
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
 Kim Langmaid, Mayor Pro Tem
 Jenn Bruno
 Travis Coggin
 Kevin Foley
 Jen Mason
 Brian Stockmar

Staff members present: Scott Robson, Town Manager
 Patty McKenny, Assistant Town Manager
 Matt Mire, Town Attorney
 Tammy Nagel, Town Clerk

1. Citizen Participation

Kaye Ferry, Vail resident, thanked council and Vail police for responding to her concern about golf carts and electric work carts being driven on Vail Valley Drive. She shared there were less violators since the Vail Police had been monitoring the activity.

2. Any action as a result of executive session

There was none.

3. Consent Agenda

3.1. August 3, 2021 Town Council Meeting Minutes

Foley made a motion to approve the August 3, 2021 meeting minutes; Langmaid seconded the motion passed (6-0 * Stockmar was not present during vote)

3.2. August 17, 2021 Town Council Meeting Minutes

Foley made a motion to approve the August 17, 2021 meeting minutes; Langmaid seconded the motion passed (7-0).

3.3. Resolution 39, Series 2021, A Resolution Approving a Memorandum of Understanding in Furtherance of the Vail Sustainable Destination Initiative

Action Requested of Council: Approve, approve with amendments, or deny Resolution 39, 2021.

Background: In 2017 the Vail destination was certified as a Sustainable Destination under the Mountain IDEAL standard and achieved recertification in 2021. This Memorandum of Understanding (MOU) was initially signed in 2017 by all seven members of the Vail Destination Stewardship Council and this version is an update to the initial MOU. The purpose of this MOU is to set forth the initiatives undertaken by the undersigned parties to participate in and support the purpose and goals of the Vail Sustainable Destination Initiative.

Staff Recommendation: Approve, approve with amendments, or deny Resolution 39, 2021

Langmaid made a motion to approve Resolution No. 39, Series of 2021; Coggin seconded the motion passed (7-0).

3.4. Resolution No. 41, Series 2021, A Resolution Approving a Vacation of Easement and Bill of Sale with the Eagle River Water and Sanitation District (the "ERWSD")

Action Requested of Council: Approve, approve with amendments or deny Resolution No. 41, Series 2021.

Background: The Town of Vail is constructing a project for which it has requested the ERWSD to vacate a certain sewer easement and convey ownership of the eight-inch (8") sewer main located within the easement, pursuant to the Vacation of Easement and Bill of Sale

Staff Recommendation: Approve, approve with amendments or deny Resolution No. 41, Series 2021.

Coggin made a motion to approve Resolution No. 41, Series of 2021; Mason seconded the motion passed (7-0).

3.5. Resolution 42, Series 2021, A Resolution Approving a Memorandum of Understanding Regarding a Multidisciplinary Approach Concerning Threat Assessments

Action Requested of Council: Approve, approve with amendments, or deny Resolution 42, Series 2021.

Background: A multidisciplinary approach to screen and prioritize concerning incidents for level of potential risk, and determine what options are appropriate before and throughout interactions by sharing resources.

Staff Recommendation: Approve, approve with amendments, or deny Resolution 42, Series 2021.

Coggin made a motion to approve Resolution No. 42, Series of 2021; Langmaid seconded the motion passed (7-0).

4. Town Manager Report

4.1. Town Council Candidate Update

Robson shared his office would be hosting a candidate briefing on September 8th in the council chambers. This briefing would allow the candidates running for council in the upcoming election

on November 2 to ask staff members questions on current key topics. Additionally, Robson stated the Council Forum hosted by the Vail Chambers Business Association on September 28 at 5:30 pm in the Grand View Room located at the top of the Lionshead parking structure.

4.2. Update on Residences Main Vail Development

George Ruther, Housing Director, provided council a brief update on the Residences Main Vail development. The project would be conducted in 2- phases to save money.

Robson noted the phasing of the project was an important change to save tax payers dollars to start demolition this fall with completion of the project in the Spring of 2023.

4.3. Public Health Update

Robson shared a public health update and noted positive infections were on the rise in Eagle County. He had signed an executive order requiring masks be worn by the public in all town buildings regardless of vaccination status.

5. Action Items

5.1. Resolution No. 40, Series of 2021, Resolution No. 40, Series of 2021, A Resolution Approving a Memorandum of Understanding Establishing a Regional Transit Authority Formation Committee

Presenter(s): Scott Robson, Town Manager and Greg Hall, Director of Public Works

Action Requested of Council: Approve, approve with amendments, or deny Resolution No. 40, 2021.

Background: The attached Memorandum of Understanding is intended to embark on the next level of structured collaboration and focus to understand the details of a potential Regional Transit Authority and implement a comprehensive outreach program to inform stakeholders and receive stakeholder input.

Staff Recommendation: Approve, approve with amendments, or deny Resolution No. 40, 2021.

Robson provided council an overview of the memorandum of understanding ("MOU") establishing a regional transit authority ("RTA") to serve the Eagle River Valley. The MOU proposed the formation of an RTA Formation Committee, an RTA Technical Committee, and an RTA Community Stakeholders Committee. Eagle County, the Town of Vail and the Town of Avon are contemplated to fund Phase I of planning costs so that effort could proceed by retaining a community outreach facilitator by October. The town would contribute \$10,000 towards Phase I. Phase II contemplated funding contributions by all municipalities that would participate in the RTA planning effort in 2022. Robson noted that the effort was anticipated to lead up to November of 2022 to approve an RTA and may potentially include a tax funding question to support enhancements to regional transit services. The town would budget \$60,000 in 2022 for Phase II. The contemplated RTA would also include dedicated funding to support the Eagle Air Alliance and subsidies to secure new direct flights to Eagle County Regional Airport.

Chapin thought the MOU would give the Town a stronger voice at the table and would be in favor of the MOU.

Stockmar requested he be considered to represent Vail since he had been attending all Eagle County Transportation meetings.

Coggin made a motion to approve Resolution No. 40, Series of 2021; Stockmar seconded the motion passed (7-0).

5.2. Ordinance No. 18, Series 2021, First Reading, an ordinance concerning the Residences at Main Vail and in connection therewith authorizing the project, the leasing of certain town property, and the execution and delivery of a site lease, lease purchase agreement and other documents.

Presenter(s): Kathleen Halloran, Finance Director

Action Requested of Council: Approve, approve with amendments, or deny first reading of Ordinance No. 18, Series 2021.

Background: Please see attached memorandum.

Staff Recommendation: Approve, approve with amendments, or deny first reading of Ordinance No. 18, Series 2021.

Halloran reviewed Ordinance No. 18, Series of 2021 with council stating on June 15, council directed staff to move forward with financing the estimated \$26.5 million Residences at Main Vail housing project with a \$25.0 million, 30-year Certificate of Participation (COP). Halloran stated the purpose of this ordinance was to authorize the town to issue the debt.

Chapin stated there had been rises in the interest rates since the first-time council discussed this matter. Halloran agreed that since June the interest rate was 1.67% and now interest the interest rate was 2.07% and could still change since we don't have a rate lock at this time.

Foley confirmed the debt service would be covered by rent income generated by the units. Halloran confirmed that was the plan. She went on to say rent would be similar to the rent rates at Lions Ridge.

Coggin inquired about the different dollar numbers of \$26.5M, \$25M and \$25.3M that were mentioned in the staff memorandum. Halloran stated the development company had currently estimated the project completion at \$26.5M and portion of that estimated was contingency and the thought was to not finance contingency in hopes it would not be needed. The debt issued would be for the \$25M. The \$25.3M the \$300,000 is for the cost of the COPs.

There was no public comment.

Council had no further questions.

Coggin made a motion to approve Ordinance No. 40, Series of 2021; Mason seconded the motion passed (7-0).

5.3. Ordinance No. 19, Series of 2021, First Reading, an Ordinance Amending Title 7 of the Vail Town Code to Permit the Town to Designate Dismount Zones

Presenter(s): Ryan Kenney, Vail Police Commander

Action Requested of Council: Approve, approve with amendments or deny Ordinance 19, Series 2021.

Background: Town Council directed staff to look for solutions to the pedestrian/biker interactions occurring in the Village and Lionshead. Staff research has shown dismount zones may ease the congestion in certain areas and improve safety. Ordinance No.19, Series 2021 will give authority to establish bicycle dismount zones and enforce violations.

Staff Recommendation: Approve, approve with amendments or deny Ordinance 19, Series 2021.

Kenney reviewed the Ordinance No. 19, Series of 2021 with council sharing the ordinance had fines and penalties that would allow the police department to enforce the dismount zones in the village. Kenney stated the police intend to do more educating riders rather than ticketing them.

Langmaid inquired if there are good routes for riders to use to bypass the dismount zones. Kenney stated the literature that was being created to educate residents and guests had the routes around the dismount zones. Kenney shared those routes are quicker for riders to use rather than trying to ride through the village on busy days.

Langmaid also requested more bike racks that accommodate a variety of tire sizes and even possibly having bike lockers.

Foley asked if the signs would also be in Spanish for our many South American guests. Robson stated the signs would display the universal symbology but yes, some signs would be in dual language.

Public comment was called.

Benjamin Donnelly, owner of Vail Pedicabs, requested council consider exempting his pedicabs from the dismount zone regulations.

Council agreed the pedicab service would be exempt from this ordinance.

There was no more public comment.

Council had no more questions.

Bruno made a motion to approve Ordinance No. 19, Series of 2021 with the amendment to exempt the pedicab business; Coggin seconded the motion passed (7-0).

6. Public Hearings

6.1. Ordinance No. 16, Series of 2021 - Second reading An Ordinance Approving Amendments to Special Development District No. 43, Highline Double Tree

Presenter(s): Greg Roy, Planner

Action Requested of Council: Approve, approve with modifications, or deny Ordinance No. 16, Series of 2021, upon second reading.

Background: The PEC heard an application for a minor subdivision on the Highline Double Tree property on March 8th of 2020 and approved the plat. That plat, however, was not recorded and an adjustment to the lot line was needed. For this reason, a subsequent minor subdivision application was received. At the July 26th PEC meeting the conditional use permit for the commercial spaces was approved as well as the latest minor subdivision application. The PEC also recommended approval of the SDD amendment with a vote of 4-2 (Perez and Pratt opposed). The opposed commissioners were concerned with the extended approval timeline.

Staff Recommendation: Approve, approve with modifications, or deny Ordinance No. 16, Series of 2021, upon second reading.

Roy reviewed Ordinance No. 16, Series of 2021 with council stating there were no changes since the first reading.

There was no public comment.

Coggin made a motion to approve Ordinance No. 16, Series of 2021 upon second reading; Bruno seconded the motion passed (7-0).

6.2. Ordinance No. 17, Series of 2021, second reading - An Ordinance Rezoning Vail Village Filing 1, Block 5, Lots 1-6 from High Density MultipleFamily (HDMF) to the Vail Village Townhouse (VVT) District

Presenter(s): Greg Roy, Planner

Action Requested of Council: Approve, approve with modifications, or deny Ordinance No. 17, Series of 2021, upon second reading.

Background: On August 21, 2012 the Vail Town council adopted Ordinance No. 2 Series of 2012 establishing the Vail Village Townhouse Zone District. The Vail Village Townhouse (VVT) District was adopted following numerous public hearings before the Planning and Environmental Commission and the Town Council. At first it was a private property owner-initiated application and later, as a Community Development staff led effort. In 2014 the Vail Rowhouses 7-13 and Texas Townhomes went through the rezoning process to change the zoning on their lots from HDMF to the VVT district.

Staff Recommendation: Approve, approve with modifications, or deny Ordinance No. 17, Series of 2021, upon second reading.

Roy reviewed Ordinance No. 17, Series of 2021 with council stating there were no changes since the first reading.

There was no public comment.

Coggin made a motion to approve Ordinance No. 17, Series of 2021 upon second reading; Mason seconded the motion passed (7-0).

There being no further business to come before the council, Foley moved to adjourn the meeting; Coggin seconded the motion which passed (7-0) and the meeting adjourned at 7:00 p.m.

Respectfully Submitted,

Attest:

Dave Chapin, Mayor

Tammy Nagel, Town Clerk