



SUMMIT COUNTY BOARD OF COUNTY COMMISSIONERS
Tuesday, January 28, 1:30 p.m.
SUMMARY MINUTES

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or available audio/visual equipment, please contact 970-453-3403 as soon as possible.*

I. CALL TO ORDER

The Meeting of the Board of County Commissioners on Tuesday, January 28, 2020 was called to order by Chair, Karn Stiegelmeier, at 1:30 p.m. in the County Commissioners' Meeting Room, Summit County Courthouse, 208 Lincoln Avenue, Breckenridge, Colorado.

II. ROLL CALL

Board Members present and answered to the roll call were:

Karn Stiegelmeier, Chair
Thomas C. Davidson, Commissioner
Elisabeth Lawrence, Commissioner

Staff Present were as follows: Scott Vargo, County Manager; Jeff Huntley, County Attorney; Keely Ambrose, Assistant County Attorney; Bentley Henderson, Assistant County Manager; Sarah Vaine, Assistant County Manager; Julie Sutor, Director of Communications; Marty Ferris, Finance Director; Sid Rivers, Planner II; Jessica Potter, Planner II; Dan Osborn, Senior Planner; Julie Wilson, Appraiser I; Jason Dietz, Housing Director; Jim Curnutte, Community Development Director; Eva Henson, Administrative Manager and Lori Dwyer, Deputy Clerk.

Additional Attendees: Deepan Dutta, Ben Little, Karen Little, David Bittner, Elena Scott, Bob Laurence, Craig Mansfield, Luisa Stafford, Steve Cornwell, Cheryl Thompson, Robert Thompson, Dawn Novotny, Cindy Freese, Shauna Bocksch, Mark Bocksch, Mary Parrott, Barb Arbuckle, Kim Nearpass, Sharon Crawford, Steve Huyler, Evan Wasserman, Roger Eastman, John Bahde, Garth Jordan, Margaret Posey, Joe Posey, Thea Tupper, Lin Denham, Sam Parker, Dave Matthews, Debra Schubert, Kathleen Bahde, Don Cacace, Mary Ceynowa, Karen Vanderkooi, Ron Drake, Christine Blask, Danette Beavers, Laura Jordan, Paula Parker, Fraser Buchanan, Gene Bygd, Gail Nease, Diego Vivot, Jim Little, Alistair Davidson, Kelly Davidson, Steve Rossetter, Laura Rossetter, Andy Searls, Steve Novotany, Jan Vliet, Dave Vliet, Vera Dawson, Michael Babnik, Kingsley Poon, Angela Poon, Gerry Wilbourn, Lu Snyder, Dennis Kuhn, Rita Neubauer, Mark Chandler, Ted Mueller, Amy Hume, Kicki Stecher, Charles Lackey, Christina Whelan, Jeni Friedrich, Cindi Gillespie, Sandra Grogar and others (names were illegible on sign-in sheet).

III. APPROVAL OF AGENDA

The agenda was approved, as presented.

IV. CITIZEN COMMENT

Ben Little noted his support for conservation easements and opposition to their condemnation, specifically regarding the parcel commonly known as “Fiester Preserve”. He spoke to note the importance of a buffer between Bill’s Ranch and the County Commons.

Don Cacace asked the Commissioners to change their minds and noted commitments made by both the Board of County Commissioners and Colorado Open Lands.

Karen Little spoke to ask the members of the audience to show the commitment of Summit County voters to the protection of open space.

John Bahde spoke in opposition to changing the parcel of land protected under the easement.

Thea Tupper noted her concerns about contracts being invalidated.

Andy Searls, representing Staying in Summit, noted the importance of senior housing in Summit County.

David Bittner noted that he was recently involved in replanting of the parcel and feels that there is value to the land.

Steve Cornwell noted his concerns about potential visual impacts of developing the parcel.

Steve Novotany stated that the parcel backs to his property and that he feels other locations could work for Senior Housing.

Jeni Friedrich, representing the Summit Association of Realtors, read a letter in opposition to development of the parcel commonly known as “Fiester Preserve”.

Angela Poon expressed support for using the Lake Hill property for Senior housing.

Kim Nearpass noted concerns about whether residents can trust their local government, and whether citizens want the proposed condemnation.

V. CONSENT AGENDA

- A. Approval of a Resolution authorizing the Clerk & Recorder and Motor Vehicle offices to close to the public the day of the Presidential Primary Election on March 3, 2020, Primary Election, June 30, 2020 and the General Election, November 3, 2020(Clerk). **Approved Resolution 2020-05; and**
- B. Approval of a Resolution adding additional polling venues for early voting for the coordinated election on November 3, 2020 (Clerk). **Approved Resolution 2020-06; and**
- C. Approval of 1-14-20 Regular Meeting Minutes. **Approved as presented; and**
- D. Warrant Lists of 1-1-20 to 1-15-20 (Finance). **Approved as presented by the Finance Department; and**
- E. Approval to acquire a 50% interest in the Smuggler, Silent Friend, Iron and Crown Point

- F. Claims (Upper Blue) (OS&T). **Approved as presented; and**
Approval to proceed with the sale of the Continental Divide National Scenic Trail mining claims (Summit County Critical Inholdings) to the United States Forest Service (OS&T). **Approved as presented; and**
- G. Authorization for the Chair to execute the Community Development Block Grant Business Loan Funds Application and Intergovernmental Agreement (NWCCOG). **Approved as presented; and**
- H. Approval of a Property Exchange and Purchase Agreement (Manager). **Approved as presented; and**
- I. Approval of a Collective Bargaining Agreement (Transit). **Approved as presented; and**
- J. Approval of Intergovernmental Agreement (IGA) with Summit County Housing Authority regarding Housing Project (Housing/Manager). **Approved as presented; and**
- K. Petition for Abatement or Refund of Taxes; Abatement No. 20AR-05; Schedule No. 304457; Legal Property Description: Unit 2 Liftside Condo Commercial Lease; Owner: Vail Summit Resorts Inc (Assessor). **Approved as presented; and**
- L. Petition for Abatement or Refund of Taxes; Abatement No. 20AR-06; Schedule No. 6512485; Legal Property Description: Lot 2R Riverview Sub #2 Replat of Lots 2-8 & Rainbow Dr; Owner: Craig Realty Group - Silverthorne LLC (Assessor). **Approved as presented; and**
- M. Petition for Abatement or Refund of Taxes; Abatement No. 20AR-010; Schedule No. 1501233; Legal Property Description: Lot 2 Silverthorne Factory Stores; Owner: Craig Realty Group - Silverthorne LLC (Assessor). **Approved as presented; and**
- N. Petition for Abatement or Refund of Taxes; Abatement No. 20AR-011; Schedule No. 1501234; Legal Property Description: Lot 3 Silverthorne Factory Stores; Owner: Craig Realty Group - Silverthorne LLC (Assessor). **Approved as presented; and**
- O. Petition for Abatement or Refund of Taxes; Abatement No. 20AR-012; Schedule No. 1501284; Legal Property Description: Lot 1 Silverthorne Factory Stores #2; Owner: Craig Realty Group - Silverthorne LLC (Assessor). **Approved as presented; and**
- P. Petition for Abatement or Refund of Taxes; Abatement No. 20AR-016; Schedule No. 6512486; Legal Property Description: Lot 6R Riverview Sub #2 Replat of Lots 2-8 & Rainbow Dr; Owner: Craig Realty Group - Silverthorne LLC (Assessor). **Approved as presented; and**

MOTION: A motion was made by Commissioner Davidson and seconded by Commissioner Lawrence to approve the Consent Agenda, items A-P, including Resolutions 2020-05 and 2020-06 as referenced above.

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

VI. NEW BUSINESS

- A. Administrative TDR Map Amendment - change designation of properties that have had development rights removed from Receiving, Sending, or Neutral to "Neutral - Development Rights Removed" for the Upper Blue, Lower Blue, and Snake River Basins (PLN19-155/Summit County Government).

Sid Rivers gave a background including but not limited to the open space and maps for the administrative change. She noted that staff recommends approval.

MOTION: A motion was made by Commissioner Lawrence and seconded by Commissioner Davidson to approve Resolution 2020-07, an Administrative TDR Map Amendment - change designation of properties that have had development rights removed from Receiving, Sending, or Neutral to "Neutral - Development Rights

Removed" for the Upper Blue, Lower Blue, and Snake River Basins (PLN19-155/Summit County Government).

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

- B. A General Subdivision Exemption to replat the building envelope on Lot 8B, Shadows North Amended Subdivision; a 0.531 acre parcel zoned R-2. (PLN19-153/Sonny Neely) Upper Blue Basin.

Jessica Potter gave an overview including but not limited to the history of the lot and utility easement. She noted that staff recommends approval, with 7 findings and no conditions.

MOTION: A motion was made by Commissioner Davidson and seconded by Commissioner Lawrence to approve Resolution 2020-08, a General Subdivision Exemption to replat the building envelope on Lot 8B, Shadows North Amended Subdivision; a 0.531 acre parcel zoned R-2. (PLN19-153/Sonny Neely) Upper Blue Basin, with 7 findings and 0 conditions as listed in the staff report.

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

- C. Lot Line Vacation Tiger Run RV Resort (PLN18-035/Maris Davies) (Upper Blue Basin). **Staff Recommends Continuing to the February 11, 2020 Regular Meeting due to a Noticing Error.**

Dan Osborn made a request to continue this item, due to a noticing error caused by incorrect postage.

MOTION: A motion was made by Commissioner Lawrence and seconded by Commissioner Davidson to continue the hearing for a Lot Line Vacation Tiger Run RV Resort (PLN18-035/Maris Davies) (Upper Blue Basin) at the next BOCC Regular Meeting on February 11, 2020.

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

VII. PUBLIC HEARING

- A. A Minor Amendment to the Copper Mountain PUD to add commercial as an allowed use to Parcel 30 (Alpine Lot) and transfer 1,000 square feet of commercial density from Parcel 29 (East Lake Housing) to Parcel 30 to facilitate a new transportation center with a commercial component (PLN19-145/Graeme Bilenduke) Ten Mile Basin.

Ms. Potter gave a history including, but not limited to, existing conditions, the proposed site plan, PUD modifications and criteria for approval. She noted that staff recommends approval of the application with 7 findings and 0 conditions. Ms. Potter noted that the site plan will be discussed at the upcoming February 13th Planning Commission meeting.

Commissioners and staff discussed the proposed location for the transit center and the rationale for its location.

Commissioner Davidson asked about permitted commercial uses of the proposed modification. Keely Ambrose noted that guiding language for uses is provided. Commissioners and staff discussed a change to Table I footnote U to state, “commercial uses that support the transportation center and associated skier services”.

Elena Scott, speaking on behalf of the applicant, noted reasoning for the application, existing conditions, proposed changes and a proposed parking layout.

Commissioner Stiegelmeier opened the hearing for public comment.

Debra Schubert noted that when she purchased her property at Copper, noted concerns related to privacy, light from the proposed structure, landscaping, safety, and impact upon her views.

Megan Abbott (*did not sign in*) noted that the proposed change is an improvement over the existing transit center.

Cindi Gillespie, Copper Mountain Transportation Manager, spoke to note that the busses currently pick up and drop off in the same location as is proposed.

Deepan Dutta noted his concern related to safety in condensing two bus stops into one.

Dave Steele noted support for a single-story building and that he believes the issue of walking between condominium buildings has been a long-term issue unrelated to the nearby bus stop.

Commissioner Stiegelmeier closed the public hearing.

Commissioner Stiegelmeier noted that the concerns raised by the public are related to the site plan, rather than the PUD modification being reviewed by the Board during this hearing.

MOTION: A motion was made by Commissioner Davidson and seconded by Commissioner Lawrence to approve Resolution 2020-09, A Minor Amendment to the Copper Mountain PUD to add commercial as an allowed use to Parcel 30 (Alpine Lot) and transfer 1,000 square feet of commercial density from Parcel 29 (East Lake Housing) to Parcel 30 to facilitate a new transportation center with a commercial component (PLN19-145/Graeme Bilenduke) Ten Mile Basin, with an amendment to Table I, footnote U as presented at the hearing, with 7 findings and 0 conditions.

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

- B. A Major PUD Amendment to clarify and update the Tiger Run RV Resort PUD (PLN18-037/Maris Davies) Upper Blue Basin. Staff Recommends Continuing to the February 11, 2020 Regular Meeting due to a Noticing Error.**

Mr. Osborn spoke to note that this item is related to New Business Item C.

Commissioner Stiegelmeier opened & closed the hearing with no public comment.

MOTION: A motion was made by Commissioner Davidson and seconded by Commissioner Lawrence to continue the hearing for a Major PUD Amendment to clarify and update the Tiger Run RV Resort PUD (PLN18-037/Maris Davies) Upper Blue Basin at the next BOCC Regular Meeting on February 11, 2020.

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

- C.** Consideration of a resolution amending the method of appointing the membership of Summit County Housing Authority Commissioners, appointing the Board of County Commissioners as Ex Officio commissioners of the Authority(SHA) (Manager/Attorney).

Jeff Huntley noted that staff recommends approval of the proposed resolution.

Commissioner Stiegelmeier opened & closed the hearing with no public comment.

MOTION: A motion was made by Commissioner Lawrence and seconded by Commissioner Davidson to approve Resolution 2020-10, amending the method of appointing the membership of Summit County Housing Authority Commissioners, appointing the Board of County Commissioners as Ex Officio commissioners of the Authority (SHA) (Manager/Attorney).

MOTION PASSED UNANIMOUSLY BY THE BOARD PRESENT

VIII. ADJOURNMENT

The meeting was adjourned at 2:56 p.m.

Respectfully submitted,

Approved by:

Lori Dwyer, Deputy Clerk

Karn Stiegelmeier, Chair

NOTE: These minutes are a summary of the proceedings and motions of the January 28, 2020 Board of County Commissioners' Regular Meeting. The complete digital recording is available in the Office of the Clerk & Recorder, Summit County Courthouse, 2nd Floor, 208 Lincoln Avenue, Breckenridge, Colorado 80424.