



MEETING MINUTES
Town Council
Tuesday, May 10, 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 in-person meeting with access via Microsoft Teams.

CALL TO ORDER - 6:00 PM

ROLL CALL

COUNCILMEMBERS PRESENT

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

COUNCILMEMBERS ABSENT

None

STAFF PRESENT

Jim White, Interim Town Manager
Matt Mire, Town Attorney
Jenny Rakow, Town Clerk
Jill Kane, Finance Director/Treasurer
Tom Gosiorowski, Public Works Director
Carrie Buhlman, Lieutenant
Kevin Aoki, IT Manager
Jessica Lake, Planner
Peyton Heitzman, Planner
Dennis Wike, Engineer

ADOPTION OF AGENDA

Councilmember Ellen Bodenhemier requested to move Business Item 5 to the Consent Agenda.

MOTION: Councilmember Ellen Bodenhemier motioned to adopt the agenda with the addition of Item 5 from Business Items "A Request to Transfer Funds from Trail Construction to Trail Repair and Maintenance in the Open Space Budget for Tread Repair on Sections of the Pool and Ice Haymaker Trails". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

PUBLIC COMMENT

Marci Laidman - 100 Mayer Street, expressed her concerns regarding the Valley Home Store and eligibility requirements related to the deed-restricted units in the Town of Eagle. Jim White and Chad Phillips will work on a follow-up with Marci. Town Attorney Matt Mire offered to look at this item as well.

Celena Olden – 1864 Eagle Ranch Road, expressed her concerns regarding gravel on the street and weed control along Brush Creek Road. Suggestion to contact Mark Ruh from Eagle Ranch regarding a map of weed responsibility weed control.

PRESENTATION

1. Downtown Development Authority Update, Stephanie Owens - Downtown Colorado Inc.
Kat Korell, and Kat Conner presented this item.

CONSENT AGENDA

MOTION: Councilmember Nick Sunday motioned to approve the consent agenda. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenheimier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

1. Minutes - April 26, 2022
2. Minutes - May 3, 2022
3. Bill Pay - April 2022
4. A Joint Resolution of the Board of County Commissioners of the County of Eagle, State of Colorado, and the Towns of Gypsum, Minturn, Eagle, Redcliff, Avon, and Vail, Proclaiming May 2022 as Wildfire Preparedness Month
5. A Request to Waive Fees for Land Use File # SU22-02: Mountain Tots Childcare Facility Special Use Permit
6. A Request for Approval of Change Order #15 for the Lower Basin Water Treatment Plant payable to MWH Constructors, Inc. in the amount of \$74,301.00
7. Resolution 41, Series 2022 "A Resolution Approving a Contract with JEV Inc. for Construction of the Eagle River Park Pavilion"
8. A Request to Transfer Funds from Trail Construction to Trail Repair and Maintenance in the Open Space Budget for Tread Repair on Sections of the Pool and Ice Haymaker Trails

STAFF REPORTS

1. Town Manager Update
Mayor Scott Turnipseed mentioned a wildland fire open house presentation on May 26th.
2. Department Update
Councilmember Ellen Bodenheimier suggested that bold solutions be considered for the housing assessment.

Councilmember Geoff Grimmer offered an intern that may be interested in working on the housing assessment with staff and the consultant.

Mayor Scott Turnipseed offered congratulations to Officer Rich. Inquired about the Economic Vitality Committee membership and wanted to discuss the topic of parking permits downtown.
3. 2022 First Quarter Summary

BUSINESS ITEMS

1. PUBLIC HEARING: File #MS22-01, Minor Subdivision of Haymeadow Tract Z

Mayor Scott Turnipseed opened the public hearing for file #MS22-01.

Jessica Lake presented this item.

Mayor Scott Turnipseed opened public comment.

Matthew Hood representing the applicant was present.

- a. Resolution 34, Series 2022 "A Resolution of the Town Council of the Town of Eagle, Colorado, Approving a Minor Subdivision of Haymeadow Tract Z"

MOTION: Councilmember Janet Bartnik motioned to approve Resolution 34, Series 2022 "A Resolution of the Town Council of the Town of Eagle, Colorado, Approving a Minor Subdivision of Haymeadow Tract Z". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenheimier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

2. PUBLIC HEARING: File #LURA22-03, Revised Sign Code
Mayor Scott Turnipseed opened the public hearing for file #LURA22-30.

Elizabeth Garvin presented this item.

Council comments discussion regarding commercial property and regulations for being dark sky compliant. Staff provided the lighting and dark sky are addressed but will be updated further as the land-use code revisions continue. Inquiry regarding street light banners. Elizabeth Garvin provided those that were not addressed in the current version of the sign code. Discussion regarding project timeline and projected presentations for adoption in early October.

Mayor Scott Turnipseed opened public comment.

Celena Olden 1864 Eagle Ranch Road – inquired about party lights for residential use as it relates to dark sky and desire to enforce dark sky regulations.

- a. Ordinance 10, Series 2022, "An Ordinance of the Town Council of the Town of Eagle, Colorado, Repealing and Reenacting Chapter 4.08 of the Eagle Municipal Code, the Town's Sign Code"

MOTION: Councilmember Ellen Bodenheimier motioned to approve Ordinance 10, Series 2022, "An Ordinance of the Town Council of the Town of Eagle, Colorado, Repealing and Reenacting Chapter 4.08 of the Eagle Municipal Code, the Town's Sign Code". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenheimier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

3. Resolution 38, Series 2022 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Lease Agreement Between the Town of Eagle and the Eagle Chamber of Commerce; and Authorizing the Town Manager to Execute Said Agreement.

Jim White presented this item and requested direction to work with the Chamber to finalize the lease.

The council directed the Town Manager to negotiate the lease with the Chamber.

4. Resolution 40, Series 2022 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Citizens to the Town Manager Community Panel"

MOTION: Councilmember Janet Bartnik motioned to approve Resolution 40, Series 2022 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Citizens to the Town Manager Community Panel". The motion was seconded and passed with a vote of 6 in favor (Kerst, Turnipseed, Bodenheimier, Bartnik, Parrish, and Sunday), 0 opposed, and 1 absent (Grimmer).

5. A Request for Direction on a Town of Eagle Proposal to Provide DDA Businesses with Broadband Connection Options

Kevin Aoki presented this item. Aspen Wireless representatives were also present.

An email letter from Kari McDowell was entered into the record in support of this proposal.

Public Comment: Brian Woods offered that scalability and mixed-use should be part of the mix.

Kevin Aoki provided that the current proposal is Phase 1 and can only guarantee service to those locations now. We will also work on long-term pricing. With additional phases, we will create a holistic plan to include more users and residential.

Council comments: discussion on revenues and setting up an enterprise fund for these revenues. Aspen Wireless will be doing the customer billing. Currently, funds are going into the General Fund.

MOTION: Councilmember Ellen Bodenhemier motioned to reappropriate \$40,000.00 for the purpose of delivering Internet services to the Broadway corridor and direct staff to execute on this proof of concept. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

Further discussion on the future of fiber and support for redundancy and building a stable backbone for the town.

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS

1. Future Agenda Items

Councilmember Ellen Bodenhemier requested a discussion on speed reduction on Brush Creek Road.

Discussion regarding obtaining solar electronic speed signs. Staff provided that state law dictates the setting of speed limits.

2. Council Committee Updates

Councilmember Ellen Bodenhemier will attend an RTA Committee meeting with ECO Trails staff.

Councilmember Sarah Parrish indicated that MEAC wants more clarity on budget items and requested that Jill Kane attend the next meeting in June.

Councilmember Geoff Grimmer stated he has been monitoring CML and the current legislature with 150 bills. He is also meeting with Brian at Holy Cross about sustainability and a solar storage solution for Eagle and Gypsum.

Mayor Scott Turnipseed stated he attended the Land Use and Development Code meeting.

ADJOURN - 7:30 PM

MOTION: Councilmember Mikel Kerst motioned to adjourn. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

Date:

Scott Turnipseed, Mayor

Jenny Rakow, CMC Town Clerk

