursuant to 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.

Mr. Burke seconded the motion. The motion was made at 9:03pm.

A roll call vote was taken and all were in favor of the motion.

Mr. Burke moved to adjourn the executive session at 9:28pm. Mr. Gallagher made the second. All were in favor of the motion.

**SCHEDULED MEETINGS**

**ADJOURNMENT**

With no further business to discuss, the meeting adjourned at 9:28 pm. Submitted by Helen Cospolich, Municipal Services Manager.

ATTEST:

---

John Warner, Mayor