



MEETING MINUTES
Town Council
Tuesday, September 24, 2024
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 *This was an in-person meeting using Teams.*

CALL TO ORDER - 6:00 PM

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

ROLL CALL

COUNCIL MEMBERS PRESENT

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

COUNCIL MEMBERS ABSENT

None

STAFF PRESENT

Larry Pardee, Town Manager
Melissa Daruna, Assistant Town Manager
Ruthanne H. Goff, Town Attorney
Jenny Rakow, Town Clerk
Jill Kane, Finance Director/Treasurer
Carrie Buhlman, Police Chief
Tom Gosiorowski, Public Works Director
Peyton Heitzman, Community Development Director
Lynette Horan, Human Resources Manager
Sydney Dynek, Planner
Jamie Wilson, Communications & Marketing Specialist
Kira Koppel, Sustainability Specialist
Brian Lieberman, Open Space & Trails Manager
Ryan Goebel, IT Analyst
Kevin Aoki, Information Technology Manager
Nikki Davis, Economic Development & Housing Specialist

ADOPTION OF AGENDA

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

PUBLIC COMMENT

Tim McMahon – Avon – proposed guidelines for candidates for council to have attended a minimum number of meetings before being eligible to run for office, and requested designation by the Town to have September as Suicide

Awareness Prevention Month.

David XX –lives near 520 W 5th Street and inquired about the old Mountain Tots location and expressed concerns about the maintenance of the property and plans for the site.

PRESENTATIONS

1. Access Unbound, Elizabeth Latenser
Elizabeth Latenser presented this item.

Council comments: thanked Elizabeth for her presentation and stated that staff will follow up on specific questions regarding support.

2. Eagle Valley Community Foundation, Grace Anshutz (*Did not appear*)

CONSENT AGENDA

Council Member Jamie Woodworth Foral stated she is on the board of Mountain Tots and is in contact with Haymeadow regarding that organization. She stated her potential conflict and also stated that she would be impartial on the items on the agenda tonight. The council was polled and agreed she did not have to recuse.

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, Bodenheimier, Grimmer, Sunday, Woodworth Foral, and Woods) and 0 opposed.

1. Minutes - September 10, 2024
2. Resolution 66, Series 2024 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving the 2025 Property Casualty Preliminary Contribution Quotation"
3. Resolution 67, Series 2024, "A Resolution by the Town Council of the Town of Eagle, Colorado Amending the Open Space and Recreation Advisory Committee Bylaws to Authorize the Town Council to Stagger Committee Terms"
4. Resolution 68, Series 2024 "A Resolution of the Town Council of the Town of Eagle, Colorado Approving a Final Plat for 7 Hermit Condominiums Filing 5"

STAFF REPORTS

1. Town Manager Update
Larry Pardee updated the council on the rapid blocks at the River Park and that the Brush Creek Playground has commitments for refurbishing.

Larry also noted that Town Clerk Jenny Rakow had submitted her resignation and thanked her for her service to the Town of Eagle (*thank you everyone for the kind words, I will miss being here*).

BUSINESS ITEMS

1. PUBLIC HEARING: SUP 24-01 Sweet Leaf Pioneer Special Use Permit
Sydney Dynek presented this item.

Mayor Scott Turnipseed opened File Number SUP 24-01 for public comment. There was no public comment.

Resolution 40, Series 2024, " A Resolution of the Town Council of the Town of Eagle, Colorado Approving A Special Use Permit For Marijuana Medical Retail With Optional Cultivation Premises"

a.

MOTION: Council Member Jamie Woodworth Foral motioned to approve Resolution 40, Series 2024, " A Resolution of the Town Council of the Town of Eagle, Colorado Approving A Special Use Permit For Marijuana Medical Retail With Optional Cultivation Premises". The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Sunday, Woodworth Foral, and Woods) and 0 opposed.

EXECUTIVE SESSION: - To hold a conference with the Town's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b), concerning the Sixth Amendment to the Haymeadow Annexation and Development Agreement.

2.

MOTION: Council Member Scott Turnipseed motioned to enter into Executive Session To hold a conference with the Town's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b), concerning the Sixth Amendment to the Haymeadow Annexation and Development Agreement.. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Sunday, Woodworth Foral, and Woods) and 0 opposed.

The executive session was not recorded as the discussion was legal advice on negotiations.

Mayor Scott Turnipseed resumed the regular meeting at 6:47 p.m.

3.

Sixth Amendment to the Haymeadow Annexation and Development Agreement
Jessica Lake presented this item.

Applicant representative Michael Hood gave a presentation and reviewed staff items.

Council comments: the council and Haymeadow representative Brandon Cohen discussed the request for a ten-year extension of vested rights for the Haymeadow development, contingent upon the completion of core infrastructure. Concerns were raised about the implications of extending vested rights without a financial contribution from the developer highlighting the need for a balance between development progress and financial accountability.

The council and the developer discussed the construction of Brush Creek Road Extension and the core infrastructure necessary for the Haymeadow development. The discussion included the importance of the road for the community, the financial contributions from the developer, and the strategic planning for the construction to align with the town's goals and the developer's commitments.

Discussion on the construction of Brush Creek Rd. and acknowledgment that it cannot begin until right-of-way negotiations have started and the town approves the final plans, with allowances for the seasonality of road construction projects in Eagle.

The developer's financial contributions were clarified, with \$480,000 for the roundabout at Brush Creek and Grand Avenue and an additional \$500,000 for any purpose within four years.

The direction to staff and the developer was to review and address ambiguities in the agreement with legal counsel and staff, clarify what needs to be satisfied by 2034 to satisfy vested rights, and discuss potential financial contribution for the extension of vested rights with the developer.

a.

Resolution 65, Series 2024, "A Resolution of the Town Council of the Town of Eagle, Colorado Approving the Sixth

Amendment to the Annexation and Development Agreement for the Haymeadow Property"

4. PUBLIC HEARING: File LUDC24-02: Text Amendment to the Land Use and Development Code (*Request for continuance to October 8, 2024*)

Mayor Scott Turnipseed opened the public hearing for LUDC24-02

MOTION: Council Member Scott Turnipseed motioned to continue the Public Hearing for File LUDC24 until October 8, 2024. The motion was seconded and passed with a vote of 7 in favor (Kerst, Turnipseed, Bodenhemier, Grimmer, Sunday, Woodworth Foral, and Woods) and 0 opposed.

COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS

Council Member Bryan Woods updated the council that the DDA extended their grant application window and they currently have 12 applications. Bryan also inquired about the street name of Castle Drive and why we have so many of them in Eagle.

Mayor Scott Turnipseed shared a story about meeting a recipient of a Habitat for Humanity house and how council decisions have a personal positive impact on community members.

Council Member Geoff Grimmer thanked staff for the budget reduction exercise and hoped there were some positive outcomes. Requested that staff review health costs with NWCCOG and Eagle County as they may have opportunities to join existing health care coalitions to reduce cost.

Council Member Jamie Woodworth Foral thanked the police department for the school response and school resource officers in Eagle County for their efforts.

ADJOURN - 7:25 PM

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

Date:

Scott Turnipseed, Mayor

Jenny Rakow, CMC Town Clerk

