



MEETING MINUTES

Town Council

Tuesday, December 12, 2023

Public Meeting Room / Eagle Town Hall

200 Broadway Eagle, CO

This agenda and the meetings can be viewed at www.Townofeagle.org.

Times listed are approximate and are subject to change.

TOWN COUNCIL MEETING ACCESS INFORMATION AND PUBLIC PARTICIPATION

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

CALL TO ORDER - 6:00 PM

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

ROLL CALL

COUNCIL MEMBERS PRESENT

Mikel Kerst, Scott Turnipseed, Ellen Bodenhemier
(remote), Geoffrey Grimmer, Sarah Parrish, Nick
Sunday, Jamie Woodworth Foral, Bryan Woods

COUNCIL MEMBERS ABSENT

None

STAFF PRESENT

Larry Pardee, Town Manager
Melissa Daruna, Assistant Town Manager
Matt Mire, Town Attorney
Jenny Rakow, Town Clerk
Jill Kane, Finance Director/Treasurer
Cliff Simonton, Interim Community Development Director
Tom Gosiorowski, Public Works Director
Carrie Buhlman, Lieutenant
Peyton Heitzman, Planner
Lynette Horan, Human Resources Manager
Jessica Lake, Planner
Molly Furtado, Special Events Manager
Nikki Davis, Economic Development & Housing Specialist
Kira Koppel, Sustainability Specialist II
Brian Lieberman, Open Space and Trails Manager

ADOPTION OF AGENDA

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

PUBLIC COMMENT

No comments.

PRESENTATIONS

1. Thank you to Sarah Parrish for her service to the Town.
Town staff, the Mayor, and the Town Council thanked Sarah for her service to the Town.

CONSENT AGENDA

MOTION: Council Member Sarah Parrish 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 Foral) and 0 opposed.

1. Minutes - November 14, 2023

2. Bill Pay - November 2023

3. Resolution 64, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving AIA Document B133 – 2019, Standard Form of Agreement Between Owner And Architect with Ohlson Lavoie Corporation for Architectural and Design Services for the Eagle Pool Replacement Project."

4. Resolution 81, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, Ratifying the Town's Three-Mile Plan Adopted by the Planning and Zoning Commission"

5. Resolution 83, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving the Joint Grant Application from the Town of Eagle and Mountain Recreation for a Community Impact Grant from the State Board of the Great Outdoors Colorado Trust Fund for the completion of the Haymaker Recreation Hub Enhancement Project. "

6. Resolution 87, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado to Submit a Letter of Support Advocating to Preserve Eagle Villas Apartments as Permanently Affordable Rental Housing"

OATH OF OFFICE

Town Clerk Jeny Rakow gave the Oath of Office for each member.

1. Bryan K. Woods, Council Member

2. Jamie Woodworth Foral, Council Member

3. Nick Sunday, Council Member

STAFF REPORTS

1. Town Manager Update

Larry Pardee stated that the West Eagle Project was asked to move forward with its grant application for strong communities.

Larry was thanked for sending a letter to Boone's Wine & Spirits regarding the liquor regulations.

2. Department Update

LIQUOR LICENSE AUTHORITY

1. PUBLIC HEARING: FoodSmith LLC Application for Tavern License at 318 Broadway

Mayor Scott Turnipseed convened as the liquor authority.

Applicant Allana Smith was present and described her business model to the council.

MOTION: Council Member Bryan Woods motioned to approve the Findings and Order approving a New Tavern License for FoodSmith LLC- located at 318 Broadway 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, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

BUSINESS ITEMS

1. CONTINUED PUBLIC HEARING: File #DR23-04: 263 Sawatch Rd. Major Development Permit

Mayor Scott Turnipseed opened the public hearing for File #DR23-04: 263 Sawatch Rd. Major Development Permit.

Jessica Lake presented this item.

The applicant representative was present and gave a presentation.

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

- a. Resolution 73, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Major Development Permit and Associated Development Agreement for 263 Sawatch Road"

MOTION: Council Member Nick Sunday motioned to approve Resolution 73, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Major Development Permit and Associated Development Agreement for 263 Sawatch Road". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

2. 2024 Community Requests - Programs

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

3. Resolution 86, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, adopting Open Space Management Plans for Open Space properties owned by the Town"

Mayor Scott Turnipseed thanked Brian Lieberman and OSRAC for their effort on the master plan.

Brian Lieberman gave a presentation.

Council comments: discussed ebikes and some members would like to take the lead on this topic, as it is not going away. Requested staff to meet with BLM and the county for options to change these policies. Discussion on supporting local organizations or an outside committee to pursue ebike regulations.

MOTION: Council Member Jamie Woodworth Foral motioned to approve Resolution 86, Series 2023, "A Resolution of the Town Council of the Town of Eagle, Colorado, adopting Open Space Management Plans for Open Space properties owned by the Town". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

4. Eby Creek Apartments Sidewalk Project Funding Request

Larry Pardee presented this item.

Rick Patriacca was present and confirmed that all work is in but the flashing lights for the cross walk.

Council comments: discussion on the high unexpected cost of this item and message to staff to watch for these types of items.

MOTION: Council Member Mikel Kerst motioned to approve the Eby Creek sidewalk funding request in the amount of \$71, 747.41. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

5. Resolution 80, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Appointing an Applicant to Fill One Vacancy on the Town of Eagle Planning and Zoning Commission and to Reclassify Laura Hartman From First Alternate to Regular Member"

Peyton Heitzman presented this item and stated staff received two applicants for the vacancy. The staff recommendation and applications were included in the packet.

Applicant Dennis Wike was present and expressed his interest in the vacancy to the council.

MOTION: Council Member Geoffrey Grimmer motioned to approve Resolution 80, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Appointing Jennifer Sturgeon to Fill One Vacancy on the Town of Eagle Planning and Zoning Commission and to Reclassify Laura Hartman From First Alternate to Regular Member". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

6. Resolution 82, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Members to Various Boards and Commissions

Council comment: agreement to appoint Bryan Woods as an alternate EVTA and DDA. Jamie Woodworth Foral volunteered to be appointed to MEAC.

MOTION: Council Member Bryan Woods motioned to approve Resolution 82, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Members to Various Boards and Commissions. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

7. Resolution 84, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Adopting a Fee Schedule pursuant to 2.34 of the Eagle Municipal Code"

MOTION: Council Member Geoffrey Grimmer motioned to approve Resolution 84, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado Adopting a Fee Schedule pursuant to 2.34 of the Eagle Municipal Code". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

8. Ordinance 09, Series 2023 "An Ordinance of the Town Council of the Town of Eagle, Colorado Amending Sections 2.02.010, 2.04.010, and 2.08.060 of the Eagle Municipal Code, Regarding Appointment of Officers"

Town Attorney Matt Mire stated this is to clean up the code for the appointment process due to home rule passage.

MOTION: Council Member Nick Sunday motioned to approve Ordinance 09, Series 2023 "An Ordinance of the Town Council of the Town of Eagle, Colorado Amending Sections 2.02.010, 2.04.010, and 2.08.060 of the Eagle Municipal Code, Regarding Appointment of Officers". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

9. Resolution 79, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Eagle Municipal Judge Erik Johnson as the Hearing Officer for the Eagle Local Licensing Authority"

MOTION: Council Member None motioned to approve Resolution 79, Series 2023 "A Resolution of the Town Council of the Town of Eagle, Colorado, Appointing Eagle Municipal Judge Erik Johnson as the Hearing Officer for the Eagle Local Licensing Authority". The motion was seconded and passed with a vote of 7 in favor (Kerst,

Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS - 8:00 PM

1. Council Committee Updates

Mayor Scott Turnipseed expressed gratitude to the staff for all the accomplishments of 2023 and especially to Larry Pardee for his leadership.

ADJOURN - 7:15 PM

MOTION: Council Member Mikel Kerst motioned to adjourn. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Woods, Sunday, and Foral) and 0 opposed.

Date:

Scott Turnipseed, Mayor

Jenny Rakow, CMC Town Clerk

