

**Town Board of Trustees
SPECIAL MEETING
MEETING MINUTES
Tuesday, October 29, 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 - 6:05 PM

TRUSTEES PRESENT

Anne McKibbin, Andy Jessen, Mikel, Kerst, Scott
Turnipseed, Paul Witt, Kevin Brubeck

TRUSTEES ABSENT

Matt Solomon

STAFF

Brandy Reitter, Town Manager
Bill Shrum, Assistant to the Town Manager
Jenny Rakow, Town Clerk
April Kroner, Town Planner/Comm Dev Director
Jill Kane, Finance Director/Treasurer
Bryon McGinnis, Public Works Director
Joey Stauffer, Police Chief
John Staight, Open Space Manager
Erin Ivie, Records Supervisor
Deron Dirksen, Utilities Manager
Lynette Horan, Human resources Manager

ADOPTION OF AGENDA - 6:05 PM

There were no changes to the agenda.

PUBLIC COMMENT - 6:10 PM

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

BUSINESS ITEMS - 6:15 PM

1. Eagle Pool and Ice Rink Recreation Campus Master Plan Review

Brandy Reitter opened this item. Janet Bartnik presented the Campus Master Plan Review.

Board Comments: Felt the plans were ambitious. Would like some thought for aging population and considerations for aging in place. Would like the building accessible and welcoming to those who do not use the facility. Concerns were made regarding parking and trail locations. Keep consideration of use by RVs during events and functions for camping. Would like option of indoor mountain biking or indoor track. Consideration for

traffic flow and pedestrian flow and accommodating short cuts. Food truck space for events.

Janet provided that we are a preliminary stage and encouraged the board to send additional thoughts to Brandy to share with Mountain Rec and Norris Designs.

2. Use Tax Policy Amendment

Brandy Reitter presented this item. With our current policy there are unintended consequences. Brandy presented three options for consideration.

Option One: return to issuing an exemption certificate and disallow refund from out of town purchases. We would continue to apply use tax at building permit based upon valuation. The use tax and the sales tax amounts are not equal due to the .5% increase that did not include increasing use tax, which is required by election. We will need to communicate with retailers on how to make this calculation, as they will continue to charge the .5%. This was an issue in the past and staff will reach out for this transition.

Option Two: we can allow the state to handle the refunds and all customers would remit to the state for processing. How this process works is unknown, however it is available.

Option Three: status quo, no changes, but stretching our resources.

Board Comments: received clarification that town is refunding sales tax for other jurisdictions. With option one, we still have retailers with the burden of collecting the other .5% on their own. Option one is more incentive to shop local. Confirmation that the Certificate will be issued at building permit for project and whether there will be an expiration date. Preventing fraud and abuse of the tax exemption is a concern. We will be able to tie to a job name or building permit to do audits. Request for the payroll impact. Brandy estimated that it would be fair to estimate \$50K a year on personnel time. Discussion regarding necessity of use tax. Staff provided that it almost solely funds capital improvements and would be hard to make up for. Discussion and consideration to add the additional .5% to the next election as a ballot question so that use tax matches sales tax.

Board agreed to pursue Option One. Staff will prepare an Ordinance for consideration.

3. Tobacco Licensing Ordinance Example - Avon

Brandy Reitter presented this item. Town of Avon is the example people are using for this licensing policy, which was provided to the Board for comments and input.

Board Comments: Concerns about the age restrictions for selling tobacco and ability of employers to hire people under 21. Would like the age lowered to 19. Concern regarding the distance requirement and not being allowed within 500 feet of schools. Would like further definition of school and possible consideration to eliminate the distance requirement. Define the term minor and whether it is under 18 or 21 as it relates to different items in this ordinance. Concern with requirements regarding payment of state or local taxes and town's ability to revoke the license or suspend. Supported the consequences and escalation of fines for violations. Transfer of license language for husband and wife, requested use of inclusive language and be less be specific. Requested language for notification via electronic means, rather than by US Mail. Requested that license fees go to the general fund if possible. Requested a fees and expense chart. Requested flexible language for enforcement agents.

Staff will prepare draft ordinance for Board consideration.

4. 2020 Proposed Budget Discussion

Brandy Reitter presented this item. The Capital improvements presentation will be on November 12th. Discussion of the prioritization exercise for policies for the board to discuss or score. Board decided against prioritization.

a. Proposed Budget Priority List

5. Charter Commission Applicants Update

Request is to determine the review process for appointing remaining Charter Commission members if Ballot 2A passes. Appointment will occur on November 12th. Board requested a survey for the vote. Town Clerk will prepare the survey and send.

BOARD DISCUSSION AND FUTURE AGENDA ITEMS - 8:15 PM

Brandy Reitter stated she will do her self-review and responses are due before November 15th.

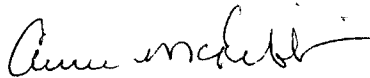
Trustee Turnipseed - inquired about 404 Broadway. Requested timeline for building renovations that are being done at that location.

Trustee Turnipseed requested change to the signs on locked doors at Town Hall.

ADJOURN - 7:50 PM

Approved:

Date:



Anne McKibbin, Mayor



Jenny Rakow, CMC Town Clerk

