



TOWN OF MOUNTAIN VILLAGE
455 Mountain Village Blvd. Suite A
Mountain Village, Co 81435
970-728-8000
970-728-4342 Fax
mvclerk@mtvillage.org

TOWN OF MOUNTAIN VILLAGE MINUTES OF THE MAY 19, 2022 REGULAR TOWN COUNCIL MEETING

The meeting of the Town Council was called to order by Mayor Laila Benitez at 2:00 pm on Thursday, May 19, 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
Patrick Berry
Harvey Mogenson (via Zoom)
Marti Prohaska (via Zoom)
Pete Duprey (via Zoom)
Jack Gilbride

Also in attendance were:

Paul Wisor, Town Manager
Susan Johnston, Town Clerk
Kim Schooley, Deputy Town Clerk
Kathrine Warren, Public Information Officer
Michelle Haynes, Planning and Development Services Director
John Miller, Principal Planner
David McConaughy, Town Attorney
Chris Broady, Police Chief
Zoe Dohnal, Director of Operations and Development
Sam Quinn-Jacobs, Planning Technician
Jaime Holmes, HR Director
Lauren Kirn, Environmental Efficiencies and Grant Coordinator
Lizbeth Lemley, Finance Director
Lindsay Niehaus, HR Coordinator
Rob Johnson, Transit Operations Manager
Jim Loebe, Transit & Recreation Director
Christine Gazda, Assistant Town Attorney
Rob Johnson, Transit Operations Manager
JD Wise, Assistant Director of Public Works
Jake Kurzweil
Cath Jett
Chris Busbee
Pam Guillory
Mickey Salloway

Sean DeLand
Corrine Cavender
Rachel Shindman
Valerie Child
Adrian Bergere
JoAnne Swyers
Jonathan Greenspan
Syanna Swyers
Cyndi Bock
Jim Austin
Robert Howl
Stephanie Fanos
Sherri Reeder
Molly Norton
Jim Austin
Scott Bennett
Ankur Patel
Tracy Boyce
Casey Norton
Chris Hawkins
Jim Mahoney
Frank Hensen
Ruth Hensen

Executive Session for the Purpose of Determining Positions Relative to Matters that may be Subject to Negotiations, Developing Strategies for (2)

- a. **Negotiations, and/or Instructing Negotiators, and to Discuss the Purchase or Acquisition of Real Property, all Specifically Regarding Lot 615-1CR and the Meadows Trail, 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, all Specifically Regarding Public Parking**
- 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, and to Discuss the Purchase and Sale Agreement for the Land Commonly Known as Ridgway Village Condos West Phase III**

On a **MOTION** by Jack Gilbride and seconded by Dan Caton, Council voted unanimously to move into Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategies for a) negotiations, and/or instructing negotiators, and to discuss the purchase or acquisition of real property, all specifically regarding Lot 615-1CR and the Meadows Trail, pursuant to CRS 24-6-402(4)(a), (b), and (c) and 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, all specifically regarding public parking, 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, and to discuss the purchase and sale agreement for the land commonly known as Ridgway Village Condos West Phase III at 2:03 p.m.

Council resumed regular session at 2:54 p.m.

Public Comment on Non-Agenda Items (3)

No public comment was received.

Consideration of Approval of a Proclamation Recognizing the Month of May as Mental Health Month (4)

Mayor Benitez read the Proclamation. Tri-County Health Network Behavioral Health Solutions Executive Assistant Corrine Cavender accepted the Proclamation and thanked Council for their continued support. On a **MOTION** by Dan Caton and seconded by Patrick Berry, Council voted unanimously to approve a Proclamation recognizing the month of May as Mental Health Month.

Consideration of a Design Review Board (DRB) Appointment of Four Regular Seats (5)

Principal Planner John Miller presented. Council discussion ensued. On a **MOTION** by Patrick Berry and seconded by Dan Caton, Council approved the reappointment of Banks Brown, Adam Miller and David Craige and the new appointment of Scott Bennett to the Design Review Board (DRB). One alternate seat will be advertised.

Consideration of a Resolution Authorizing the Town Attorney to Negotiate the Purchase of and, if Necessary, Condemn Lot 615-1CR for the Purpose of Constructing Affordable Housing and the Continued Use of the Public Trail Thereon (6)

Mayor Benitez presented. Council discussion ensued. The Mayor opened a public hearing. Public comment was received from Pam Guillory, Ruth Hensen, Frank Hansen, and Syanna Swyers. The Mayor closed the public hearing. On a **MOTION** by Jack Gilbride and seconded by Patrick Berry, Council voted

unanimously to approve a Resolution authorizing the Town Attorney to negotiate the purchase of and, if necessary, condemn Lot 615-1CR for the purpose of constructing affordable housing and the continued use of the public trail thereon.

First Reading, Setting of a Public Hearing and Council Vote on an Ordinance Amending the Municipal Code, Appendix A, Code of Ethics (7)

Town Attorney David McConaughy presented. Council discussion ensued. On a **MOTION** by Dan Caton and seconded by Patrick Berry, Council voted 7-0 to approve on first reading an Ordinance amending the Municipal Code, Appendix A, Code of Ethics and to set the second reading, public hearing and final Council vote for the June 16, 2022 Regular Town Council meeting.

Consideration and Ratification of Execution of Purchase and Sale Agreement for the Land Commonly Known as Ridgeway Village Condos West Phase III (8)

Town Manager Paul Wisor presented. Council discussion ensued. On a **MOTION** by Jack Gilbride and seconded by Dan Caton, Council voted unanimously not to ratify the contract to purchase the property commonly known as Ridgeway Condos West, Phase III.

Consideration of a Major Planned Unit Development Amendment to the Formerly Named Mountain Village Hotel PUD, to Consider Amendments to the Existing PUD for Lot 109R for a Mixed-Use Hotel/Resort Development Including Plaza, Commercial, Hotel and Residential Use with a Maximum Height Request up to 96'8" This agenda item will be continued to date certain per Council Direction (9)

Planning and Development Services Director Michelle Haynes presented. Council discussion ensued. On a **MOTION** by Marti Prohaska and seconded by Dan Caton, Council voted unanimously to continue the first reading of an Ordinance regarding a Major PUD Amendment to the Lot 109R Planned Unit Development, commonly called the Mountain Village Hotel PUD, by Tiara Telluride, LLC to the June 16, 2022 Regular Town Council meeting.

Second Reading, Public Hearing and Council Vote on an Ordinance Amending Chapters 16.01, 16.02, 17.3 and 17.9 of the Community Development Code Concerning Affordable Housing Restrictions and Adopting Housing Impact Mitigation Requirements (10)

Michelle Haynes and Rachel Shindman with EPS presented. The Mayor opened a public hearing. There was no public comment. The Mayor closed the public hearing. Council discussion ensued. On a **MOTION** by Pete Duprey and seconded by Dan Caton, Council voted 6-1 to approve (with Harvey Mogenson dissenting) an Ordinance amending Chapters 16.01, 16.02, 17.3, and 17.9 of the Municipal Code (inclusive of the Community Development Code) concerning affordable housing restrictions and adopting housing impact mitigation requirements per the revised Ordinance and worksheet passed out at the meeting.

First Reading, Setting of a Public Hearing and Council Vote on an Ordinance Regarding Amendments to the Municipal Code and Community Development Code; Creation of Chapter 2.18: Public Art Commission, and Amending Sections 17.5 and 17.8, Concerning the Creation of a Public Art Commission (11)

John Miller and Director of Operations and Development Zoe Dohnal presented. Council discussion ensued. The Mayor opened a public hearing. There was no public comment. The Mayor closed the public hearing. On a **MOTION** by Dan Caton and seconded by Patrick Berry, Council voted 7-0 to approve on first reading an Ordinance amending the Municipal Code, creating Chapter 2.18: Public Art Commission, and amending Sections 17.5.12: Lighting Regulations, 17.5.14: Public and Private Art, and Chapter 17.8: Definitions with conditions stated and to set the second reading, public hearing and final Council vote for the June 16, 2022 Regular Town Council meeting.

Consideration of Approval of a Resolution Approving a Minor Subdivision at Lot 166AR2-7, 6 Stonegate Drive (12)

John Miller presented. The Mayor opened a public hearing. Public comment was received from applicant Chris Hawkins. The Mayor closed a public hearing. Council discussion ensued. On a **MOTION** by Dan Caton and seconded by Patrick Berry, Council voted unanimously to approve a Resolution approving a minor subdivision at Lot 166AR2-7, 6 Stonegate Drive.

Consideration of Approval of a Resolution Approving a Minor Subdivision at Lot 426, 116 Touchdown Drive (13)

John Miller presented. The Mayor opened a public hearing. Public comment was received from applicant Jim Mahoney. The Mayor closed a public hearing. Council discussion ensued. On a **MOTION** by Patrick Berry and seconded by Jack Gilbride, Council voted unanimously to approve a Resolution approving a minor subdivision at Lot 426, 116 Touchdown Drive.

Consideration of Approval of an Agreement with Telluride Regional Airport for Parking Lot Use (14)

Paul Wisor presented. Council discussion ensued. On a **MOTION** by Jack Gilbride and seconded by Patrick Berry, Council voted unanimously to approve the Parking Lease Agreement between the Town of Mountain Village and Telluride Regional Airport.

Council broke for dinner from 4:50 p.m. to 5:10 p.m.

Consideration of Approval of a San Miguel Watershed Coalition Funding Request (16)

Environmental Efficiencies and Grant Coordinator Lauren Kirn, Hydrologist Dr. Jake Kurzweil and Executive Director Adrian Bergere with San Miguel Watershed Coalition presented. Council discussion ensued. On a **MOTION** by Patrick Berry and seconded by Jack Gilbride, Council voted unanimously to support the San Miguel Watershed Coalition by donating \$10,000 contingent on San Miguel County and the Town of Telluride fulfilling their donation requests.

First Reading, Setting of a Public Hearing and Council Vote on an Ordinance Regarding Single-Use Plastic Reduction (17)

Lauren Kirn presented. Council discussion ensued. The Mayor opened a public hearing. Public comment was received from Jonathan Greenspan. The Mayor closed the public hearing. On a **MOTION** by Patrick Berry and seconded by Marti Prohaska, Council voted 7-0 to approve on first reading an Ordinance for single-use plastics reduction into law effective January 1, 2023.

Discussion Regarding Green Team Committee (18)

Zoe Dohnal and Paul Wisor presented. Council discussion ensued. The Mayor opened a public hearing. Public comment was received from Cath Jett and Jonathan Greenspan. The Mayor closed a public hearing. Council consensus was in favor of adding Paul Wisor as the Chair to the Green Team Advisory Board, to continue the Green Team Advisory Board for at least six months, and to amend the by-laws changing the Chair from a Council Member to the Town Manager.

Sunset Concert Series Discussion (19)

Paul Wisor and Zoe Dohnal presented. Council discussion ensued. The Mayor opened a public hearing. Public comment was received from Jonathan Greenspan. The Mayor closed the public hearing.

Other Business (20)

Paul Wisor shared with Council that Town staff and consultants advised that the Town go into drought conditions and limit water usage and a schedule will be published. There was no other business.

There being no further business, on a **MOTION** by Dan Caton and seconded Patrick Berry, Council voted unanimously to adjourn the meeting at 6:28 p.m.

Respectfully prepared,


Kim Schooley
Deputy Town Clerk

Respectfully submitted,


Susan Johnston
Town Clerk