Town Board of Trustees
Tuesday, September 24, 2019
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.

CALL TO ORDER - 6:00 PM

ROLL CALL *Mayor or Mayor Pro Tem will indicate for the record which members are absent.*

ADOPTION OF AGENDA *Opportunity for amendment or deletions to this evenings agenda.*

PUBLIC COMMENT *Citizens are invited to comment on any item not on the Agenda subject to a public hearing. Please limit your comments to five (5) minutes per person per topic unless arrangements have been made for a presentation with the Town Clerk. Those who are speaking are requested to sign in.*

PRESENTATIONS - 6:10 PM *Presentations are limited to 5 minutes. Invited presentations are limited to 10 minutes if prior arrangements are made with the Town Clerk.*

1. Katherine Correll, Downtown Colorado Inc. Speaking about DCI conducting a Community Assessment in the Town of Eagle.

CONSENT AGENDA - 6:25 PM *Consent agenda items are routine Town business, items which have received clear direction previously from the board, final land use file documents after the public hearing has been closed, or which do not require board deliberation. (5 Minutes)*

1. Minutes

STAFF REPORTS - 6:30 PM *The Town Manager, Department Staff or consulting partners prepare and provide internal updates to the Board.*

1. Town Manager Update

BUSINESS ITEMS - 6:35 PM *Items and / or Public Hearings are listed under Business may be old or new and may require review or action by the Board.*

1. Project: PUBLIC HEARING/QUASI JUDICIAL HEARING: Red Mountain Ranch Annexation, Planned Unit Development (PUD), Site Specific Development Plan (vesting of property rights) and Preliminary Plan / Final Plat

   File # AN17-02, PUD18-01 and PPFP19-01

   Applicant: Mervyn Lapin and Red Mountain Ranch Partnership, LLP

   Location Approximately 106 acres on the east end of the town boundaries, south of Highway 6, north of the Eagle River.

   Staff Contact: Carrie McCool, Interim Town Planner, April Kroner, Comm Dev Dir/Town Planner

   Request: Annexation; Planned Unit Development (PUD) for a maximum of 153 dwelling units of various types, limited commercial areas, and open space/park areas; Preliminary Plan/Final Plat to create seven parcels to align with the seven planning areas in the PUD as well as designate two open space parcels in Planning Area 1 and two open space parcels in Planning Area 5B to be designated as fee simple parcels at time of annexation; and Site Specific Development Plan (vesting of property rights).

   a. EXECUTIVE SESSION: Mayor or Trustee is requested to make a motion to hold an executive session to hold a conference with the Town's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b) as it relates to Red Mountain Ranch.

2. Violet Lane Water Line: Pay Application No.5 in the amount of $166,283.92 to Hobbs Excavating and Trucking, LLC (Roll Call Vote Required)

BOARD DISCUSSION AND FUTURE AGENDA ITEMS - 7:45 PM

1. Meeting Dates for Remainder of 2019
2. ECHS Grant Application and support letter, Chambers Park Barn
3. Building a Better Colorado reports from statewide community meetings

ADJOURN - 8:00 PM

I hereby certify that the above Notice of Meeting was posted by me in the designated location at least 24 hours prior to said meeting.

Jenny Rakow, CMC
Town Clerk

PUBLIC WIFI - TOEG – townofeagle2019

To: Mayor and Board of Trustees

From: Bill Shrum, Assistant to the Town Manager

Date: 09-20-19

Agenda Item: Presentation from Downtown Colorado Inc. on Eagle's Community Assessment

INTRODUCTION:

The Colorado Challenge Accelerator Program is a unique team building accelerator created by Downtown Colorado, Inc. (DCI) in 2017 to focus on establishing a plan of work and proposal to engage public, private, and non-profit partners to address a significant community challenge over the course of twelve months. The Colorado Challenge works to transform the community's challenge into an opportunity, to establish a proposal, financing approach, and team of community partners ready to implement. The program includes five phases of planning and development that helps our Colorado communities establish a plan for community-wide initiatives to foster sustainable community and economic development, including public, private, and non-profit partners moving forward as a business-friendly destination for entrepreneurs and community initiatives. The phases include Community Selection, Team Building, Challenge Studio, Pitch Development, and Program Continuation.

ANALYSIS:

The Town of Eagle worked with DCI during the Downtown Broadway Challenge Studio during the first half of the year. Information from that process helped to spur the Downtown Business Alliance and leads to the Community Assessment building on the previous work with a workgroup already familiar with the town. The major highlights that this two-day assessment will cover include:

1) How to move forward with the Downtown Development Authority
2) Review of Activity needs in Downtown Eagle, Eagle Ranch, the I-70 Service Corridor, Grand Ave., and Chambers Avenue
3) Suggestions for working with the Eagle Ranch Homeowners' Association and Business Association
4) How can we start right now? What are the next steps to take tomorrow?

The Timeline for where we are in this entire process is below:

- Feb 2019 to Mar 2019 – First meeting with Downtown Broadway stakeholders for Challenge Studio
- April 9-12, 2019 – Presentation at the DCI annual conference, work session for Challenge Studio
- May 13, 2019 – Summary meeting to Downtown Broadway Stakeholders, impetus to form 501c3.

- July 12, 2019 – Beginning of Community Assessment work, Eagle Small Business Summit
- August 2019 – Paperwork filed for 501c3 named Downtown Business Alliance
- **Sept 24-25, 2019 – DCI Community Assessment**
- Nov 2019 to Feb 2020 – Planned community arts event incorporating community assessment findings
- Est. Dec 2019 – Community Assessment Final report published and presented to Board of Trustees.

COMMUNITY INPUT:

The DCI Challenge Studio and subsequent Community Assessment is predicated on community input. Local stakeholders attended the conference in Aspen to represent the Town and have been present at each DCI event this year. For the Community Assessment, local representatives from Eagle Ranch Merchants Association, the Eagle Ranch HOA, Downtown Business Alliance, the Economic Vitality Committee, and local community business and property owners will be involved in three different small group discussions to inform the workgroup of industry professionals.

BUDGET / STAFF IMPACT:

The Town Manager, Community Development Department, and Administration are heavily involved in coordinating and facilitating the Community Assessment. The Community Assessment was budgeted in the 2019 cycle and received a $12,500 matching grant from DOLA to assist with the cost.

STRATEGIC PLAN ALIGNMENT/STANDARDS ACHIEVED:

The DCI Community Assessment helps advance the **Sound Planning** and **Appropriate Investment** values outlined in the strategic plan. A thorough community-wide study allows the Town to identify significant opportunities, mitigate economic risks, inform plans for infrastructure and investment, and provide a guiding document for public and private collaboration with the Town to advance the Town's vision. At the heart of the Assessment is the desire to create a unified and strategic plan for the future of Eagle's **Economic Development**, and it is doing so with the direct **Community Engagement**.

RECOMMENDED ACTION OR PROPOSED MOTION:

There are no actions needed by the Board of Trustees for the Community Assessment.

ATTACHMENTS:
1909 Eagle Downtown Assessment.ppt

EAGLE ACTIVATION

Eagle, Colorado

September 24-26, 2019

DOWNTOWN COLORADO inc.

THIS IS ME THIS IS YOU THIS IS WE

EAGLE COLORADO

ASSESSMENT& ACTIVATION

COLORADO CHALLENGE ACCELERTOR PROGRAM

DISTRICT MANAGEMENT OPTIONS

BUSINESS RESOURCES

DOWNTOWN ASSESSMENT

DOWNTOWN ACTIVATION

DOWNTOWN COLORADO inc.

COMPONENTS OF THE CHALLENGE PROGRAM

- Community Selection
- Team Building
- Challenge Studio
- Financing Approach
- Program Continuation

TAPPING RESOURCES

Consultant Groups

Andrea Buflione, Progressive Urban Management Associates

Nicole Christianson, Colorado Lending Source

Katherine Correll, Downtown Colorado, Inc.

Brian Corrigan, Futures United Network (FUN)

Karen Harkin, Colorado Housing and Financing Authority

Scott Hunn, Hunn Planning and Policy

Amanda Kannard, Progressive Urban Management Associates

Lauren Kloock, Colorado Lending Source

Jason Jaynes, DHM Design

Anna Jones, CliftonLarsonAllen

Kim Newcomer, Slate Communications

Jennifer Ooton, City of Glenwood Springs

Chris Perkes, Design Workshop

Caitlin Quander, Brownstein Hyatt Farber Schreck

Andy Rutz, MIG

Colleen Wohnoutka, Colorado Workforce Development Council

Local Team Leaders

Kat Conner, Katch Studio

April Kroner, Town of Eagle

Mary Ann Mahoney, Eagle Chamber

Bill Shrum, Town of Eagle

Peer Communities

Ashley Harkin, We Are LocalWorks

DiAnn Butler, Grand County Economic Development

Jonathan Neeley, Old Colorado City

Alexis Moore, City of Lakewood

Madeline VanDenHoek, City of Monument

Karenna Versalovic, Sante Fe Arts District

OUTCOMES & NEXT STEPS

Recommendations & Action Plan

Downtown Development Authority

Public and Private Sector Roles

Connections and Linkages

Communications

DOWNTOWN COLORADO inc.

SAVE THE DATE!

CO Springs | APR 14-17

DOWNTOWN COLORADO inc.

THANK YOU!

WWW.DOWNTOWNCOLORADOINC.ORG

303.282.0625

Town Board of Trustees
Tuesday, September 10, 2019
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.

6:00 PM - REGULAR MEETING CALLED to ORDER and ROLL CALL -

TRUSTEES PRESENT

Anne McKibbin, Kevin Brubeck, Andy Jessen, Paul Witt, Matt Solomon

TRUSTEES ABSENT

Mikel "Pappy" Kerst and Scott Turnipseed

STAFF

Brandy Reitter, Town Manager
Matt Mire, Town Attorney
Mary Elizabeth Geiger, Town Water Attorney
Bill Shrum, Assistant to the Town Manager
Jenny Rakow, Town Clerk
Carrie McCool, Contract Town Planner
April Kroner, Community Development Director
Kelly Huitt, Finance
Bryon McGinnis, Public Works Director
Carrie Buhlman, Sergeant

ADOPTION OF AGENDA

There were no changes to the agenda, with notation we may adjust timing of items for Hockett Gulch hearing if needed to ensure public is available.

PUBLIC COMMENT

Luke Causey, was present and requesting funding for the local masonic lodge for their annual Christmas event. He requested $2,100. Mayor McKibbin stated Town Board would review during their budget worksession this week. Luke was encouraged to make request through MEAC's annual process. Brandy Reitter stated the forms and application would be available on our website shortly.

PRESENTATIONS

1. ECO Transit & Trails, Jared Barnes - ECO Transit First/Last Mile Strategy Study

   Jared Barnes, Eco Transit. Gave presentation and update on ECO transit study.

   Board Comments: inquired on further discussion for valley wide authority. Jared stated there has been additional conversations.

CONSENT AGENDA

MOTION: Trustee Matt Solomon motioned to Approve the Consent Agenda with requested edits. Motion was seconded and Passed with a vote of 5 in favor and 0 opposed.

1. Minutes - August 27, 2019

   Board Comments: Trustee Solomon requested edit in minutes to include board consensus for licensing process for tobacco sales.

2. Bill Pay - August 2019

   No comments.

TOWN MANAGER AND DEPARTMENT UPDATE

1. Town Manager Update

   Brandy provided an overview of her report.

   Board Comments: inquiry as to why more municipal court defendants are not paying on time. Brandy provided information on the process and collections that have been added to the amounts.

2. Department Update

   No comments.

3. Lower Basin Water Treatment Plant Project Report

   No comments.

PUBLIC HEARINGS - QUASI JUDICIAL HEARING

1. New Beer and Wine Liquor License for Katch of the Day LLC, Kathleen Conner Owner

   Mayor McKibbin called a recess for the regular meeting to convene as the Liquor License Authority.

   Town Clerk Jenny Rakow provided information that the application was deemed sufficient and met all criteria for approval.

   Mayor McKibbin opened the public hearing.

   Applicant Kat Conner was present and gave brief description of Katch of the Day.

   There were no further public comments.

   Mayor McKibbin closed the public hearing.

   MOTION: Trustee Kevin Brubeck motioned to Approve the New Beer and Wine Liquor License for Katch of the Day LLC and directed the Mayor to sign the Findings of Facts and Order. Motion was seconded and Passed with a vote of 5 in favor and 0 opposed.

Mayor McKibbin adjourned as the Liquor License Authority and resumed the regular meeting.

2. Reserve at Hockett Gulch Annexation and Planned Unit Development

Mayor McKibbin opened File Numbers AN 18-01 and PUD18-02.

Carrie McCool representing Town planning staff provided introduction to this item and provided update on the additional information requested from August 27th in an attempt to resolve three issues: timing of the water rights payment, making corrections in the Annexation Agreement that referenced the PUD and included the deed and rental restriction agreements attached to the annexation agreement. All have been addressed and staff has worked with applicant to finalize the documents. All exhibits are with the approvals tonight. Four additional public comment letters will be added to the record and will be posted on our website. Staff finds the applications substantially meet the goals and objectives of community plan, meets the Towns rules, regulations, ordinances and approval criteria of our code. Staff is recommending approval. Applicant is present to answer questions.

Board Comments: request for standards of approval for public to view on the screen. Clarification of gross income was requested and explained by applicant's attorney. Retirement funds would not be included that was not accessed or used as income.

Applicant Dominic Mauriello stated they do not have a presentation tonight.

Board Comments: a request for phasing was made. Applicant indicated that there would be 196 apartment units in the first phase within two years, along with the club house, pool, recreation facilities, and road connection to Highway Six. Second phase would be 196 apartment units on south side and phase three is unknown timeline at this time.

Mayor McKibbin opened the hearing for public comment at 6:58 p.m.

Keith Klesen 110 Ewing: agreed with housing need, did not agree with density of this project. Against the project as presented.

Rosie Shearwood 9081 brush creek road. concerned with traffic, parking for tenants and storage. Concern with building height and density. Against the project as presented.

Mick Daly 1843 East Haystacker Drive. Advocate for health and managed growth. Considered this a healthy housing addition to Eagle and an option for younger workforce that will support local businesses. Approves of the project as presented.

Nicole Aslin 127 Callie Clark Ct. Concern with affordability of rental prices.

Chris Romer Vail Valley Partnership 97 Main Street Edwards. Supports this project for businesses and believes density and deed restrictions are appropriate. Approves of the project as presented.

Steve Lindstrom 1140 Capitol Street. Believes rental rates will resolve within the market and become naturally occurring affordable housing. Did not support any more restrictions. Approves of the project as presented.

Mayor McKibbin closed the Public Hearing and public comment at 7:13 p.m.

Board Comments: comment that the only variance to this project is the parking. Carrie McCool responded that a PUD it is about tradeoffs and providing flexibility and public benefit. Board members thanked staff, applicant and public for their time and effort on this process and for the discussion. Concern that the Town of Eagle has too many single family and not enough mixed density within those neighborhoods, did not want to see it get worse. Affordability was not in the boards control. Parking seemed adequate and comparable to other multifamily units recently built. Concern if this project was the best solution. The Town will have funding to address traffic and Highway Six, which will become a priority as we move forward.

a. Ordinance 15-2019 - An Ordinance of the Board of Trustees of the Town Of Eagle, Colorado Annexing to the Town Certain Unincorporated Territory Located in Eagle County and Approving the Associated Annexation Agreement (Reserve at Hockett Gulch)

MOTION: Trustee Andy Jessen motioned to Approve Ordinance 15-2019 - An Ordinance of the Board of Trustees of the Town Of Eagle, Colorado Annexing to the Town Certain Unincorporated Territory Located in Eagle County and Approving the Associated Annexation Agreement Motion was seconded and Passed with a vote of 4 in favor and 1 opposed.

b. Ordinance 18-2019 - An Ordinance of the Board of Trustees of the Town of Eagle, Colorado Zoning Certain Newly-Annexed Property as Planned Unit Development and Creating Vested Property Rights (Reserve at Hockett Gulch)

Request to have date changed in Ordinance to reflect September 10th hearing date.

MOTION: Trustee Andy Jessen motioned to Approve Ordinance 18-2019 - An Ordinance of the Board of Trustees of the Town of Eagle, Colorado Zoning Certain Newly-Annexed Property as Planned Unit Development and Creating Vested Property Rights (Reserve at Hockett Gulch) with amendment to hearing date to September 10, 2019. Motion was seconded and Passed with a vote of 4 in favor and 1 opposed.

OLD BUSINESS

1. Revision of Equivalent Residential Unit ("EQR") Table

a. Ordinance 22-2019 An Ordinance of the Board of Trustees of the Town of Eagle, Colorado amending Section 12.16.060 of the Eagle Municipal Code concerning Water and Sewer Plant Investment Fees for single-family homes.

Brandy Reitter presented this item. This amendment to the code will return the Town to lot size calculation as it relates to water and sewer plant investment fees. The board's request for a definition of a sleeping room will come back for approval at a later date.

MOTION: Trustee Matt Solomon motioned to Approve Ordinance 22-2019 An Ordinance of the Board of Trustees of the Town of Eagle, Colorado amending Section 12.16.060 of the Eagle Municipal Code concerning

Water and Sewer Plant Investment Fees for single-family homes. Motion was seconded and Passed with a vote of 5 in favor and 0 opposed.

NEW BUSINESS-8:05 PM

1. Violet Lane Water Line: Pay Application No.4 (Roll Call Vote Required)

   Bryon McGinnis presented this item.

   MOTION: Trustee Kevin Brubeck motioned to Approve the Violet Lane Water Line: Pay Application No. 4 in the amount of $67,101.93 to Hobbs Excavating and Trucking, LLC. Motion was seconded and Passed with a vote of 5 in favor (Solomon, Jessen, Brubeck, McKibbin and Witt) and 0 opposed.

2. Amendment of Section 4.4.110 of the Eagle Municipal Code Regarding Local Employee Residence Requirements (LERP)

   a. Ordinance 21-2019 - An Ordinance of the Board of Trustees of the Town of Eagle, Colorado Amending Section 4.04.110 of the Eagle Municipal Code To Allow the Payment of Cash in Lieu of Compliance with the Local Employee Residence Requirements for New Development and to Allow for the Provision of Local Employee Residences Off-site

   Carrie McCool provided overview of this request. This will allow for flexibility to the board with regard to these types of requirements and will allow for payment or off-site housing in lieu.

   Mayor McKibbin made public comment available. There was no public comment.

   Board Comments: Board felt this language and addition to our code would allow needed flexibility.

   MOTION: Trustee Matt Solomon motioned to Approve Ordinance 21-2019 - An Ordinance of the Board of Trustees of the Town of Eagle, Colorado Amending Section 4.04.110 of the Eagle Municipal Code To Allow the Payment of Cash in Lieu of Compliance with the Local Employee Residence Requirements for New Development and to Allow for the Provision of Local Employee Residences Off-site. Motion was seconded and Passed with a vote of 5 in favor and 0 opposed.

BOARD DISCUSSION AND FUTURE AGENDA ITEMS

Brubeck: Bears in the Terrace! Our billboards work.

Solomon: requested agenda item to discuss School Resource Officer.

1. Bicycle Dismount Proposal, Mayor McKibbin

   Mayor McKibbin asked for discussion regarding proposing a dismount zone for downtown sidewalks on Broadway and possibly on Capitol in Eagle Ranch.

   Board Comments: is this a large enough concern to create an ordinance. Want to stay bike friendly and would not want to discourage bikers from biking downtown to restaurants. Bigger picture could be addressed as it relates to

bicycles in Eagle to ensure we plan for the whole community, including bike paths and trails. Currently our code addresses bikes as vehicles and any violation could be addressed using that definition. Consensus was to work on bigger picture to address bicycles.

2. Meeting Agenda Revision Proposal

   Brandy Reitter provided an agenda to consolidate a few items, with modifications being in the spirit of increasing meeting flow.

   Board Comments: Consensus to change it as Brandy proposed. Additional comments on how board members can get an item on the agenda. Brandy stated we would like to have a policy to address it. Currently the Mayor can be contacted to get items placed on the agenda.

3. NWCCOG Update, Mayor McKibbin

   No comments.

4. Eagle Vision 20/20 October 2, 2019

   Mayor McKibbin will not be here for this meeting. Kevin Brubeck will stand in as Town representative.

5. Climate Action Collaborative letter to the BOCC

   Mayor McKibbin requested permission to sign the letter on behalf of the Climate Action Collaborative to the BOCC.

   Board agreed Anne could sign the letter.

6. Mayors Managers and Partners Meeting Update

   No comments.

ADJOURN 8:20 PM

Approved:
Date:

Anne McKibbin, Mayor

Jenny Rakow, CMC Town Clerk

To: Mayor and Board of Trustees

From: Brandy Reitter, Town Manager

Date: September 24, 2019

Re: Town Manager Report

Administration & Organization

The BOT requested a few items from the meeting September 10. Some of those items are provided below. Staff will provide another follow up status list showing previously requested items and anything new:

- At the October 8 meeting staff will provide another quarterly budget update and summary.

Items to expect to see in October:

- Use tax revision policy change proposal
- Comcast Franchise Agreement & Ordinance
- Tobacco licensing policy proposal
- Water Efficiency and Conservation Plan presentation
- Pool & Ice Rink Recreation Campus Master Plan presentation
- Revenue policies
- Home Rule Commission nominations
- Community request submissions

The Eagle Public Library is wrapping up their two-story building expansion and town is excited for them. The grand opening is Saturday, October 19 at 9:45 AM. Their team has invited the town and hopes the BOT can attend.

Marketing & Events

The MEAC and Community Request grant announcements are out. The due date for submissions is October 18. We already have a few submissions. The goal is to complete the grant process by the end of the year.

Hiring for the Special Events Manager is ongoing. Staff is still reviewing applications. The next MEAC meeting is October 2. Staff will go over the process for MEAC requests and start that process.

Economic Development, & Planning

Economic Vitality Initiatives

The Downtown Colorado, Inc. Community Assessment is taking place September 24 and 25 which will create a vision for downtown Eagle:

- For 2 days, experts from around the state will visit Eagle and investigate the local economy and provide a blueprint for district integration and future economic growth.

The Downtown Business Alliance continues to meet and identified four subcommittees where interested participants can engage in helping the organization and downtown as a whole:

- Organization Documents
- Code and Policy
- Street Activity and Programming
- Fundraising

Home Rule – The internal charter review committee is working on the draft. Provided are a few updates:

- Staff is in the process of rescheduling the next internal review committee. Matt M. was out on medical leave and couldn't facilitate the meeting on September 20.
- There are three seats that the BOT will need to nominate to the charter commission. Staff has developed an application that is online and is due on October 11.
- The BOT will review the applications on October 22. Staff will solicit input on the process the board would like to see for the review and appointment of candidates. Town cannot make any appointments until November 12.

River Park – Town is wrapping up the River Park but there are a few items that staff is tracking:

- The EC met with the US Army Corps of Engineers on September 18. The team took a tour of the River Park and discussed lessons learned and the successes of the project. Staff informed them that town will move forward with the modeling of the RapidBlocs installations next year. We will start that process in January.

Pool and Ice Rink Recreation Campus Master Plan – The planning is wrapping up and provided below are a few updates:

- Staff participated in an initial design charette incorporating the feedback we received from the community outreach. Three general designs are being articulated and will be reviewed by Mountain Recreation and town staff before being brought to the public for feedback in late September.

- After the final public feedback period is completed, town and Mountain Recreation staff will need to schedule a work session with the BOT on the project and funding scenarios in October. The conversation will take at least an hour.

Broadband – There are several updates on broadband in Eagle:

Comcast:

- Staff will set a public hearing on the Franchise Agreement on October 8. We are required by statute to set a hearing.

THOR:

- Eagle is scheduled to have MMC equipment delivered in late October. Town hall will have a multi-phased approach, and the design will incorporate a generator for power backup and a conduit vault on the east side of the parking lot to allow for easy access to the MMC by third-party entities and providers.

- A rate sheet is being developed for an "MSRP" rate that partner communities agree not to sell below. A decision on this rate should take place at the next THOR partner meeting Sept. 26th.

Feasibility Study:

- Our next broadband committee meeting is schedule for October 3. At this meeting, staff will provide an update on the status of our assessment survey, schedule of the next steps with stakeholder outreach, and let the group know what to expect when the consultants visit in early November.

- The survey on community broadband launched the week of September 16. As of last week, town has received 56 responses. We will continue collecting data through the end of the month.

Art Wall & Mural - The process continues to move along on this project. The next steps are:

- The call for artists was completed on Sept. 19th. Outreach methods including online, social media, direct email, and network referrals to spread the call to as many people as we could within Eagle County.

- The next selection committee meeting is scheduled for Sept. 26th and the committee will narrow down the artists who will then be asked to provide scale representations of their final mural.

Outreach & Meetings – *Updates on participation on community outreach opportunities, regional/community meetings, and project specific meetings.*

- September 24 – Economic vitality committee meeting
- September 26 – Project THOR meeting
- September 26 – Art Wall steering committee meeting
- September 27 – Home Rule Charter review meeting
- October 3 – Broadband committee meeting
-

Reminders – *Updates on events or meetings that might be of interest to the Board of Trustees.*

- September 24 – 25 – Downtown Assessment
- September 30 – Climate Action Collaborative Q3 meeting
- October 2 – Eagle 20/20 Vision chamber event
- October 19 @ 9:45 AM – Eagle Public Library grand opening

Sincerely,

Brandy Reitter
Town Manager

To:	Honorable Mayor McKibbin and Town Board of Trustees
From:	April Kroner, Community Development Director – Town Planner Carrie McCool, Town Planning Consultant
Date:	September 24, 2019
Agenda Items:	Red Mountain Ranch Annexation, Planned Unit Development (PUD), Site Specific Development Plan (vesting of property rights) and Preliminary Plan / Final Plat

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REQUEST:
Table the Red Mountain Ranch Annexation, Planned Unit Development (PUD), Site Specific Development Plan and Preliminary Plan / Final Plat hearing.

BACKGROUND:
On February 13, 2018, the Town Board passed a resolution finding the Annexation Petition for Red Mountain Ranch to be in substantial compliance with Section 31-12-107(1) C.R.S. This resolution also set the date for the public hearing to determine if the proposed annexation complies with the Colorado Constitution and applicable sections of the Colorado Revised Statutes. The Planning and Zoning Commission considered the Red Mountain Ranch PUD, Site-Specific Development Plan (vesting of property rights), Sketch Plan, and Community Plan Exception Requests on February 19, 2019. The Annexation, PUD, Subdivision Sketch Plan and Site-Specific Development Plan applications were noticed and heard at the March 26, 2019 Town Board meeting. The applicant proposed changes to its application at the March 26th public hearing. As such, the Town Board continued the applications to allow the applicant to finalize the scope of its revisions and submit an updated submittal package for Town Staff review. The Town Board continued the public hearing to September 24, 2019.

ANALYSIS:
During the development review process since March 26, 2019, it was discovered that a portion of the property in question had previously been platted, which was unknown to Town staff, and also that an existing conservation (public fishing) easement with the State of Colorado would restrict the Town's ability to construct a future boat ramp on Parcel 5B. As such, the applicant will require adequate time to resolve the platting issues and amend the conservation easement. Due to the multiple continuances over a large span of time, and in the interest of providing the public the greatest notice possible, the Town Board public hearing should be reset and re-noticed when the applications are ready to be heard before the Town Board.

COMMUNITY INPUT:
The level of public interest with the annexation petition is high. As noted above, it is in the interest of providing the public with the greatest notice possible. Town staff will continue to collect public comment letters that will be presented to the Town Board at the public hearing. The future hearing will be reset and re-noticed.

B**UDGET / STAFF IMPACT**:
None.

STRATEGIC PLAN ALIGNMENT/STANDARDS ACHIEVED:
This request is in alignment with Major Objective 10: Address Essential Planning and Land Use Challenges. Specifically, the project is being reviewed according to the Eagle Town Use Code as well as the Colorado Revised Statutes.

RECOMMENDED ACTION OR PROPOSED MOTION:
A motion to table indefinitely the Annexation, PUD, Site Specific Development Plan and Preliminary Plan / Final Plat public hearing.

ATTACHMENTS:
None.

To: Mayor and Board of Trustees

From: Bryon McGinnis, Public Works Director

Date: September 24, 2019

Agenda Item: Violet Lane Water Line: Pay Application No. 5

REQUEST:

Staff is requesting the Board review the Violet Lane Water Line: Pay Application No. 5 in the amount of $166,283.92 to Hobbs Excavating and Trucking, LLC.

BACKGROUND:

The Town's Violet Lane Water Line project consists of approximately 1,600 linear feet of 24-inch diameter water line. The water line will connect the existing water distribution system to the new Lower Basin Water Treatment Plant. This project will start adjacent to Highway 6 at the northeast corner of Sylvan Lake Road roundabout. The project includes boring underneath the Union Pacific Railroad and crossing Brush Creek.

The Town entered into an agreement with Hobbs Excavating and Trucking, LLC on June 24, 2019 in the amount of $846,604.86.

ANALYSIS:

Hobbs Excavating and Trucking, LLC has completed 500 linear feet of 24-inch diameter water line including the Brush Creek Crossing which has the most critical timeframe limitations of the project and the Union Pacific Railroad bore. The project is on-time and on-budget. There have been no change orders and no safety incidents. There is approximately one-month of construction remaining. The BOT must approve any expenditures that exceed $50,000.

COMMUNITY INPUT:

None

BUDGET / STAFF IMPACT:

Water Enterprise Fund - Violet Lane Water Line: $1,570,000.00

Hobbs Excavating and Trucking, LLC Contract: $846,604.86
Hobbs Excavating and Trucking, LLC Completed to Date: $580,987.62

Impact to staff's time is will be substantial during the next month of construction.

STRATEGIC PLAN ALIGNMENT/STANDARDS ACHIEVED:

This proposal aligns with the following strategic objectives and/or business values:

Major Objective #7 Implement Priority Infrastructure Improvements – The investment in the Violet Lane Water Line is a priority and ensures that town can distribute water from the new Lower Basin Water Treatment Plant to the existing system for many years. These improvements are important for water service delivery.

RECOMMENDED ACTION OR PROPOSED MOTION:

Motion to **approve** or **deny** Violet Lane Water Line – Pay Application No. 5 in the amount of $166,283.92 to Hobbs Excavating and Trucking, LLC.

ATTACHMENTS:

- Hobbs Excavating and Trucking, LLC's Pay Application No. 5
- SGM Memo: Recommendation of Payment

EJCDC
ENGINEERS JOINT CONTRACT DOCUMENTS COMMITTEE

Contractor's Application for Payment No.

Application Period: 8/16/19 to 8/31/19		Application Date: 8/29/2019
To (Owner): Town of Eagle	From (Contractor): Hobbs Excavating and Trucking	Via (Engineer): SGM
Project: Violet Lane Water Line	Contract:	Pay application # 5
Owner's Contract No.: 52-59-752	Contractor's Project No.:	Engineer's Project No.:

Application For Payment

Change Order Summary

Approved Change Orders		
Number	Additions	Deductions
TOTALS		
NET CHANGE BY CHANGE ORDERS		

1. ORIGINAL CONTRACT PRICE		$846,604.86
2. Net change by Change Orders		
3. Current Contract Price (Line 1 ± 2)		$846,604.86
4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate)		$580,987.62
5. RETAINAGE:		
a. 5% X $580,987.62 Work Completed		$29,049.38
b. X Stored Material		
c. Total Retainage (Line 5a + Line 5b)		$29,049.38
6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)		$551,938.24
7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)		$385,654.32
8. AMOUNT DUE THIS APPLICATION		$166,283.92
9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above)		$294,666.62

Contractor's Certification

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: Stewart Hobbs Date: 9-18-19

Payment of: $ $166,283.92
(Line 8 or other - attach explanation of the other amount)

is recommended by: M. Scott Fuller 9/17/19
(Engineer) (Date)

Payment of: $ One Hundred sixty six thousand two hundred eighty three dollars and ninety two cents
(Line 8 or other - attach explanation of the other amount)

is approved by: Deron Dircksen 9/18/19
(Owner) (Date)

Approved by: _____ _____
Funding Agency (if applicable) (Date)

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SUBCONTRACTORS APPLICATION FOR PAYMENT

DATE **9/1/2019** PERIOD ENDING **9/15/2019**

PROJECT DESCRIPTION **Violet Lane Water Line**

APPLICATION NUMBER **5**

Hobbs Excavating and Trucking LLC
1760 Gypsum Creek Road
Gypsum, CO 81637
TELEPHONE 970-524-7447 FAX 970-524-7501

ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED PREVIOUS APPLICATIONS	WORK COMPLETED THIS APPLICATION	STORED MATERIALS THIS PERIOD	TOTAL COMPLETED & STORED TO DATE	%
	ORIGIONAL CONTRACT	$ 846,604.86	$ -	$ -	$ -	$ -	0.0%
Mobilization and Traffic Control							
1	Mobilization	$ 40,000.00	$ 40,000.00	$ -	$ -	$ 40,000.00	100.0%
2	Traffic control	$ 5,500.00	$ 2,000.00	$ -	$ -	$ 2,000.00	36.4%
Violet Lane Water Line		$ -	$ -	$ -	$ -	$ -	0.0%
3	24" Class 52 DIP with field lock gaskets	$ 344,116.89	$ 182,948.45	$ -	$ -	$ 182,948.45	53.2%
4	24" class 54 creek crossing	$ 14,210.00	$ 14,210.00	$ -		$ 14,210.00	100.0%
5	24" TR Flex pipe through bore	$ 22,039.29	$ 21,037.59	$ 1,001.70		$ 22,039.29	100.0%
6	24" DIP fittings	$ 38,480.00	$ 28,755.88	$ 3,000.00		$ 31,755.88	82.5%
7	24" butterfly valves	$ 52,500.00	$ 22,500.00	$ 15,000.00		$ 37,500.00	71.4%
8	Waterline test pit	$ 7,500.00		$ 7,500.00		$ 7,500.00	100.0%
9	36" bore	$ 143,034.00		$ 143,034.00		$ 143,034.00	100.0%
10	Asphalt Demo	$ 3,296.00				$ -	0.0%
11	4" Asphalt paving	$ 15,451.20				$ -	0.0%
12	Drainage ditch	$ 2,400.00		$ -		$ -	0.0%
13	6' Chain link fence	$ 6,746.88		$ -		$ -	0.0%
14	4' Chain link fence	$ 7,830.60		$ -		$ -	0.0%
15	Fire Hydrants	$ 15,000.00	$ 15,000.00	$ -		$ 15,000.00	100.0%
16	Brush Creek bypass	$ 35,000.00	$ 35,000.00	$ -		$ 35,000.00	100.0%
17	Connect to existing system	$ 10,500.00	$ 10,500.00			$ 10,500.00	100.0%
18	Irrigation vault excavation	$ 2,500.00		$ -		$ -	0.0%
19	erosion control revegetation	$ 15,000.00	$ 8,500.00	$ 2,000.00		$ 10,500.00	70.0%
20	retoration	$ 10,000.00		$ -		$ -	0.0%
21	De-MOB / Re-MOB	$ 30,000.00		$ 3,500.00		$ 3,500.00	11.7%
22	UPRR insurance	$ 15,000.00	$ 15,000.00	$ -		$ 15,000.00	100.0%
23	LBWTP connection	$ 10,500.00	$ 10,500.00	$ -		$ 10,500.00	100.0%
TOTALS		$ 846,604.86	$ 405,951.92	$ 175,035.70	$ -	$ 580,987.62	68.6%

		TOTAL TO DATE	PREVIOUS APPLICATIONS		THIS APPLICATION
TOTAL		$ 846,604.86			
TOTAL COMPLETED AND STORED TO DATE		$ 580,987.62	$ 405,951.92		$ 175,035.70
VALUE OF STORED MATERIALS		$ -			$ -
SUBTOTAL		$ 580,987.62			$ 175,035.70
LESS 5% RETAINAGE		$ 29,049.38		Retainage	$ 8,751.79
TOTAL EARNED LESS RETAINAGE		$ 551,938.24			$ 166,283.92
BALANCE TO FINISH		$ 265,617.24			
BALANCE TO FINISH plus RETAINAGE		$ 294,666.62			

MEMORANDUM

TO: **Town of Eagle**

FROM: **Scott Forrester, PE**

DATE: **September 17, 2019**

SUBJECT: **Violet Lane Waterline Pay App 5**

The purpose of this memo is to provide a recommendation on payment of the fifth pay application from Hobbs Excavating and Trucking for the Violet Lane Waterline. The fifth invoice is for the bore underneath the UPRR, installation of the 24" waterline and valves, erosion control/revegetation, and costs to cover de-mobilization/re-mobilization. The project is on schedule and within budget.

SGM and the Town have inspected the work and materials included in the fifth pay application. The work has been completed per the contract. SGM recommends paying Hobb's Pay Application 5 for an amount of $166,283.92. The Town is retaining $29,049.38 and there is a $294,666.62 balance to finish plus retainage remaining in the contract.

If you have any questions, please contact me.

Attachments: Pay Application 5

118 W. 6th St, Ste 200 Glenwood Springs, CO 81601 Phone: 970-945-1004 Fax: 970-945-5948

To: Mayor and Town Board of Trustees

From: Jenny Rakow, Town Clerk

Date: September 24, 2019

Agenda Item: Meeting Dates for Remainder of 2019

REQUEST: Determine meeting dates and possible worksession dates for the remainder of 2019.

BACKGROUND: The Town generally cancels a meeting in November during the Thanksgiving holiday week, this year that date is November 26th, with Thanksgiving falling on the 28th and 29th. This year the second meeting in December falls on the 24th, a half day holiday for the Town before Christmas Day on the 25th.

The Town also has a pending presentation from Mountain Recreation on their Eagle Sports Complex Improvements and will need Town Board direction prior to end of year.

ANALYSIS: Based upon the schedule, staff would like input from the Board on canceling the November 26th and December 24th meetings.

Additionally, with only five meetings remaining, staff would like the Board to consider some dates to hold a Special Meeting or worksession if necessary. The dates proposed are the following: Tuesday, October 29; Wednesday, November 20; Thursday, November 21; Wednesday, December 18; and Thursday, December 19. Not all of these dates will be needed, but would like the Board to be aware that we may need at least one of these dates to address Town business items.

COMMUNITY INPUT: None required.

BUDGET / STAFF IMPACT: There is minimal budget impact if food is served, which is generally under $100.

STRATEGIC PLAN ALIGNMENT / STANDARDS ACHIEVED: Staff is sensitive to supporting Town goals and values by keeping business items on schedule by proposing the option to hold a special meeting and/or worksession if necessary.

RECOMMENDED ACTION OR PROPOSED MOTION: Direction to the Town Clerk on whether to post notice of cancellation of the November 26, 2019 and December 24, 2019 Town Board Meetings. Direction to send out poll to determine attendance for potential special meeting/worksession dates.

ATTACHMENTS: None

Gates Family Foundation
1390 Lawrence Street, #400
Denver, Colorado 80204-2081
P: (303) 722-1881
F: (303) 316-3038
info@gatesfamilyfoundation.org

To whom it may concern,

The Town of Eagle Board of Trustees encourages the Gates Family Foundation to consider, and approve, the Eagle County Historical Society's grant application to provide partial funding for replacement of the roof and exterior painting of the Historical Society's museum. The museum is in an historic barn in Chambers Park in Eagle. It is a wonderful draw and rest stop for travelers on I-70, as well as local visitors and our community members. The Town and the Historical Society both value this amenity and wish to see it continue to be a tangible expression and exhibition of our valley's history. To support us in that effort, we encourage you to fully fund the application presented by the Eagle County Historical Society.

Sincerely,

Anne McKibbin, Mayor, Town of Eagle
on behalf of the Town of Eagle Board of Trustees

DRAFT

Building a Better Colorado

"Engaging citizens to create a path
to a better Colorado"

Report of 2019 Statewide Conversation

Exploring opportunities
for improving Colorado's fiscal policy
to support our *Colorado* way of life.

August 26, 2019

August 26, 2019

Fellow Coloradans:

We are pleased to present this report of "Building a Better Colorado's" 2019 statewide conversation!

Following-up on the success of BBCO's first statewide conversation in 2015-16 – in which BBCO observed five consensus state policy recommendations emerge through conversations with almost 1,200 civic leaders in 30 communities, and later saw four of those consensus ideas ultimately implemented by others either at the 2016 ballot box or in the 2017 legislative session – BBCO was committed to continuing this model of constructive statewide dialogue.

In 2019, BBCO expanded its second statewide conversation to 37 communities and explored opportunities for improving Colorado's fiscal policy to support our *Colorado* way of life. Specifically, BBCO focused on Colorado's three fiscal constitutional amendments: the Gallagher Amendment (1982), the TABOR Amendment (1992) and Amendment 23 (2000). As with our first statewide conversation in 2015, we were pleased to observe significant levels of agreement across the state on various policy options which we offered for consideration. It is encouraging to see the appetite for constructive dialogue among the community leaders who participated in our community meetings, and the uncommonly high levels of agreement that their conversations produced on traditionally divisive policy issues. In both our 2015 and 2019 statewide conversations, BBCO has observed that diverse community members – regardless of their political affiliation, ZIP code or ethnicity – will reach higher levels of agreement on policy matters when they engage in constructive dialogue, view the issue through the shared lens of building a better statewide community, and are empowered to determine the outcome of their conversation.

BBCO fully recognizes that the community leaders whom we very deliberately targeted to participate in these conversations are more engaged than most community members, and are therefore not representative of the average Colorado voter. However, we believe their informed opinions are an important consideration in discerning how Colorado should move forward. As with all policy matters, the challenge in developing future state policies will be finding the intersection between what highly-informed and highly-engaged civic leaders believe is the right pathway, and what less-informed and less-engaged average voters will support.

In addition to the 37 community conversations which BBCO hosted, we also constructed a robust presentation of this same policy information on our website (www.betterco.org) and are now offering all Coloradans the opportunity to weigh-in with their own opinions on the same policy options that our nearly 1,800 community leaders discussed. We encourage you to take our online survey at http://buildingabettercolorado.org/take-the-survey.

Going forward, BBCO will continue to make itself available to inform Coloradans about these important policy matters. However, as a non-advocacy organization, BBOC will continue our policy of not participating in any efforts to implement the consensus policy recommendations which grew out of this year's statewide conversation.

BBCO greatly appreciates the efforts of everyone who has participated in this important statewide conversation!

Reeves Brown, Project Manager

reeves@betterco.org

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Why Building a Better Colorado?

To function effectively, our representative democracy form of government—our *republic*—depends on the active involvement of an engaged and informed electorate. However, increasingly, in this age of social media, face-to-face dialogue is being replaced with digital screens, and the overwhelming amount of information on the web challenges our ability to communicate complex public policy matters to an electorate struggling with information overload from competing sources. Additionally, the advent of "entertainment news", which competes for ratings by cultivating specific audiences, has encouraged siloed thinking at the expense of respectful dialogue that explores different perspectives.

BBCO believes that Colorado can be better, and that the pathway to a better Colorado lies in engaging thought-leaders across the state in an honest and constructive conversation about what we want our state to be.

Who is Building a Better Colorado?

BBCO is managed by a 15-member Executive Committee which spans the political spectrum and is committed to constructive, non-partisan dialogue to improve state policy that sustains our *Colorado* quality of life. BBCO has received support from a number of Colorado foundations who, like BBCO, support constructive dialogue among Colorado community leaders to build a better future for our state.

BBCO is Committed to Non-Partisan Constructive Dialogue

1. BBCO researches its policy issues from politically-neutral sources such as the offices of the State Demographer and the Legislative Council. Additionally, BBCO vets its research with subject matter experts from across the political spectrum to ensure a fair representation of the facts.
2. BBCO's leadership represents the breadth of Colorado's political spectrum, and very deliberately and fairly represents Colorado's political demographic.
3. BBCO does NOT advocate for any specific state policies or outcomes; BBCO is only advocating for an honest conversation among Colorado community leaders about what we want our state to be. For example: after explaining the policy issue on which we're inviting discussion, the first policy option we always offer for our audience's consideration is the option of "No Change," and we only present alternative policy options for the audience's consideration if a majority of them oppose the status quo.
4. In an effort to ensure constructive dialogue that fairly represents the breadth of each community, BBCO doesn't invite the general public to its community meetings because public meetings are

Alamosa community meeting

oftentimes more about competing political ideologies and organizational agendas than constructive dialogue. And to avoid potential criticism that BBCO is pursuing a predefined outcome by selecting a friendly audience, BBCO works with established leaders within each community to build the guest list for their community's meeting. While BBCO doesn't determine who will be on the guest list, we do use demographic information from the Colorado Demographer and Secretary of State to equip local hosts to build a guest list that fairly reflects the diversity of their community.

5. BBCO's commitment to constructive dialogue even extends to the physical set-up of our community meetings. We randomly assign guests to individual tables to discourage "group-think" among participants who arrive together, and we seat our audiences around tables of 6-8 people to provide an opportunity to build relationships and engage in meaningful discussion.

BBCO'S Community Conversations are Uniquely Empowering

Communities OWN their community meeting

BBCO tasks established community leaders to be responsible for:

1. Building their community's guest list based on individuals who they think are individually constructive and influential, and who collectively represent the diversity of their community.
2. Setting the date, time and location of their community meeting.
3. Selecting their community's representatives to BBCO's concluding Citizens' Assembly to help identify any consensus policy recommendations which may have emerged through the statewide conversation and to provide guidance on BBCO's future statewide conversations.

Planning discussion for Eagle County's community meeting

Participants determine the outcome of their community meeting

BBCO believes a better Colorado can happen when we engage Coloradans in an honest, constructive conversation about what they want their state to be. While BBCO is responsible for selecting the topic for each statewide conversation, researching that topic, and presenting an explanation of that topic and related policy options to its community audiences, we empower participants to drive the outcome of the conversation and recommend the best pathway forward for our state.

1. Participants are first given control of deciding IF there's even a problem to address, or if the current policy IS the preferred pathway forward. For each policy issue presented for consideration, BBCO presents an explanation of the issue, it's background, and it's impacts –

both positive and negative – on our *Colorado* quality of life. BBCO also reviews a series of potential policy options – beginning with the option of "Do Nothing" – and reviews pros and cons related to each option. After this presentation, participants engage in small-group discussion around their tables to share opinions on the issue and related options.

After participants have discussed the issue and related options among themselves, BBCO invites participants to use their remote voting devices to cast their opinion (on a 5-point Likert scale) of how much or how little they support each option. (BBCO has observed that the anonymity of the remote voting devices is an essential ingredient in providing a safe environment for honest dialogue and feedback.) The first policy option that participants are asked to vote on is the "Do Nothing" option, and BBCO commits that it will ONLY entertain feedback on alternative policy options IF a majority of the audience objects to the status quo.

2. IF a majority of participants object to maintaining the status quo, then BBCO invites them to vote their level of support for each alternative policy option using their remote keypad voting devices.

Grand Junction community meeting

3. In addition to considering the alternative policy options which BBCO offers, participants are invited to craft their own organic policy alternatives for consideration by their peers.
As long as an individual's organic idea is vetted and supported within their individual table's discussion, and as long as the idea can be articulated succinctly in writing, BBCO will type it into the overhead slide presentation and add it to the list of alternative policy options for the audience polling.

If an organic policy option gains significant support in a community meeting, BBCO may share that idea at subsequent community meetings to further test the merits of that idea with other audiences. In our 2019 statewide conversation, there was one organic policy option regarding the TABOR Amendment and two organic options regarding Amendment 23 that received broad support statewide.

BBCO's Unique Model Has a History of Success

Building a Better Colorado hosted its first statewide conversation in 2015 and included three state policy topics in that discussion:

1. How Coloradans amend their state constitution through the citizen initiative process.
2. How Colorado's unaffiliated voters participate in primary elections.
3. How the state budget's revenue limit works.

BBCO engaged over 10,000 Coloradans in that first statewide conversation through 30 community meetings and a parallel online conversation, and observed five consensus policy recommendations grow out of that conversation:

Greenwood Village community meeting

1. The initiative process for amending our state constitution should require more consensus among and be more inclusive of Coloradans.
2. It should be easier for Unaffiliated voters (the largest block of voters in Colorado) to vote in the primary election of their choice.
3. Colorado should reinstate a Presidential primary election to enable all voters to participate in that process.
4. Revenue from the state's Hospital Provider Fee should not count towards the state's revenue limit.
5. The state's TABOR revenue limit should be suspended for 10 years, and any additional funds which may accrue to the state from that should be dedicated to Transportation, Education, Senior Care and Mental Health Services.

Community meeting in Boulder

Subsequent to BBCO's publication of these policy recommendations in February 2016, two separate campaigns independent of BBCO used the citizen initiative process to take the first three policy recommendations to the ballot in November 2016. Colorado voters adopted all three, and the Colorado legislature subsequently adopted the fourth policy recommendation in 2017.

BBCO's 2019 Statewide Conversation

WHAT:
BBCO engaged Coloradans in a discussion to explore opportunities to improve Colorado fiscal policy to support our Colorado way of life.

BBCO engaged audiences across the state in a conversation about the three fiscal policies which Colorado voters have placed into our state constitution over the last 37 years:

1982: The Gallagher Amendment

Froze the ratio of the total assessed values of residential property and non-residential property at 1982 levels for the calculation of property tax.

1992: The Taxpayer Bill of Rights (TABOR)

Limits the amount of tax revenue that state and local governments can collect, and requires a vote of the people to raise taxes.

2000: Amendment 23

Requires the state to fund K-12 education at least at the rate of student enrollment plus population.

While each of these constitutional amendments was well-intended in its own right, together the three have produced unintended consequences as a result of their inability to reflect changes which have occurred in Colorado's economy and demographic over the last 3 decades. Additionally, because these three amendments overlay each other in the state's constitution, they interact in ways that voters never anticipated and have subsequently challenged the state's ability to sustain funding for programs that affect every Coloradan's quality of life.

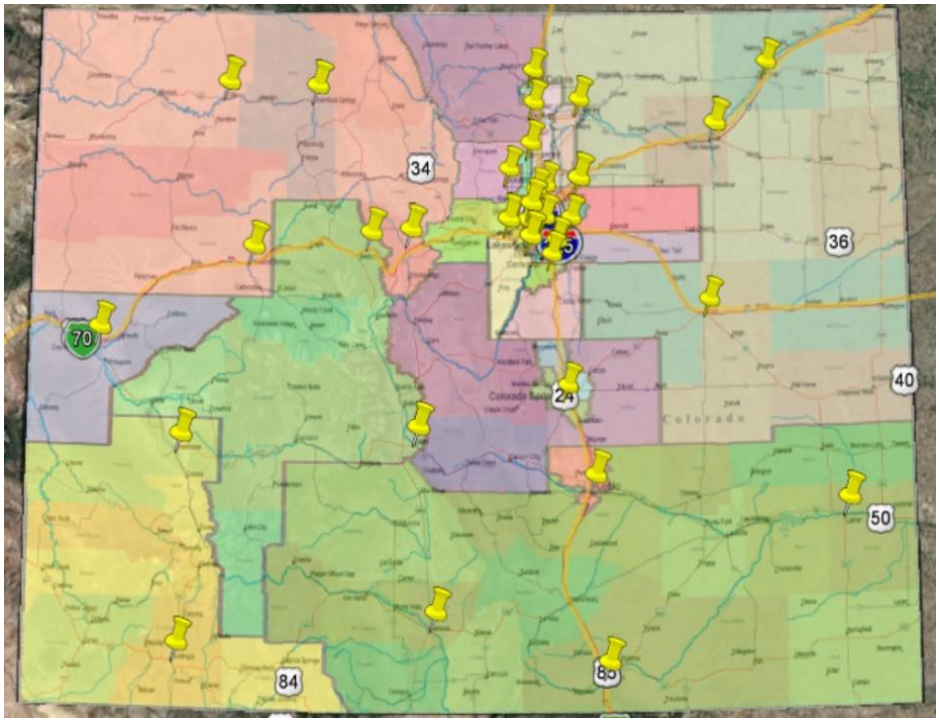
Longmont community meeting

BBCO's message to participants in our 2019 statewide conversation is NOT that they need to change these three fiscal constitutional policies, but simply that Coloradans need to be aware of how these policies individually and collectively impact our quality of life in both positive and negative ways. And, if Coloradans don't like how these three constitutional amendments affect their quality of life, then it is up to them to explore and pursue a change because only Colorado voters – NOT their elected representatives -- can amend their constitution.

WHERE:
BBCO hosted meetings in 37 communities across Colorado in 2019.

In an effort to expand this second statewide conversation, BBCO hosted community meetings in seven additional communities beyond the 30 communities in which it hosted meetings in 2015. Newly-added communities included Arvada, Brighton, Golden, Littleton, Monument and three additional communities within the city of Denver. Additionally, BBCO changed the location of two community meetings from the 2015 roster: the 2015 meeting hosted in Akron was relocated to Brush, and the meeting previously hosted in Highlands Ranch was relocated to Castle Rock. BBCO's goal is to target our limited resources and balance the needs for geographic distribution, population concentration, and providing an opportunity for every Coloradan to participate in this statewide conversation.

- Alamosa
- Arvada
- Aurora
- Boulder
- Brighton
- Brush
- Castle Rock
- Colorado Springs
- Craig
- Denver - Downtown
- Denver - Northeast
- Denver - Southeast
- Denver - West
- Durango
- Fort Collins
- Frisco
- Glenwood Springs
- Golden
- Grand Junction
- Greeley
- Greenwood Village
- Lakewood
- Lamar
- Limon
- Littleton
- Longmont
- Loveland
- Montrose
- Monument
- Pueblo
- Salida
- Steamboat Springs
- Sterling
- Thornton
- Trinidad
- Vail-Eagle
- Westminster



WHO:
BBCO engaged almost 1,800 community leaders in our 2019 statewide conversation.

Between March and July of 2019, BBCO engaged almost 1,800 community leaders in our statewide conversation about Colorado's fiscal constitutional amendments in 37 communities across the state.

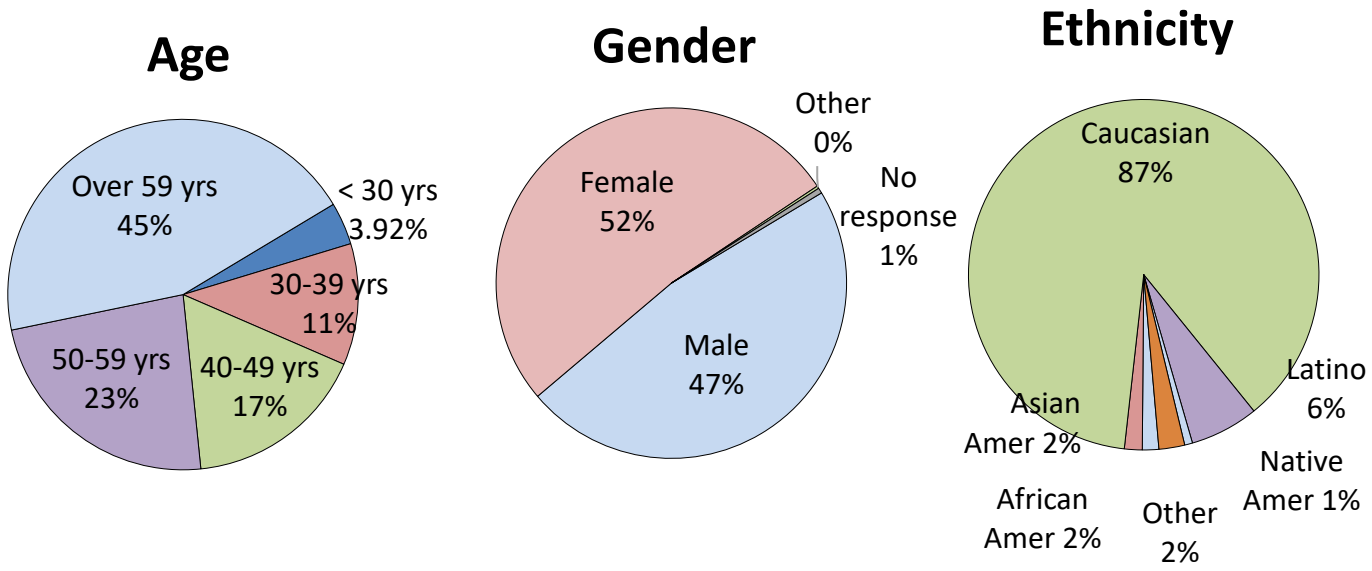
BBCO recognizes that, by design, the audiences at our community meetings represent some of the most active and influential members of the community who most likely have an interest in public policy. As a result, neither the audiences nor their perspectives on these policies are likely reflective of an average "likely voter's" awareness of these issues, or what they would support or oppose at the ballot box. However, BBCO also recognizes that these "grasstops" members of the community have disproportionately large influence within their community and, to the extent that they reach consensus among themselves on a policy recommendation through BBCO's statewide conversation, they may influence the broader opinion of others within their community.

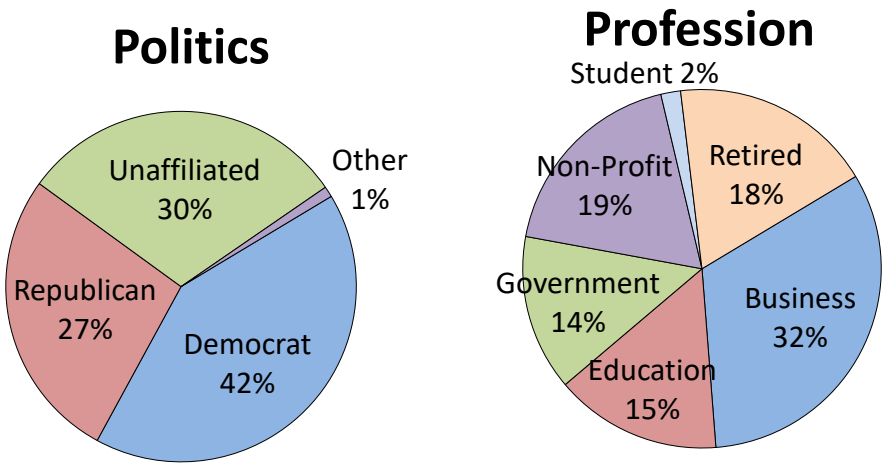
(clockwise from right)

Community members in Littleton, Brighton and Lakewood learn about the issues, discuss policy options, and vote their opinion of the best pathway forward.

Audience Demographics

The political mix of the audience (42% Democrat, 27% Republican, 30% Unaffiliated) leaned more left than the actual voter registration of Colorado (31% Democrat, 29% Republican, 38% Unaffiliated), while Unaffiliated voters were slightly underrepresented. While the Profession and Gender demographic was fairly mixed, the audience was disproportionately older than the statewide profile (68% over 50 years old vs 31% actual) and Caucasian (87% in attendance vs 67% actual).





Findings from BBCO's 2019 Statewide Conversation:

As with our first statewide conversation in 2015, BBCO was pleased to see significant levels of agreement across the state on various policy options which we offered for consideration, this time regarding opportunities for improving Colorado's fiscal policy. It is encouraging to see the appetite for constructive dialogue among the community leaders in our meetings, and the uncommonly high levels of agreement that their conversations produce on traditionally divisive policy issues. In both our 2015 and 2019 statewide conversations, BBCO has observed that diverse community members – regardless of their political affiliation, ZIP code or ethnicity – will reach higher levels of agreement on policy matters when they engage in constructive dialogue, view the issue through the shared lens of building a better statewide community, and are empowered to determine the outcome of their conversation.

Castle Rock community meeting

While BBCO engaged its community audiences in a conversation about all three fiscal constitutional amendments which Colorado voters have adopted since 1982 – the Gallagher Amendment, the TABOR Amendment, and Amendment 23 – there was notably more concern expressed about the Gallagher and TABOR amendments than Amendment 23, and notably more agreement about potential changes to those two amendments.

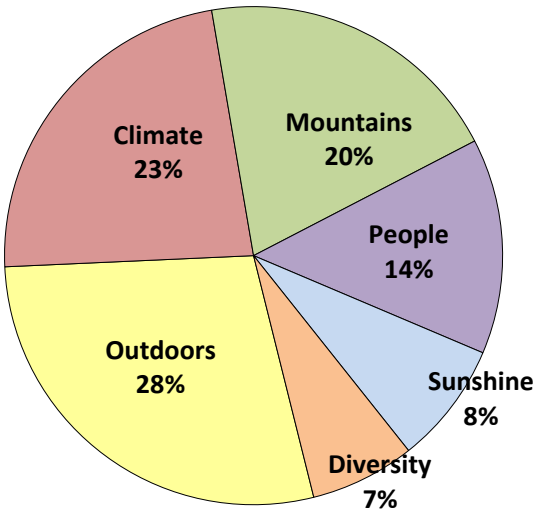
It's important to acknowledge that, while informative and noteworthy, the results of BBCO's statewide conversation are dependent on the extent of the participants' knowledge of the issues and the related policy alternatives. In that regard, BBCO provided its audiences with extensive resources on its website before the community meeting, and a 20-minute presentation and 5-minute table discussions at the meeting. Thus, while the participants' knowledge of these complex issues was admittedly limited, this experience likely prepared them to offer an informed opinion far beyond the ability of most voters.

It's also important to note that no consensus policy recommendations that grew out of BBCO's statewide conversation can be attributed to any individual participant. While the data shared in this report fairly represents the collective results of the statewide conversation, no individual participant is bound to support any specific outcome.

On the following pages, we present a summary of the outcomes of BBCO's 2019 statewide conversation about Colorado fiscal policy. To review the individual results of each of the 37 community meetings which BBCO hosted in 2019, visit BBCO online at http://buildingabettercolorado.org/report-2019 to access the post-meeting reports from each of those meetings.

What's RIGHT with Colorado?

At the beginning of each community meeting, and in an effort to identify any similarities in what BBCO's audiences appreciated about Colorado, BBCO engaged participants in a WordCloud exercise to identify ONE WORD which represented something they loved about Colorado.

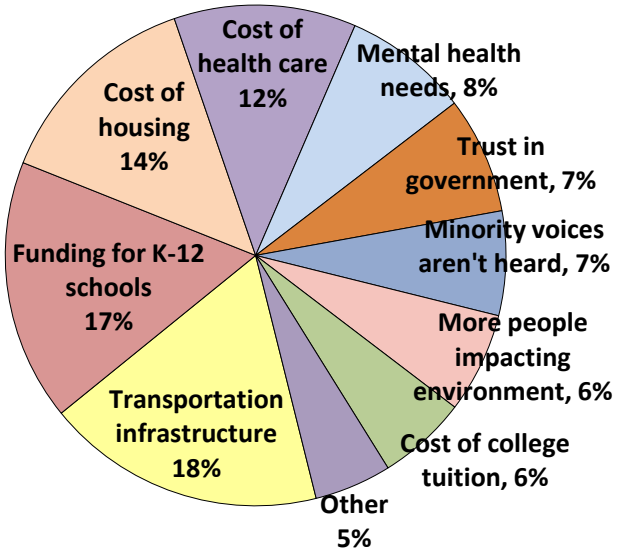


Consistently, in communities across the state, participants identified the following six most frequent responses to this exercise:

1. Outdoors (28%)
2. Climate (23%)
3. Mountains (20%)
4. People (14%)
5. Sunshine (8%)
6. Diversity (7%)

What's WRONG with Colorado?

BBCO similarly sought to determine if our audiences shared any similarities in what they were concerned about for Colorado. From a pre-defined list of 10 possible concerns, participants rated their relative importance in the following order:



1. Transportation infrastructure/ Longer commute times (18%)
2. Funding for K-12 / 4-day school weeks (17%)
3. Cost of housing (14%)
4. Cost of health care (12%)
5. Mental health needs (8%)
6. Lack of trust in government (7%)
7. Minority voices aren't heard (7%)
8. More people are causing more impacts to our natural environment (6%)
9. Cost of college tuition (6%)
10. Other (5%)

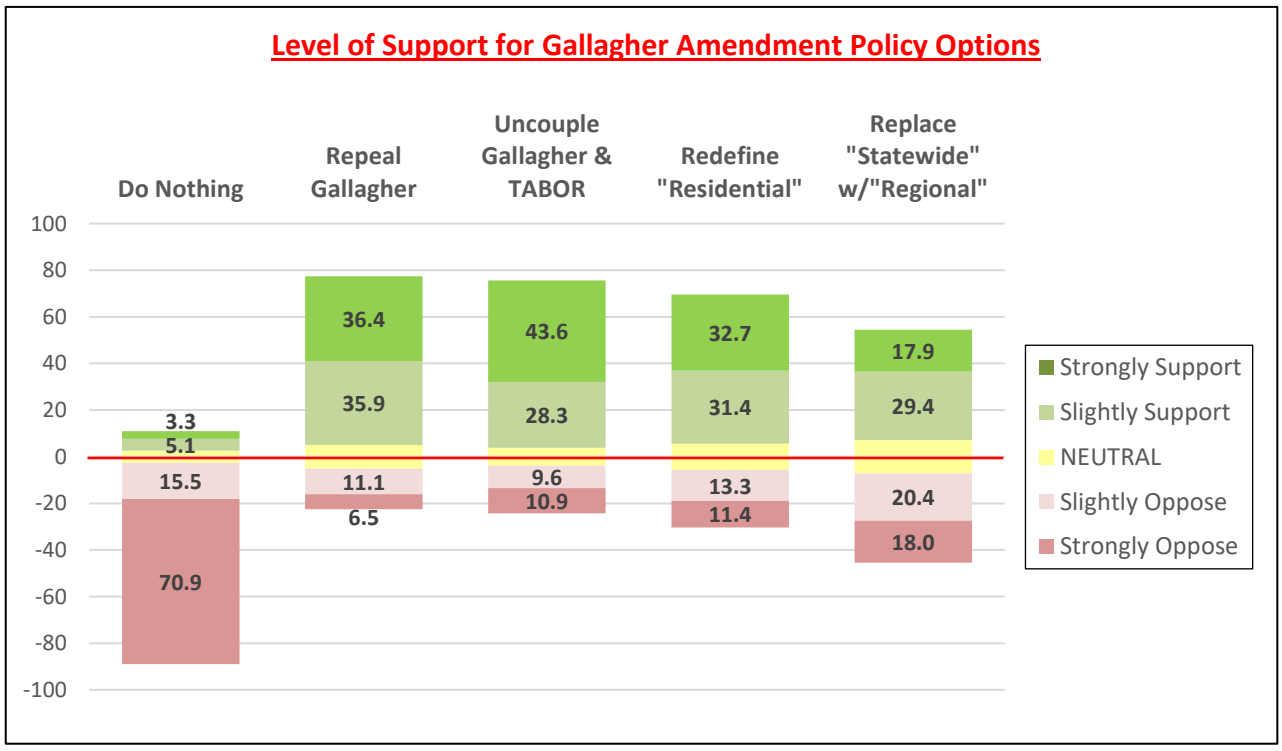
Consensus Policy Recommendations: GALLAGHER AMENDMENT

There was strong opposition to maintaining the status quo on the Gallagher Amendment. More than four-out-of-five (86%) participants indicated some degree of opposition, with 71% indicating "Strong Opposition" to maintaining the status quo.

BBCO offered four policy alternatives to status quo for participants to consider:

- Repeal Gallagher's frozen ratio between Residential and Non-Residential property to stop the decline in the Residential Assessment Rate.
- Amend TABOR to allow taxing authorities to automatically increase/decrease their mill levies to sustain a constant revenue stream in response to increases/decreases in the Residential assessment rate.
- Reclassify "non-primary residences" and/or "vacation rentals" at a higher assessment rate to slow the growth in value of Residential Property and slow the decline in the Residential Assessment Rate.
- Replace the STATEWIDE Residential Assessment Rate with a REGIONAL rate to prevent high-growth areas from driving down the Residential Assessment Rate in low-growth areas.

Of these four policy alternatives, "repealing the Gallagher Amendment" and "uncoupling the Gallagher and TABOR amendments" garnered the most support, with participants expressing 72.3% and 71.8% support, respectively.



To learn more about the Gallagher Amendment, visit BBCO's website at http://buildingabettercolorado.org/understanding-the-gallagher-amendment/

Consensus Policy Recommendations: TABOR AMENDMENT

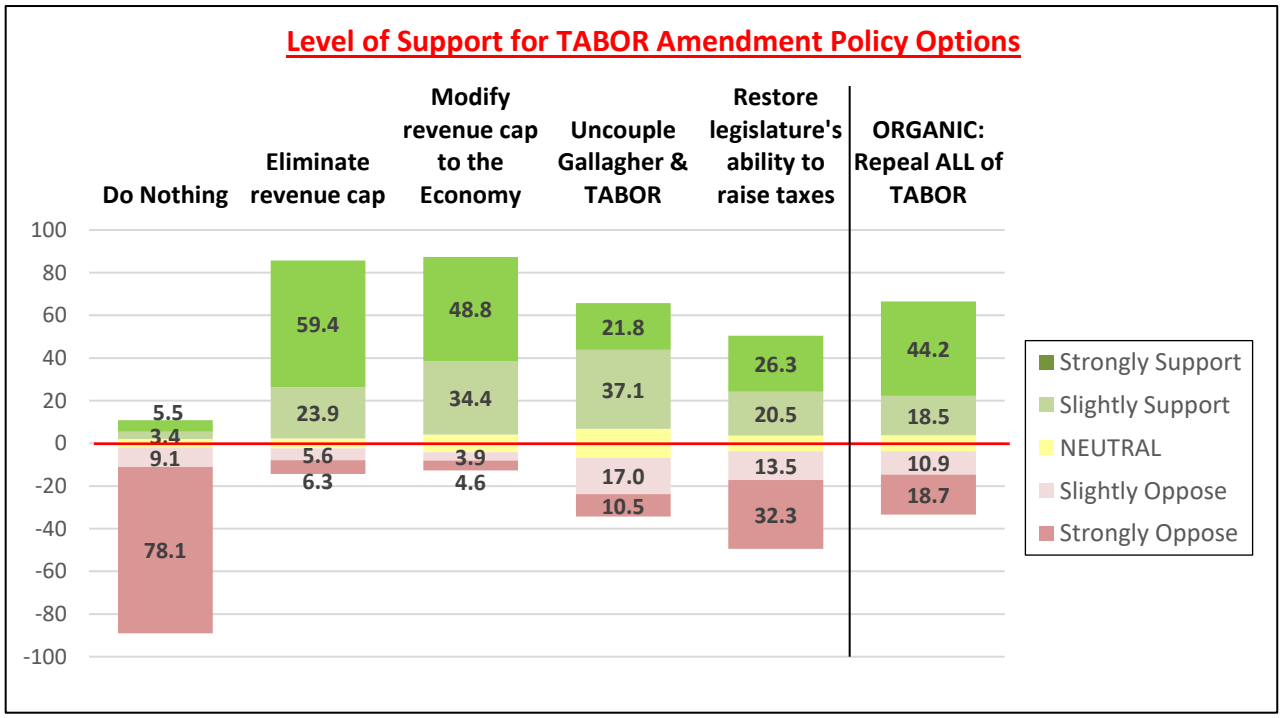
As with the Gallagher Amendment, there was strong opposition to maintaining the status quo on the TABOR Amendment. More than four-out-of-five (87%) participants indicated some degree of opposition, with 78% indicating "Strong Opposition" to maintaining the status quo.

BBCO offered four policy alternatives to the status quo for participants to consider:

- Eliminate the state revenue cap as most LOCAL governments have done, and allow the state to retain revenues during times of economic growth and invest in state services.
- Modify the state revenue cap to correlate with growth in the ECONOMY rather than INFLATION.
- Uncouple TABOR and Gallagher to allow taxing authorities to automatically increase/decrease their mill levies to sustain a constant revenue stream in response to increases/decreases in the Residential Assessment Rate.
- Restore the ability of the legislature to increase taxes without voter approval under certain circumstances (e.g., super-majority of both legislative chambers).

Additionally, participants in 13 of the 37 communities offered their own organic policy option of fully repealing the TABOR Amendment.

Of BBCO's four policy alternatives, "eliminating the state revenue cap" and "modifying the revenue cap to correlate with the economy rather than inflation" garnered the most support, with participants expressing 83.3% and 83.2% support, respectively. Additionally, 62.6% of participants supported the organic option of fully repealing the TABOR Amendment.



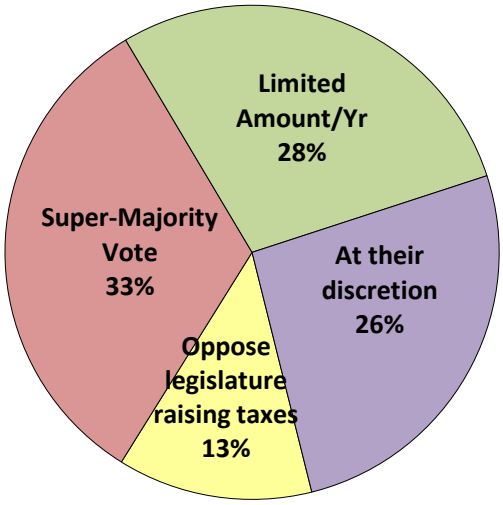
Deeper Dive on TABOR policy options:

In addition to inviting feedback on the four alternative policy options offered by BBCO, BBCO also posed two additional questions related to the TABOR Amendment.

1. In the 14 communities where a majority of the audience indicated support for the policy option of *"restoring the ability of the legislature to increase taxes without voter approval,"* BBCO posed the additional question:

   If you believe the legislature's ability to raise taxes should be restored to some degree, with what restrictions should that come?

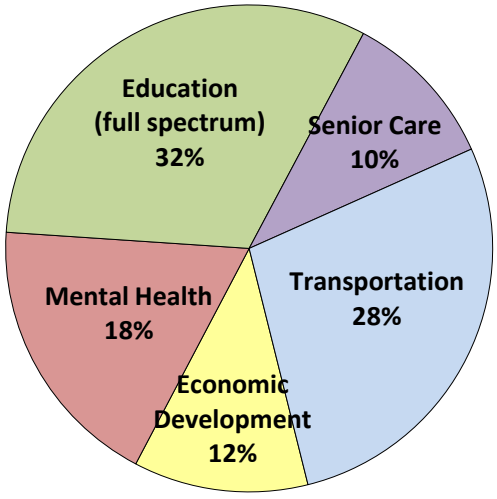
   Fully one-third of respondents preferred a super-majority approval by both chambers of the legislature to raise taxes without voter approval. Another 28% approved of such authority up to a limited amount in any one year, and 26% felt the legislature should have the authority to raise taxes at their discretion.



2. Additionally, to assess the participants' program funding priorities, BBCO posed the following question:

   If fiscal policy changes resulted in additional revenues to the State, in what program areas do you think the State should prioritize investment?

   Consistent with their earlier feedback concerning what they felt was wrong with Colorado, participants declared education (32%) and transportation (28%) to be their program funding priorities.



To learn more about the TABOR Amendment, visit BBCO's website at http://buildingabettercolorado.org/understanding-tabor/

Consensus Policy Recommendations: AMENDMENT 23

While there was majority opposition to maintaining the status quo on Amendment 23, that opposition (73%) wasn't as strong as the opposition to maintaining status quo for either the Gallagher Amendment (86%) or the TABOR Amendment (87%).

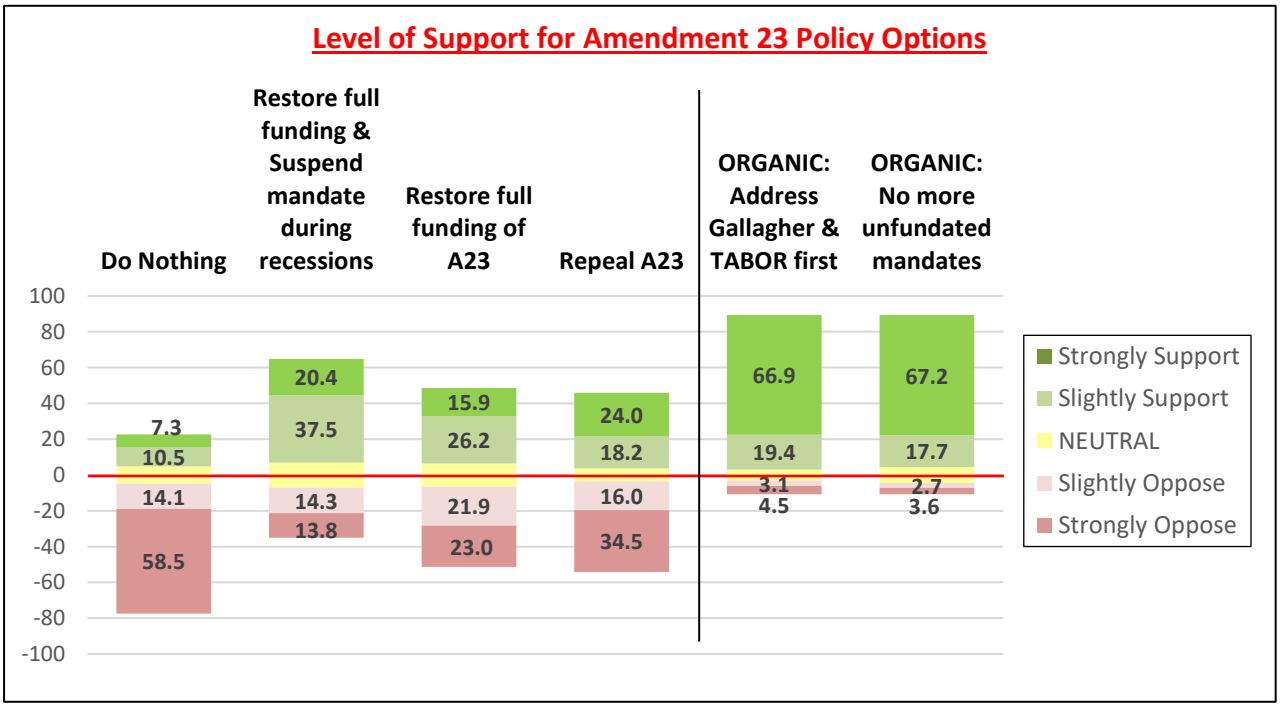
BBCO offered three policy alternatives to status quo for participants to consider:

- Restore full-funding for K-12 as Amendment 23 was originally interpreted, but suspend K-12 funding mandate during times of economic recession.
- Restore full-funding for K-12 as Amendment 23 was originally interpreted. (Eliminate the "Negative Factor.")
- Repeal Amendment 23's funding requirement for K-12.

Additionally, participants offered two organic policy options of their own:

- Don't amend Amendment 23 until we address Gallagher and TABOR first.
- Don't place any additional mandates on K-12 without funding them.

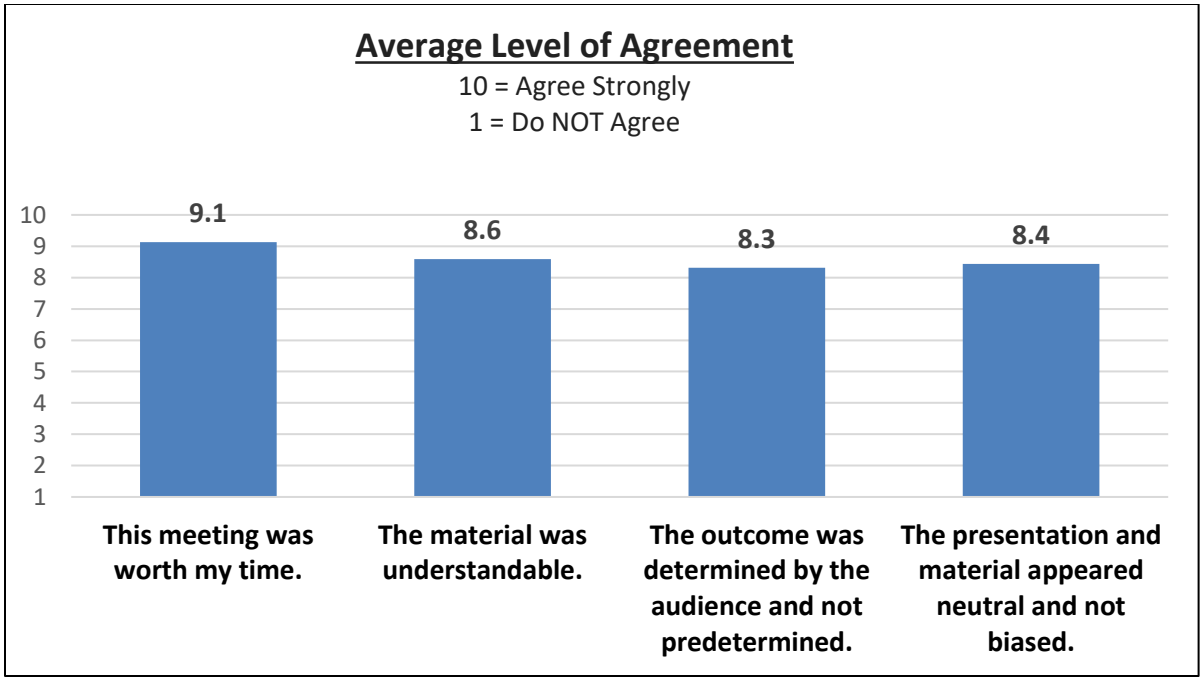
There was very little support for any of the policy alternatives which BBCO offered for consideration; only the policy option of fully-funding Amendment 23 COUPLED with eliminating the recession-proof nature of the Amendment garnered a majority of support (58%). However, there was strong support for both of the two organic policy options.



To learn more about Amendment 23, visit BBCO's website at
http://buildingabettercolorado.org/understanding-amendment-23/

Post-Community Meeting Surveys

BBCO made clear at the beginning of every community meeting that our measurement of success for these community conversations is not whether participants reached agreement on any policy recommendations, but rather whether or not they gained understanding about the policy issues BBCO was presenting, and if they felt empowered to determine the outcome of their community's conversation. To that end, at the conclusion of each community meeting, BBCO requested participants to complete a brief online survey which allowed for anonymous responses to encourage their honest feedback.

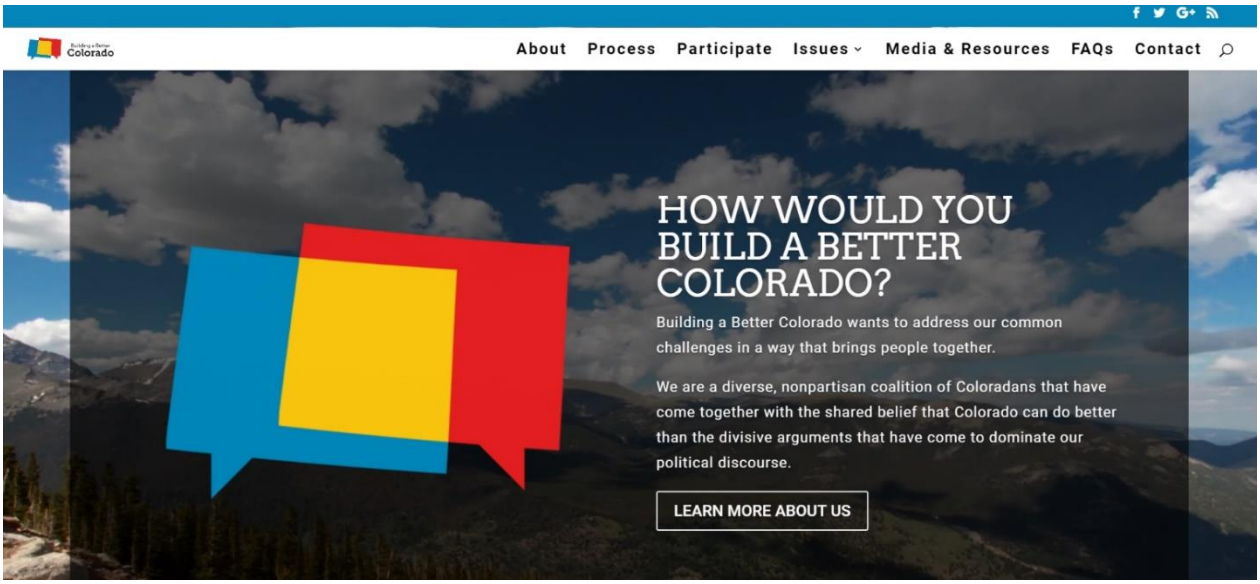


BBCO received feedback via our post-meeting survey from over 350 of the almost 1,800 participants in our 37 community conversations. Here is a sampling of that mostly very positive feedback:

- ***"Thank you! Finally, some positive force in politics."***
- **"This was time well spent on my part and I appreciate the efforts to facilitate this community dialogue."**
- ***"Thanks for your continuous improvement in mobilizing public engagement & civic responsibility!"***
- **"Appreciated that time wasn't just wasted on discussion, felt actionable!"**
- ***"Thank you for making this attempt to improve our future."***

Inasmuch as BBCO tried our best to make this an unbiased conversation, the reality is that ALL conversations have an inherent bias and BBCO also heard this from some participants. The very fact that BBCO hosted a conversation on these particular issues implies that we think there is a problem. That acknowledged, BBCO is committed to continuing to try and improve our process to ensure accuracy, transparency and genuine empowerment of our audiences to determine the outcome.

BBCO's Online Conversation



In addition to the 37 community conversations, BBCO hosted a robust website in 2019 at www.betterco.org where we presented the same policy information through a series of graphic-heavy explanations supplemented with whitepapers, live and recorded webinars, and additional resources.

We also invite all visitors to our website to provide us with their responses to the same policy polling questions we presented in the community meetings (www.buildingabettercolorado.org/take-the-survey). Because the online polling respondents don't have the benefit of a "community conversation" with their peers to help inform their input, BBCO maintains the online polling data separately from the data we received at our community meetings. However, this data is equally helpful in informing us about the opinions of a broad range of Coloradans with an equally broad range of understanding of these policy issues.

(The following data applies to the one-year time period 8/22/18 – 8/22/19.)

Website Visits:

- # of unique visitors (doesn't include redirects from Facebook and Twitter) = **114,528**
- # of redirected visitors from Facebook and Twitter = **17,412**
- Total # of unique visitors = **131,940**

Social Media Impressions:

(# of times information about BBCO appeared on someone's screen excluding website visits and email)

- Facebook Impressions = **937,978**
- Twitter Impressions = **293,736**

Direct Email Outreach = **90,000**

Next Steps

As a non-advocacy organization, BBCO will not be involved in any potential efforts to implement any of the consensus policy recommendations that grew out of our 2019 statewide conversation. Our goal is simply to raise awareness about these important policy matters, and encourage constructive dialogue to see if any consensus opinion emerges as to how our state should proceed. To that end, we are grateful to the thousands of Coloradans who participated in this year's conversation.

We want this conversation to expand and engage more fellow Coloradans across our great state. BBCO is available on request to present information on any of these fiscal policy issues and/or the findings of our 2019 statewide conversation. If your community group would like to arrange for a presentation, please visit the BBCO website at http://buildingabettercolorado.org/request-a-presentation and fill out a request form.

And there's still opportunity to weigh in on the policy alternatives that were explored on these three fiscal constitutional amendments. We encourage all Coloradans to take a survey on these fiscal issues and policy options at http://buildingabettercolorado.org/take-the-survey.

BBCO is now exploring the potential of continuing this statewide conversation on other important state policy topics, and we have solicited input from the participants in our Citizens Assembly at the conclusion of our 2019 conversation. Certainly, among civic leaders across Colorado, there is growing enthusiasm for BBCO's approach to engaging citizens in a constructive dialogue about the future of our state. Additionally, BBCO has heard encouraging feedback from participants on how the constructive conversation which BBCO hosted among community leaders within their community has served as a catalyst for additional discussions on other local challenges.

Together, we ARE building a better Colorado.

BBCO Leadership Team

Building a Better Colorado

Executive Committee

Denise Burgess	Tom Gougeon	Joelle Martinez
Mario Carrera	Steve Halstedt	Dan Ritchie
Don Childears	Ted Harms	Lee White
Stanton Dodge	John Ikard	Al Yates
Tim Foster	Gail Klapper	Dave Younggren

Project Manager: Reeves Brown

Assistant Project Manager: Kyler Brown

Community Engagement Team:

Renate Doerry	Linde Marshall	David Thomson
Cheryl Fleetwood	Ben Neivert	Sue Unkenholz
Judith Light	Cathy Shull	Mark Zamora

Website/Social Media: Bryon Taylor, Modular Workshop

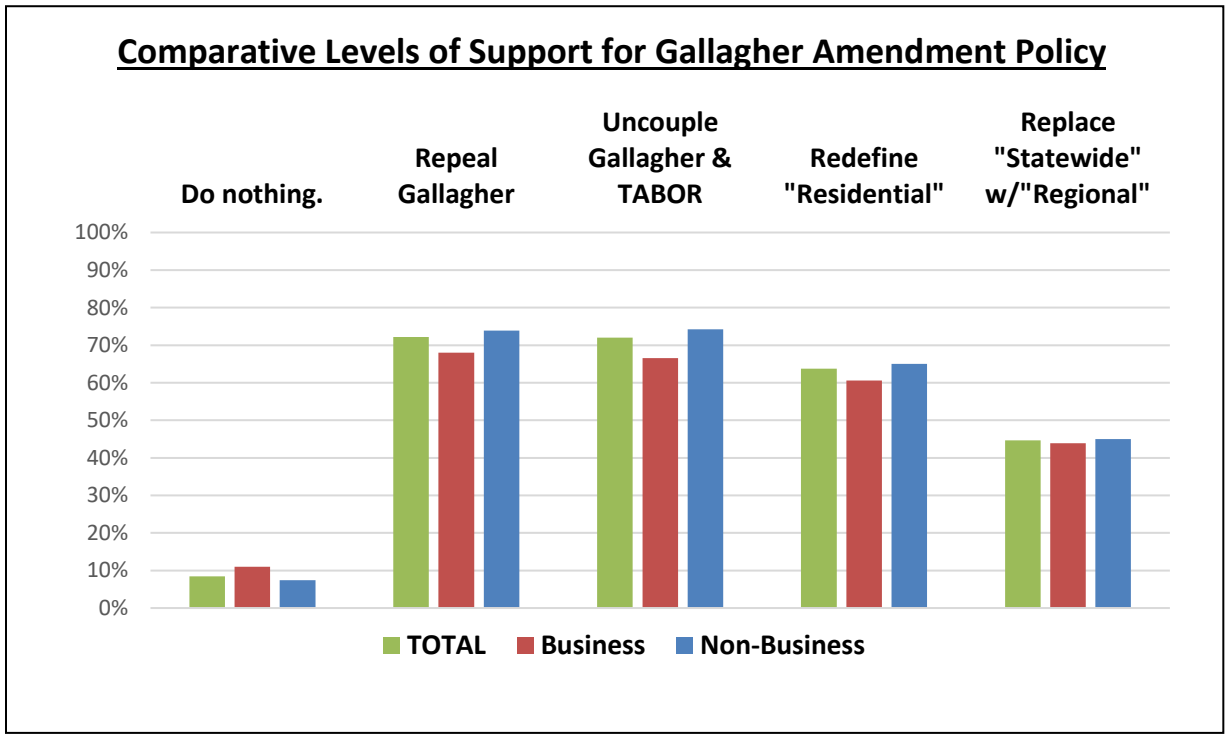
Data Analysis: Andrew Foster, Mt Digi

Appendix A: Sampling of Demographic Cross-tabs

Although BBCO cannot trace the individual identity of any responses which participants in our community meetings provided via their remote voting devices, we can associate the demographic information provided with each "clicker" with the corresponding votes on each policy option for that clicker. This allows BBCO the ability to "cross-tab" the data collected to ascertain within our statewide audience the opinion of different demographic constituencies on different policy options. While it's too cumbersome to try to provide all the variations of those cross-tabs within this report, there are certain demographic profiles associated with each of the three policy issues which may be instructive.

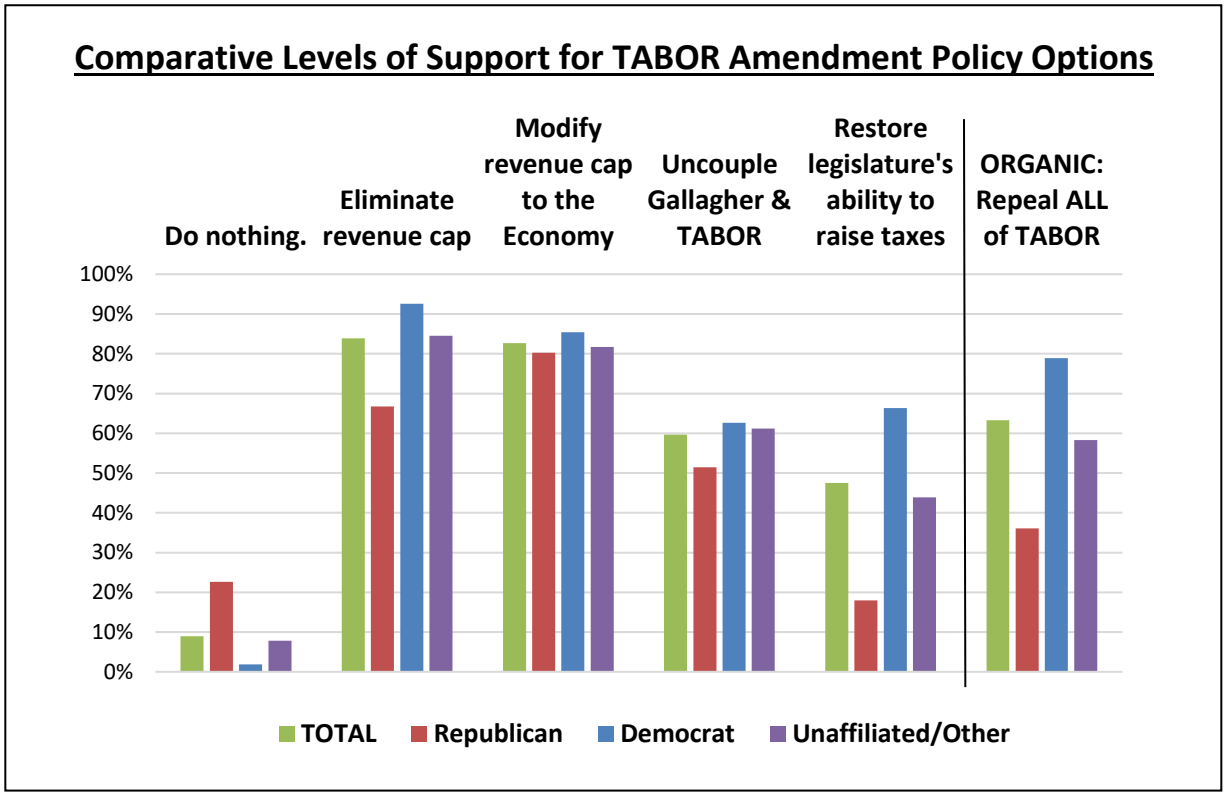
Gallagher Amendment: Comparison of PROFESSIONAL demographic

As concerns the Gallagher Amendment policy options, there was little distinction between the opinions of those who identified themselves with the "Business" profession and other participants.



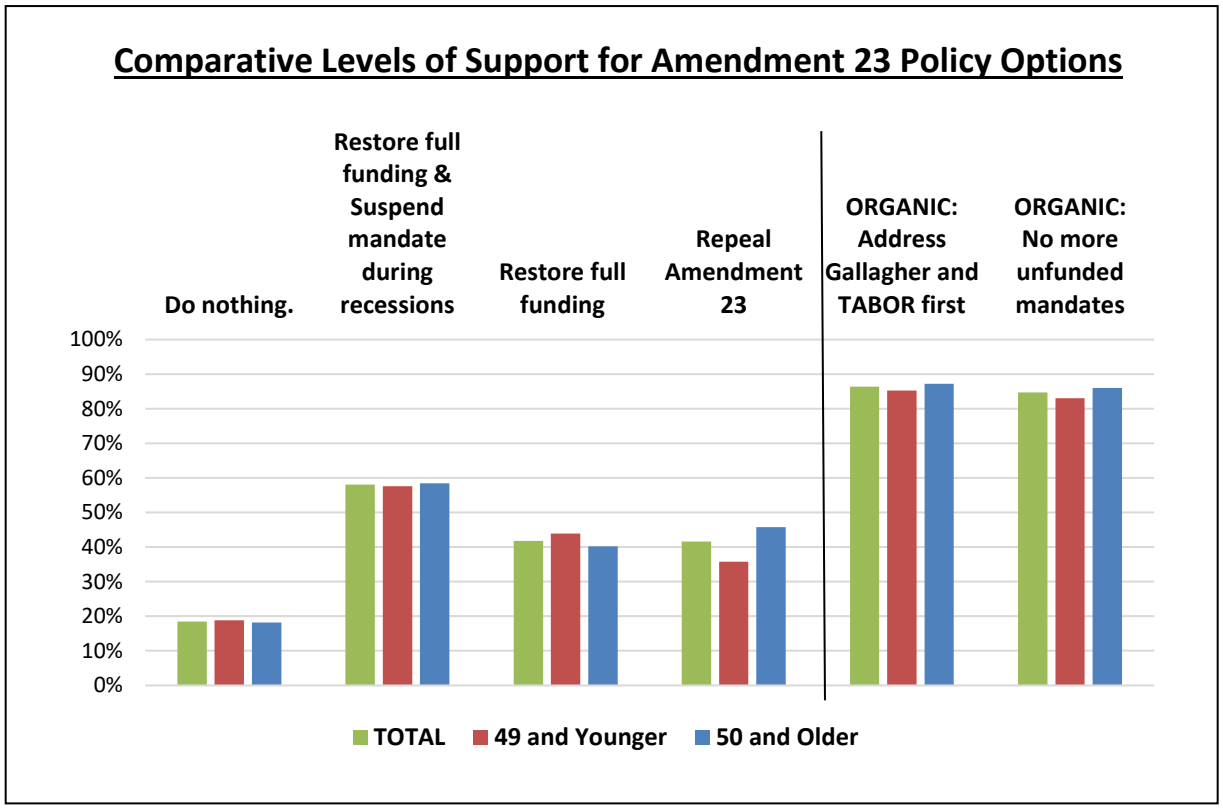
TABOR Amendment: Comparison of POLITICAL demographic

As concerns the TABOR Amendment, although those participants who identified themselves as "Republican" demonstrated less support for eliminating the state's revenue cap than did others, they still exhibited 67% support for this policy option. Additionally, at 80%, Republicans supported the policy option of modifying the state revenue cap to almost the same degree as others. The only TABOR policy options where Republicans demonstrated significantly different opinions than others were those which would have impacted TABOR's requirement that voters approve tax increases; Republicans strongly opposed any effort to infringe on this requirement.



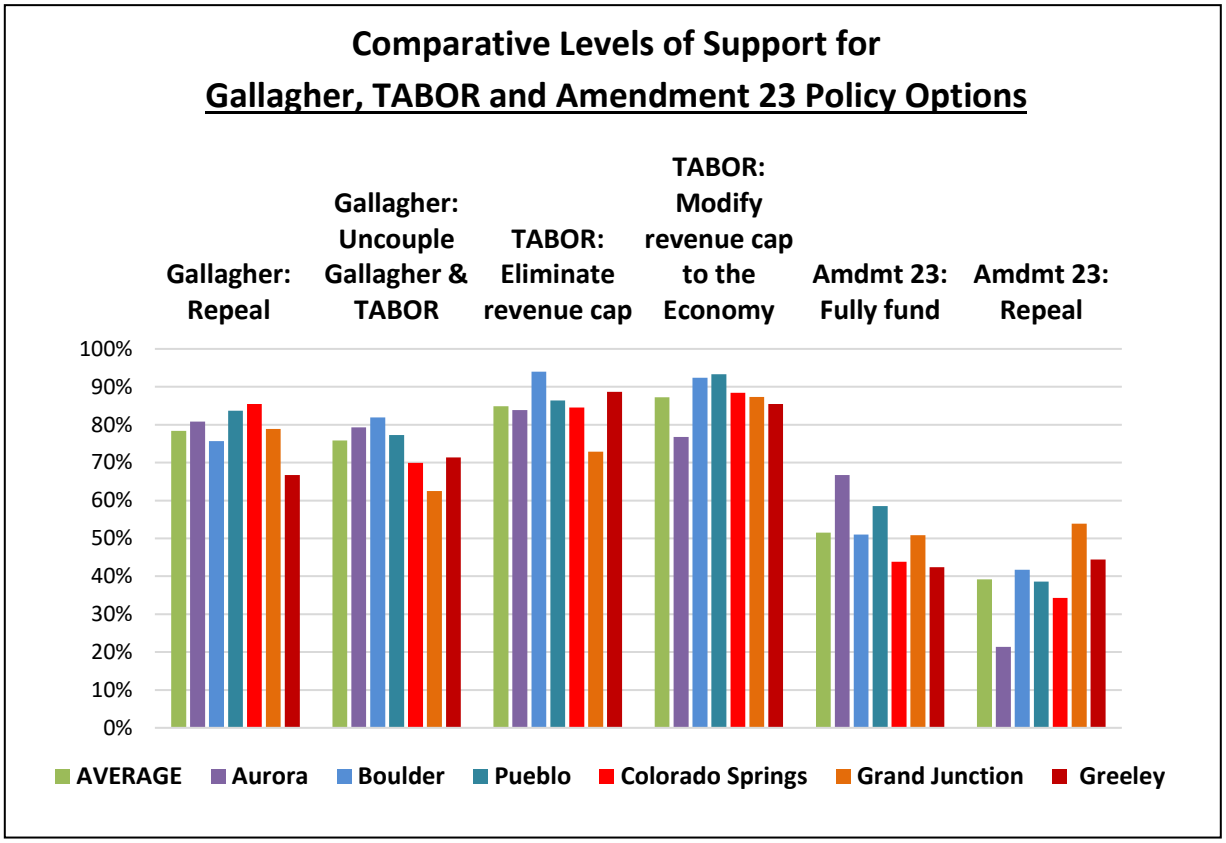
Amendment 23: Comparison of AGE demographic

Regarding the Amendment 23 funding mandate to benefit K-12 education, there was virtually no difference in the relative level of support demonstrated by participants UNDER 50 years old and AGE 50+ as concerns all of the policy options which were considered.



GEOGRAPHIC comparison of support for various policy options

Although every community in Colorado is unique, communities often have more in common than they realize, and those similarities across communities were apparent in BBCO's statewide conversation. While no two communities responded exactly alike in our community conversations, most communities demonstrated similar levels of support or opposition to the various policy options which BBCO offered for their consideration. The chart below shows a sampling of how participants in Aurora, Boulder, Colorado Springs, Grand Junction, Greeley and Pueblo responded to six of the policy options which were considered.



There's variation between these very different communities, naturally, but the overall levels of support fall within a reasonably narrow range. While different communities may understandably harbor very different opinions on some policy matters which affect communities differently, BBCO has observed that communities across Colorado agree more than they disagree on statewide issues like fiscal policy which similarly impact all Coloradans.

To review the individual results of each of the 37 community meetings which BBCO hosted in 2019, visit BBCO online at http://buildingabettercolorado.org/report-2019 to access the post-meeting reports from each of those meetings.

Building a Better Colorado

BBCO Community Meeting Overview

Vail/Eagle – May 13, 2019

On May 13th, 2019, the non-partisan "Building a Better Colorado" project hosted a 2-hour meeting with 61 civic leaders in Eagle-Vail to solicit their input on how Colorado might improve state fiscal policy to support Colorado's quality of life. Specifically, BBCO raised for discussion the three fiscal amendments which Coloradans have adopted into the state constitution: the Gallagher Amendment (1982), the TABOR Amendment (1992) and Amendment 23 (2000).

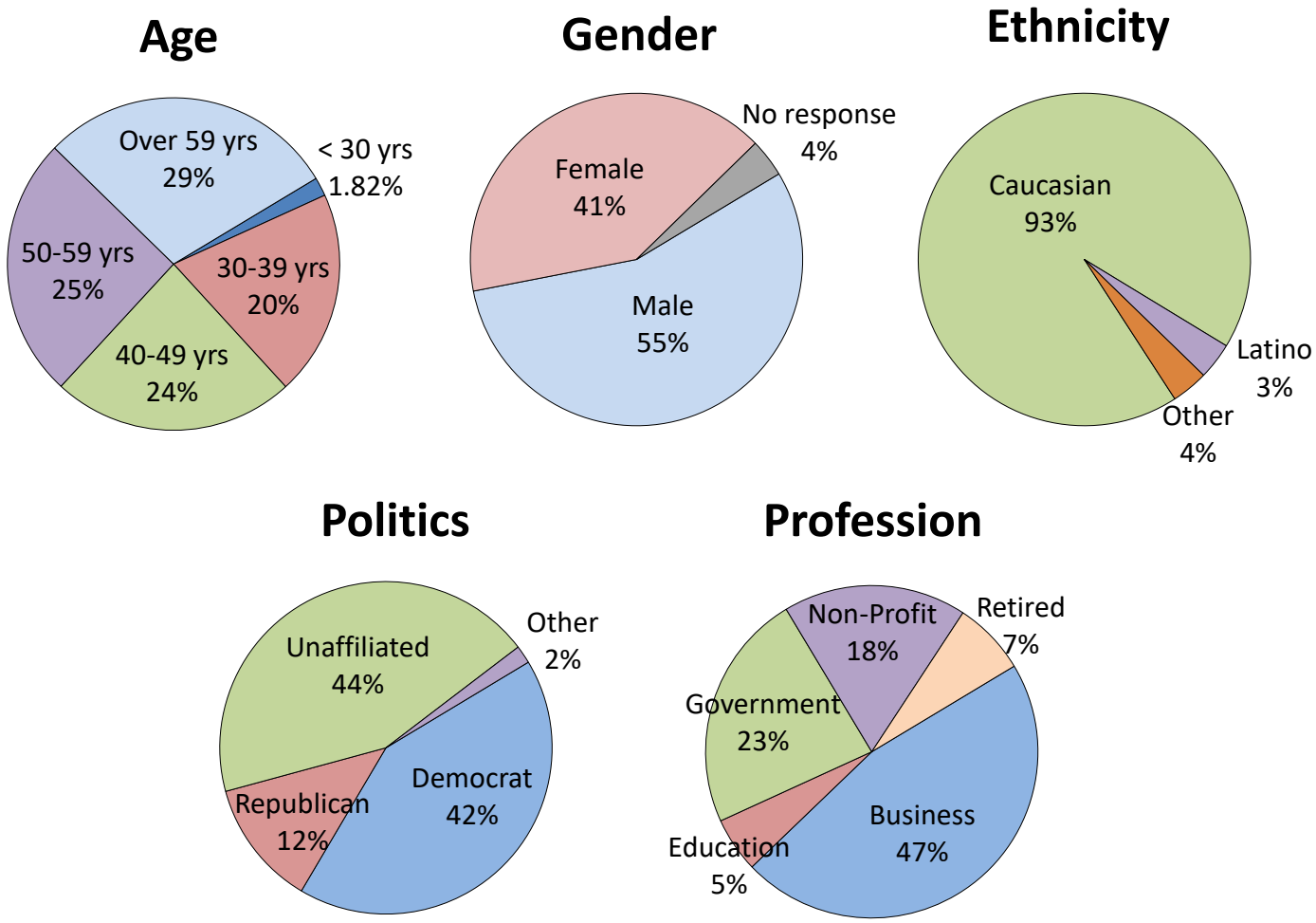
Attendees were seated at round tables of 8 to facilitate small-group discussion of the issues and potential policy options. Each participant was equipped with a keypad voting device to enable them to anonymously vote their opinion on the questions posed to the audience.

While BBCO defined the scope of the discussion, BBCO gave control of both the input and the outcome of this conversation to the participants.

- BBCO worked with established community leaders to build the guest list for this meeting of individuals in the community who were respected, influential and constructive and who collectively represented the diversity of the community.
- After presenting a brief explanation of each policy issue, the first option which BBCO asked participants to consider in each policy area was the option of doing nothing. BBCO made clear that if a majority of participants supported this option of status quo, then no additional policy options would be considered for that policy.
- BBCO invited participants to propose their own additional policy options and presented those organic ideas to the full group for consideration.

Audience Demographic

The political mix of the audience (42/12/44, Democrat/Republican/Unaffiliated) leaned significantly more left than the actual voter registration of Eagle County (30/23/45, Democrat/Republican/Unaffiliated), while Unaffiliated voters appropriately made up 44% of the audience. While the Profession, Age and Gender demographic was fairly mixed, the audience was disproportionately Caucasian (93% in attendance vs 67% actual).



What's RIGHT with Colorado?

(Most frequent responses in Wordcloud exercise.)

Outdoors (9), People (4), Environment (3)

What's WRONG with Colorado?

(Rank top three concerns from predefined list.)

1. **Cost of health care**
2. **Transportation infrastructure/ Longer commute times**
3. **Mental health needs**
4. **Cost of housing**
5. **K12 education/ 4-day weeks**

Consensus Policy Recommendations

After engaging in small-group discussion before each vote, the group realized consensus on a number of policy ideas. Only those policy options for which at least 56% of the audience supported are shown here.

Policy Option	Support (56% to 65%)	Strong Support (66% to 75%)	Strongest Support (76% +)
GALLAGHER AMENDMENT (Learn more at http://buildingabettercolorado.org/understanding-the-gallagher-amendment/)			
Change status quo. (85%)			✓
Repeal Gallagher's frozen ratio between Residential and Non-Residential property to stop the decline in the Residential Assessment Rate. (79%)			✓
Reclassify "non-primary residences" and/or "vacation rentals" at a higher assessment rate to slow the growth in value of Residential Property and slow the decline in the Residential Assessment Rate. (63%)	✓		
Replace the STATEWIDE Residential assessment rate with a REGIONAL rate to prevent Hi-growth areas from driving down the Residential assessment rate in LO-growth areas. (68%)		✓	
Amend TABOR to allow taxing authorities to automatically increase/decrease their mill levies to sustain a constant revenue stream in response to decreases/increases in the Residential assessment rate. (79%)			✓
ORGANIC OPTION: Don't allow the declining Residential Assessment Rate to apply to 2nd homes. (77%)			✓
TABOR AMENDMENT (Learn more at http://buildingabettercolorado.org/understanding-tabor/)			
Change status quo. (89%)			✓
Amend TABOR to allow taxing authorities to automatically increase/decrease their mill levies to sustain a constant revenue stream in response to decreases/increases in the Residential assessment rate. (56%)	✓		
Modify the state revenue cap to correlate with growth in the ECONOMY rather than INFLATION. (91%)			✓

Eliminate the state revenue cap as most LOCAL governments have done, and allow the state to retain revenues during times of economic growth and invest in state services. (80%)			✓
If fiscal policy changes resulted in additional revenues to the State, in what program areas do you think the State should prioritize investment? (Please rank your top three.)	**1/2. Education (full spectrum) (31%)** **1/2. Transportation (31%)** **3. Mental health (21%)**		
AMENDMENT 23 **(Learn more at http://buildingabettercolorado.org/understanding-amendment-23/**			
Change status quo. (68%)		✓	
Restore full-funding for K-12 as Amendment 23 was originally interpreted, but RECESS K-12 funding mandate during times of economic recession. (71%)		✓	
ORGANIC OPTION: Don't amend Amendment 23 until we address Gallagher and TABOR first. (92%)			✓
ORGANIC OPTION: Don't place any additional mandates on K-12 without funding them. (77%)			✓

Participant Feedback regarding Presentation, Materials and Meeting Format

At the conclusion of the meeting, BBCO invited participants to take a brief online survey to provide their feedback on the material presented and format of the meeting.

Performance Metric	Average Level of Agreement 1 = Do NOT Agree 10 = Agree Strongly
This meeting was worth my time.	8.38
The material was understandable.	9.25
The outcome of this conversation was determined by the audience and not predetermined.	7.00
The presentation and material appeared neutral and not biased.	8.33