



MEETING MINUTES
Town Council
Tuesday, May 25, 2021
Public Meeting Room / Eagle Town Hall
200 Broadway Eagle, CO

*This agenda and the meetings can be viewed at www.Townofeagle.org.
The times listed are approximate and are subject to change.*

TOWN COUNCIL MEETING ACCESS INFORMATION AND PUBLIC PARTICIPATION

1. This was an in-person meeting with access to attend via Zoom.

CALL TO ORDER - 6:00 PM

Mayor Turnipseed called the meeting to order at 6:00 p.m.

ROLL CALL

COUNCIL MEMBERS PRESENT

Matt Solomon (Via Zoom), Mikel Kerst, Scott
Turnipseed, Ellen Bodenhemier, David Gaboury, Janet
Bartnik, Geoffrey Grimmer

COUNCIL MEMBERS ABSENT

None

STAFF PRESENT

Brandy Reitter, Town Manager
Matt Mire, Town Attorney
Bill Shrum, Assistant Town Manager
Jenny Rakow, Town Clerk
Jill Kane, Finance Director/Treasurer
Chad Phillips, Comm Dev Director/Town Planner
Tom Gosiorowski, Public Works Director
Joey Staufer, Police Chief
Lynette Horan, Human Resources Manager
Mary Elizabeth Geiger, Special Counsel
Peyton Heitzman, Planner
Jessica Lake, Planner

ADOPTION OF AGENDA

Staff requested to amend the agenda to include a letter of support to Senator Bennet to include municipalities in attending the appropriation committee. Staff provided the Town would like to include Highway 6 in the request.

MOTION: Council Member Geoffrey Grimmer motioned to amend the agenda to include discussion on a letter to Senator Bennet. The motion was seconded and passed with a vote of 7 in favor (Solomon, Kerst, Turnipseed, Bodenhemier, Gaboury, Bartnik, and Grimmer) and 0 opposed.

PUBLIC COMMENT

Mayor Turnipseed opened public comment.

Kyle Hoiland 135 Tanager Circle and Mike Connelly from the Vail Valley Eagles Club Basketball requested a donation of \$5000.00.

MOTION: Council Member Matt Solomon motioned to approve a donation to the Vail Valley Eagles Club Basketball of \$1500.00. The motion was seconded and passed with a vote of 7 in favor (Solomon, Kerst, Turnipseed, Bodenhemier,

Gaboury, Bartnik, and Grimmer) and 0 opposed.

PRESENTATIONS

1. Bird Scooters Proposal, Kate Shoemaker
Kate Shoemaker from Bird Scooters gave a presentationn to the council.

Council Comments: discussion on approvals required to place these vehicles in the public right of way. Request to review the contract before moving forward. Discussion on how the vehicles are classified as it relates to public safety and where they can be ridden. Public works and public safety stated they will need time to review the proposal further.

MOTION: Council Member David Gaboury motioned to direct staff to look further into the Bird Scooter proposal. The motion was seconded and passed with a vote of 4 in favor (Kerst, Bodenheimier, Gaboury, and Grimmer) and 3 opposed (Solomon, Turnipseed, and Bartnik).

2. Blackhills Energy Sustainability Initiatives, Carly West
Carly West from Blackhills Energy gave a presentation to the council.

CONSENT AGENDA

MOTION: Council Member Janet Bartnik motioned to approve the consent agenda. The motion was seconded and passed with a vote of 7 in favor (Solomon, Kerst, Turnipseed, Bodenheimier, Gaboury, Bartnik, and Grimmer) and 0 opposed.

1. Minutes - May 11, 2021
2. Resolution No. 42, Series 2021 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Janet Bartnik to the Eagle County Vista Committee"
3. Tumbleweed Eagle LLC Retail Marijuana Store Renewal

STAFF REPORTS

1. Town Manager Update

BUSINESS ITEMS

1. PUBLIC HEARING: AN20-02 Base Camp Eagle, RZ20-03 Zoning, and SU20-03 Recreational Vehicle Park Special Use Permit
Mayor Turnipseed recused himself from this item. Mayor Pro Tem Kerst opened the public hearing for AN20-02 Base Camp Eagle, RZ20-03 Zoning, and SU20-03 Recreational Vehicle Park Special Use Permit.

Peyton Heitzman, Planner presented this item.

Council Comments: discussion on wildlife impacts with Brian Wodrich from Colorado Parks and Wildlife on mitigation efforts including extending open space closures, bear-proof trash containers, and requiring the RV Park to be a seasonal operation.

Applicant representative Tambi Katieb provided their presentation of the project.

Council Comments: discussion on the solo stove concept for fire pits.

Mayor Pro Tem Kerst opened public comment.

Ted Sieple 6235 Brush Creek Road. Expressed opposition to the project.

Crystal Young 388 Ring Neck. Expressed opposition to the project.

Joette Gilbert 310 Mosher Lane. Expressed opposition to the project.

Cody Scott 2941 Brush Creek Road. Expressed opposition to the project.

XX Anthony 321 Brush Creek Road. Expressed opposition to the project.

Ryan May 2037 Brush Creek Road. Expressed opposition to the project.

Molly and Mike Ansfield 2476 Eagle Ranch Road. Expressed opposition to the project.

Sam Reichstein 2821 Brush Creek Road. Expressed opposition to the project.

Andy Gould 2441 Brush Creek Road. Expressed opposition to the project.

Rita Skelton 249 Harvester Court. Expressed opposition to the project.

Perry Anthony 321 Brush Creek. Expressed opposition to the project.

Erik Carlson 360 Garfield St. representing Perry and Barbara Berman. Expressed opposition to the project.

Brian Beckett 80 Mosher Lane. Expressed opposition to the project.

Lori Sieple 6235 Brush Creek Road. Expressed opposition to the project.

Mayor Pro Tem Kerst closed public comment at 7:51 p.m.

Council Comments: discussion on the process regarding approving the separate files. Town Attorney Matt Mire provided instruction that each item will need a motion and a second, and the items must all be approved by a majority vote for all three to move forward. Discussion took place on concerns related to traffic on Brush Creek Road and questions relating to wildlife habitat concerns. The applicants were commended on bringing a well-designed project to address the need for camping in the Town of Eagle, however, the location and timing were a concern.

- a. Resolution No. 32, Series 2021, "A Resolution of the Town Council of the Town of Eagle, Colorado making certain Findings of Fact Regarding the Proposed Annexation of Real Property Located in Unincorporated Eagle County"
MOTION: Council Member Matt Solomon motioned to approve Resolution No. 32, Series 2021, "A Resolution of the Town Council of the Town of Eagle, Colorado making certain Findings of Fact Regarding the Proposed Annexation of Real Property Located in Unincorporated Eagle County". The motion failed for a lack of a second.
- b. Ordinance No. 05, Series 2021, "An Ordinance of the Town Council of the Town of Eagle, Colorado Annexing to the Town Certain Unincorporated Territory in Eagle County, Zoning the Property Rural Residential and Approving the Associated Annexation Agreement (Base Camp Eagle)"

- c. Resolution No. 33, Series 2021, "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Special Use Permit for a Recreational Vehicle Park at 3220 Brush Creek Road"

Mayor Scott Turnipseed called for a recess.

Mayor Scott Turnipseed called the meeting back to order at 8:27 pm

2. PUBLIC HEARING: PUDA20-01 Haymeadow PUD Amendment to renovate an existing cabin and to swap the open space parcel with land equal in size and desirability

Mayor Turnipseed opened PUDA20-01 Haymeadow PUD Amendment to renovate an existing cabin and to swap the open space parcel with land equal in size and desirability.

Janet Bartnik recused herself from this item.

Jessica Lake, Planner presented this item.

Rick Pylman presented on behalf of the applicant.

Mayor Scott Turnipseed opened public comment. There was no public comment.

- a. Ordinance No. 07, Series 2021, "An Ordinance of the Town Council of the Town of Eagle, Colorado Approving a Planned Unit Development Amendment for the Haymeadow Development to Renovate an Existing Cabin Currently Located in Open Space to the East of Neighborhood D an Event Space and to Swap this Open Space Parcel with Land Equal in Size and Desirability"

MOTION: Council Member Matt Solomon motioned to approve Ordinance No. 07, Series 2021, "An Ordinance of the Town Council of the Town of Eagle, Colorado Approving a Planned Unit Development Amendment for the Haymeadow Development to Renovate an Existing Cabin Currently Located in Open Space to the East of Neighborhood D an Event Space and to Swap this Open Space Parcel with Land Equal in Size and Desirability". The motion was seconded and passed with a vote of 6 in favor (Solomon, Kerst, Turnipseed, Bodenhemier, Gaboury, and Grimmer), 1 recused (Bartnik) and 0 opposed.

3. Resolution No. 34, Series 2021 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Danita Dempsey, Heather Hower, Anna Robinson, and August Wittenberg to the Town of Eagle Marketing and Events Committee

MOTION: Council Member Janet Bartnik motioned to approve Resolution No. 34, Series 2021 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Danita Dempsey, Heather Hower, Anna Robinson, and August Wittenberg to the Town of Eagle Marketing and Events Committee. The motion was seconded and with a vote of 7 in favor (Solomon, Kerst, Turnipseed, Bodenhemier, Gaboury, Bartnik, and Grimmer) and 0 opposed.

4. PUBLIC HEARING: LURA21-03 East Eagle Sub Area Plan Public Discussion (rescheduled for June 8th)
Attorney Matt Mire stated this item will get republished for the public hearing on June 8th. No action is necessary.

5. Draft Resolution No. 44, Series 2021 "A Resolution of The Town Council of the Town of Eagle, Colorado Approving a Town of Eagle Code of Conduct and Ethics"

Town Attorney Matt Mire gave an overview of this item and stated this document does not go any further than state law and by adopting this, it will be the town's policy to enforce. If the council wishes to add things more than the state-imposed, they can amend this document at any time.

MOTION: Council Member David Gaboury motioned to approve Resolution No. 44, Series 2021 "A Resolution of The Town Council of the Town of Eagle, Colorado Approving a Town of Eagle Code of Conduct and Ethics". The motion was seconded and passed with a vote of 7 in favor (Solomon, Kerst, Turnipseed, Bodenhemier,

Gaboury, Bartnik, and Grimmer) and 0 opposed.

6. Municipal Broadband Project Update

Brandy Reitter provided an update and Troy Bernberg was also present for further clarification on the financing.

Council Comments: council expressed interest in reviewing the updated concept and the funding term changes.

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS

1. Letter of Support to Senator Bennet - Mountain Recreation Facility Funding Request

MOTION: Council Member Matt Solomon motioned to approve the Letter of Support to Senator Bennet - Mountain Recreation Facility Funding Request. The motion was seconded and passed with a vote of 6 in favor (Solomon, Kerst, Turnipseed, Bodenhemier, Gaboury, and Grimmer), 1 abstain (Bartnik) and 0 opposed.

2. Proposed Second Street Lane Closure

Brandy Reitter presented this item.

Council Comments: discussion about the polling conducted of downtown businesses and results indicating a desire to continue the closure and make it a public area. Further discussion on the use of grant funds for other needs downtown. Further information is needed on coordinating the closure with the Highway 6 study. Staff will put together a schedule and information on sunsetting the Be Our Guest program and additional options relating to street closures, maintenance items, and grant money with the intent to discuss further at the council retreat.

3. 2021 Town Council Retreat Agenda – DRAFT

Council was requested to send input to Scott or Brandy on the retreat agenda.

4. Be our Guest Program Review

Council Comments: consensus to keep the program in place until October 2021.

Letter to Senator Bennet related to Highway 6 Funding

Council supported the letter to Senator Bennet.

5. Council Committee Updates

Councilmember Bartnik provided an update on Eagle County Vista meeting.

Councilmember Solomon provided an update on the recent NWCCOG meeting.

Mayor Turnipseed provided an update on the Eagle Ranch Wildlife Committee and upcoming projects.

6. Future Agenda Items

Discussion on alcohol options for public property. Attorney Matt Mire stated the council has allowed businesses to apply to create an Entertainment District, however, businesses would need to follow the process to form a Professional Association and Common Consumption Area.

ADJOURN - 10:00 PM

MOTION: Council Member Matt Solomon motioned to Adjourn. The motion was seconded and passed with a vote of 7 in favor (Solomon, Kerst, Turnipseed, Bodenhemier, Gaboury, Bartnik, and Grimmer) and 0 opposed.

approved:

Date:

Scott Turnipseed, Mayor

Jenny Rakow, CMC Town Clerk



