



MEETING MINUTES
Town Council
Tuesday, January 11, 2022
Public Meeting Room / Eagle Town Hall
200 Broadway Eagle, CO

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

TOWN COUNCIL MEETING ACCESS INFORMATION AND PUBLIC PARTICIPATION

1. This was an online meeting.

CALL TO ORDER - 6:00 PM

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

ROLL CALL

COUNCILMEMBERS PRESENT

Scott Turnipseed, Ellen Bodenheimier, Geoffrey
Grimmer, Sarah Parrish, Nick Sunday

COUNCILMEMBERS ABSENT

Mikel Kerst, Janet Bartnik

STAFF PRESENT

Brandy Reitter, Town Manager
Matt Mire, Town Attorney
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
Carrie Buhlman, Sargent
Lynette Horan, Human Resources Manager

ADOPTION OF AGENDA

There were no changes to the agenda.

MOTION: Councilmember Nick Sunday motioned to approve the agenda. The motion was seconded and passed with a vote of 5 in favor (Turnipseed, Bodenheimier, Grimmer, Parrish, and Sunday) and 0 opposed.

PUBLIC COMMENT

Mayor Turnipseed opened Public Comment for items not on tonight's agenda, there was no public comment.

PRESENTATIONS

1. Honoring Local Athletes / EVHS XC Runners Samantha Blair & Jake Drever
Councilmember Geoff Grimmer introduced and congratulated Samantha Blair and Jake Drever.

CONSENT AGENDA

Mayor Scott Turnipseed amended the minutes to reflect that Lower Basin Water Treatment Plant fees would be transferred into the General Fund.

MOTION: Councilmember Scott Turnipseed motioned to approve the COMMENT. The motion was seconded and passed with a vote of 5 in favor and 0 opposed.

1. Minutes - December 14, 2021
2. Minutes - January 6, 2022
3. Bill Pay - December 2021

4. Execute Property Bill of Sale from Vero Fiber Networks for \$12,620.25 to Purchase 2,209 LF of In-place underground 2" HDPE Conduit & 4 qty In-place underground Handholes under TOE Ordinance No. 20 (Series 2020) for Joint Boring in TOE ROW

STAFF REPORTS

1. Town Manager Update
Council comments: Brandy provided the strategy for the transition to the interim town manager. She will provide the document to the town council for review. Discussion on Union Pacific cost estimate for review of Grand Avenue Corridor Plan and right of way review. Brandy indicated the \$100K is an estimate and the town may need to hire special counsel to handle the review process. Brandy also confirmed that the initial assessment was submitted in 2021 to start this process. The total budget for 2022 is \$400K with Haymeadow contributing a portion of these costs.
2. Department Update

EXECUTIVE SESSION

Executive session to determine positions relative to matters that may be subject to negotiations; develop a strategy for negotiations; and instruct negotiators pursuant to C.R.S. Section 24-6-402(4)€ regarding water rights dedications related to the Eagle Ranch PUD amendment, inviting all of council, Town Manager, Michael Erion, Tom Gosiorowski, and Chad Phillips.

MOTION: Councilmember Ellen Bodenheimier motioned to Adjourn the regular meeting and enter into executive session to determine positions relative to matters that may be subject to negotiations; develop a strategy for negotiations; and instruct negotiators pursuant to C.R.S. Section 24-6-402(4)€ regarding water rights dedications related to the Eagle Ranch PUD amendment, inviting all of the town council, Town Manager, Michael Erion, Tom Gosiorowski, and Chad Phillips. The motion was seconded and passed with a vote of 4 in favor (Bodenheimier, Grimmer, Parrish, and Sunday), 0 opposed, and 1 (abstain (Turnipseed)). 6:30 p.m.

BUSINESS ITEMS

1. Ordinance No. 02, Series 2022, An Ordinance of the Town Council of the Town of Eagle, Colorado Repealing and Reenacting Section 4.04.030 of the Eagle Municipal Code, to Allow for One Parcel to be Located in More than One Zone District in Limited Circumstances.
Attorney Matt Mire provided a summary of the request and ordinance.

Mayor Scott Turnipseed opened public comment.

Tom Bruan expressed support for approval of the ordinance.

Emily Peyton expressed support for approval of the ordinance.

Mayor Scott Turnipseed closed public comment.

MOTION: Councilmember Geoffrey Grimmer motioned to approve Ordinance No. 02, Series 2022, An Ordinance of the Town Council of the Town of Eagle, Colorado Repealing and Reenacting Section 4.04.030 of the Eagle Municipal Code, to Allow for One Parcel to be Located in More than One Zone District in Limited Circumstances. The motion was seconded and passed with a vote of 5 in favor (Turnipseed, Bodenhemier, Grimmer, Parrish, and Sunday) and 0 opposed.

2. PUBLIC HEARING: RZ21-02 & S21-01 Eagle County Schools Rezone and Sketch Plan Subdivision

- a. Ordinance No. 15, Series 2021, An Ordinance of the Town Council of the Town of Eagle, Colorado, Rezoning the Property Located at 747 East 3rd Street, Eagle, Colorado from Public Area (PA) to Residential Medium Density (RM)

MOTION: Councilmember Geoffrey Grimmer motioned to Continue Ordinance No. 15, Series 2021, An Ordinance of the Town Council of the Town of Eagle, Colorado, Rezoning the Property Located at 747 East 3rd Street, Eagle, Colorado from Public Area (PA) to Residential Medium Density (RM). The motion was seconded and passed with a vote of 5 in favor (Turnipseed, Bodenhemier, Grimmer, Parrish, and Sunday) and 0 opposed.

3. PUBLIC HEARING: PUDA21-01 the Eagle Ranch Sixth Amended PUD Guide and amended PUD Zoning Plan
Mayor Scott Turnipseed recused himself from this item.

Mayor Pro Tem Ellen Bodenhemier opened PUDA21-01 the Eagle Ranch Sixth Amended PUD Guide and amended PUD Zoning Plan.

Jessica Lake Town planner presented this item.

Dominic Mauriello gave a presentation on behalf of the applicant.

Council comments: concern that request is not representative of the interests of homeowners in Eagle Ranch. Dominic Mauriello provided information to the council regarding the public meetings held and compromises made. Discussion on infrastructure impacts with the addition of 100 residential units and impacts on commercial property available for local jobs. Confirmation that water dedication fees would be paid at the current rate in the fee schedule at the time of permit. Staff provided information on changes to accessory dwelling unit size and the PUD changes will match the town code.

Mayor Scott Turnipseed opened public comment.

Steve Lindstrom 1140 Capitol Street - expressed support approval.

Michael Wheeler 0074 Hollyhock Ct. - expressed denial of approval.

Brad Hagedorn 1200 Capitol Street - expressed support for approval.

Cindy Ryeson - expressed support of approval.

Mayor Scott Turnipseed closed public comment.

Council comment: discussion on amended language to the ordinance to include water rights dedication fee prior to issuance of the development permit. Staff also stated the Ordinance number is 2022-03, not 02 as listed on the agenda.

- a. Ordinance No. 02, Series 2022, An Ordinance of the Town Council of the Town of Eagle, Colorado Adopting the Sixth Amended PUD Guide for Eagle Ranch Planned Unit Development and PUD Zoning Plan

MOTION: Councilmember Geoffrey Grimmer motioned to approve Ordinance No. 02, Series 2022, An Ordinance of the Town Council of the Town of Eagle, Colorado Adopting the Sixth Amended PUD Guide for Eagle Ranch Planned Unit Development and PUD Zoning Plan with an amendment to include the water rights dedication fee will be due prior to issuance of the development permit. The motion was seconded and passed with a vote of 4 in favor (Bodenhemier, Grimmer, Parrish, and Sunday), 0 opposed and 1 (Turnipseed) abstained.

4. PUBLIC HEARING: SU21-06 706 Chambers Avenue Special Use Permit
Mayor Scott Turnipseed opened the public hearing

Peyton Heitzman presented this item.

Ashley Patriacca presented information as representative for the applicants.

Council comments: inquired about complaints relating to noise from tenants. Ashley provided they have only had one complaint about the kennel which has been resolved.

Mayor Scott Turnipseed opened public comment, there was no public comment.

- a. Resolution 02, Series 2022, A Resolution of the Town Council of the Town of Eagle, Colorado Approving the Special Use Permit for 706 Chambers Avenue.

MOTION: Councilmember Nick Sunday motioned to approve Resolution 02, Series 2022, A Resolution of the Town Council of the Town of Eagle, Colorado Approving the Special Use Permit for 706 Chambers Avenue. The motion was seconded and passed with a vote of 5 in favor (Turnipseed, Bodenhemier, Grimmer, Parrish, and Sunday) and 0 opposed.

5. PUBLIC HEARING: CT21-01 706 Chambers Avenue Condominium Plat
Mayor Scott Turnipseed opened the Public Hearing for CT21-01 706 Chambers Avenue Condominium Plat.

- a. Resolution 03, Series 2022, A Resolution of the Town Council of the Town of Eagle, Colorado Approving the Final Plat for 706 Chambers Avenue.

MOTION: Councilmember Geoffrey Grimmer motioned to approve Resolution 03, Series 2022, A Resolution of the Town Council of the Town of Eagle, Colorado Approving the Final Plat for 706 Chambers Avenue. The motion was seconded and passed with a vote of 5 in favor (Turnipseed, Bodenhemier, Grimmer, Parrish, and Sunday) and 0 opposed.

6. Parking Fee in Lieu Program
Chad Phillips presented this item.

Council comments: discussion of amount prior to new council being appointed. The proposed fee does not include land acquisition or infrastructure costs, it is only for improving the right of way of currently owned

land. Concern the fee is too low to be effective. Fee will be reviewed annually and adjusted, if necessary, with fee schedule adoption.

- a. Ordinance 01, Series 2022 - Amending Title 4 Of The Eagle Municipal Code To Implement A Voluntary Parking Fee In-Lieu Program Within A Defined Area In The Town

MOTION: Councilmember Ellen Bodenhemier motioned to approve Ordinance 01, Series 2022 - Amending Title 4 of the Eagle Municipal Code to Implement a Voluntary Parking Fee In-Lieu Program Within a Defined Area in the Town. The motion was seconded and passed with a vote of 4 in favor (Turnipseed, Bodenhemier, Grimmer, and Sunday) and 1 opposed (Parrish).

- b. Resolution 01, Series 2022, "A Resolution Amending The Fee Schedule Pursuant to 2.34 Of The Eagle Municipal Code Concerning Parking Fee in-Lieu"

MOTION: Councilmember Ellen Bodenhemier motioned to approve Resolution 01, Series 2022, "A Resolution Amending the fee Schedule Pursuant to 2.34 of the Eagle Municipal Code Concerning Parking Fee in-Lieu." The motion was seconded and passed with a vote of 4 in favor (Turnipseed, Bodenhemier, Grimmer, and Sunday) and 1 opposed (Parrish).

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS

1. Council Committee Updates

Councilmember Ellen Bodenheimer updated the Council on 200 acres of Abrika property that Eagle County will be purchasing for open space and will be asking the town for financial support.

Councilmember Geoff Grimmer attended CML and they are interested in a presentation about the Adam Palmer Fund at the upcoming annual conference. Geoff also stated he is partnering with Career X and will have students as interns attending council meetings.

2. 2022 Council Committee Appointments

Staff will update the committee list for those not currently included. Appointments will occur at next meeting.

ADJOURN - 8:30 PM

MOTION: Councilmember Geoffrey Grimmer motioned to adjourn. The motion was seconded and passed with a vote of 5 in favor (Turnipseed, Bodenhemier, Grimmer, Parrish, and Sunday) and 0 opposed.

Date:

