



TOWN OF MOUNTAIN VILLAGE  
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## TOWN OF MOUNTAIN VILLAGE MINUTES OF THE NOVEMBER 17, 2022 REGULAR TOWN COUNCIL MEETING

The meeting of the Town Council was called to order by Mayor Laila Benitez at 2:00 p.m. on Thursday, November 17, 2022. 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  
Harvey Mogenson (via Zoom)  
Marti Prohaska  
Jack Gilbride (via Zoom)  
Pete Duprey (via Zoom)  
Patrick Berry

#### Also in attendance were:

Paul Wisor, Town Manager (via Zoom)  
Michelle Haynes, Assistant Town Manager  
Susan Johnston, Town Clerk  
Kim Schooley, Deputy Town Clerk  
David McConaughy, Town Attorney (via Zoom)  
Lizbeth Lemley, Finance Director  
Julie Vergari, Assistant Finance Director  
Chris Broady, Police Chief  
Peter Fabian, Police Officer  
Amy Ward, Community Development Director  
Kathrine Warren, Public Information Officer  
Jim Loebe, Transit & Recreation Director  
Finn Kjome, Public Works Director  
Lauren Kirn, Environmental Efficiencies & Grant Coordinator

JD Wise, Assistant Public Works Director  
Rob Johnson, Transit Operation Manager  
Mark Martin, Police Officer  
Kate Burns, Controller  
Jim Soukup, Chief Technology Officer  
Haley Carmer, Assistant Town Attorney  
Jaime Holmes, HR Director  
Peter Hervald  
Chris Chaffin  
Chris Darnell  
Henry Hardy  
Stephanie Fanos  
Michael O'Connor

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

- a. Conference with the Town Attorney for the Purpose of Receiving Legal Advice on Specific Legal Questions, to Determine Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations and/or Instructing Negotiators, and to Discuss the Purchase or Acquisition of the Alexander Property, Pursuant to CRS 24-6-402(4)(a), (b), and (e)
- b. Conference with the Town Attorney for the Purpose of Receiving Legal Advice on Specific Legal Questions, to Determine Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations and/or Instructing Negotiators in Connection with Responses to RFP for Broadband Operator, Pursuant to CRS 24-6-402(4)(a), (b) and (e)
- 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 Regarding a Wastewater Authority and Construction of a Wastewater Treatment Facility, Pursuant to CRS 24-6-402(4)(b) and (e)

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

- a. Conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions, to determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations and/or instructing negotiators, and to discuss the purchase or acquisition of the Alexander Property, pursuant to CRS 24-6-402(4)(a), (b), and (e),
- b. Conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions, to determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations and/or instructing negotiators in connection with responses to RFP for Broadband Operator, pursuant to CRS 24-6-402(4)(a), (b) and (e), and
- c. Conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions, to determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations and/or instructing negotiators regarding a Wastewater Authority and Construction of a Wastewater Treatment Facility, pursuant to CRS 24-6-402(4)(b) and (e)

at 2:02 p.m.

Council resumed regular session at 3:20 p.m.

Council took a break from 3:20 to 3:25 p.m.

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

There was no public comment.

**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: (4)**

- a. **Consideration of Approval of the October 20, 2022 Regular Town Council Meeting Minutes**

Town Clerk Susan Johnston presented. Council discussion ensued. On a **MOTION** by Dan Caton and seconded by Marti Prohaska, Council voted unanimously to approve the Consent Agenda with clarifications to agenda item 4 stating that Council only appointed one Council member to the mediation.

Council moved to agenda item 14.

**Swearing in and Introduction of: (5)**

- a. **Officer Peter Fabian**

Police Chief Chris Broady introduced Officer Peter Fabian. Mayor Benitez swore in Officer Fabian.

**Town Council Acting as the Board of Directors for the Dissolved Mountain Village Metro District (6):**

- a. **Public Hearing on the Proposed 2023 and Revised 2022 Budgets**

On a **MOTION** by Dan Caton and seconded by Marti Prohaska, Council voted unanimously to convene as the Mountain Village Metro District.

Finance Director Lizbeth Lemley presented. The Mayor opened the public hearing. No public comment was received. The Mayor closed the public hearing. Council discussion ensued.

On a **MOTION** by Marti Prohaska and seconded by Patrick Berry, Council voted unanimously to reconvene as the Mountain Village Town Council.

**Finance: (7)**

Lizbeth Lemley presented.

**a. Presentation of the October 31, 2022 Business & Government Activity Report (BaGAR)**

**b. Consideration of Approval of the September 30, 2022 Financials**

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

**c. First Reading, Setting of a Public Hearing and Council Vote on an Ordinance of the Town Levying Property Taxes for the Year 2022 to be Collected in 2023**

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 of the Town levying property taxes for the year 2022 to be collected in 2023 and to set the second reading, public hearing and final Council vote for December 8, 2022.

**d. First Reading, Setting of a Public Hearing and Council Vote on an Ordinance Adopting the 2023 Budget and Revising the 2022 Budget**

Council discussion ensued. On a **MOTION** by Dan Caton and seconded by Marti Prohaska, Council voted 7-0 to approve on first reading an Ordinance adopting the 2023 budget and revising the 2022 budget and to set the second reading, public hearing and final Council vote for December 8, 2022.

**e. Consideration of a Resolution Adopting Certain Fee Schedules Effective January 1, 2023**

On a **MOTION** by Marti Prohaska and seconded by Dan Caton, Council voted unanimously to adopt a Resolution adopting certain fee schedules effective January 1, 2023.

**First Reading, Setting of a Public Hearing and Council Vote on an Ordinance Regarding a Major Planned Unit Development (PUD) 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 Item was Continued from the June 16, 2022, August 18, 2022 meetings. To be Continued to the January 19, 2023 Town Council Meeting* (8)**

Community Development Director Amy Ward presented. On a **MOTION** by Patrick Berry and seconded by Dan Caton, Council voted 7-0 to continue the first reading of an Ordinance regarding a Major PUD amendment for Lot 109R with improvements shown on OS-3BR-2 to the regularly scheduled meeting on January 19, 2023.

**Consideration of Approval of a Contract for Construction Services with Triumph Development West for Village Court Apartments Phase IV (9)**

Town Manager Paul Wisor and Triumph Development West representative Michael O'Connor presented. Council discussion ensued. On a **MOTION** by Pete Duprey and seconded by Dan Caton, Council voted unanimously to approve the contract for construction services with Triumph Development West for Village Court Apartments Phase IV.

Council moved to agenda item 12.

**Medical Center Board Update (11)**

Telluride Regional Medical Center CEO Chris Darnell and Telluride Regional Medical Center Board Member Chris Chaffin presented. Council discussion ensued.

Council moved to agenda item 15.

**Consideration of Approval of a Resolution to Adopt Amendments to the 2011 Town of Mountain Village Comprehensive Plan *Continued to the December 8, 2022 Town Council Meeting* (12)**

Michelle Haynes presented.

Council moved to agenda item 13c.

**Staff Report: (13)**

**a. Transit & Recreation**

Transit & Recreation Director Jim Loebe and Transit Operation Manager Rob Johnson presented. Council discussion ensued.

**b. Public Works**

Public Works Director Finn Kjome and Public Works Assistant Director JD Wise presented. Council discussion ensued.

Council moved to agenda item 5.

**c. Planning & Development Services**

Amy Ward presented. Council discussion ensued.

Council moved to agenda item 11.

**Council Boards and Commissions Updates: (14)**

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

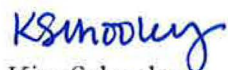
Council moved to agenda item 13.

**Other Business (14)**

There was no other business.

There being no further business, on a **MOTION** by Marti Prohaska and seconded Patrick Berry, Council voted unanimously to adjourn the meeting at 5:00 p.m.

Respectfully prepared,



Kim Schooley  
Deputy Town Clerk

Respectfully submitted,



Susan Johnston  
Town Clerk