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TOWN OF MOUNTAIN VILLAGE MINUTES OF THE MAY 8, 2015 SPECIAL TOWN COUNCIL MEETING

The meeting of the Town Council was called to order by Town Clerk Jackie Kennefick at 10:06 a.m. on Friday, May 8, 2015 in the Mountain Village Town Hall, 455 Mountain Village Town Hall Boulevard, Mountain Village, Colorado.

Attendance:

The following Town Council members were present and acting:

Dan Jansen, Mayor (Via Conference Call)
Cath Jett, Mayor Pro-Tem ((Via Conference Call)
Dave Schillaci
John Howe
Michelle Sherry
Marty McKinley
Jonette Bronson

Also in attendance were:

Kim Montgomery, Town Manager
Jackie Kennefick, Director of Administration/Town Clerk
Susan Johnston, Deputy Town Clerk
David Reed, Town Attorney (Via conference call)
Jim Mahoney, Assistant Town Attorney
Rachelle Redmond, Lieutenant
Savannah Jameson, Planner II
Corrie McMills, Human Resources Coordinator
Randy Edwards (Via Conference Call)

Tami Huntsman
Dan Caton
Billy Warlock
Stefanie Solomon
Tom Kennedy
Jonathan Greenspan

Consideration of Approval of a Resolution Placing a Town Initiated Ordinance Restricting the Maximum Density and Other Restrictions on Lot 640A on the Ballot for the June 30, 2015 Regular Municipal Election

OR Consideration of Approval of Conditions Acceptable to the Petitioners of the Citizen Initiated Ordinance for Withdrawal of the Petition from the Ballot for the June 30, 2015 Regular Municipal Election

Mayor Dan Jansen nominated Marty McKinley to chair the meeting. On a **MOTION** by Jonette Bronson and seconded by John Howe, Council voted unanimously to appoint Marty McKinley to Chair the meeting.

Attorney David Reed framed the discussion stating that the petitioners have chosen not to remove their Ordinance from the ballot. He stated that Council could do one of two things:

- Approve a Resolution placing a Town initiated Ordinance on the ballot for 60 units on 640A with conditions
- Pass on second reading at the May Town Council meeting an Ordinance placing restrictions on the maximum density and other requirements on Lot 640A

Council discussion ensued and included the following topics:

- The ratio of surface parking to underground parking
- The Town's role in acquiring and maintaining the park
- The population cap for the project
- How to enforce the population cap
- Language describing the size of the park

Public comment was received by Randy Edwards, Tami Huntsman, Tom Kennedy, Jonathan Greenspan and Stefanie Solomon. TSG Attorney Stefanie Solomon stated that TSG is supportive of the 60 unit project and has agreed to negotiate with the developer Randy Edwards to build the 1.2 acre park. Ms. Solomon stated that the agreement made between TSG and the developer (relating to OSP35A) is still valid. This agreement stipulated that in exchange for the use of TSG land (OSP35A), TSG would receive replacement open space credits.


Cath Jett joined the meeting by conference call at 11:25 and recused herself from voting.

On a **MOTION** by Dave Schillaci and seconded by Michelle Sherry, Council voted (4-2) with Dave Schillaci, Michelle Sherry, Dan Jansen and Marty McKinley in favor, and John Howe and Jonette Bronson against, to adopt a Resolution placing a Town initiated Ordinance restricting the maximum density and other restrictions on Lot 640A on the Ballot for the June 30, 2015 Regular Municipal Election with the following conditions:

- Maximum number of units shall not exceed 60
- Population cap to be 190
- 15 units may have a pet with total cap of 25 pets in the project
- The building will be pushed to the western portion of the site
- The Ordinance does not grant any waivers to the applicant
- Delete section on parking spaces
- The Town will not participate in the funding of the land acquisition of any land adjacent to Lot 640A
- Professional on-site management will be required

There being no further business, on a **MOTION** by Jonette Bronson and seconded by John Howe, Council unanimously agreed to adjourn the meeting at 11:30 a.m.

Respectfully prepared,



Susan Johnston
Deputy Town Clerk

Respectfully submitted,



Jackie Kennefick
Town Clerk