



MEETING MINUTES
Town Council
Tuesday, March 28, 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

Mayor Turnipseed called the meeting to order at 6:00 p.m.

ROLL CALL

COUNCILMEMBERS PRESENT

Mikel Kerst, Scott Turnipseed, Ellen Bodenhemier,
Geoffrey Grimmer, Sarah Parrish

COUNCILMEMBERS ABSENT

Nick Sunday

STAFF PRESENT

Larry Pardee, Town Manager
Melissa Daruna, Assistant 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
Dennis Wike, Engineer
Peyton Heitzman, Planner
Lynette Horan, Human Resources Manager
Jessica Lake, Planner

ADOPTION OF AGENDA

PUBLIC COMMENT

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

CONSENT AGENDA

MOTION: Councilmember Sarah Parrish motioned to approve the consent agenda. The motion was seconded and passed with a vote of 5 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, and Parrish) and 0 opposed.

1. Minutes - March 14, 2023
2. Liquor License Permanent Modification of Premises, Kum & Go LC at 18 Market Street Eagle CO
3. Grant Consulting Services Recommended Proposal

STAFF REPORTS

1. Town Manager Update

BUSINESS ITEMS

1. DISCUSSION: ReCode Eagle Overview
Don Elliot from Clarion presented this item.
2. DISCUSSION: Request by 7 Hermits for Discount on Water PIF and Interpretation of Same in the Fee Schedule
Tom Gosiorowski, Public Works Director presented this item. Requested Council direction on definition of work force unit from fee schedule amendment adopted in 2017.

Council comments: discussion on reimbursement to water fund from general fund for discounts and development impacts to the water system regardless of housing type. Discussion on work force housing compared to deed restrictions and negotiations for fees taking place on a base by case basis. Haymeadow negotiations on fee reductions took place during annexation. Current code does not allow for negotiations after annexation.

Mayor Scott Turnipseed opened public comment.

Branden Cohen Haymeadow representative, stated it was assumed the units that are part of the Eagle County Affordable Housing Program would qualify as they are targeting 120% of AMI. It is not clear on resident occupied units. The pricing for these units is based upon these PIF discounts. It was not anticipated the Eagle County units did not fit the category of deed restricted affordable housing.

Council comments: discussion on whether the Town is able to invest \$2 million into this affordable housing project with fee reductions. Council agreed that Eagle County's intent is to provide affordable housing with their program in this development.

MOTION: Councilmember Scott Turnipseed motioned to direct staff to apply the 50% PIF Credit to the 43 units that will be deed restricted with the Eagle County Affordable Housing Program. The motion was seconded and passed with a vote of 5 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, and Parrish) and 0 opposed.

Staff will bring modifications to the code definitions and fee schedule to an upcoming meeting to address going forward.

3. PUBLIC HEARING: File LURA23-02, Amendment to Chapter 4.04
Mayor Scott Turnipseed opened the public hearing for File LURA23-02, Amendment to Chapter 4.04.

Peyton Heitzman, Planner presented this item.

Council comments: confirmed the zones that currently do not exist in our code will be in the Lane Use Code rewrite.

Mayor Scott Turnipseed opened public comment, there was no public comment.

- a. Ordinance 02, Series 2023, "An Ordinance of the Town Council of the Town of Eagle, Colorado Amending Section 4.04.060 of the Eagle Municipal Code to Permit Two-Family and Multi-Family Dwellings as Uses by Right in the Residential Single Family Zone District"

MOTION: Councilmember Mikel Kerst motioned to approve Ordinance 02, Series 2023, "An Ordinance of the Town Council of the Town of Eagle, Colorado Amending Section 4.04.060 of the Eagle Municipal Code to Permit Two-Family and Multi-Family Dwellings as Uses by Right in the Residential Single Family Zone District". The motion was seconded and passed with a vote of 5 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, and

Parrish) and 0 opposed.

4. Ordinance 03 Series 2023 “An Ordinance of the Town Council of the Town of Eagle, Colorado Amending Section 5.10.070 of the Eagle Municipal Code to Permit Tastings at Fermented Malt Beverage and Wine Retailers”
Jenny Rakow, Town Clerk provide overview of purpose of the ordinance and changes.

MOTION: Councilmember Scott Turnipseed motioned to approve Ordinance 03 Series 2023 “An Ordinance of the Town Council of the Town of Eagle, Colorado Amending Section 5.10.070 of the Eagle Municipal Code to Permit Tastings at Fermented Malt Beverage and Wine Retailers”. **The motion was seconded and passed with a vote of 5 in favor (Kerst, Turnipseed, Bodenheimier, Grimmer, and Parrish) and 0 opposed.**

5. Resolution 21, Series 2023 “A Resolution of the Town Council of the Town of Eagle, Colorado Declaring a Vacancy on the Town Council as of March 28, 2023, and Establishing the Procedures for Filling Such Vacancy”
Matt Mire, Town Attorney explained that the appointment procedure and timeline is up to the Council. What is presented tonight is showing previous procedure and suggested timeline for consideration.

Council comments: preferred to hold interviews at the first meeting in May. An update of the applications will be scheduled on the April 25, 2023, agenda to guide the process.

MOTION: Councilmember Sarah Parrish motioned to approve Resolution 21, Series 2023 “A Resolution of the Town Council of the Town of Eagle, Colorado Declaring a Vacancy on the Town Council as of March 28, 2023, and Establishing the Procedures for Filling Such Vacancy”. **The motion was seconded and passed with a vote of 5 in favor (Kerst, Turnipseed, Bodenheimier, Grimmer, and Parrish) and 0 opposed.**

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS

1. Draft Letter to EVRTA Board of Directors
Council agreed to send the letter as drafted.
2. Future Agenda Items
Discussion on filling the alternate for the RTA will put on upcoming agenda after the appointment is filled.
3. Council Committee Updates
Council Member Bodenheimier updated on OSRAC retreat this Thursday. Discussion on current wildlife outreach. The town budget for this will be spent on seasonal promotions through end of this year.

Council Member Bodenheimier updated on the River Park User Group and meeting with Molly on summer event that went very well. Requested a staff update on the fire pit at the River Park. Staff is trying to find a vendor that can work with the Town make it more reliable. An update will be forthcoming.

Council Member Sarah Parrish stated the DDA adopted their policies, and it will be presented at an upcoming council meeting. Kat Conner has stepped down as the chair and Greg Schroeder is acting chair for the DDA now. DDA discussed possibility of having part time staff starting June. Larry Pardee updating on open positions related to economic development that support Melissa Daruna Assistant Town Manager and the DDA.

Council Member Geoff Grimmer stated CML is discussing SB23175 on the 27th of March. The Palmer Fund has released its' first draft net zero 2030 plan. The Town will have to make a decision on a low, medium, or high investment strategy.

Council Member Sarah Parrish stated the Block Party will announce the line up on Friday.

ADJOURN - 7:30 PM

MOTION: Councilmember Mikel Kerst motioned to adjourn. The motion was seconded and passed with a vote of 5 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, and Parrish) and 0 opposed.

Date:

Scott Turnipseed, Mayor

Jenny Rakow, CMC Town Clerk

