



MEETING MINUTES
Town Council
Tuesday, January 25, 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 a hybrid meeting.

CALL TO ORDER - 6:00 PM

ROLL CALL

COUNCILMEMBERS PRESENT

Mikel Kerst, Ellen Bodenhemier, Janet Bartnik, Geoffrey
Grimmer, Sarah Parrish, Nick Sunday

COUNCILMEMBERS ABSENT

Scott Turnipseed

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
Carrie Buhlman, Lieutenant
Lynette Horan, Human Resources Manager

ADOPTION OF AGENDA

MOTION: Councilmember Janet Bartnik motioned to adopt the amended agenda as presented. The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

PRESENTATIONS

1. Moment of Silence, Lewis Browning
Mayor Pro Tem Mikel Kerst called for a moment of silence for community member Lewis Browning.
2. Town of Eagle and Black Hills Energy Colorado Gas Joint Sustainability Cooperation Statement
Geoff Grimmer Councilmember presented this item. Carly West from Black Hills Energy provided support.

MOTION: Councilmember Ellen Bodenhemier motioned to direct the Mayor to sign the Colorado Gas Joint Sustainability Cooperation Statement with Black Hills Energy. The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

PUBLIC COMMENT

Mayor Pro Tem Mikel Kerst opened public comment. There was no public comment.

EXECUTIVE SESSION

1. Executive session to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402(4)(e), on the topic of hiring a

new Town Manager.

MOTION: Councilmember Janet Bartnik motioned to enter into executive session to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402(4)(e), on the topic of hiring a new Town Manager. The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

MOTION: Councilmember Janet Bartnik motioned to enter into an agreement with KRW Professional Services for the Town Manager search in a form approved by legal counsel. The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

CONSENT AGENDA

1. Minutes - January 11, 2022
 2. Minutes - January 18, 2022
 3. Change order to complete the migration of THOR telecom services from Town Hall to Public Works in the amount of \$57,797.00.
 4. Resolution No. 6, Series 2022, "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Development Agreement for Broadway Station"
 5. Resolution No. 11, Series 2022 "A Resolution Approving an Intergovernmental Agreement Between Eagle County Fleet Management for the Purposes of Providing for the Maintenance of Town Police Department Vehicles"
 6. Resolution No. 4, Series 2022, "Resolution of the Town Council of the Town of Eagle, Colorado Approving the First Amendment to the Development Agreement for the Haymeadow Cabin Parcel"
- Councilmember Janet Bartnik removed the January 11, 2022 minutes from the Consent Agenda.

MOTION: Councilmember Janet Bartnik motioned to approve items 2 – 6 on the Consent Agenda. The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

MOTION: Councilmember Nick Sunday motioned to approve the January 11, 2022 minutes. The motion was seconded and passed with a vote of 5 in favor (Kerst, Bodenhemier, Grimmer, Parrish, and Sunday), 0 opposed and 1 abstain (Bartnik).

STAFF REPORTS

1. Town Manager Update
Brandy Reitter provided an update on the Grand Avenue work session. She thanked the council for her time at the Town of Eagle. A work session will be scheduled in April for the Open Space and Trails Master Plan. Discussion on transition document and update on when the council will receive it.
2. Department Update
Council discussion on elk crossing on Highway 6.

BUSINESS ITEMS

1. PUBLIC HEARING: 435 Eby Creek Road Rezone

Mayor Pro Tem Mikel Kerst opened the public hearing for Ordinance No. 4, Series 2022, An Ordinance of the Town Council of the Town of Eagle, Colorado, Rezoning the Property Located at 435 Eby Creek Road, Eagle, Colorado from Commercial General (CG) to Residential Multi-Family (RMF).

Peyton Heitzman Town Planner presented this item.

Applicant David Nudell was present for this item.

Mayor Pro Tem opened this item for public comment. There was no public comment.

- a. Ordinance No. 4, Series 2022, An Ordinance of the Town Council of the Town of Eagle, Colorado, Rezoning the Property Located at 435 Eby Creek Road, Eagle, Colorado from Commercial General (CG) to Residential Multi-Family (RMF).

MOTION: Councilmember Janet Bartnik motioned to approve Ordinance No. 4, Series 2022, An Ordinance of the Town Council of the Town of Eagle, Colorado, Rezoning the Property Located at 435 Eby Creek Road, Eagle, Colorado from Commercial General (CG) to Residential Multi-Family (RMF). The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

2. PUBLIC HEARING: 263 Sawatch Road Special Use Permit

Mayor Pro Tem Kerst opened the Public Hearing for 263 Sawatch Road Special Use Permit.

Peyton Heitzman Town Planner presented this item.

Council comments: confirmation that staff follows up on special conditions. The applicant will have up to two years from approval until the special use expires.

Applicant representative Asley Patriacca spoke to why the property was purchased, the conditions, and the timeline process for development.

Mayor Pro Tem Mikel Kerst opened public comment. There was no public comment.

- a. Resolution No. 5, Series 2022, "A Resolution of the Town Council of the Town of Eagle, Colorado, Approving a Special Use Permit for 263 Sawatch Road to Allow for a Contractor Yard, with Conditions"

MOTION: Councilmember Geoffrey Grimmer motioned to approve Resolution No. 5, Series 2022, "A Resolution of the Town Council of the Town of Eagle, Colorado, Approving a Special Use Permit for 263 Sawatch Road to Allow for a Contractor Yard, with Conditions". The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

3. PUBLIC HEARING: Eagle County Schools Housing Rezone and Associated Development Agreement

Mayor Pro Tem Pappy Kerst opened the public hearing for Ordinance No. 5, Series 2022, "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), and Approving the Associated Development Agreement".

Peyton Heitzman Town Planner presented this item.

Tom Braun representing the applicant thanked the town.

Mayor Pro Tem Mikel Kerst opened public comment. There was no public comment.

- a. Ordinance No. 5, Series 2022, "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), and Approving the Associated Development Agreement"

MOTION: Councilmember Sarah Parrish motioned to approve Ordinance No. 5, Series 2022, "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), and Approving the Associated Development Agreement". The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

4. Resolution 08, Series 2022, "A Resolution of the Town Council of the Town of Eagle, Colorado, Establishing and Adopting a Fee Schedule Pursuant to 2.34 of the Eagle Municipal Code"

Mayor Pro Tem Mikel Kerst recused himself from this item due to his relationship with the Fire District.

Jill Kane Finance Director presented this item.

MOTION: Councilmember Janet Bartnik motioned to approve Resolution 08, Series 2022, "A Resolution of the Town Council of the Town of Eagle, Colorado, Establishing and Adopting a Fee Schedule Pursuant to 2.34 of the Eagle Municipal Code". The motion was seconded and passed with a vote of 5 in favor (Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday), 0 opposed and 1 abstain (Kerst).

5. Town Council Committee Appointments

Council comments: Discussion took place on the various appointments needed for town committees and boards. The following were appointed or volunteered for committees: Eagle County Regional Transit Authority - Nick Sunday; MEAC - Sarah Parrish; River Park – close committee; LBWTP – close committee; Council Policy Committee - staff can bring this to the council for approval at a later date; Land Use Code Update Committee - Scott Turnipseed; VISTA - Janet Bartnik; Economic Vitality Committee - Nick Sunday; Eagle Recreation Facility Advisory Corporation Board - Town Engineer; NWCCOG - Geoff Grimmer; Vail Valley Partnership Economic Advisory - Janet Bartnik; Economic Vitality Committee - Nick Sunday; Downtown Development Authority - Sarah Parrish; Affordable Housing - Geoff Grimmer - alternate Janet Bartnik; Eagle Ranch Wildlife Committee - Ellen Bodenhemier; Compact of Colorado Communities – close committee; Sustainability / Climate Action Framework - Geoff Grimmer; CC4CA - Geoff Grimmer; and ECO Transit Advisory Board - Ellen Bodenhemier

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS

The Council thanked Brandy Reitter for her service as Town Manager.

1. Eagle River Park County Response

Matt Mire stated the Town will need an agreement and to hold an executive session regarding annexation questions and agreements.

2. Memorial Tribute, Adam Palmer, Andy Jessen, Seth Bossung, and Jeff Brausch

Ellen Bodenhemier stated that memorial organizers want to keep it small and simple. The Town will put information on the electronic message board.

Council discussion on future memorial tribute ideas for community members and contributors to the town.

ADJOURN - 8:15 PM

MOTION: Councilmember Janet Bartnik motioned to adjourn. The motion was seconded and passed with a vote of 6 in favor (Kerst, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

Date:



Mikel Kerst, Mayor Pro Tem

Jenny Rakow, CMC Town Clerk