



TOWN OF MOUNTAIN VILLAGE
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TOWN OF MOUNTAIN VILLAGE MINUTES OF THE DECEMBER 10, 2020 REGULAR TOWN COUNCIL MEETING

The meeting of the Town Council was called to order by Mayor Laila Benitez at 8:30 a.m. on Thursday, December 10, 2020. Due to the Town's Disaster Declaration of March 19, 2020 related to the COVID-19 virus, the meeting was held with virtual access provided through Zoom.

Attendance:

The following Town Council members were present and acting:

Laila Benitez, Mayor
Dan Caton, Mayor Pro Tem
Patrick Berry
Pete Duprey
Natalie Binder
Marti Prohaska
Jack Gilbride

The following Town Council members were absent:

Also in attendance were:

Kim Montgomery, Town Manager	Madeline Gomez
Susan Johnston, Town Clerk	Julia Caulfield
Christina Lambert, Senior Deputy Town Clerk	Anton Benitez
Paul Wisor, Town Attorney	Tony Kalyk
Kevin Swain, Director of Finance	Tyler Newman
Julie Vergari, Chief Accountant	Trevor Browning
Chris Broady, Chief of Police	Amy Levek
Jaime Holmes, Director of Human Resources	Jonathan Greenspan
Lindsay Niehaus, Human Resources Coordinator	Piper Miller
Zoe Dohnal, Business Development and Sustainability Senior Manager	Peter Mitchell
Kathrine Warren, Public Information Specialist	Carly Reilly
Michelle Haynes, Director of Planning & Development Services	Cath Jett
John Miller, Senior Planner	Julia Newman
Amy Ward, Planner	
Luke Adamson, VCA Manager	
Jim Loebe, Director of Transit & Recreation	
Jim Soukup, Chief Technology Officer	
Steven Lehane, Director of Broadband	
Kate Burns, Controller	
Finn Kjome, Director of Public Works	
JD Wise, Assistant Director of Public Works	

Executive Session: (2)

- a. **Executive Session for the Purpose of Receiving Legal Advice and Determining Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations, and Instructing Negotiators with Respect to the Work Session to Discuss the Intergovernmental/Service Agreement Between the San Miguel County, the Town of Telluride, the Town of Mountain Village, and Marketing Telluride, Inc. Pursuant to § 24-6-402(4)(b) and (e)**

b. Executive Session for the Purpose of Receiving Legal Advice and Determining Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations, and Instructing Negotiators with Respect to the Telluride Mountain Village Homeowners Association Election Pursuant to § 24-6-402(4)(b) and (e)

Patrick Berry recused himself from both executive session items. Marti Prohaska and Laila Benitez recused themselves for agenda item 2b. On a **MOTION** by Pete Duprey and seconded by Dan Caton, Council voted unanimously to enter into executive session for the purpose of receiving Legal Advice and Determining Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations, and Instructing Negotiators with Respect to the Work Session to Discuss the Intergovernmental/Service Agreement Between the San Miguel County, the Town of Telluride, the Town of Mountain Village, and Marketing Telluride, Inc. Pursuant to § 24-6-402(4)(b) and (e) and for the Purpose of Receiving Legal Advice and Determining Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations, and Instructing Negotiators with Respect to the Telluride Mountain Village Homeowners Association Election Pursuant to § 24-6-402(4)(b) and (e) at 8:31 a.m.

Council returned to open session at 9:06 a.m.

Public Comment on Non-Agenda Items (3)

No public comment was received.

Consideration of Approval of the November 21, 2020 Executive Session Town Council Meeting Minutes (4)

Town Clerk Susan Johnston presented. On a **MOTION** by Marti Prohaska and seconded by Pete Duprey, Council voted unanimously to approve the November 21, 2020 Executive Session Town Council meeting minutes as presented.

Second Reading, Public Hearing and Council Vote on an Ordinance Amending the Town of Mountain Village Affordable Housing Deed Restriction (5)

Town Attorney Paul Wisor presented. The Mayor opened the public hearing. No public comment was received. The Mayor closed the public hearing. On a **MOTION** by Dan Caton and seconded by Jack Gilbride, Council voted 7-0 to adopt an Ordinance amending the Town of Mountain Village Affordable Housing Deed Restriction.

Finance: (6)

Director of Finance Kevin Swain presented.

a. Presentation of the November 30, 2020 Business & Government Activity Report (BAGAR)

Council discussion ensued.

b. COVID-19 Revenue Update

Council discussion ensued. Council directed staff to agendize a discussion for hardship applications for the January 21, 2020 Regular Town Council meeting.

c. Second Reading, Public Hearing and Council Vote on an Ordinance of the Town Levying Property Taxes for the Year 2020 to be Collected in 2021

The Mayor opened the public hearing. No public comment was received. The Mayor closed the public hearing. On a **MOTION** by Patrick Berry and seconded by Marti Prohaska, Council voted 7-0 to adopt an Ordinance of the Town levying property taxes for the year 2020 to be collected in 2021.

d. Second Reading, Public Hearing and Council Vote on an Ordinance Adopting the 2021 Budget and Revising the 2020 Budget

The Mayor opened the public hearing. The Mayor requested that the Town reallocate \$9,625 unused grant funding to Angel Baskets. Council consensus was to make the allocation. No public comment was received. The Mayor closed the public hearing. On a **MOTION** by Pete Duprey and seconded by Jack Gilbride, Council voted 7-0 to adopt an Ordinance adopting the 2021 Budget and revising the 2020 Budget.

On a **MOTION** by Martinique Prohaska and seconded by Patrick Berry, Council voted unanimously to recess as the Mountain Village Town Council and 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: (7)

a. Consideration of a Resolution Adopting the 2021 Mountain Village Metro District Budget

On a **MOTION** by Pete Duprey and seconded by Jack Gilbride, Council voted unanimously to approve a Resolution adopting the 2021 Mountain Village Metro District Budget.

b. Consideration of a Resolution Appropriating Sums of Money for 2020

On a **MOTION** by Pete Duprey and seconded by Jack Gilbride, Council voted unanimously to adopt a Resolution appropriating sums of money for 2020.

c. Consideration of a Resolution Revising the 2020 Budget

On a **MOTION** by Pete Duprey and seconded by Jack Gilbride, Council voted unanimously to adopt a Resolution revising the 2020 Budget.

d. Consideration of a Resolution Re -Appropriating Sums of Money for 2020

On a **MOTION** by Pete Duprey and seconded by Jack Gilbride, Council voted unanimously to adopt a Resolution re-appropriating sums of money for 2020.

e. Consideration of a Resolution Setting the Mill Levy for 2020 to be Collected in 2021

On a **MOTION** by Pete Duprey and seconded by Jack Gilbride, Council voted unanimously to adopt a Resolution setting the Mill Levy for 2020 to be collected in 2021.

On a **MOTION** by Jack Gilbride and seconded by Dan Caton, Council voted unanimously to recess as the Board of Directors for the Dissolved Mountain Village Metro District and to re-convene as the Mountain Village Town Council.

Second Reading, Public Hearing and Council Vote on an Ordinance Regarding a Density Transfer and Rezone Located at Lots 517 and 518, 146 Russell Dr., to Transfer One Single-Family Unit of Density into the Density Bank Quasi-Judicial (8)

Jack Gilbride recused himself as he owns property adjacent to the applicant. Planner Amy Ward presented. Council discussion ensued. The Mayor opened the public hearing. No public comment was received. The Mayor closed the public hearing. On a **MOTION** by Pete Duprey and seconded by Dan Caton, Council voted 6-0 (Jack Gilbride was recused) to adopt an Ordinance regarding a rezone and density transfer application pursuant to CDC Sections 17.4.9 & 17.4.10 to transfer one density unit (four-person equivalent density) to the Density Bank for Lot 517 with the following findings and conditions:

Findings:

1. The owner of record of density in the density bank 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.

Condition:

1. The density transfer approval is conditioned upon the minor subdivision plat approval by the Town Council.

Resolution Regarding a Minor Subdivision to Combine Lots 517 and Lots 518 into One Single Family Lot Quasi-Judicial (9)

Jack Gilbride recused himself as he owns property adjacent to the applicant. Amy Ward presented. Council discussion ensued. On a **MOTION** by Marti Prohaska and seconded by Patrick Berry, Council voted unanimously to adopt a Resolution for a minor subdivision for Lots 517 & 518 to replat into 518R and with the findings contained within the staff report of record dated December 2, 2020 and with the following conditions:

- 1) The Applicant will submit appropriate fees to staff for recordation with the San Miguel County Assessor's office within six months of approval.
- 2) Amend the plat prior to recordation to void the encroachment agreement for lot 518 at reception number 340741 for utilities and landscaping as it is no longer needed.
- 3) Staff will review the replat document to verify consistency with CDC Sections 17.4.13.N.

Plat Standards, and CDC Section 3. Plat Notes and Certifications, and provide redline comments to the applicant prior to execution of the final mylar.

- 4) The minor subdivision approval is conditioned upon final approval of a density transfer by Town Council.
- 5) Staff has the authority to provide ministerial and conforming comments on the mylar prior to recordation.

Consideration of a Resolution Regarding a Minor Subdivision to Adjust the Lot Line Between Lots 368 and 369 Quasi-Judicial (10)

Amy Ward presented. Council discussion ensued. On a **MOTION** by Pete Duprey and seconded by Natalie Binder, Council voted unanimously to adopt a Resolution regarding a Minor Subdivision to adjust the lot line between Lots 368 and 369 subject to the following conditions:

1. The Applicant will submit appropriate fees to staff for recordation with the San Miguel County Assessor's office within six months of approval.
2. Staff will review the final proposed plat document to verify consistency with CDC Sections 17.4.13.N. Plat Standards, and CDC Section 3. Plat Notes and Certifications and provide redline comments to the applicant prior to the execution of the final mylar.
3. Staff has the authority to provide ministerial and conforming comments on the mylar prior to recordation.

Second Reading, Public Hearing and Council Vote on an Ordinance Regarding a Rezone and Density Transfer Application to Rezone Columbia Place Condominiums (Lot 37) Units 5-12 (8 units total) from a Hotel Efficiency Zoning Designation to Lodge Zoning Designation Quasi-Judicial (11)

Natalie Binder recused herself because she owns property adjacent to the applicant. Senior Planner John Miller presented stating that the applicant has asked that this item be continued to the January 21, 2021 Regular Town Council meeting. On a **MOTION** by Jack Gilbride and seconded by Marti Prohaska, Council voted 6-0 to continue the second reading, public hearing and Council vote on an Ordinance regarding a Rezone and Density Transfer Application to rezone Columbia Place Condominiums (Lot 37) Units 5-12 (8 units total) from a Hotel Efficiency Zoning Designation to Lodge Zoning Designation to the January 21, 2021 Regular Town Council meeting.

Consideration of Firm to Provide Consulting Services for 2011 Comprehensive Plan Amendment, Authorization to Execute a Contract for Services (12)

Director of Planning and Development Services Michelle Haynes presented. Council discussion ensued. On a **MOTION** by Jack Gilbride and seconded by Natalie Binder, Council voted unanimously to execute a contract with MIG & Associates to provide consulting services for 2011 Comprehensive Plan Amendment.

Discussion of Potential Future Village Court Apartment Ownership, Development and Operations Structures (13)

Paul Wisor and Michelle Haynes presented. Paul Wisor discussed the possibility of asking George Luther from the Vail Housing Authority to schedule a presentation and share his view on affordable housing in mountain communities. Council discussion ensued. Public comment was received from Steve Togni. Council directed staff to explore other affordable housing options and revisit the financial impact of a possible rent waiver. Council further directed staff to schedule an evening VCA Committee meeting to allow for public involvement. The committee meeting will be publicly noticed to allow for more than three Town Council members to attend.

Council to a break from 11:20 a.m. to 11:27 a.m.

Council moved to agenda item 15.

Telluride Conference Center Report (14)

Telluride Conference Center General Manager Tony Kalyk presented. Council discussion ensued.

Council moved to agenda item 17.

2021 Green Team Work Plan (15)

Cath Jett and Patrick Berry presented the Green Team Work Plan. Council discussion ensued.

Consideration of a Recommendation for Regional Green House Gas Reporting (16)

Patrick Berry and Marti Prohaska presented. Council discussion ensued. Public comment was received from Julia Newman, Cath Jett and Jonathan Greenspan. On a **MOTION** by Patrick Berry and seconded by Natalie Binder, Council voted 6-1 (with Dan Caton dissenting) to recommend utilizing Lotus Engineering for Regional Green House Gas Reporting.

Council moved to agenda item 14.

Consideration of Approval for the Hiring of a Recently Vacated Horticulture Specialist Position in the Plaza Services Department (17)

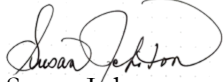
Assistant Director of Public Works JD Wise presented. Council discussion ensued. On a **MOTION** by Natalie Binder and seconded by Patrick Berry, Council voted unanimously to approve hiring a Horticulture Specials position in the Plaza Services Department.

Other Business (18)

There was no other business

There being no further business, on a **MOTION** by Jack Gilbride and seconded by Patrick Berry, Council voted unanimously to adjourn the meeting at 12:19 p.m.

Respectfully prepared and submitted by,


Susan Johnston
Town Clerk