

D) CALL TO ORDER, ROLL CALL

Mayor Mamula called the meeting of May 23, 2023, to order at 7:00pm. The following members answered roll call: Todd Rankin, Carol Saade, Jeffrey Bergeron, Dick Carleton, Jay Beckerman, Kelly Owens and Mayor Eric Mamula.

II) APPROVAL OF MINUTES

A) TOWN COUNCIL MINUTES – MAY 9, 2023

With no changes or corrections to the meeting minutes of May 9, 2023, Mayor Mamula declared they would stand approved as presented.

III) APPROVAL OF AGENDA

Town Manager Rick Holman stated there were no changes to the agenda. Mayor Mamula declared the agenda approved as presented.

IV) PRIDE MONTH PROCLAMATION

Mayor Mamula read the proclamation into record.

V) COMMUNICATIONS TO COUNCIL

A) PUBLIC COMMENT (NON-AGENDA ITEMS ONLY; 3-MINUTE TIME LIMIT PLEASE)

Mayor Mamula opened Public Comment.

Alan Bergstein, a homeowner in Breckenridge, stated he was concerned about the Short Term Rentals regulations and wondered where the fees from the program are going. He further stated he rents to high-end renters and the Town benefits from his home rentals. He also stated he is restricted and cannot sell his home and transfer his license. He stated he would like Council to reconsider allowing STR licenses to be passed on with the sale.

There were no additional comments and Mayor Mamula closed Public Comment.

B) BRECKENRIDGE TOURISM OFFICE UPDATE

Lucy Kay, Director of the Breckenridge Tourism Office, stated travel intent is higher now than before the pandemic, and the Federal Government has lifted vaccination requirements for international travelers. She stated as of May 15th we are tracking close to 2021 numbers, and the BTO is now moving to “Plan B” for the marketing plan with a more clear “book now” message. In addition, she stated business education and Spanish classes have been successful, as well as trivia night, which connects the community. Lucy Kay reminded Council about the 10 Mile Pride events, and noted that since 1992 Breckenridge has supported these kinds of initiatives.

VI) CONTINUED BUSINESS

A) SECOND READING OF COUNCIL BILLS, SERIES 2023 - PUBLIC HEARINGS

1) COUNCIL BILL NO. 17, SERIES 2023 – AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE TOWN AND FATHER DYER UNITED METHODIST CHURCH

Mayor Mamula read the title into the minutes. Mark Truckey, Community Development Director, stated this agreement will allow the church to operate a food storage trailer so they can continue with food pantry service during construction. He further stated there are no changes to this ordinance from first reading.

Mayor Mamula opened the public hearing. There were no public comments, and the hearing was closed.

Council Member Bergeron moved to approve COUNCIL BILL NO. 17, SERIES 2023 – AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE TOWN AND FATHER DYER UNITED METHODIST CHURCH. Council Member Owens seconded the motion.

The motion passed 7-0.

2) COUNCIL BILL NO. 18, SERIES 2023 – AN ORDINANCE AUTHORIZING THE GRANTING OF UTILITY EASEMENT TO CERTAIN HIGH POINT PROPERTY OWNERS AND UTILITY PROVIDERS

Mayor Mamula read the title into the minutes. James Phelps, Public Works Director, stated this ordinance would grant an easement on Town property for the connection of new water and sewer lines. He further stated there were no changes to this ordinance from first reading.

Mayor Mamula opened the public hearing. There were no public comments, and the hearing was closed.

Council Member Bergeron moved to approve COUNCIL BILL NO. 18, SERIES 2023 – AN ORDINANCE AUTHORIZING THE GRANTING OF UTILITY EASEMENT TO CERTAIN HIGH POINT PROPERTY OWNERS AND UTILITY PROVIDERS. Council Member Beckerman seconded the motion.

The motion passed 7-0.

VII) NEW BUSINESS

A) FIRST READING OF COUNCIL BILLS, SERIES 2023

1) COUNCIL BILL NO. 19, SERIES 2023 – A BILL FOR AN ORDINANCE AMENDING THE GENERAL OFFENSES TO PROHIBIT CARRYING CONCEALED FIREARMS IN TOWN BUILDINGS

Mayor Mamula read the title into the minutes. Town Attorney Kirsten Crawford stated this ordinance would change the general offenses of the Town to prohibit the carrying of concealed guns in Town buildings.

Mayor Mamula opened the public hearing.

Alan Bergstein, of 76 Cucumber Gulch Road, stated he would support no guns in any Town spaces, including municipal buildings.

There were no additional public comments and the hearing was closed.

Council Member Carleton stated he believes this ordinance is important for us to pass for our buildings and facilities, and although it may be hard to enforce, it may help prevent “crimes of passion” and may make our community safer.

Council member Beckerman stated the idea of this ordinance feels good and feels like a step to prevent mass shootings in our facilities, but it’s not enforceable and doesn’t do much to improve our safety.

Mayor Mamula stated this bill stems from an incident at the hockey rink where someone dropped a concealed weapon. He further stated it’s a good thing and he’ll be voting for it.

Council Member Bergeron stated it’s difficult to enforce and if it was just up to him he might support it, but he doesn’t believe it will do any good and if someone is following the rules and being responsible they aren’t the problem.

Council Member Bergeron moved to approve COUNCIL BILL NO. 19, SERIES 2023 – A BILL FOR AN ORDINANCE AMENDING THE GENERAL OFFENSES TO PROHIBIT CARRYING CONCEALED FIREARMS IN TOWN BUILDINGS. Council Member Saade seconded the motion.

The motion passed 5-2. Council Member Bergeron and Council Member Beckerman voted no.

2) COUNCIL BILL NO. 20, SERIES 2023 – A BILL FOR AN ORDINANCE UPDATING THE TOWN BUILDINGS AND AREAS WHERE OPEN CARRYING OF FIREARMS IS PROHIBITED

Mayor Mamula read the title into the minutes. Town Attorney Kirsten Crawford stated this ordinance is effectively a clean-up ordinance to clarify where open carry is prohibited in the Town.

Mayor Mamula opened the public hearing. There were no public comments, and the hearing was closed.

Council Member Bergeron moved to approve COUNCIL BILL NO. 20, SERIES 2023 – A BILL FOR AN ORDINANCE UPDATING THE TOWN BUILDINGS AND AREAS

WHERE OPEN CARRYING OF FIREARMS IS PROHIBITED. Council Member Owens seconded the motion.

The motion passed 7-0.

- 3) COUNCIL BILL NO. 21, SERIES 2023 – AN ORDINANCE AMENDING THE BRECKENRIDGE MUNICIPAL CODE TO ADOPT BY REFERENCE THE NATIONAL ELECTRICAL CODE, 2023 EDITION
Mayor Mamula read the title into the minutes. Rick Fout, Building Inspector, stated this ordinance would adopt the 2023 National Electric Code.

Mayor Mamula opened the public hearing. There were no public comments, and the hearing was closed.

Council Member Bergeron moved to approve COUNCIL BILL NO. 21, SERIES 2023 – AN ORDINANCE AMENDING THE BRECKENRIDGE MUNICIPAL CODE TO ADOPT BY REFERENCE THE NATIONAL ELECTRICAL CODE, 2023 EDITION. Council Member Carleton seconded the motion.

The motion passed 7-0.

- B) RESOLUTIONS, SERIES 2023
1) RESOLUTION NO. 10, SERIES 2023 – RESOLUTION OF THE MAYOR DECLARING THAT THE COVID-19 EMERGENCY HAS PASSED AND IN CONNECTION THEREWITH ALL PRIOR ACTIONS OR ORDERS ADOPTED BY TOWN COUNCIL AND/OR THE TOWN MANAGER ARE EXPIRED OR OTHERWISE RESCINDED
Mayor Mamula read the title into the minutes. Town Attorney Kirsten Crawford stated this resolution would end the Public Health Emergency for COVID and all orders associated with it are rescinded.

Mayor Mamula opened the public hearing. There were no public comments, and the hearing was closed.

Council Member Bergeron moved to approve RESOLUTION NO. 10, SERIES 2023 – RESOLUTION OF THE MAYOR DECLARING THAT THE COVID-19 EMERGENCY HAS PASSED AND IN CONNECTION THEREWITH ALL PRIOR ACTIONS OR ORDERS ADOPTED BY TOWN COUNCIL AND/OR THE TOWN MANAGER ARE EXPIRED OR OTHERWISE RESCINDED. Council Member Beckerman seconded the motion.

The motion passed 7-0.

- C) OTHER
1) MOTION TO CANCEL SECOND MEETING IN JUNE
Mayor Mamula read the title into the minutes. Town Manager Rick Holman stated this motion to cancel the June 27th Town Council meeting is necessary as required by Council Rules, and because members plan to attend the annual Colorado Municipal League conference that week.

Council Member Bergeron moved to CANCEL THE SECOND TOWN COUNCIL MEETING IN JUNE. Council Member Saade seconded the motion.

The motion passed 7-0.

VIII) PLANNING MATTERS

- A) PLANNING COMMISSION DECISIONS
Mayor Mamula declared the Planning Commission Decisions would stand approved as presented.
- B) STILLSON (STABLES VILLAGE) SUBDIVISION TOWN PROJECT HEARING
Sarah Crump, Planner III, introduced the project and reviewed details as described in the agenda memo.

Mayor Mamula opened the public hearing. There were no public comments, and the hearing was closed.

Council Member Bergeron moved to approve STILLSON (STABLES VILLAGE) SUBDIVISION TOWN PROJECT. Council Member Beckerman seconded the motion.

The motion passed 7-0.

C) SOL CENTER SUBDIVISION TOWN PROJECT HEARING

Chris Kulick, Planning Manager, introduced the project and reviewed details as described in the agenda memo.

Council Member Bergeron moved to approve SOL CENTER SUBDIVISION TOWN PROJECT. Council Member Rankin seconded the motion.

The motion passed 7-0.

IX) REPORT OF TOWN MANAGER AND STAFF

Reports of Town Manager and Staff were covered during the afternoon work session.

X) REPORT OF MAYOR AND COUNCIL MEMBERS

Reports of Mayor and Council Members were covered during the afternoon work session.

A. CAST/MMC

B. BRECKENRIDGE OPEN SPACE ADVISORY COMMITTEE

C. BRECKENRIDGE TOURISM OFFICE

D. BRECKENRIDGE HISTORY

E. BRECKENRIDGE CREATIVE ARTS

F. BRECKENRIDGE EVENTS COMMITTEE

G. CHILD CARE ADVISORY COMMITTEE

H. WORKFORCE HOUSING COMMITTEE

I. SOCIAL EQUITY ADVISORY COMMISSION

XI) OTHER MATTERS

There were no other matters to discuss.

XII) SCHEDULED MEETINGS

A) SCHEDULED MEETINGS FOR MAY, JUNE AND JULY

XIII) ADJOURNMENT

With no further business to discuss, the meeting adjourned at 7:38pm. Submitted by Helen Cospolich, CMC, Town Clerk.

ATTEST:

Helen Cospolich, CMC, Town Clerk

Eric S. Mamula, Mayor