



TOWN OF MOUNTAIN VILLAGE  
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**TOWN OF MOUNTAIN VILLAGE  
MINUTES OF THE SEPTEMBER 22, 2016  
REGULAR TOWN COUNCIL MEETING**

The meeting of the Town Council was called to order by Mayor Dan Jansen at 8:34 a.m. on Thursday, September 22, 2016 in the Mountain Village Town Hall, 455 Mountain Village Town Hall Boulevard, Mountain Village, Colorado.

**Attendance:**

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

Dan Jansen, Mayor  
Marty McKinley, Mayor Pro-Tem  
Laila Benitez  
Cath Jett  
Dan Caton  
Michelle Sherry  
Bruce MacIntire

**The following Town Council members were absent:**

Also in attendance were:

Kim Montgomery, Town Manager  
Jackie Kennefick, Director of Administration/Town Clerk  
Susan Johnston, Deputy Town Clerk  
Christina Meilander, Administrative Services Coordinator  
David Reed, Town Attorney  
Jim Mahoney, Assistant Town Attorney  
Kevin Swain, Finance Director  
Julie Vergari, Chief Accountant  
Nichole Zangara Riley, Director of Marketing & Business Development  
Chris Broady, Police Chief  
Dawn Katz, Mountain Munchkins Director  
Glen Van Nimwegen, Dir. of Planning & Development Services  
Deanna Drew, Director of Plazas & Environmental Services  
Finn Kjome, Director of Public Works  
Jim Loebe, Director of Transit and Recreation  
Sally Field  
Hilary Cooper

Paul Reich  
Anton Benitez  
Katie Karow  
Todd Creel  
Rich Nuttall  
Art Goodtimes  
Angela Pashayan  
Steve Togni  
Robert Stenhammer  
Tim Johnson  
Gary Bash  
Jack Gilbride  
David Heaney  
Ray Rickard  
Robin Hope  
Janette Rickard

**Executive Session for the Purpose of Receiving Legal Advice Pursuant to C.R.S. 24-6-402(b), and for the Purpose of Negotiations Pursuant to C.R.S. 24-6-402(4)e (2)**

On a **MOTION** by Laila Benitez and seconded by Dan Caton, Council agreed to enter into Executive Session for the purpose of receiving legal advice pursuant to C.R.S. 24-6-402(b), and for the purpose of negotiations pursuant to C.R.S. 24-6-402(4)e at 8:34 a.m.

Bruce MacIntire arrived at 9:38 a.m.

Council returned to regular session at 9:55 a.m.

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

There was no public comment.

**Consideration of Approval of Meeting Minutes of the August 18, 2016 Regular Meeting (4)**

On a **MOTION** by Cath Jett and seconded by Bruce MacIntire, Council voted unanimously to approve the August 18, 2016 Town Council minutes with the following changes:

Agenda item 15: "The Town expends *approximately* \$500,000 in debt service as well as *approximately* \$90,000 in operating costs annually"

Agenda item 19: Added "Council and DRB discussion recognized that many of the homes that are being built are requiring extensive variations and therefore revision of our design standards may be necessary to enable what our residents want".

**Consideration of Appointment for One Regular Seat on the TRAA (Telluride Regional Airport Authority) Board (5)**

Director of Administration/Town Clerk Jackie Kennefick stated that current Board member Gary Bash and John "Jack" Gilbride submitted letters of intent for the seat. The applicants introduced themselves. Council voted by paper ballot 4-3, to re-appoint Gary Bash. On a **MOTION** by Laila Benitez and seconded by Cath Jett, Council voted unanimously to appoint Gary Bash to the TRAA Board for an additional four year term.

**TRAA (Telluride Regional Airport Authority) Bi-Annual Report (6)**

Airport Manager Rich Nuttall provided the above report stating that operations and fuel sales are up from 2015. TRAA received a six million dollar grant from the FAA (Federal Aviation Administration) to rebuild the airport ramp south of the terminal. Construction will commence in the spring of 2017. Mr. Nuttall stated that the Cat C approach will be completed in the next four months. Once completed, the FAA will consider the approach for approval. The TRAA Board has voted to improve the terminal by expanding the holding areas for travelers. The airport will be closed during the upgrades. A new airport security plan will be sent to Washington for approval by TSA (Transportation Security Administration).

**Consideration of a Resolution Supporting the Establishment and Funding of SMART( San Miguel Authority for Regional Transportation) (7)**

Town Attorney David Reed presented the above item. On a **MOTION** by Cath Jett and seconded by Dan Caton, Council voted unanimously to adopt a Resolution supporting the establishment and funding of SMART as presented.

**Second Reading, Public Hearing and Council Vote on an Ordinance Amending the Community Development Code (CDC) to Prohibit Lot Splits and Transferring Additional Density; and Limiting Rezoning in the Single-Family Residential District (8)**

Director of Planning and Development Services Glen Van Nimwegen presented the above item stating that staff added a limitation in the Ordinance that single family lots may only be rezoned to Passive Open Space. The Mayor opened the public hearing. Public comment was received by David Heaney. The Mayor closed the public hearing. On a **MOTION** by Marty McKinley and seconded by Laila Benitez, Council voted 6-1 (with Cath Jett dissenting) to approve as presented, an Ordinance amending the Community Development Code to prohibit lot splits and transferring additional density; and limiting rezoning in the Single-Family Residential District.

**Second Reading, Public Hearing, and Council Vote on an Ordinance Revising Water and Sewer Regulations (Ordinance No. 2013-08) (9)**

Assistant Town Attorney Jim Mahoney presented the above item. The Mayor opened the public hearing. No public comment was received. The Mayor closed the public hearing. On a **MOTION** by Cath Jett and seconded by Dan Caton, Council voted 7-0 to approve, as presented, an Ordinance revising water and sewer regulations (Ordinance No. 2013-08).

**Consideration of a Resolution in Support of Indigenous Peoples Day October 8, 2016 (10)**

David Reed presented the above item. San Miguel County Commissioner Art Goodtimes thanked Council for their support. Mayor Pro-Tem Marty McKinley will represent Mountain Village at the ceremony. On a **MOTION** by Dan Caton and seconded by Cath Jett, Council voted unanimously to adopt a Resolution in support of Indigenous Peoples Day October 8, 2016 and to provide financial support for this event in the form of cash or in-kind services.

**Consideration of Approval of the Parking Committee's Recommendation on a Parking Policy to take Effect Beginning November 1, 2016 Through October 31, 2017 (11)**

Town Manager Kim Montgomery and Jim Mahoney presented the above item stating that in the absence of a formal agreement with TSG (Telluride Ski and Golf Company) and TMVOA (Telluride Mountain Village Owners Association) to provide for free daytime parking in the Gondola Parking Garage, the parking committee was called upon to make a recommendation to Council. The parking committee agreed that maintaining free day parking in the GPG is in the best interest of the community, its residents, guests, and businesses. The committee recommended adopting a policy whereby surplus funds remain in the parking fund to build up a reserve for future capital repairs, maintenance and expansion. The one recommended change was to allow ½ hour of free parking instead of 2 hours at the Heritage Parking Garage. Police Chief Chris Broady stated that some employees of businesses in the core had been taking advantage of the 2 hour free parking by reissuing the free parking ticket repeatedly. The Parkmobile parking application will be launched November 1, 2016. Council discussion ensued on whether or not the Town would absorb the twenty-five cent per transaction user fee. Council consensus was to absorb the user fee. The parking committee has been working with TMVOA and TSG on the parking agreement. Council consensus was to set a deadline of October 15, 2016 to finalize the agreement. The agreement addresses free parking in GPG only. Staff will provide a red-lined version of the agreement to TSG and TMVOA. On a **MOTION** by Cath Jett and seconded by Michelle Sherry, Council voted 7-0 to approve the parking committee's recommendation on a parking policy to be effective November 1, 2016 and run through October 31, 2017; and authorize the parking committee to implement Option 3 as presented in the Council packet (Maintaining free day parking in GPG and pursuing an agreement with TMVOA and TSG) with a fall back of Option 1 (Maintain free day parking in GPG in the absence of an agreement with TSG).

**Consideration of Request by The Ride Festival Regarding 2016 Fees for on Street Parking (12)**

Town Manager Kim Montgomery presented the above item stating that a request was received from the Ride Festival President Todd Creel to re-consider the 2016 parking fees for on street parking. Per the agreement between the Town and The Ride, the rate charged for festival parking in the GPG and on street parking is \$1.00 per ticket, per day. Todd Creel and Robin Hope asked for consideration of billing The Ride Festival \$4,500 (which is the flat fee for the GPG only) or something less than the \$1.00 per ticket per day. That amount was based on a Town requirement for the use of the on-street parking and only seventy-two cars parked on the street on Saturday and twelve cars on Sunday. Mr. Creel stated that the Festival will not require the use of on street parking in the future. Council consensus was to amend the agreement to eliminate the option of on-street parking, charge the flat fee of \$4,500 and designate that parking is only allowed in the GPG. Council discussion ensued. Public comment was received by Steve Togni. On a **MOTION** by Dan Caton and seconded by Cath Jett, Council voted 7-0 to charge a flat fee of \$4500 for 2016, and to amend the agreement for 2017 and 2018 prohibiting on street parking and charging a flat fee of \$4500 for use of the GPG.

Kim Montgomery and Chief Broady will attend the November 1<sup>st</sup> Telluride Town Council meeting for a discussion on festival and other event dates.

**Consideration on Whether to Move Forward with the RFP (Request for Proposal) Process for the Sale of VCA (Village Court Apartments)(13)**

Kim Montgomery presented the above item stating that the subcommittee examined the pros and cons of selling VCA. Several factors were considered:

- financial implications for early pay off,
- reassessing the purpose of VCA for housing,
- the Town would lose control over the purpose of the facility

The committee explored various scenarios that could occur in the future:

- In the event of an economic downturn; and the structure is sold, the Town would have no control over what would happen with VCA.
- Bankruptcy or restructuring could void any terms that the Town put into the sales agreement.

Based on the variables, the subcommittee concluded that the Town is not in a position to put forth a RFP for the sale of VCA. Council agreed that VCA is an incredibly important asset to the community. Council

discussion ensued on adding 38 additional units to the complex. On a **MOTION** by Marty McKinley and seconded by Laila Benitez, Council voted unanimously to not proceed with the RFP process and to form a subcommittee (inclusive of TSG, TMVOA and VCA resident representatives) to pursue many of the benefits of a sale. Cath Jett and Marty McKinley agreed to serve on the sub-committee.

**Consideration of a Vacation of the Community Entrance, Driveways and Landscaping Easement (Note: This Item Will be Continued to the October 22 Town Council Meeting) (14)**

On a **MOTION** by Cath Jett and seconded by Michelle Sherry, Council voted unanimously to continue the above item to the October 22, 2016 Town Council meeting.

**Consideration of an Emergency Ordinance Amending Section 2.04.030(D) of the Municipal Code Regarding the Town Attorney's Role as the Municipal Prosecutor (15)**

Jim Mahoney presented the above Ordinance stating that the current Municipal Code provides the functions of various Director positions within the Town's various departments, including the function of the Town Attorney. In this section, there is a reference to the Town Attorney not prosecuting violations of Town Ordinances, Codes or the Charter and it appears in an odd sentence that is more focused on the Town Attorney defending the Town from all suits or actions. The Town's attorneys have always prosecuted violations of Town Ordinances, Codes or the Charter and have never been challenged on these prosecutions, possibly due to attorneys in the office other than David Reed handling most prosecutions. This is a grey area that should be cleaned up to allow for the Town Attorney, and by extension, other attorneys from the Town Attorney's office, to prosecute these violations as is customary in many Colorado Towns. Council discussion ensued. The Mayor opened the public hearing. The Mayor closed the public hearing. On a **MOTION** by Bruce MacIntire and seconded by Cath Jett, Council voted 7-0 to approve an Emergency Ordinance amending Section 2.04.030(D) of the Municipal Code regarding the Town Attorney's role as the Municipal Prosecutor.

**Council took lunch from 12:00 p.m. to 12:19 p.m.**

**Moved to Item # 21**

**Consideration of Appropriating Funds for the TCC (Telluride Conference Center) Sound System (16)**

Executive Vice President of TSG Robert Stenhammer presented the request stating that in November 2015 TCC purchased a state of the art sound system for the Conference Center for \$212,591.39. Mr. Stenhammer asked that the sound system be considered as an *Approved Capital Improvement*. The 2015 Amended and Restated Telluride Conference Center Management Agreement states that the Town will give full credit or reimbursement for an *approved capital improvement* (less depreciation), if TCC is purchased by TSG. Council discussion ensued noting that the expenditure was made without prior authorization from Council. TSG was asked to ensure that future requests or edits be discussed with Town staff in advance of any commitments made. On a **MOTION** by Marty McKinley and seconded by Cath Jett, Council voted 7-0 to approve the sound system as a capital improvement provided that TSG submit a final invoice showing the entire amount to be allowed.

**2017 Grant Process (17)**

Laila Benitez presented a proposal for the Mountain Village Community Grant Program stating that the idea is to have an informal Grant Review Committee comprised of two Town Council members and two staff members who would review all applications and make funding recommendations to Town Council. The decision would be based on:

- An organization's written application with supporting documentation and optional applicant presentation
- The recommendation of the Grant Review Committee

The proposal defines the eligibility of applicants and proposal review criteria, as outlined in the packet memo. Ms. Benitez also presented the results of the Community Grant Program survey. Council discussion ensued. Fundamentally, Council does not want to fund events. Council consensus was to add two members of the general public to serve on the committee. Marty McKinley and Laila Benitez will continue to serve on the



committee with Kim Montgomery and Deanna Drew serving as staff. General public representatives will be chosen by Council. This committee will be formed in early 2017 to consider funding requests for 2018.

**Finance: (18)**

**a. Presentation of the August 2016 Business & Government Activity Report (BAGAR)**

Finance Director Kevin Swain presented the BAGAR. Council discussion ensued.

**b. Consideration of the July 31, 2016 Financials**

Council discussion ensued. On a **MOTION** by Dan Caton and seconded by Marty McKinley, Council voted unanimously to approve the July 31, 2016 Financials as presented.

**c. Presentation of the Draft Budget for 2017**

Kevin Swain stated that the draft budget for 2017 was presented to the Budget and Finance committee in August. Mr. Swain referred to the staff memo in the packet regarding budget assumptions.

Key 2017 Revenue Forecasts:

- Sales taxes are budgeted to grow by 4% over 2016
- Development related revenues are based on a \$35,000,000 valuation projection
- The assessed valuation is currently reflected in the interim year before a new appraisal as essentially flat, causing no growth in property tax revenue for the General Fund in 2017. The mills necessitated by General Obligation Debt Service will also remain flat. This could change modestly when the County Assessor provides a final AV certification in December
- Modest service fee increases are budgeted for Water and Sewer base fees and Broadband basic cable service

The Budget Committee has requested that a 4% merit based compensation increase be included. Based on the current employee census, a 4% increase will require \$269,000 in funding for wages and wage impacted benefits.

Key capital expenditures:

- Sunset Plaza snowmelt improvements \$200,000
- Meadows area improvements \$300,000
- Boiler improvements for other snow melt systems \$200,000
- Trail improvements \$45,000
- Public Restrooms \$36,000
- Town Hall power generator \$375,000
- Replace leaking water lines at the Wapiti tank \$250,000
- Ski Ranches Chlorine Building \$50,000
- Regional sewer plant allowance \$248,000
- Broadband system fiber upgrades (increase in fiber capacity) \$100,000
- Park land Acquisition (a budget 2016 addition) \$565,000
- Wayfinding improvements \$100,000
- 

Discussion ensued regarding walking and running paths on Mountain Village Blvd., Russell Drive, and Adams Ranch Rd. and what it would take to make improvements. Public comment was received from Robert Stenhammer who stated that TSG is open to suggestions. The Special Budget meeting with individual departments is scheduled for October 13<sup>th</sup>. The first reading of the budget Ordinance will be November 17, 2016 at the regular Town Council meeting, with the second reading at the December 8<sup>th</sup> meeting.

On a **MOTION** by Marty McKinley and seconded by Dan Caton, Council voted unanimously to extend the meeting beyond 6 hours.

**Telluride TV Update on the New Mountain Village Network Broadcasting Facility (19)**

Katie Karow from Telluride TV presented the above update and requested a 2017 capital grant in the amount of \$12,000. They have a two year lease on the Mountain Village facility. Ms. Karow stated that

Telluride TV is projected to be self-sustaining in 2018. Council discussion ensued. Council directed staff to include the grant request in the 2017 budget.

**Update on Forest Health Stakeholder Meeting (20)**

Hilary Cooper presented the above update stating that in her view, the recent forest health stakeholder meeting was a success. The meeting was an effort to explore forest health and fire mitigation through a larger, broader approach on a regional level. The consensus at the meeting was to move forward with a landscape scale assessment to get a better understanding of what our forests will look like in the future. If funded, the assessment would come out in late spring or early summer 2017. According to Ms. Cooper, the Town of Telluride, San Miguel County and TSG are supportive of the program and she asked the Town of Mountain Village to consider a contribution of \$12,500 towards the assessment. Plazas and Environmental Services Director Deanna Drew stated that she and Forester/Planner Dave Bangert have funds in their existing budgets that they could make available for this project. Mr. Bangert stated that this program is much broader than the Town's effort to motivate homeowners to mitigate their individual properties as it takes into account the surrounding areas which directly affect us and also considers factors other than fire mitigation. The Mayor asked that this new study be incremental to the already existing forest management plan and the many forest health initiatives already underway in Mountain Village. Council consensus was to move forward and utilize existing funds to support the program.

Marty McKinley left the meeting 3:42 p.m.

**Council Boards and Commissions Updates: (21)**

**a. Eco Action Partners(EAP) –Sherry**

Michelle Sherry stated that EAP is formulating their 2017 work plan. Kim Wheels is working on a report analyzing the last six years of greenhouse gas emissions for the region. Ms. Wheels would like to include tourism data to see how this impacts the GHG. San Miguel Power announced that they will be raising rates in January 2017 and will be holding public forums October 17<sup>th</sup>, 18<sup>th</sup>, and 19<sup>th</sup> to discuss and explain the decision.

**b. Telluride Historical Museum-Sherry**

Ken Burns' film *The National Parks: America's Best Idea* screened on August 28th. Ms. Sherry stated that a new Director has been hired and confirmed that changes in personnel are making it difficult to budget due to hiring costs. The museum is introducing a new program called *Telluride Alley's* on September 28<sup>th</sup>.

**c. San Miguel Watershed Coalition (SMWC)– Jett**

SMWC is considering changes to the makeup of the Board to include all stakeholders in the coalition. SMWC is preparing for the first public meetings where data compiled with regards to the stream management plan for the San Miguel will be released. As a result of increased funding, SMWC was able to hire Elizabeth Staffings to coordinate programs and obtain grants. The annual agency forum is being held in Placerville in November.

**d. Colorado Flights Alliance (CFA) – Jansen**

Mayor Jansen stated that CFA is one of the few mountain towns that continue to add airline seats. Airline guarantees are at a record low as far as what is paid out. CFA is trying to negotiate locals pricing for Denver flights.

**e. Transportation & Parking- Benitez/MacIntire**

There was no update.

**f. Budget & Finance Committee – McKinley/Caton**

There was no update.

**g. Gondola Committee – McKinley/Caton**

There was no update, however; a meeting is scheduled for Friday, September 30th.

**h. Colorado Communities for Climate Action (CC4CA)- Jett**

Ms. Jett stated that a retreat was held in Vail, Colorado in August. The group is working on common policies for the Board. She stated that the group will not move forward on policy unless all participants agree one hundred percent.

**i. Mayor's Update-Jansen**

The Mayor urged people to attend the Behavioral Health Summit October 6<sup>th</sup> at the Peaks. Mayor Jansen stated that the Mountain Village alcohol sales tax estimate is between \$300-400,000 a year. The budget

committee will consider contributing a percentage of this amount to fund the Regional Commission for Behavioral Health and Substance Abuse.

**Staff Reports: (22)**

**a. Mountain Munchkins**

Director Dawn Katz presented her report and stated that she is working toward the level three *Colorado Shines* Program milestones. Munchkins will not be receiving grant funding from Telluride Foundation in 2017, therefore; Ms. Katz is exploring other funding options to offset the funding deficit. Council discussion ensued on expanding the programs to accommodate an overflowing wait list. A committee will be formed to explore the VCA expansion and the possibility of including a childcare center in the expansion.

**b. Plaza & Environmental Services**

Deanna Drew presented her report covering grounds keeping, environmental programs, recycling, See Forever maintenance, Market on the Plaza and the 2016/17 vending cart line-up. The Town of Telluride is proposing an information kiosk at Oak Street Plaza and Ms. Drew is in discussion with their staff regarding sharing the kiosk.

**c. Town Manager**

The annual Great Services Award winners were announced at the employee appreciation picnic held on September 7<sup>th</sup> in the Telluride Town Park. The gold medal winner was Robert Whitaker (VCA Maintenance) for always helping out when needed, handling all requests in a timely and professional way with a friendly attitude. Steven Lehane (Broadband) received the silver medal for his teambuilding efforts throughout the Town, ability to manage large projects while meeting budget and timeline constraints and not missing a beat even while recovering from major surgery. The bronze medal went to Corrie McMills (Human Resources) for tackling the housing issue head on and being proactive in securing housing units for seasonal employees. She worked tirelessly to ensure units were sufficiently furnished, crunched numbers to ensure this was a financially sound option for the town and the employees; looked at what other employers and communities are doing, and tried to anticipate potential issues, etc. She has also gone above and beyond for those who do not qualify for the units to help them secure housing as well. She has attended regional meetings and provided input on the severe lack of housing as well as how this lack of housing affects employers who cannot get enough qualified employees. Corrie has been and continues to be a great asset for Human Resources and the town.

**Other Business (23)**


Glen Van Nimwegen presented an update on the Town Hall Center Subarea Plan. The Town entered into a MOU with TMVOA and TSG to share in the cost of the consultant to do the plan. The consultant spent three days interviewing people to determine the biggest concerns and land use recommendations. The three top items were:

- Gateway Facility
- Parking Structure Upgrade
- Transportation Hub

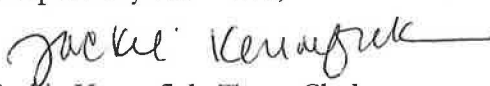
The Mayor stated that Lone Tree Cemetery Board President Janie Goldberg has asked the Town Council to consider supporting Ballot Measure 8A (increased mill levy benefitting the Lone Tree Cemetery) in the form of a Resolution. The Resolution will be considered at the October 13<sup>th</sup> budget meeting.

There being no further business, on a **MOTION** by Cath Jett and seconded by Michelle Sherry, Council unanimously agreed to adjourn the meeting at 4:44 p.m.

Respectfully prepared,

  
Susan Johnston, Deputy Town Clerk

Respectfully submitted,

  
Jackie Kennefick, Town Clerk

