



Town Council
Tuesday, June 13, 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 will be an in-person meeting with access via Teams.

Microsoft Teams meeting

Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: 284 132 921 702

Passcode: PS6LSZ

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Or call in (audio only)

[+1 469-770-0416,,548625691#](#) United States, Dallas

Phone Conference ID: 548 625 691#

Please note: All participants must remain muted until they are requested to speak. This will reduce background noise disruptions to the meeting attendees.

When it's your turn to speak, you will have three (3) minutes for public comment.

PUBLIC COMMENTS: If you are unable to attend, public comments regarding any items on this agenda can be submitted to Jenny Rakow, Town Clerk, and will be included as part of the record.

For technical difficulties, please email jenny.rakow@townofeagle.org and we will do our best to assist you.

CALL TO ORDER - 6:00 PM

ROLL CALL

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

PUBLIC COMMENT - 6:05 PM *Citizens are invited to comment on any item, not on the Agenda subject to a public hearing. Please limit your comments to three (3) minutes per person per topic unless arrangements have been made for a presentation with the Town Clerk. Those who are speaking are requested to state their name and address for the record.*

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. Town of Eagle Inclusivity and Diversity Proclamation

CONSENT AGENDA - 6:15 PM *Consent agenda items are routine Town business, items that have received clear direction previously from the council, final land-use file documents after the public hearing has been closed, or which do not require council deliberation.*

1. Minutes - May 23, 2023
2. Bill Pay - May 2023
3. Resolution 38, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Reimbursement Agreement with Eagle County"
4. Resolution 39, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado Reappointing Members to the Downtown Development Authority Board of Directors"
5. Resolution 40, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado approving the East Eagle Water Storage Tank Engineering and Design Services Agreement with Mott Macdonald."

STAFF REPORTS - 6:20 PM *The Town Manager and department staff prepare and provide internal updates to the council.*

1. Town Manager Update
2. Department Update

BUSINESS ITEMS - 6:25 PM *Items and / or Public Hearings are listed under Business may be old or new and may require review or action by the council.*

1. Staff Update: Eby Creek Road Mural Project
2. Resolution 33, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Allocating the Entire Balance of Community Enhancement Funds, Established by Holy Cross Energy, To Fund In Part the Art Mural and Beautification Project Near Eby Creek Road and Chambers Avenue"
3. Resolution 41, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado Transferring Budgeted and Appropriated Funds from Capital Projects in the Capital Improvements Fund, Water Fund, and Waste Water Fund For Other Capital Projects Within Those Same Funds That Were Unanticipated for the 2023 Budget Year."

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS - 6:35 PM

1. Future Agenda Items
2. Council Committee Updates

EXECUTIVE SESSION - 6:40 PM

1. An executive session to consider personnel matters, pursuant to C.R.S. § 24-6-402(4)(f) as it relates to the Town Manager review.
2. An executive session for the purpose of receiving legal advice from the Town attorney and special counsel for water pursuant to CRS 24-6-402(4)(b) and to develop strategy for negotiations and inform negotiators pursuant to CRS 24-6-402(4)(e) regarding potential litigation by Abrika Properties, LLC regarding payments made by and invoiced to Abrika Properties, LLC regarding the Haymeadow development.
3. An executive session for the purpose of receiving legal advice from the Town attorney pursuant to CRS 24-6-402(4)(b) related to flying flags on Town property.

ADJOURN - 7:15 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 – Eagle Guest



EAGLE INCLUSIVITY AND DIVERSITY PROCLAMATION

WHEREAS, At the Town of Eagle, we are committed to cultivating a climate of purposeful inclusion where all individuals are embraced and valued for their unique identities and backgrounds. We firmly believe a diverse community enriches our collective experiences and fuels our growth; and

WHEREAS, We celebrate and respect the broad spectrum of racial and cultural identities, recognizing the intrinsic value they bring to our community. We affirm the importance of appreciating and learning from different nationalities, as they contribute to the richness of our perspectives and broaden our horizons; and

WHEREAS, Our commitment to Inclusivity extends to honoring and affirming diverse sexual and affectional orientations. We strive to create an environment where everyone feels safe, supported, and free to express their true selves, regardless of their gender identity or how they choose to express it; and

WHEREAS, We recognize that religious beliefs are profoundly personal and diverse, and we embrace the multitude of faith traditions and spiritual backgrounds represented in our community. We foster an atmosphere of mutual respect and understanding, promoting dialogue and collaboration among individuals with varying religious affiliations; and

WHEREAS, Inclusivity encompasses all aspects of our lives, including marital status, family structure, age, mental and physical health, and ability. We affirm every individual's inherent worth and dignity, acknowledging the diverse experiences and challenges they may face. Our commitment to Inclusivity means providing accessible and equitable opportunities for all community members.

WHEREAS, We understand that diverse political perspectives contribute to a robust and well-rounded discourse. Therefore, we encourage open dialogue and constructive engagement, valuing our members' multitude of political beliefs and affiliations. We aim to foster an environment where differing opinions are respected, and ideas are exchanged in a spirit of collaboration.

WHEREAS, The Town of Eagle is committed to fostering a society built on Inclusivity, acceptance, and equal rights for all. We are dedicated to creating acceptance and committing to align with the Town of Eagle's vision of a vibrant mountain community that is diverse, inclusive, and unique and Eagle's mission to maintain and enhance the quality of life for everyone in our community through visibility, dignity, and equity of all individuals. We will strive to forge a more compassionate and understanding future where everyone can thrive and be celebrated for who they are.

WHEREAS, At The Town of Eagle, CO, we firmly believe that fostering Inclusivity and embracing diversity is the right thing to do and vital for our success. We are committed to continual growth, learning, and improvement in creating an environment that celebrates the richness of human differences; and

NOW, THEREFORE BE IT RESOLVED. Together, we strive to build a community that values and respects the unique contributions of every individual, fostering a sense of belonging for all.



MEETING MINUTES
Town Council
Tuesday, May 23, 2023
Public Meeting Room / Eagle Town Hall
200 Broadway Eagle, CO

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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.

OATH OF OFFICE

1. Jamie Woodworth Foral was given her Oath, which she read into the record.

ROLL CALL

COUNCILMEMBERS PRESENT

Mikel Kerst, Scott Turnipseed, Ellen Bodenhemier,
Geoffrey Grimmer, Sarah Parrish, Nick Sunday, Jamie
Woodworth Foral

COUNCILMEMBERS ABSENT

STAFF PRESENT

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
Peyton Heitzman, Planner
Jessica Lake, Planner
Kevin Aoki, Information Technology Manager
Nikki Davis, Economic Development & Housing Specialist
Molly Furtado, Special Events Manager
Stephen Wilson, Utility Manager
Jackie VanEyll, Permit Technician

ADOPTION OF AGENDA

There were no changes to the agenda.

MOTION: Council Member Sarah Parrish motioned to approve the agenda as presented. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Parrish, Sunday, and Woodworth Foral) and 0 opposed.

PUBLIC COMMENT

Jennifer Collins Vail Honeywagon provided a clean up day recap for the council.

John Bailey 006 Blue Grouse – requested updated signage for cycling tourists and residents.

PRESENTATIONS

1. Net Zero Action Plan, Kristen Hartel
2. Climate Action Collaborative - Eagle County Electric Vehicle Infrastructure Plan, Gina McCrackin
3. Proclamation - National Police Week 2023
Mayor Scott Turnipseed read the Proclamation into the record.

CONSENT AGENDA

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

1. Minutes - May 9, 2023
2. Resolution 30, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, Authorizing Release of Funds in Escrow Due to the Completion of Public Improvements"
3. Resolution 31, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Appointing Members to the Downtown Development Authority Board of Directors"
4. Resolution 32, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Professional Services Agreement with RRC Associates to Create an Economic Dashboard"
5. Resolution 34, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Construction Contract with 360 Paving, LLC for 2023 Street Resurfacing Project"

STAFF REPORTS

1. Town Manager Update
Melissa Daruna stated the town has officially hired the communication and marketing position. Carly West starts June 5th.

LIQUOR LICENSE AUTHORITY

1. PUBLIC HEARING: Wild Sage Eagle LLC dba Wild Sage - Request for Transfer of Hotel & Restaurant Liquor License at 1143 Capitol Street 104A&B

Casey Glowacki applicant was present for this item.

Mayor Scott Turnipseed opened public comment. There were no comments.

MOTION: Mayor Scott Turnipseed motioned to approve the Findings and Order approving a Transfer of Ownership of a Hotel & Restaurant License for Wild Sage Eagle LLC - located at 1143 Capitol Street 104A&B and direct the Mayor and Town Clerk to sign and submit the application to the State of Colorado.. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenheimier, Grimmer, Parrish, Sunday, and Woodworth Foral) and 0 opposed.

BUSINESS ITEMS

1. PUBLIC HEARING: SS23-01 North Broadway Sketch Review

Mayor Scott Turnipseed opened the public hearing and stated there will be no formal vote tonight.

Cliff Simonton, Town Planner presented this item on behalf of the planning department.

Bryan Tobin was present as the applicant and provided a presentation.

Matt Mire outlined for the council the process for this review of the sketch plan and that it allows some comments that will generally share the town's vision. This is not a quasi-judicial hearing at this point and requested the council keep it high level.

Mayor Scott Turnipseed opened public comment:

Greg Jennings 542 Golden Eagle. Stated he liked the connection with the Eagle River Park and expressed concern with the total homes and size of the buildings.

Council comments: overall the council agreed with most of the Planning Commission's comments. Discussion on connection with Broadway and access point options. The location of the bridge was also discussed. The applicant indicated the final placement will be reviewed and engineering will have to determine the best location. Commercial space was discussed, and the preference was that it remain flexible. Parking, deed restrictions, and pricing were also discussed. The goal for costs will depend on support for buydowns with the goal of 140% AMI affordability.

2. Resolution 37, Series 2023 "A Resolution of the Town Council of The Town of Eagle, Colorado Approving the Engineering Scope of Services and Fee Proposal from Mott Macdonald for Wastewater Treatment Plant Improvements Design – Phase 1"

Stephen Wilson Utility Manager presented this item.

Council comments: discussion on requirements and impacts on small providers like the Town. Staff provided information on how staff determines when to pursue improvements and use larger entities as guides for best practices. Staff is currently needs to evaluate the feasibility and constructability of the improvements. Staff indicated the Town should be able to bear the costs of this redesign and improvements with current funds, loans, or possibly bonding. Rates will also be evaluated. The construction timeline begins in the summer of 2024.

MOTION: Council Member Ellen Bodenheimier motioned to approve Resolution 37, Series 2023 "A Resolution of the Town Council of The Town of Eagle, Colorado Approving the Engineering Scope of Services and Fee Proposal from Mott Macdonald for Wastewater Treatment Plant Improvements Design – Phase 1". The motion

was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Parrish, Sunday, and Woodworth Foral) and 0 opposed.

3. Residential Broadband Service and Fee Schedule Amendment

Kevin Aoki presented this item.

Council comments: discussion on current coverage in town, staff indicated about 90% of the town has excellent coverage. Jill Kane stated the town is confirming with counsel on the best way to set up the utility fund for broadband. Confirmation on partnership with Aspen Wireless for management of this rollout. Council requested that staff market and communicate this to the public.

Mayor Scott Turnipseed opened public comment.

Greg Schroeder 241 Broadway. Stated he has had town broadband service since last July with great reliability and success with Aspen Wireless providing great support.

- a. Resolution 35, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado, Amending the 2023 Fee Schedule Pursuant to Section 2.34 of the Eagle Municipal Code to Include Residential Internet Service Under Broadband Fees"

MOTION: Council Member Mikel Kerst motioned to approve Resolution 35, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado, Amending the 2023 Fee Schedule Pursuant to Section 2.34 of the Eagle Municipal Code to Include Residential Internet Service Under Broadband Fees". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Parrish, Sunday, and Woodworth Foral) and 0 opposed.

- b. Resolution 36, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving Delivery of Wireless Residential Broadband"

MOTION: Council Member Sarah Parrish motioned to approve Resolution 36, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving Delivery of Wireless Residential Broadband". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Parrish, Sunday, and Woodworth Foral) and 0 opposed.

4. ReCode Eagle Update: Design Standards and Local Employee Residency Program (LERP)

Elizabeth Garvin is attending remotely and presented this item along with Planning Commission comments.

Council comments: discussion on local and affordable units, with local units being deed restricted to locals at market rate and affordable would have pricing adjustments. Discussion on when to require LERP, some consensus at 10 units of proposed units when the deed restriction kicks in with a cascading residential occupancy for units. The initial discussion was made for 15% LERP and 35% Resident Occupied.

Mayor Scott Turnipseed opened public comment.

Rick Beveridge- 1511 Polar Star Drive. Provided opinion that there are very few projects of 10 or less. Increasing density will allow for profit and more housing. When these reports were created, Eagle County was not

participating in affordable housing. Now Eagle County can provide the deed restriction and is purchasing units to make them affordable.

Greg Jennings 542 Golden Eagle. Asked the council to review local salaries and match affordability to that.

Council comments: further discussion requirements for developments of 10 or more units with the proposal being 35% Resident Occupied Deed Restricted with a qualification waterfall and 15% Local Employee Residency Program at or under 140% AMI and rentals at 80% AMI.

Further discussion on small developers and keeping them in town and not making the LERP a deterrent on redevelopment. Discussion on credits available for those that do not get grants or funding and setting a floor for the credit. Tracking credits will take some thought.

Parking reductions would be limited to downtown. The DDA's goal is to build parking with their funding.

Building height was discussed with no changes proposed.

The council will discuss short-term rentals later.

Modifications to presentation **in red**:

Affordable and Local Employee Resident Units Required				
Number of Units Proposed	Number of RO Units Required (Market-rate, deed restricted, qualification waterfall)	Number Affordable Units Required (LERP at or under 140% AMI and rental at 80% AMI)	Affordable Units Added or Included?	Total RO + LERP Units [1]
0-4 units	0 units	0 units	n/a	0 units
5-7 units	1 unit	1 unit	Included	1 unit
8-19 units	20% of total units	20% of total units	Added	40% of units
For-sale: 10 or more units	35%	15%	Added	50%
Rental: 10 or more units	35%	20%	Added	55%
20+ units	30% of total units	20% of total units	Added	50% of units

[1] If the final calculation of the number of required units includes a fractional unit, if the fraction is 0.5 or higher, the number of units is rounded up to the nearest whole number, and if the fraction is below 0.5 the number of units is rounded down to the nearest whole number.

Applicability: Provide at **least 60% of the total units** in the development as **RO and** affordable housing to qualify for:

Potential Adjustments:

- i. Minimum **lot** setbacks or lot widths may be adjusted by up to 20 percent, **not applicable to riparian setbacks**.
- ii. Maximum lot coverage may be increased by up to 20 percent.
- iii. Minimum lot size may be reduced by 20 percent.
- iv. Maximum height may be increased from 30' to 40' in residential zoning. Height increased by 1 story not to exceed 15' when facing Broadway or CMU2. **Make sure 3 and 4 story setback applies along Broadway**
- v. ~~Required off-street parking spaces may be reduced to 1.5 spaces per dwelling unit. Limit this to Downtown? Look at current B'way residential adjustment~~
- vi. If public park/open space are within 1,320' of development site, reduce dedication **or fee in-lieu** by 50%.
- vii. **Optional:** An additional unit per affordable unit may be added to a residential structure. For example, a project with 5 townhomes, including 1 affordable unit, will be allowed one additional market-rate unit, not to exceed comprehensive plan maximum density.

5. PUBLIC HEARING: Resolution 29, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, Providing for a Supplemental Appropriation of Funds to the Various Funds and Spending Agencies, in the Amounts and For the Purposes as Set Forth Below for the 2023 Budget Year"

Mayor Scott Turnipseed opened public comment. There was no public comment.

MOTION: Council Member Ellen Bodenhemier motioned to approve Resolution 29, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, Providing for a Supplemental Appropriation of Funds to the Various Funds and Spending Agencies, in the Amounts and For the Purposes as Set Forth Below for the 2023 Budget Year". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Parrish, Sunday, and Woodworth Foral) and 0 opposed.

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS

1. Future Agenda Items
Sarah Parrish brought up e-bikes and staff stated the town needs to update our traffic code to address this more thoroughly.
2. Council Committee Updates
Ellen Bodenhemier stated she received positive feedback about the river park wave feature.

ADJOURN - 10:30 PM

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

Date:

Scott Turnipseed, Mayor

Jenny Rakow, CMC Town Clerk

BILL SCHEDULE**MAY 2023****GENERAL FUND****Town Council**

Hoffman, Parker, Wilson & Carberry PC	Legal - General	61.50
City Market	Meeting Expense	16.13
Pazzo's	Meeting Expense	96.00
Grimmer, Geoffrey	Tuition & Books	26.33
Walking Mountains Science Center	Special Council Funding - Energy Rebates	8,202.02
Total Town Council		\$ 8,401.98

General Government

CEBT	Health & Life Ins. Payable	2,459.25
Rocky Mountain Reserve	May Health Insurance Expenses	5.68
Standard Insurance Company	Health & Life Ins. Payable	73.00
Amazon	Equipment (Non-Capital)	772.97
Club 20	Dues & Subscriptions	525.00
Colo Communications & Utility Alliance	Dues & Subscriptions	550.00
Eagle River Fire Protection District	Professional Services-Fire Mitigation Program	20,000.00
Hoffman, Parker, Wilson & Carberry PC	Legal - General	2,019.25
City Market	Meeting Expense	57.39
Natural Earth Paint	Meeting Expense	90.49
Crawlin' To A Cure	Public Relations	25.00
El Segundo	Public Relations	1,213.84
Vail Valley Foundation	Public Relations	1,500.00
NWCCOG	Tuition & Books	26.33
University Of Virginia	Tuition & Books	9,500.00
Total General Government		\$ 38,818.20

General Administration

Garbarino, Richard	Utility Overpayment Refund	6.69
Hoster, Eli Or Melissa	Utility Overpayment Refund	164.32
Kirkman, Ryan Or Laci	Utility Overpayment Refund	195.06
Crescent Resort Development, LLC	West Eagle Ranch Recapture Fees Payable	163,197.07
CEBT	Health & Life Ins. Payable	9,639.30
Family Support Registry	Misc. Deductions Payable	146.76
Castillo, Delia	Facility Usage Deposit Refund	375.00
Castillo, Jocelin	Facility Usage Deposit Refund	750.00
Castle Peak Dental	Facility Usage Deposit Refund	375.00
Chavez, America	Facility Usage Deposit Refund	375.00
Leyva, Herbey	Facility Usage Deposit Refund	375.00
Martinez, Elena	Facility Usage Deposit Refund	375.00
Pereyra, Lucila	Facility Usage Deposit Refund	361.12
Pronga, Justin	Facility Usage Deposit Refund	1,125.00
Saucedo, Lizbeth	Facility Usage Deposit Refund	275.00
Tvarkunas, Anthony	Facility Usage Deposit Refund	750.00
Venzor, Rosa	Facility Usage Deposit Refund	375.00
Village Homes Of Eagle Ranch Assn	Facility Usage Deposit Refund	750.00
Youth Power 365	Facility Usage Deposit Refund	375.00
Claydon, Brian	Building Permit Refund	5,595.64
Good, Robert	Building Permit Refund	1,947.00

General Administration (Cont.)

Saucedo, Lizbeth	Facility Usage Fees-Event Cancelled	300.00
CEBT	Health & Life Ins. Payable	7,300.73
Rocky Mountain Reserve	May Health Insurance Expenses	19.05
Standard Insurance Company	Health & Life Ins. Payable	243.71
Fleet Services	Gas & Oil	22.47
4Imprint	Employee Appreciation	460.49
Color Coffee Roasters	Employee Appreciation	36.00
USPS	Communication & Shipping	12.91
Column Software, PBC	Legal Notices	24.64
CGFOA	Dues & Subscriptions	65.00
International Inst. Of Mun. Clerks	Dues & Subscriptions	210.00
Mailchimp	Dues & Subscriptions	101.00
Mountain Careers.Com	Dues & Subscriptions	159.00
City Market	Recruitment	17.99
Costco	Recruitment	73.43
Infocubic - Background Check	Recruitment	47.45
Chase Paymentech	C.C. Transaction Fees	233.31
Forte Payments	C.C. Transaction Fees	5.00
Xpress Bill Pay	C.C. Transaction Fees	28.37
Employer's Council Services, Inc.	Professional Services	55.50
Hoffman, Parker, Wilson & Carberry PC	Legal	61.50
Gov Os, Inc.	Computer Support	833.34
Peak Performance Imaging	Computer Support	5,097.50
Xpress Bill Pay	Computer Support	50.00
Kelly Huitt	Meeting Expense	110.25
Red Canyon Café	Meeting Expense	32.91
Total General Administration		\$ 203,129.51

Community Development

CEBT	Health & Life Ins. Payable	8,133.24
Rocky Mountain Reserve	May Health Insurance Expenses	30.30
Standard Insurance Company	Health & Life Ins. Payable	333.75
Amazon	Office Supplies	88.87
Glenwood Springs Auto Parts Inc	Vehicle Repair & Maintenance Supplies	18.20
Copy Plus	Communication & Shipping	97.71
Column Software, PBC	Legal Notices	45.76
Baseline Engineering Corporation	Professional Services	1,782.50
Mountain Lifestyle LLC	Professional Services	599.00
Certified Mail Envelope	Planning Reimbursable	133.40
Hoffman, Parker, Wilson & Carberry PC	Planning Reimbursable	2,793.12
LRE Water	Planning Reimbursable	5,594.50
Hoffman, Parker, Wilson & Carberry PC	Legal	1,880.50
City Market	Meeting Expense	16.14
Color Coffee Roasters	Meeting Expense	58.62
Davis, Anna Dominique L.	Meeting Expense	78.86
Pazzo's	Meeting Expense	96.00
Red Canyon Café	Meeting Expense	39.00
Town Of Gypsum	Contract Services	1,785.00
Heitzman, Peyton	Tuition & Books	295.00
Vorthmann, Bethany	Tuition & Books	582.70

Total Community Development		\$ 24,482.17
Municipal Court		
CEBT	Health & Life Ins. Payable	243.72
Rocky Mountain Reserve	May Health Insurance Expenses	0.57
Standard Insurance Company	Health & Life Ins. Payable	7.80
Carlson, Edwards & O'Connor P.C.	Legal	1,500.00
Davis, Rianne	Travel Expense	79.65
Fairfield Inn & Suites	Travel Expense	196.00
Total Municipal Court		\$ 2,027.74
Streets		
CEBT	Health & Life Ins. Payable	4,882.29
Rocky Mountain Reserve	May Health Insurance Expenses	28.41
Standard Insurance Company	Health & Life Ins. Payable	213.74
Amazon	Office Supplies	470.02
Cintas Corporation	Office Supplies	92.67
Quill Corporation	Office Supplies	141.76
Amazon	Street Repair & Mtn Supplies	159.81
EZ Street Company, The	Repair & Maintenance Supplies	1,398.00
Glenwood Springs Auto Parts Inc	Repair & Maintenance Supplies	355.08
Gypsum Eagle Ace Hardware	Repair & Maintenance Supplies	22.57
Hardline Equipment	Repair & Maintenance Supplies	135.02
Lawson Products	Repair & Maintenance Supplies	2,435.36
Mid-American Research Chemical	Repair & Maintenance Supplies	469.00
New Electric, Inc.	Repair & Maintenance Supplies	259.28
Paint Bucket	Street Repair & Mtn Supplies	50.34
Safety-Kleen Systems, Inc.	Repair & Maintenance Supplies	298.72
Signature Signs Inc	Repair & Maintenance Supplies	75.00
Wagner Equipment Co	Repair & Maintenance Supplies	573.91
Wear Parts & Equip Co, Inc	Repair & Maintenance Supplies	2,729.34
Wylaco Supply Co	Repair & Maintenance Supplies	23.44
Alpine Lumber Co.	Vehicle Repair & Maintenance Supplies	33.98
Collett Enterprises	Vehicle Repair & Maintenance Supplies	289.40
Glenwood Springs Auto Parts Inc	Vehicle Repair & Maintenance Supplies	912.00
Two Valley Tire LLC	Vehicle Repair & Maintenance Supplies	244.21
Collett Enterprises	Gas & Oil	(25.00)
Fleet Services	Gas & Oil	2,251.70
Holy Cross Energy	Utility Services	2,847.57
Infocubic - Background Check	Recruitment	34.70
Hoffman, Parker, Wilson & Carberry PC	Legal	61.50
Eagle County Solid Waste & Recycling	Repair & Maintenance Services	13.44
New Electric, Inc.	Repair & Maintenance Services	16,348.00
Thermo-Fluids, Inc.	Repair & Maintenance Services	186.57
Two Valley Tire LLC	Repair & Maintenance Services	56.25
Utility Notification Center Of Colorado	Repair & Maintenance Services	108.79
Wagner Equipment Co	Repair & Maintenance Services	324.80
Monday.Com	Computer Support	169.68
Wagner Equipment Co	Winter Snow Equipment Rental	15,000.00
Pinnacol Assurance	Tuition & Books	268.20
Total Streets		\$ 53,939.55

Public Safety

CEBT	Health & Life Ins. Payable	22,366.95
Rocky Mountain Reserve	May Health Insurance Expenses	56.65
Standard Insurance Company	Health & Life Ins. Payable	769.99
Amazon	Office Supplies	108.15
Amazon	Operating Supplies	357.28
Axon Enterprise, Inc.	Operating Supplies	4,149.60
Amazon	Uniforms	42.98
Badgeandwallet.Com	Uniforms	171.00
Mad City Outdoor Gear	Uniforms	33.46
Shell Oil	Repair & Maintenance Services	6.49
Fleet Services	Gas & Oil	2,769.91
Axon Enterprise, Inc.	Equipment (Non-Capital)	5,350.83
USPS	Communication & Shipping	26.00
Hoffman, Parker, Wilson & Carberry PC	Legal	1,541.87
Performance Auto	Repair & Maintenance Services	363.00
Axon Enterprise, Inc.	Computer Support	11,387.58
Power DMS Inc	Computer Support	1,206.94
KFC	Travel	9.71
Quality Inn & Suites	Travel	69.00
United Airlines	Travel	30.00
Color Coffee Roasters	Meeting Expense	38.10
Eagle Diner	Meeting Expense	53.70
Brooklyn's Pizzeria	Training & Travel - Grants	28.32
Snipercraft	Training & Travel - Grants	505.00
Law Enforcement Seminars LLC	Tuition & Books	425.00
Eagle County Animal Control	Animal Control	5,270.00
Total Public Safety		\$ 57,137.51

Buildings & Grounds

CEBT	Health & Life Ins. Payable	6,255.29
Rocky Mountain Reserve	May Health Insurance Expenses	17.42
Standard Insurance Company	Health & Life Ins. Payable	185.22
Amazon	Office Supplies	103.50
Cintas Corporation	Office Supplies	92.67
Quill Corporation	Office Supplies	141.75
Alpine Lumber Co.	Repair & Maintenance Supplies	894.49
Boyz Toyz & Sonz Inc.	Repair & Maintenance Supplies	561.95
Ferguson Enterprises, Inc.	Repair & Maintenance Supplies	35.20
Glenwood Springs Auto Parts Inc	Repair & Maintenance Supplies	201.12
Gypsum Eagle Ace Hardware	Repair & Maintenance Supplies	35.97
Paint Bucket	Repair & Maintenance Supplies	19.89
Rexel USA, Inc	Repair & Maintenance Supplies	443.01
Glenwood Springs Auto Parts Inc	Vehicle Repair & Maintenance Supplies	184.68
Collett Enterprises	Gas & Oil	(25.00)
Fleet Services	Gas & Oil	602.17
Gypsum Eagle Ace Hardware	Gas & Oil	53.98
Gypsum Eagle Ace Hardware	Equipment (Non-Capital)	809.96
Home Depot Pro	Janitorial Supplies	3,189.03
Black Hills Energy	Utility Services	3,479.39

Buildings & Grounds (Cont.)

Holy Cross Energy	Utility Services	4,353.63
Infocubic - Background Check	Recruitment	53.70
Jerry-master Janitorial	Janitorial Maint. Contracts	2,158.00
Boyz Toyz & Sonz Inc.	Repair & Maintenance Services	600.00
Horizon Roofing, Inc.	Repair & Maintenance Services	250.00
Mountain Pest Control, Inc.	Repair & Maintenance Services	80.00
Sno-White Linen Rental	Repair & Maintenance Services	133.73
Vail Honeywagon	Repair & Maintenance Services	212.42
Monday.Com	Computer Support	169.68
CPRA	Tuition & Books	625.00
Superior Alarm & Electronics	Contract Payments	564.00
TK Elevator Corp.	Contract Payments	728.49
Total Buildings & Grounds		\$ 27,210.34

Events

CEBT	Health & Life Ins. Payable	2,160.10
Rocky Mountain Reserve	May Health Insurance Expenses	6.44
Standard Insurance Company	Health & Life Ins. Payable	70.40
Batson's	Office Supplies	2.49
Amazon	Promotional Materials	125.54
Apple.Com	Computer Support	12.02
Canva	Computer Support	14.99
Mountain Lifestyle LLC	Media	3,399.00
Surf Hotel	Travel Expense	360.00
Color Coffee Roasters	Meeting Expense	20.43
Inner Light Juice	Meeting Expense	33.45
Yeti's Grind	Meeting Expense	13.14
Dot Zero Multimedia	Marketing - Website	1,680.00
Co Event Alliance	Tuition & Books	40.00
Porchlight Players	Events - Dinner Theatre Production	700.00
Vail Valley Charitable Fund	Events - LG Triathlon	500.00
Vail Valley Foundation	Events - Show Downtown	25,000.00
Copy Copy	Event Production - Flight Days	39.95
Homegoods	Event Production - 4th of July Bike Parade	60.29
Shutterbus, The	Event Production - Flight Days	975.00
Signature Signs Inc	Event Production - Community Clean Up	280.00
Total Events		\$ 35,493.24

Engineering

CEBT	Health & Life Ins. Payable	3,788.58
Rocky Mountain Reserve	May Health Insurance Expenses	8.46
Standard Insurance Company	Health & Life Ins. Payable	121.89
Cintas Corporation	Office Supplies	92.67
Quill Corporation	Office Supplies	141.75
Alpine Lumber Co.	Operating Supplies	12.69
Fleet Services	Gas & Oil	109.19
Monday.Com	Computer Support	746.58
Total Engineering		\$ 5,021.81

Information Technology

CEBT	Health & Life Ins. Payable	2,162.42
Rocky Mountain Reserve	May Health Insurance Expenses	5.83
Standard Insurance Company	Health & Life Ins. Payable	82.52
Amazon	Office Supplies	51.44
SHI International Corp	Equipment (Non-Capital)	64.00
Century Link	Utility Services	7,580.27
Verizon Wireless, Bellevue	Utility Services	3,083.01
All Mountain Technologies, LLC	Computer Support	4,500.00
Aspen Wireless Technologies, Inc.	Computer Support	5,850.50
Mammoth Networks	Computer Support	255.00
Paddle.Net	Computer Support	120.00
SHI International Corp	Computer Support	151.00
TEC Integration, Inc.	Computer Support	316.00
Westin Hotels	Travel Expense	280.78
Boneyard	Meeting Expense	37.74
Costco	Meeting Expense	59.85
Moe's BBQ	Meeting Expense	86.82
Sweet Mustache	Meeting Expense	50.31
ESRI	Tuition & Books	(2,075.00)
Professional Document Solutions, Inc.	Contract Payments	434.67
Xerox Financial Services LLC	Contract Payments	1,380.21
Total Information Technology		\$ 24,477.37
Total GENERAL FUND		\$ 480,139.42

CAPITAL IMPROVEMENTS FUND

Claydon, Brian	Use Tax Refund	26,400.00
Good, Robert	Use Tax Refund	3,185.92
Iarussi, Kevin	Use Tax Refund	2,962.30
Southern Cross Network Cabling LLC	Town Hall Improvements-Admin Cubicles	5,470.00
Aspen Wireless Technologies, Inc.	IT Improvements	99,476.00
Gypsum Eagle Ace Hardware	IT Improvements	39.95
Norris Design, Inc.	Public Art	6,401.43
Paint Bucket	Public Art	235.14
Sherwin-Williams Company, The	Public Art	99.68
Turn Key Consulting	Public Art	1,100.00
Aspen Wireless Technologies, Inc.	Project THOR	9,165.10
Total CAPITAL IMPROVEMENTS FUND		\$ 154,535.52

WASTE WATER FUND

CEBT	Health & Life Ins. Payable	6,889.82
Rocky Mountain Reserve	May Health Insurance Expenses	21.83
Standard Insurance Company	Health & Life Ins. Payable	249.74
Cintas Corporation	Office Supplies	92.67
Quill Corporation	Office Supplies	141.81
Water Technology Group	Operating Supplies	931.00
Fastenal Company	Uniforms	424.95
American Mechanical Services	Repair & Maintenance Supplies	4,981.39
Ferguson Enterprises, Inc.	Repair & Maintenance Supplies	21.90
USA Blue Book	Repair & Maintenance Supplies	1,171.24
UV Doctor Lamps, LLC	Repair & Maintenance Supplies	4,154.29

WASTE WATER FUND (Cont.)

Town Of Avon	Vehicle Repair & Maintenance Supplies	407.29
Fleet Services	Gas & Oil	27.66
Nextrust Inc	Communication & Shipping	325.20
Colorado Wastewater Utility Council	Dues & Subscriptions	572.00
Black Hills Energy	Utility Services	6,986.20
Holy Cross Energy	Utility Services	11,193.18
Infocubic - Background Check	Recruitment	34.70
Chase Paymentech	C.C. Transaction Fees	677.59
Xpress Bill Pay	C.C. Transaction Fees	312.04
LRE Water	Engineering	8,937.00
Denali Water Solutions LLC	Sludge Disposal	7,775.71
American Mechanical Services	Repair & Maintenance Services	3,695.00
Browns Hill Engineering	Repair & Maintenance Services	483.25
Clear Water Products, LLC	Repair & Maintenance Services	1,800.00
Eagle County Solid Waste & Recycling	Repair & Maintenance Services	23.00
Town Of Avon	Repair & Maintenance Services	609.00
Utility Notification Center Of Colorado	Repair & Maintenance Services	108.79
Monday.Com	Computer Support	101.81
Eagle River Water & Sanitation District	Testing & Permits	5,202.00
SGS North America Inc	Testing & Permits	4,411.03
American Mechanical Services	Contract Payments	808.00
B.A. Lawrence LLC	Contract Payments	3,120.00
Browns Hill Engineering	Contract Payments	2,066.20
Total WASTEWATER FUND		\$ 78,757.29

WATER FUND

CEBT	Health & Life Ins. Payable	8,206.57
Rocky Mountain Reserve	May Health Insurance Expenses	22.21
Standard Insurance Company	Health & Life Ins. Payable	311.80
Cintas Corporation	Office Supplies	92.67
Quill Corporation	Office Supplies	141.80
Chemtrade Chemicals Corporation	Operating Supplies	7,286.61
DPC Industries, Inc.	Operating Supplies	180.00
Kubwater Resources, Inc.	Operating Supplies	5,679.48
Grainger	Repair & Maintenance Supplies	2,920.97
Municipal Treatment Equip. Inc	Repair & Maintenance Supplies	2,130.94
Native Electric	Repair & Maintenance Supplies	62.14
Pollardwater	Repair & Maintenance Supplies	1,690.95
Wylaco Supply Co	Repair & Maintenance Supplies	59.94
Town Of Avon	Vehicle Repair & Maintenance Supplies	407.29
Fleet Services	Gas & Oil	330.54
Core & Main LP	Meters & Related Items/Resale	19,633.00
Nextrust Inc	Communication & Shipping	325.20
AmeriGas	Utility Services	1,804.33
Holy Cross Energy	Utility Services	5,292.75
Chase Paymentech	C.C. Transaction Fees	1,135.95
Xpress Bill Pay	C.C. Transaction Fees	520.07
Hoffman, Parker, Wilson & Carberry PC	Legal	861.00
LRE Water	Engineering	3,642.90
Mott MacDonald	Engineering	2,304.00

WATER FUND (Cont.)

Native Electric	Repair & Maintenance Services	345.00
Town Of Avon	Repair & Maintenance Services	609.00
Utility Notification Center Of Colorado	Repair & Maintenance Services	108.79
Vail Honeywagon	Repair & Maintenance Services	187.72
Water Technology Group	Repair & Maintenance Services	4,296.50
Eagle River Water & Sanitation District	Testing & Permits	420.00
Monday.Com	Computer Support	169.67
Browns Hill Engineering	Contract Payments	8,264.80
Superior Alarm & Electronics	Contract Payments	420.00
Nottingham Excavating & Trucking Inc	Capital: Water Fill Station	30,582.51
Mott MacDonald	Capital: Tank Replacement - Cemetary	30,351.15
Precision Survey & Mapping	Capital: Tank Replacement - East Eagle	12,250.00
Wells Fargo - Comml Operations	Water 2013 Revenue Bond Interest	8,041.62
Total WATER FUND		\$ 161,089.87

REFUSE FUND

Nexttrust Inc	Communication & Shipping	325.20
Chase Paymentech	C.C. Transaction Fees	159.43
Xpress Bill Pay	C.C. Transaction Fees	75.65
Vail Honeywagon	Repair & Maintenance Service	193.47
Vail Honeywagon	Contract Services	112,316.62
Total REFUSE FUND		\$ 113,070.37

STORMWATER FUND

Nexttrust Inc	Communication & Shipping	325.20
Chase Paymentech	C.C. Transaction Fees	19.93
Xpress Bill Pay	C.C. Transaction Fees	9.46
Total STORMWATER FUND		\$ 354.59

SALES TAX CAPITAL IMPROVEMENT FUND

Hoffman, Parker, Wilson & Carberry PC	Legal	215.25
Leathers & Associates	Town Park Improvements - Brush Creek Park	2,400.00
JEV Construction Inc.	River Park Improvements - Pavilion	97,769.15
NV5, Inc	River Park Improvements - Pavilion	1,811.25

SALES TAX CAPITAL IMPROVEMENT FUND (Cont.)

Zehren And Associates, Inc	River Park Improvements - Pavilion	1,834.52
UMB	Debt Service Interest	105,868.75
Total SALES TAX CAPITAL IMPROVEMENT FUND		\$ 209,898.92

OPEN SPACE FUND

CEBT	Health & Life Ins. Payable	1,155.78
Rocky Mountain Reserve	May Health Insurance Expenses	4.43
Standard Insurance Company	Health & Life Ins. Payable	64.48
Trick Threads	Uniforms	546.54
Alpine Lumber Co.	Repair & Maintenance Supplies	50.49
Gypsum Eagle Ace Hardware	Repair & Maintenance Supplies	9.99
Fleet Services	Gas & Oil	58.78
Traf-X Research Ltd.	Equipment (Non-Capital)	630.00
Vail Valley Mountain Trails Alliance	Professional Services - Wildlife Campaign	20,000.00
Vail Honeywagon	Repair & Maintenance Services	155.74

OPEN SPACE FUND (Cont.)

Mountain Pest Control, Inc.

Weed & Pest Control

1,690.00

Total OPEN SPACE FUND**\$ 24,366.23****DDA FUND**

Hoffman, Parker, Wilson & Carberry PC

Legal

82.00

Total DDA FUND**\$ 82.00****Subtotal****\$ 1,222,294.21****Payroll****\$ 479,578.58****Total****\$ 1,701,872.79**



To: Mayor Turnipseed and Town Council
From: Peyton Heitzman, Planner
Date: June 13, 2023
Agenda Item: Resolution 38, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Reimbursement Agreement with Eagle County"

REQUEST:

For Town Council to countersign the Reimbursement Agreement for the West Eagle annexation application.

BACKGROUND:

The agreement ensures the Town recoups costs incurred from processing the annexation application. Eagle County has already signed the Reimbursement Agreement.

ANALYSIS:

Not applicable.

COMMUNITY INPUT:

Not applicable.

BUDGET / STAFF IMPACT:

There is no impact on the budget. Per the Reimbursement Agreement, the applicant is required to reimburse the Town with costs associated with processing the annexation application.

STRATEGIC PLAN ALIGNMENT / STANDARDS ACHIEVED:

Not applicable.

RECOMMENDED ACTION:

Motion to **approve** Resolution 38, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Reimbursement Agreement with Eagle County"

ATTACHMENTS:

- Resolution 38, Series 2023
- Reimbursement Agreement

TOWN OF EAGLE, COLORADO
RESOLUTION NO. 38
(Series of 2023)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO
APPROVING A REIMBURSEMENT AGREEMENT WITH EAGLE COUNTY

WHEREAS, Eagle County plans to submit to the Town an application to annex certain real property into the Town (the "Application");

WHEREAS, the Parties acknowledge that the land use filing fees set forth in the Eagle Municipal Code (the "Code") will not adequately cover the Town's expenses incurred in processing the Application; and

WHEREAS, pursuant to the terms of the attached Reimbursement Agreement, Eagle County wishes to reimburse the Town for its additional expenses incurred in processing the Application.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO, AS FOLLOWS:

Section 1. The Town Council hereby approves the Reimbursement Agreement in substantially the form attached hereto, subject to final approval by the Town Attorney. Upon such approval, the Mayor is authorized to execute the Reimbursement Agreement on behalf of the Town.

INTRODUCED, READ, PASSED AND ADOPTED ON JUNE 13, 2023.

TOWN OF EAGLE, COLORADO

Scott Turnipseed, Mayor

ATTEST:

Jenny Rakow, Town Clerk

REIMBURSEMENT AGREEMENT

THIS REIMBURSEMENT AGREEMENT ("Agreement") is entered into on this ____ day of _____, 2023 (the "Effective Date") by and between the Town of Eagle, a Colorado municipality with an address of 200 Broadway, Eagle, CO 81631 (the "Town"), and Eagle County, Colorado, a body corporate and politic, with an address of 500 Broadway, Eagle, CO 81631 (the "County") (each a "Party" and collectively the "Parties").

WHEREAS, the County is the owner of real property in unincorporated Eagle County more particularly described on **Exhibit A**, attached hereto and incorporated by this reference (the "Property");

WHEREAS, the County plans to submit to the Town an application to annex the Property into the Town (the "Application");

WHEREAS, the Parties acknowledge that the land use filing fees provided pursuant to, without limitation, Section 4.03.080(A) of the Eagle Municipal Code (the "Code"), do not adequately cover the Town's expenses incurred during the annexation application process and that the Town will continue to incur expenses until final completion of the Application; and

WHEREAS, the County wishes to reimburse the Town for its additional expenses incurred in processing the Application pursuant to the terms of this Agreement.

NOW THEREFORE, in consideration of the mutual covenants and agreements contained herein and other good and sufficient consideration, the Parties agree as follows:

1. Application Process. The Application will be processed by the Town pursuant to the applicable provisions of the Code, and other applicable law.

2. Reimbursement. The County hereby agrees to reimburse the Town for all actual costs incurred by the Town in reviewing and processing the Application as follows:

a. Deposit. The Parties hereby acknowledge and agree that review of the Application may require the Town to incur certain necessary costs, defined as "Pass Through Fees" in Section 4.03.080(B) of the Code, including without limitation costs for third-party consultants engaged by the Town, the Town Attorney, the Town's water counsel and engineer, and staff time for planning, engineering, and public works. Upon execution of this Agreement, the County agrees to deposit the sum of \$7,606, as a deposit (the "Deposit") for Pass Through Fees related to reviewing and processing the Application.

b. Costs Exceeding Deposit. If the Town incurs any costs exceeding the Deposit, the County shall pay such additional costs or make a subsequent deposit after a meeting between the County and the Town to review anticipated costs.

c. Payment in Full.

i. All invoiced Pass Through Fees shall be paid in full to the Town within 30 days of the date of the invoice. Failure by the County to pay any invoice within the specified time

shall be cause for the Town to refrain from approving the Application until the Pass Through Fees are paid in full.

ii. If the Pass Through Fees are not paid when due, the past due amounts shall be a lien on the Property, and the Town Treasurer may certify the amount of the same to the County Treasurer to be placed on the tax list for the current year and to be collected in the same manner as other taxes are collected.

d. Remaining Deposit. After the signing of any ordinance approving the Application, any remaining Deposit shall be returned to the County within 30 days.

4. Miscellaneous.

a. Governing Law and Venue. This Agreement shall be governed by the laws of the State of Colorado, and any legal action concerning the provisions hereof shall be brought in Eagle County, Colorado.

b. No Waiver. Delays in enforcement or the waiver of any one or more defaults or breaches of this Agreement by the Town shall not constitute a waiver of any of the other terms or obligation of this Agreement.

c. Integration. This Agreement and any attached exhibits constitute the entire Agreement between the County and the Town, superseding all prior oral or written communications.

d. Third Parties. There are no intended third-party beneficiaries to this Agreement.

e. Notice. Any notice under this Agreement shall be in writing and shall be deemed sufficient when directly presented or sent prepaid, first-class United States Mail to the Party at the address set forth on the first page of this Agreement.

f. Severability. If any provision of this Agreement is found by a court of competent jurisdiction to be unlawful or unenforceable for any reason, the remaining provisions hereof shall remain in full force and effect.

g. Modification. This Agreement may only be modified upon written agreement of the Parties.

h. Assignment. Neither this Agreement nor any of the rights or obligations of the Parties shall be assigned by either Party without the written consent of the other.

i. Governmental Immunity. The Town and the County and their respective officers, attorneys and employees are relying on, and do not waive or intend to waive by any provision of this Agreement, the monetary limitations or any other rights, immunities, and protections provided by the Colorado Governmental Immunity Act, C.R.S. § 24-10-101, *et seq.*, as amended, or otherwise available to the Town and the County and their respective officers, attorneys or employees.

j. Subject to Annual Appropriations.

i. Consistent with Article X, § 20 of the Colorado Constitution, any financial obligations of the Town not performed during the current fiscal year are subject to annual appropriation, and thus any obligations of the Town hereunder shall extend only to monies currently appropriated and shall not constitute a mandatory charge, requirement or liability beyond the current fiscal year.

ii. Notwithstanding anything to the contrary contained in this Agreement, the County shall have no obligations under this Agreement after, nor shall any payments be made to the Town in respect of any period after December 31 of any year, without an appropriation therefor by County in accordance with a budget adopted by the Board of County Commissioners in compliance with Article 25, title 30 of the Colorado Revised Statutes, the Local Government Budget Law (C.R.S. 29-1-101 et. seq.) and the TABOR Amendment (Colorado Constitution, Article X, Sec. 20).

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the Effective Date.

TOWN OF EAGLE, COLORADO

Scott Turnipseed, Mayor

ATTEST:

Jenny Rakow, Town Clerk

EAGLE COUNTY, COLORADO
By AND THROUGH ITS COUNTY
MANAGER

JEFF SHROLL

Jeff Shroll

STATE OF COLORADO)
) ss.
COUNTY OF Eagle)

Subscribed and sworn to before me this 16th day of May, 2023 by
Jeff Shroll, County Manager for Eagle County, Colorado.

My Commission expires:

[Signature]
Notary Public

TRACY C. STOWELL
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20234001261
MY COMMISSION EXPIRES JANUARY 10, 2027

EXHIBIT A
Legal Description of Property



To: Mayor Turnipseed and Town Council

From: Nikki Davis, Economic Development & Housing Specialist

Date: June 13, 2023

Agenda Item: Resolution 39, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Reappointing Members to the Downtown Development Authority Board of Directors"

REQUEST: The Downtown Development Authority is requesting that Town Council review Resolution No. 39, Series 2023 reappointing members to the Downtown Development Authority Board of Directors.

BACKGROUND: On February 23, 2021, the Town Council approved Resolution No. 17, Series 2021 establishing the inaugural Board of Directors for the Downtown Development Authority (DDA). The resolution was drafted to stagger the appointments of members so that two members of the public were appointed for terms ending in June 2021, 2022, and 2023. Subsequent terms are for four years as described in the resolution.

ANALYSIS: Based on the existing term schedule, members Greg Schroeder and Jake Roach each have a term expiring June 30, 2023. At the May 24, 2023 meeting the Board voted in support of nominating both Greg and Jake to each serve another four-year term. Presently, Greg serves as Board Chair and Jake serves as a regular member; each will retain their designations if they are successfully reappointed to the DDA.

COMMUNITY INPUT: Community input has not been gathered for this resolution.

BUDGET / STAFF IMPACT: There is no budget or staff impact to the resolution.

STRATEGIC PLAN ALIGNMENT / STANDARDS ACHIEVED: Appointing members to the DDA Board of Directors is a requirement of Section 3, Ordinance 25, Series 2020 which states the Town Council will appoint members of the Downtown Development Authority Board of Directors.

RECOMMENDED ACTION OR PROPOSED MOTION: A motion to **APPROVE** Resolution 39, Series 2023, A Resolution of the Town Council of the Town of Eagle, Colorado Reappointing Members to the Downtown Development Authority.

ATTACHMENTS:

1. May 24, 2023, DDA Meeting Minutes RE: Nominating Greg Schroeder and Jake Roach to Reappointment
2. Resolution 39, Series 2023



EAGLE DOWNTOWN DEVELOPMENT AUTHORITY (DDA)

Eagle Town Hall | 200 Broadway, Eagle, CO

Wednesday, May 24, 2023 | 1:30pm-3:30pm

MEETING MINUTES

Welcome + Roll Call

- DDA Board Present: Greg Schroeder, Jake Roach, Adrienne Sirianni-Cavallario, Collin Huggins, Scott Schlosser, Sarah Parrish
- Town Staff Present: Melissa Daruna, Nikki Davis
- Other Present: Kat Correll (DCI), Troy Bernberg (DDA Financial Advisor), Bryan Woods (DBA), Mick Daly (EVC), Kat Conner (Downtown Eagle Property Owner, Former Board Member)

Minutes Approval

Minutes dated April 26, 2023

MOTION: Adrienne motioned to approve; Greg seconded. Minutes approved as presented.

Board Roles & Member Reappointments

Board Member roles:

- Chair, Greg Schroeder
- Vice Chair, Scott Schlosser
- Secretary, Marci Leith
- Treasurer, Adrienne Sirianni-Cavallario
- Jake Roach, Member
- Collin Huggins, Member
- Executive Director, TBD

MOTION: Jake motioned to approve Board Roles as listed above; Scott seconded. Motion carried.

Terms:

- Collin Huggins, new member, term June 2027
- Greg Schroeder, term June 30, 2023
- Jake Roach, term June 30, 2023

MOTION: Sarah motioned to nominate Greg and Jake to serve on the DDA Board of Directors for another term; Adrienne seconded. Motion carried.

DDA Management & Elevator Pitch

- **DDA Communications**
 - Who executed the contract with the DBA website developer – Town staff or DDA/DBA?
 - Consider paying Word Press (developer) and revisit the contract about doing some work in 2023. Were they paid in advance for this year's work/maintenance?
 - Consider an intern from Colorado Mountain College or a local high school.
 - 2023 Budget: \$3,000 for Communication and \$8,000 for grant writing – unspent.
 - There is procurement flexibility, no RFP obligation in statute. Need to begin advertising for a Communications intern in June. Kat Correll will send a job description for Greg & staff to review. Consider connections through Career Wise, Vail Valley Partnership.
- **Executive Director (ED)**
 - Town needs to assess what they have the capacity to take on. Nikki & Melissa to meet with Greg to finalize duties.
 - Consider appointing board members to serve as liaisons for North Broadway, Grand Ave, etc. in the meantime.
 - Hiring an ED one year from now, June 2024, is realistic.
 - A top priority for the ED will be grant writing; collaborate submission with the Town.

TIF Discussion

- Total valuation growth projects an average 48% - 55% growth within the DDA.
- Challenges and protests can lower the amount of TIF collected by the DDA.
- Preliminary valuation reports will be released by Aug 25 with final certification on Dec 10.
- The only anticipated fees are collection & distribution fees, due to the assessor.
- Revenues will be distributed around June 2024.
- Grant programs, Town will need to submit applications: CDOT Mainstreet Revitalization Program (requires match, rolling grant cycle); Great Outdoors Colorado (GoCo); DOLA; Capacity building grant to support part-time ED (see Kat's email)
- Consider borrowing money from the Town and pay back from TIF later. (E.g. Englewood)
- Consider resources from NWCCOG
- Consider extending DCI's contract by \$8,000 specifically for grant research & writing.
- Can Troy provide TIF projections from the North Broadway project?
 - Consider committing no more than 30%.
- The Board requested a report from Finance regarding anticipated 2022 revenues.

TIF & DDA Annexation Process

- The Board approved a template and will need to be posted to the DDA/DBA website: downtowneagle.org

Town Business

- Greg & Jake reappointment nominations will go before Council on June 13.

Public Comments

No public comment was received.

Adjourn – 3:32 PM

MOTION: Jake motioned to adjourn; Scott seconded. Motion carried.

Next Meeting Date: Wednesday, June 28, 2023, 1:30-3:30PM

TOWN OF EAGLE, COLORADO
RESOLUTION NO. 39
(SERIES 2023)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO
REAPPOINTING MEMBERS TO THE DOWNTOWN DEVELOPMENT AUTHORITY
BOARD OF DIRECTORS

WHEREAS, Ordinance 21, Series 2020 was approved by the Town Council and proposed a ballot measure for the November 2020 election to create a Downtown Development Authority (DDA); and

WHEREAS, On November 3, 2020 eligible voters of the proposed Downtown Development Authority passed the ballot measure in the coordinated general election to create the Downtown Development Authority; and

WHEREAS, Section 3 of Ordinance 25, Series 2020 describes the operational structure of the Downtown Development Authority, calling for one member to be a sitting Council member, two members shall be property owners or residents in the district, or representatives of such, and four members shall be property owners or residents within the district; and

WHEREAS, The appointment of such members is for four year terms, and shall be aligned with the existing appointment structure, such that these members will serve until June 30, 2027;

WHEREAS, Appointments to the DDA Board of Directors fulfills the Town Council requirements of the ordinance creating the Downtown Development Authority;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO, THAT:

Section 1. The Town Council hereby names the following applicants as members of the Downtown Development Authority, each with the appointment ending June 30, 2027.

Greg Schroeder, Property/Business Owner
Jake Roach, Property/Business Owner

INTRODUCED, READ, PASSED, AND ADOPTED on June 13, 2023.

TOWN OF EAGLE, COLORADO

By: _____
Scott Turnipseed, Mayor

ATTEST:

Jenny Rakow, Town Clerk



To: Mayor and Town Council

From: Stephan Wilson, PE: Utility Manager
Tom Gosiorowki, PE: Public Works Director

Date: 06/08/2023

Agenda Item: Resolution 40, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado approving the East Eagle Water Storage Tank Engineering and Design Services Agreement with Mott Macdonald."

REQUEST:

Review and approve of the East Eagle Tank design proposal submitted by Mott MacDonald. June 7, 2023.

BACKGROUND

In 2022 the Town's water distribution system was modeled to determine viable improvements that would allow for a proposed development extending to the east of Chambers Ave. Ultimately it was determined that a new potable water storage tank would be required to meet modern fire flow demands for the structure type and sizes being proposed. The modeling effort finalized in November 2022 ultimately identified the need for a new booster pump station, transmission main, and water storage tank to meet fire flows in the proposed development.

On the 27th of September 2022 the Town of Eagle entered into a predevelopment agreement with Eagle Meadows Colorado LLC. where by the Town at its own cost, design and construct the water storage tank, including the associated pipelines, booster pumps, access road and other appurtenances necessary to serve the Development within 2 years of the effective date of the annexation of Parcels A and F.

ANALYSIS:

The Town retained Mott MacDonald (Mott) in 2022 to perform a hydraulic capacity study of the existing distribution system and identify alternatives which could be used to meet potential fire flow requirements for a future development to the east of Chambers Ave in Eagle. While improvements evaluated including watermain looping, watermain upsizing, and watermain extensions improved available fire flows for the proposed development ultimately the requirement for a new water storage tank was identified.

COMMUNITY INPUT: None required.

BUDGET / STAFF IMPACT:

The 2023 budget for the Cemetery Tank is approximately \$3.7 million. Staff has determined that the Cemetery Tank construction will be pushed to 2024 and that spending will be limited to engineering and design work. Staff is recommending a budget reappropriation of \$410,000 to fund the East Eagle Water Storage Tank engineering and design services from the funds budgeted in 2023 for the Cemetery Tank. Staff will bring a resolution to the Council during the first meeting in June for a budget amendment to reallocate funds within the already appropriated budget. Additional funds will need to be appropriated in 2024 to complete design and begin construction. The total cost of work completed under this proposal is currently anticipated to cost \$840,263. This project was not identified in the current 5-year Capital Improvement Plan. The total cost to the water fund for the East Eagle Tank will be approximately \$10,000,000.

Staff are estimating that managing this project will require an estimated 10 internal staff hours per week through the duration of the design phase.

STRATEGIC PLAN ALIGNMENT/STANDARDS ACHIEVED:

1. Matching Infrastructure to Quality of Life.
2. Stimulate Economic Vitality and Development.

RECOMMENDED ACTION OR PROPOSED MOTION:

A motion to **approve** or **deny** adoption of Resolution 40, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado approving the East Eagle Water Storage Tank Engineering and Design Services Agreement with Mott Macdonald."

ATTACHMENTS:

- Resolution No. 40, Series 2023, East Eagle Tank Engineering
- Mott MacDonald: Engineering Scope of Services and Fee Proposal East Eagle Tank Design (June 7, 2023)
- Resolution No. 90, Series 2022: Approving the First Amendment to The Pre-Development Agreement with Eagle Meadows



Mr. Tom Gosiorowski
Public Works Director
1050 Chambers Avenue
Eagle, CO 81631

Our Reference
507398349-010

165 South Union Boulevard,
Ste. 200
Lakewood, CO 80228
United States of America

T +1 (973) 912.2523

mottmac.com

**Engineering Scope of Services and Fee Proposal
Town of Eagle, Colorado
East Eagle Tank**

June 7, 2023

Dear Tom:

We are pleased to provide the scope, fee, and schedule for engineering services for the East Eagle Tank, Pump Station, and Pipeline project.

The project includes design of a new water storage tank north of interstate 70 to feed the East Eagle Development. Included in the design is:

1. Above-ground water storage tank north of Interstate 70
2. Prepackaged booster pump station at the end of Chambers Avenue
3. Approximately 4,800 linear feet of 12-inch diameter water supply pipeline to the new water tank
4. Approximately 1,400 linear feet drain pipeline from the water tank to the developer area south of Interstate 70
5. Trenchless crossing of Interstate 70
6. Access road improvements from interstate 70 north to the new water tank
7. Valve vaults
8. Electrical, instrumentation, and SCADA integration

The goal of this project is to develop and prepare construction bidding documents for the Town's use in bidding and constructing the project.

This scope and engineering fee is provided for Design and Bidding services. Additional scope and fee will be developed at a later date for engineering services during construction and post construction services.

Our proposed scope of work is presented below:

Task 1 – Project Management

Subtask 1.1 – Project Management/Controls

- Provide project management throughout the duration of the project, which is expected to be 24 months
- Setup management/controls for the project
- Prepare project schedule. The schedule will be updated throughout the project as dictated by actual conditions
- Prepare monthly invoices summarizing the previous month's effort in accordance with Town requirements, and prepare monthly budget tracking

Subtask 1.2 – Kick-off Meeting and Walk Site

- Prepare agenda
- Conduct and in-person project kickoff meeting and walk project site
- Prepare meeting minutes

Subtask 1.3 – Prepare Project Management Plan

Develop a simple, concise work plan that:

- Lays out the general work plan, contact information and schedule. The work plan and schedule will be updated throughout the project as dictated by actual conditions
- Identifies permitting, outside agency coordination, and Town coordination
- Identifies key dates for: meetings, workshops, submittals, and Town provided data

Subtask 1.4 – Project Meetings and Meeting Minutes

- Prepare meeting agendas
- Hold virtual, biweekly project meetings for the duration of the project, which is assumed to be 24 months
- Prepare meeting minutes

Subtask 1.5 – Field Investigations

- Review existing drawings and available information
- Conduct up to two field investigations

Task 1 Major Deliverables

- Project schedule
- Project Management Plan

Task 2 – Permitting

This task will involve coordination with the Town, CDPHE, CDOT, and FHWA.

Subtask 2.1 – Assist Town with Coordination with Stakeholders and Property Owners

- Coordination with Town, developer, and residents
- Meet with Town to discuss comments

Subtask 2.2 – CDOT and FHWA

- Coordinate with CDOT and FHWA for crossing I-70
- Submit application and address comments
- Submit final Plans and Specifications

Subtask 2.3 – CDPHE

- Coordinate with CDPHE submit permit application and basis of design report
- Address comments
- Submit final Plans and Specifications

Task 2 Major Deliverables

- CDOT Permit
- CPHE Basis of Design Report
- CDPHE Permit and Final Plans and Specifications

Task 3 – Preliminary Design

Subtask 3.1 – Survey and SUE

- Initial survey completed by Precision Surveying under a Town Task Order.
- Prepare additional survey and subsurface utility Engineering (SUE) and provide in 2022 AutoCAD Civil 3D File for design.

Subtask 3.2 – Pothole

- Coordinate with potholing subconsultant
- Utility Coordination and SUE to pothole, including records research and deliverables
- Review potholing data and show on Drawings
- Traffic Control
- Coordinate with surveyor to get pothole locations recorded and shown on Drawings

Subtask 3.3 – Geotechnical Borings and Report

- Provide traffic control and submit permit to CDOT
- Drill 1 geotechnical boring south of I-70 at 25 feet deep
- Drill 3 geotechnical borings at the I-70 crossing at 50 feet deep
- Drill 5 geotechnical borings at new tank site at 50-feet deep
- Conduct geotechnical laboratory tests on 9 boring cores
- Prepare geotechnical report

Subtask 3.4 – Survey Geotechnical Boring Locations

- Precision Survey to survey borehole locations, assumed to be 9
- Surveyor assumed to require up to 2 mobilizations
- Coordinate with surveyor to get borehole locations recorded on Drawings

Subtask 3.5 – Review Geotechnical Report and Provide Geotechnical Data Report (GDR)

- Review geotechnical report
- Prepare Geotechnical Data Report (GDR) for the crossing of I-70
- Submit final report

Subtask 3.6 – Trenchless Alternatives Technical Memorandum

- Evaluate trenchless alternatives
- Prepare risk registers at submittal phases of the project
- Prepare trenchless write-up for process design report
- Prepare trenchless calculations

Task 3 Major Deliverables

- Survey
- Geotechnical and Borings Report
- Trenchless Alternatives Technical Memorandum

Task 4 – Design

Subtask 4.1 – Road Improvements, Drainage Design, and GESC

- Prepare up to two exhibits and legal descriptions for easements.

Subtask 4.2 – Hydraulic Modeling

- Confirm flows, pressures, and operation of new pump station with required development fire flows and availability of Town's water system.

Subtask 4.3 – Radio Path Study

- Provide radio path study from tank site to Town system.

Subtask 4.4 – 30% Design (Plans, Specifications, Opinion of Probable Cost)

- Prepare and submit 30% design plans, list of project specification sections, and opinion of probable construction cost

Subtask 4.5 – Workshop No. 1 – 30% Review

- Prepare meeting agenda
- Attend a virtual workshop to review the 30% plans, specification list, and opinion of probable cost
- Prepare meeting minutes

Subtask 4.6 – 60% Design (Plans, Specifications, Opinion of Probable Cost)

- Incorporate 30% comments from the Town
- Prepare and submit 60% design plans, specifications, and opinion of probable construction cost

Subtask 4.7 – Workshop No. 2 – 60% Review

- Prepare meeting agenda
- Attend a virtual workshop to review the 60% plans, specifications, and opinion of probable cost
- Prepare meeting minutes

Subtask 4.8 – Exhibit / Legal Descriptions

- Prepare up to two exhibits and legal descriptions for easements.

Subtask 4.9 – 90% Design (Plans, Specifications, Opinion of Probable Cost)

- Incorporate 60% comments from the Town
- Prepare and submit 90% design plans, specifications, and opinion of probable construction cost

Subtask 4.10 – Workshop No. 3 – 90% Review

- Prepare meeting agenda
- Attend a virtual workshop to review the 90% plans, specifications, and opinion of probable cost
- Prepare meeting minutes

Subtask 4.11 – Final Plans, Specifications, and Opinion of Probable Cost

- Incorporate 100% comments from the Town.
- Prepare final bid ready Drawings and Specifications

Task 4 Major Deliverables

- 30% plans, list of specifications, opinion of probable construction cost
- 60% plans, specifications, opinion of probable construction cost
- 90% plans, specifications, opinion of probable construction cost
- Final Drawings and Specifications signed and sealed for bidding and assembled in a single pdf file

Task 5 – Services During Bidding

Subtask 5.1 – Bidder Questions and Prepare up to 3 Addenda

- Respond to contractor questions and prepare up to three addenda

Subtask 5.2 – Review Bids

- Review bids

Subtask 5.3 – Coordination and Assist Town with Notice of Award, Notice to Proceed, and Agreement

- Coordination and assist the Town in preparing the Notice of Award (NOA), Notice to Proceed (NTP), and Agreement with selected contractor

Task 5 Major Deliverables

- Addenda
- NOA, NTP, and Agreement forms

Fees

The project fees are summarized in the attached Engineering Fee Proposal table.

Our proposed engineering budget for the tasks outlined above is:

- **Time and Materials, Not-to-Exceed Budget = \$840,263**

Schedule

The following provides the tentative project schedule:

- | | |
|-----------------------------------|--------------------|
| • Project Kick-off | July 7, 2023 |
| • Survey & Utility Locates | August 18, 2023 |
| • Geotechnical Borings and Report | August 18, 2023 |
| • 30% Submittal | December 1, 2023 |
| • Workshop 1 | December 15, 2023 |
| • 60% Submittal | April 12, 2024 |
| • Workshop 2 | April 26, 2024 |
| • 90% Submittal | June 14, 2024 |
| • Workshop 3 | June 28, 2024 |
| • Signed & Sealed Submittal | July 26, 2024 |
| • Issued for Bid | August 9, 2024 |
| • Bid Opening | September 27, 2024 |

Notes and Assumptions:

1. Construction and Post Construction Engineering Services are not included at this time. These will be developed at a later date.
2. Final signed/sealed drawings and specifications to be uploaded to BidNet for bidding.
3. Specifications will utilize 2018 EJCDC front end documents
4. Booster Station will be a prefabricated booster pump station, sole sourced by EFI that will include all HVAC, Electrical, Controls, pumps, equipment, building, roof, and appurtenances. Performance specifications and installation plans will be provided for the booster



station. Mott will provide power and utilities to and from the booster pump station, and SCADA integration.

5. Wetland or stream functional assessments (FACWet or CSQT) are not anticipated to be required and are not included in the scope.
6. CDOT and FHWA approvals are required for crossing interstate 70.
7. CDPHE basis of design report and permit application for a new tank construction will be submitted.
8. All disturbed areas will be designed to be returned to original condition and grade.

Please contact us with any questions you may have.

Sincerely,

Julia Barker, PE
Senior Vice President
South Central Unit General Manager
(303) 275-8064
julia.barker@mottmac.com

Rodney Fredericks, PE
Principal Project Manager
(303) 723-5077
rodney.fredericks@mottmac.com

cc: Mike Altland, PE

Engineering Services for East Eagle Tank

Engineering Fee

June 7, 2023

Mott MacDonald
Project No.
507398349-010

By: RAF
April 19, 2023
April 21, 2023

Checked:
By: MA
April 21, 2023

Task Description	Mott MacDonald														Sub Consultants																																
	Project Principal (Altland)	Principal Project Manager (Fredericks)	QA/QC (Demis)	Trenchless (Lianides, Cohen)	Project Engineer (D'Souza, Laughlin)	Hydraulic Engineer (Kulkarni, Willows)	Structural Principal Engineer (Caruso)	Structural (Yousif)	Sr. Project Engineer/ Geotech (Hagan)	Electrical Engineer (Gibbs)	CAD Senior Designer (Confer)	CAD Designer (Kathrein)	Administration (Farley)	Total Hours	Labor Cost	Direct Costs	5% Subconsultant Markup	Browns Hill	ICON Engineering, Inc.	Terracon Consultants, Inc.	Precision Surveying	UCS Potholing	Total																								
	2023 Rates	\$312	\$264	\$220	\$244	\$116	\$166	\$295	\$184	\$194	\$175	\$85	\$120																																		
2024 Rates	\$328	\$278	\$231	\$264	\$126	\$180	\$319	\$223	\$199	\$210	\$189	\$94	\$130																																		
Task 1 - Project Management																																															
1.1	Project Management/Controls (Invoices, Reports, Schedules, Project Setup, Budget Tracking - 18 Months)														9	62							36	107	\$24,182	\$363	\$240	\$4,800			\$29,585																
1.2	Kick-off Meeting and Walk Site (In Person)															8			16			8	32	\$5,440	\$82	\$0				\$5,522																	
1.3	Prepare Project Management Plan															8			16	16			40	\$6,624	\$100	\$0				\$6,724																	
1.4	Project Meetings and Meeting Minutes (Virtual and Bi-Weekly for 18 months)															60		4	78	6	6		154	\$29,594	\$444	\$180	\$3,600			\$33,818																	
1.5	Field Investigations (Assume 2 Site Visits)															16			32	8		8	64	\$11,124	\$167	\$0				\$11,291																	
Subtotal - Task 1 Project Management																									9	154	0	4	142	30	6	0	16	0	0	0	36	397	\$76,964	\$1,156	\$420	\$8,400	\$0	\$0	\$0	\$0	\$86,940
Task 2 - Permitting																																															
2.1	Assit Town with Coordination with Stakeholders and Property Owners															8			40				48	\$7,264	\$109	\$0				\$7,373																	
2.2	CDOT and FHWA															20		16	120	32		188	\$30,664	\$460	\$0				\$31,124																		
2.3	CDPHE															40			160			200	\$31,280	\$470	\$0				\$31,750																		
Subtotal - Task 2 Permitting																									0	68	0	16	320	32	0	0	0	0	0	0	0	436	\$69,208	\$1,039	\$0	\$0	\$0	\$0	\$0	\$0	\$70,247
Task 3 - Preliminary Design																																															
3.1	Survey and SUE															1			4			2	4	11	\$1,418	\$22	\$507			\$10,135	\$12,082																
3.2	Potholing (assume spoils disposal, utility coordination, traffic control, records research and deliverables)															1			4				5	\$728	\$11	\$350			\$7,000	\$8,089																	
3.3	Geotechnical Borings and Report															4	1		8			16	29	\$5,148	\$78	\$2,885		\$57,700		\$65,811																	
3.4	Survey Geotechnical Boring Locations															1			4			2	4	11	\$1,418	\$22	\$74		\$1,480		\$2,994																
3.5	Review Geotech Report and Provide Geotechnical Data Report (GDR)															4	1	20	8			80	113	\$21,804	\$328	\$0				\$22,132																	
3.6	Trenchless Alternatives Technical Memorandum															8	2	100	8				2	120	\$28,120	\$422	\$0				\$28,542																
Subtotal - Task 3 Preliminary Design																									0	19	4	120	36	0	0	0	96	0	4	8	2	289	\$58,636	\$883	\$3,816	\$0	\$0	\$57,700	\$11,615	\$7,000	\$139,650
Task 4 - Design																																															
4.1	Road Improvements, Drainage Design, and GESC															1			4				5	\$728	\$11	\$1,384		\$27,670		\$29,793																	
4.2	Hydraulic Modeling															2	2		8	80		92	\$15,176	\$228	\$0				\$15,404																		
4.3	Radio Path Study															4			16			4	24	\$3,688	\$56	\$480	\$9,600			\$13,824																	
4.4	30% Submittal (Drawings, Specification TOC List, Opinion of Probable Construction Cost)														2	40	4	120	200		4	8	4	8	80	70	540	\$89,610	\$1,345	\$160	\$3,200		\$94,315														
4.5	Workshop 1 - Review 30% with Town (Virtual)															2			4	2		8		8	\$1,324	\$20	\$40	\$800			\$2,184																
4.6	60% Submittal (Drawings, Specifications, Update Opinion of Probable Construction Cost)														2	40	8	120	160		2	80	4	8	140	200	764	\$131,678	\$1,976	\$280	\$5,600		\$139,534														
4.7	Workshop 2 - Review 60% with Town (Virtual)															4			8	2	2	2	2	18	\$3,564	\$54	\$40	\$800			\$4,458																
4.8	Exhibit / Legal Description (assume 2)															4			16			16	52	\$7,656	\$115	\$25		\$500		\$8,296																	
4.9	90% Submittal (Drawings, Specifications, Update Opinion of Probable Construction Cost)														2	20	8	120	140		2	40		8	90	180	610	\$102,552	\$1,539	\$200	\$4,000		\$108,291														
4.10	Workshop 3 - Review 90% with Town (Virtual)															2			4	2	2	2	12	\$2,504	\$38	\$40	\$800			\$3,382																	
4.11	Final Plans, Specifications, and Opinion of Probable Cost														4	8	4	2	16		4	24		40	40	142	\$24,952	\$375	\$100	\$2,000		\$27,427															
Subtotal - Task 4 Design																									10	127	26	362	576	86	16	156	8	28	366	506	0	2267	\$383,432	\$5,757	\$2,749	\$26,800	\$27,670	\$0	\$500	\$0	\$446,908
Task 5 Services During Bidding (SDB)																																															
5.1	Bidder Questions and Prepare up to 3 Addenda															9	2	16	18	4	1	4	2	1	4	8	69	\$13,503	\$203	\$90	\$1,200	\$600		\$15,596													
5.2	Review Bids															1			4				5	\$782	\$12	\$0					\$794																
5.3	Coordination and Assist City with Notice of Award, Notice to Proceed, and Agreement															6			16				22	\$3,684	\$56	\$0				\$3,740																	
Subtotal - Task 5 Services During Bidding (SDB)																									0	16	2	16	38	4	1	4	2	1	4	8	0	96	\$17,969	\$271	\$90	\$1,200	\$600	\$0	\$0	\$0	\$20,130
Total (Tasks 1-4)																									\$ 6,128	\$ 104,610	\$ 7,282	\$ 131,912	\$ 136,562	\$ 25,890	\$ 7,169	\$ 35,544	\$ 22,598	\$ 5,898	\$ 69,510	\$ 48,366	\$ 4,740	3196	\$ 606,209	\$ 9,106	\$ 7,075	\$ 36,400	\$ 28,270	\$ 57,700	\$ 12,115	\$ 7,000	\$ 763,875
Notes: 1. Sub Consultant Markup is 5% 2. Partial Survey work Completed by Precision in 2022 under a PO directly with the Town 3. Fee includes Project Management, Permitting, Design, and Services During Bidding (SDB). Contruction phase service to be aded at a later time when the project goes out to bid.																																															
																							Contingency (10%)		\$76,388																						
																							Total		Total	\$840,263																					

TOWN OF EAGLE, COLORADO
RESOLUTION NO. 40
(Series of 2023)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO
APPROVING THE ENGINEERING SCOPE OF SERVICES AND FEE PROPOSAL FROM
MOTT MACDONALD FOR THE EAST EAGLE TANK PROJECT.

WHEREAS, the Town Council adopted a strategic plan with a major objective to match infrastructure to quality of life;

WHEREAS, the Town entered into a predevelopment agreement on the 27th of September 2022 with Eagle Meadows Colorado LLC, with the Town's obligation 3.b. "Water. Provided that EMC complies with all provisions of this Agreement and the AA, Town shall use its best efforts to, at its own cost, design and construct the water storage tank, including the associated pipelines, booster pumps, access road and other appurtenances necessary to serve the Development within 2 years of the effective date of the annexation of Parcels A and F."

WHEREAS, the Town Council finds that it is in the best interest of the Town and the public health, safety and welfare to enter into Engineering Design Services under the existing Professional Services Agreement with Mott MacDonald for the East Eagle Tank Project.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO AS FOLLOWS:

Section 1. The Engineering Scope of Services and Fee Proposal for work with Mott MacDonald is hereby approved in substantially the form attached hereto, subject to final approval by the Town Attorney. Upon such approval, the Mayor is authorized to execute the Agreement on behalf of the Town.

INTRODUCED, READ, PASSED AND ADOPTED ON JUNE 13, 2023.

TOWN OF EAGLE, COLORADO

Scott Turnipseed, Mayor

ATTEST:

Jenny Rakow, Town Clerk

**TOWN OF EAGLE, COLORADO
RESOLUTION NO. 90
(Series of 2022)**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO
APPROVING THE FIRST AMENDMENT TO THE PRE-DEVELOPMENT AGREEMENT
WITH EAGLE MEADOWS

WHEREAS, on September 27, 2022, the Parties entered into a Pre-Development Agreement (the "Agreement"); and

WHEREAS, the Parties wish to extend a deadline in the Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO AS FOLLOWS:

Section 1. The First Amendment to Pre-Development Agreement is hereby approved in substantially the form attached hereto, subject to final approval by the Town Attorney . Upon such approval, the Mayor is authorized to execute the First Amendment on behalf of the Town.

INTRODUCED, READ, PASSED AND ADOPTED ON DECEMBER 13, 2022.

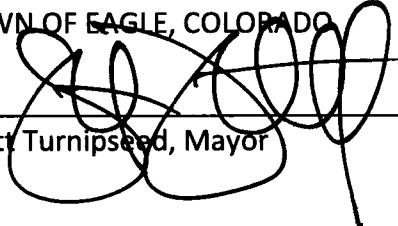
ATTEST:



Jenny Rakow, Town Clerk



TOWN OF EAGLE, COLORADO



Scott Turnipseed, Mayor

FIRST AMENDMENT TO PRE-DEVELOPMENT AGREEMENT

THIS FIRST AMENDMENT TO PRE-DEVELOPMENT AGREEMENT (the "First Amendment") is made and entered into this 13 day of December, 2022 (the "Effective Date"), by and between the Town of Eagle, a Colorado home rule municipality with an address of P.O. Box 609, Eagle, CO 81631 (the "Town"), and Eagle Meadows Colorado, LLC, a Colorado limited liability company with an address of 232 West Meadow Drive, Vail, CO 81657 ("EMC") (each a "Party" and collectively the "Parties").

WHEREAS, on September 27, 2022, the Parties entered into a Pre-Development Agreement (the "Agreement"), a copy of which is attached hereto as **Exhibit A**; and

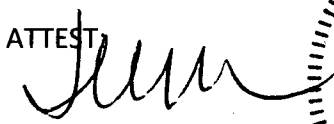
WHEREAS, the Parties wish to extend a deadline in the Agreement.

NOW, THEREFORE, for the consideration hereinafter set forth, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Section 3.a. of the Agreement is hereby amended to read as follows:
 - a. *Rezoning*. On or before February 28, 2023, the Town, at its own cost, shall finalize and act on an application to rezone the Property, which zoning shall comply with the East Eagle Sub-area Plan.
2. All other provisions of the Agreement shall remain in full force and effect as written.

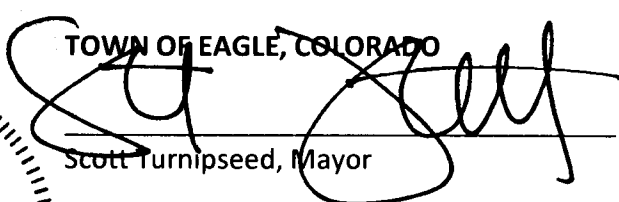
IN WITNESS WHEREOF, the Parties have executed this First Amendment as of the Effective Date.

ATTEST


Jenny Rakow, Town Clerk



TOWN OF EAGLE, COLORADO


Scott Turnipseed, Mayor

EAGLE MEADOWS COLORADO, LLC

STATE OF COLORADO)
) ss.
COUNTY OF _____)

Subscribed, sworn to and acknowledged before me this _____ day of _____,
2022, by _____ as _____ of Eagle Meadows Colorado, LLC.

My Commission expires:

(SEAL)

Notary Public

EXHIBIT A

PRE-DEVELOPMENT AGREEMENT

THIS PRE-DEVELOPMENT AGREEMENT (the "Agreement") is entered into as of the 27th day of Sept., 2022 (the "Effective Date"), by and between the TOWN OF EAGLE, COLORADO, a Colorado home rule municipality with an address of P.O. Box 609, Eagle, CO 81631 (the "Town"), and EAGLE MEADOWS COLORADO LLC, a Colorado limited liability company with an address of 232 West Meadow Drive, Vail, CO 81657 ("EMC") (each a "Party" and collectively the "Parties").

WHEREAS, EMC owns the real property more particularly described in Exhibit A, attached hereto and incorporated herein by this reference (the "Property");

WHEREAS, the Property was annexed to the Town on September 15, 2006, subject to an Annexation Agreement recorded with Eagle County under Reception No. 200625191 (the "AA"); and

WHEREAS, Red Mountain Ranch Partnership LLLP ("RMR") owns the real property adjacent to the Property, as shown on Exhibit A, including Parcel A (Parcel# 193927400041) and Parcel F (Parcel #193927300040);

WHEREAS, Parcels A and F have not been annexed to the Town;

WHEREAS, EMC and RMR intend to develop the Property, along with the real property owned by RMR (the "Development");

WHEREAS, the Parties wish to set forth their understanding of the terms and conditions upon which the Development will proceed.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. **Term and Termination.** This Agreement shall commence on the Effective Date, and shall continue until an application for a Development Permit is filed for the Property, or the execution of a Development Agreement outlining more specifically the terms and conditions of the Development, whichever occurs first. If an application for a Development Permit is not filed within 3 years of the effective date of the annexation of Parcels A and F, as shown on Exhibit A, this Agreement shall automatically terminate without further action of the Parties. If Parcels A and F are not annexed by January 25, 2025, this Agreement shall automatically terminate without further action of the Parties.

2. **Reserved Rights.** Nothing in this Agreement shall constitute or be interpreted as a repeal of existing codes or ordinances or as a waiver or abrogation of the Town's legislative, governmental, or police powers to promote and protect the health, safety and general welfare of the Town or its residents.

3. Town's Obligations.

a. *Rezoning.* On or before January 25, 2023, the Town, at its own cost, shall finalize and act on an application to rezone the Property, which zoning shall comply with the East Eagle Sub-area Plan.

b. *Water.* Provided that EMC complies with all provisions of this Agreement and the AA, the Town shall use its best efforts to, at its own cost, design and construct the water storage tank, including the associated pipelines, booster pumps, access road and other appurtenances necessary to serve the Development within 2 years of the effective date of the annexation of Parcels A and F. Nothing in this Agreement shall prohibit the Town from imposing increased tap fees at the time of building permit issuance to recover costs associated with the water storage tank.

4. EMC's Obligations.

a. *Consent.* Upon completion of the rezoning application prepared by the Town and prior to submittal, EMC shall execute a letter authorizing the Town to rezone the Property.

b. *Subdivision.* Within 180 days of the effective date of the rezoning, EMC shall submit an application to subdivide the Property in accordance with the AA.

c. *Water Tank.* EMC shall convey to the Town, at no cost, all property and easements necessary for the construction of the water storage tank, the access road and the associated pipelines, booster pumps, and other appurtenances.

d. *Construction of Public Improvements.* Except as expressly provided herein, EMC shall construct and install all public improvements required for the Development in accordance with the AA, the zoning of the property, the to-be-negotiated Development Agreement, the Town's applicable ordinances, codes and regulations and all other applicable law.

e. *Compliance with Law.* EMC shall at all times comply with all applicable law, including without limitation all current and future federal, state and local statutes, regulations, ordinances and rules relating to: the emission, discharge, release or threatened release of a Hazardous Material into the air, surface water, groundwater or land; the manufacturing, processing, use, generation, treatment, storage, disposal, transportation, handling, removal, remediation or investigation of a Hazardous Material; and the protection of human health, safety or the indoor or outdoor environmental, including without limitation the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9601, *et seq.* ("CERCLA"); the Hazardous Materials Transportation Act, 49 U.S.C. § 1801, *et seq.*; the Resource Conservation and Recovery Act, 42 U.S.C. § 6901, *et seq.* ("RCRA"); the Toxic Substances Control Act, 15 U.S.C. § 2601, *et seq.*; the Clean Water Act, 33 U.S.C. § 1251, *et seq.*; the Clean Air Act; the Federal Water Pollution Control Act; the Occupational Safety and Health Act; all applicable environmental statutes of the State of Colorado; and all other federal, state or local statutes, laws, ordinances, resolutions, codes, rules, regulations, orders or decrees regulating, relating to, or imposing

liability or standards of conduct concerning any hazardous, toxic or dangerous waste, substance or material, as now or at any time hereafter in effect.

5. Transportation Issues.

a. *Chambers Road.* EMC shall, at EMC's cost, finalize the design of the Chambers Road extension, including water and sewer mains, drainage system, and other underground utilities.

b. *Interchange.* EMC shall work in good faith with the Town in identifying and securing construction funding for the East Eagle Interchange (the "Interchange"), including without limitation the formation of a metropolitan district with bonding capacity, urban renewal, pursuit of state and federal funding, and EMC contributions. EMC shall convey to the Town, at no cost, all property and easements necessary for construction of the Interchange. EMC agrees and acknowledges that no Development Permit for any development that creates a need for the Interchange will be issued by the Town until full funding for the Interchange has been secured.

c. *Railroad Crossings.* EMC shall be solely responsible, at EMC's cost, for applying to the Colorado Public Utilities Commission for any necessary rail crossing permits. The Town agrees not to object to such applications, but EMC acknowledges that, even without objection, the application for such permits may cause substantial delay to the Development. EMC acknowledges and agrees that no Development Permit will be issued by the Town until all necessary rail crossing permits have been issued by the PUC.

6. Indemnification. EMC agrees to indemnify and hold the Town harmless from and against all claims, costs and liability of every kind and nature, for injury or damage received or sustained by any person or entity, in connection with, or on account of the performance of work in the Development by EMC, or its agents, contractors or employees pursuant to this Agreement, except to the extent any such claims, costs or liability arises from the negligent or intentional act or omission of the Town. EMC's obligation to indemnify the Town shall survive termination of this Agreement.

7. Remedies.

a. *Town.* The Town's remedies against EMC for EMC's breach of this Agreement include without limitation: the refusal to issue any Development Permit; the refusal to issue any building permit or certificate of occupancy; the revocation of any building permit in which was previously issued, but under which construction directly related to such building permit has not commenced; and any other remedy available at law.

b. *EMC.* EMC's remedies against the Town for the Town's breach of this Agreement are limited exclusively to breach of contract. In no event shall EMC be entitled to specific performance, economic damages, lost profits, consequential damages or punitive damages of any kind.

c. *Notice.* In the event of a breach by either Party, the non-breaching Party shall deliver written notice to the breaching Party of such breach and the breaching Party shall have 30 days from the date of such notice to cure the breach. If the breach is not cured, the non-breaching Party is entitled to the remedies specified above.

d. *Attorney Fees and Costs.* If any Party to this Agreement is required to commence legal action to enforce this Agreement, each Party shall be responsible for its own attorney fees and expenses in connection with such action.

8. Miscellaneous.

a. *Governing Law and Venue.* This Agreement shall be governed by the laws of the State of Colorado, and any legal action concerning the provisions hereof shall be brought in Eagle County, Colorado.

b. *No Waiver.* Delays in enforcement or the waiver of any one or more defaults or breaches of this Agreement by the Town shall not constitute a waiver of any of the other terms or obligation of this Agreement.

c. *Integration.* Other than the AA, which shall remain in full force and effect, this Agreement constitutes the entire agreement between the Parties, superseding all prior oral or written communications.

d. *Third Parties.* There are no intended third-party beneficiaries to this Agreement.

e. *Notice.* Any notice under this Agreement shall be in writing and shall be deemed sufficient when directly presented or sent prepaid, first class U.S. Mail to the Party at the address set forth on the first page of this Agreement.

f. *Severability.* If any provision of this Agreement is found by a court of competent jurisdiction to be unlawful or unenforceable for any reason, the remaining provisions hereof shall remain in full force and effect.

g. *Modification.* This Agreement may only be modified upon written agreement of the Parties.

h. *Assignment.* Neither this Agreement nor any of the rights or obligations of the Parties shall be assigned by either Party without the written consent of the other, which consent shall not be unreasonably withheld.

i. *Governmental Immunity.* The Town and its officers, attorneys and employees, are relying on, and do not waive or intend to waive by any provision of this Agreement, the monetary limitations or any other rights, immunities, and protections provided by the Colorado Governmental Immunity Act, C.R.S. § 24-10-101, *et seq.*, as amended, or otherwise available to the Town and its officers, attorneys or employees.

j. *Subject to Annual Appropriation.* Consistent with Article X, § 20 of the Colorado Constitution, any financial obligation of the Town not performed during the current fiscal year is subject to annual appropriation, shall extend only to monies currently appropriated, and shall not constitute a mandatory charge, requirement, debt or liability beyond the current fiscal year.

k. *Recordation.* This Agreement shall be recorded in the real estate records of the Eagle County Clerk and Recorder.

l. *Covenants.* The provisions of this Agreement shall be binding on all subsequent owners of the Property as covenants running with the Property, to be released only by the Town, unless this Agreement is otherwise terminated in accordance with its terms or by any Party pursuant to the terms of this Agreement. The benefits and burdens of this Agreement shall bind and inure to the benefit of all estates and interests in the Property and all successors in interest to the Parties to this Agreement, except as otherwise provided herein.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the Effective Date.

TOWN OF EAGLE, COLORADO

Scott Turnipsseed, Mayor

ATTEST:

Jenny Rakow, Town Clerk



EAGLE MEADOWS COLORADO LLC

STATE OF COLORADO)
)ss.
COUNTY OF EAGLE)

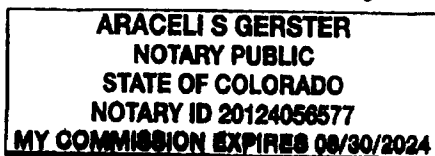
Subscribed and sworn to before me this 30 day of September, 2022, by Mervyn Capin as manager and member of EAGLE MEADOWS COLORADO LLC.

WITNESS MY HAND AND OFFICIAL SEAL.

My commission expires:

August 30 2024

Notary Public



5

9/23/2022
[HTTPS://TOWNOFEAGLE297-MY.SHAREPOINT.COM/PERSONAL/JENNY_RAKOW_TOWNOFEAGLE_ORG/DOCUMENTS/TOWN COUNCIL AGENDA/2022 AGENDAS/9.27.22/PEDA-EMC-A092322.DOCX](https://townofeagle297-my.sharepoint.com/personal/jenny_rakow_townofeagle_org/documents/town_council_agenda/2022_agendas/9.27.22/PEDA-EMC-A092322.DOCX)



To: Mayor and Town Council
From: Larry Pardee, Town Manager
Date: June 13, 2023
Re: Town Manager Report

Economic Development:

We have sent the RRC contract for services to design and build our first Economic dashboard, an essential tool for the Town. Town staff and EVC members will collaborate with Chris Cares from RRC to create Eagle's comprehensive and accessible dashboard. This platform will offer an overview of the Town's economic progress and critical indicators, such as job growth, business expansion, and infrastructure improvements. The dashboard will be valuable for local government officials, business owners, and community members, enabling them to monitor and enhance economic development in the Town. It will also support informed decision-making to promote economic growth and prosperity for all residents.

The Town of Eagle's Economic Development Plan has progressed with informative focus group meetings held by Economic and Planning Systems (EPS). Currently, EPS is scheduling additional interviews with stakeholders in the upcoming weeks. The town staff seeks input from local businesses and organizations representing various industries to ensure a comprehensive plan. By understanding the challenges and opportunities businesses face, the Town aims to gain insights into the current business environment and identify additional resources required from the Town and other local economic development organizations. This feedback will shape general and industry-specific strategies for the near and long term. Focus groups will hold one-hour discussions at Eagle Town Hall throughout the first few weeks of June to facilitate this process. Business representatives are invited to participate in these focus groups alongside other businesses in their industry, providing valuable input to shape the economic development plan. Ultimately, this collaborative effort aims to promote economic growth and prosperity for the Town of Eagle.

Administration & Organization update

The Town of Eagle is pleased to announce the availability of Broadband services for our residents and small businesses. With high-speed options of up to 650 Mbps for residents and small businesses and 2 Gbps for business-class services, we aim to meet the growing digital needs of our community. Additionally, we plan to establish our enterprise fund by the end of the third or beginning of the fourth quarter in 2023 to support this initiative.

Update from Dennis Wike: I wanted to provide you with an update on the TOE Eby Creek Rd at Chambers Art Mural Project. Rick Patriacca successfully erected all nine galvanized steel frames and installed the art panels.

They are making significant progress and aim to have the remaining art panels in place by the end of this week. Next week, Amy Dose will touch up the paint as necessary, and Rick's painter will apply the anti-graffiti coating after the work is completed.

Additionally, the landscaping and lighting aspects of the project are currently in progress and will be addressed shortly.

Thank you for your continued support and involvement in this project. If you have any questions or require further information, please get in touch with Dennis.

We are delighted to share that we have successfully filled sixteen vacant positions, which are crucial for the smooth operation of our Town daily. We have complete confidence in the abilities and expertise of our newly hired individuals, and we are confident that their valuable contributions will enable us to maintain the exceptional standards of service our residents have come to expect.

Outreach & Meetings – This report will provide an overview of recent participation in community outreach opportunities and regional and project-specific meetings. These events offer valuable opportunities to collaborate with stakeholders, stay informed on the latest developments, and contribute to the local community.

On Thursday, June 1, a meeting took place between the Town of Eagle staff and Rodrigo Cortina to initiate discussions on the Red Mountain Ranch (RMR) Housing proposal for parcel 1. Rodrigo Cortina introduced a team of consultants that they have engaged to lead the planning and design efforts for the proposed housing development. They aim to create an environmentally sustainable showcase development for Eagle County, emphasizing embodied energy, green practices, and sustainability in the RMR housing project.

The consultant team has been entrusted with meticulously planning and designing the entire development while prioritizing embodied energy considerations. Embodied energy is the comprehensive calculation of energy expended in producing materials and products, encompassing mining, manufacturing, and transportation processes. Therefore, when selecting materials and construction systems, it is crucial to consider embodied energy to achieve a genuinely low-energy home.

Notably, different materials and construction systems exhibit varying levels of embodied energy. Therefore, it is more than just opting for materials with low embodied energy. A home constructed using materials with low embodied energy may necessitate more incredible operational energy for activities such as heating and cooling. Hence, balancing embodied and active energy becomes imperative when designing and constructing a home.

In addition to prioritizing embodied energy considerations, the discussions also touched upon stormwater management best practices, water conservation, and the use of plant-wise materials. These aspects further underscore the commitment of Rodrigo Cortina's team to sustainable and environmentally friendly development practices. By incorporating these principles into the RMR housing project, they aim to set a new benchmark for housing-type developments in Eagle County.

On Friday, June 2, Eagle County and Town Staff held a pre-application meeting on the West Eagle Housing development. This proposed development spans a 9.5-acre infill site in the Town of Eagle, owned by Eagle County and the Eagle County Housing and Development Authority (ECHDA).

Comprising 113 housing units across 23 buildings, West Eagle will offer a mix of one, two, three, and four-bedroom units in various configurations such as condos, townhomes, duplexes, and triplexes. Notably, most ground-floor one-bedroom units will meet accessibility requirements. In addition, the development aims to be all-electric, net-zero-ready, and meet high efficiency and performance standards.

ECHDA will oversee the development, construction, and sale of all 113 price-capped deed-restricted units, ensuring they are available to eligible households. Prospective owners must live and work in Eagle County and earn 100-140% of the Area Median Income (AMI).

Connectivity is a crucial focus of West Eagle, utilizing its infill characteristics to maximize connections within the neighborhood and the surrounding areas. Walking and bike trails link residents to the Town's neighborhood trail system, facilitating access from nearby residential areas and commercial zones along Grand Avenue.

West Eagle aligns with the Town of Eagle West Eagle Sub Area Plan by seamlessly integrating with the surrounding area, providing a financial benefit to the Town, creating multifunctional green space, constructing a portion of the Brush Creek Road Extension, and serving as a redevelopment that benefits the broader community.

WORK SESSIONS:

To help the Town Council keep track of upcoming work sessions, below is a table of topics to discuss over the next several months. Preparing in advance is helpful since it takes planning to execute a work session. Staff will keep this table in this report and make changes as needed. The topics are subject to change:

Date	Topic
February 7, 2023 (COMPLETED)	Eagle River Park Discussion
February 21, 2023 (COMPLETED)	Mnt. Rec Board/Council - Eagle Outdoor Pool Discussion
March 7, 2023 (Meeting Cancelled)	
March 13, 2023 (COMPLETED)	Retreat/Work Session at Frost Creek.
April 4, 2023 (COMPLETED)	JOINT Meeting P&Z and Council ReCode.
May 2, 2023 (Meeting Cancelled)	
June 6, 2023 (Meeting Cancelled)	
July 4, 2023 (Meeting Cancelled)	
August 8, 2023	
September 5, 2023	
October 3, 2023	
November 7, 2023	
December 5, 2023	
Request for Additional Work Sessions	Topic
May 30, 2023	Final ReCode Council meeting



To: Mayor and Town Council
From: Larry Pardee, Town Manager, and Department Leads
Date: June 13, 2023
Re: Department Updates for May 2023

ASSISTANT TOWN MANAGER

May 2023

Economic Development

- Staff and Councilman Grimmer attended the Northwest Colorado Council of Governments (NWCCOG) Economic Development summit in Silverthorne. Staff obtained a variety of resources to help guide the Town's economic development and housing initiatives.
- Staff attended the May Eagle Chamber of Commerce Board Meeting and discussed the importance of the Town's partnership with the Chamber.
- Staff continued working with the DDA Board and DCI contractor on next steps for the DDA and opportunities with upcoming developments.
- Staff continued the work with the EVC and EPS on the economic development plan and dashboard. A more detailed update will be shared with Town Council at the second Town Council meeting in June.
- Staff worked with members of the DDA, DBA and EagleArts to coordinate a plan for 2nd Fridays Downtown for the remainder of 2023. Staff will continue to serve as conveners for the groups as they plan for 2024.

Housing

- Staff met with a representative from the Department of Housing to discuss current and future grant funding and programs to support affordable housing.
- Staff began research on the funding from Proposition 123 and strategies to secure the Town's eligibility for the funds.

Sustainability

- Staff attended the Town of Avon leadership summit to discuss sustainability efforts and ideas around behavior change in our communities. Staff followed up with a separate meeting with the sustainability coordinator for Avon to share additional resources.
- Staff discussed the plan to finalize the Sustainability Specialist job description and get the position posted in June.

Communications

- The new Communications and Marketing Specialist, Carly West, was hired in May and began the first week of June. She brings a wealth of knowledge and experience working on communications and marketing for various nonprofits across the Valley. Carly will be part-time through the summer and then full-time starting in the fall.
- Staff began discussions around a refresh of the Town website.
- Staff maintained regular updates to the Town website and Eagle Outside heading into the summer season.

- Staff met with the Mountain Rec team to continue discussions and plans for construction of the replacement pool. Staff from both entities collaboratively drafted a request for qualifications for an owner's representative for the project as well as a community update on the project progress. Both were published the first week of June and can be viewed [here](#). Regular meetings between the Town and Mountain Rec staff to continue planning and securing contractors are ongoing.

FINANCE DEPARTMENT

May 2023

Administration/Financial:

- **Audits:**

- **Annual Audit:** Staff did not work on Audit in May due to Maggard and Hood staff being out of the office, will wrap up 2022 Audit work in June.
 - The Audit is due to the State Auditor by July 31st

- **Budget:**

- **2023 Budget Amendments** – *The Council has already approved the 1st supplemental for the year, which increases the overall budgetary spending for the year. Staff have also been working on budget amendments to bring to the Council at the first meeting in June.*

A budget amendment is for the reallocation of appropriated funds within the same fund and does not require an additional appropriation of funds. Thus, a statutory budget amendment is not required. Per our policy operating expenditures are able to be reappropriated with Town Manager Approval, however, Capital expenditure reappropriations do require Council Approval.

- **2024 Budget** – Finance started discussion for development of 2024 budget and has started projecting revenues and creating templates. Instructions and templates will be rolled out to staff in June.

- **Short Term Rentals:**

- STR Permits – 22
- STR Permits in process - 1
- Revenue Collection:
 - January and April 2023: \$9,458 (*compared to 2022: \$6,207 – 52% increase*)
 - 2022 Total Collection - \$16,675
- **New Licensing and Payment Solution** – Staff rolled out the new Short Term Rental application process and Lodging Tax payment collection on the Town's website through Xpress Billpay beginning June 1st. Email and physical letters were mailed out to all STR permit holders. We will continue to allow collection of payments through Gov OS through August of 2023. GOV OS will still be contracted for STR compliance to identify new STRs for the Town (continued cost of \$3,000/yr). This change is an annual decrease in cost of service from \$10,000 a year to \$3,000. The Xpress Billpay process was created by staff with software the Town are already utilizes at no additional cost. A huge **THANK YOU** to Mark Herota, our Utility Billing and Accounting Specialist, who implemented these changes and managed this entire transition seamlessly.

- **Debt Service:**

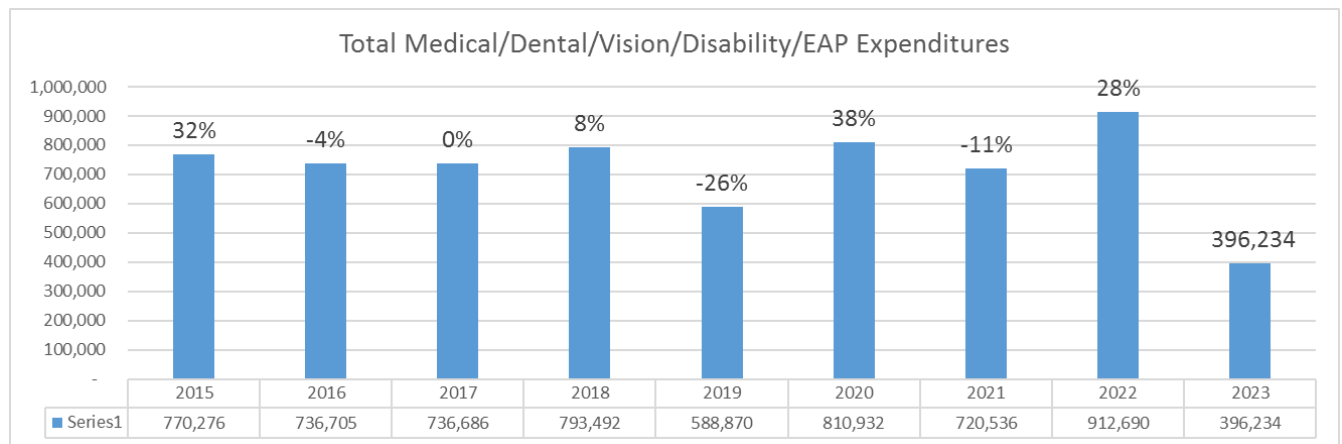
- 2016 Sales Tax Revenue Bond Payment - \$111,869 (Last Pmt 2046)
- 2013 Water Fund Revenue Bond Payment - \$8,042 (Last Pmt 2024)

- **Policies:**

- **Extra Duty Policy**– Held meeting with Police and Events departments to go over the Town's Extra Duty Policy and discuss 2023 events, contracts, and billing for extra duty services to ensure understanding and appropriate coordination and discuss updates to the policy.
- **Grants Policy** – Held meeting with Police Chief Bos to discuss grant policy to ensure that it captures Public Safety's needs.

Payroll/HR:

- Attended CEBT Meeting to go over 2023 Health Insurance utilization and 2024 potential increase, which is currently estimated at 13% for 2024 without any changes. Staff will be looking at potential plan modifications during the budget process.



- Positions changes in payroll
 - 3 New Hire:
 - B&G Maintenance Worker
 - Code Enforcement Officer
 - Open Space Trail Tech (Seasonal - Rehire)
 - Promotions:
 - Economic Development & Housing Specialist
 - Building Inspector II
 - 0 Terminations - None

Training:

- Caselle – Miscellaneous Quarterly Trainings – Finance Team
- COLOTRUST – Annual continuing education training – Jill
 - Economic Update on the US and Colorado
 - Cybersecurity
 - Property Taxes – The lifeblood of Local Governments

Accounts Payable:

ACCOUNTS PAYABLE: INVOICES PAID							
	2019	2020	2021	2022	2023	VARIANCE FROM PY	
JANUARY	303	205	230	249	285	36	14%
FEBRUARY	254	237	217	254	212	(42)	-17%
MARCH	326	234	247	243	264	21	9%
APRIL	215	137	214	331	259	(72)	-22%
MAY	275	162	260	269	388	119	44%
YEAR TO DATE	1,373	975	1,168	1,346	1,408	62	5%

Utilities:

- **Plant Investment Fees Workflow Meeting** – Met with Public Works and Community Development to discuss Plant Investment Fee calculation and billing workflow in relation to charging other Building department fees to ensure a streamlined and speedy process.
- Property Transfers – 18 (YTD – 47)
- New Account Set Up – 1 (YTD – 11)
- Utility Red Tags – 26 (2023 monthly Average 21.8)
- Water Shut Offs – 2 (2023 monthly Average 1.6)
- *Water Usage:*

Water Usage (In Thousands)								
MONTH	2019	2020	2021	2022	PRIOR 4 YEAR AVERAGE	2023	CHANGE OVER AVERAGE	
JANUARY	18,569	17,925	16,564	16,602	17,415	15,660	(1,755)	-10%
FEBRUARY	15,554	15,981	15,538	14,503	15,394	18,016	2,622	17%
MARCH	14,844	15,501	16,099	16,436	15,720	13,615	(2,105)	-13%
APRIL	16,101	15,578	17,443	14,988	16,028	15,071	(957)	-6%
MAY	20,473	34,006	23,775	24,859	25,778	17,773	(8,005)	-31%
TOTAL YTD	85,541	98,991	89,419	87,388	90,335	80,135	(10,200)	-11%

Water demand was about 89% of average, which is appropriate based on the level of precipitation received in May. Our revenues are currently 28% of budget which is normal, staff expects our revenues to increase throughout the summer months.

Town Council Department

Budget to Actual:

TOWN OF EAGLE
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 5 MONTHS ENDING MAY 31, 2023

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
TOWN COUNCIL					
10-49-110 SALARIES & WAGES	3,550.00	18,000.00	45,800.00	27,800.00	39.5
10-49-142 WORKERS COMPENSATION	9.94	48.89	59.00	12.11	79.5
10-49-143 HEALTH & INSURANCE BENEFITS	.00	.00	168.00	168.00	.0
10-49-144 FICA - EMPLOYER'S	271.58	1,377.01	3,488.00	2,110.99	39.5
10-49-225 UNIFORMS	.00	.00	300.00	300.00	.0
10-49-320 LEGAL NOTICES	.00	35.17	500.00	464.83	7.0
10-49-347 PROFESSIONAL SERVICES	.00	.00	5,000.00	5,000.00	.0
10-49-351 LEGAL - GENERAL	61.50	61.50	.00	61.50	.0
10-49-371 TRAVEL EXPENSE	.00	.00	3,000.00	3,000.00	.0
10-49-372 MEETING EXPENSE	112.14	3,347.63	5,250.00	1,902.37	63.8
10-49-380 TUITION & BOOKS	26.33	101.33	2,600.00	2,498.67	3.9
10-49-450 SPECIAL COUNCIL FUNDING	8,202.02	10,569.52	141,500.00	130,930.48	7.5
10-49-510 INSURANCE	.00	276.66	831.10	554.44	33.3
10-49-915 COMMUNITY REQUESTS	.00	41,072.00	50,000.00	8,928.00	82.1
TOTAL TOWN COUNCIL	12,233.51	74,867.71	258,296.10	183,408.39	29.0

SPECIAL EVENTS & MARKETING

MAY 2023

Marketing & Events Advisory Committee (MEAC)

- Discussed MEAC funding policies & procedures. Town will have updated event policies in place for 2024 funding requests.

MARKETING

- EagleOutside.com - updating Events Calendar and Flight Days page call-to-action for vendors, food trucks, volunteers, and parade participants
- Created express bill pay for Youth Whitewater Safety event. \$55 per child per session.
- On-line registration form for Community Table (MUST REGISTER FOR YOUR TABLE)
- Daily Social Media posts on Facebook and Instagram
- Communications Committee – Eagle Today, Eagle SPIRIT

UPDATE

- Community Cleanup & Hard2Recycle Event was a huge success; 363 cars, shredded 3,100 pounds of paper, collected over 10 tons of trash, 20 cubic yards of electronics, 145 tires and 10,000 pounds of scrap metal and over 700 cans of paint.

MEETINGS

- Bi-weekly meeting with Flight Days Committee; Holly Snyder, Kim Fritzler and Lizzy Owens
- Monthly meeting with Tipi Raisers to discuss horse routes from four cardinal directions. Sargeant Causey was in attendance to help navigate.
- Meeting to discuss ultimate redesign of Town of Eagle website.
- Michelle Morgan, from the Chamber, to walk space at Nogal Park for the Community Clean Team
- Kim Greene from Vail Health Trauma Prevention Services delivered 40 PFDs for the Life Jacket Loaner Station. Public Works created signs in English & Spanish. Completion date July 1.
- Kim Fritzler and Shelley Bellm to discuss how Slifer and Eagle Ranch HOA can partner/sponsor the Community Table, August 20.
- Research and development at VRD's whitewater series
- Mountain Rats event review, this year the event will be one day only on September 16. Will focus more on families.
- Eagle's Got Talent, a musical showcase has been finalized. Artists have been notified. Thank you, Weston Arbogast.
- Block Party Eagle planning and review meeting included law enforcement; new requirements have been put in place for 2023 event.

TOWN PRODUCED EVENTS - MAY

- Community Cleanup & Hard2Recycle

EVENT CALENDAR

JUNE	
6/4/23	Yoga in the Park
6/7/23	Eagle River Park Donor Appreciation Celebration
6/9/23	2nd Friday Downtown
6/10/23	Mountain Rec Opening Day
6/11/23	BMX State Race
6/11/23	Yoga in The Park
6/15/23	Music and a Movie
6/18/23	Eagle Enduro MTB
6/18/23	Yoga in the Park
6/22/23	Music and a Movie
6/23-6/24	Eagle Flight Days
6/25/23	Bighorn Gravel
6/28/23	Bike to Work Day
6/29/23	ShowDown Town Concert
6/30/23	Eagle Farmer's Market & Art Show

UPCOMING EVENTS

- Flight Days featuring The Indigenous Wisdom Gathering – June 23 & 24
 - Friday, June 23 – Tipi Raisers Present Native Drummers “Drum In” Horse Riders from the Four Cardinal Directions, followed by a Ceremonial Tipi Raising
 - Saturday, June 24 - Music Takes Flight! Traditional Parade on Broadway, Free Kidz Zone, Toddler Zone, Eagle’s Got Talent, Kickball Tournament, Live Music from the Walker Williams Band and Quemando Salsa Band.



FEATURING THE
INDIGENOUS WISDOM GATHERING

4pm - 10pm Festivities, Food & Fun
5pm - 5:30pm Native Drummers "Drum In" Horse Riders
6pm - 8pm Ceremonial Tipi Raising
8pm - 10pm Live Music - Laughing Bones

Saturday, June 24
Music Takes Flight!

Times are subject to change.

HUMAN RESOURCES

May 4, 2023 – June 8, 2023

Benefits

- Continued work on local Benefit market analysis for presentation to council 07/11/23
- Met with CEBT for partial year claims utilization to project 2024 possible increase
- Administering 4 FMLA claims

Risk Management, Safety and Work Comp

- Managing 9 General Liability & PC Open claims, 2023 total claims = 4
- Managing 1 work comp claim
- Working on 2022 Administrative Safety Audit
- 2 Safety Training Activities/Acknowledgements sent to staff

Recruiting – Onboarding

- HR Admin Tech, conducting continued training and onboarding
- 4 New Hire Orientations
- Benefits Orientation held for 3 new hires
- Recently posted Jobs:
 - Administrative Technician II – Community Development
- Ongoing recruiting:
 - Police Officer
 - Water Operator – Interviewing
 - Collections and Distributions Maintenance Technician
 - Records & Information Technician
- 2023 started with a total of 18 total open positions, increased to 24 on 4/21
 - 16 full-time open positions, (8 of those positions carried over from the 2022 budget)
 - 5 seasonal positions (3 - B & G, 1 - Open space, 1 - Refuse/Yard Waste)
 - 7 positions in progress
 - 2023 Filled 16 positions:
 - Assistant Town Manager – Starts 3/20
 - IT Applications Analyst Administrator II – Started 2/20
 - Water Operator – Started 2/11
 - Streets Maintenance Technician I – Started 3/7
 - Streets Maintenance Technician II – Started 3/31
 - Accounting Specialist: Accounts Payable – Started 3/31
 - Yard Waste Maintenance Worker started 4/14
 - Detective (internal promotion) Started 4/24
 - Buildings and Grounds Seasonal – Started 4/24
 - Open Space Seasonal- Started 4/28
 - Code Enforcement Officer – Started 5/1
 - Building and Grounds Maintenance Technician – Started 5/8
 - Economic Development Housing Specialist – transitioning from current role
 - Buildings and Grounds Maintenance Worker started 6/5
 - Marketing Communications Specialist started 06/05
 - In 2022 - 25 positions were filled

Administration, Training, Translation Assistance

- Continued work on HR Standard Operating Procedures for internal processes & training
- Organizing staff training opportunities
- CORA request for Police Personnel & Insurance Information
- Translation: 1.5 hours (.25 Police, .25 Building, 1 hr. Administration)

INNOVATION TECHNOLOGY

May 2023

- Smartphones are being deployed to all Public Works staff.
- Residential internet service was approved by Council on May 23. As of June 6, we have 45 signups awaiting installation.

COMMUNITY DEVELOPMENT

May 2023

LONG RANGE PLANNING

- **ReCode Eagle – The Land Use and Development Code (LUDC) Update**
 - o The full draft of ReCode was shared with the community on 4/17/23 and can be accessed through this link: [ReCode-Eagle-LUDC-Update Public-Comment-Version \(townofeagle.org\)](https://townofeagle.org/ReCode-Eagle-LUDC-Update-Public-Comment-Version).
 - o Staff has been collecting public comment and incorporating it into the Code.
 - o At the end of June, staff will be releasing the Adoption Draft, as well as a list of general changes that have been made between the Public Comment Draft and the Adoption Draft.
- Adoption schedule:
 - o Planning & Zoning Commission Recommendation hearing: 6/6/23 tabled until 7/18/2023
 - o Town Council Adoption hearing: 6/27/23

LAND USE APPLICATIONS IN PROGRESS

For more information and to access project documents, visit the Town's [Active Land Use Applications Page](#).

- **DR23-02: Alpine Lumber Shed**
 - o A Minor Development Permit to replace an existing lumber shed along Eby Creek Rd with a new shed.
 - o Public hearing schedule:
 - Planning & Zoning Commission: 6/20/2023

ADDITIONAL UPDATES:

- Planning has posted our Planning & Zoning Commission vacancy on the Town's website and advertised in Eagle Today, Vail Daily, and on social media. The application deadline is June 23rd and we hope to bring a recommendation before Town Council on the July 11th meeting.

MAJOR CONSTRUCTION PROJECTS

Business Name	Location	Status
Second Street Tavern	127 W Second St.	Building permit issued and construction in progress. Interior remodel of existing space and use of outdoor patio is deferred until additional restroom/fixture provided.
Foodsmith	318 Broadway	Permit issued. Asbestos abatement complete *Noteworthy: Retail food sales & cooking class.
Eagle Fire Station	425 E Third St.	In progress going through inspections. Approximately 99% complete. Hope to have final inspections by the end of the week.
Eby Creek Apts.	435 Eby Creek	In progress with all framing substantially complete. First phase of rough-in inspections approved. First floor insulated and drywall complete. Framing inspections should be complete by the end of the week.
Hockett Gulch Apts.	16186 Hwy 6	Building permits have been issued for all buildings. Foundations complete on all buildings. Framing underway on 3 of 6 buildings.
410 Broadway Project	410 Broadway	In progress with exterior front brick wall covering just completed. Trades contractors rough-in inspections approved. Insulation approved. Drywall phase in progress for upper levels.
City Market Remodel	0103 Market St	Interior work completed. Parking lot improvements (re-configuration) still pending.
Eagle River Park Pavilion	200 Fairgrounds Rd	Framing complete. Gutter/drainage system remains to be installed.
Fresh Tracks	50 Chambers Avenue	Plans for white box for future tenant finish submitted. Plan review in progress.
Vail Closets	50 Chambers Avenue	Plans for white box for future tenant finish submitted. Plan review in progress.
Knapp Ranch	717 Sylvan Lake	Minor kitchen alteration.
Haymeadow	91 Mountain Hope Circle	All plan reviews complete. Issued full building permits for all buildings. Foundation for Building A nearly complete.
Habitat for Humanity	3 rd Street	Pending – formal submittal forthcoming.
Stone Concepts Warehouse	85 Marmot Ln	Pending – formal submittal forthcoming.

The figures below show general activity levels not broken down by permit type (building, electrical, plumbing, mechanical, etc.)

TYPE OF WORK PERFORMED	EOY 2022	YTD 2023
Inspections (n/i Planning, Public Works)	1,308	574
Permits Processed	465	137

TOWN COUNCIL AND PLANNING & ZONING COMMISSION MEETING SCHEDULE:

June 2023
June 6 th (Planning & Zoning Commission) - ReCode Eagle Recommendation Hearing – continued to July 18th - Reviewed LERP updates from Council, Design Standards, CI Zone District, Use Standards.
June 13 th (Town Council) <i>No land use files.</i>
June 20 th (Planning & Zoning Commission) - Alpine Lumber Minor Development Permit - ReCode Review

• Zone Map recommendation – continue to July 18th
June 27th (Town Council) • ReCode Eagle Adoption Hearing – continue to date specific in August ○ ReCode Discussion Topics - TBD • Zone Map Adoption Hearing – continue to date specific in August
July 2023
July 4 th – No meeting
July 11th (Town Council) • Planning Commission Appointment
July 18th (Planning & Zoning Commission) • ReCode Recommendation Hearing (tabled from 6/6) • Zone Map Recommendation (tabled from 6/20)
July 25th (Town Council) • <i>Currently no land use files.</i>

EAGLE POLICE DEPARTMENT

May 2023

2023 May Calls for Service: 1,124

2023 January-May: 4,847

2022 May Calls for Service: 1,170

2022 January-May: 5,053

<i>Agency Assist – 19</i>	<i>Harassment -- 6</i>
<i>Assault -- 3</i>	<i>Juvenile/Family Incident -- 8</i>
<i>Burglary – 1</i>	<i>Missing/Recovered * Juvenile – 0 Adult- - 1</i>
<i>Burglary False Alarm --5</i>	<i>Motor Vehicle Crash/Assist -- 21</i>
<i>Child Abuse Investigations -- 2</i>	<i>Narcotics -- 2</i>
<i>Citizen Assist -- 67</i>	<i>Noise -- 4</i>
<i>Civil -- 4</i>	<i>Protection Order Violation -- 2</i>
<i>Code Violation --</i>	<i>Sex Assault -- 0</i>
<i>Damage/Vandalism -- 5</i>	<i>Misconduct Investigations -- 0</i>
<i>Death -- 0</i>	<i>Sex Offender Check/Registration -- 2</i>
<i>Disturbance -- 7</i>	<i>SRO Related – 34</i>
<i>Dogs Leash, Welfare or Noise (EPD and not A.C.) 10</i>	<i>Suicidal/Welfare -- 7</i>
<i>DUI/D -- 8</i>	<i>Suspicious Person/Vehicle/Occurrence -- 18</i>
<i>DUR -- 2</i>	<i>Theft – 10</i>
<i>F or M Menace/Assault/Weapons MM- FW- 0</i>	<i>Trespassing -- 1</i>
<i>Fire/Medical -- 10</i>	<i>Warrant Arrest – 1</i>
<i>Fraud – 4</i>	<i>Wildlife Animal -- 3</i>

Lt. Buhlman, Sgt. Rich, Officer Sanders and SRO Scriver spent time at May's Coffee with a Cop event held at Red Canyon Café. Fun conversations were had with locals, old and new. June's Coffee with a Cop will be held on Thursday, June 8th at Yeti's Grind.

Sgt. Causey and Chief Bos attended SniperWeek in Florida in early May. This is the top police sniper training course in the world. Sgt. Causey participated in the course with fellow SOU team member Officer Brad Stamp of Avon PD. Chief Bos assisted with instruction.

Eagle PD hosted a de-escalation training course for Eagle County Animal Control Services.

Sgt. Causey participated in the local, week-long, annual SOU training.

Eagle PD Officers Suehrstedt and Westering, Code Enforcement Officer Deering and Chief Bos participated in the annual Ride in Remembrance on May 24th. While a very solemn occasion, it was an honor to remember our local heroes.

A concerned civilian called in to report a vehicle had just run over the curb entering Brush Creek Terrace Park and parked unusually close to the bathrooms, and that the driver appeared to be asleep or unconscious. Eagle PD responded with Greater Eagle Fire and Eagle County Paramedics to check on the driver. The driver eventually woke up and after investigation and being cleared medically, was arrested and charged with driving under the influence. Later that same evening, another driver pulled off at a gas station with the airbags deployed, reporting they had been in an accident but couldn't recall where the accident took place. Officers observed an odor of alcohol on the driver. After first responders arrived, the driver became erratic and spit on one of the EMTs. The driver was subsequently charged with driving under the influence and assault.

Officer Suehrstedt, Sgt. Rich, and Chief Bos attended the annual CIRSA law enforcement round table event in Vail.

Code Enforcement Officer Deering completed his Field Training at the end of May and will be on his own in starting in June.

Officer Heil responded after a caller reported that a vehicle had driven through the fence near the Community Gardens in Eagle Ranch and was left abandoned. The vehicle was towed with a note to alert Eagle PD if the owner came to claim the vehicle. Once the owner contacted the towing company, the towing company called Eagle PD to come meet with the driver and registered owner of the car. The driver admitted to causing the accident and was issued a summons for driving without a driver's license, careless driving, criminal mischief, and failure to report an accident.

Lt. Buhlman, SRO Scriver, and Officers Suehrstedt and Heil conducted traffic control and cheered on students at Brush Creek Elementary School as they completed this year's biathlon. Go Bobcats!

Officer Westering attended the Law Enforcement Torch Run for Special Olympics Colorado held at Freedom Park in Edwards. The event had a big turn out with many athletes and runners!

Lt. Buhlman continues to work closely with Special Events Coordinator Furtado on planning for summer special events.

Municipal Police Consultants performed a site visit to the Eagle PD, to conduct our Needs Assessment for the police department. This needs assessment will be pivotal for planning for the future needs (primarily staffing and building space) of the police department. MPC will be presenting their findings to Council on June 27th. Officer Heil spent an afternoon conducting Narcan training for the staff at a local hotel.

MUNICIPAL COURT	May Statement		
Court held May 3rd & 17th			
Citations Issued	Current	YTD	2022
Animal Control	17	56	61
Juvenile	0	4	21
Misdemeanor/Ordinance	1	2	12
Parking	18	66	147
Traffic	5	48	215
Total	41	176	456
Fines and Fees Collected (includes collections for previous months)	Current	YTD	2022
Court Costs	\$ 60.00	\$ 415.00	\$ 1,470.00
Criminal Police Equipment and Training Surcharge	\$ 40.00	\$ 200.00	\$ 410.00
Traffic Surcharge	\$ 190.00	\$ 1,120.00	\$ 3,380.00
Deferred Judgment Fee	\$ -	\$ -	\$ 375.00
Fines	\$ 1,890.00	\$ 9,802.50	\$ 32,062.50
Outstanding Judgement Fee	\$ -	\$ -	\$ 30.00
Stay of Execution Fee	\$ -	\$ 105.00	\$ 65.00
Bad Check Fee	\$ -	\$ 25.00	\$ -
Warrant Fee	\$ 50.00	\$ 50.00	\$ 66.67
Failure to Appear	\$ 360.00	\$ 1,570.00	\$ 2,893.33
Victim Restitution Fee	\$ -	\$ -	\$ -
Total	\$ 2,590.00	\$13,287.50	\$40,752.50
Dispositions (Payments or Court Appearances)	Current	YTD	2022
Animal Control	16	48	40
Juvenile	1	7	20
Misdemeanor/Ordinance	0	2	6
Parking	7	55	172
Traffic	8	53	184
Total	32	165	422
Outstanding Fines and Fees At Collections & by Date			
Current	\$ 555.00		
1-30 Days Past Due	\$ 1,275.00		
31-60 Days Past Due	\$ -		
61-90 Days Past Due	\$ 390.00		
91-180 Days Past Due	\$ 11,909.00	**At Collections	
Total	\$ 14,129.00		

Public Works

April 2023

Staffing (Tom Gosiorowski, Public Works Director)

- Staffing challenges continue. During the week of June 5th Public Works was operating with 60% of our intended staff.

Buildings & Grounds (Kevin Fontana, Operations Manager)

- At the Info Center replacement of fascia board has been completed, exterior painting including the porch railing is complete, and gutters and downspouts will be replaced this month. The very aged wood shake roof on the restroom building will be removed and replaced with asphalt shingles this month.
- Exterior painting of Pavilion, Studio, and BC Park restrooms
- Spring application of turf grass herbicide/fertilizer has been completed in all parks.
- An assessment of the condition of the Brush Creek Park playground structure was completed by the original supplier and the condition report has been received. The general conclusion is that the base structure of the playground is in adequate condition to allow for a “remodel” that will provide an additional 10+ years of useful life. Next step will be to work with this vendor to further develop the scope and cost estimate for the remodel project.
- B&G has done a great deal of work assisting Streets with spring sand cleanup in public rights-of-way.

Streets (Kevin Fontana, Operations Manager)

- Street sweeping and right-of-way clean-up is still a major focus.
- Streets continues repairing street lighting throughout the town. We have ordered new streetlights for Market Street that will include receptacles for holiday lighting.
- The Streets crew assisted with the completion of electrical and guardrail repairs in the WB off/onramp for street lighting, that project is now complete.
- Streets is actively cutting back all weeds and brush in town right-of-way to include around guardrails.
- Working with Black Diamond Fire place to restore and refurbish the existing fire pit at the River Park.
- Streets had the brush pile at the yard waste mulched. VHW will be hauling it off over the next few weeks.
- Streets plans to repaint crosswalks and parking stalls around town.
- Cutting back around fire hydrants.

Water (Stephen Wilson, Utilities Manager)

- A Water Storage Tank Evaluation is being finalized with recommendations on rehabilitation and recoating for the Town’s 4 welded steel storage tanks. The highest priority tanks identified are the 2 MG storage tank at the Upper Basin Water Treatment Plant and 1 MG Lower Eby Creek Tank. Staff are currently working on scoping these repairs and coatings as one project.
- Our new cross connection program vendor is beginning work. Water staff will be preparing an updated list of customers required to participate in this program. We believe this could result in a number of current customers being removed from the program. Customers required to be in the program will receive an intro letter describing requirements and informing them of the new fee.

The first round of inspection notice letters is due to be sent out on 6/15/2023.

- \$18.95 to Customer - New fee of \$18.95 per report/device/year
 - \$400 to Town – One time data migration
 - \$1,995 to Town – Annual fee
- The Town’s annual water Consumer Confidence Report (CCR) was mailed out 6/2 and was required to notify customers of three regulatory violations that occurred within the last year:
 1. One was for a test that was conducted after the required date. The test was performed but on the wrong date.
 2. One is related to a test result that was uploaded to the State incorrectly by our testing vendor.
 3. One is for a test that was not reported and appears to be the result of a loss during shipping.
- Equipment upgrades/replacements in the chlorine room at the Upper Basin Water Treatment Plant are nearly complete, only requiring some final electrical work.
- We have received from the State a design approval for upgrades to the fluorination equipment at the Upper Basin Water Treatment Plant. Installation is 90% complete and only requires some final electrical & controls work.
- Cemetery tank replacement design is on-going and is now at a 60% complete level.

- We are beginning a hydraulic engineering analysis associated with the Haymeadow development that will evaluate linking Haymeadow to a water tank located in Eagle Ranch. Doing so will provide significant operational advantages to the Town and will likely allow the future Haymeadow water storage tank to be constructed at a lower cost. This study is being funded 50/50 by the Town and Abrika and should be completed by the end of June.

Wastewater (Stephen Wilson, Utilities Manager)

- Our FOG program vendor is beginning work. Water staff will be preparing an updated list of customers required to participate in this program.
 - \$1,500 to Town – One time startup fee
 - \$2,000 to Town – Annual fee
- The centrifuge is back in service after being overhauled and is functioning well.
- Numerous preventive roof repairs and maintenance have been completed on the various buildings at the wastewater treatment plant.
- On Monday May 8th staff participated in a State of Colorado Rule Making Hearing regarding newly proposed 303(d) listing for the Eagle River for temperature. The listing and new Statement of Basis and Purpose language proposed by the State deviated from initially listing methodologies intent. Ultimately the Water Quality Control Commission voted in favor to the Water Quality Control Divisions proposal.
- After more than fourteen months we are still waiting for the State to release a final permit modification No. 1. This amendment is part of a very complex picture relating to the standards implemented by the State in our current discharge permit as well as future regulatory limits we will be required to comply with. We have been working with our consulting engineers to study how to best comply with the future regulations, and now have a fee proposal for the design of the required improvements at the plant.
- Sewer main flushing and inspection will begin in June. Along with this, we will be collecting location data that will allow for the wastewater system to be mapped in the GIS database that the Town is about to embark on. In preparation for this effort, we made a count of the number of manholes in our wastewater collection system and found that there are over 1000.

Open Space & Trails (Brian Lieberman, Open Space & Trails Manager)

- Noxious Weed Treatments
 - In partnership with Eagle County and Colorado Department of Agriculture, the Town secured \$15,000 through the America the Beautiful Grant to treat noxious weeds after fuel reduction projects occur in Town open space. The funding will also support revegetation efforts such as seeding.
 - Noxious weed treatments have started on open space properties. Most open space properties will have three treatments throughout the summer. Priority areas for treatment include trail corridors, riparian and wetland areas, trailheads, and other sensitive areas.
- Youth corps – The Town secured \$26,025 from Great Outdoors Colorado's (GOCCO) Colorado Association of Youth Corps (CAYC) grant to host a Rocky Mountain Youth Corps (RMYC) for three weeks in 2023. The Youth Corps was in town the first week of June and focused on fence removal, fence maintenance, noxious weed treatments, unsanctioned trail decommissioning, open space trash clean up, and small trail maintenance projects. The crews will return at the beginning of October to finish the scope of work.
- Phase 1 of Open Space and Trails Master Plan Implementation- Based on the results of the Town's 2022 Open Space and Trails Master Plan (OSTMP), the Vail Valley Mountain Trails Alliance (VVMTA) and the Hardscrabble Trails Coalition (HTC) submitted an application to the Bureau of Land Management (BLM) for projects on federal lands adjacent to Eagle. Projects include unsanctioned and unsustainable trail decommissioning, minor trail reroutes, small additions of new trails, development of trail hubs in West Eagle, and some use designation changes on trails. Throughout the coming months, the proposal will go through public scoping and environmental review. Once the project is officially noticed, the public can view the proposal on the BLM website and submit comments. Staff will help spread the word when public comment is accepted. HTC and VVMTA hope the public scoping and environmental review will be completed by September 2023. Implementation of some projects could occur this fall – but that will depend on the results of the environmental review/ public scoping and when those can be completed.
- New seasonal closure gates were installed on two connector trails in Eagle Ranch. The trails have always been closed during the seasonal closure period, but gates were never installed. These open space parcel see a lot of wintering wildlife, and the gates will help reinforce the closure. The gates were constructed as a part of an Eagle Scout project and most of the materials to build the gates were donated.

- The planned improvements to the Eagle Ranch Fishing is Fun Pond have been put on hold. Project partners (Colorado Parks and Wildlife, Eagle Ranch Wildlife Committee, and TOE Open Space) are reevaluating the project and funding sources.
- Open Space Management Plan – Staff had the first kick-off meeting with ERO Resources to develop management plans for all open space properties owned by the Town. This was a high priority project identified in the Open Space and Trails Master Plan. The next step for the project is stakeholder focus groups that will occur during the week of June 12, 2023. Subsequently, ERO will attend the July OSRAC meeting to get feedback from the Committee. A natural resource inventory will also occur this summer.
- Interpretive and Bilingual Signage RFP – Staff developed a scope of work with the selected graphic designer for the creation of Interpretive and Bilingual Signage in open space. The signage will focus on natural resources education and responsible recreation with wildlife. All signage will be bilingual. Signage is proposed to be creative and unique and cater to all ages. The Eagle Ranch Wildlife Committee supports this project and has indicated a willingness to contribute funding.
- Halsey, the Open Space and Trails Seasonal Technician, started work again for the Town in May. He will be with the Town full time through August, and then around during weekends for the High School races. Look for Halsey out in the field doing trail maintenance and other stewardship projects.

Engineering (Dennis Wike, Town Engineer & Martha Miller, Project Manager)

- Eby Creek Rd at Chambers Art Wall foundations are complete, frames erected, and art panels are in-place. Artist is completing touch-up painting. After touch-up is complete, an anti-graffiti coating will be installed. Installation of underground conduits and rough grading are complete. Irrigation & landscaping was rebid due to unavailability of contractors to meet desired schedule. Lighting, irrigation & landscaping are in process.
- Construction is underway for adding turn lanes to Sylvan Lake Drive for Reserve at Hockett Gulch. Paving of the work is planned in early June depending on weather.
- Construction is underway for the realignment of Brush Creek Rd & Sylvan Lake Road into the Haymeadow Roundabout. Paving of the relocated roads is planned for June depending on the weather.
- Reviewing reports on failure of Grand Ave paving at Hockett Gulch, numerous building, grading & development permits.
- The kickoff meeting for the next phase of Grand Avenue design occurred on May 1st. We have an excellent and highly skilled team of consultants, and we feel very positive as we begin this phase of work. The initial tasks include brainstorming value engineering ideas, stakeholder committee re-engagement, updating the traffic counts and evaluation, geotechnical investigation, and subsurface utility engineering.
- 2023 Street Resurfacing project has been awarded. Work will begin later this summer.
- A Pavement Management proposal has been negotiated to evaluate the pavement condition of all the streets within the town. Field work for the report will occur in early July and the report will be finalized this fall. This document will be used to plan future street resurfacing projects.
- Next week, bids are due for the 2023 Long Lines to refresh centerline and edge stripes.
- A Request for Proposals has been issued for Howard and 4th Streets engineering services. The project will include upgrading the water and sewer lines, pavement surface, and bike corridor striping.

Yearout Energy Projects (Tom Gosiorowski, Public Works Director)

- Thus far the Town has not incurred any direct expenses related to Yearout's preparation of an Investment Grade Audit focused on projects including water meter replacement and installation of PV power generation at the Wastewater and Lower Basin Water Treatment plants. Yearout's fees for all of the work preformed thus far will be wrapped into an eventual Energy Performance Contract finance package. All work performed so far has been prepared by Yearout's in-house staff. It is now necessary for Yearout to employ the services of third-party contractors for the purpose of performing water meter testing and design of the PV installation. Because of this, Yearout will need to begin invoicing the Town for the fees associated with these services. This will result in the Town needing to make actual payments for the first time on this project. Yearout has presented the Town with an amendment to our existing contract for \$84,350. There are existing appropriated funds in the Town's Water and Wastewater budgets for 2023 that can be used to cover these expenses, thus no supplemental budget appropriation is required. The Town Manager is authorized to approve Capital expenditures up to \$250,000, therefore no Council action is required to approve this contract amendment.



STAFF REPORT

TO: TOE Town Council, Larry Pardee-Town Manager

FROM: Public Works

DATE: June 9, 2023

PROJECT: Eby Creek Rd at Chambers Art Mural Project

REQUEST: UPDATE Town Council on Art Mural Project

EXHIBITS: A: Eby Creek Rd at Chambers Art Murals Estimate-Rev 6/09/23
B: Proposed Brown Boulders for Art Mural Landscaping
C: Art Mural Landscaping & Irrigation Bid Set

STAFF: Dennis Wike, Town Engineer – dennis.wike@townofeagle.org

INTRODUCTION

Previously the Town Council approved the Eby Creek Rd at Chambers Art Mural Project by Resolution for \$625,000 Capital Project to construct the Eby Creek Rd Art Mural Project at Chambers. The present proposed total project spend is \$625,000. Construction is ongoing. The nine mural sections have been completed and the art panels attached. The artist is completing touch-up painting then an anti-graffiti coating will be applied. Lighting & electrical work is underway. The irrigation & landscaping had to be rebid and new bids have been received within budget. This bid will be awarded including Town Council direction tonight.

The proposed landscaping contractor's costs are \$90k, less than the budget estimate. The landscaping schedule shows completion by end of August 2023. An option includes shortening the completion schedule to end of July for \$9,200.00 in overtime & other costs.

ISSUES FOR DISCUSSION

1. Update on Project Budget & Schedule.
2. Discussion of Landscaping Boulders and Option to accelerate schedule.

BID SET

TOWN OF EAGLE
1050 CHAMBERS AVENUE
EAGLE, CO 81631

NORRIS DESIGN
409 MAIN STREET, SUITE 207
FRISCO, CO 80443
PO BOX 2320
970.368.7068

TURNKEY CONSULTING LLC
PO BOX 629
MESA CO 81643
970-314-4888

CHAMBERS AVE

EBBY CREEK ROAD

UPRR

SITE

EBY CREEK AT CHAMBERS ROAD ART MURAL PROJECT IN EAGLE, COLORADO. THE SITE IS WITHIN CDOT RIGHT OF WAY, ADJACENT TO ALPINE LUMBER TO THE EAST AND TOWN OF EAGLE PROPERTY TO THE NORTH.

SHEET SET	NUMBER	DATE
<u>COVER SHEET</u>	G-01	04.18.2023
<u>LANDSCAPE ARCHITECTURE SET</u>		04.18.2023
LANDSCAPE NOTES	L-001	
LANDSCAPE SCHEDULES	L-002	
LAYOUT PLAN	L-100	
LANDSCAPE PLAN	L-101	
LANDSCAPE PLAN	L-102	
LANDSCAPE PLAN	L-103	
LANDSCAPE DETAILS	L-200	
LANDSCAPE DETAILS	L-201	
ILLUSTRATIVE RENDERING	L-300	

[illegible]

EBY CREEK ART MURAL
PROJECT NUMBER: 0812-01-3176
EAGLE, COLORADO
DESIGN BUILD

OWNER:
TOWN OF EAGLE
1050CHAMBERS AVENUE
EAGLE, CO 81631
DENNIS WIKE

DATE:
03/03/23: CDOT PRMT
03/21/23: BID SET
04/04/23: CDOT REV 01
05/03/23: DSGN BLD

SHEET TITLE:
COVER
SHEET

G-01

GENERAL NOTES

1. THESE PLANS SHALL NOT BE UTILIZED FOR CONSTRUCTION OR PERMITTING UNLESS STATED FOR SUCH USE IN THE TITLE BLOCK.

2. DRAWINGS ARE INTENDED TO BE PRINTED ON 24" X 36" PAPER. PRINTING THESE DRAWINGS AT A DIFFERENT SIZE WILL IMPACT THE SCALE. VERIFY THE GRAPHIC SCALE BEFORE REFERENCING ANY MEASUREMENTS ON THESE SHEETS. THE RECIPIENT OF THESE DRAWINGS SHALL BE RESPONSIBLE FOR ANY ERRORS RESULTING FROM INCORRECT PRINTING, COPYING, OR ANY OTHER CHANGES THAT ALTER THE SCALE OF THE DRAWINGS.

3. VERIFY ALL PLAN DIMENSIONS PRIOR TO START OF CONSTRUCTION. NOTIFY THE OWNER'S REPRESENTATIVE TO ADDRESS ANY QUESTIONS OR CLARIFY ANY DISCREPANCIES.

4. WRITTEN DIMENSIONS TAKE PRECEDENCE OVER SCALED DIMENSIONS.

5. SUBMIT A CHANGE ORDER FOR APPROVAL FOR ANY CHANGES TO WORK SCOPE RESULTING FROM FIELD CONDITIONS OR DIRECTION BY OWNER'S REPRESENTATIVE WHICH REQUIRE ADDITIONAL COST TO THE OWNER PRIOR TO PERFORMANCE OF WORK. THE CONTRACTOR SHALL PROVIDE A STAKED LAYOUT OF ALL SITE IMPROVEMENTS FOR INSPECTION BY THE OWNER'S REPRESENTATIVE AND MAKE MODIFICATIONS AS REQUIRED. ALL LAYOUT INFORMATION IS AVAILABLE IN DIGITAL FORMAT FOR USE BY THE CONTRACTOR.

7. IF A GEOTECHNICAL SOILS REPORT IS NOT AVAILABLE AT THE TIME OF CONSTRUCTION, NORRIS DESIGN RECOMMENDS A REPORT BE AUTHORIZED BY THE OWNER AND THAT ALL RECOMMENDATIONS OF THE REPORT ARE FOLLOWED DURING CONSTRUCTION. THE CONTRACTOR SHALL USE THESE CONTRACT DOCUMENTS AS A BASIS FOR THE BID. IF THE OWNER ELECTS TO PROVIDE A GEOTECHNICAL REPORT, THE CONTRACTOR SHALL REVIEW THE REPORT AND SUBMIT AN APPROPRIATE CHANGE ORDER TO THE OWNER'S REPRESENTATIVE IF ADDITIONAL COSTS ARE REQUESTED.

8. CONTRACTOR SHALL CONFIRM THAT SITE CONDITIONS ARE SIMILAR TO THE PLANS, WITHIN TOLERANCES STATED IN THE CONTRACT DOCUMENTS, AND SATISFACTORY TO THE CONTRACTOR PRIOR TO START OF WORK. SHOULD SITE CONDITIONS BE DIFFERENT THAN REPRESENTED ON THE PLANS OR UNSATISFACTORY TO THE CONTRACTOR, THE CONTRACTOR SHALL CONTACT THE OWNER'S REPRESENTATIVE FOR CLARIFICATION AND FURTHER DIRECTION.

9. CONTRACTOR IS RESPONSIBLE TO PAY FOR, AND OBTAIN, ANY REQUIRED APPLICATIONS, PERMITTING, LICENSES, INSPECTIONS AND METERS ASSOCIATED WITH WORK.

10. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ANY FINES OR PENALTIES ASSESSED TO THE OWNER RELATING TO ANY VIOLATIONS OR NON-COMFORMANCE WITH THE PLANS, SPECIFICATIONS, CONTRACT DOCUMENTS, JURISDICTIONAL CODES, AND REGULATORY AGENCIES.

11. THE CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATION OF ALL UTILITY LOCATES PRIOR TO ANY EXCAVATION. REFER TO ENGINEERING UTILITY PLANS FOR ALL PROPOSED UTILITY LOCATIONS AND DETAILS. NOTIFY OWNER'S REPRESENTATIVE IF EXISTING OR PROPOSED UTILITIES INTERFERE WITH THE ABILITY TO PERFORM WORK.

12. UNLESS IDENTIFIED ON THE PLANS FOR DEMOLITION OR REMOVAL, THE CONTRACTOR IS RESPONSIBLE FOR THE COST TO REPAIR UTILITIES, ADJACENT OR EXISTING LANDSCAPE, ADJACENT OR EXISTING PAVING, OR ANY PUBLIC AND PRIVATE PROPERTY THAT IS DAMAGED BY THE CONTRACTOR OR THEIR SUBCONTRACTOR'S OPERATIONS DURING INSTALLATION. ESTABLISHMENT OR DURING THE SPECIFIED MAINTENANCE PERIOD. ALL DAMAGES SHALL BE REPAIRED TO PRE-CONSTRUCTION CONDITIONS AS DETERMINED BY THE OWNER'S REPRESENTATIVE. CONTRACTOR SHALL BE RESPONSIBLE FOR LOGGING ANY DAMAGES PRIOR TO START OF CONSTRUCTION AND DURING THE CONTRACT PERIOD.

13. ALL WORK SHALL BE CONFINED TO THE AREA WITHIN THE CONSTRUCTION LIMITS AS SHOWN ON THE PLANS. ANY AREAS OR IMPROVEMENTS DISTURBED OUTSIDE THESE LIMITS SHALL BE RETURNED TO THEIR ORIGINAL CONDITION AT THE CONTRACTOR'S EXPENSE. IN THE EVENT THE CONTRACTOR REQUIRES A MODIFICATION TO THE CONSTRUCTION LIMITS, WRITTEN PERMISSION MUST BE OBTAINED FROM THE OWNER'S REPRESENTATIVE PRIOR TO ANY DISTURBANCE OUTSIDE OF THE LIMITS OF WORK.

14. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR OF ANY OF THEIR TRENCHES OR EXCAVATIONS THAT SETTLE.

15. THE CONTRACTOR SHALL PREPARE AND SUBMIT A TRAFFIC CONTROL PLAN TO THE OWNER'S REPRESENTATIVE IF THEIR WORK AND OPERATIONS AFFECT OR IMPACT THE PUBLIC RIGHTS-OF-WAY. OBTAIN APPROVAL PRIOR TO ANY WORK WHICH AFFECTS OR IMPACTS THE PUBLIC RIGHTS-OF-WAY. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ANY FINES OR PENALTIES ASSESSED TO THE OWNER RELATING TO THIS REQUIREMENT DURING THE CONTRACT PERIOD.

16. SIGHT TRIANGLES AND SIGHT LINES SHALL REMAIN UNOBSTRUCTED BY EQUIPMENT, CONSTRUCTION MATERIALS, PLANT MATERIAL OR ANY OTHER VISUAL OBSTACLE DURING THE CONTRACT PERIOD AND AT MATURITY OF PLANTS PER LOCAL JURISDICTIONAL REQUIREMENTS. NO PLANT MATERIAL OTHER THAN GROUND COVER IS ALLOWED TO BE PLANTED ADJACENT TO FIRE HYDRANTS AS STIPULATED BY JURISDICTIONAL REQUIREMENTS.
17. COORDINATE SITE ACCESS, STAGING, STORAGE AND CLEANOUT AREAS WITH OWNER'S REPRESENTATIVE.

18. CONTRACTOR IS RESPONSIBLE FOR PROVIDING TEMPORARY SAFETY FENCING AND BARRIERS AROUND ALL IMPROVEMENTS SUCH AS WALLS, PLAY STRUCTURES, EXCAVATIONS, ETC. ASSOCIATED WITH THEIR WORK UNTIL SUCH FACILITIES ARE COMPLETELY INSTALLED PER THE PLANS, SPECIFICATIONS AND MANUFACTURER'S RECOMMENDATIONS.

19. CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTION OF THEIR MATERIAL STOCK PILES AND WORK FROM VANDALISM, EROSION OR UNINTENDED DISTURBANCE DURING THE CONSTRUCTION PERIOD AND UNTIL FINAL ACCEPTANCE IS ISSUED.

20. THE CONTRACTOR SHALL KNOW, UNDERSTAND AND ABIDE BY ANY STORM WATER POLLUTION PREVENTION PLAN (SWPPP) ASSOCIATED WITH THE SITE. IF A STORM WATER POLLUTION PREVENTION PLAN IS NOT PROVIDED BY THE OWNER'S REPRESENTATIVE, REQUEST A COPY BEFORE PERFORMANCE OF ANY SITE WORK.

21. MAINTAIN ANY STORM WATER MANAGEMENT FACILITIES THAT EXIST ON SITE FOR FULL FUNCTIONALITY. THE CONTRACTOR SHALL INSTALL AND MAINTAIN ANY NEW STORM WATER MANAGEMENT FACILITIES THAT ARE IDENTIFIED IN THE SCOPE OF WORK TO FULL FUNCTIONALITY. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ANY FINES OR PENALTIES ASSESSED TO THE OWNER FOR FAILURE TO MAINTAIN STORM WATER MANAGEMENT FACILITIES DURING THE CONTRACT PERIOD.

22. THE CONTRACTOR SHALL PREVENT SEDIMENT, DEBRIS AND ALL OTHER POLLUTANTS FROM EXITING THE SITE OR ENTERING THE STORM SEWER SYSTEM DURING ALL DEMOLITION OR CONSTRUCTION OPERATIONS THAT ARE PART OF THIS PROJECT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ANY FINES OR PENALTIES ASSESSED TO THE OWNER RELATING TO THESE REQUIREMENTS DURING THEIR CONTRACTED COURSE OF WORK.

23. THE CONTRACTOR SHALL BE RESPONSIBLE TO PREVENT ANY IMPACTS TO ADJACENT WATERWAYS, WETLANDS, OR OTHER ENVIRONMENTALLY SENSITIVE AREAS RESULTING FROM WORK DONE AS PART OF THIS PROJECT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ANY FINES OR PENALTIES ASSESSED TO THE OWNER RELATING TO THESE STANDARDS DURING THEIR CONTRACTED COURSE OF WORK.

24. THE CONTRACTOR AND/OR THEIR AUTHORIZED AGENTS SHALL ENSURE THAT ALL LOADS OF CONSTRUCTION MATERIAL IMPORTED TO OR EXPORTED FROM THE PROJECT SITE SHALL BE PROPERLY COVERED TO PREVENT LOSS OF MATERIAL DURING TRANSPORT. TRANSPORTATION METHODS ON PUBLIC RIGHT-OF WAYS SHALL CONFORM TO JURISDICTIONAL REQUIREMENTS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ANY FINES OR PENALTIES ASSESSED TO THE OWNER RELATING TO THESE REQUIREMENTS.

25. THE CLEANING OF EQUIPMENT IS PROHIBITED AT THE JOB SITE UNLESS AUTHORIZED BY THE OWNER'S REPRESENTATIVE IN A DESIGNATED AREA. THE DISCHARGE OF WATER, WASTE CONCRETE, POLLUTANTS, OR OTHER MATERIALS SHALL ONLY OCCUR IN AREAS DESIGNED FOR SUCH USE AND APPROVED BY THE OWNER'S REPRESENTATIVE.

26. THE CLEANING OF CONCRETE EQUIPMENT IS PROHIBITED AT THE JOB SITE EXCEPT IN DESIGNATED CONCRETE WASHOUT AREAS. THE DISCHARGE OF WATER CONTAINING WASTE CONCRETE IN THE STORM SEWER IS PROHIBITED.

27. OPEN SPACE SWALES: IF SWALES ARE EXISTING ON SITE AND ARE NOT INTENDED TO BE MODIFIED AS PART OF THE PLANS, THE CONTRACTOR SHALL BE RESPONSIBLE TO MAINTAIN THE CONVEYANCE OF WATER WITHIN THE SWALES DURING THE CONTRACT PERIOD. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ANY DIVERSION OR PUMPING OF WATER IF REQUIRED TO COMPLETE WORK. ANY SWALES DISTURBED BY THE CONTRACTOR SHALL BE REPAIRED/RESTORED TO THEIR ORIGINAL CONDITION. IF THE SWALE NEEDS TO BE DISTURBED OR MODIFIED FOR ANY REASON, THE CONTRACTOR SHALL NOTIFY THE OWNER'S REPRESENTATIVE FOR APPROVAL PRIOR TO DISTURBANCE.

28. DETENTION AND WATER QUALITY PONDS: IF DETENTION PONDS AND WATER QUALITY PONDS ARE EXISTING ON SITE AND ARE NOT INTENDED TO BE MODIFIED AS PART OF THE PLANS, THE CONTRACTOR SHALL MINIMIZE DISTURBANCE TO THE PONDS, DRAINAGE STRUCTURES AND SPILLWAYS DURING CONSTRUCTION. ALL PONDS, DRAINAGE STRUCTURES AND SPILLWAYS SHALL BE MAINTAINED IN OPERABLE CONDITIONS AT ALL TIMES. ANY POND OR SPILLWAY AREAS DISTURBED BY THE CONTRACTOR SHALL BE REPAIRED/RESTORED TO THEIR ORIGINAL CONDITION. IF THE POND NEEDS TO BE DISTURBED OR MODIFIED FOR ANY REASON, THE CONTRACTOR SHALL NOTIFY THE OWNER'S REPRESENTATIVE FOR APPROVAL PRIOR TO DISTURBANCE.

29. LOCAL, STATE AND FEDERAL JURISDICTIONAL REQUIREMENTS, RESTRICTIONS OR PROCEDURES SHALL SUPERSEDE THESE PLANS, NOTES AND SPECIFICATIONS WHEN MORE STRINGENT. NOTIFY THE OWNER'S REPRESENTATIVE IF CONFLICTS OCCUR.

GENERAL CDOT NOTES FOR CONTRACTOR

1. ALL MATERIALS, EQUIPMENT, INSTALLATION AND CONSTRUCTION WITHIN THE STATE HIGHWAY ROW SHALL BE IN ACCORDANCE WITH THE LATEST EDITION OF THE FOLLOWING STANDARD REFERENCES AS APPLICABLE:

A. CDOT MATERIALS MANUAL

B. CDOT CONSTRUCTION MANUAL

C. CDOT STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION, LATEST EDITION

D. CDOT STANDARD SPECIAL PROVISIONS, AS APPLICABLE TO PROJECT

E. CDOT STANDARD PLANS (M&S STANDARDS)

F. FHWA MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD) FOR STREETS AND HIGHWAYS AND THE COLORADO SUPPLEMENT THERETO

G. AASHTO ROADSIDE DESIGN GUIDE

H. FHWA ROUNDABOUT DESIGN GUIDE

I. CDOT GUIDE SIGNING POLICIES & PROCEDURES
2. CONSTRUCTION WITHIN HIGHWAY ROW AND ALL HIGHWAY IMPROVEMENTS SHALL COMPLY WITH THE CDOT SPECIAL USE PERMIT. A COPY OF THE PERMIT SHALL BE AVAILABLE ON THE CONSTRUCTION SITE AT ALL TIMES.

3. THE CONTRACTOR SHALL PROVIDE ON-SITE SANITARY FACILITIES UNLESS FACILITIES ARE ALREADY PROVIDED THAT ARE REASONABLY CLOSE TO THE CONSTRUCTION SITE.

4. THE CONTRACTOR SHALL MAINTAIN ACCESS TO AFFECTED PROPERTY OWNERS AT ALL TIMES DURING CONSTRUCTION AT NO ADDITIONAL COST.

5. THE CONTRACTOR SHALL CONDUCT ALL CONSTRUCTION ACTIVITIES WITHIN THE BOUNDARY OF THE PUBLIC RIGHT OF WAY.

1. CONTRACTOR SHALL DESIGNATE A CERTIFIED TRAFFIC CONTROL SUPERVISOR (TCS) TO MANAGE CONSTRUCTION SIGNAGE AND SAFETY OF OPERATIONS DURING ACTIVITIES WITHIN CDOT RIGHT OF WAY. THE TCS SHALL BE AVAILABLE WHENEVER WORK IS IN PROGRESS. CONTRACTOR SHALL REMOVE ALL TRAFFIC CONTROL DEVICES AT THE END OF THE DAY'S CONSTRUCTION ACTIVITIES, ON WEEKENDS AND HOLIDAYS, UNLESS OTHERWISE DIRECTED BY CDOT.

6. NO PERSONAL VEHICLES ARE ALLOWED TO PARK IN CDOT RIGHT OF WAY.

7. CONTRACTOR SHALL NOT DEVIATE FROM THE PROJECT PLANS, SPECIFICATIONS, OR STANDARDS UNLESS WRITTEN AUTHORIZATION OF THE CHANGE IS PROVIDED BY THE TOWN'S ENGINEER OF RECORD. INDIVIDUAL CDOT STAFF ARE NOT AUTHORIZED TO DIRECT ANY CHANGES IN DESIGN OR CONSTRUCTION.
- PLEASE NOTE THAT SOME OF THE REFERENCE MATERIALS LISTED ABOVE MAY BE AVAILABLE ONLINE OR PURCHASED FROM:

COLORADO DEPARTMENT OF TRANSPORTATION

BID PLANS ROOM

4201 EAST ARKANSAS AVENUE

DENVER, CO 80222-3400

(303) 757-9313

LANDSCAPE NOTES

1. THE CONTRACTOR SHALL FOLLOW THE LANDSCAPE PLANS AND SPECIFICATIONS AS CLOSELY AS POSSIBLE. ANY SUBSTITUTION OR ALTERATION SHALL NOT BE ALLOWED WITHOUT APPROVAL OF THE OWNER'S REPRESENTATIVE. OVERALL PLANT QUANTITY AND QUALITY SHALL BE CONSISTENT WITH THE PLANS.

2. THE CONTRACTOR IS RESPONSIBLE FOR VERIFYING ALL PLANT QUANTITIES. GRAPHIC QUANTITIES TAKES PRECEDENCE OVER WRITTEN QUANTITIES.

3. THE OWNER'S REPRESENTATIVE RESERVES THE RIGHT TO INSPECT AND TAG ALL PLANT MATERIAL PRIOR TO SHIPPING TO THE SITE. IN ALL CASES, THE OWNER'S REPRESENTATIVE MAY REJECT PLANT MATERIAL AT THE SITE IF MATERIAL IS DAMAGED, DISEASED, OR DECLINING IN HEALTH AT THE TIME OF ONSITE INSPECTIONS OR IF THE PLANT MATERIAL DOES NOT MEET THE MINIMUM SPECIFIED STANDARD IDENTIFIED ON THE PLANS AND IN THE SPECIFICATIONS. THE CONTRACTOR SHALL COORDINATE WITH THE OWNER'S REPRESENTATIVE FOR INSPECTION AND APPROVAL OF ALL MATERIALS AND PRODUCTS PRIOR TO INSTALLATION.

4. THE CONTRACTOR SHALL VERIFY PLANT MATERIAL SIZES WITH OWNER'S REPRESENTATIVE PRIOR TO PURCHASING, SHIPPING OR STOCKING OF PLANT MATERIALS. SUBMIT CHANGE ORDER REQUEST TO OWNER'S REPRESENTATIVE FOR APPROVAL IF ADDITIONAL COST IS REQUESTED BY THE CONTRACTOR PRIOR TO INSTALLATION. RE-STOCKING CHARGES WILL NOT BE APPROVED IF THE CONTRACTOR FAILS TO SUBMIT A REQUEST FOR MATERIAL CHANGES.

5. THE CONTRACTOR SHALL WARRANTY ALL CONTRACTED WORK AND MATERIALS FOR A PERIOD OF ONE YEAR AFTER SUBSTANTIAL COMPLETION HAS BEEN ISSUED BY THE OWNER'S REPRESENTATIVE FOR THE ENTIRE PROJECT UNLESS OTHERWISE SPECIFIED IN THE CONTRACT DOCUMENTS OR SPECIFICATIONS.

6. REFER TO IRRIGATION PLANS FOR LIMITS AND TYPES OF IRRIGATION DESIGNED FOR THE LANDSCAPE. IN NO CASE SHALL IRRIGATION BE EMITTED WITHIN THE MINIMUM DISTANCE FROM BUILDING OR WALL FOUNDATIONS AS STIPULATED IN THE GEOTECHNICAL REPORT. ALL IRRIGATION DISTRIBUTION LINES, HEADS AND EMITTERS SHALL BE KEPT OUTSIDE THE MINIMUM DISTANCE AWAY FROM ALL BUILDING AND WALL FOUNDATIONS AS STIPULATED IN THE GEOTECHNICAL REPORT.

7. LANDSCAPE MATERIAL LOCATIONS SHALL HAVE PRECEDENCE OVER IRRIGATION MAINLINE AND LATERAL LOCATIONS. COORDINATE INSTALLATION OF IRRIGATION EQUIPMENT SO THAT IT DOES NOT INTERFERE WITH THE PLANTING OF TREES OR OTHER LANDSCAPE MATERIAL.

8. THE LANDSCAPE CONTRACTOR SHALL BE RESPONSIBLE FOR ENSURING POSITIVE DRAINAGE EXISTS IN ALL LANDSCAPE AREAS. SURFACE DRAINAGE ON LANDSCAPE AREAS SHALL NOT FLOW TOWARD STRUCTURES AND FOUNDATIONS. MAINTAIN SLOPE AWAY FROM FOUNDATIONS PER THE GEOTECHNICAL REPORT RECOMMENDATIONS. ALL LANDSCAPE AREAS BETWEEN WALKS AND CURBS SHALL DRAIN FREELY TO THE CURB UNLESS OTHERWISE IDENTIFIED ON THE GRADING PLAN. IN NO CASE SHALL THE GRADE, TURF THATCH, OR OTHER LANDSCAPE MATERIALS DAM WATER AGAINST WALKS. MINIMUM SLOPES ON LANDSCAPE AREAS SHALL BE 2%; MAXIMUM SLOPE SHALL BE 25% UNLESS SPECIFICALLY IDENTIFIED ON THE PLANS OR APPROVED BY THE OWNER'S REPRESENTATIVE.

9. PRIOR TO INSTALLATION OF PLANT MATERIALS, AREAS THAT HAVE BEEN COMPACTED OR DISTURBED BY CONSTRUCTION ACTIVITY SHALL BE THOROUGHLY LOOSENEED TO A DEPTH OF 8" - 12" AND AMENDED PER SPECIFICATIONS.

10. ALL LANDSCAPED AREAS ARE TO RECEIVE ORGANIC SOIL PREPARATION AS NOTED IN THE TECHNICAL SPECIFICATIONS.

11. TREES SHALL NOT BE LOCATED IN DRAINAGE SWALES, DRAINAGE AREAS, OR UTILITY EASEMENTS. CONTACT OWNER'S REPRESENTATIVE FOR RELOCATION OF PLANTS IN QUESTIONABLE AREAS PRIOR TO INSTALLATION.

12. THE CENTER OF EVERGREEN TREES SHALL NOT BE PLACED CLOSER THAN 8' AND THE CENTER OF ORNAMENTAL TREES CLOSER THAN 6' FROM A SIDEWALK, STREET OR DRIVE LANE. EVERGREEN TREES SHALL NOT BE LOCATED ANY CLOSER THAN 15' FROM IRRIGATION ROTOR HEADS. NOTIFY OWNER'S REPRESENTATIVE IF TREE LOCATIONS CONFLICT WITH THESE STANDARDS FOR FURTHER DIRECTION.

LAYOUT NOTES

1. WRITTEN DIMENSIONS WILL TAKE PRECEDENCE OVER SCALED DIMENSIONS.

2. SHOULD SITE CONDITIONS BE DIFFERENT THAN WHAT IS INDICATED ON THE DRAWINGS CONTACT THE LANDSCAPE ARCHITECT IMMEDIATELY FOR CLARIFICATION.

3. CURVED WALKS AND CURB EDGES ARE INTENDED TO BE CONSTRUCTED WITH SMOOTH FLOWING CURVES. ANYTHING OTHER THAN SMOOTH FLOWING CURVES WILL BE REJECTED.

4. THE CONTRACTOR SHALL OBTAIN, AT HIS EXPENSE, ALL PERMITS WHICH ARE NECESSARY TO PERFORM THE PROPOSED WORK.

5. THE CONTRACTOR SHALL PROVIDE A STAKED LAYOUT OF ALL SITE IMPROVEMENTS FOR INSPECTION BY THE OWNER'S REPRESENTATIVE AND MAKE MODIFICATIONS AS REQUIRED AT NO ADDITIONAL COST TO THE OWNER.

6. THE CONTRACTOR SHALL INSTALL SLEEVING FOR IRRIGATION IMPROVEMENTS PRIOR TO INSTALLING CONCRETE FLATWORK. REFER TO IRRIGATION PLANS.

7. LAYOUT WALKS, SCORE JOINTS AND PAVING PATTERNS AS CLOSELY AS POSSIBLE TO PLANS, DETAILS, AND SPECIFICATIONS. DO NOT DEVIATE FROM PLANS UNLESS SPECIFIC APPROVAL IS OBTAINED FROM THE OWNER'S REPRESENTATIVE.

8. ALL WORK SHALL TAKE PLACE WITHIN EXISTING MEDIANS AND ROUNDABOUT AREAS FROM BACK OF CURB IN UNLESS OTHERWISE SPECIFIED ON LANDSCAPE PLANS BU LIMIT OF WORK LINE. ANY AREAS OR IMPROVEMENTS DISTURBED OUTSIDE THESE LIMITS SHALL BE RETURNED TO THEIR ORIGINAL CONDITION AT THE CONTRACTOR'S EXPENSE. IN THE EVENT THE CONTRACTOR REQUIRES A MODIFICATION TO THE CONSTRUCTION LIMITS, WRITTEN PERMISSION MUST BE OBTAINED FROM THE LANDSCAPE ARCHITECT PRIOR TO ANY DISTURBANCE OUTSIDE OF THE LIMITS OF WORK. SEE TECHNICAL SPECIFICATIONS. CONTRACTOR IS RESPONSIBLE FOR SUPERVISING ALL SAFETY SURFACING AND PAVEMENT DURING THE CURING PROCESS.

13. ALL EVERGREEN TREES SHALL BE FULLY BRANCHED TO THE GROUND AND SHALL NOT EXHIBIT SIGNS OF ACCELERATED GROWTH AS DETERMINED BY THE OWNER'S REPRESENTATIVE.

14. ALL TREES ARE TO BE STAKED AND GUYED PER DETAILS FOR A PERIOD OF 3 YEARS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR REMOVING STAKES AT THE END OF 3 YEARS FROM ACCEPTANCE OF LANDSCAPE INSTALLATION BY THE OWNER'S REPRESENTATIVE. OBTAIN APPROVAL BY OWNER'S REPRESENTATIVE PRIOR TO REMOVAL.

15. ALL TREES INSTALLED ABOVE RETAINING WALLS UTILIZING GEO-GRID MUST BE HAND DUG TO PROTECT GEO-GRID. IF GEO-GRID MUST BE CUT TO INSTALL TREES, APPROVAL MUST BE GIVEN BY OWNER'S REPRESENTATIVE PRIOR TO DOING WORK.

16. ALL TREES IN SEED OR TURF AREAS SHALL RECEIVE MULCH RINGS. OBTAIN APPROVAL FROM OWNER'S REPRESENTATIVE FOR ANY TREES THAT WILL NOT BE MULCHED FOR EXCESSIVE MOISTURE REASONS.

17. SHRUB, GROUNDCOVER AND PERENNIAL BEDS ARE TO BE CONTAINED BY BEND-A-BOARD. EDGER IS NOT REQUIRED WHEN ADJACENT TO CURBS, WALLS, WALKS OR SOLID FENCES WITHIN 3' OF PRE-MULCHED FINAL GRADE. EDGER SHALL NOT BE REQUIRED TO SEPARATE MULCH TYPES UNLESS SPECIFIED ON THE PLANS.

18. ALL SHRUB BEDS ARE TO BE MULCHED AS CALLED OUT IN PLANS OVER A GEOTEXTILE WEED CONTROL FABRIC AS SPECIFIED IN THE DETAILS AND TECHNICAL SPECIFICATIONS OR MATERIALS SCHEDULE. ALL GROUND COVER AND PERENNIAL FLOWER BEDS SHALL BE MULCHED WITH LANDSCAPE MULCH AS SPECIFIED IN THE DETAILS AND TECHNICAL SPECIFICATIONS OR MATERIALS SCHEDULE. NO WEED CONTROL FABRIC IS REQUIRED IN GROUNDCOVER OR PERENNIAL AREAS.

19. AT SEED AREA BOUNDARIES ADJACENT TO EXISTING NATIVE AREAS, OVERLAP ABUTTING NATIVE AREAS BY THE FULL WIDTH OF THE SEEDER.

20. EXISTING TURF AREAS THAT ARE DISTURBED DURING CONSTRUCTION, ESTABLISHMENT AND THE MAINTENANCE PERIOD SHALL BE RESTORED WITH NEW SOD TO MATCH EXISTING TURF SPECIES. DISTURBED NATIVE AREAS WHICH ARE TO REMAIN SHALL BE OVER SEEDED AND RESTORED WITH SPECIFIED SEED MIX.

21. CONTRACTOR SHALL OVER SEED ALL MAINTENANCE OR SERVICE ACCESS BENCHES AND ROADS WITH SPECIFIED SEED MIX UNLESS OTHERWISE NOTED ON THE PLANS.

22. ALL SEEDED SLOPES EXCEEDING 25% IN GRADE (4:1) SHALL RECEIVE EROSION CONTROL BLANKETS. PRIOR TO INSTALLATION, NOTIFY OWNER'S REPRESENTATIVE FOR APPROVAL OF LOCATION AND ANY ADDITIONAL COST IF A CHANGE ORDER IS NECESSARY.

23. WHEN COMPLETE, ALL GRADES SHALL BE WITHIN +/- 1/8" OF FINISHED GRADES AS SHOWN ON THE PLANS.

24. SOFT SURFACE TRAILS NEXT TO MANICURED TURF OR SHRUB BEDS SHALL BE CONTAINED WITH EDGER SPECIFIED IN PLANS OR AN APPROVED EQUAL.

25. PRIOR TO THE PLACEMENT OF MULCH AND WEED FABRIC, A GRANULAR, PRE-EMERGENT, WEED CONTROL AGENT SHALL BE ADDED TO ALL PLANTING BEDS IN ACCORDANCE WITH THE MANUFACTURER'S INSTRUCTION, EXCEPT AROUND ORNAMENTAL GRASSES.

26. THE CONTRACTOR IS EXPECTED TO KNOW AND UNDERSTAND THE TOWN AND COUNTY SPECIFICATIONS FOR LANDSCAPE AND IRRIGATION. IN CASES OF DISCREPANCIES THE HIGHER OF THE TWO STANDARDS SHALL HAVE PRECEDENCE.

27. THE DEVELOPER, HIS SUCCESSORS AND ASSIGNS SHALL BE RESPONSIBLE FOR THE INSTALLATION, MAINTENANCE AND REPLACEMENT OF ALL IMPROVEMENTS SHOWN OR INDICATED ON THE APPROVED LANDSCAPE PLAN ON FILE IN THE PLANNING DEPARTMENT.

GRADING NOTES

1. THE CONTRACTOR IS TO REVIEW, UNDERSTAND AND ADHERE TO SPOT ELEVATIONS AND CONTOURS AS INDICATED ON THE GRADING PLAN UNLESS SPECIFICALLY AUTHORIZED BY THE OWNER'S REPRESENTATIVE. CONTRACTOR SHALL VERIFY THAT ALL MINIMUM AND MAXIMUM SLOPES IDENTIFIED ON THE PLANS ARE ACHIEVABLE IN THE FIELD PRIOR TO START OF WORK.

2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATION OF ALL STAKING NECESSARY TO COMPLETE THE WORK. THIS SHALL INCLUDE ANY RE-STAKING IF NECESSARY. THE CONTRACTOR SHALL PAY FOR ALL STAKING FOR THE PROJECT UNLESS SPECIFICALLY AGREED TO OTHERWISE IN THE CONTRACT DOCUMENTS.

3. ALL AREAS SHALL BE GRADED TO ACHIEVE POSITIVE DRAINAGE. MINIMUM SLOPE ON LANDSCAPED AREAS SHALL BE 2%; MAXIMUM SLOPE SHALL BE 25% (4:1) UNLESS OTHERWISE INDICATED ON THE PLANS.

4. MAXIMUM ALLOWED FINAL GRADES FOR LONGITUDINAL SLOPE ON WALKS AND PAVED AREAS SHALL BE 5% UNLESS OTHERWISE INDICATED ON THE PLANS.

5. ALL FINAL GRADES FOR WALKS SHALL HAVE A MINIMUM 1% CROSS SLOPE AND MAXIMUM 2% CROSS SLOPE UNLESS OTHERWISE INDICATED ON THE PLANS.

6. EXCAVATION INCLUDES ALL MATERIAL ENCOUNTERED TO WHATEVER DEPTH INDICATED ON THE PLANS. EXCAVATE TO ALLOW FOR PROPER FILL MATERIAL, SLABS, VOIDS, FORMS, AND FOUNDATIONS.

7. REFER TO SPECIFICATIONS FOR ADDITIONAL INFORMATION REGARDING GRADING AND EXCAVATION INCLUDING GUIDELINES AND RESTRICTIONS FOR EARTHWORK AND PLACING OF PAVEMENT AND LANDSCAPE SURFACING FOR THIS PROJECT.

8. CONTRACTOR SHALL ENSURE EXISTING GRADES ARE WITHIN 0.1 OF A FOOT PRIOR TO START OF WORK, AND SHALL NOTIFY OWNER'S REPRESENTATIVE IF CONDITIONS ARE DIFFERENT, PRIOR TO THE START OF WORK.

9. CONTRACTOR SHALL ENSURE THEIR COMPLETED GRADES ARE WITHIN 0.01 OF A FOOT WHEN COMPLETED WITH WORK.

10. FINISH GRADE SHOWN ON THESE PLANS SHALL REPRESENT COMPACTION REQUIREMENTS AS DEFINED BY PLANS, DETAILS, AND SPECIFICATIONS.

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EAGLE, COLORADO
DESIGN BUILD

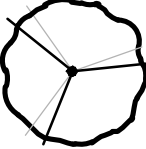
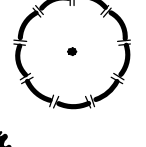
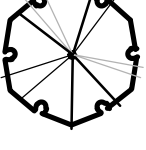
OWNER:
TOWN OF EAGLE
1050CHAMBERS AVENUE
EAGLE, CO 81631
DENNIS WIKE

DATE:
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03/21/23: BID SET
04/04/23: CDOT REV 01
05/03/23: DSGN BLD

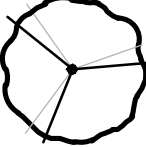
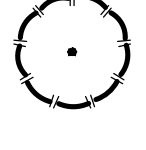
SHEET TITLE:
LANDSCAPE
NOTES

CHECKED BY: MT
DRAWN BY: AR, JK

PLANT SCHEDULE PHASE 1

DECIDUOUS CANOPY TREES	CODE	QTY	BOTANICAL NAME	COMMON NAME	ROOT	SIZE
	PO TR	5	POPULUS TREMULOIDES	QUAKING ASPEN	B & B	2" CAL.
EVERGREEN TREES	CODE	QTY	BOTANICAL NAME	COMMON NAME	ROOT	SIZE
	PI BR	2	PINUS ARISTATA	BRISTLECONE PINE	B & B	6' HT.
	PI PI	3	PINUS EDULIS	PINYON PINE	B & B	4' HT.
ORNAMENTAL TREES	CODE	QTY	BOTANICAL NAME	COMMON NAME	ROOT	SIZE
	PR VI	1	PRUNUS VIRGINIANA 'SCHUBERT'	SCHUBERT CHERRY	B & B	2.5" CAL.
DECIDUOUS SHRUBS	CODE	QTY	BOTANICAL NAME	COMMON NAME	ROOT	SIZE
	CE MN	5	CERCOCARPUS MONTANUS MONTANUS	MOUNTAIN MAHOGANY	CONT.	#5
	CO BA	2	CORNUS SERICEA 'BAILEY'	BAYLEY'S RED TWIG DOGWOOD	CONT.	#5
	ER SP	9	ERICAMERIA NAUSEOSA SPECIOSA	BLUE RABBITBRUSH	CONT.	#5
	PH MO	6	PHYSOCARPUS MONOGYNUS	MOUNTAIN NINEBARK	CONT.	#5
	RH CI	12	RHUS GLABRA 'CISMONTANA'	WESTERN SMOOTH SUMAC	CONT.	#5
	SA PU	4	SAMBUCUS RACEMOSA PUBENS	RED ELDERBERRY	CONT.	#5
	SY MO	10	SYMPHORICARPOS OREOPHILUS	MOUNTAIN SNOWBERRY	CONT.	#5
EVERGREEN SHRUBS	CODE	QTY	BOTANICAL NAME	COMMON NAME	ROOT	SIZE
	JU BU	2	JUNIPERUS SABINA 'BUFFALO'	BUFFALO JUNIPER	CONT.	#5
	PI MV	1	PICEA PUNGENS 'MESA VERDE'	MESA VERDE COLORADO SPRUCE	CONT.	#5
	PI MO	2	PICEA PUNGENS 'MONTGOMERY'	MONTGOMERY COLORADO SPRUCE	CONT.	#5
	PI SL	5	PINUS MUGO 'SLOWMOUND'	SLOWMOUND MUGO PINE	CONT.	#5

PLANT SCHEDULE PHASE 2

DECIDUOUS CANOPY TREES	CODE	QTY	BOTANICAL NAME	COMMON NAME	ROOT	SIZE
	PO TR	4	POPULUS TREMULOIDES	QUAKING ASPEN	B & B	2" CAL.
EVERGREEN TREES	CODE	QTY	BOTANICAL NAME	COMMON NAME	ROOT	SIZE
	PI BR	4	PINUS ARISTATA	BRISTLECONE PINE	B & B	6' HT.
ORNAMENTAL TREES	CODE	QTY	BOTANICAL NAME	COMMON NAME	ROOT	SIZE
	AM SE	3	AMELANCHIER ALNIFOLIA	SERVICEBERRY	B & B	1.5" CAL.

SUMMIT HILLS GRASS SEED MIXTURE

COMMON NAME	BOTANICAL NAME	%	LBS./1000 S.F.
SLENDER WHEAT GRASS	ELYMUS TRACHYCAULUS	30%	0.6 LBS.
HARD FESCUE, VNS	FESTUCA TRACHYPHYLLA	30%	0.6 LBS.
SHEEP FESCUE	FESTUCA OVINA	25%	0.5 LBS.
TALL FESCUE	FESTUCA ARUNDINACEA	10%	0.2 LBS.
BIG BLUEGRASS	POA AMPLA	5%	0.1 LBS.

- NOTES
1.

SEED APPLICATION RATES

1.1. BROADCAST: 85-90 LBS/ACRE

1.2. DRILLED: 15-20 LBS/ACRE

2.

APPLY EROSION CONTROL NETTING TO ANY AREA WHICH IS VULNERABLE TO SOIL EROSION SUCH AS SWALES OR STEEP SLOPES (3:1 OR STEEPER)

3.

UTILIZE HYDROMULCH AND TACKIFIER OF 2,000 POUNDS PER ACRE WITH 3% TACKIFIER.

4.

UNLESS NOTED OTHERWISE IN TECHNICAL SPECIFICATIONS, AMEND ALL TOPSOIL IN RESEED AREAS TO 2" DEPTH WITH COMPOST.

MATERIALS SCHEDULE

ITEM	DESCRIPTION	MANUFACTURER	CONTACT	PRODUCT NAME	SIZE / DIMENSIONS	COLOR/FINISH	NOTES
M-101	CRUSHER FINES	PIONEER LANDSCAPE CENTERS	CONTACT: 866.600.0652 www.pioneersand.com	CRUSHER FINES / MINUS	¾" MINUS	GREY	REFER TO DETAIL 3 & 8, SHEET L-201
M-102	BOULDERS	SILOAM STONE, INC. (OR APPROVED EQUAL)	CONTACT: 719.275.4275	SILOAM QUARRY BLOCKS & THICK SLABS	CONTRACTOR TO VERIFY ON SITE	NATURAL FINISH	REFER TO DETAIL 1,2, 4-8 SHEET LS-201
M-103	WOOD MULCH	WAUPACA NORTHWOODS (OR APPROVED EQUAL)	CONTACT: 715.256.4030 www.waupacanorthwoods.com	NORTHWOODS ORGANICS WNW03255	N/A	NATURAL SHREDDED DARK	REFER TO DETAIL 1-4, SHEET L-200



NORRIS DESIGN
Planning | Landscape Architecture | Branding

409 Main Street
Suite 207
P.O. Box 2320
Frisco, CO 80443
P 970.485.4478
www.norris-design.com

EBY CREEK ART MURAL
PROJECT NUMBER: 0812-01-3176
EAGLE, COLORADO
DESIGN BUILD

OWNER:
TOWN OF EAGLE
1050CHAMBERS AVENUE
EAGLE, CO 81631
DENNIS WIKE

DATE:
03/03/23: CDOT PRMT
03/21/23: BID SET
04/04/23: CDOT REV 01
05/03/23: DSGN BLD

SHEET TITLE:
SCHEDULE
& DETAILS

L-002

CHECKED BY: MT
DRAWN BY: AR, JK



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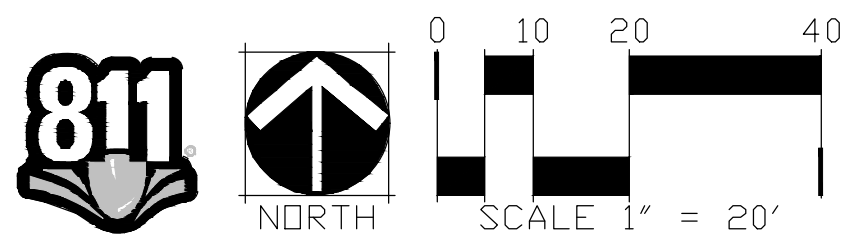
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SHEET TITLE:

LAYOUT
PLAN



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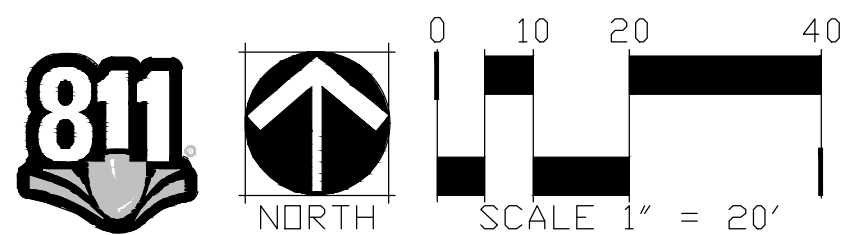
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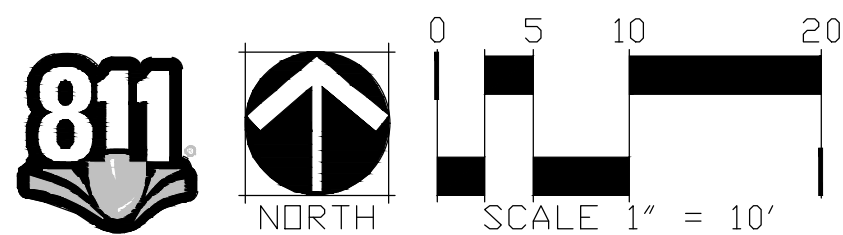
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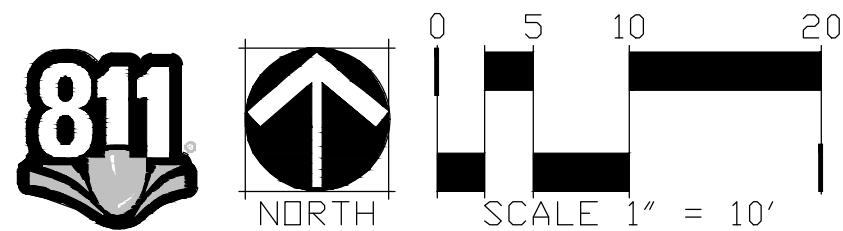
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4. CONTRACTOR TO PROVIDE MATERIAL AND EQUIPMENT SUBMITTAL WITH PROPOSED LAYOUT FOR APPROVAL PRIOR TO INSTALLATION

LEGEND			
	DECIDUOUS CANOPY TREE		EVERGREEN TREE
	DECIDUOUS ORNAMENTAL TREE		EVERGREEN SHRUB
			DECIDUOUS SHRUB
	NATIVE SEED		LANDSCAPE BOULDERS
	IRRIGATED SOD		EXISTING STREET LIGHT
	EXISTING BUILDING		EXISTING STREET SIGN
	LANDSCAPE MULCH		EXISTING PATH LIGHT
	CRUSHER FINES		MONUMENT SIGN BY OWNER
	SPADE CUT EDGER		CONDUIT
	18' CLEAR ZONE		PROPERTY LINE
	DESIGN TOPO		EASEMENT
	EXISTING FENCE		LIMIT OF WORK

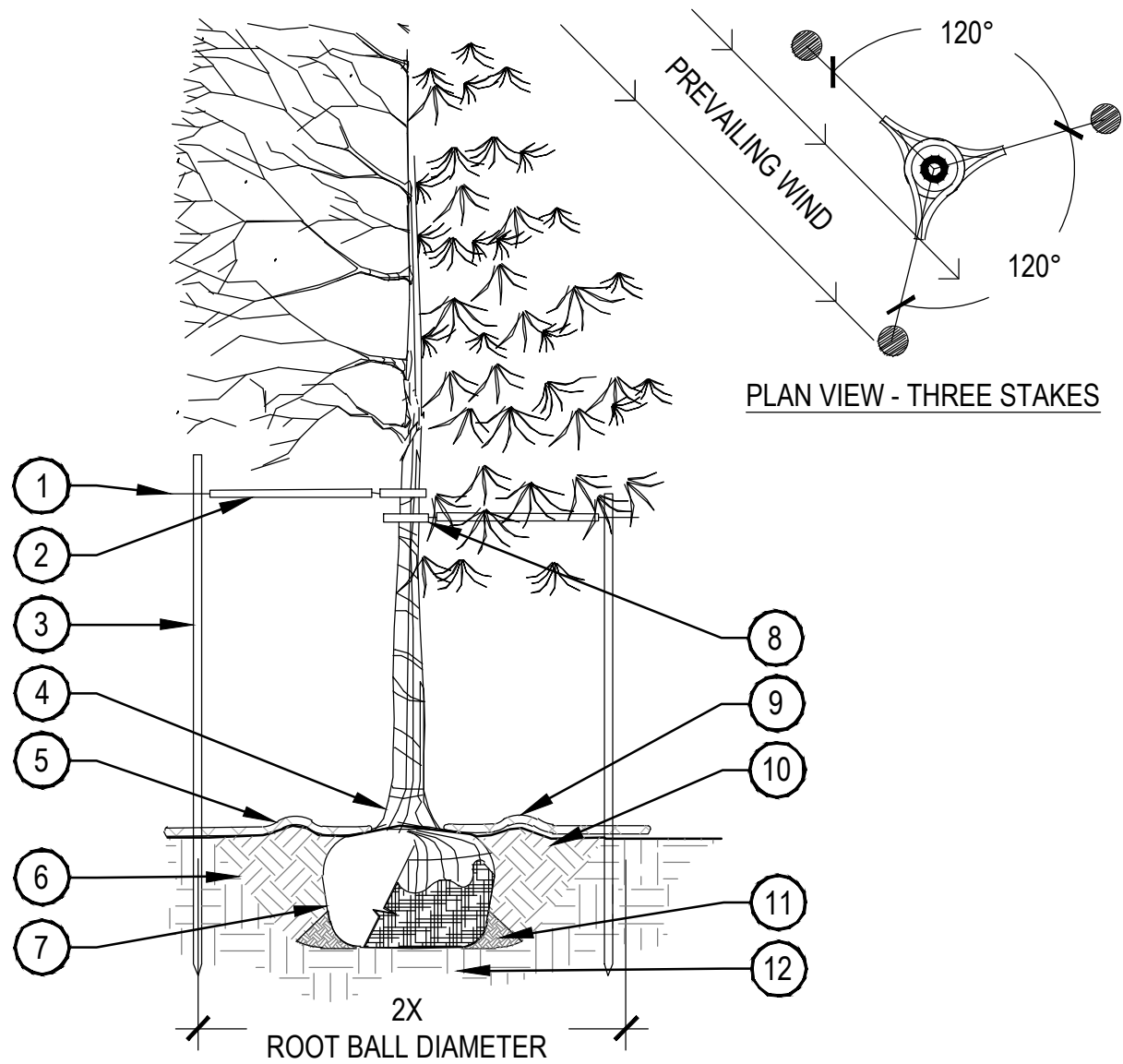


PRUNING NOTES:

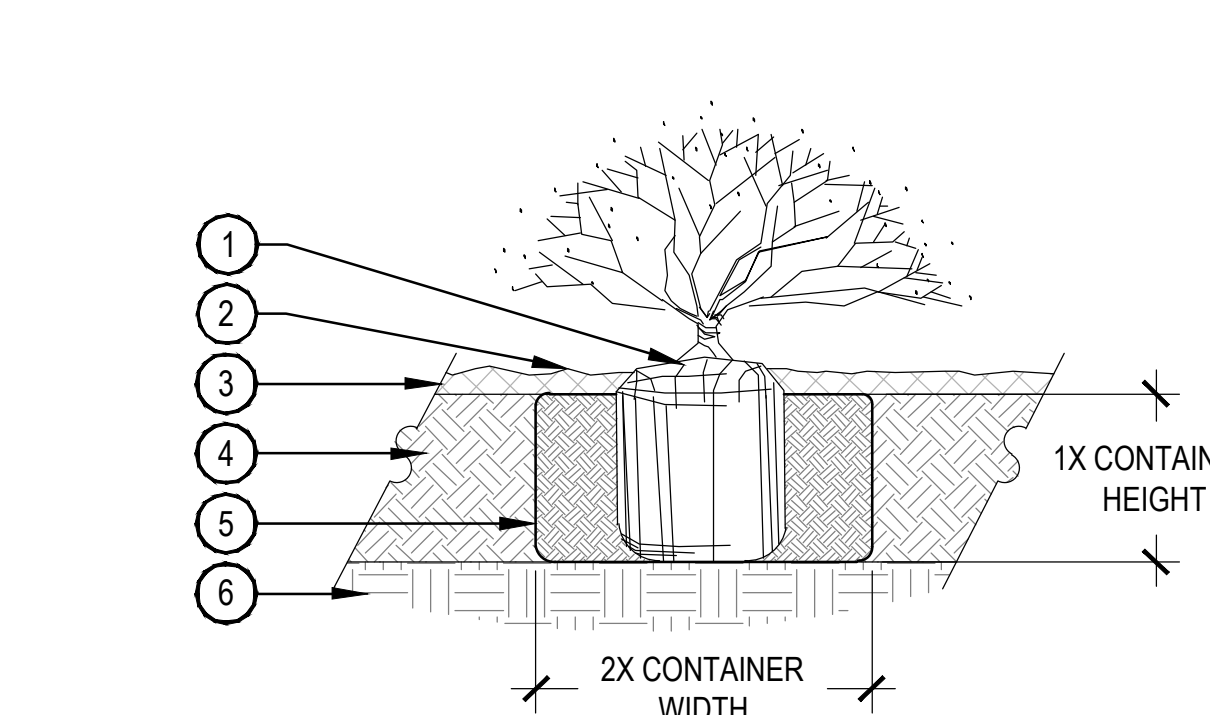
- ALL PRUNING SHALL COMPLY WITH ANSI A300 STANDARDS.
- DO NOT HEAVILY PRUNE TREE AT PLANTING. PRUNE ONLY CROSSEVER LIMBS, CO-DOMINANT LEADERS AND BROKEN BRANCHES. SOME INTERIOR TWIGS AND LATERAL BRANCHES MAY BE PRUNED. HOWEVER, DO NOT REMOVE THE TERMINAL BUDS OF BRANCHES THAT EXTEND TO THE EDGE OF THE CROWN.

STAKING NOTES:

- STAKE TREES PER DIAGRAM. AFTER A MINIMUM OF (3) THREE YEARS CONFIRM TREE IS ESTABLISHED. CHECK FOR ROOTBALL STABILITY. APPLY HAND PRESSURE TO TRUNK OF TREE, WHEN ROOTBALL DOES NOT MOVE, REMOVE STAKING.
 - 2" CALIPER SIZE AND UNDER DECIDUOUS AND ASPEN TREES - MINIMUM 2 STAKES - ONE ON N.W. SIDE, ONE ON S.W. SIDE (OR PREVAILING WIND SIDE AND 180° FROM THAT SIDE).
 - EVERGREEN TREES - 3 STAKES PER DIAGRAM.
 - 3" CALIPER SIZE AND LARGER - 3 STAKES PER DIAGRAM.
- WIRE OR CABLE SHALL BE MINIMUM 12 GAUGE, TIGHTEN WIRE OR CABLE ONLY ENOUGH TO KEEP FROM SLIPPING. ALLOW FOR SOME TRUNK MOVEMENT. NYLON STRAPS SHALL BE LONG ENOUGH TO ACCOMMODATE 1-1/2" OF GROWTH AND BUFFER ALL BRANCHES FROM WIRE.
- ADJUST STAKING, STRAPS AND GUY WIRES ANNUALLY.
- TREATED WOOD POST PREFERRED. METAL T STAKES WITH PLASTIC SAFETY CAPS ACCEPTABLE WITH APPROVAL FROM OWNER.



- 1 GALVANIZED WIRE
- 2 PLACE MINIMUM 1/2" PVC PIPE AROUND EACH WIRE, EXPOSED WIRE SHALL BE MAXIMUM 2" EACH SIDE
- 3 INSTALL STAKING PER SPECIFICATIONS
- 4 PLANT TREE SO THAT FIRST ORDER MAJOR ROOT IS 1"-2" ABOVE FINAL GRADE
- 5 2'-0" RADIUS MULCH RING, VENTERED ON TRUNK, 3" DEPTH, ON TOP OF WEED FABRIC, DO NOT PLACE MULCH IN CONTACT WITH TREE TRUNK, FINISHED GRADE REFERENCES TOP OF MULCH
- 6 1:1 SLOPE ON SIDES OF PLANTING HOLE
- 7 REMOVE ALL TWINE, ROPE, BURLAP AND WIRE FROM THE ENTIRE ROOTBALL AND TRUNK
- 8 GROMMETED NYLON STRAPS
- 9 4-6" HIGH WATER SAUCER IN NON-TURF AREAS
- 10 BACKFILL AROUND ROOTBALL WITH PLANT MIX, PLANT MIX SHALL CONSIST OF EQUAL PARTS TOPSOIL, COMPOST, EXCAVATED SOIL, PLUS MYCORRHIZAL INOCULANT PER SPECIFICATIONS
- 11 PLACE SOIL AROUND ROOT BALL FIRMLY, DO NOT COMPACT OR TAMP, SETTLE SOIL WITH WATER TO FILL ALL AIR POCKETS
- 12 PLACE ROOT BALL ON UNDISTURBED SOIL TO PREVENT SETTLEMENT



NOTE:

- BROKEN OR CRUMBLING ROOT-BALLS WILL BE REJECTED.
- CARE SHOULD BE TAKEN NOT TO DAMAGE THE SHRUB OR ROOT-BALL WHEN REMOVING IT FROM ITS CONTAINER.
- ALL JUNIPERS SHOULD BE PLANTED SO THE TOP OF THE ROOT-BALL OCCURS ABOVE THE FINISH GRADE OF THE MULCH LAYER.
- DIG PLANT PIT TWICE AS WIDE AND AS HIGH AS THE CONTAINER.
- PRUNE ALL DEAD OR DAMAGED WOOD PRIOR TO PLANTING, DO NOT PRUNE MORE THAN 20% OF LIMBS.

1 TREE PLANTING DETAIL

SCALE: 3/16" = 1'-0"

NOTES:

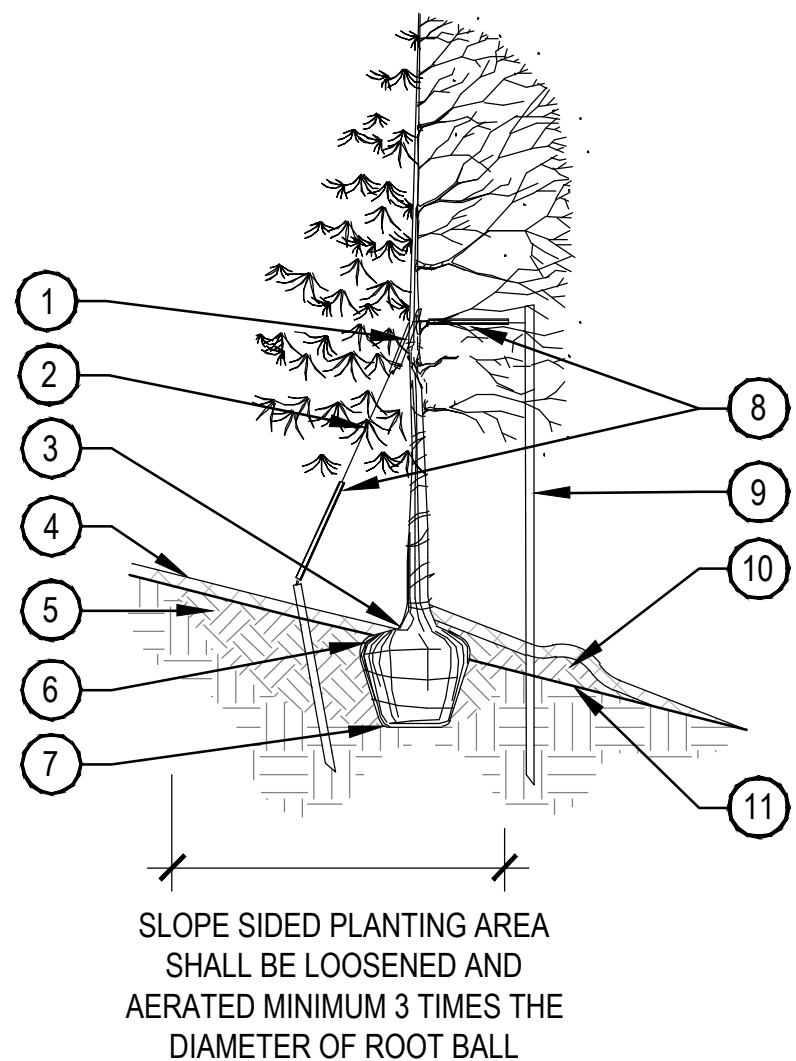
- EXCAVATE PLANTING HOLES WITH SLOPING SIDES. MAKE EXCAVATIONS AT LEAST THREE TIMES AS WIDE AS THE ROOT BALL DIAMETER AND LESS THAN THE DISTANCE FROM THE TOP MOST ROOT AND THE BOTTOM OF THE ROOT BALL. THE PLANTING AREA SHALL BE LOOSENEED AND AERATED AT LEAST THREE TO FIVE TIMES THE DIAMETER OF THE ROOT BALL. REFERENCE TREE PLANTING DETAIL FOR BACKFILL NOTES.
- TREES SHALL BE PLANTED WITH THE TOP MOST ROOT IN THE ROOT BALL 3" TO 5" HIGHER THAN THE FINISHED LANDSCAPE GRADE. TREES WHERE THE TRUNK FLARE IS NOT VISIBLE SHALL BE REJECTED.
- FORM SOIL INTO A 3" TO 5" TALL WATERING RING (SAUCER) AROUND PLANTING AREA. THIS IS NOT NECESSARY IN IRRIGATED TURF AREAS. APPLY 3" TO 4" DEPTH OF SPECIFIED MULCH INSIDE WATERING RING.

PRUNING NOTES:

- ALL PRUNING SHALL COMPLY WITH ANSI A300 STANDARDS.
- DO NOT HEAVILY PRUNE TREE AT PLANTING. PRUNE ONLY CROSSEVER LIMBS, CO-DOMINANT LEADERS AND BROKEN BRANCHES. SOME INTERIOR TWIGS AND LATERAL BRANCHES MAY BE PRUNED. HOWEVER, DO NOT REMOVE THE TERMINAL BUDS OF BRANCHES THAT EXTEND TO THE EDGE OF THE CROWN.

STAKING NOTES:

- STAKE TREES PER DIAGRAM. AFTER A MINIMUM OF (3) THREE YEARS CONFIRM TREE IS ESTABLISHED. CHECK FOR ROOTBALL STABILITY. APPLY HAND PRESSURE TO TRUNK OF TREE, WHEN ROOTBALL DOES NOT MOVE, REMOVE STAKING.
 - 2" CALIPER SIZE AND UNDER DECIDUOUS AND ASPEN TREES - MINIMUM 2 STAKES - ONE ON N.W. SIDE, ONE ON S.W. SIDE (OR PREVAILING WIND SIDE AND 180° FROM THAT SIDE).
 - EVERGREEN TREES - 3 STAKES PER DIAGRAM.
 - 3" CALIPER SIZE AND LARGER - 3 STAKES PER DIAGRAM.
- WIRE OR CABLE SHALL BE MINIMUM 12 GAUGE, TIGHTEN WIRE OR CABLE ONLY ENOUGH TO KEEP FROM SLIPPING. ALLOW FOR SOME TRUNK MOVEMENT. NYLON STRAPS SHALL BE LONG ENOUGH TO ACCOMMODATE 1-1/2" OF GROWTH AND BUFFER ALL BRANCHES FROM WIRE.
- ADJUST STAKING, STRAPS AND GUY WIRES ANNUALLY.
- USE GUY ASSEMBLIES FOR EVERGREENS AND TREES OVER 3" CALIPER. ALL WIRE TO BE MINIMUM 12 GAUGE GALVANIZED.



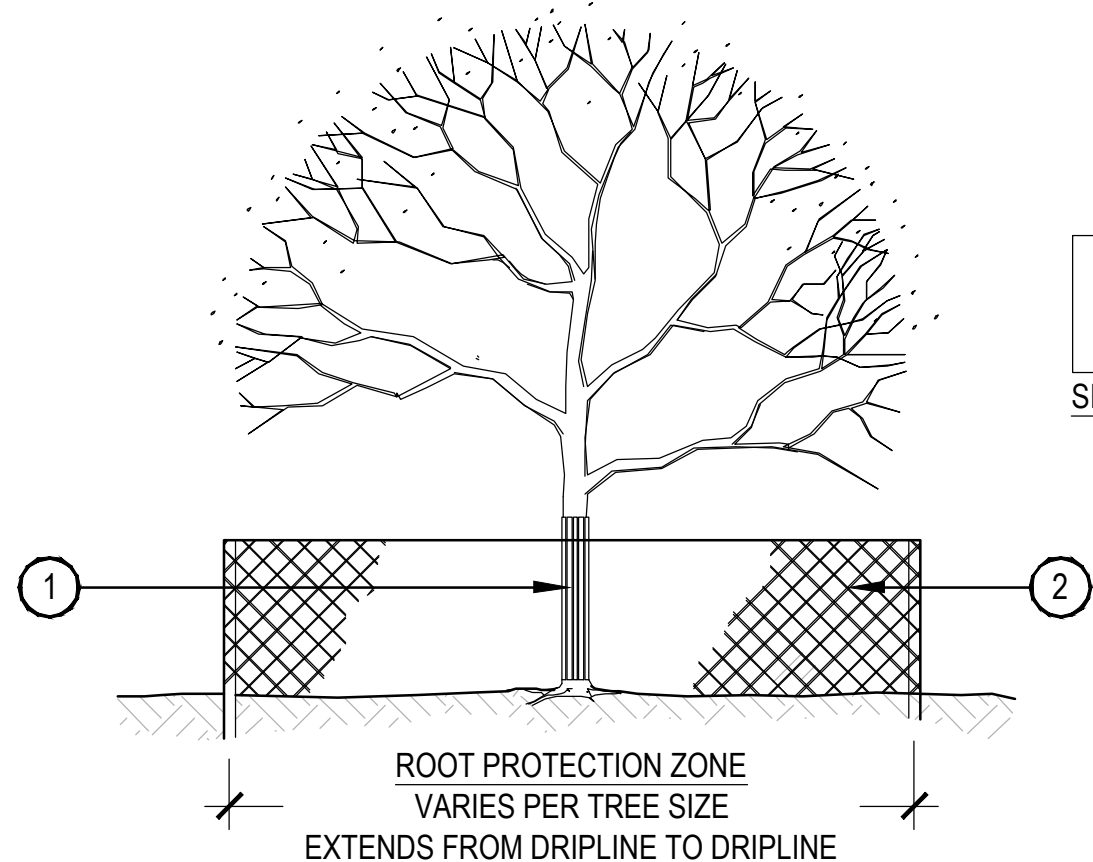
- 1 GROMMETED NYLON STRAP
- 2 GALVANIZED WIRE
- 3 TOP MOST ROOT IN ROOTBALL: 1"-2" ABOVE EXISTING GRADE, UPHILL SIDE
- 4 2-4" OF ORGANIC MULCH APPLIED OVER PLANTING AREA AND AWAY FROM THE TRUNK, REFER TO MATERIAL SCHEDULE, SHEET L-XXX, FINISHED GRADE REFERENCES TOP OF MULCH
- 5 BACKFILL WITH PLANT MIX, PLANT MIX SHALL CONSIST OF EQUAL PARTS TOPSOIL, COMPOST, EXCAVATED SOIL, PLUS MYCORRHIZAL INOCULANT PER SPECIFICATIONS, WATER THOROUGHLY WHEN BACKFILLING
- 6 REMOVE ALL TWINE, ROPE, BURLAP AND WIRE FROM ENTIRE ROOTBALL AND TRUNK
- 7 PLACE ROOTBALL ON UNDISTURBED SOIL TO PREVENT SETTLEMENT, IF SOIL HAS BEEN IMPORTED, PROVIDE MODERATE FOOT PACKING OF SOIL DIRECTLY UNDER LOCATION OF ROOTBALL
- 8 24" X 3/4" P.V.C. MARKERS (TYPICAL) OVER WIRES
- 9 TREATED WOOD POST, OR METAL T STAKE WITH CAP, WITH GROMMETED NYLON STRAPS, USE 2 GUY WIRES
- 10 UNAMENDED TOPSOIL ADDED TO EXISTING GRADE ON DOWN HILL SIDE, REFER TO SPECIFICATIONS
- 11 EXISTING GRADE

3 TREE PLANTING ON SLOPE

SCALE: 1/4" = 1'-0"

NOTES:

- TREES TO BE PROTECTED AND PRESERVED SHALL BE IDENTIFIED ON THE TRUNK WITH WHITE SURVEY TAPE. GROUPING OF MORE THAN ONE TREE MAY OCCUR.
- TO PREVENT ROOT SMOTHERING, SOIL STOCKPILES, SUPPLIES, EQUIPMENT OR ANY OTHER MATERIAL SHALL NOT BE PLACED OR STORED WITHIN THE DRIP LINE OR WITHIN 15 FEET OF A TREE TRUNK, WHICHEVER IS GREATER.
- FENCING MATERIAL SHALL BE SET AT THE DRIP LINE OR 15 FEET FROM TREE TRUNK, WHICHEVER IS GREATER, AND MAINTAINED IN AN UPRIGHT POSITION THROUGHOUT THE DURATION OF CONSTRUCTION ACTIVITIES.
- FENCING MATERIAL SHALL BE BRIGHT, CONTRASTING COLOR, DURABLE, AND A MINIMUM OF FOUR FEET IN HEIGHT.
- TREE ROOTS SHALL NOT BE CUT UNLESS CUTTING IS UNAVOIDABLE.
- WHEN ROOT CUTTING IS UNAVOIDABLE, A CLEAN SHARP CUT SHALL BE MADE TO AVOID SHREDDING OR SMASHING. ROOT CUTS SHOULD BE MADE BACK TO A LATERAL ROOT. ROOTS SHALL BE CUT NO MORE THAN 1/3 OF THE RADIUS FROM DRIPLINE TO TRUNK. WHENEVER POSSIBLE, ROOTS SHOULD BE CUT BETWEEN LATE FALL AND BUD OPENING, DURING DORMANCY PERIOD. ROOT STIMULATOR SHALL BE APPLIED TO CUT ROOTS. EXPOSED ROOTS SHALL BE COVERED IMMEDIATELY TO PREVENT DEHYDRATION. ROOTS SHALL BE COVERED WITH SOIL OR BURLAP AND KEPT MOIST. WATERING OF PROTECTED TREES IN WHICH ROOTS WERE CUT SHALL BE PROVIDED BY THE CONTRACTOR.
- WHEN ROOT CUTTING IS UNAVOIDABLE, A CLEAN SHARP CUT SHALL BE MADE TO AVOID SHREDDING OR SMASHING. ROOT CUTS SHOULD BE MADE BACK TO A LATERAL ROOT. WHENEVER POSSIBLE, ROOTS SHOULD BE CUT BETWEEN LATE FALL AND BUD OPENING, DURING DORMANCY PERIOD. EXPOSED ROOTS SHALL BE COVERED IMMEDIATELY TO PREVENT DEHYDRATION. ROOTS SHALL BE COVERED WITH SOIL OR BURLAP AND KEPT MOIST. WATERING OF PROTECTED TREES IN WHICH ROOTS WERE CUT SHALL BE PROVIDED BY THE CONTRACTOR.
- ANY GRADE CHANGES (SUCH AS THE REMOVAL OF TOPSOIL OR ADDITION OF FILL MATERIAL) WITHIN THE DRIP LINE SHOULD BE AVOIDED FOR EXISTING TREES TO REMAIN. RETAINING WALLS AND TREE WELLS ARE ACCEPTABLE ONLY WHEN CONSTRUCTED PRIOR TO GRADE CHANGE.



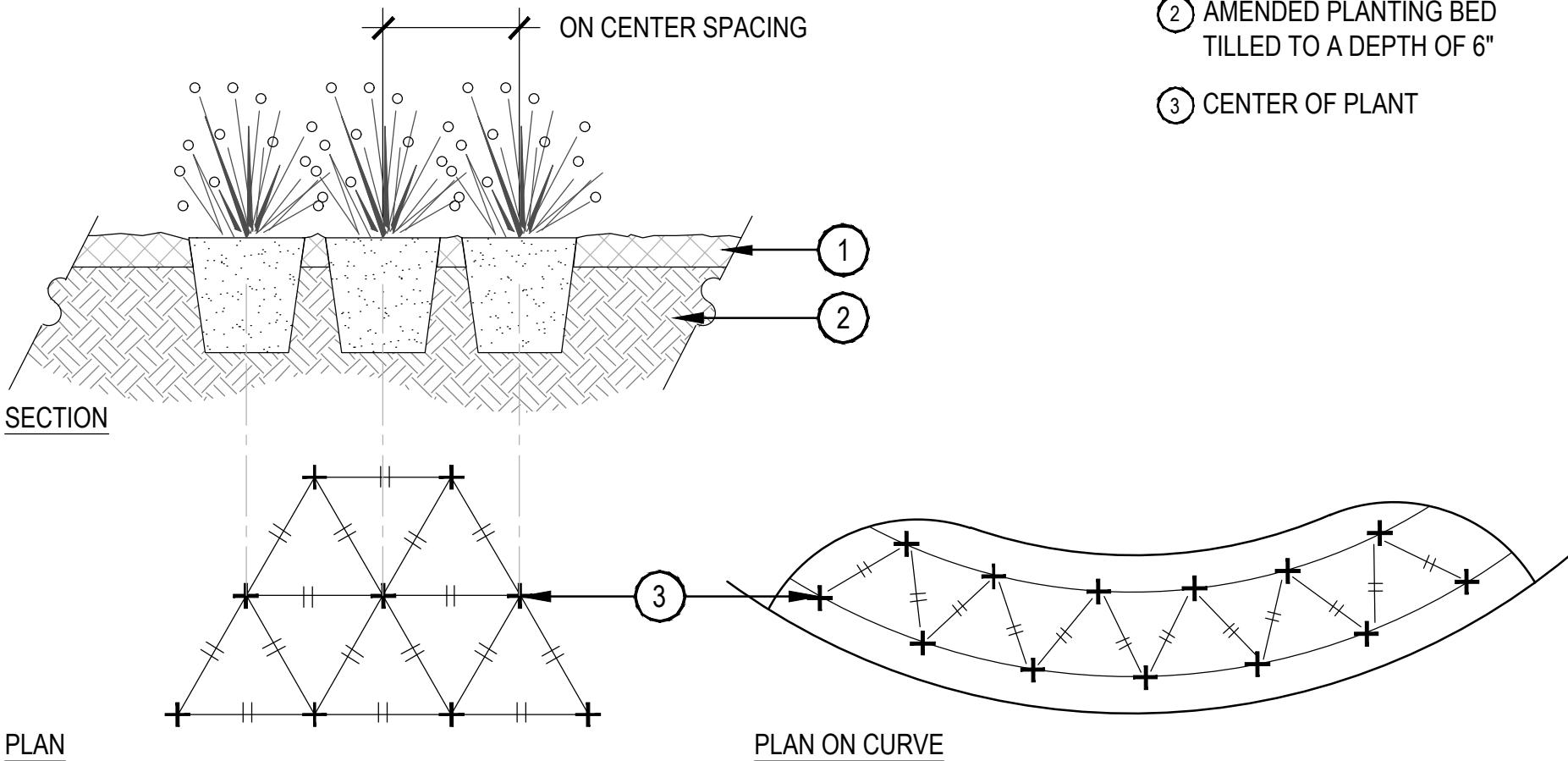
- 1 TRUNK PROTECTION - 1" BOARDS NO LESS THAN 5' LONG OR TO REACH FIRST SCAFFOLD BRANCH. WIRE TO HOLD BOARDS IN PLACE, NO NAILS PERMITTED. INCLUDE WRAPPING OF BURLAP UNDER BOARDS.
- 2 BRANCH PROTECTION - PROTECT LOWER BRANCHES OF TREE CANOPY. PROVIDE CONSTRUCTION FENCING OR EQUAL AT DRIPLINE MINIMUM.
- 3 PLACE SIGNS EVERY 50', PLACE SIGNS WHERE VISIBLE, ATTACH TO FENCING.

5 TREE PROTECTION

SCALE: 1/8" = 1'-0"

2 SHRUB PLANTING

SCALE: 1 1/2" = 1'-0"

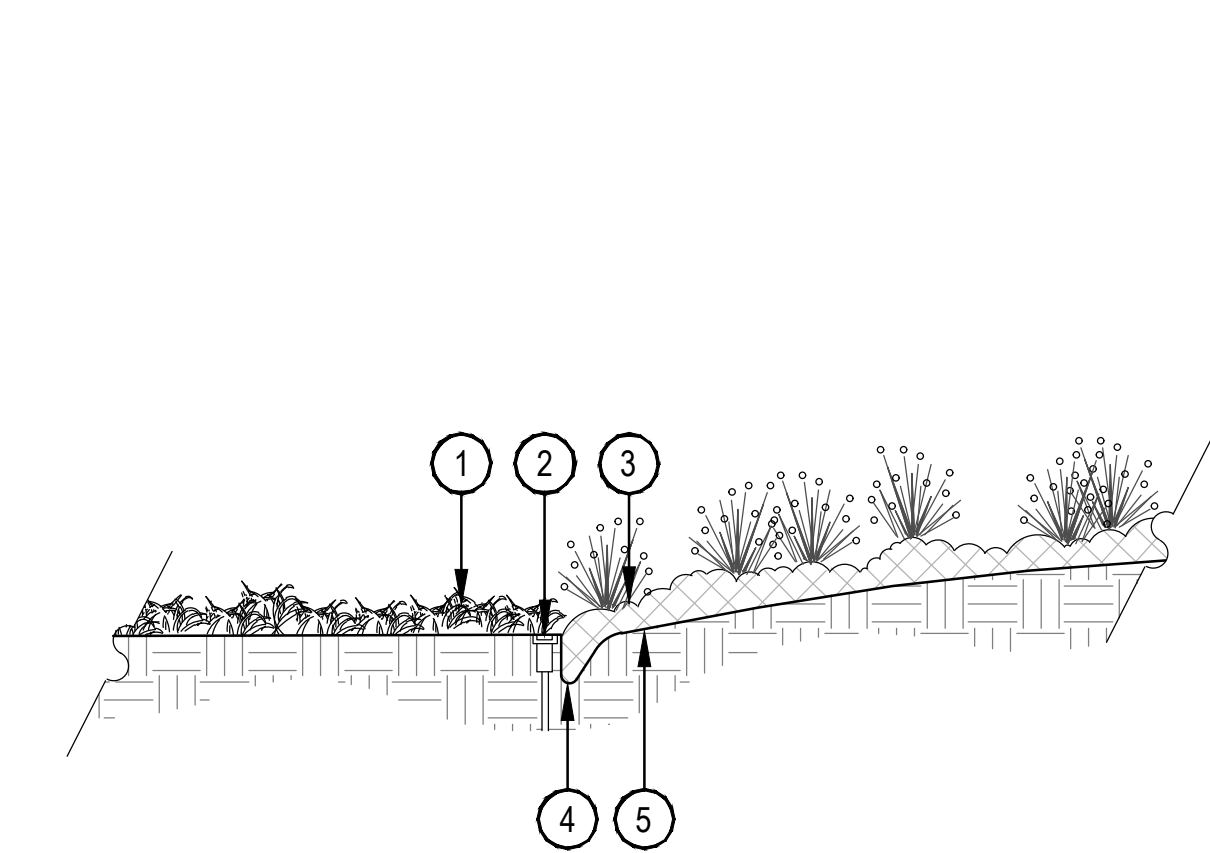


NOTES:

- WHEN PLANTED ON A CURVE, ORIENT ROWS TO FOLLOW THE LONG AXIS OF AREAS WHERE PLANTS ARE MASSED.

4 PERENNIAL AND NATIVE GRASS PLANTING LAYOUT

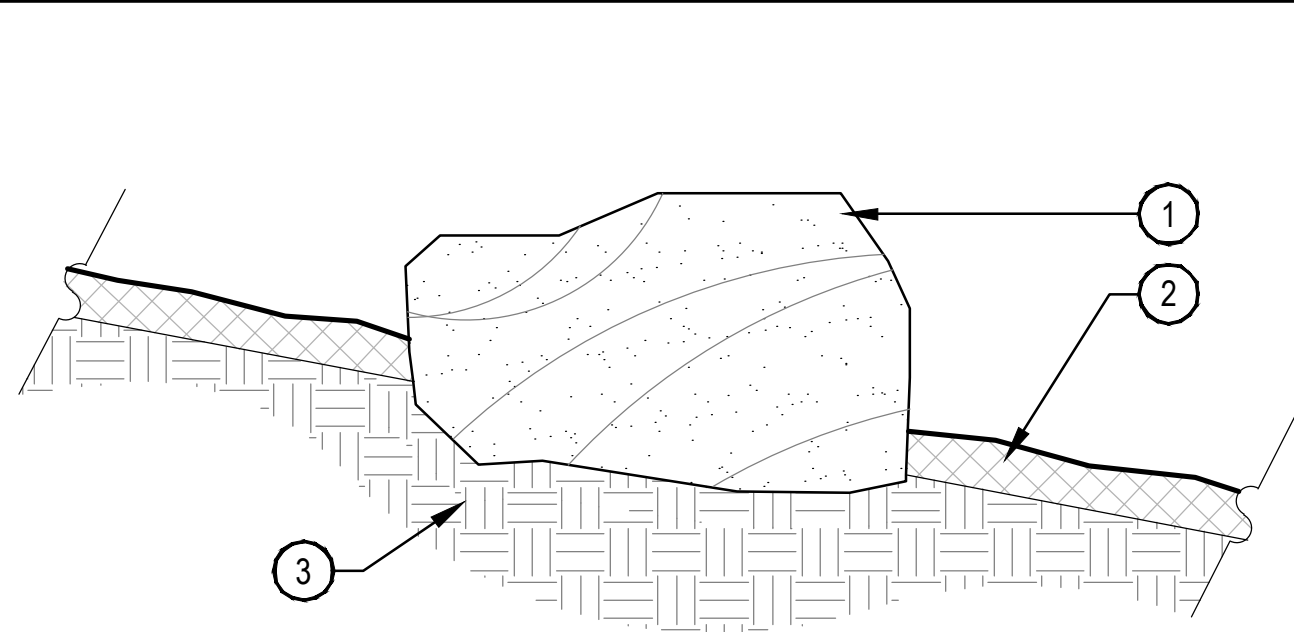
SCALE: 1" = 1'-0"



- 1 TURFGRASS OR DYLAND SEED
- 2 IRRIGATION HEADS SHOULD BE LOCATED ADJACENT TO MULCH BEDS, OFFSET HEAD INTO GRASS AREA TO ENSURE STABLE SUPPORT
- 3 PLANTING BED
- 4 VERTICAL SPADE CUT EDGE FILLED WITH SPECIFIED MULCH, TAPER EDGE OF BED SO MULCH IS DEEPER AGAINST SPADED EDGE
- 5 SPECIFIED DEPTH OF MULCH, TYPICALLY WOOD MULCH 3'-4" DEEP

6 SPADE CUT EDGE

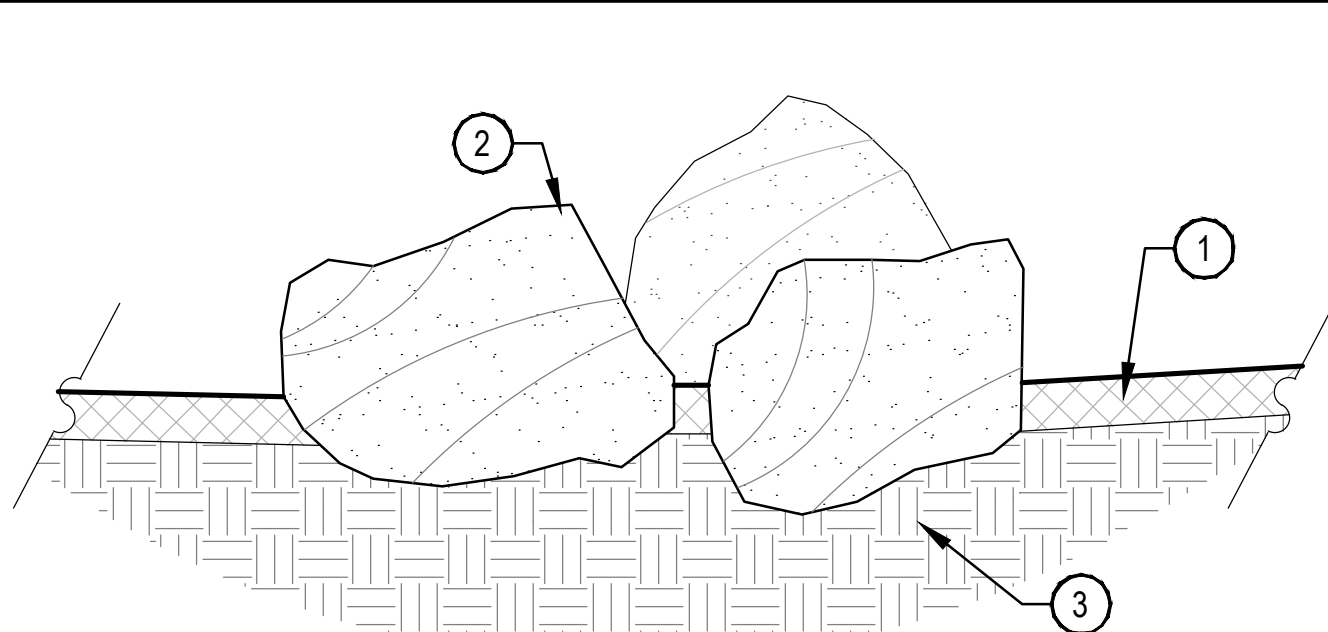
SCALE: 1/2" = 1'-0"



- 1 BOULDER, NATURALLY SET BOULDER SO THAT A MINIMUM 1/4 OF BOULDER IS BELOW FINISH GRADE, REFER TO MATERIAL SCHEDULE, SHEET L-002
- 2 ADJACENT LANDSCAPE, REFER TO PLAN FOR MATERIAL AND LOCATION
- 3 COMPACTED SUBGRADE
- 4 UNDISTURBED GRADE

NOTES:

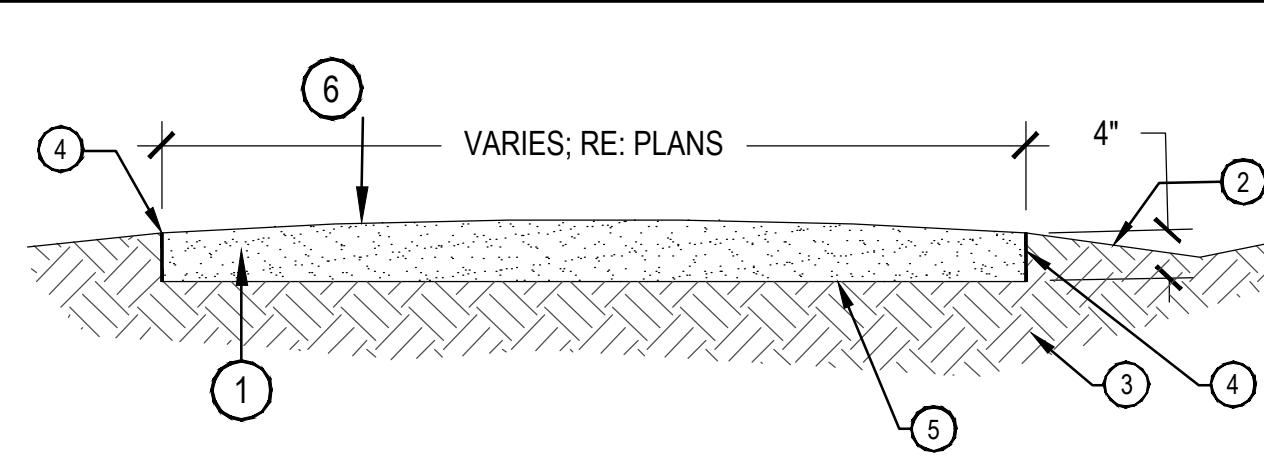
1. THESE ARE FREE STANDING BOULDERS ONLY. BOULDERS ASSOCIATED WITH THE BOULDER RETAINING WALLS, BOULDER OUTCROPPING, AND OR SIGNAGE ARE NOT COVERED BY THIS DETAIL.
2. THE LANDSCAPE ARCHITECT SHALL APPROVE LOCATIONS AND SIZES OF ALL BOULDERS PRIOR TO PLACING.
3. CONTRACTOR SHALL SUBMIT SAMPLE OR PHOTOS FOR APPROVAL.
4. LANDSCAPE BOULDER SHALL NOT BE PLACED WITHIN 4'-0" TRAFFIC LATERAL SETBACKS AS SHOWN ON PLANS.



- 1 ADJACENT LANDSCAPE TO BOULDERS, NO GAPS. SEE PLAN FOR LOCATION
- 2 LANDSCAPE BOULDER, NATURALLY SET BOULDER SO THAT A MINIMUM 1/4 OF BOULDER IS BELOW FINISH GRADE, REFER TO MATERIAL SCHEDULE, SHEET L-002 FOR TYPE AND SIZE
- 3 UNDISTURBED GRADE

NOTES:

1. THE LANDSCAPE ARCHITECT SHALL APPROVE LOCATIONS AND SIZES OF ALL BOULDERS PRIOR TO PLACING.
2. LANDSCAPE BOULDER SHALL NOT BE PLACED WITHIN TRAFFIC LATERAL SETBACKS AS SHOWN ON PLANS.



NOTES:

1. DECOMPOSED GRANITE/CRUSHER FINES MATERIAL SHALL MEET THE FOLLOWING SPECIFICATIONS: CLEAN, HARD, DURABLE PARTICLES OR FRAGMENTS OF 3/8" PLUS SELECT GRAY CRUSHED GRANITE. FINES SHALL BE EVENLY MIXED THROUGHOUT THE AGGREGATE. FINES SHALL BE ANGULAR AND MINIMUM OF 90% SHALL HAVE AT LEAST ONE FRACTURED FACE. COLOR TO BE APPROVED BY THE OWNER'S REPRESENTATIVE. SAMPLES OF FINES WILL BE SUBMITTED FOR APPROVAL PRIOR TO APPLICATION.
2. SUB BASE SHALL BE ROLLED AND COMPACTED, BOTH SINGLE 2-INCH LIFTS OF DECOMPOSED GRANITE APPLICATION SHALL BE WATERED, ROLLED AND COMPACTED WITH NO LESS THAN 10 PASSES EACH OF THE ROLLER. NO DECOMPOSED GRANITE AREA TESTING WILL BE REQUIRED.
3. PROVIDE A FABRIC UNDER THE ENTIRE EXTENT OF THE DECOMPOSED GRANITE TRAIL. TYPE #3401 THERMALLY SPUN POLYPROPYLENE, NON-WOVEN, THIN WEED CONTROL FABRIC 4.0 OZ/LINEAL YARD WEIGHT OR APPROVED EQUAL.
4. CONTRACTOR TO PROVIDE A CROSS-SLOPE IN CRUSHER FINES AREA AT 1-2% WITH GRADE WHERE TOPOGRAPHY DICTATES.

- 1 COMPACTED DECOMPOSED GRANITE/CRUSHER FINES, SEE MATERIAL SCHEDULE SHEET L-002
- 2 SLOPE ADJACENT GRADE AWAY
- 3 COMPACTED SUBGRADE
- 4 BENDA BOARD EDGER, EDGER NOT REQUIRED WHEN CONTAINED BY CONCRETE WALK OR CURB EDGE
- 5 WEED FABRIC
- 6 PRE-EMERGENT

1 LANDSCAPE BOULDER

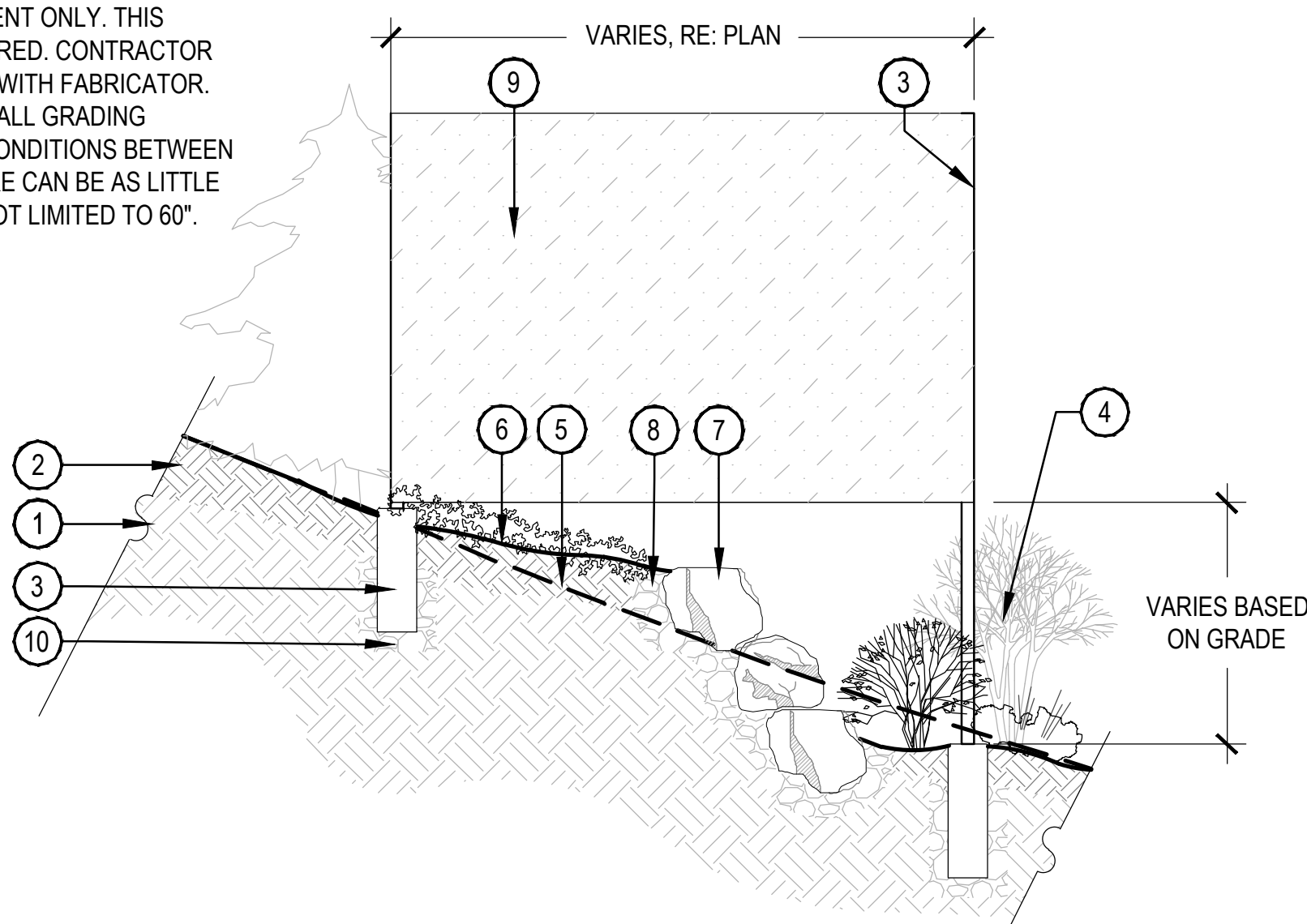
SCALE: 3/4" = 1'-0"

2 BOULDER CROPPING

SCALE: 1" = 1'-0"

NOTES:

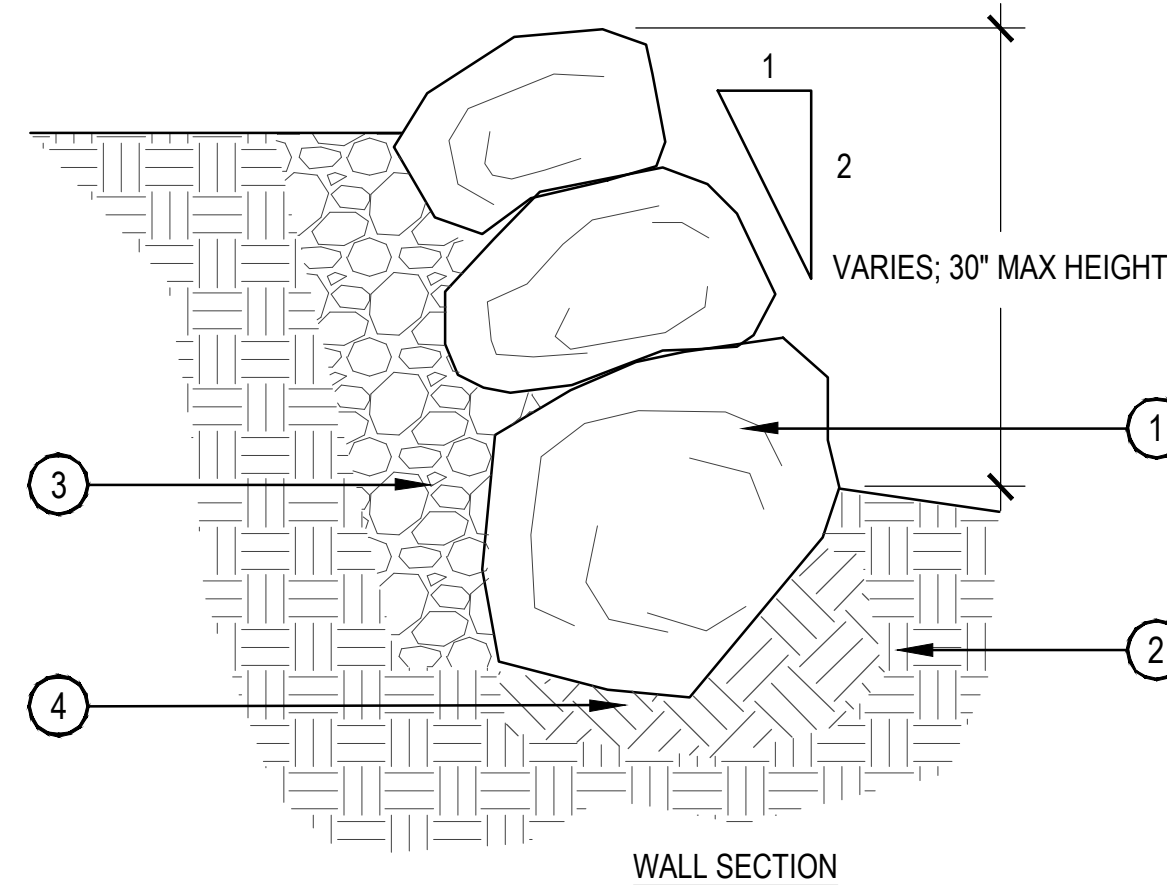
1. THIS DETAIL IS FOR DESIGN INTENT ONLY. THIS DETAIL HAS NOT BEEN ENGINEERED. CONTRACTOR TO COORDINATE INSTALLATION WITH FABRICATOR.
2. CONTRACTOR TO FIELD VERIFY ALL GRADING CONDITIONS ON SITE. HEIGHT CONDITIONS BETWEEN POSTS OF THE SAME STRUCTURE CAN BE AS LITTLE AS +/-2" OR AS GREAT AS BUT NOT LIMITED TO 60".



- 1 COMPACTED SUBGRADE
- 2 AMENDED TOP SOIL
- 3 FOR SIGN STRUCTURE AND SPECIFICATIONS, REFER TO FABRICATOR-PROVIDED DETAILS
- 4 ADJACENT LANDSCAPE, RE: PLAN
- 5 EXISTING TOPO
- 6 PROPOSED TOPO
- 7 LANDSCAPE BOULDERS FOR GRADE RETENTION AS NECESSARY
- 8 AGGREGATE FOR ASSISTED DRAINAGE
- 9 FINAL SURFACE BY ARTIST

3 CRUSHER FINES PATH

SCALE: 3/4" = 1'-0"



- 1 MOSS ROCK BOULDER, STACK WITH BATTER AS SHOWN AND LEAN TO UPHILL SIDE. BOULDERS SHOULD BE NO SMALLER THAN 18"x18"x18"
- 2 UNDISTURBED SOIL
- 3 ON-SITE GRAVEL AND SOIL BACKFILL TO HOLD STONES IN PLACE
- 4 4" MIN. COMPACTED ROADBASE

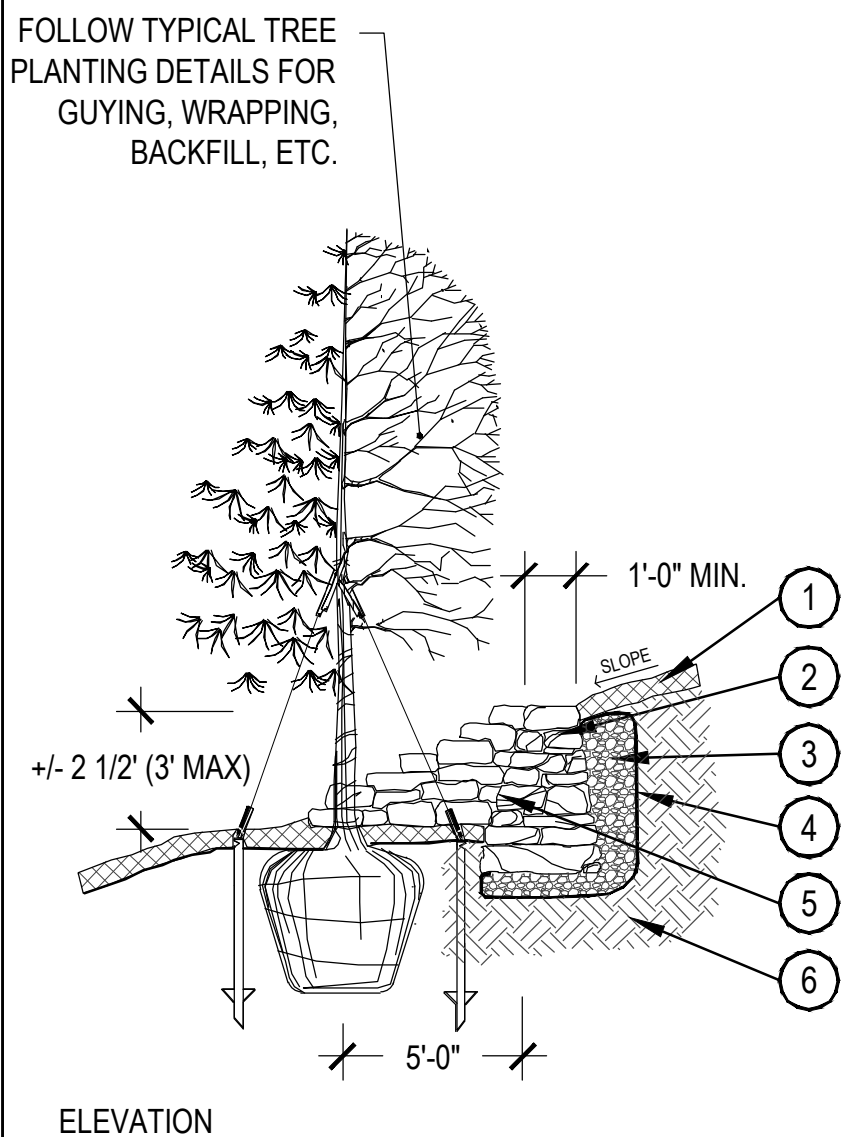
4 MURAL FRAMEWORK AND BASE - TYPICAL CONDITION

SCALE: 1/4" = 1'-0"

FOLLOW TYPICAL TREE PLANTING DETAILS FOR GUYING, WRAPPING, BACKFILL, ETC.

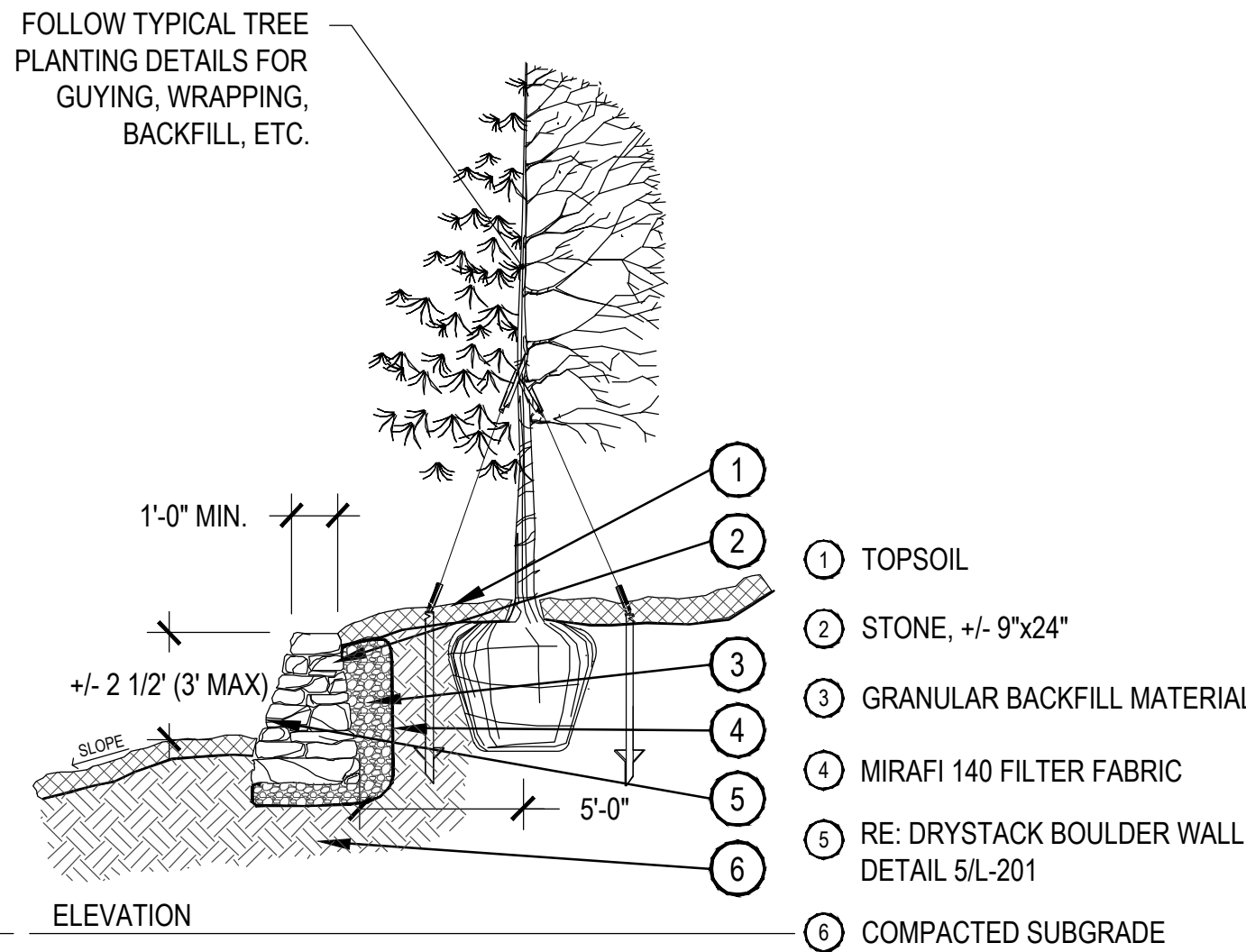
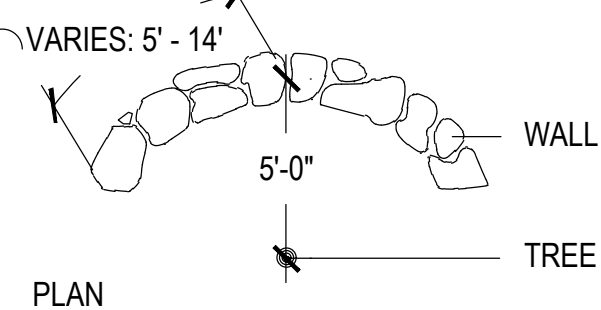
NOTES:

1. CONSTRUCT WALL OF SILOAM STONE. THE MINIMUM SIZE OF STONE SHALL BE FOUR INCHES IN RISE x NINE INCHES IN DEPTH x TWELVE INCHES LONG. ALL STONE SHALL BE SOUND, DURABLE, FREE FROM REEDS, RIFTS, SEAMS, LAMINATIONS, AND MINERALS WHICH WOULD CAUSE DISCOLORATION OR DETERIORATION FROM WEATHERING. STONE SHALL BE ACCEPTABLE TO THE OWNER'S REP AND THE ENGINEER. CONSTRUCT SAMPLE FOR APPROVAL.
2. WALLS ARE TO BE CONSTRUCTED ON COMPACTED AGGREGATE. SUBGRADE BELOW IS TO BE LEVEL IN TRAVERSE DIRECTION. SUBGRADE SHALL NOT EXCEED 5% LONGITUDINAL DIRECTION (STEP SUBGRADE IF GREATER THAN 5%).
3. ROCK WEIGHT IS NOT TO BE LESS THAN 130 POUNDS PER CUBIC FOOT.
4. THE STONE FOR THE WALL SHALL BE LAID TO FORM SUBSTANTIAL MASONRY PRESENTING A NEAT, FINISHED APPEARANCE. FRONT FACE SHALL BE A FLAT PLAIN, WITH IRREGULAR JOINTS. JOINTS SHALL BE OFFSET A MIN OF 6", WITH GAPS NO LARGER THAN 1".
5. IF WALL HEIGHT IS TALLER THAN 36", CONTRACTOR SHALL SUBMIT DRAWINGS APPROVED BY A STRUCTURAL ENGINEER.



- 1 TOPSOIL
- 2 STONE, +/- 9"x24"
- 3 GRANULAR BACKFILL MATERIAL
- 4 MIRAFI 140 FILTER FABRIC
- 5 RE: DRYSTACK BOULDER WALL, DETAIL 5/L-201
- 6 COMPACTED SUBGRADE

FOLLOW TYPICAL TREE PLANTING DETAILS FOR GUYING, WRAPPING, BACKFILL, ETC.



- 1 TOPSOIL
- 2 STONE, +/- 9"x24"
- 3 GRANULAR BACKFILL MATERIAL
- 4 MIRAFI 140 FILTER FABRIC
- 5 RE: DRYSTACK BOULDER WALL, DETAIL 5/L-201
- 6 COMPACTED SUBGRADE

6 TREE PLANTING INTO SLOPE WITH BOULDER WALL

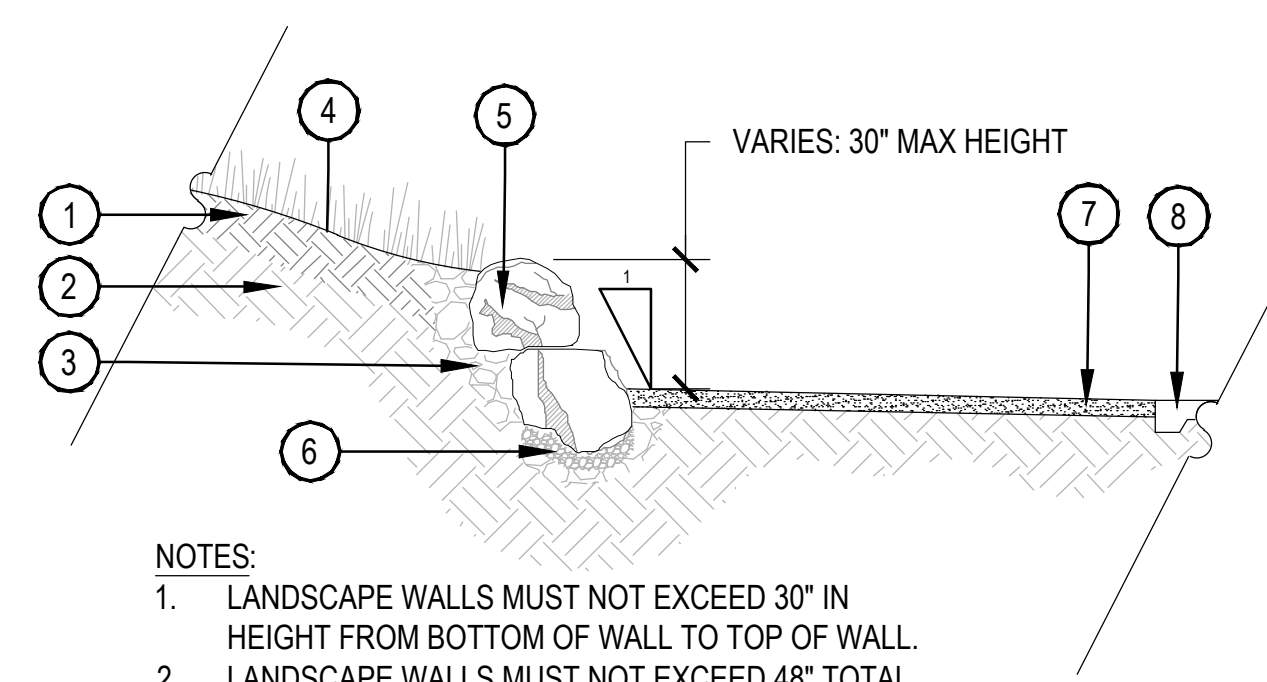
SCALE: 3/16" = 1'-0"

7 TREE PLANTING OUT OF SLOPE WITH BOULDER WALL

SCALE: 3/16" = 1'-0"

8 NATURALIZED LANDSCAPE BOULDER RETAINING WALL

SCALE: 1/4" = 1'-0"



- 1 AMENDED TOP SOIL
- 2 SUBGRADE
- 3 AGGREGATE FOR ASSISTED DRAINAGE
- 4 ADJACENT LANDSCAPE, RE: PLAN
- 5 LANDSCAPE BOULDER, RE: MATERIAL SCHEDULE ITEM M-102/SHEET L-200. RE: DRYSTACK BOULDER WALL, DETAIL 5/L-201. BASE COURSE SHALL BE BURIED MINIMUM 6" BELOW FINISHED GRADE.
- 6 6" CLASS 6 ROAD BASE COMPACTED TO 90% PROCTOR DENSITY
- 7 CRUSHER FINES, RE: DETAIL 3/L-201
- 8 ADJACENT SIDEWALK, RE: PLAN

NOTES:

1. LANDSCAPE WALLS MUST NOT EXCEED 30" IN HEIGHT FROM BOTTOM OF WALL TO TOP OF WALL. LANDSCAPE WALLS MUST NOT EXCEED 48" TOTAL HEIGHT FROM BOTTOM OF BASE COURSE TO TOP OF WALL. WALL SECTIONS TALLER THAN 48" WILL REQUIRE ENGINEERING STAMPS. CONTACT OWNER'S REPRESENTATIVE IF SUCH CONDITION OCCURS.
2. NO LANDSCAPE WALLS SHALL ENCROACH INTO THE CLEAR ZONE OF CDOT RIGHT OF WAYS.
3. LANDSCAPE ARCHITECT TO BE ON-SITE TO APPROVE BOULDER LAYOUT.



1 ELEVATION A: CHAMBERS AVE EAST BOUND

SCALE: NTS



1 ELEVATION B: LOOKING SOUTH ACROSS GATHERING AREA

SCALE: NTS

NOTES:

1. GRAPHIC ILLUSTRATIVES PROVIDED TO CONVEY DESIGN INTENT ONLY. REFER TO PLANS FOR CONSTRUCTION INFORMATION AND DETAILS.
2. EXACT MATERIALS AND PLANT SPECIES HAVE NOT BEEN MODELED EXACTLY. REFER TO PLANS FOR FINAL DESIGN.
3. BACKGROUND STORAGE STRUCTURES OWNED BY ALPINE LUMBER MODELED AT 17'-0". APPROXIMATE HEIGHT OF EXISTING STRUCTURE IS 12'-0" ALONG THE PROPERTY LINE.



PROPOSED BROWN SANDSTONE for EBY CREEK RD at CHAMBERS ART MURAL LANDSCAPING

EBY CREEK RD at CHAMBERS ART MURALS ESTIMATE

Prepared: August 3, 2022-Revised June 9, 2023

	<u>BUDGET</u>	<u>\$ SPENT</u>	<u>FUTURE \$</u>	<u>TOTAL \$</u>
2021/2022 BUDGET - PUBLIC ART - 31-51-752	\$50,000.00			
2022 BUDGET - CDOT ROW at Gateway Beautification	\$200,000.00			
2023 BUDGET - Eby Creek Rd at Chambers Art Mural	\$375,000.00			
<u>2019-2021 Expenditures</u>				
Arts Management & Planning Assoc		\$4,465.07		\$4,465.07
Flying Shoe Arts		\$250.00		\$250.00
Art Space		\$250.00		\$250.00
SO-GNAR Inc		\$250.00		\$250.00
				\$0.00
<u>2022-2023 Expenditures</u>				
Flying Shoe Arts--Painting 3qty 10'x40' Art Murals		\$14,400.00		\$14,400.00
Flying Shoe Arts-Reimburseable Materials		\$3,300.00		\$3,300.00
Wylaco - Sample Materials		\$275.00		\$275.00
				\$0.00
Norris Design - Conceptual Design, Estimate, etc		\$18,800.00		\$18,800.00
Norris Design - Final Design & Construction Set		\$31,300.00		\$31,300.00
				\$0.00
PCI - Fab of 9qty 8, 12' & 16' wide x 10"tall Art Mural Frames		\$141,350.00	\$42,600.00	\$183,950.00
PCI - Install Foundations & erect Frames & Art Panels		\$102,440.00	\$6,000.00	\$108,440.00
PCI - Bonding, Insurance, & GC Fee		\$36,720.00		\$36,720.00
PCI CONTINGENCY Allowance (10%)		\$22,455.00	\$6,785.00	\$29,240.00
				\$0.00
ESTIMATE - Grading, Irrigation & Landscaping			\$120,000.00	\$120,000.00
ESTIMATE - Grading & Landscapng Bonding			\$7,000.00	\$7,000.00
				\$0.00
ESTIMATE - Viewing Area			\$20,000.00	\$20,000.00
				\$0.00
New Electric - Electrical		\$3,675.00	\$26,325.00	\$30,000.00
				\$0.00
ESTIMATE - OTHER CONTINGENCY		\$6,300.00	\$10,000.00	\$16,300.00
	<u>BUDGET</u>	<u>\$ SPENT</u>	<u>FUTURE \$</u>	<u>TOTAL \$</u>
TOTALS	\$625,000.00	\$386,230.07	\$238,710.00	\$624,940.07



To: Mayor Turnipseed and Town Council

From: Jill Kane, Finance Director

Date: June 13, 2023

Agenda Item: Resolution 33, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Allocating the Entire Balance of Community Enhancement Funds, Established by Holy Cross Energy, To Fund In Part the Art Mural and Beautification Project Near Eby Creek Road and Chambers Avenue"

REQUEST: For Town Council to consider approving the proposed resolution allocating the entire balance of the Town's Holy Cross Community Enhancement Funds to be utilized to fund, in part, for the Art Mural and Beautification Project near Eby Creek Road and Chambers Avenue.

INTRODUCTION: The Town has received preliminary approval from Holy Cross to use \$402,900.78 of Holy Cross community enhancement funds for the Art Mural and Beautification Project. \$402,900.78 is the current balance of the Town's community enhancement funds.

ANALYSIS: In 2010 the Town approved Ordinance No. 19, series 2010, granting a franchise to Holy Cross Energy. Article 11 of the ordinance provides that Holy Cross will dedicate 1% of its annual revenues to the Town, in the form of Community Enhancement funds, "designed to make a difference in people's lives and the communities in which they reside". The community enhancement funds may be used for the following:

- 1) Beautification projects
- 2) Energy conservation projects
- 3) Equipment and technology upgrades for schools
- 4) Scholarship funds
- 5) Acquisition of open space and/or park land and development thereof
- 6) Sponsorship of special community events
- 7) Undergrounding of overhead electric and other utility lines
- 8) Distributed energy resource projects
- 9) Electric vehicle charging infrastructure
- 10) Participation in the renewable energy purchase program
- 11) Other purposes with the express written consent of Holy Cross Energy

The Town is required to approve a resolution and make a formal request to Holy Cross in order to spend the community enhancement funds. The Town may elect to conduct this process on an annual basis and consistently spend down the funds, however, historically the Town has saved monies year over year to accumulate funds to a larger project. The last project completed paid for approximately 40% of the pedestrian bridge over I-70, which was completed in 2014.

Staff recommends utilizing the entire community enhancement fund balance on the Art Mural and Beautification Project. The funds would cover approximately 65% of the \$625,000 total project cost. This will also allow the Town to free up unrestricted funds in the Town's Capital Improvement Fund for upcoming projects.

COMMUNITY INPUT: No community input has been received to date.

BUDGET / STAFF IMPACT: If approved there will be no difference in the total cost of the project or the Capital Improvement Funds ending fund balance, the Town would be utilizing a restricted fund balance instead of an unrestricted fund balance. There is a little more administrative staff time needed to release these funds to be spent, however no additional staff time is needed to complete the project.

STRATEGIC PLAN ALIGNMENT/STANDARDS ACHIEVED: N/A – This is more an administrative item.

RECOMMENDED ACTION OR PROPOSED MOTION:

Motion to **approve** or **deny** Resolution 33, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Allocating the Entire Balance of Community Enhancement Funds, Established by Holy Cross Energy, To Fund In Part the Art Mural and Beautification Project Near Eby Creek Road and Chambers Avenue"

ATTACHMENTS:

- Resolution 33, Series 2023

TOWN OF EAGLE, COLORADO
RESOLUTION NO. 33
(Series of 2023)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO
ALLOCATING THE ENTIRE BALANCE OF COMMUNITY ENHANCEMENT FUNDS,
ESTABLISHED BY HOLY CROSS, TO FUND IN PART THE ART MURAL AND
BEAUTIFICATION PROJECT NEAR EBY CREEK ROAD AND CHAMBERS AVENUE

WHEREAS, the Town of Eagle adopted an Ordinance No. 19 in 2010 granting a Franchise to Holy Cross Energy to locate, build, install, construct, acquire, purchase, extend, maintain, repair and operate facilities for the purchase, generation, transmission and distribution of electrical energy, and to furnish, sell and distribute said electrical energy to the residents of the Town of Eagle ("Franchise Ordinance");

WHEREAS, Article 11 of said Franchise Ordinance established a Community Enhancement Fund whereby Holy Cross Energy agreed to make annual payments to a Community Enhancement Fund equal to one percent (1 %) of its prior year's revenues collected from the sale of electricity within the boundaries of the Town;

WHEREAS, in accordance with the Franchise Ordinance such funds shall be spent for (1) beautification projects, (2) energy conservation projects, (3) equipment and technology upgrades for schools, (4) scholarship funds, (5) acquisition of open space and/or park land and development thereof, (6) sponsorship of special community events, (7) undergrounding of overhead electric and other utility lines, (8) distributed energy resource projects, (9) electric vehicle charging infrastructure, (10) Participation in the renewable energy purchase program, (11) or other purposes with the express written consent of Holy Cross Energy;

WHEREAS, the total sum that has accumulated in the Holy Cross Energy Community Enhancement Fund is four hundred two thousand nine hundred dollars and seventy-eight cents (\$402,900.78);

WHEREAS, the Town Council find and determines that said funds should be used to fund, in part, the art mural and beautification project near the intersection of Eby Creek Road and Chambers Avenue currently under construction within the Town; and

WHEREAS, Holy Cross Energy has consented to such funds being expended for such project.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO AS FOLLOWS:

Section 1. The entire balance of four hundred two thousand nine hundred dollars and seventy-eight cents (\$402,900.78) accumulated to date in the Community Enhancement Fund established pursuant to the Franchise Ordinance shall be allocated and used to fund in part the

art mural and beautification project near the intersection of Eby Creek Road and Chambers Avenue.

Section 2. The Finance Director is hereby authorized and directed to provide Holy Cross Energy written notice of the Town's intended use of the funds.

INTRODUCED, READ, PASSED AND ADOPTED ON JUNE 13, 2023.

TOWN OF EAGLE, COLORADO

Scott Turnipseed, Mayor

ATTEST:

Jenny Rakow, Town Clerk



To: Mayor and Town Council

From: Jill Kane, Finance Director

Date: June 13, 2023

Agenda Item: Resolution 41, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado Transferring Budgeted and Appropriated Funds from Capital Projects in the Capital Improvements Fund, Water Fund, and Waste Water Fund For Other Capital Projects Within Those Same Funds That Were Unanticipated for the 2023 Budget Year."

REQUEST: Staff requests that the Council review proposed Resolution 41, Series 2023 providing for a reallocation of capital expenditures in several funds to other capital projects in those same funds for the 2023 budget year. If council disagrees with any of the proposed budgetary amendments, staff requests the council to advise staff to amend the budget amendments in which they see fit.

BACKGROUND: The Council has already approved the 1st supplemental for the 2023 budget year, which increased the overall budgetary spending. Staff have also been working on the several budget amendments which will reallocate already appropriated funds for capital project expenditures in the Capital Improvements Fund, Water Fund, and Wastewater Fund to other capital projects, that were unanticipated for the 2023 budget year.

A budget amendment is for the reallocation of appropriated funds within the same fund and does not require an additional appropriation of funds. Per our policy operating expenditures can be reappropriated with Town Manager Approval, however, Capital expenditure reappropriations do require Council Approval.

ANALYSIS: Below are the budget amendment requests for reallocation:

Capital Improvements Fund: *Total Requested Reallocation: \$31,500*

- **Sylvan Lake Roundabout Street Crossing:** The Town budgeted \$350,000 for construction of the Sylvan Lake Rd and Capital St. Refuge Island/Flashing Light. Staff will continue with design and engineering work in 2023, however construction will not be completed until 2024. Staff is recommending utilizing savings for completing the Sylvan Lake Roundabout Street Crossing. The Town had \$31,500 budgeted in 2022 for the Sylvan Lake Roundabout Street Crossing which was not completed. Staff recommends utilizing savings to complete this project in 2023.
- **Smart Poles, Lighting, and Wireless Repeaters:** The Town of Eagle and the Downtown Development Authority have partnered to build Town Internet throughout the Broadway Corridor. To make the system more resilient and to provide coverage throughout additional business districts and areas of interest, we will be installing repeaters in the light fixtures throughout Chambers and Market Street in 2023. Approximately 40 light fixtures or other points of installation are budgeted per year which is expected to cover either a small business district or residential subdivision.
 - Staff is recommending renaming this capital item **"Expanding Broadband and Smart City Services to Business Districts"** to allow flexibility in the execution. The Smart Pole and lighting

technology that was to be utilized, staff is not recommending that we move forward with. Staff has found a less expensive and better technology to utilize for this purpose.

- **Fiber Expansion Along Grand Ave to LBWTP:** The Town of Eagle has invested in wireless infrastructure throughout Town. The Fiber expansion project will connect key wireless nodes via fiber for redundancy and resiliency. Key sites include Lower Water Facilities, key water tanks, Upper Water Facility, Parks and other Town buildings or areas of interest.
 - Staff is recommending renaming this capital item **“Fiber Conduit throughout Town”** to allow flexibility in the execution. Staff is unsure whether the fiber expansion along Grand Ave in partnership with Holy Cross Energy will come to fruition in 2023, however, would like the opportunity to partnership with other organizations for fiber installations around Town as opportunities arise.

Wastewater Fund: *Total Requested Reallocation: \$250,000*

- In 2022 staff tried to resolve the mixing zone issue in the Eagle River at the discharge location from the WW treatment plant in another manner and at a lower cost. The \$250,000 was budgeted in 2023 in case the resolution did not work, however, staff was able to find a solution and thus the \$250,000 is no longer needed for additional mixing zone work. Staff is recommending utilizing this savings for the following:
 - **Wastewater Facility Improvements - Nutrient Criteria Nitrogen:** The initial engineering scope and fee for design of total inorganic nitrogen and total phosphorus removal came in significantly higher than anticipated. Currently there is \$200,000 budgeted Nutrient Criteria Nitrogen. Staff is recommending utilizing the \$206,000 saving to increase the 2023 budget to \$406,000 for Nutrient Criteria Nitrogen engineering and design work.
 - **Yearout Energy Solar Project:** The Town needs to allocate funds for Yearout Energy Solar for the 750 KW system and other Yearout expenses for this project. The total projected expenses are \$84,300, the WW Fund's portion of this project is \$44,000.

Water Fund: *Total Requested Reallocation: \$959,100*

- The Town budgeted \$3,675,000 in 2023 for the construction of the Cemetery Water Tank, Staff has determined that construction will be pushed to 2024 and there will be significantly less spending in 2023. Staff would like to allocate some of the Cemetery Tank funds to the following projects:
 - **UBWTP - New Fluoride System:** The Town budgeted \$15,750 in 2022 for a new Fluoride System at the Upper Basin treatment plant. Actual spending in 2022 was \$4,751.25. Staff needs another \$5,000 to finish the project, answer RFIs from CDPHE and wiring interlock into SCADA system.
 - **UBWTP - Chlorine Feed System:** Staff is recommending utilizing \$35,000 for a new Chlorine Feed System at the UBWTP - Replacement of aging equipment (\$22,254), Control panel rebuild and relocation to prevent corrosion (\$5,976), Contingency for electrical and HVAC work (\$6770).
 - **Tank Replacement - East Eagle Water Tank:** Staff is recommending \$410,000 be reallocated from the Cemetery Tank to the East Eagle Water Tank to begin Engineering and design work. This project was not identified in the current 5-year CIP.
 - **Water Fill Station:** The Water Fill Station was originally budgeted and started in 2021 for \$60,000. At YE 2022 total project spending was \$47,485. There was \$30,000 budgeted in the 2022 budget that went unspent. The remainder of the work will be completed in 2023. YTD the Town has spent \$30,600. Staff is requesting an additional \$20,000 to finish out the electrical work bring power to the fill station from the WWTF.
 - **UBWTP - Valve Replacement:** The Town had \$18,000 budgeted in 2022 for the UBWTP-Valve Replacement. This project was not completed, staff requests that \$17,500 is allocated from the Cemetery Tank to complete this project in 2023.
 - **Yearout Energy Solar Project:** The Town needs to allocate funds for Yearout Energy Solar for the 750 KW system and other Yearout expenses for this project. The total projected expenses

are \$84,300, the Water Funds portion of this project is \$41,000. This project was not identified in the current 5-year CIP.

- **Eby Creek Lower Tank Rehab:** The Town had a complete Eby Creek Tank Replacement identified in the 5-year CIP for 2025 construction with a total cost of \$3.8 million. The Lower Eby Creek Booster Pump Station and Water Storage Tank were constructed in the 1980s and have been in continuous service ever since. The interior coating of the tank has failed on the roof support structure exposing structural members to the corrosive environment in the headspace of the water storage tank. The near-term recoating will prevent further damage to the interior of the tank and extend its useful life. Currently recoating is being estimated at \$1 per gallon of storage and tank replacement is estimated between \$5 to \$9 per gallon. The existing Lower Eby Creek Tanks finished floor is approximately 18-feet below the other tanks serving the intown pressure zone increasing operational efforts. This project will also reconfigure yard piping to minimize operational considerations and increase tank turnover. This request is for the design and engineering work needed. The project will be completed in 2024. The Town had a complete Eby Creek Tank Replacement identified in the 5-year CIP for 2025 construction with a total cost of \$3.8 million. Rehabbing the tank requires significantly less capital to repair and spruce up a tank than it does to replace and can also be faster and less disruptive to the water system.
- **Lower Eby Creek Tank and Booster Pump Station Replacement:** This project was currently identified to be completed in 2025 in the 5-year CIP. The booster pump station is currently below grade and due for lifecycle replacement. Additionally, the Lower Eby Creek Tank is in need of rehab in the near term. The existing Lower Eby Creek Tanks finished floor is approximately 18-feet below the other tanks serving the intown pressure zone increasing operational efforts. This project will replace the booster pump station, reconfiguration of piping, and yard piping to increase turnover in the existing tank. This request is for the design and engineering work needed. The project will be completed in 2024.
- **UBWTP: 2 MG Tank Rehab:** This project was currently identified to be completed in 2026 in the 5-year CIP. The UBWTP 2.0 MG Water Storage Tank was constructed in the 1997s and has been in continuous service ever since. The interior coating of the tank has failed exposing structural members to the corrosive environment in the headspace of the water storage tank. The near-term recoating along with replacement of damaged structural members will prevent further damage to the interior of the tank and extend its useful life. The tank provides contact time for the UBWTP and as a critical part of the process it currently cannot be taken out of service. This project will identify viable alternatives to remove the tank from service, recoat both the interior and exterior, and make required regulatory improvements. This request is for the design and engineering work needed. The project will be completed in 2024.

COMMUNITY INPUT: No public comment has been received to date on the requested 2023 budget amendments for reallocation of capital expenditures.

BUDGET / STAFF IMPACT: The requested budget amendments do not increase or decrease 2023 budgetary spending. Most projects are being rolled forward from the prior year or identified in a future that staff identifies as a priority and recommends moving forward. There are only a couple projects that were not currently or previously identified in the Town's Capital Improvement Plan and analysis, the most significant and impactful being the East Eagle Water Tank.

STRATEGIC PLAN ALIGNMENT/STANDARDS ACHIEVED: A majority of 2023 proposed budget amendment items will allow staff to continue to move forward with projects that are geared towards major objectives prioritized by the Town Council.

The actual budget amendment reflects the Town's "transparency and community engagement" guiding principle in which we strive to continue to build public trust by communicating in a timely manner and receiving feedback from the public concerning the Town's budget and any amendments thereto.

RECOMMENDED ACTION OR PROPOSED MOTION:

Motion to **approve** or **deny** Resolution 41, Series 2023, “A Resolution of the Town Council of the Town of Eagle, Colorado Transferring Budgeted and Appropriated Funds from Capital Projects in the Capital Improvements Fund, Water Fund, and Waste Water Fund For Other Capital Projects Within Those Same Funds That Were Unanticipated for the 2023 Budget Year.”

ATTACHMENTS:

- Resolution 41, Series 2023
- Budget Amendment Request Form – Capital Improvements Fund: Sylvan Lake Roundabout Crossing
- Budget Amendment Request Form – Capital Improvements Fund: IT
- Budget Amendment Request Form – Wastewater Fund
- Budget Amendment Request Form – Water Fund

TOWN OF EAGLE, COLORADO
RESOLUTION NO. 41
(Series of 2023)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF EAGLE, COLORADO TRANSFERRING BUDGETED AND APPROPRIATED FUNDS FROM CAPITAL PROJECTS IN THE CAPITAL IMPROVEMENTS FUND, WATER FUND, AND WASTE WATER FUND FOR OTHER CAPITAL PROJECTS WITHIN THOSE SAME FUNDS THAT WERE UNANTICIPATED FOR THE 2023 BUDGET YEAR.

WHEREAS, the Town Council finds it necessary to amend the 2023 budget to more accurately reflect capital expenditures for 2023;

WHEREAS, the Town Council finds it necessary to reallocate funds appropriated for capital projects in the Capital Improvement Fund to other capital projects to offset unanticipated expenses in 2023 and to rename projects to allow for flexibility in execution of the projects;

WHEREAS, the Town Council finds it necessary to reallocate funds appropriated for capital projects in the Wastewater Fund to other capital projects to offset unanticipated expenses in 2023;

WHEREAS, the Town Council finds it necessary to reallocate funds appropriated for capital projects in the Water Fund to other capital projects to offset unanticipated expenses in 2023;

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUCIL OF THE TOWN OF EAGLE, COLORADO AS FOLLOWS:

Section 1. The sum of \$31,500 is hereby reallocated from the Capital Improvement Fund Sylvan Lake Road and Capital Street Refuse Island/Flashing Light project to the Sylvan Lake Roundabout Street Crossing project.

The Capital Improvement Fund Smart Poles, Lighting, and Wireless Repeaters project and funding is hereby retitled to the Expanding Broadband and Smart City Services to Business Districts project to allow flexibilitiy in the execution.

The Capital Improvement Fund Fiber Expansion Along Grand Ave to LBWTP project and funding is hereby retitled to the Fiber Conduit throughout Town project to allow flexibilitiy in the execution.

Section 2. The sum of \$250,000 is hereby reallocated from the Wastewater Fund Mixing Zone in Eagle River project as follows:

- a. Wastewater Facility Improvements - Nutrient Criteria Nitrogen (\$206,000)
- b. Yearout Energy Solar Project (\$44,000)

Section 3. The sum of \$959,100 is hereby reallocated from the Water Fund Cemetery Tank replacement project as follows:

- a. UBWTP - New Fluoride System (\$5,000)
- b. UBWTP - Chlorine Feed System (\$35,000)
- c. Tank Replacement - East Eagle Water Tank (\$410,000)
- d. Water Fill Station (\$50,600)
- e. UBWTP - Valve Replacement (\$17,500)
- f. Yearout Energy Solar Project (\$41,000)
- g. Eby Creek Lower Tank Rehab (\$100,000)
- h. Lower Eby Creek Tank and Booster Pump Station Replacement (\$100,000)
- i. UBWTP: 2 MG Tank Rehab (\$200,000)

INTRODUCED, READ, PASSED, AND ADOPTED ON JUNE 13, 2023

TOWN OF EAGLE, COLORADO

By: _____
Scott Turnipseed, Mayor

ATTEST:

Jenny Rakow, Town Clerk

TOWN OF EAGLE

TRANSFERS BETWEEN LINE ITEMS WITHIN A DEPARTMENT

INSTRUCTIONS:

This budget amendment request form is used to transfer funds from one expense account to another expense account within the same department (*when needing to be completed outside of the budget process*). This budget amendment requires the approval of the Town Manager, unless it changes the Council strategic goals or capital project spending. The amendment will be submitted to the Town Manager for review and action. If approved it will be entered into the accounting system. If denied you will be notified.

Please provide the following information and submit to the Finance Director

EXPENSE ACCOUNT(S) TO DECREASE		
GL EXPENSE ACCT #	GL ACCT DESCRIPTION	AMOUNT
31--52-737-30	Traffic Control Improvements - Sylvan Lake Rd and Capital St. Refuge Island-Flashing Light.	31,500.00
TOTAL		31,500.00

EXPENSE ACCOUNT(S) TO INCREASE		
GL EXPENSE ACCT #	GL ACCT DESCRIPTION	AMOUNT
31-52-712-312213	ROW Improvements - Sylvan Lake Roundabout Street Crossing	31,500.00
TOTAL		31,500.00

REASON FOR BUDGET AMENDMENT REQUEST:

The Town has \$350,000 budgeted for construction of the Sylvan Lake Rd and Capital St. Refuge Island/Flashing Light. Staff will continue with design and engineering work in 2023, however construction will not be completed until 2024. Staff is recommending utilizing savings for the following project:

1. The Town had \$31,500 budgeted in 2022 for the Sylvan Lake Roundabout Street Crossing which was not completed. Staff recommends utilizing savings to complete this project in 2023.

Submitted by:


Department Head

Approved by:

Town Manager

Date

TOWN OF EAGLE
TRANSFERS BETWEEN LINE ITEMS WITHIN A DEPARTMENT

INSTRUCTIONS:

This budget amendment request form is used to transfer funds from one expense account to another expense account within the same department *(when needing to be completed outside of the budget process)* . This budget amendment requires the approval of the Town Manager, unless it changes the Council strategic goals or capital project spending. The amendment will be submitted to the Town Manager for review and action. If approved it will be entered into the accounting system. If denied you will be notified.

Please provide the following information and submit to the Finance Director

EXPENSE ACCOUNT(S) TO DECREASE		
GL EXPENSE ACCT #	GL ACCT DESCRIPTION	AMOUNT
31.51.751.312304	Expanding Broadband and smart city services to business districts	
31.51.751.312305	Fiber conduit throughout town	
TOTAL		-

EXPENSE ACCOUNT(S) TO INCREASE		
GL EXPENSE ACCT #	GL ACCT DESCRIPTION	AMOUNT
TOTAL		-

REASON FOR BUDGET AMENDMENT REQUEST:
Renaming budget line items to allow flexibility in execution. 'Smart Poles, lighting and wireless repeaters' renamed to 'Expanding Broadband and smart city services to business districts'. 'Fiber expansion along Grand Ave to LBWTP' renamed to 'Fiber conduit throughout town'

Submitted by:

Melissa Daruna

Department Head

Approved by:

Town Manager

Date

TOWN OF EAGLE

TRANSFERS BETWEEN LINE ITEMS WITHIN A DEPARTMENT

INSTRUCTIONS:

This budget amendment request form is used to transfer funds from one expense account to another expense account within the same department (*when needing to be completed outside of the budget process*). This budget amendment requires the approval of the Town Manager, unless it changes the Council strategic goals or capital project spending. The amendment will be submitted to the Town Manager for review and action. If approved it will be entered into the accounting system. If denied you will be notified.

Please provide the following information and submit to the Finance Director

EXPENSE ACCOUNT(S) TO DECREASE		
GL EXPENSE ACCT #	GL ACCT DESCRIPTION	AMOUNT
51-58-711-512307	Capital Expenditures - Mixing Zone Study	250,000.00
TOTAL		250,000.00

EXPENSE ACCOUNT(S) TO INCREASE		
GL EXPENSE ACCT #	GL ACCT DESCRIPTION	AMOUNT
51-58-711-512308	Capital Expenditures - Waste Water Facility Improvements - Nutrient Criteria Nitrogen	206,000.00
51-58-711-512312	Capital Expense: Yearout Energy Solar Project	44,000.00
TOTAL		250,000.00

REASON FOR BUDGET AMENDMENT REQUEST:

In 2022 staff tried to resolve the mixing zone issue in the Eagle River at the discharge location from the WW treatment plant in another manner and at a lower cost. The \$250,000 was budgeted in 2023 in case the resolution did not work, however, staff was able to find a solution and thus the \$250,000 is no longer needed for additional mixing zone work. Staff is recommending utilizing this savings for the following:

1. The initial engineering scope and fee for design of total inorganic nitrogen and total phosphorus removal came in significantly higher than anticipated. Currently there is \$200,000 budgeted Nutrient Criteria Nitrogen. Staff is recommending utilizing the \$206,000 saving to increase the 2023 budget to \$406,000 for Nutrient Criteria Nitrogen engineering and design work.
2. The Town needs to allocate funds for Yearout Energy Solar for the 750 KW system and other Yearout expenses for this project. The total projected expenses are \$84,300, the WW Fund's portion of this project is \$44,000.

Submitted by:


Department Head

Approved by:

Town Manager

Date

TOWN OF EAGLE

TRANSFERS BETWEEN LINE ITEMS WITHIN A DEPARTMENT

INSTRUCTIONS:

This budget amendment request form is used to transfer funds from one expense account to another expense account within the same department (*when needing to be completed outside of the budget process*). This budget amendment requires the approval of the Town Manager, unless it changes the Council strategic goals or capital project spending. The amendment will be submitted to the Town Manager for review and action. If approved it will be entered into the accounting system. If denied you will be notified.

Please provide the following information and submit to the Finance Director

EXPENSE ACCOUNT(S) TO DECREASE		
GL EXPENSE ACCT #	GL ACCT DESCRIPTION	AMOUNT
52-59-740-17	Capital Expense: Tank Replacement - Cemetery Water Tank	959,100
TOTAL		959,100

EXPENSE ACCOUNT(S) TO INCREASE		
GL EXPENSE ACCT #	GL ACCT DESCRIPTION	AMOUNT
52-59-757-522202	Capital Expense - UBWTP - New Fluoride System	5,000
52-59-757-522313	Capital Expense - UBWTP - Chlorine Feed System	35,000
52-59-740-522312	Capital Expense: Tank Replacement - East Eagle Water Tank	410,000
52-59-711-7	Capital Expense: Water Fill Station	50,600
52-59-757-11	Capital Expense: UBWTP - Valve Replacement	17,500
52-59-711-522314	Capital Expense: Yearout Energy Solar Project	41,000
52-59-740-522316	Capital Expense: Eby Creek Lower Tank Rehab	100,000
52-59-740-522315	Capital Expense: Lower Eby Creek Tank and Booster Pump Station Replacement	100,000
52-59-740-522317	Capital Expense: UBWTP: 2 MG Tank Rehab	200,000
TOTAL		\$ 959,100

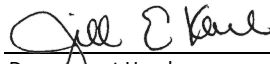
REASON FOR BUDGET AMENDMENT REQUEST:
<i>The Town budgeted \$3,675,000 in 2023 for the construction of the Cemetery Water Tank, Staff has determined that construction will be pushed to 2024 and there will be significantly less spending in 2023. Staff would like to allocate some of the funds to the following projects:</i> 1. UBWTP - New Fluoride System: The Town budgeted \$15,750 in 2022 for a new Fluoride System at the Upper Basin treatment plant. Actual spending in 2022 was \$4,751.25. Staff needs another \$5,000 to finish the project, answer RFIs from CDPHE and wiring interlock into SCADA system. 2. UBWTP - Chlorine Feed System: Staff is recommending utilizing \$35,000 for a new Chlorine Feed System at the UBWTP - Replacement of aging equipment (\$22,254), Control panel rebuild and relocation to prevent corrosion (\$5,976), Contingency for electrical and HVAC work (\$6770). 3. Tank Replacement - East Eagle Water Tank: Staff is recommending \$410,000 be reallocated from the Cemetery Tank to the East Eagle Water Tank to begin Engineering and design work. 4. Water Fill Station: The Water Fill Station was originally budgeted and started in 2021 for \$60,000. At YE 2022 total project spending was \$47,485. There was \$30,000 budgeted in the 2022 budget that went unspent. The remainder of the work will be completed in 2023. YTD the Town has spent \$30,600. Staff is requesting an additional \$20,000 to finish out the electrical work bring power to the fill station from the WWTF. 5. UBWTP - Valve Replacement: The Town had \$18,000 budgeted in 2022 for the UBWTP-Valve Replacement. This project was not completed, staff requests that \$17,500 is allocated from the Cemetery Tank to complete this project in 2023. 6. Yearout Energy Solar Project: The Town needs to allocate funds for Yearout Energy Solar for the 750 KW system and other Yearout expenses for this project. The total projected expenses are \$84,300, the Water Funds portion of this project is \$41,000. 7. Eby Creek Lower Tank Rehab: The Town had a complete Eby Creek Tank Replacement identified in the 5-year CIP for 2025 construction with a total cost of \$3.8 million. The Lower Eby Creek Booster Pump Station and Water Storage Tank were constructed in

the 1980s and have been in continuous service ever since. The interior coating of the tank has failed on the roof support structure exposing structural members to the corrosive environment in the headspace of the water storage tank. The near term recoating will prevent further damage to the interior of the tank and extend its useful life. Currently recoating is being estimated at \$1 per gallon of storage and tank replacement is estimated between \$5 to \$9 per gallon. The existing Lower Eby Creek Tanks finished floor is approximately 18-feet below the other tanks serving the intown pressure zone increasing operational efforts. This project will also reconfigure yard piping to minimize operational considerations and increase tank turnover. This request is for the design and engineering work needed. The project will be completed in 2024. The Town had a complete Eby Creek Tank Replacement identified in the 5-year CIP for 2025 construction with a total cost of \$3.8 million. Rehabbing the tank requires significantly less capital to repair and spruce up a tank than it does to replace and can also be faster and less disruptive to the water system.

8. Lower Eby Creek Tank and Booster Pump Station Replacement: This project was currently identified to be completed in 2025 in the 5-year CIP. The booster pump station is currently below grade and due for lifecycle replacement. Additionally, the Lower Eby Creek Tank is in need of rehab in the near term. The existing Lower Eby Creek Tanks finished floor is approximately 18-feet below the other tanks serving the intown pressure zone increasing operational efforts. This project will replace the booster pump station, reconfiguration of piping, and yard piping to increase turnover in the existing tank. This request is for the design and engineering work needed. The project will be completed in 2024.

9. UBWTP: 2 MG Tank Rehab: This project was currently identified to be completed in 2026 in the 5-year CIP. The UBWTP 2.0 MG Water Storage Tank was constructed in the 1997s and has been in continuous service ever since. The interior coating of the tank has failed exposing structural members to the corrosive environment in the headspace of the water storage tank. The near-term recoating along with replacement of damaged structural members will prevent further damage to the interior of the tank and extend its useful life. The tank provides contact time for the UBWTP and as a critical part of the process it currently cannot be taken out of service. This project will identify viable alternatives to remove the tank from service, recoat both the interior and exterior, and make required regulatory improvements. This request is for the design and engineering work needed. The project will be completed in 2024.

Submitted by:


Department Head

Approved by:

Town Manager

Date