TOWN OF MOUNTAIN VILLAGE BUSINESS DEVELOPMENT ADVISORY COMMITTEE (BDAC) MEETING TUESDAY AUGUST 1, 2023, 11:00 AM

Hybrid – Town Council Chambers & via Zoom

https://us02web.zoom.us/j/84692581593?pwd=V1RrQ2VOMVFoNHI1Y1FpYVJ6QmtBZz09

(see login details below)

| AGENDA | | | | | |
|--------|--------|-----|-------------|---------------|--|
| ltem | Time | Min | Presenter | Туре | |
| 1. | 11:00 | | Wise | | Call to Order |
| 2. | 11:00 | 5 | Wise | Informational | Introduce new Town Council member & BDAC member, Scott Pearson |
| 3. | 11:05 | 5 | Wise | Action | New Chairperson |
| 4. | 11:10 | 15 | Norton | Action | Summer Plaza Vending Application: Kaia Poke Bowls & Snow Cones <i>Attachment A</i> |
| 5. | 11:25 | 5 | Anton | Informational | Economic Snapshot |
| 6. | 11:30 | 50* | Norton/Wise | Informational | BDAC Work Plan Project Update Attachment B Attachment C Attachment D Attachment E |
| 7. | 12:20* | 10* | Chair | | Other business |
| 8. | 12:30* | | | | Adjourn |

*Town staff requesting meeting to be extended by 30 minutes to provide ample discussion time on Workplan and Budget. Meeting typically adjourns by noon, but if BDAC members can accommodate, we will add additional time to Item #6 and adjourn by 12:30 p.m.

To join the Zoom Webinar Meeting from Computer or Mobile Device download the Zoom App in the Appstore or go to the link below. Zoom webinar. Topic: Business Development Advisory Committee Meeting Please click the link below to join the webinar: <u>https://us02web.zoom.us/j/84692581593?pwd=V1RrQ2VOMVFoNHl1Y1FpYVJ6QmtBZz09</u>

Or iPhone one-tap : US: +13462487799,603416368# or +16699006833,603416368#

Or Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 346 248 7799 or +1 669 900 6833 or +1 253 215 8782 or +1 301 715 8592 or +1 312 626 6799 or +1 929 205

6099

Meeting ID: 846 9258 1593

Passcode: 712988

International numbers available: https://zoom.us/u/acCvpOcIkn

Please note that times are approximate and subject to change. Public Comment Policy:

- The Town Council will take your comments during all virtual Town Council meetings through the zoom conference app for items proper to receive public comment via the written comment feature on zoom.
- Please do not comment until the presiding officer opens the agenda item to public comment. Public comments submitted outside of the proper time may not be considered.
- All those wishing to give public comment must identify their full name and affiliation, if any, to the Town of Mountain Village.
- Please keep your comments as brief and succinct as possible as they will be read aloud at the meeting. Please refrain from repeating what has already been said by others in the interest of time. You may simply state that you agree with a previous speaker's comments.
- Commenters shall refrain from personal attacks and maintain a civil tone while giving public comments.

Previous meeting (4.18.23) recoding

To view the most recent BDAC meeting recording visit <u>https://us02web.zoom.us/rec/share/HG5aO51k8N7n7rmT-oYS6ubDJZm8JCN1esivq6PaDyB3dcYp5Os0F_jwaWBUIRLY.fyYW-ItdId5fH1DT?startTime=1681835442000</u> Passcode: SvLqr\$A4

Attachment A

| TOWN OF MOUNTAIN VILLAGE BDAC – PLAZA VENDING SELECTION TUESDAY, AUGUST 1, 2023, 11:10 AM | | | |
|---|--|--|--|
| Item # 3 | | | |
| 1. | Applicant Review and Discussion A. Kaia Poke Bowls and Snow Cones | | |
| 2. | B. Public Comment | | |
| 3. | Vote and Plaza Vendor Selection A. Kaia Poke Bowls and Snow Cones a. Vendor Approval. b. Vendor Location Assignment. c. Cart Storage | | |

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2023 – Summer Plaza Vending Application Overview

| | Application | EXISTING | EXISTING |
|-----------------------------------|--|--|---|
| Current | TBD | Heritage - 5 | Heritage – 4 |
| Location | (During MOTP – no space available?) | (space 9 during MOTP) | (space 26 during MOTP) |
| Business | Kaia Poke Bowls & Snow Cones | La Colombiana | Latin Creations |
| Name | | | |
| Product Summary | Poke Bowls with different protein options (including tun, salmon, avocado, tofu, chicken curry) & snow cones with different flavors | Elotes Empanadas colombianas (Beef, chicken, potato & cheese) Arepas (Beef & chicken) Tortas -soda, water, coffee, and hot chocolate | - Chilaquiles - Tamales - Soup of the Day - Quesadillas - Tacos |
| Proposed Hours of Operation | -5 days a week (Wed-Sun) | - 6 days a week (Tues-Sun) - 11 a.m. – 4 p.m. | - 5 days a week (Wed-Sun) - 11 a.m. – 4 p.m. |
| Storage location | TBD | G | F |
| Previously a MV Vendor | New cart – also operates Latin Creations | YES (Winter 22/23) | YES (Summer & Winter) |



Revised 2.18.19

VENDING CART APPLICATION

Community Development Department Plaza Use Division 455 Mountain Village Blvd. Mountain Village, CO 81435 (970) 369-8236

SUBMITTAL REQUIRMENTS

| Submitted | Item | Submittal Requirements | | |
|--------------|------|---|--|--|
| (Office Use) | No | | | |
| | 1. | Application Form. Completed application form (attached). | | |
| | 2. | Fees | | |
| | | A. \$50 application Fee | | |
| | | B. \$50 Late Free [Sept. 1 is the deadline for the winter vending season] | | |
| | | [March 1 is the deadline for the summer vending season] | | |
| | | C. \$250 monthly vending fee | | |
| | | D. \$500 cash bond deposit | | |
| | 3. | Menu of proposed products, food or services | | |
| | 4. | Design details (attached) | | |
| | | A. Scaled diagram of the vending apparatus. (Must include length, width and height) | | |
| | | B. Cart design description | | |
| | | C. Photo of cart | | |
| | | D. Scaled drawing of cart signage | | |
| | 5. | Colorado sales tax license | | |
| | 6. | San Miguel Environmental Health Department Permit (if applicable) | | |
| | 7. | Contacted San Miguel Health Department - (if applicable) | | |
| | | Chris Smith <chriss@sanmiguelcountyco.gov></chriss@sanmiguelcountyco.gov> | | |
| | 8. | Certificate of insurance. Vendor shall provide to the Town before the event, proof | | |
| | | of general liability insurance in the amount of \$1 million per occurrence, and \$2 | | |
| | | million in aggregate with the Town of Mountain Village named as additional insured. | | |
| | 9. | Town of Mountain Village business license | | |
| | 10. | OR if non-profit tax exempt 501(C) 3 form | | |

Page **1** of **7**

APPLICATION INFORMATION

Thank you for your interest in establishing a vending cart in the Town of Mountain Village. Please read and consider the following information as you complete this application:

- This application should be completed and received no later than September 1 for the winter vending season, and March 1 for the summer vending cart season. Any application received after these deadlines will be subject to late fees.
- Please fill out all information to be considered.
- There is a \$50 application fee which is due at the time of application. Checks can be made out to Town of Mountain Village. This fee is waived for non-profit organizations. Please submit a copy of your non-profit status when requesting a fee waiver.
- If you have questions about this application, please do not hesitate to contact Zoe Dohnal at (970) 369-8236, or zdohnal@mtnvillage.org.

VENDOR INFORMATION

Owner name:

Business name:

Include corporate or LLC Name and any DBA

Cart name:

Owner address:

Owner email and phone:

Website (if applicable):

Town of Mountain Village business license # OR

Are you a non-profit group/organization? YES/NO

If YES, please include a copy of your 501(c)(3) certificate when submitting this application.

| SEASON DETAILS | | | | |
|---|--|--|--|--|
| | | | | |
| Which vending season are you applying for? SUMMER/WINTER | | | | |
| Summer vending cart season: May 15 through October 14 Vending is required from Memorial Day through the Labor Day operating a minimum of four (4) days per week, four (4) hours per day. | | | | |
| The winter vending cart season: October 15 through May 14 Vending is required from the ski area opening until the ski area closing operating a minimum of five (5) days per week, four (4) hours per day. | | | | |
| Do you have a site preference? Heritage Plaza is limited to four (4) vending carts, and Sunset Plaza is limited to one (1) vending cart per season. HERITAGE PLAZA/ SUNSET PLAZA | | | | |
| Are you willing to accept an alternative site? YES/ NO | | | | |
| Please list all intended operating days of the week and hours of operation: Vending hours shall be consistent throughout each season between the hours of 8:00 a.m. to 6:00 p.m. | | | | |
| Please give your expected start and end date: | | | | |
| Start Date: End Date: | | | | |
| DESIGN AND PRODUCT DETAILS | | | | |
| | | | | |
| Please give full cart description: | | | | |
| Menu of proposed products, food or services: | | | | |
| | | | | |

Did you submit all required documents below along with application? Scaled diagram of vending apparatus. (Must include length, width and height) Photo of cart. Scaled drawing of cart signage.

ADDITIONAL INFORMATION AND FEES

Additional information will be required 30 days after application approval:[please check if
able to give with
initial application]Colorado Sales Tax LicenseSan Miguel Environmental Health Department Permit
Proof of Insurance - More information on Page 4

Additional fees will be due before license can be issued:

\$500 refundable cash bond\$250 monthly vending feeDue at time of execution of agreementDue ten (10) days prior to the following month.
Vending fees shall be prorated for partial months

Utility fee If applicable

ELECTRICAL, TRASH AND STORAGE PLAN

Please indicate below the plan for trash removal:

Please indicate below the plan for storage:

The Town of Mountain Village may have storage options available but this is not guaranteed.

Please describe the electrical usage required. Will you be using the Town of Mountain Village utilities?

Will you be using the Town of Mountain Village utilities?

Yes/No

Vehicle Access Policy – The Town of Mountain Village strictly regulates the use of vehicles on our town plazas and asks that hand carts and dollies are used to transport goods to the event site. An event that can prove an absolute need for vehicles to access the plaza must obtain a plaza access permit for each vehicle. Vehicle license plate number(s) and description(s), and specific access time(s) and date(s) will be necessary to obtain a plaza access permit. Plaza access permits are available from the Plaza Services Department at (970) 729-3458.

INSURANCE AND INDEMNIFICATION

The Town of Mountain Village requires the event to hold liability insurance in the amount of one million dollars (\$1,000,000) per occurrence and two million dollars (\$2,000,000) or more in aggregate. A certificate of insurance naming the Town of Mountain Village as an additional insured on the policy must be submitted 10 days prior to the event. Have the appropriate insurance documents been provided to the Town:

[please select one]

Yes/No

INDEMNIFICATION AGREEMENT

The undersigned agrees to indemnify and hold harmless the Town of Mountain Village, its officers, agents and employees, from and against all liability, claims and demands on account of injury, loss, damage, or any other loss of any kind whatsoever, which may arise out of or resulting from their actions or omissions in connection with their use of Mountain Village property.

The undersigned fully accepts all responsibility for clean up and for repair of any damage to the plazas and surrounding areas, which may occur during their use.

Applicant's printed name

Applicant's signature

| Title | | | |
|-------|---|--|--|
| intic | | | |
| | | | |
| | | | |
| | • | | |
| | | | |

Date

IMPORTANT RULES AND REGULATIONS

Please place a check next to each one

Required Permits and Licenses

Applicant shall obtain all required permits or licenses from all applicable government entities before a vending permit is issued, including but not limited to a COLORADO SALES TAX LICENSE, TOWN OF MOUNTAIN VILLAGE BUSINESS LICENSE, SAN MIGUEL ENVIRONMENTAL DEPARTMENT PERMIT, PROOF OF INSURANCE. These must be submitted no later than 30 days after VENDING CART APPLICATION acceptance.

| \$ | 50 application fee |
|-----|---|
| \$ | 50 late fee (if applicable) |
| Ş | 500 refundable cash bond - payable at the time of execution of the Vendor Cart Agreement. |
| \$ | 250 monthly vending fee – payable ten (10) days prior to the following month. Vending fees shall be prorated for partial months in each season. |
| | Jtility fee (if applicable) - The Town may require a vending cart operator to pay utility fees if the vending cart operation uses electric utilities. The use of generators is prohibited. |
| equ | lired design |
| Т | raditional design with a front area for customers and a back area for vending. |
| Т | ogether with the vending cart, permittee, trash receptacle and chair, the vending area shall not exceed 40 square feet of space. |
| Т | he Vending Cart shall not exceed three (3) feet in width and eight (8) feet in length. |
| | Generally self-contained. Only one chair and trash receptacle located outside of the vending cart, but in the prescribed area of 40 quare feet. |
| T | he height of the Vending Cart, excluding canopies or umbrellas, shall not exceed 5 feet. |
| | Imbrellas or canopies shall be a minimum of seven (7) feet above the plaza area surface if they extend beyond the edge of the vendir art and shall not exceed 60 square feet in area. |
| a | Professional high-quality construction of metal or wood. All exterior metal other than copper, brass and chrome shall be painted usin an earth tone color. Wood shall be painted or stained hardwood. The colors will be approved at the discretion of the Design Review Board. |
| | The Vending Cart shall be on wheels and of sufficient lightweight construction so that it can be moved from place to place by one adult person without any auxiliary power. Wheels shall be a subordinate part of the design. |
| F | /isible signage must be displayed on the vending cart directing customers to the Town's public outdoor dining and seating area. The permittee shall provide all napkins, utensils, paper products and condiments necessary for their food business with the intent of not relying on other establishments to provide these essentials. |
| k | All vending carts shall be removed from plaza areas at the end of each working day unless prior agreement has been determined between the permittee and the Town of Mountain Village allowing the vending cart to remain in its assigned or other approved ocation. All vending carts shall be secured or stored away after business hours. |
| Ρ | rohibited designs include: |
| | 1) Motorized carts that can move on their own power. |
| | 2) Sprawling carts that have more than three (3) items (chair, garbage, cooler) located outside the cart. 3) Tents, yurts and outdoor storage associated with vending activity |
| | 4) Coolers that are not screened by the vending cart. |
| | 5) Use of generators. The use of propane heaters may be approved by the Community Development Department on an individual |
| | basis. |
| | 6) Any amplified music. |
| | 7) Dogs attached to a vending cart. |

IMPORTANT RULES AND REGULATIONS CONTINUED

Please initial next to each one

Products and/or food:

The products and/or food items that are approved to vend must be clearly stated in the VENDING CART APPLICATION. Any deviation in menu items must be approved by the Town of Mountain Village. Violating this condition may result in immediate suspension or revocation of vending permit.

Seasons and fours of operation:

| | Vending hours shall be consistent throughout each season between the hours of 8:00 a.m. to 6:00 p.m. |
|-----|--|
| | Summer vending is required from Memorial Day through the Labor Day operating a minimum of 4days per week, 4 hours per day; winter vending is required from the ski area opening until the ski area closing operating a minimum of five (5) days per week, 4 hours per day. |
| | Any change in the scheduled days/and or hours of operation for approved vending operations, other than minor, temporary changes due to weather and sick days, require approval from the Town of Mountain Village. |
| | A vendor without written authorization from the Town acknowledging extenuating circumstances, who fails to conduct vending operations during the required hours of operation for a period of two (2) consecutive weeks during the designated season, will be considered to have surrendered and abandoned his or her vending permit. |
| Ma | intenance and Cleaning |
| | Vending permittee shall maintain both the permitted area, the immediate area surrounding the permitted area, the plaza area surface (washing down pavers, clean pavers, etc.) and the vending cart in a neat, clean and hazard free condition and to the town's satisfaction. |
| | Vending permittee shall clean the areas of the designated vending cart location that are covered by the permit by removing debris, trash, sweeping and washing down the location as needed to the satisfaction of the Town. The cleaning shall be conducted as frequently as each day, if necessary, to prevent debris or trash from being blown or scattered around the plaza area. |
| | Vending permittee shall, to the satisfaction of the Town, repair and/or replace any damage to any portion of the permitted vending cart area caused by or in connection with permittee's use. |
| | The vending permittee shall move the vending cart per request of the Town for snow removal and/or plaza maintenance when necessary. |
| | Trash removal fees for public trash generated by the vending permittee are included in the monthly permit fee as established in the fee resolution for vending carts All back-of-house trash must be removed daily by the permittee. |
| | The vendor shall use a tarp or mat to protect pavers from grease, way, spills and other potential harmful material at all times. |
| Per | mit |
| | The vendor shall prominently display all required permits and licenses on the vending apparatus. |
| | |

The vending permit is NON-TRANSFERABLE or assignable.

The Town of Mountain Village may adopt additional rules and regulations for administering all permits, and all applicant shall comply with said requirements. Vendors will be notified in writing of changes to rules and regulations prior to implementation.

| | OFFICE USE ONLY | | | | |
|-----------|-----------------|--|--|--|--|
| Fee Paid: | Check Number: | | | | |
| Notes: | | | | | |









TOWN OF MOUNTAIN VILLAGE VENDING REGULATIONS

1. Purpose and Intent

The purpose of these regulations is to establish criteria for the placement of vending apparatuses in the Town of Mountain Village. Vending opportunities provide the community a wider choice of eating, drinking, and vending options and provide suitable, low cost sites for the incubation of new business in Town.

The Town of Mountain Village Vending Regulations ("Vending Regulations") are intended to regulate the location, design and use of vending apparatuses and temporary vending structures within public plazas and similar areas in order to ensure such activities contribute positively to the vibrancy of the Village Center and other public plaza areas.

2. Applicability

The Vending Regulations are applicable to any person or entity desiring to conduct food, beverage or retail vending on a plaza area within the Town of Mountain Village.

3. Review Process and Criteria for Decision

Applicants desiring to vend in the Mountain Village must submit complete plaza vending applications and shall delivered such completed applications to the Plaza Vending Committee which must be received by the seasonal deadline in order to be considered for approval. Applications received after the seasonal deadlines shall not be considered by the Plaza Vending Committee.

The seasonal deadlines for applications to be considered shall be March 1st for the upcoming summer season and September 1st for the winter season. Only complete applications with all required supplemental documentation, filed by such deadlines will be accepted.

The criteria for decision to be applied by the Plaza Vending Committee are as follows:

- **a.** Offered food, goods, wares, merchandise, services and hours of operation;
- **b.** The number of summer and/or winter seasons the applicant has vended on public property in the town;
- **c.** Appearance, quality, safety and attractiveness of the vending operation and display apparatus;
- d. Compliance and performance with plaza vending regulations;
- e. It shall be the burden of the applicant to demonstrate that submittal material and the proposed vending business substantially comply with the Vending Regulations; and
- **f.** The Plaza Vending Committee will have sole and absolute discretion in granting a vending permit and will base its decision on the town's needs for vending at that time.

g. Any appeal of any determination made by the Plaza Vending Committee may be appealed according to the provisions of the Town of Mountain Village Community Development Code section 17.4.5

4. General Standards

- i. Location and Number. The locations for approved vending applications shall be approved and assigned by the Plaza Vending Committee after considering all of the applications. The number of vending apparatuses and associated vending permits in plaza areas shall be as shown in Exhibit A
- **b.** Additional Vending Apparatuses. The Plaza Vending Committee may permit additional vending apparatuses on plaza areas, in its sole discretion provided the Plaza Vending Committee determines that additional vending apparatuses are warranted and do not unreasonably impact the plaza areas.
- **c.** Vending Season. Vending apparatuses which have received approval may vend throughout the year with no limitation on season so long as the vendor holds a valid permit; however, in the summer and winter seasons there are required operating hours as follows:
 - i. Summer Season: Vending apparatuses shall operate a minimum of four (4) days per week, four (4) hours per day from Memorial Day through Labor Day unless otherwise approved by the Vending Committee. Vending operations are required during the Market on the Plaza, on designated Wednesdays from 11am-4pm.
 - **ii.** Winter Season: Vending apparatuses shall operate a minimum of five (5) days per week, four (4) hours per day from the ski area opening until ski area closing unless otherwise approved by the Plaza Vending Committee.
 - 1. Vending during Mountain Village special events will count toward minimum operation requirements.
- d. Required Hours of Operation. Hours of operation are as follows:
 - i. Vending hours shall be consistent throughout each season and shall meet the minimum requirements as set forth in section c above.
 - **ii.** Applicants shall submit a plan for the hours and days of operations to be approved by the Plaza Vending Committee as part of the approval process. Any change in the scheduled days and/or hours of operation for approved vending operations, other than minor, temporary changes due to weather and sick days, shall be approved by the Plaza Vending Committee prior to any such change in the schedule.
- e. Vending Apparatus Required. Vending is only allowed from an approved vending apparatus or temporary structure. Vending apparatuses must meet all applicable design standards per the Plaza Design Regulations, Lighting

Regulations, and Sign Regulations as set forth in the Town of Mountain Village Community Development Code.

- f. Maximum Footprint. All apparatus and related equipment must be contained in a 40 square foot area. All equipment must be necessary to the vending apparatus and vendor' s business and must be kept orderly clean manner and may not constitute a potential safety hazards. Vending Apparatuses shall enclose or screen from view of the right of way and abutting property all accessory items not used by customers, including, but not limited to, tanks, barrels, or other accessory items. All said accessory items must be confined to the designated pad.
- **g.** Vending Permit Required. No person shall stage, operate or have present a vending apparatus within the town without a valid vending permit issued in accordance with these Vending Regulations.
- **h.** Limits on the Hours of Operation. The Town may set hours of operation, limitations on and similar measures for vending activities to ensure no adverse impacts to residents and guests.
- i. Amplified Music Prohibition. Amplified music for vending is prohibited.
- **j. Special Event Vending.** A vending permit is not required for vending that is approved as a special event pursuant to the provisions regulating Special Events.
- **k.** License Agreement Required. The vending permittee shall enter into a license agreement with the Town for the vending operation in such form, manner and content as determined by the Town.
 - i. A license agreement having a term of more than one (1) year shall be reviewed annually by the Vending Committee for compliance. In the event of non-compliance, the license agreement and vending permit may be terminated.
 - **ii.** License agreements may be issued for a term of up to three (3) years at the discretion of the Vending Committee.
 - **iii.** Notwithstanding any other provisions therein, a plaza vending license agreement shall provide for indemnification of the Town from any liability for damages resulting from the operation of the vending business and for general liability insurance in such amounts as determined by the Town and naming the Town as an additional insured.
- **I. Required Documentation.** Once the Vending application has been approved by the Town, but prior to the issuance of a vending permit, the applicant shall submit the following prior to the commencement of operations.

- i. Proof of insurance satisfactory to the Town;
- ii. Town business license;
- iii. Colorado sales tax license;
- iv. For prepared food, San Miguel Environmental Department permit;
- v. Cash security deposit with the Town in an amount determined by the Town for the purpose of guaranteeing the repair of any damage to plaza areas caused by the vending operation; and
- vi. Executed license agreement as required by this regulation.
- 5. Non-transferable. The vending permit shall not be transferable or assignable.
- 6. Non-interference. No person engaged in vending shall make any unnecessary sounds or noise, nor obstruct any pathway or other public property, nor disturb or impede other persons or otherwise create any public nuisance. The use of radios, stereos or any other audio systems in connection with any vending is prohibited.
- 7. Vehicles. Private vehicles for vending are prohibited in the plaza areas for any purpose unless the Town has issued a plaza area access permit pursuant to the Town of Mountain Village Municipal Code.
- 8. Area Maintenance. Vending permittee shall maintain both the permitted area, the immediate area surrounding the permitted area, the plaza area surface (washing down pavers, clean pavers, etc.) and the vending apparatus in a neat, clean and hazard free condition and to the town's satisfaction.
- **9.** Cleaning. Vending permittee shall clean the areas of the designated vending apparatus which are covered by the vending permit by removing debris, trash, sweeping and washing down the location as needed to the satisfaction of the Town. The cleaning shall be conducted as frequently as each day, if necessary, to prevent debris or trash from being blown or scattered around the plaza area.
- **10. Repair of Damage**. Vending permittees shall, to the satisfaction of the Town, repair and/or replace any damage to any portion of the permitted vending apparatus area only to the extent any damages shall be caused by or in connection with permittee's use thereof, including without limitation the placement of personal property on the plaza area.
 - **a.** All costs for such repair or replacement shall be the responsibility of the permittee.
 - **b.** The Town, in its sole discretion, shall determine when the vending area needs repair or replacement due to the activities of permittee and/or its customers in the vending area.
 - **c.** The Town may suspend a vending permit for failure to pay for damage or the payment of a required damage deposit.

- **11. Snow Removal.** The vending permittee shall move the vending apparatus per request of the Town for snow removal and/or plaza maintenance when necessary.
- **12. Recycling and Trash.** Trash removal fees for public trash generated by the vending permittee are included in the monthly permit fee as established in the fee resolution for Vending Carts All back-of-house trash must be removed daily by the permittee.
- **13. Public Seating Areas.** The vending permittee must make every reasonable effort to ensure their customers utilize the public seating area and do take food items into the seating areas of neighboring restaurants.
- 14. Monthly Vending Fees. The vending permittee shall remit the monthly vending fee as set forth in the fee resolution, with such fee to be due and payable on the first of each month. Vending fees shall be prorated for partial months in each season.
- **15. Plaza Location.** The Town has the right to relocate the site of the apparatuses of plaza vending permit holders within all the designated plaza areas. The vending permit administrator shall notify the vending permittee three (3) days prior to any vending apparatus relocation.
 - a. If a vendor wishes to move locations during high traffic events, a request must be submitted to the Plaza Vending Committee Chair designated staff member seven (7) days prior to the desired date of location change.
- **16. No Encroachment.** Vending permittee shall have the obligation to prevent encroachment of the vending apparatus or any related vending equipment or permittee property onto areas of the plaza outside the designated vending apparatus location except for any approved storage location shown in the required license agreement.
- 17. Abandon/Surrender. A permittee without written authorization from the Town acknowledging extenuating circumstances, who fails to conduct vending operations during the required hours of operation for a period of two (2) consecutive weeks during the designated season, will be considered to have surrendered and abandoned his or her vending permit. The Town shall have the right to reassign that space to another applicant. The Town has the right to refuse to authorize an absence. The Town shall send written notice of the surrender and abandonment of the permit to the permittee.
- **18.** Utility Fees. The Town may require a plaza vending operator to pay utility fees if the vending apparatus operation uses electric utilities. The use of generators is prohibited.

19. Revocation and Suspension.

- **a.** Any vending permit issued hereunder may be revoked or suspended by the Plaza Vending Committee for a violation or breach of a term or condition of the vending permit or license agreement, including, but not limited to:
 - i. Operation of a vending apparatus in a location other than that approved or outside the permitted area;
 - ii. Failure to pay monthly plaza vending fee;
 - iii. Failure to clean areas of the designated vending apparatus location to town satisfaction;
 - iv. Failure to remain in operation during the minimum number of business hours or days;
 - v. Failure to maintain the design of a vending apparatus or vending apparatus signs in the condition as represented in the development application;
 - vi. Failure to pay for the repair and/or replacement of any damage to any portion of the permitted vending apparatus area caused by or in connection with permittee's use thereof;
 - vii. Changing the use of the vending apparatus that does not comply with the approved application;
 - viii. Failure to remove vending apparatus from designated location as required by the vending permit;
 - ix. Permittee violates any provision of this Plaza Vending Rules and Regulations or other law or regulation of the Town.;
 - **x.** The permittee obtained the vending permit by fraud or misrepresentation; and/or
 - **xi.** The permittee is convicted of an offense that would create a danger to the public health, safety and welfare following issuance of the vending permit.
 - 1. No permittee whose vending permit has been revoked may receive a refund of any part of the permit fee paid.
 - 2. Upon revocation or expiration of any vending permit, the permittee shall remove all structures or improvements from the permit area and storage area and restore the area to its condition existing prior to issuance of the permit within forty-eight (48) hours of revocation or expiration of permit.
 - **3.** If the vending permit is revoked, the permittee may not apply for the same type of permit for one (1) year after the effective date of the revocation.

APPROVED AND ADOPTED BY THE MOUNTAIN VILLAGE TOWN COUNCIL AT THE SEPTEMBER 19, 2019 TOWN COUNCIL MEETING.



Overview of BDAC Work Plan Updates

| StoryWalk | COMPLETED | | | |
|--|---|--|--|--|
| 16 StoryWalk displays installed along the Blvd trail starting at Market Plaza and ending at Reflection | | | | |
| Plaza. Wilkinson Public Library (WPL) designs | and inserts book pages in display cases each month. | | | |
| Potential future next steps: | | | | |
| More events in collaboration with m | onth's book theme and WPL | | | |
| Additional promotion/advertisement | t of activity | | | |
| Music/Performance space in Heritage Plaza | COMPLETED | | | |
| TMV & TMVOA cost-shared on a new music/ | performance platform or stage in Heritage Plaza. | | | |
| Lawn Games & Kids Equipment Check-out | COMPLETED | | | |
| Work with Telski Guest Services to add lawn | games to the Village Center and create a free equipment | | | |
| checkout offering. | | | | |
| Mountain Village Marketing Map | NEARING COMPLETION | | | |
| Create a map specific to the Village Center fo | ocused on food, drink, and retail. | | | |
| Next Steps: | | | | |
| Beceive final product from printer ar | nd distribute to businesses | | | |
| Receive final product from printer and distribute to businesses Update and reprint for winter (with goal of only reprinting as necessary) | | | | |
| Call to Artists for MV Public Art Installation | NEARING COMPLETION | | | |
| Worked with Telluride Arts to conduct a Call | to Artists for a MV Public Art installation. | | | |
| Next Steps: | | | | |
| • 2 nd installation to be completed in m | id-August | | | |
| · · · · | | | | |

Project Follow-up from April 18 Meeting

| Mountain Town Inventory | Goal: TBD | | | |
|--|--|--|--|--|
| Town staff was directed to compile an inventor and activities | y of comparable ski towns/base areas on dining, retail | | | |
| Any actionable next steps? | | | | |
| Wayfinding Improvements – e-kiosk | Goal: TBD | | | |
| Town staff was directed to look into the idea of e-kiosks instead of or in addition to our wayfinding monuments. | | | | |
| Should staff continue pursuing this idea | a? | | | |

ACTIVITIES

| | Mountain Village | Others |
|-------------------------------|-------------------------|----------------------------------|
| 4x4 Tours | | |
| Alpine Slide | | |
| Archery | | |
| Bungee Trampoline | $\overline{\checkmark}$ | |
| Chairlift Rides (Pedestrian) | * | |
| Climbing Wall | | |
| Day Camp/Kids Summer Programs | \checkmark | |
| Disc Golf | \checkmark | |
| Fly Fishing | \checkmark | |
| Golf | \checkmark | |
| Gondola | \checkmark | |
| Hiking | $\overline{\checkmark}$ | $\mathbf{\overline{\mathbf{N}}}$ |
| Horseback Riding | * | $\mathbf{\overline{\mathbf{N}}}$ |
| Mountain Biking | $\overline{\checkmark}$ | |
| Mountain Coaster | | |
| On-Mountain Adventure Park | | |
| Paddle Boarding | $\overline{\mathbf{A}}$ | |
| Rafting | $\overline{\checkmark}$ | |
| Ropes Course | | |
| Summer snow tubing | | |
| Tennis | | |
| Ziplines | | |

DINING

| | Mountain | | Beaver | Big Sky (Mountain | Mount Crested | | | Kanada a | C | Cto and boat | | Vail – Lionshead | Minten Deule |
|-------------------------------|---------------|-----------|-------------|----------------------|------------------|-------------------|----------------------------------|----------------|----------------|-----------------|--------------------|----------------------------------|----------------------------------|
| Total | Village 23 | Telluride | Creek 33 | Village) 18 | Butte 12 | Deer Valley 13 | Jackson Hole 23 | Keystone 25 | Snowmass 23 | Steamboat 27 | Vail Village 64 | Village 18 | Winter Park 16 |
| <u>Types:</u> | | 1 | | | | | | | | | | | |
| On-Mtn Lunch (year round) | | | | | | | | | | | | | |
| On-Mtn Dinner (year round) | | | | | | | | | | | | | |
| American | | | | \checkmark | | | \checkmark | | \checkmark | \checkmark | \checkmark | | $\mathbf{\overline{\mathbf{N}}}$ |
| BBQ | | | | | | | | | | \checkmark | \checkmark | \checkmark | |
| Coffee/Café | | | | | | | $\mathbf{\overline{\mathbf{N}}}$ | | | \checkmark | \checkmark | $\mathbf{\overline{\mathbf{A}}}$ | |
| European/French | | | | | | | | | | | \checkmark | | |
| Italian | | | | | | | | | | | | | |
| Mexican/Latin American | | | | | | | | | | \checkmark | \checkmark | | |
| Middle Eastern | | | | | | | | | | | \checkmark | | |
| Pizza | \checkmark | | | | | | | | | \checkmark | \checkmark | | \checkmark |
| Steakhouse | | | | | | | \checkmark | | | | \checkmark | | |
| Seafood/Sushi | | | | | | | \checkmark | | | | | | |
| Thai | | | | | | | \checkmark | | | \checkmark | | | |
| | | hand. | | | | | | | | | | | |

RETAIL

| | Mountain | | Beaver | Big Sky (Mountain | Mount Crested | | | | | Steamboat | | Vail — Lionshead | |
|-------------------------|---------------|-----------------|----------------------------------|----------------------|------------------|-------------------|----------------------------------|----------------|----------------|-----------------|----------------------------------|---------------------|--------------|
| Total | Village 16 | Telluride 35 | Creek 42 | Village) 8 | Butte 7 | Deer Valley 10 | Jackson Hole 13 | Keystone 14 | Snowmass 16 | (Village) 15 | Vail Village 87 | Village 33 | Winter Park |
| | 10 | 33 | 42 | 0 | / | 10 | 15 | 14 | 10 | 15 | 67 | 33 | |
| <u>Types:</u> | | 1 1 | | | | | | | | | | | |
| Art gallery | | | $\mathbf{\overline{\mathbf{N}}}$ | | | | | | | | $\mathbf{\overline{\mathbf{A}}}$ | | |
| Bike shop (year round) | | | | | | | | | | | | | |
| Bookstore | | | | | | | | | | | | | |
| Candy shop | | 1 I | \checkmark | | | | | | | | | | |
| Children's store | | | \checkmark | | | \checkmark | | | | | | | |
| Dispensary | | | | | | | | | | | | | |
| Eyewear | | | \checkmark | | | \checkmark | | | | | | | |
| High-end clothing | | | | | | | \checkmark | | | | | | |
| Home decor | | | $\mathbf{\overline{\mathbf{N}}}$ | | | | | | | | \checkmark | | |
| Jewelry | | | \checkmark | | | | | | | | \checkmark | \checkmark | |
| Logo/Resort wear | | | $\mathbf{\overline{\mathbf{N}}}$ | | \checkmark | | | \checkmark | \checkmark | \checkmark | | \checkmark | |
| Outerwear & accessories | | | $\mathbf{\overline{\mathbf{N}}}$ | | | | \checkmark | | \checkmark | | \checkmark | | |
| Rental/Gear Shop | | | $\mathbf{\overline{\mathbf{A}}}$ | \checkmark | | | $\mathbf{\overline{\mathbf{A}}}$ | | | | \checkmark | | \checkmark |
| Souvenirs | | | | | | \checkmark | | | | | \checkmark | | \checkmark |
| | | Issaal | | | | | | | | | | | |

*Tellurideskiresort.com doesn't list shopping outlets on website



2023 DRAFT Work Plan

Business Development Advisory Committee

The Work Plan has been compiled as a tool to help the Business Development Advisory Committee (BDAC) plan for future potential impacts to local businesses, help with the strategic allocation of resources, identify and assist community economic drivers, and guide communication around specific decisions and actions.

The charge to the advisory committee is to provide the following:

- Work in a coordinated fashion, respect all points-of-view and, in carrying out its duties and tasks, shall adhere to the Town's comprehensive plan as well as the values and mission of the Town of Mountain Village.
- To provide a means for dialogue between the Town and community stakeholders.
- Be knowledgeable local business, financial, or development-related individuals who have unique insights into the best ways to promote continued investment in the Town of Mountain Village.
- Review and understand the Town's current economic development incentives.
- Advise on other tools that could be used to encourage economic development opportunities.
- To promote intergovernmental and public/private cooperation on business development policies

Specific elements found within the work plan are intended to help identify changing business climates over time and to help target specific activities and goals to best suit issues as they evolve.

Finalizing a work program helps the Committee prioritize work. It does not mandate project completion, nor does it preclude work on other projects not identified. Having this flexibility, together with support from the Council and other stakeholders, helps the Committee best serve the community.

Typically, much more work is identified on a work program than can be accomplished in any given year. Given the complexities facing the Town of Mountain Village and the local business community, staff will work to prioritize any feasible project that is deemed effective in assisting local businesses in a fiscally responsible way. *Roles and responsibilities of the Economic Development Staff are shown in Exhibit A*

Work Plan Objectives

Goals & action items should work towards one or more of the following objectives

- **1. Economic Development & Village Vibrancy Initiatives**
 - a. Utilizing Town Resources
 - b. Utilizing Private/Commercial Resources
 - c. Utilizing Grants, Regional & State Resources
- 2. Attract & Retain Businesses
- 3. Business & Employee Job Training & Development
- 4. Marketing Opportunities & Outreach

| | Goals | Action Item(s) | Status | Team Member(s) | Timeline |
|---|--|---|---|--|--|
| 1 | Enhance our Public Plazas to create a quality experience for guests and community members to stay & play in | Improved music/performance stage/area (visually appealing, seating, shade) | COMPLETED | Economic Development & Plaza Services teams | Completed in June |
| | Mountain Village. | Transition propane fire pits/heaters to hardline natural gas. | Pending approval & funding | Economic Development & Plaza Services teams | TBD |
| | | Contribute ideas towards a cohesive revisioning of Village Pond/Conference Center Plaza | Staff establishing process for next steps | Economic Development & Planning department teams | In conjunction with 161CR & 109R |
| | | Install clock(s) in Village Center | Low priority - Pending approval & funding | Economic Development & Plaza Services teams Potential partners: TMVOA and/or TSG | TBD |

| 2 | Create activity & recreation options to encourage our guests and community members to stay & play in Mountain Village. | Implement Story Walk on Blvd trail & produce associated events Provide public use activities & equipment for check- | COMPLETED | Economic Development Team Economic | Completed in May Completed in June | |
|---|--|--|--|---|---------------------------------------|--|
| | Mountain vittage. | out (similar to TOT having free outdoor activity items to be checked out – we could partner with Guest Services or a retailer to administer this? Items such as fishing poles, cornhole, mini golf, tennis rackets & balls, kits, lawn games, etc) | | Development Team | | |
| 3 | Increase visitation/foot traffic in the Village Center. | • Produce and/or promote village vibrancy activities and events (ex: holiday/winter markets, family-oriented events/festivals) | High priority - Pending approval & funding | Economic Development Team Potential partners: TMVOA and/or TSG | Ongoing | |
| | | • Create our own Mountain Village Art Walk in collaboration with Telluride Arts | Pending approval & funding | Economic Development Team | TBD | |
| 4 | Apply for Tourism Management Grant | Select project to apply for funding up to \$20k related to criteria defined by grant application Apply for funding to update and improve wayfinding maps and business directories. | COMPLETED | Economic Development & Sustainability team members | Did not get awarded grant | |
| 5 | Eliminate Storefront Vacancies & Diversify Retail/F&B offerings | • How can we get empty storefronts filled? What tools and resources do we need? | | Economic Development team, Sherri Reeder, Anton Benitez | Ongoing | |
| | | Development of an Economic Dashboard | Telluride Tourism Board pursuing economic dashboard service | Economic Development team | Summer 2023 | |
| 6 | Support Mountain Village businesses & employees with marketing and learning opportunities | • Create a Village Center specific map focused on dining, drinks, and retail. | COMPLETED | Economic Development team | July 2023 | |

| | | Create a central job posting webpage for Mountain Pending a Village businesses and promote benefits of working in MV | |
|---|-----------------------|--|---|
| | | Help connect businesses to marketing opportunities and offer reimbursements and/or training to business who need assistance in marketing and promoting their businesses and/or events High prio Pending a & funding | pproval Development team |
| | | Offer soft and hard skill training events (ex. Guest In Progre service training) for employees and businesses | ss Economic TBD Development team |
| | | | Potential partners: TSG, SBDC, Region10 |
| | | Host quarterly Lunch & Learns for business Ongoing community on MV operational and business topics | Economic Quarterly Development team |
| | | | Potential partners: TSG, SBDC, Region10 |
| 7 | Support of Public Art | • To encourage public art throughout the Mountain Need a pl Village Center & attract village vibrancy. | an Economic Ongoing Development team |
| | | • When funds are available, work with Telluride Arts to conduct a Call to Artists for new art installations in Mountain Village. | Economic Mid-August TON Development team & Public Art Commission |

Economic Development Staff Responsibilities

EXHIBIT A

Broad, general summary of economic development staffs' roles and responsibilities.

Special Events:

- Administration of special event permits, busking applications and administer the Market on the Plaza and oversee all special events for the town per regulations in the CDC.
- Manage public art applications and work with Public Art Commission on review and approval of public art projects.
- Network with special event promoters to capture event opportunities.
- Continue enhancing and expanding Market on the Plaza.
- Work with TMVOA on plaza music and weekly events.

Village Center Vibrancy:

- Promote Mountain Village amenities, activities, programs, and events for town "Village Vibrancy" efforts throughout the Village Center.
- Oversee the Telluride Conference Center contract and pursue projects related to infrastructure optimization.
- Generate and implement new ideas for guest and community benefit in Mountain Village (i.e. Story Walk).
- Work closely with Planning department on Village Center development projects. Create a cohesive revisioning of Village Pond/Conference Center plaza.

Business Development:

- Distribute a monthly business e-newsletter.
- Enhance business development and business directory webpages with updated information and resources.
- Explore ideas related to creating a business welcome packet and streamline process to connect interested entrepreneurs with available commercial space.
- Advocate for business in Town, County, and regional meetings.
- Provide resources to business to help them succeed, including producing quarterly lunch & learns.

Plaza Use:

- Manage plaza vending carts, long-term plaza use agreements, and authorized motor carts.
- Perform staff level approvals and permitting for conditional use permits and permanent signage applications including sandwich boards, handing and other wayfinding.
- Ensure Plaza Use Design Guidelines are followed.

Wayfinding:

- Managing wayfinding business directories in the Village Center, updating physical kiosks for summer and winter seasons.
- Provide real-time updates to the online business directory.
- Work with TMVOA in development of a digital interactive map and mobile application.

Sustainability:

- Assist with administration of the Town's sustainability incentive programs.
- Assist and support sustainability efforts.



2023 Budget Business Development Advisory Committee

| | TMV Budgted | | - | TMV YTD Actual | Marianaa | |
|---|-------------|-----------|----|----------------|----------|------------|
| | | Expenses | | Expenses | | Variance |
| January 2023 Winter Market expenses | \$ | 2,200.00 | \$ | 1,627.02 | \$ | 572.98 |
| Sandwich boards | | | \$ | 722.43 | | |
| Musicians | \$ | 1,000.00 | \$ | 750.00 | | |
| Marketing (newspaper & paid social) | \$ | 1,000.00 | \$ | - | | |
| Misc supplies | \$ | 200.00 | \$ | 154.59 | | |
| Quarterly Lunch & Learns | \$ | 2,000.00 | \$ | 729.59 | \$ | 1,270.41 |
| February L&L | | | \$ | 163.84 | | |
| May L&L | | | \$ | 565.75 | | |
| Story Walk | \$ | 3,500.00 | \$ | 2,722.57 | \$ | 777.43 |
| StoryWalk Grand opening event | | | \$ | 149.90 | | |
| StoryWalk build equipment and materials | | | \$ | 2,572.67 | | |
| Public Art Call | \$ | 10,000.00 | \$ | 13,800.00 | \$ | (3,800.00) |
| Propane | \$ | 3,000.00 | \$ | 2,014.71 | \$ | 985.29 |
| Kid's Plaza Equipment | | | \$ | 329.98 | \$ | (329.98) |
| Heritage Plaza Music Gazebo | \$ | 2,500.00 | \$ | 2,718.75 | \$ | (218.75) |
| Gazebo structure | | | \$ | 999.50 | | |
| Gazebo lumber | | | \$ | 729.55 | | |
| Gazebo roll-up shades | | | \$ | 989.70 | | |
| Potential budget allocations/projects: | | | | | | |
| Public plaza enhancements | | \$XXXX.XX | | | | |
| Village vibrancy | | \$XXXX.XX | | | | |
| Enhance activity and recreation options | | \$XXXX.XX | | | | |
| Funding assistance for businesses (marketing, job training) | | \$XXXX.XX | | | | |
| ExpensesTotal | \$ | 25,400.00 | \$ | 23,942.62 | \$ | 1,457.38 |
| Budget Total | \$ | 50,000.00 | \$ | 50,000.00 | | |
| Remaining | \$ | 24,600.00 | \$ | 26,057.38 | | |
| | | | | | | |