



TOWN OF MOUNTAIN VILLAGE
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TOWN OF MOUNTAIN VILLAGE MINUTES OF THE JULY 12, 2022 SPECIAL TOWN COUNCIL MEETING

The meeting of the Town Council was called to order by Mayor Laila Benitez at 3:00 pm on Tuesday, July 12, 2022. Due to the Town's Disaster Declaration of March 19, 2020 related to the COVID-19 virus, the meeting was held in person and with virtual access provided through Zoom.

Attendance:

The following Town Council members were present and acting:

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

Also in attendance were:

Paul Wisor, Town Manager
Susan Johnston, Town Clerk
David McConaughy, Town Attorney (Via Zoom)
Lizbeth Lemley, Finance Director
Julie Vergari, Assistant Finance Director
Kathrine Warren, Public Information Officer
Kate Burns, Controller
Sam Quinn-Jacobs, Planning Technician
Lindsay Niehaus, HR Coordinator
Connor Reilly, VCA Property Manager
Jaime Holmes, HR Director
Amy Ward, Senior Planner
Lauren Kirn, Environmental Efficiencies and Grant Coordinator
Kierra Skinner
Bryan Woody
Tami Huntsman
Alline Arguelles
Dan Jansen
Cath Jett

Michael O'Connor
Mike Foster
Ellie Schaefer
Heather Knox
Richard Idler
Sherry Reeder
Stephanie Fanos
Stewart Seeligson
Thomas Waldin
Zoe Gillet
Yolana Vanek
Jonathan Greenspan
Karen Locke
Alexis Hodel
Tom Richards
Heather Young
Cristina Candido
Patrick Latcham

On a **MOTION** by Patrick Berry and seconded by Jack Gilbride, Council voted unanimously to amend the agenda order by moving agenda item 11 Consideration of a Resolution Recommending Declining Participation in the Family and Medical Leave Insurance (FAMLI) Program to agenda item 4.

Executive Session for the Purpose of: (2)

- a. Conference with the Town Attorney for the Purpose of Receiving Legal Advice on Specific Legal Questions, to Determine Positions Relative to Matters that may be Subject to Negotiations Developing Strategy for Negotiations and/or Instructing Negotiators, and to Discuss the Purchase or Acquisition of Real Property, Pursuant to CRS 24-6-402(4)(a), (b), and (c);

- b. Conference with the Town Attorney for the Purpose of Receiving Legal Advice on Specific Legal Questions, to Determine Positions Relative to Matters that may be Subject to Negotiations Developing Strategy for Negotiations and/or Instructing Negotiators, and to Discuss the Purchase or Acquisition of Real Property, Pursuant to CRS 24-6-402(4)(a), (b), and (e); and
- c. Conference with the Town Attorney for the Purpose of Receiving Legal Advice on Specific Legal Questions, to Determine Positions Relative to Matters that may be Subject to Negotiations Developing Strategy for Negotiations and/or Instructing Negotiators in Connection with Friends of TMVOA Lawsuit, Pursuant to CRS 24-6-402(4)(b) and (e)

On a **MOTION** by Dan Caton and seconded by Jack Gilbride, Council voted unanimously to move into Executive Session for the purpose of:

- a. Conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions, to determine positions relative to matters that may be subject to negotiations developing strategy for negotiations and/or instructing negotiators, and to discuss the purchase or acquisition of real property, pursuant to CRS 24-6-402(4)(a), (b), and (e);
- b. Conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions, to determine positions relative to matters that may be subject to negotiations developing strategy for negotiations and/or instructing negotiators, and to discuss the purchase or acquisition of real property, pursuant to CRS 24-6-402(4)(a), (b), and (e); and
- c. Conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions, to determine positions relative to matters that may be subject to negotiations developing strategy for negotiations, and/or instructing negotiators in connection with Friends of TMVOA lawsuit, pursuant to CRS 24-6-402(4)(b) and (e)

at 3:02 p.m.

Council resumed regular session at 4:27 p.m.

Public Comment on Non-Agenda Items (3)

No public comment was received.

Council moved to agenda item 11.

Consideration of Possible Action or Staff Direction Regarding the Friends of Telluride Mountain Village Owners Association (TMVOA) vs. TMVOA Lawsuit (4)

Mayor Benitez and Patrick Berry recused themselves for the item. Town Attorney David McConaughy presented. Council discussion ensued. On a **MOTION** by Harvey Mogenson and seconded by Jack Gilbride, Council voted unanimously to authorize the Town Attorney to intervene in the Friends of TMVOA lawsuit against TMVOA to protect the Town's interests.

Consideration of Possible Action or Staff Direction Regarding the Potential Purchase of Real Property (5)

Town Manager Paul Wisor presented. Council discussion ensued. On a **MOTION** by Pete Duprey and seconded by Jack Gilbride, Council voted 6-1 (with Harvey Mogenson dissenting) to proceed to ratify the contract for the purchase of the second floor of 313 Adams Ranch Road at Prospect Plaza.

David McConaughy left the meeting at 4:40 p.m.

Consent Agenda

All matters in the Consent Agenda are considered to be routine by the Town Council and will be enacted with a single vote. There will be no separate discussion of these items. If discussion is deemed necessary, that item should be removed from the Consent Agenda and considered separately: (6)

- a. **Consideration of Approval of the May 19, 2022 Regular Town Council Meeting Minutes**
- b. **Consideration of Approval of the May 26, 2022 Regular Town Council Meeting Minutes**

Town Clerk Susan Johnston presented. On a **MOTION** by Dan Caton and seconded by Patrick Berry, Council voted unanimously to approve the Consent Agenda as presented.

Finance (7)

Finance Director Lizbeth Lemley presented.

- a. **Presentation of the May 31, 2022 Business & Government Activity Report (BAGAR)**
- b. **Consideration of Approval of the April 30, 2022 Financials**

Council discussion ensued. On a **MOTION** by Pete Duprey and seconded by Patrick Berry, Council voted unanimously to approve the April 30, 2022 Financials as presented.

- c. **2023 Budget Policies and Goals Worksession**

Lizbeth Lemley presented. Council discussion ensued. Council discussed the lack of information provided from the wastewater treatment plant expansion and would not be supportive of providing taxpayer funds if requested at this time.

Lot 644 Town Community Housing Development Update (8)

Planning and Development Services Director Michelle Haynes, Town Manager Paul Wisor and Mike Foster and Michael O'Connor with Triumph West Developers presented. Council discussion ensued. Public comment was received from Patrick Latcham, Bryan Woody, Heather Knox and Katie McHugh. The Mayor closed public comment.

Council broke for dinner from 5:56 p.m. to 6:10 p.m.

Consideration of an Appointment of One Town Council Member to the Marketing Telluride, Inc. Board (9)

Paul Wisor presented. Council discussion ensued. On a **MOTION** by Jack Gilbride and seconded by Marti Prohaska, Council voted unanimously to appoint Patrick Berry to the Marketing Telluride, Inc. Board.

Appointments to the Village Court Apartments Resident Committee (10)

- a. **Three Committee Seats**

VCA Property Manager Connor Reilly presented. Council discussion ensued. On a **MOTION** by Marti Prohaska and seconded by Patrick Berry, Council voted unanimously to reappoint Ursula Cristol and to appoint Charles Lynch and Valentina Roa Estrella to two-year terms on the Village Court Apartments Resident Committee.

Council moved to agenda item 13.

Consideration of a Resolution Recommending Declining Participation in the Family and Medical Leave Insurance (FAMLI) Program (11)

Human Resources Director Jaime Holmes and Town Attorney David McConaughy presented. Council discussion ensued. On a **MOTION** by Harvey Mogenson and seconded by Dan Caton, Council voted unanimously to approve a Resolution declining participation in Colorado's Family and Medical Leave Insurance (FAMLI) program.

Council moved back to agenda item 4.

Council Boards and Commissions Updates (12)

- 1. Telluride Tourism Board-Berry**
- 2. Colorado Flights Alliance-Gilbride**
- 3. Transportation & Parking-Mogenson/Duprey**
- 4. Budget & Finance Committee-Gilbride/Duprey/Mogenson**
- 5. Gondola Committee-Caton/Berry/Prohaska**
- 6. Colorado Communities for Climate Action-Berry**
- 7. San Miguel Authority for Regional Transportation (SMART)-Berry/Prohaska/Mogenson**
- 8. Telluride Historical Museum- Prohaska**
- 9. Alliance for Inclusion-Berry/Prohaska**
- 10. Green Team Committee-Wisor**
- 11. Business Development Advisory Committee-Caton/Duprey**
- 12. San Miguel Watershed Coalition-Prohaska**
- 13. Telluride Mountain Village Owners Association Governance Auxiliary Committee-Duprey**
- 14. Wastewater Committee-Duprey/Mogenson**
- 15. Meadows Resident Advisory Board-Berry**
- 16. Mayor's Update-Benitez**

Council moved to agenda item 14.

Meadows Subarea Plan (13)

Ellie Schaefer with MIG presented. Council discussion ensued. Council consensus is not in support of the Meadows Resident Advisory Board continuing.


Council moved to agenda item 12.

Other Business (14)

There was no other business.

There being no further business, on a **MOTION** by Marti Prohaska and seconded Jack Gilbride, Council voted unanimously to adjourn the meeting at 7:30 p.m.

Respectfully prepared,


Kim Schooley
Deputy Town Clerk

Respectfully submitted,


Susan Johnston
Town Clerk