

The regular meeting of the Vail Town Council was called to order at approximately 6:00 P.M. by Mayor Chapin.

Members present:	Dave Chapin, Mayor Dick Cleveland Kevin Foley Kim Langmaid Jen Mason Greg Moffet
Member absent:	Jenn Bruno, Mayor Pro Tem
Staff members present:	Stan Zemler, Town Manager Matt Mire, Town Attorney Tammy Nagel, Deputy Town Clerk

1. Citizen Participation

Laurie Assmussen, Donovan Pavilion Management, Inc., shared that she emailed the Town Council the company's financial reports apologizing for any confusion.

2. Proclamations

2.1. Proclamation No. 4, Series of 2016, In Recognition of Vail's 50th Birthday Celebration

Presenter(s): Dave Chapin, Mayor

Town Council members each read a section of the proclamation and Mayor Chapin invited the community to join them on August 23, 2016 to celebrate the Town's 50th Birthday.

2. Any action as a result of executive session

No action was taken.

4. Consent Agenda

4.1. Resolution No. 24, Series of 2016, A Resolution Authorizing the Town of Vail To Grant a Utility/Access Easement to Holy Cross Energy; and Setting Forth Details in Regard Thereto

Background: Holy Cross Energy (HCE) currently has infrastructure in the Manns Ranch Road Right-of-Way fronting Booth Creek Park. An updated electrical service is required for the redevelopment of Booth Creek Park. There is insufficient space within the Right-of Way to locate the required electrical transformer. In order to provide HCE with the rights to have buried powered lines within Booth Creek Park, the existing easement needs to be updated. Attached is a copy of the new easement that should be granted to HCE to allow for the buried power lines.

4.2. Resolution No. 25, Series of 2016, A Resolution Approving an Intergovernmental Agreement Concerning Authorization for Law Enforcement Services Within Unincorporated Eagle County, the Town of Gypsum and the Town of Minturn; and Setting Forth Details in Regard Thereto

Background: The Eagle County Sheriffs department wishes to set forth the circumstances under which the Town of Vail Police Department may perform law enforcement functions and enforce the state's statutes within unincorporated Eagle County, the corporate boundaries of the Town of Gypsum and the corporate boundaries of the Town of Minturn.

Moffet moved to approve the items listed on the consent agenda; Foley seconded the motion and it passed (6-0).

5. Town Manager Report

5.1. Homestead Exemption for Residents Update

Background: Review ability to impose a homestead exemption which would be applied to property tax collections. Town Attorney Matt Mire explained if there was a decision to move forward with this effort, there would need to be a ballot question presented to the voters.

5.2. Increase in Lift Ticket Tax Memorandum

Background: Review relevant election dates and proposed ballot question about increase in the lift ticket tax. Town Manager Stan Zemler presented some timelines related to an election and the process for which to present a ballot proposal. There was consensus to draft ballot language which would include a 4% lift tax increase and return with a timeline for a coordinated election.

5.3. Transportation Alternative Program Grant Memorandum

Background: Update on Vail's TAP grant application submitted to CDOT for the Vail Transit Bus Stop Enhancement Project. Staff presented some of the details of the project that would address the creation of a "new bus rapid transit route" between West Vail and Vail Town Center as well as some pedestrian improvements. There was some feedback that the project was very costly.

5.4. Sales Tax Rebate Follow-up

Background: Review ability to rebate sales tax to full time year-round residents and related financial impacts. Town Manager suggested this topic be included as part of the 2017 budget discussion and there was consensus to schedule the topic at that time.

6. Action Items

6.1. Selection of Contractor for Operational Management of Welcome Centers/Host Program Presenter(s): Suzanne Silverthorn, Director of Communications

Action Requested of Council: Solicit public comment and provide the due diligence needed to direct the staff to prepare a contract for operation of the Vail Welcome Centers and Community

Host Program beginning October 1, 2016 with the firm best qualified to leverage the Town's resources to fulfill its stated goal of delivering a five-star customer experience. The term of this contract shall be for one year with the opportunity to renew the contract for an additional two years based on exceptional performance.

Background: On May 19, 2016, the Town of Vail issued a request for proposals for management of its Welcome Centers, the Volunteer Community Host Program and Guest Welcome Services Program. The three firms responding to the RFP (in alphabetical order) -- Colorado Activity Centers, Inc., Donovan Pavilion Management, Inc. and Vail Info Inc. -- have been forwarded to the final round which includes preparation of a written business plan and interviews with the Town Council. The current service contract for management of the Welcome Centers/Host Program expires on September 30, 2016.

Silverthorn, Communication Director, reviewed the overall process for this selection process noting the interviews were conducted during the afternoon session. There was public comment from Joe Holts, current volunteer, who expressed support for Vail Info, Inc. There was council feedback about the interviews, summarized as follows:

- ✓ Excellent proposals although different strengths and weaknesses with each vendor.
- ✓ Looking for innovation and fresh energy and vendor who understands and knows the community.

Moffet moved to award the Welcome Center Operations contract to Vail Info, Inc.; Foley seconded the motion and the vote resulted in a tie (3-3; Chapin, Foley, Moffet – yea; Cleveland, Langmaid, Mason – nay). Cleveland moved to table the decision to the August 16, 2016 meeting when all seven members would be present; Moffet seconded the motion and it passed (6-0).

6.2. Ordinance No. 18, Series of 2016, An Ordinance Repealing and Reenacting Chapter 11 of Title 5 of the Vail Town Code, Concerning Abatement of Diseased Trees and Wildfire Fuels
Presenter(s): Mark Novak, Fire Chief

Background: Ordinance No. 18 revises the current Mountain Pine Beetle and Wildfire Fuels Reduction ordinance to include all forest pathogens, amend the definition of wildfire fuels and reassign responsibility for this section of code from Public Works to the Fire Department.

There was no public comment on this topic. Moffet moved to approve Ordinance No. 18, Series of 2016, An Ordinance Repealing and Reenacting Chapter 11 of Title 5 of the Vail Town Code, Concerning Abatement of Diseased Trees and Wildfire Fuels; Foley seconded the motion and it passed (6-0).

6.3. Ordinance No. 19, Series of 2016, First Reading, An Ordinance Amending Article B, Chapter 3, Title 4 of the Vail Town Code to Create a New Section Relating to the Private Use of Vehicle Immobilizers
Presenter(s): Matt Mire, Town Attorney

Background: The use of vehicle immobilization devices, or "boots," is a practice being employed by private property owners to enforce parking violations and in some circumstances payment in their lots as an alternative, or in addition, to the use of towing. Without state or local regulation, there is an increased opportunity for fraudulent and predatory booting practices that negatively impact the Town's citizens. The Town Council finds that private booting, so long as it remains unregulated, presents an appreciable risk to public safety and to property. As such, the Town Council, pursuant to its authority to protect and secure the public health, safety and welfare of its citizens, desires to prohibit the use of vehicle immobilization devices in the Town.

There was discussion about towing and booting and what charges would be assessed, the appeal process, and suggestions to require more information about the booting company to release the boots. Public input was heard by the Evergreen Lodge who expressed support of booting in their parking lot during the winter to handle parking violators. Moffet moved to approve Ordinance No. 19, Series of 2016, First Reading, An Ordinance Amending Article B, Chapter 3, Title 4 of the Vail Town Code to Create a New Section Relating to the Private Use of Vehicle Immobilizers with suggested changes about the operations of booting companies. Langmaid seconded the motion and it passed (4-2; Chapin, Langmaid, Mason, Moffet – yea; Cleveland, Foley – nay).

6.4. Phase 3 Design Development Review of the Vail Wayfinding Project, including the Roundabouts, Street name signs and Village Directories. Contract award of the roundabout signs

Presenter(s): Greg Hall, Director of Public Works

Action Requested of Council: The Vail Town Council is asked to review the Design Development Package as presented and provide direction and approval with the various components of the package to move the project toward implementation. The next steps would be the creation of construction documents and sign fabrication solicitation. Award the roundabout sign replacement contract.

Background: The Town Council has reviewed over the past 4 years incremental implementation of the wayfinding package with 2 of 3 phases complete. During the last review, there was support from the then-sitting council to improve the street name signs in Vail both along the frontage roads as well as outlying neighborhoods. In addition, by contracting the services of Resort App, a new digital map will be created to be used in all digital, print and sign applications. As such, the town will be able to complete the directory portion of the wayfinding project.

There was discussion about amount of signage to use, request to recycle old signs, and the ability to use the resort application to inform locals of parking structure vacancies. Moffet moved to approve the Phase 3 Design Development Review of the Vail Wayfinding Project, including the Roundabouts, Street name signs and Village Directories and to award the contract of the roundabout signs; Foley seconded the motion and it passed (6-0).

7. Public Hearings

7.1. Ordinance No. 17, Series of 2016, Second Reading, An Ordinance Amending Title 7, Chapter 3, Articles C and D of the Vail Town Code to Increase the Penalties for Certain Parking Violations

Presenter(s): Jeff Campbell, Code Enforcement Officer

Background: The Town of Vail Code Enforcement Officers often encounter vehicles whose owners have had previous citations within relatively short periods of time and for similar if not identical offenses. Ordinance No. 17, Series of 2016 adds an escalating scale of fines for repeat offenders. This ordinance will help to improve guest experiences by making more parking spaces available through changing the behavior of those drivers that repeatedly violate time-restricted and prohibited parking areas.

Staff noted there were no changes to the ordinance from first reading. Moffet moved to approve Ordinance No. 17, Series of 2016, Second Reading, An Ordinance Amending Title 7, Chapter 3, Articles C and D of the Vail Town Code to Increase the Penalties for Certain Parking Violations. Foley seconded the motion and it passed (6-0). There was no public comment on this topic.

There being no further business to come before the council, Moffet moved to adjourn the meeting and Foley seconded the motion which passed (6-0) and the meeting adjourned at 8:05 p.m.

Respectfully Submitted,

Attest:

Dave Chapin, Mayor

Tammy Nagel, Deputy Town Clerk