

CALL TO ORDER, ROLL CALL

Mayor Warner called the meeting of September 22, 2015 to order at 7:35 pm. The following members answered roll call: Mr. Gallagher, Mr. Brewer, Ms. Lawrence, Ms. Wolfe, Ms. Gigliello and Mayor Warner. Mr. Burke was absent.

APPROVAL OF MINUTES - SEPTEMBER 8, 2015

With no changes or corrections to the meeting minutes of September 8, 2015, Mayor Warner declared they would stand approved as submitted.

APPROVAL OF AGENDA

Mr. Holman 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.

Mr. Steve Lapinsohn, a Breckenridge resident and member of the BTO board, stated he had retailers approach him on a couple of items that he is concerned about. He proceeded to read a letter into record which included concerns about aggressive panhandling and sleeping in doorways, loitering and camping out. He stated he collected 44 signatures from residents and business owners who are concerned about this matter. He also stated the sign code has been aggressively enforced, and has gone from no enforcement to threats and warnings. Mr. Lapinsohn stated Real Estate offices continue to advertise on their windows, and he would like more considerations for other businesses and more leniency to the sign code. Mr. Berry clarified there was recent case law about first amendment rights and free speech in the matter of panhandling and loitering. Mayor Warner stated the Police need to be aware of the problem and the new camping ordinance should help. Mr. Holman recommended hosting a community meeting with the retailers on these matters. Ms. Lawrence stated this came up a couple of weeks ago and she understands it's a perception issue, and she also has noticed more police presence in downtown and maybe that can continue. Mayor Warner stated an open house to speak with the community would be a good option. Mr. Berry stated staff is looking at more revisions to the sign code right now, and hopefully we'll have something to the Council soon that people can react to.

There were no additional comments and Citizen's Comment was closed.

CONTINUED BUSINESS

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

1. COUNCIL BILL NO. 28, SERIES 2015 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lot 2A, Rittinger Subdivision)

Mayor Warner read the title into the minutes. Mr. Tim Berry stated there were no changes to this ordinance from the first reading.

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

Mr. Gallagher moved to approve COUNCIL BILL NO. 28, SERIES 2015 - AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY AS A LANDMARK UNDER CHAPTER 11 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE (Lot 2A, Rittinger Subdivision) . Ms. Gigliello seconded the motion. The motion passed 6 - 0. Mr. Burke was absent.

NEW BUSINESS

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

1. COUNCIL BILL NO. 29, SERIES 2015 - AN ORDINANCE AMENDING CHAPTER 1 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE DEVELOPMENT CODE," CONCERNING TEMPORARY TENTS
Mayor Warner read the title into the minutes. Mr. Tim Berry stated one change to this ordinance is noted in the version handed to Council at the meeting, which changes the duration of tents to 150 days instead of 120 days.

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

Mr. Gallagher moved to approve COUNCIL BILL NO. 29, SERIES 2015 - AN ORDINANCE AMENDING CHAPTER 1 OF TITLE 9 OF THE BRECKENRIDGE TOWN CODE, KNOWN AS THE "BRECKENRIDGE DEVELOPMENT CODE," CONCERNING TEMPORARY TENTS. Ms. Wolfe seconded the motion.

The motion passed 6 - 0. Mr. Burke was absent.

2. COUNCIL BILL NO. 30, SERIES 2015 - AN ORDINANCE APPROVING A LAND EXCHANGE AGREEMENT WITH COLORADO MOUNTAIN COLLEGE FOUNDATION, INC., A COLORADO NONPROFIT CORPORATION
Mayor Warner read the title into the minutes. Mr. Tim Berry stated this ordinance would approve a land exchange with CMC. He further stated this ordinance does involve the disposition of certain Town property which requires formal action by ordinance or election.

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

Mr. Brewer moved to approve COUNCIL BILL NO. 30, SERIES 2015 - AN ORDINANCE APPROVING A LAND EXCHANGE AGREEMENT WITH COLORADO MOUNTAIN COLLEGE FOUNDATION, INC., A COLORADO NONPROFIT CORPORATION. Ms. Lawrence seconded the motion.
The motion passed 6 - 0. Mr. Burke was absent.

B. Resolutions, Series 2015

1. RESOLUTION NO. 18, SERIES 2015 - A RESOLUTION APPROVING AN AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING WITH THE BOARD OF COUNTY COMMISSIONERS OF SUMMIT COUNTY, COLORADO CONCERNING THE PROPOSED HURON LANDING WORKFORCE HOUSING PROJECT
Mayor Warner read the title into the minutes. Mr. Tim Berry stated this resolution would approve an extension to the MOU with the BOCC so preliminary work can be continued while the project is in process.

Ms. Lawrence moved to approve RESOLUTION NO. 18, SERIES 2015 - A RESOLUTION APPROVING AN AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING WITH THE BOARD OF COUNTY COMMISSIONERS OF SUMMIT COUNTY, COLORADO CONCERNING THE PROPOSED HURON LANDING WORKFORCE HOUSING PROJECT. Mr. Gallagher seconded the motion.
The motion passed 6 - 0. Mr. Burke was absent.

2. RESOLUTION NO. 19, SERIES 2015 - A RESOLUTION IN SUPPORT OF BALLOT QUESTION 2A ON THE NOVEMBER 2015 BALLOT
Mayor Warner read the title into the minutes. Mr. Tim Berry stated the FCPA allows a local government to adopt a resolution in support of a ballot issue. He further stated this resolution is in support of Ballot Question 2A and this is the lawful way to support it in a formal setting.

Ms. Gigliello moved to approve RESOLUTION NO. 19, SERIES 2015 - A RESOLUTION IN SUPPORT OF BALLOT QUESTION 2A ON THE NOVEMBER 2015 BALLOT. Ms. Wolfe seconded the motion.
The motion passed 6 - 0. Mr. Burke was absent.

3. RESOLUTION NO. 20, SERIES 2015 - A RESOLUTION IN SUPPORT OF SUMMIT COMBINED HOUSING AUTHORITY'S BALLOT QUESTION 5A
Mayor Warner read the title into the minutes. Mr. Tim Berry stated the same explanation for the 2A resolution also applies to this resolution, as this resolution urges voters to vote yes on Ballot Question 5A.

Mr. Brewer moved to approve RESOLUTION NO. 20, SERIES 2015 - A RESOLUTION IN SUPPORT OF SUMMIT COMBINED HOUSING AUTHORITY'S BALLOT QUESTION 5A. Ms. Gigliello seconded the motion.
The motion passed 6 - 0. Mr. Burke was absent.

C. Other

PLANNING MATTERS

A. 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.

B. Planning Commission Report (Ms. Wolfe)

Ms. Wolfe stated she had no update from the notes of the meeting.

REPORT OF TOWN MANAGER AND STAFF

Mr. Holman stated he is in the process of creating the Budget Retreat Agenda, and he encouraged Council to contribute to the agenda.

REPORT OF MAYOR AND COUNCILMEMBERS

- A. Cast/MMC (Mayor Warner)
Mayor Warner stated he had no report. Mr. Holman asked Council to reserve October 15 for the Whistler group visiting Breckenridge. Mayor Warner thanked Council for participating with the Park City group.
- B. Breckenridge Open Space Advisory Committee (Ms. Gigliello)
Ms. Gigliello stated there was a meeting last night at which they discussed a trail volunteer opportunity on Saturday, the Vail Resorts summer activity update from the Forest Service decision, and other open space ideas, among other things. Mr. Brewer asked about which summer activities at Peak 8 were not approved by the Forest Service and Ms. Gigliello stated the Claimjumper canopy tour, the Ore Bucket trail, the 6 Chair and Imperial Express summer scenic lift rides above timberline, and the above-timberline four-wheel drive tours. Mayor Warner stated the new Town trails are amazing, and Ms. Wolfe stated she hiked Aspen Alley last weekend and the bikes were yielding to hikers, which was positive.
- C. Breckenridge Tourism Office (Ms. Wolfe)
Ms. Wolfe stated Camp 9600 started today and they have about 75 people registered and Council is invited to attend. She further stated there is a BTO Board Meeting tomorrow.
- D. Breckenridge Heritage Alliance (Ms. Lawrence)
Ms. Lawrence stated the Sawmill trailhead is experiencing parking problems. She further stated that on October 18 there will be an artifact installation at Prospector Park. Mr. Warner asked about ideas for the parking dilemma at Sawmill and Mr. Grosshuesch stated he believed people were there for the seasonal viewing of the aspens.
- E. Water Task Force (Mr. Gallagher)
Mr. Gallagher stated he had no report.
- F. Breckenridge Cultural Arts (Mr. Burke)
Mr. Holman stated he attended the BCA Board Meeting yesterday and they discussed budget.

OTHER MATTERS

Ms. Gigliello stated she wanted to thank the Police Department for being more visible in the downtown area.

Mr. Brewer stated he wanted to follow up on his concern about a recent heroin overdose, and stated there was an article in the Aspen newspaper about heroin risks. Chief Haynes stated the Police Department does not stock antidotes for heroin at this time as there is not the demand. Mayor Warner stated a lot of heroin use starts with prescription drug overdose and he would like us to keep our eyes on the problem here.

Ms. Wolfe stated someone mentioned to her concern over the lack of a sidewalk at the base of Boreas Pass Road, where pedestrians that are difficult to see on the North side.

Ms. Wolfe stated she had an idea for negotiation with Vail Resorts, which was to ask if the castle building can become the home of Team Breck, which currently doesn't have a team base area. She then handed Council members a letter and list of athletes from Team Breck. Mayor Warner stated he thinks it's a waste of resources to have multiple winter sports clubs in Breckenridge and stated Vail Resorts doesn't want to give up more of their terrain for racing teams. Ms. Wolfe further stated the team has one more year at the Riverwalk and then they don't have a place to go. Mayor Warner stated maybe the building could be used in another location.

Mayor Warner stated Mr. Hal Vatcher spoke to him about his concerns about Main Street safety and bike lanes. He stated Mr. Vatcher thinks the lanes push bikes against parked cars. Chief Haynes stated she hasn't noted a particular safety concern with the bike lanes. Mr. Daugherty stated the Town meets a width standard with the bike lanes and the car lanes. Mr. Grosshuesch recommended checking with other bike friendly communities about their opinion on the lanes.

Ms. Lawrence asked about the date for Coffee Talk in November, and others clarified it is scheduled for the 13th.

Ms. Lawrence stated a conversation about the Horse and Carriage will take place at the next meeting in both the Work Session and the Regular Meeting. Mr. Berry clarified we

will hold a public hearing for the renewal application on that day.

Mr. Gallagher stated he attended a 2A meeting and the item of campaign budget came up and the committee is asking that people contribute more.

Mr. Holman stated the RFP process for the parking and transit study is moving forward, and asked which Council members would have interest in helping with preliminary interviews on October 8? Ms. Wolfe and Mr. Gallagher stated they would both agree to do that if their schedules permitted.

SCHEDULED MEETINGS

ADJOURNMENT

With no further business to discuss, the meeting adjourned at 8:50pm. Submitted by Helen Cospolich, Municipal Services Manager.

ATTEST:

John Warner, Mayor