

**TOWN OF MOUNTAIN VILLAGE**

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**TOWN OF MOUNTAIN VILLAGE  
MINUTES OF THE JULY 18, 2024  
REGULAR TOWN COUNCIL MEETING**

The meeting of the Town Council was called to order by Mayor Marti Prohaska at 2:03 p.m. on Thursday, July 18, 2024. The meeting was held in person and with virtual access provided through Zoom.

**Attendance:****The following Town Council members were present and acting:**

Marti Prohaska, Mayor  
Scott Pearson, Mayor Pro Tem  
Jack Gilbride  
Harvey Mogenson  
Pete Duprey  
Tucker Magid  
Huascar E. Gomez (via Zoom)

**Also in attendance were:**

Paul Wisor, Town Manager  
Michelle Haynes, Assistant Town Manager  
Susan Johnston, Town Clerk  
Kim Schooley, Deputy Town Clerk  
David McConaughy, Town Attorney  
Lizbeth Lemley, Finance Director  
Chris Broady, Police Chief  
JD Wise, Economic Development & Sustainability Director  
Kathrine Warren, Public Information Officer  
Chambers Squier, Day Care Director  
Drew Nelson, Senior Planner  
Connor Ficklin, Building Inspector  
Brittany Newell, Rental Properties Manager  
Jim Loebe, Transit & Recreation Director  
Julie Vergari, Assistant Finance Director  
Lars Forsythe, Chief Building Official  
Rob Johnson, Transit Operations Manager  
Mark Eckard, Building Inspector  
Scott Pittenger, Public Works Director  
Jim Soukup, Chief Technology Officer

Lauren Tyler, GIS Administrator  
Jaime Holmes, HR Director  
Tim Barber  
Zoe Dohnal  
Terry Cope  
Douglas Tooley  
Duncan Hogarth  
Jonathan Greenspan  
Madeline Gomez  
Max Knoblauch  
Nicole Jarman  
Owen Perkins  
Zack Hodgins  
Marisa Marshalka  
Dawn Katz  
Patrick Latcham  
Dan Jansen  
Anton Benitez  
John Miller  
Jason Blevins

Chris Nielson  
Matt Steen  
Sherri Reeder  
Tiffany Perry-Marks  
Joe Strening  
Tyler Newman  
Valentina Estrella  
Paul Savage

Nicole Bivona  
Trevor Browning  
Leslie Ann Browning  
Anne Reissner  
Jolana Vanek  
Richard Thorpe  
Steve Swenson  
Len Rybicki

**Executive Session for the Purpose of: (2)**

- a. **Determining Positions Relative to Matters that May be Subject to Negotiations; Developing Strategy for Negotiations; and Instructing Negotiators Regarding Ilium Pursuant to C.R.S. 24-6-402(4)**
- b. **Determining Positions Relative to Matters that May be Subject to Negotiations; Developing Strategy for Negotiations; and Instructing Negotiators Regarding Parking, and for Legal Advice from the Town Attorney Regarding Related Contracts with TSG Pursuant to C.R.S. 24-6-402(4)**
- c. **Conference with the Town Attorney for Legal Advice on Pending Litigation Under C.R.S. 24-6-402(4)(b), Specifically Pending Litigation in Friends of TMVOA vs. TMVOA et al**
- d. **Conference with the Town Attorney for the Purpose of Receiving Legal Advice on Specific Legal Questions Under CRS 24-6-402(4)(b), Specifically Regarding Federal and Local Laws on 5G Communication Facilities**

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

- a. Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators regarding Ilium pursuant to C.R.S. 24-6-402(4)
- b. Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators regarding parking, and for legal advice from the Town Attorney regarding related contracts with TSG pursuant to C.R.S. 24-6-402(4)
- c. Conference with the Town Attorney for legal advice on pending litigation under C.R.S. 24-6-402(4)(b), specifically pending litigation in Friends of TMVOA vs. TMVOA et al
- d. Conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. 24-6-402(4)(b), specifically regarding federal and local laws on 5G Communication Facilities

at 2:04 p.m. Harvey Mogenson recused himself for item d.

Council returned to open session at 3:26 p.m.

**Public Comment on Non-Agenda Items (3)**

Public comment was received from Paul Savage and Douglas Tooley.

**Staff Introduction: (4)**

**a. Connor Ficklin, Building Inspector**

Chief Building Official Lars Forsythe introduced the new Building Inspector Connor Ficklin.

**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: (5)**

- a. Consideration of Approval of the June 20, 2024 Regular Town Council Meeting Minutes**
- b. Consideration of Approval of the June 12, 2024 Special Town Council Meeting Minutes**

Town Clerk Susan Johnston presented. Council discussion ensued. On a **MOTION** by Huascar E. Gomez (Rick) and seconded by Tucker Magid, Council voted unanimously to approve the Consent Agenda with clarifying language regarding the specific proposed charter amendments added to the June 20, 2024 Regular Town Council Meeting Minutes for agenda item 13.

**Liquor Licensing Authority: Quasi-Judicial (6)**

- a. Consideration of an Application for a Special Event Liquor Permit by Telluride Mountain Club in Conjunction with the Telluride Reserve for an Event on August 3, 2024 from 1:00 PM-4:00 PM in Heritage Plaza**

Susan Johnston presented. Council discussion ensued. On a **MOTION** by Huascar E. Gomez (Rick) and seconded by Harvey Mogenson, Council voted unanimously to approve an application for a Special Event Liquor Permit by Telluride Mountain Club in conjunction with the Telluride Reserve for an event on August 3, 2024 from 1:00 p.m. to 4:00 p.m. in Heritage Plaza as presented.

On a **MOTION** by Tucker Magid and seconded by Pete Duprey, Council voted unanimously to convene as the Mountain Village Housing Authority.

**Mountain Village Housing Authority: (7)**

- a. Consideration of Appointment of Three Resident Seats for a Two-Year Term on the VCA Resident Committee**

Rental Properties Manager Brittany Newell presented. Applicants Valentina Estrella and Marisa Marshalka provided comments. Board discussion ensued. On a **MOTION** by Huascar E. Gomez (Rick) and seconded by Harvey Mogenson, the Board voted to appoint Ursula Cristol, Marisa Marshalka, and Valentina Estrella

to the VCA Resident Committee for two-year terms expiring in July 2025.

On a **MOTION** by Tucker Magid and seconded by Harvey Mogenson, Council voted unanimously to reconvene as the Town of Mountain Village Town Council.

**Department Updates (8)**

Town Manager Paul Wisor presented. Council discussion ensued.

**Consideration of Adoption of Colorado Association of Ski Towns 2024 Colorado Legislative Position Statement on Housing Legislative (9)**

Paul Wisor presented. Council discussion ensued. On a **MOTION** by Scott Pearson and seconded by Pete Duprey, Council voted 6-1 (with Harvey Mogenson dissenting) to adopt the Colorado Association of Ski Town 2024 Colorado Legislative Position Statement on Housing as presented.

Council moved to agenda item 11.

**Consideration of Direction Regarding Funding Regional Youth Hangout Legislative (10)**

Paul Wisor, Town of Telluride Acting Town Manager Zoe Dohnal, and Communities That Care Manager Dawn Katz presented. Public comment was received from Douglas Tooley, Leslie Browning, and Valentina Estrella. Council discussion ensued. Council directed staff to work with the Town of Telluride directly on the next steps.

Council moved to agenda item 12.

**Finance: (11)**

- a. **Presentation of the June 30, 2024 Business & Government Activity Report (BAGAR)**
- b. **Consideration of the 2<sup>nd</sup> Quarter 2024 Financials**

Finance Director Lizbeth Lemley presented. Council discussion ensued. On a **MOTION** by Pete Duprey and seconded by Harvey Mogenson, Council voted unanimously to approve the second quarter 2024 Financials as presented.

Council moved to agenda item 10.

**Second Reading, Public Hearing and Council Vote on an Ordinance Calling for a Special Election on October 1, 2024 and Setting Ballot Questions Regarding Proposed Amendments to the Mountain Village Home Rule Charter *Legislative (12)***

Town Attorney David McConaughy presented. The Mayor opened the public hearing. Public comment was received from Leslie Browning, Paul Savage, Douglas Tooley, Jonathan Greenspan, Richard Thorpe, Jolana Vanek, and Trevor Browning. The Mayor closed the public hearing. Council discussion ensued. On a **MOTION** by Harvey Mogenson and seconded by Jack Gilbride, Council voted 7-0 to adopt an Ordinance setting ballot questions for proposed charter amendments to be considered at the regular election on June 24, 2025.

Council took a break from 5:49 to 5:57 p.m.

**First Reading, Setting of a Public Hearing and Council Vote on an Ordinance Regarding a CDC Amendment to CDC Section 17.5.6 Building Design, Pursuant to CDC Section 17.4.11 *Legislative (13)***

Senior Planner Drew Nelson presented. Council discussion ensued. On a **MOTION** by Scott Pearson and seconded by Tucker Magid, Council voted 7-0 to approve an Ordinance on first reading regarding the proposed changes to the Community Development Code to Sections 17.4.3 Development Review Procedures, 17.4.11 Design Review Process, and 17.5.6 Building Design as attached in the packet as presented and to set the second reading, public hearing, and final Council vote for the August 15, 2024 regular Town Council meeting.

**Consideration of a Resolution Regarding a Conditional Use Permit for Telecommunications Facilities to be Located in Public Rights-of-Way, Pursuant to CDC Section 17.6.5 *Legislative (14)***

Council Member Harvey Mogenson recused himself. Drew Nelson presented. Applicants Terry Cope and Zack Hodgins with Toro Vertical, Inc presented. Public comment was received from Richard Thorpe and Jolana Vanek. Council discussion ensued. On a **MOTION** by Pete Duprey and seconded by Huascar E. Gomez (Rick), Council voted unanimously to continue a Resolution regarding a Conditional Use Permit for Telecommunications Facilities to be located in public rights-of-way, pursuant to CDC Section 17.6.5 to the September 19, 2024 regular Town Council meeting and directed staff to consolidate and clarify the reasons for the Design Review Board denial based on the July 11, 2024 DRB meeting and to have the applicant provide a better understanding of regional partnerships on tower placement, provide references of other communities where they have installed telecommunications facilities, provide a heat map of the poles to be installed, and provide potential service agreements with the three major cell carriers.

**Conceptual Discussion of Potential Additional Employee Housing at Lot 640A, Mountain View Apartments (15)**

Community Development Director Amy Ward presented. Applicants John Miller and Steve Swenson with Telluride Ski & Golf, LLC presented. Council discussion ensued.

Council moved to agenda item 18.

**Presentation of Bright Future's Early Childhood Education Report (17)**

This item was continued to a future meeting.

**Mountain Munchkins Expansion Update (18)**

Childcare Director Chambers Squier presented. Council discussion ensued.

Council moved to agenda item 20.

**Discussion Regarding 2024-25 Winter Parking Rates, Policies and Plan (19)**

This item was continued to a future meeting.

**Council Boards and Commissions Updates: (20)**

1. Telluride Tourism Board – Gomez
2. Colorado Flights Alliance – Gilbride
3. Transportation & Parking – Duprey & Mogenson
4. Budget & Finance Committee – Duprey, Pearson, & Mogenson
5. Gondola Committee – Mogenson, Prohaska, & Pearson
6. Colorado Communities for Climate Action – Pearson
7. San Miguel Authority for Regional Transportation (SMART) – Magid, Mogenson, & Gomez
8. Telluride Historical Museum – Prohaska
9. Collaborative Action for Immigrants (CAFI) – Gomez
10. Mountain Village Business Development Advisory Committee (BDAC) – Pearson & Duprey
11. Wastewater Committee – Duprey & Magid
12. Housing Committee – Duprey & Magid
13. Telluride Conference Center Committee – Duprey & Magid
14. Miscellaneous Boards and Commissions
15. Mayor's Update

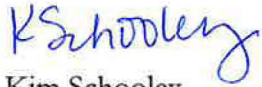
On a **MOTION** by Pete Duprey and seconded by Harvey Mogenson, Council voted unanimously to extend the meeting past six hours.

**Other Business (21)**

There was no other business.

There being no further business, on a **MOTION** by Tucker Magid and seconded by Harvey Mogenson, Council voted unanimously to adjourn the meeting at 8:11 p.m.

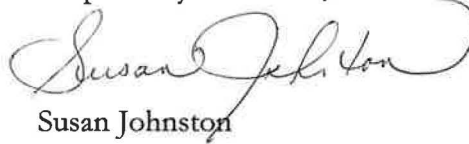
Respectfully prepared,



Kim Schooley

Deputy Town Clerk

Respectfully submitted,



Susan Johnston

Town Clerk