

**CALL TO ORDER, ROLL CALL**

Mayor Warner called the meeting of June 9, 2015 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 26, 2015**

With no changes or corrections to the meeting minutes of May 26, 2015, 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 Tourism Office Update  
Representatives from BTO were not present for an update.
  
- C. Pro Cycling Challenge Update  
Mr. Brian Waldes gave an update on budget for the two-day event. He stated the old budget was \$225,000, and the new budget is \$391,000 with a revenue projection of \$225,000 (\$55,000 from the opportunity fund, \$75,000 from the BTO and the balance in sales/sponsorships).  
Ms. McAtamney and Mr. Oshlo, co-chairs of the event, talked about care of participants, media coverage of the event and the routes themselves (map handed out for stages). They further stated Breckenridge has a finish on Thursday and time trials on Friday, with the spotlight on Breckenridge the entire time, including daily events going such as yoga, a strider cup race, street sprints, music and entertainment, culminating in Los Lobos performing at the Riverwalk Center.

**CONTINUED BUSINESS**

- A. Second Reading of Council Bills, Series 2015 - Public Hearings
  - 1. COUNCIL BILL NO. 15, SERIES 2015 - AN ORDINANCE APPROVING A DEED OF DEDICATION TO CREATE A PUBLIC RIGHT-OF-WAY (Part of Lot 4, Block 5, Breckenridge Airport Subdivision)  
Mayor Warner read the title into the minutes. Mr. Berry stated were no changes to this ordinance from the first reading and that this document will be recorded. Mayor Warner opened the public hearing.  
There were no comments and the public hearing was closed.  
  
Mr. Gallagher moved to approve COUNCIL BILL NO. 15, SERIES 2015 - AN ORDINANCE APPROVING A DEED OF DEDICATION TO CREATE A PUBLIC RIGHT-OF-WAY (Part of Lot 4, Block 5, Breckenridge Airport Subdivision). Mr. Burke seconded the motion.  
The motion passed 7-0.
  - 2. COUNCIL BILL NO. 16, SERIES 2015 - AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT TO SUMMIT PUBLIC RADIO & TV, INC.  
Mayor Warner read the title into the minutes. Mr. Berry stated there a few modifications to this ordinance requested by Summit Public Radio & TV, Inc. and with no objections made by the Town. He also noted the motion should be made referencing the version found in the packet. Mayor Warner opened the public hearing.  
There were no comments and the public hearing was closed.  
  
Mr. Gallagher moved to approve COUNCIL BILL NO. 16, SERIES 2015 - AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT TO SUMMIT PUBLIC RADIO & TV, INC., as the version found in the packet. Ms. Lawrence seconded the motion.  
The motion passed 7-0.

**NEW BUSINESS**

- A. First Reading of Council Bills, Series 2015 - Public Hearings
  - 1. COUNCIL BILL NO. 17, SERIES 2015 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lomax Gulch Historic Site)  
Mayor Warner read the title into the minutes. Mr. Matt Thompson stated that the location is west of Ski Hill Road, just past the Sky Way Lodge. He further stated the site is an interpretive park containing a parking lot and several buildings which are jointly owned by

the Town of Breckenridge and the Breckenridge Heritage Alliance. Mr. Thompson stated the site meets the landmarking qualifications and staff recommends approval. Mayor Warner opened the public hearing on first reading.  
There were no comments and the public hearing was closed.

Ms. Gigliello motioned to approve COUNCIL BILL NO. 17, SERIES 2015 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lomax Gulch Historic Site). Ms. Wolfe seconded the motion.  
The motion passed 7-0.

2. COUNCIL BILL NO. 18, SERIES 2015 - AN ORDINANCE MAKING MISCELLANEOUS AMENDMENTS TO CHAPTER 2 OF TITLE 8 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE SIGN ORDINANCE"  
Mayor Warner read the title into the minutes. Mr. Burke stated he will be recusing himself from this discussion and vote due to a conflict of interest with the business he owns. Mr. Mark Truckey stated this has been a long process and the provisions of these amendments will not be enforced until sometime after Labor Day. He further stated staff will bring this ordinance back at the next meeting with a few language changes. Mayor Warner opened the public hearing on first reading.  
There were no comments and the public hearing was closed.

Mr. Brewer moved to approve COUNCIL BILL NO. 18, SERIES 2015 - AN ORDINANCE MAKING MISCELLANEOUS AMENDMENTS TO CHAPTER 2 OF TITLE 8 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE SIGN ORDINANCE". Ms. Wolfe seconded the motion.

The motion passed 6-0 with Mr. Burke recused.

3. COUNCIL BILL NO. 19, SERIES 2015 - AN ORDINANCE AMENDING SECTION 9-1-17-12 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE DEVELOPMENT CODE," CONCERNING THE TRANSFER OF DENSITY FROM WETLANDS  
Mayor Warner read the title into the minutes. Mr. Truckey stated that this ordinance amends our current TDR provisions which are one quarter of the total wetlands and the primary goal is to protect our backcountry. He also stated that anyone bringing proof before June 9, 2015 can bring as many wetland acres to the agreement, and after June 9, 2015 they will be subject to this 25% (1/4) TDR rule. Mayor Warner opened the public hearing on first reading.  
There were no comments and the public hearing was closed.

Mr. Brewer moved to approve COUNCIL BILL NO. 19, SERIES 2015 - AN ORDINANCE AMENDING SECTION 9-1-17-12 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE DEVELOPMENT CODE," CONCERNING THE TRANSFER OF DENSITY FROM WETLANDS. Ms. Gigliello seconded the motion.  
The motion passed 7-0.

4. COUNCIL BILL NO. 20, SERIES 2015 - AN ORDINANCE APPROVING THE SALE OF TOWN-OWNED REAL PROPERTY (Part of Lot 4, Block 5, Breckenridge Airport Subdivision – Kim Resort, LLC)  
Mayor Warner read the title into the minutes. Mr. Tim Berry stated the Town Charter allows the approval of the attached contract from Kim Resort, LLC. He also stated staff has reviewed and recommends approval of the offer. Mayor Warner stated that the Town has received a second offer on the subject property, from Kenneth Thaemert, and will entertain his offer if the current contract falls through. This alternate offer was presented to the full Council, and they chose to stay with the original offer. Mayor Warner opened the public hearing on first reading.  
There were no comments and the public hearing was closed.

Mr. Brewer moved to approve COUNCIL BILL NO. 20, SERIES 2015 - AN ORDINANCE APPROVING THE SALE OF TOWN-OWNED REAL PROPERTY (Part of Lot 4, Block 5, Breckenridge Airport Subdivision – Kim Resort, LLC). Mr. Gallagher seconded the motion.  
The motion passed 7-0.

B. Resolutions, Series 2015

1. RESOLUTION NO. 11, SERIES 2015 - A RESOLUTION OF THE BRECKENRIDGE TOWN COUNCIL APPROVING A TRANSFER OF FUNDS AND AN INTER-FUND LOAN BETWEEN THE GENERAL FUND AND OPEN SPACE FUND TO FACILITATE INTEREST EXPENSE SAVINGS THROUGH THE EARLY

**RETIREMENT OF THE OPEN SPACE B&B BONDS**

Mayor Warner read the title into the minutes. Mr. Waldes stated this resolution will authorize a transfer of funds for the retirement of the B&B bonds, at 3.3% interest. He further stated we will be paying off this debt early (5 years) and making an internal loan to our open space at 3% interest.

Mr. Gallagher moved to approve RESOLUTION NO. 11, SERIES 2015 - A RESOLUTION OF THE BRECKENRIDGE TOWN COUNCIL APPROVING A TRANSFER OF FUNDS AND AN INTER-FUND LOAN BETWEEN THE GENERAL FUND AND OPEN SPACE FUND TO FACILITATE INTEREST EXPENSE SAVINGS THROUGH THE EARLY RETIREMENT OF THE OPEN SPACE B&B BONDS.

Ms. Gigliello seconded the motion.

The motion passed 7-0.

C. Other

**PLANNING MATTERS**

A. Town Project Public Hearing- Milne Park

Mayor Warner introduced the Town Project: Milne Park. Mr. Thompson was there to answer any questions regarding the improvements. He stated neighbors are not happy about the trees proposed for the park. Council discussed tree type and Mr. Thompson stated that this project requires a Public Hearing. Mayor Warner opened the public hearing. There were no comments and the public hearing was closed.

Mayor Warner asked if there was a motion to approve the town project at Milne Park.

Ms. Wolfe moved to approve the Town Project: Milne Park as presented by staff. Mr. Gallagher 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 from June 2, 2015 would stand approved as presented.

C. Planning Commission Report (Ms. Wolfe)

Ms. Wolfe stated she had no update from the minutes of the meeting and nothing to add to what had been previously presented.

D. Breckenridge BikeBus Street Use Permit Public Hearing for New Location at Gold Rush Lot

Mayor Warner introduced the Breckenridge BikeBus Street Use Permit Public Hearing for New Location at Gold Rush Lot. He stated this project requires a public hearing, and public notice has been given per Ordinance. Ms. Julia Puester stated the BikeBus has been operating for four years, and the conditions for this new permit are the same, while the pick-up of passengers will only be at the transit center, not at the storage location in Gold Rush Lot. Business owner, Curt Kavnar, was present to answer any questions. The only one posed by Council was how fast does the vehicle go, with the answer that the top speed is about 20 mph (empty).

Mayor Warner opened the public hearing.

There were no comments and the public hearing was closed.

Ms. Lawrence moved to approve the application for the Breckenridge BikeBus Street Use Permit for new location at Gold Rush Lot. Mr. Burke seconded the motion.

The motion passed 7-0.

**REPORT OF TOWN MANAGER AND STAFF**

Mr. Gagen stated there was no report but reminded council that CML is here next week. He also stated there will be a CAST election and reception at the Doubletree on Thursday at 4 pm, and the Park City leadership group (40+ members) will be here in September (exact dates and who they would like to meet with TBD) and the Whistler Mayor, Council and tourism board will be here in October. He further stated they have expressed an interest in looking at affordable housing projects.

**REPORT OF MAYOR AND COUNCILMEMBERS**

A. Cast/MMC (Mayor Warner)

Mayor Warner stated he had no report.

B. Breckenridge Open Space Advisory Committee (Ms. Gigliello)

Ms. Gigliello stated there was no meeting but that the Wellington bike trail and track opening is scheduled for June 15, 2015 at 4 pm.

C. Breckenridge Tourism Office (Ms. Wolfe)

Ms. Wolfe stated their annual meeting is set for tomorrow beginning 8 am including a

guest speaker and then breakout meetings with committees in afternoon.

D. Breckenridge Heritage Alliance (Ms. Lawrence)

Ms. Lawrence stated she had nothing to add to the report she sent out except that the Sawmill opening is scheduled for July 11. She did want to let staff know that the BHA meetings are on Wednesdays and that they had not been informed that Ms. Lawrence was the new member.

E. Water Task Force (Mr. Gallagher)

Mr. Gallagher stated that all the objectors have signed off on our water case and that all documents have been filed. He further stated the Upper Blue Sanitation District is pleased that the Town has followed through on all that was promised and staff can move ahead with an RFP for the water plant. Mr. Gagen informed Council that he has asked Mr. Porzak to appear at a Council meeting in July.

F. Breckenridge Creative Arts (Mr. Burke)

Mr. Burke stated there are individual meetings and a committee meeting on Monday. Mr. Brewer mentioned that he attended the concert Devil Makes Three and enjoyed it. Council inquired as to whether they should always have a presence at the BOCC sessions to answer questions or present ideas. It was decided that a close look should be made when we received their agendas and attend if topics concern us.

**OTHER MATTERS**

Mr. Burke made an inquiry as to why there is a difference in the upstairs and downstairs restrooms. Mr. Holman responded that the upstairs is used more by citizens and children and paper products are used, the downstairs is used more by staff and is paperless. Mr. Holman had no response as to the difference in the soaps.

Ms. Wolfe brought up an issue of hikers and bikers on our trail system. She stated there seems to be a lack of etiquette and it is becoming harder to co-exist. Council members stated the Summit Fat Tire Society and Friends of Breckenridge Trails could be approached to speak to their members, advocate the etiquette in local bike shops, educate the young in our schools, and add additional signage on the trails.

Mr. Gagen reminded Council of the openings on June 13, 2015 of the Skateboard Park at 10 am and the renovated Old Masonic Hall at 6 pm.

**SCHEDULED MEETINGS**

**ADJOURNMENT**

With no further business to discuss, the meeting adjourned at 9:04 pm. Submitted by Susan Brown, Municipal Services Administrative Specialist.

ATTEST:

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/s/  
John Warner, Mayor