



TOWN OF MOUNTAIN VILLAGE
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**TOWN OF MOUNTAIN VILLAGE
MINUTES OF THE DECEMBER 13, 2018
REGULAR TOWN COUNCIL MEETING**

The meeting of the Town Council was called to order by Mayor Laila Benitez at 8:31 a.m. on Thursday, December 13, 2018 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
Bruce MacIntire
Patrick Berry
Jack Gilbride
Natalie Binder
Dan Jansen (Left the meeting at 10:30 a.m.)

Absent:

Dan Caton, Mayor Pro Tem

Also in attendance were:

Kim Montgomery, Town Manager
Jackie Kennefick, Director of Administration/Town Clerk
Susan Johnston, Deputy Town Clerk
Christina Lambert, Deputy Town Clerk
David Reed, Town Attorney
Jim Mahoney, Assistant Town Attorney
Sue Kunz, Director of Human Resources
Chris Broady, Police Chief
Kevin Swain, Finance Director
Julie Vergari, Chief Accountant
Bill Kight, Director of Communications & Business Development
Kathrine Warren, Marketing & Communications Coordinator
Michelle Haynes, Director of Planning and Development Services
John Miller, Senior Planner
Sam Starr, Planner
Jim Loebe, Director of Transit and Recreation
Finn Kjome, Director of Public Works
Dawn Katz, Director of Mountain Munchkins
Steven Lehane, Director of Broadband & Cable
Cecilia Curry, VCA Manager
Keith Hampton
Kim Wheels
Leslie Browning

Tim Johnson
Nathan Pepple
Margaret Rinkevich
Robert Stenhammer
Scott Stewart
Bill Jensen
Marcus Smith
Anton Benitez
Jeff Proteau
Douglas Tooley
Noah Gregory
Christina Gregory
Joe Solomon
Cheryl Kingleigh
Amy Levek
Matt Skinner
Michael Martelon
Mark Moffitt
Steve Ciecuch
Heather Knox

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)

On a **MOTION** by Bruce MacIntire and seconded by Jack Gilbride, Council voted unanimously to enter into 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 at 8:32 a.m.

Council returned to regular session at 9:32 a.m.

Council took a break from 9:32 a.m. to 9:40 a.m.

Public Comment on Non-Agenda Items (4)

Public comment was received by Margaret Rinkevich and Douglas Tooley.

Town Hall Subarea Monthly Update (5)

Planning & Development Services Director Michelle Haynes, Telluride Mountain Village Owners Association Executive Director Anton Benitez and AECOM representative Nathan Pepple presented. Council discussion ensued.

Village Center Subarea Monthly Update (6)

Michelle Haynes, Anton Benitez and Nathan Pepple presented. Public comment was received from Douglas Tooley.

Consideration of Approval of the November 15, 2018 Regular Town Council Meeting Minutes (7)

Deputy Town Clerk Susan Johnston presented. On a **MOTION** by Natalie Binder and seconded by Jack Gilbride, Council voted unanimously to approve the November 15, 2018 Regular Town Council meeting minutes as presented.

Liquor Licensing Authority:

- a. **Consideration of a Special Event Liquor Permit Application by the GoHawkeye Foundation in Conjunction with Rinkevich Gallery for an Event on December 15, 2018 from 5:00 p.m. to 8:00 p.m.**

Margaret Rinkevich of Rinkevich Gallery presented. Council discussion ensued. On a **MOTION** by Patrick Berry and seconded by Jack Gilbride, Council voted unanimously to approve a special event liquor permit application by the GoHawkeye Foundation in conjunction with Rinkevich Gallery for an event on December 15, 2018 from 5:00 p.m. to 8:00 p.m.

- b. **Consideration of a Special Event Liquor Permit Application by the Telluride Society for Jazz in Conjunction with Wagner Skis for Events on January 12, February 9, and March 9, 2019 from 1:00 p.m. to 6:00 p.m.**

Marcus Smith of SBG Productions/Telluride Society for Jazz presented. Council discussion ensued. On a **MOTION** by Bruce MacIntire and seconded by Jack Gilbride, Council voted unanimously to approve a special event liquor permit application by the Telluride Society for Jazz in conjunction with Wagner Skis for events on January 12, February 9 and March 9, 2019 from 1:00 p.m. to 6:00 p.m.

Dan Jansen left the meeting at 10:30 a.m.

Finance: (8)

- a. **Presentation of the November 30, 2018 Business & Government Activity Report (BAGAR)**

Kevin Swain presented.

- b. **Second Reading, Public Hearing and Council Vote on an Ordinance of the Town Levying Property Taxes for the Year 2018 to be Collected in 2019**

The Mayor opened the public hearing. There was no public comment. The Mayor closed the public hearing. On a **MOTION** by Bruce MacIntire and seconded by Patrick Berry, Council voted 5-0 (Dan Caton and Dan Jansen were absent) to adopt an Ordinance of the Town Levying Property Taxes for the Year 2018 to be collected in 2019.

- c. **Second Reading, Public Hearing and Council Vote on an Ordinance Adopting the 2019 Budget and Revising the 2018 Budget**

The Mayor opened the public hearing. No public comment was received. The Mayor closed the public hearing. Council discussion ensued. On a **MOTION** by Jack Gilbride and seconded by Natalie Binder, Council voted 5-0 (Dan Caton and Dan Jansen were absent) to approve an Ordinance adopting the 2019 Budget and revising the 2018 Budget.

On a **MOTION** by Jack Gilbride and seconded by Patrick Berry, Council voted unanimously to convene as the Board of Directors for the Dissolved Mountain Village Metro District.

Town Council Acting as the Board of Directors for the Dissolved Mountain Village Metro District: (10)

a. Public Hearing on the Proposed 2019 and Revised 2018 Budgets

Director of Finance Kevin Swain presented. Council discussion ensued. The Mayor opened the public hearing. No public comment was received. The Mayor closed the public hearing.

b. Consideration of a Resolution Adopting the 2019 Mountain Village Metropolitan District Budget

On a **MOTION** by Jack Gilbride and seconded by Bruce MacIntire, Council voted unanimously to approve a Resolution adopting the 2019 Mountain Village Metropolitan District Budget.

c. Consideration of a Resolution Appropriating Sums of Money for 2019

On a **MOTION** by Natalie Binder and seconded by Jack Gilbride, Council voted unanimously to adopt a Resolution appropriating sums of money for 2019.

d. Consideration of a Resolution Revising the 2018 Budget

On a **MOTION** by Patrick Berry and seconded by Jack Gilbride, voted unanimously to adopt a Resolution revising the 2018 Budget.

e. Consideration of a Resolution Re-Appropriating Sums of Money for 2018

On a **MOTION** by Bruce MacIntire and seconded by Natalie Binder, Council voted unanimously to adopt a Resolution re-appropriating sums of money for 2018.

f. Consideration of a Resolution Setting the Mill Levy for 2018 to be Collected in 2019

On a **MOTION** by Jack Gilbride and seconded by Natalie Binder, Council voted unanimously to adopt a Resolution setting the Mill Levy for 2018 to be collected in 2019.

On a **MOTION** by Bruce MacIntire and seconded by Jack Gilbride, Council voted unanimously to reconvene as the Mountain Village Town Council.

Consideration of a Resolution Adopting a Policy Concerning the Destruction, Disposal and Protection of Records Containing Personal Identifying Information (11)

Town Clerk Jackie Kennefick and Assistant Town Attorney Jim Mahoney presented. Council discussion ensued. On a **MOTION** by Jack Gilbride and seconded by Patrick Berry, Council voted unanimously to approve a Resolution adopting a policy concerning the destruction, disposal and protection of records containing personal identifying information.

Consideration of a Resolution Authorizing the Town of Mountain Village to Enter into a Contract for the Purchase of Cassidy Ridge Unit D202 (12)

Jim Mahoney presented. Council discussion ensued. On a **MOTION** by Natalie Binder and seconded by Patrick Berry, Council voted unanimously to approve a Resolution waiving the lottery requirement for the Town's purchase of Cassidy Ridge Unit D202. On a **MOTION** by Natalie Binder and seconded by Patrick Berry, Council voted unanimously to approve a Resolution authorizing the Town of Mountain Village to enter into a contract for the purchase of Cassidy Ridge Unit D202.

Council moved to Agenda Item 21.

Consideration of a Resolution Adopting the CDOT (Colorado Department of Transportation) Transit Asset Management Plan (13)

Town Manager Kim Montgomery presented. Council discussion ensued. On a **MOTION** by Bruce MacIntire and seconded by Jack Gilbride, Council voted unanimously to approve a Resolution adopting the CDOT Transit Asset Management Plan.

Council moved to Agenda Item 21h.

Council took a lunch break from 12:02 p.m. to 12:33 p.m.

Consideration of a Resolution to Approve an Equestrian Conditional Use Permit to Allow Seasonal Equestrian Uses on Lots OS-1-R-1, Lot 128, OS-1C, OS-R7 and OS-36 (14)

Patrick Berry recused himself because of his employment with the applicant Telluride Ski and Golf. Senior Planner John Miller presented. Council discussion ensued. On a **MOTION** by Natalie Binder and seconded by Jack Gilbride, Council voted unanimously to adopt a Resolution approving a Conditional Use Permit to allow seasonal equestrian uses on Lots OS-1-R-1, Lot 128, OS-1C, OS-R7 and OS-36.

Consideration of Second Reading of an Ordinance to Correct Community Development Code (CDC) Errors, Provide Clarifications and Make Minor Amendments at Chapters 17.3 Zoning and Land Use Regulations, 17.4 Development Review Procedures, and 17.6 Supplementary Regulations (15)

The Mayor opened the public hearing. No public comment was received. The Mayor closed the public hearing. Council discussion ensued. John Miller distributed a new Open Burn Application created to address special events involving open burning, which will be added to the meeting packet. On a **MOTION** by Jack Gilbride and seconded by Natalie Binder, Council voted 5-0 (with Dan Caton and Dan Jansen absent) to approve an Ordinance to correct CDC errors, provide clarifications and make minor amendments at Chapters 17.3 Zoning and Land Use Regulations, 17.4 Development Review Procedures, and 17.6 Supplementary Regulations.

Council moved to Agenda Item 22.

Consideration of a Village Court Apartments Rent Policy and Rent Increase (16)

Michelle Haynes and VCA Manager Cecilia Curry presented. Public comment was received from Leslie Browning, Cheryl Kimleigh, Douglas Tooley and Mark Moffit. Bruce MacIntire moved to adopt the recommended rent increases as proposed and Natalie Binder seconded. Council discussion ensued. The **MOTION** was amended by Bruce MacIntire and seconded by Patrick Berry with Council voting unanimously (5-0) to approve a 3% rent increase on studio units, 2% rent increase on one-bedroom units and a 3% rent increase on two-bedroom and three-bedroom units. The increases will take effect upon lease renewal and after a 30-day notice. Council directed staff to agendize a discussion on the rental rate increase policy moving forward in 2019.

Consideration of a Resolution to Approve an Alternative Parking Requirement for Lot SS165ABR, Cassidy Ridge Homeowners Association Pursuant to Community Development Code Section 17.5.8.A.6 (17)

Michelle Haynes presented. Council discussion ensued. On a **MOTION** by Natalie Binder and seconded by Bruce MacIntire, voted unanimously to adopt a Resolution approving an alternative parking requirement for Lot SS165ABR, Cassidy Ridge Homeowners Association pursuant to CDC 17.5.8.A.6 subject to verification that the exterior parking depicted on the condominium map amendment does not adversely affect the hammerhead/fire truck turnaround.

Consideration of a Resolution Approving a Right of Way Encroachment for Portions of an Improved Driveway and Shoring/Soil Nails that Benefits Lot 359, 116 Rocky Road (18)

Planner Sam Starr presented. Council discussion ensued. On a **MOTION** by Patrick Berry and seconded by Bruce MacIntire, Council voted unanimously (5-0) to adopt a Resolution approving a right of way encroachment for portions of an improved driveway and shoring/soil nails that benefits Lot 359, 116 Rocky Road.

Colorado Flights Alliance (CFA) and Marketing Telluride Inc. (MTI) Bi-Annual Report (19)

President and CEO of Marketing Telluride Inc. Michael Martelon and CFA Chief Operating Officer Matt Skinner presented.

On a **MOTION** by Patrick Berry and seconded by Bruce MacIntire, Council voted unanimously to extend the meeting beyond 6 hours.

Council took a break from 2:45 p.m. to 2:51 p.m.

EcoAction Partners 2017 Town of Mountain Village Greenhouse Gas Inventory Report (20)

EcoAction Partners Energy Programs Coordinator Kim Wheels presented. Public comment was received by Douglas Tooley.

Council Boards and Commissions Updates: (21)

- 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 (SMART)-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 to Agenda Item 13.

Staff Reports: (22)

- a. Town Manager

Kim Montgomery presented. Public comment was received from Cheryl Kimleigh.

Council moved to Agenda Item 16.

Other Business: (23)

The was no other business.

There being no further business, on a **MOTION** by Natalie Binder and seconded by Patrick Berry, Council voted unanimously to adjourn the meeting at 3:14 p.m.

Respectfully prepared,

Susan Johnston
Deputy Town Clerk

Respectfully submitted,



Jackie Kennefick
Town Clerk

