



TOWN OF MOUNTAIN VILLAGE
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TOWN OF MOUNTAIN VILLAGE MINUTES OF THE APRIL 25, 2019 REGULAR TOWN COUNCIL MEETING

The meeting of the Town Council was called to order by Mayor Laila Benitez at 8:33 a.m. on Thursday, April 25, 2019 in the Mountain Village Town Hall, 455 Mountain Village Boulevard, Mountain Village, Colorado.

Attendance:

The following Town Council members were present and acting:

Laila Benitez, Mayor
Dan Caton, Mayor Pro Tem (by phone)
Dan Jansen
Bruce MacIntire
Patrick Berry
Jack Gilbride

The following Town Council members were absent:

Natalie Binder

Also in attendance were:

Kim Montgomery, Town Manager
Susan Johnston, Deputy Town Clerk
Christina Lambert, Deputy Town Clerk
Jim Mahoney, Assistant Town Attorney
Sue Kunz, Director of Human Resources
Chris Broady, Chief of Police
Joel "BB" Burk, Deputy Chief of Police
Kevin Swain, Finance Director
Bill Kight, Director of Communications & Business Development
Zoe Dohnal, Community Engagement Coordinator
Michelle Haynes, Director of Planning and Development Services
John Miller, Senior Planner
Cecilia Curry, VCA Manager
Rob Johnson, Transit Operations Manager
Finn Kjome, Director of Public Works
Jim Loebe, Director of Transit and Recreation
Jim Soukup, Chief Technology Officer
JD Wise, Plaza Services Manager
Cecilia Curry, VCA Manager
Steven Lehane, Broadband Services Director
Stuart Sundell-Nurwin
Noah Sheedy
Carson Taylor
Wendy Crank

Anton Benitez
Tim Johnson
Paul Reich
Karen Guglielmone
Elizabeth Stuffings
Keirnan Lannon
Julia Caulfield
Robert Stenhammer
Riley McIntyre
Chris Hawkins
Cath Jett
Margaret Rinkevich
Rick Flores
Ben Marshall
Heidi Stenhammer
Justin Criado
Timothy Losa
Scott Pittenger
Heather Knox
Tony Jacob
David Ausencio
Chris Lyons
John Thurbell

Executive Session for the Purpose of a Personnel Matter Pursuant to C.R.S. Section 24-6-402((4)(f)(I)), and for Receiving Legal Advice Pursuant to C.R.S. 24-6-402(b), and for the Purpose of Negotiations Pursuant to C.R.S. 24-6-402(4)e (2)

The Mayor stated that there were no items to discuss in Executive Session.

Council moved to agenda item 23.

Public Comment on Non-Agenda Items (4)

No public comment was received.

Consideration of Approval of the March 21, 2019 Regular Town Council Meeting Minutes (6)

Deputy Town Clerk Susan Johnston presented the minutes. On a **MOTION** by Bruce MacIntire and seconded by Patrick Berry, Council voted unanimously to approve the March 21, 2019 Regular Town Council meeting minutes as presented.

Consideration of Approval of a Proclamation Proclaiming May 2019 Mental Health Awareness Month (6)

Tri-County Health Network Palliative Support Services Coordinator Ben Marshall accepted the Proclamation and thanked Council for their continued support. On a **MOTION** by Patrick Berry and seconded by Jack Gilbride, Council voted unanimously to approve a Proclamation proclaiming May 2019 Mental Health Awareness Month.

Consideration of Approval of a Proclamation Recognizing May as Sexual Assault Awareness Month (7)

San Miguel Resource Center Executive Director Riley McIntyre accepted the Proclamation and thanked Council for their continued support. On a **MOTION** by Bruce MacIntire and seconded by Jack Gilbride, Council voted unanimously to approve a Proclamation proclaiming May 2019 Sexual Assault Awareness Month.

Liquor Licensing Authority:

a. Consideration of a Special Event Liquor Permit Application by Telluride Wine Festival Foundation for a Grand Tasting Event to be held in Heritage Plaza June 29, 2019 (8)

Susan Johnston presented and stated that the applicant has submitted an amended application that requires further staff review before a recommendation may be made. On a **MOTION** by Bruce MacIntire and seconded by Jack Gilbride, Council voted unanimously to continue the application to the May 16, 2019 Town Council meeting.

Update on Common Consumption Area Expansion Application (9)

Telluride Mountain Village Owners Association President and CEO Anton Benitez and Operations Manager Heidi Stenhammer provided the update stating that the application will be on the May Council agenda. Mr. Benitez stated that getting the proper signage is a priority and Council consensus was supportive of the signage proposed.

Dan Jansen left the meeting at 9:07 a.m. during agenda item number 23 and returned to the meeting at 9:40 a.m.

Consideration of a Resolution Setting the June 25, 2019 Election by Mail Ballot and Consideration of an Appointment of the Town Clerk as the Designated Election Official (10)

Susan Johnston presented. On a **MOTION** by Dan Jansen and seconded by Jack Gilbride, Council voted unanimously to adopt a Resolution setting the June 25, 2019 election by mail ballot and to appoint the Town Clerk as a designated election official.

Finance: (11)

Director of Finance Kevin Swain presented. Council discussion ensued.

- a. Presentation of the March 31, 2019 Business & Government Activity Report (BAGAR)**
- b. Consideration of the February 28, 2019 Financials**

On a **MOTION** by Dan Jansen and seconded by Jack Gilbride, Council voted unanimously to approve the February 28, 2019 Financials as presented.

Telluride Historical Museum Annual Report (12)

Executive Director Kiernan Lannon presented the report. Council discussion ensued.

First Reading, Setting of a Public Hearing and Council Vote on an Ordinance Amending Municipal Code Chapter 9.18 to Implement Certain Dismount Zones for Bicycles (13)

Assistant Town Attorney Jim Mahoney, Director of Transit and Recreation Jim Loebe and Chief of Police Chris Broady presented. Council discussion ensued. Public comment was received by Heather Knox, Tony Tabor, Noah Sheedy, Stuart Sundell-Nurwin, Dave Ausencio, Zoe Dohnal, Scott Pittenger and Cath Jett. Council directed Chief Broady to work with San Miguel Biking Coalition regarding the bypass area. On a **MOTION** by Jack Gilbride and seconded by Bruce MacIntire, voted 6-0 (with Natalie Binder absent) to approve on first reading an Ordinance amending Municipal Code Chapter 9.18 to implement certain dismount zones for bicycles and to set the second reading, public hearing and final vote for May 16, 2019 with the following conditions:

1. Staff will investigate the scope of the dismount zone prior to the second reading
2. Add that the Chief of Police in conjunction with the Recreation and Marketing Departments are given the ability to amend the zone and amend additional test zones
3. Add "dismount zone" to the "pedestrian zone" language in the Ordinance, understanding that the signage will state "dismount zone" only

First Reading, Setting of a Public Hearing and Council Vote on an Ordinance Approving A Density Transfer and Rezone for the Expansion Area of Lot 600A, also Known as Elkstone Quasi-Judicial (14)

Senior Planner John Miller presented. Council discussion ensued. Chris Hawkins and Tim Losa were present on behalf of the applicant and gave details on the proposed site. On a **MOTION** by Dan Jansen and seconded by Jack Gilbride, Council voted 5-0 (Dan Caton was not eligible to vote since he was participating via telephone on this quasi-judicial item and Natalie Binder was absent).to approve on first reading an Ordinance regarding the rezone and density transfer application pursuant to CDC Sections 17.4.9 & 17.4.10 of the Community Development Code, to rezone Lot 600A and transfer two condominium density units (6-person equivalent density)from the density bank to the expansion area of the subject lot based on the evidence provided

within the Staff Report of record dated April 11, 2019 and with the following conditions:

1. The owner of record of density shall be responsible for all dues, fees and any taxes associated with the assigned density and zoning until such time as the density is either transferred to a lot or another person or entity.
2. The final location and design of any buildings, grading, landscaping, parking areas, and other site improvements shall be determined with the required Design Review Process application pursuant to the applicable requirements of the CDC.
3. The Property Owner must demonstrate ownership of the additional two (2) condominium density (six-person equivalent density) prior to the issuance of a building permit.

and to set the second reading, public hearing and final vote for May 16, 2019 with direction to staff and the Design Review Board to define setbacks to ensure that a trail can be accommodated around Elk Pond.

Plaza Vending Committee (15)

a. Consideration of Approval of Bylaws

Community Engagement Coordinator Zoe Dohnal presented. Council discussion ensued. On a **MOTION** by Bruce MacIntire and seconded by Jack Gilbride, Council voted unanimously to approve the bylaws as presented with the direction to have the Council appointee act as Committee Chair with administrative assistance from the Community Engagement Coordinator.

b. Consideration of Appointment of Committee Members

On a **MOTION** by Patrick Berry and seconded by Bruce MacIntire, Council voted unanimously to appoint Natalie Binder as the Council representative, Zoe Dohnal, JD Wise and Sam Starr as Town staff representatives and Ann Barker as TMVOA representative to the Plaza Vending Committee.

Council took a break from 11:45 a.m. to 11:50 a.m.

San Miguel Watershed Coalition Water Quality 2019 Testing Plans (16)

Elizabeth Stuffings presented the report. Council discussion ensued.

Green Team: (17)

Green Team Chair Cath Jett, Zoe Dohnal and Patrick Berry presented the report. Vice-Chair Jonathan Greenspan joined the discussion by conference call. Council discussion ensued.

a. Quarterly Report

b. Voluntary Single-Use Plastics Reduction Initiative

Zoe Dohnal presented a draft Resolution. Council discussion ensued addressing the removal of Section 9 from the program which states:

On such commercially reasonable terms, as determined by the landlord, landlords of Grocers and Merchants are subject to the requirements outlined in #6 shall make adequate space and/or services available to such Grocers and Merchants for the collection and pick up of compostable materials generated by Grocers and Merchants.

Council directed staff to soften the language from using the word “must” to “encouraged to” and moving the program participation date from December 31, 2020 to December 31, 2019.

Consideration of Revisions to the Settlement Agreement Resolving Civil Action No. 2015CV30031, San Miguel County District Court, Concerning the Ridge Project and Lot 161-CR Due to Density Changes at the Ridge Project (18)

Jim Mahoney presented, stating that the proposed revisions are primarily to clean-up the document due to the recent approval of a density transfer. Council discussion ensued. On a **MOTION** by Bruce MacIntire and seconded by Dan Caton, Council voted unanimously to approve the edits to the Settlement Agreement with all conditions of the original approval of the Settlement Agreement remaining in full force and effect.

Wastewater Treatment Plant Presentation (19)

Town of Telluride Environmental and Engineering Manager Karen Guglielmon and Director of Public Works Finn Kjome presented. Council discussion ensued.

Southwest Basin Roundtable Update (20)

Karen Guglielmon as a representative of Mountain Village, Telluride and San Miguel County presented. Council discussions ensued.

Dan Caton disconnected from the meeting at 1:35 p.m.

Mountain Village Business Development Advisory Committee: (21)

a. Consideration of Additional Committee

On a **MOTION** by Patrick Berry and seconded by Dan Jansen, Council voted unanimously to approve the formation of the Business Development Advisory Committee.

b. Consideration of Adoption of Bylaws

Council discussion ensued. On a **MOTION** by Bruce MacIntire and seconded by Dan Jansen, Council voted unanimously to adopt the bylaws with changes to include two Town Council members, two staff members, and one representative from the Merchant community, TSG and TMVOA. The terms for Council representatives will be one year at the outset and then become two-year terms.

c. Consideration of Appointment of Committee Members

On a **MOTION** by Patrick Berry and seconded by Bruce MacIntire, Council voted unanimously to appoint Dan Caton, John Miller, Bill Kight and Laila Benitez to the Mountain Village Business Development Advisory Committee. The remaining members have not yet been determined.

On a **MOTION** by Patrick Berry and seconded by Jack Gilbride, Council voted unanimously to extend the meeting beyond six hours.

Staff Reports: (22)

a. Police

Police Chief Chris Broady presented his report.

1. 2019 Budget Discussion

b. Planning, Building & Community Development

Director Michelle Haynes presented her report.

1. 2019 Budget Discussion

Council moved to agenda item 24.

c. Town Manager

Town Manager Kim Montgomery presented her report.

Council Boards and Commissions Updates: (23)

a. San Miguel Watershed Coalition-Starr

b. Colorado Flights Alliance-Jansen

c. Transportation & Parking-MacIntire/Benitez

d. Budget & Finance Committee-Caton/Gilbride

e. Gondola Committee-Caton/Berry

f. Colorado Communities for Climate Action-Berry

g. San Miguel Authority for Regional Transportation -Benitez/Caton/Binder

h. Eco Action Partners-Berry

i. Telluride Historical Museum-Berry

j. Telluride Conference Center-MacIntire

k. Alliance for Inclusion-Berry/Benitez

l. Green Team Committee- Berry/MacIntire

m. Telluride Tourism Board-Jansen

n. Community Grant Committee-Benitez/Binder

o. Mayor's Update- Benitez

Council moved back to agenda item 4.

Juvenile Diversion Presentation (24)

San Miguel County Director of Juvenile Services Wendy Crank presented. Council discussion ensued.

Council moved back to agenda item 22c.

Other Business: (25)

Consideration of Approval of AdTran as the Equipment Provider for the 1G Fiber Project

Chief Technology Officer Jim Soukup presented. Council discussion ensued. On a **MOTION** by Patrick Berry and seconded by Jack Gilbride, Council voted unanimously to approve AdTran as the equipment provider for the 1G fiber project.

There being no further business, on a **MOTION** by Jack Gilbride and seconded by Patrick Berry, Council voted unanimously to adjourn the meeting at 3:09 p.m.

Respectfully prepared,



Susan Johnston
Deputy Town Clerk

Respectfully submitted,



Jackie Kennefick
Town Clerk