



MEETING MINUTES
Town Council
Tuesday, March 14, 2023
Public Meeting Room / Eagle Town Hall
200 Broadway Eagle, CO

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

TOWN COUNCIL MEETING ACCESS INFORMATION AND PUBLIC PARTICIPATION

1. This was an in-person meeting with access via Teams.

CALL TO ORDER - 6:00 PM

ROLL CALL

COUNCILMEMBERS PRESENT

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

COUNCILMEMBERS ABSENT

None

STAFF PRESENT

Larry Pardee, Town Manager
Matt Mire, Town Attorney
Jenny Rakow, Town Clerk
Jill Kane, Finance Director/Treasurer
Chad Phillips, Comm Dev Director/Town Planner
Tom Gosiorowski, Public Works Director
Derek Bos, Police Chief
Cliff Simonton, Senior Planner
Martha Miller, Engineer
Jessica Lake, Planner
Molly Furtado, Special Events & Marketing Manager
Nikki Davis, Community Development Administration
Lynette Horan, Human Resources Manager

ADOPTION OF AGENDA

There were no changes to the agenda.

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

PUBLIC COMMENT

Bert Christianson 2448 E Haystacker Drive – expressed concern regarding Second Gulch trail use and urged council to consider impacts of a change to the municipal code and introducing new user group to the town street system.

Kate Sheldon 2809 E Haystacker Drive - Expressed concern regarding Second Gulch trail use and referenced studies from other areas showing negative impacts of OHV's in numerous other areas.

Tony Tvarkunas 536 Golden Eagle – expressed concern regarding Eagle County Animal Control and requested the town reduce funding to them and narrow the scope of their authority. Requested that responsible pet owners be left alone and animal control focus on loose and unsupervised pets.

Susan Christianson Mt Jackson Ct. - expressed concern with increasing vehicle width for Second Gulch.

PRESENTATIONS

1. Mike Pisciotta, David Muruato & Omar Muruato - Mean Street Boxing Club
Mike Pisciotta presented this item.
2. Greater Eagle Fire Protection District - 2023 Wildfire Mitigation Projects - Hugh Fairfield-Smith GEFPD Wildland Coordinator
Hugh Fairfield Smith Eagle Valley Wildland Fire presented this item.
3. George Ruther, Town of Vail Housing Director
Mayor Scott Turnipseed stated that he requested this presentation.

George Ruther gave his presentation.

Council comments: inquired about InDeed Program funding, impact fees, and sales tax increase for housing.
Discussion on deed restriction buy down process, local work requirements and bank lending issues.

CONSENT AGENDA

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

1. Minutes - February 28, 2023
2. Bill Pay - February 2023
3. 2022 Audit Engagement Letter
4. Resolution 15, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, Authorizing the Release of the Remaining Performance Guarantee for the Eagle Landing at Brush Creek Development"
5. Resolution 17, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, Authorizing the Finance Director to "Opt In" to National Opioid Settlements to Resolve Opioid Litigation Against Teva, Allergan, CVS, Walgreens, and Walmart and to Complete Participation Forms For Each Settlement"

STAFF REPORTS

1. Town Manager Update
2. Department Update for February Activities

BUSINESS ITEMS -

1. PUBLIC HEARING: File RZ23-01 Eagle Meadows Rezone
Mayor Scott Turnipseed opened the Public Hearing for File RZ23-01 Eagle Meadows Rezone.

Council comments: discussion on ReCode process reviewing this zoning. Concern regarding this area looking like East Avon. I70 interchange was discussed and the limitations on development in this area until it is built. Staff reiterated there is no development application at this time, this is only dealing with zoning.

Mayor Scott Turnipseed opened public comment.

Crystal Young 388 Ring Neck – inquired about the residential requirement in this area. Staff reiterated this is a zone district and not a plan for development and specifics like this would be reviewed when an application is submitted.

Mayor Scott Turnipseed closed public comment.

Council comments: a concern was expressed that the attachment related to this item was received late and would like consideration to table this item to give more time for review. Comment that deed restrictions to be considered as a use by right in certain areas.

Ordinance 05, Series 2023 "An Ordinance of the Town Council of the Town of Eagle, Colorado, Rezoning the Property formerly known as Eagle River Station from Resource (R) to Commercial General East (CGE)"

- MOTION: Councilmember Geoffrey Grimmer motioned to table Ordinance 05, Series 2023 "An Ordinance of the Town Council of the Town of Eagle, Colorado, Rezoning the Property formerly known as Eagle River Station from Resource (R) to Commercial General East (CGE)" until the next meeting. The motion was seconded and failed with a vote of 3 in favor (Grimmer, Bodenhemier, and Kerst) and 4 opposed (Turnipseed, Parrish, Bartnik, and Sunday).**
- a.

MOTION: Councilmember Janet Bartnik motion to approve Ordinance 05, Series 2023 "An Ordinance of the Town Council of the Town of Eagle, Colorado, Rezoning the Property formerly known as Eagle River Station from Resource (R) to Commercial General East (CGE)". The motion was seconded and passed with a vote of 6 in favor (Kerst, Turnipseed, Bodenhemier, Bartnik, Parrish, and Sunday) and 1 opposed (Grimmer).

2. Resolution 14, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, Amending and Adopting a New Fee Schedule Pursuant to 2.34 of the Eagle Municipal Code"
- Jill Kane presented this item.

Council Member Mikel "Pappy" Kerst stepped down from the dais and abstained from voting on this item.

MOTION: Councilmember Geoffrey Grimmer motioned to approve Resolution 14, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, Amending and Adopting a New Fee Schedule Pursuant to 2.34 of the Eagle Municipal Code". The motion was seconded and passed with a vote of 6 in favor (Turnipseed, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday), 0 opposed, and 1 abstain (Kerst).

3. Sylvan Lake Road Conceptual Design Concepts
- Martha Miller presented this item.

Hannah Polow and Sarah Rachal-Dormand presented the designs.

Council comments: discussion on four way stop on Sylvan Lake Road. Staff responded that evaluation process for stop signs would likely find one is not warranted at that location. Discussion on funding with ECO Trails, EVTA, and Eagle Ranch HOA for improvements. Comments on adding a pedestrian oasis / refuge and having a raised median. Staff responded there was not room for a raised median in that area. Staff also stated they are recommending the lowest cost version of the proposal and can break the project up into segments if grant funding is not obtained. Current plan is to design this project in 2023 and build in 2024.

MOTION: Councilmember Ellen Bodenhemier motioned to direct staff to advance with Alternative 1 of the Sylvan Lake Road Conceptual Design. The motion was seconded and passed with a vote of 7 in favor (Kerst,

Turnipseed, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

4. Resolution No. 18 Series of 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Supporting a Financial Match for the Colorado Department of Transportation's (CDOT) Transportation Alternative Program (Tap) Grant Request for the Sylvan Lake Road (SLR) Improvements"

MOTION: Councilmember Janet Bartnik motioned to approve Resolution No. 18 Series of 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Supporting a Financial Match for the Colorado Department of Transportation's (CDOT) Transportation Alternative Program (Tap) Grant Request for the Sylvan Lake Road (SLR) Improvements". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Bartnik, Grimmer, Parrish, and Sunday) and 0 opposed.

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS

1. Future Agenda Items

Council Member Grimmer would like to see an in-town circulator for Eagle. Council Member Sunday will bring up again at a future RTA meeting.

Council Member Sunday stated the RTA is looking at the fare free zone and hiring a consultant to determine costs. They have also approved an agreement to hire executive director, marketing and branding, and accounting services.

Council Member Grimmer had an inquiry about the Eagle Ranch Metro mil levy and its upcoming sunset clause and concern about the golf course. Mayor Turnipseed explained the mil levy bond process as he understood it. Staff stated we should keep an eye on the finances there. Further discussion on mil levy strategy was suggested.

2. Council Committee Updates

Council Member Bodenhemier stated that current feedback on Second Gulch is 3 to 1 opposed. It is currently with OSRAC for further discussion.

Larry Pardee announced that the town staff has secured a DOLA grant for the Third Street Housing project.

Council Member Bartnik submitted her resignation effective after tonight's meeting.

ADJOURN - 8:30 PM

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

Date:

Scott Turnipseed, Mayor

Jenny Rakow, CMC Town Clerk

