# MEETING MINUTES
# Town Council
# Tuesday, June 23, 2020
# 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.*

**MEETING ACCESS**

1. Register in advance for this meeting:
   ACCESS THE ON-LINE MEETING HERE

**CALL TO ORDER - 6:00 PM**

**ROLL CALL - 6:05 PM**

**COUNCIL MEMBERS PRESENT**

Matt Solomon, Andy Jessen, Scott Turnipseed, Ellen Bodenhemier, Adam Palmer (6:11 p.m.), David Gaboury

**COUNCIL MEMBERS ABSENT**

Pappy Kerst

**STAFF PRESENT**

Brandy Reitter, Town Manager
Matt Mire, Town Attorney
Bill Shrum, Assistant to the Town Manager
Jenny Rakow, Town Clerk
Jill Kane, Finance Director/Treasurer
Chad Phillips, Comm Dev Director/Town Planner
Bryon McGinnis, Public Works Director
Joey Staufer, Police Chief
Lynette Horan, Human Resources Manager

**ADOPTION OF AGENDA**

There were no changes to the agenda.

**MOTION: Council Member Matt Solomon motioned to Approve the Agenda. The motion was seconded and passed with a vote of 5 in favor (Solomon, Jessen, Turnipseed, Bodenheimer, Gaboury) and 0 opposed.**

**PUBLIC COMMENT**

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

**PRESENTATIONS**

1. QuietKat, Jake Roach

   Jake Roach provided information about his business and location on Broadway and the new warehouse on Chambers. Request to discuss at an upcoming meeting regarding EBikes.

2. Downtown Development Authority, Downtown Business Alliance

   Kat Conner provided an update to the Council on the on DDA and Business Alliance and Partnership with the

Town and request to place a ballot question for the November election.

Council Comments: discussion on estimated collection amounts and purposes for expenditures. Discussion on the structure of the alliance and buy-in from business owners.

3. Lower Basin Water Treatment Plant, SGM, and MWH Constructors - Project Update Presentation

   Bryon McGinnis opened this item. Warren Swanson and Tyler Hendricks provided an overview of the packet presentation provided to the Council.

   Council Comments: risk assessment was not significant beyond the contingency included in the budget. The target operational date is January 2021 with completion scheduled for March 2021. Bryon McGinnis offered a tour of the facility to all Council members.

4. Public Safety Approaches in Eagle, Chief Joey Staufer

   Chief Staufer updated the town council on current law enforcement in Eagle.

   Council Comments: commended the chief on community policing and extended support and appreciation to EPD staff.

**CONSENT AGENDA**

**MOTION: Council Member Matt Solomon motioned to Approve the Consent Agenda. The motion was seconded and passed with a vote of 6 in favor (Solomon, Jessen, Turnipseed, Bodenheimer, Palmer Gaboury) and 0 opposed.**

1. Minutes - June 9, 2020, and June 18, 2020

2. Resolution 34, Series 2020, "A Resolution of the Town Council of the Town of Eagle, Colorado Extending the Declared Local Disaster Emergency"

**STAFF REPORTS**

1. Town Manager Update

**BUSINESS ITEMS**

1. Source Water Protection Plan - Adoption

   Deron Dircksen presented this item. The staff is requesting the Council to adopt the plan.

   Paul Hempel from Colorado Rural Water Association provided a presentation of the plan.

   Council Comments: security for water facilities was reviewed, as security and wildfire danger were listed as a priority. Follow up will be assisted by working with other agencies with dedicated source water staff.

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

   **MOTION: Council Member David Gaboury motioned to Approve the Source Water Protection Plan as written.**

**The motion was seconded and passed with a vote of 6 in favor (Solomon, Jessen, Turnipseed, Bodenheimer, Palmer Gaboury) and 0 opposed.**

2. Resolution No. 35, Series 2020, "A Resolution of the Town Council of the Town of Eagle, Colorado Authorizing the Town Manager to Execute a Collaboration Agreement for Disbursement of CARES Act Funding Through Eagle County"

Brandy Reitter presented this item.

Council Comments: Further discussions on the allocation of these funds will occur before September 1st.

**MOTION: Council Member Matt Solomon motioned to Approve Resolution No. 35, Series 2020, "A Resolution of the Town Council of the Town of Eagle, Colorado Authorizing the Town Manager to Execute a Collaboration Agreement for Disbursement of CARES Act Funding Through Eagle County". The motion was seconded and passed with a vote of 6 in favor (Solomon, Jessen, Turnipseed, Bodenheimer, Palmer Gaboury) and 0 opposed.**

3. Resolution No. 36, Series 2020, "A Resolution Approving an Intergovernmental Agreement Between Eagle County and the Town of Eagle for the Ridgeway Open Space Project"

John Staight presented this item.

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

**MOTION: Council Member Andy Jessen motioned to Approve Resolution No. 36, Series 2020, "A Resolution Approving an Intergovernmental Agreement Between Eagle County and the Town of Eagle for the Ridgeway Open Space Project". The motion was seconded and passed with a vote of 6 in favor (Solomon, Jessen, Turnipseed, Bodenheimer, Palmer Gaboury) and 0 opposed.**

4. Discussion of Code Amendment to Create an Automatic Termination Period for Certain Types of Land Use Projects

Chad Phillips presented this item.

Council Comments: assurances that this amendment would not create more work for staff and address situations where lapses occur on approvals with no follow through on completion. Staff will prepare an Ordinance to amend the code for consideration at the next meeting.

5. Eagle Ranch Broadband Systems Design and Joint Trench Funding

Bill Shrum presented this item.

Council Comments: confirmation that the broadband will be for community use. The advantage is for cost savings and assuring best practices for the conduit. Third parties could lease the infrastructure to repay the capital improvement fund for costs and will be discussed with bond counsel. Concern regarding spending funds without having a bond in place. Bond proceeds will go towards the costs of the joint trenching. The bond presentation will occur in July and a financing update will also take place.

**MOTION: Council Member Matt Solomon motioned to Approve Eagle Ranch Broadband Systems Design and Joint Trench Funding in the amount of $835,000.00, begin a system design analysis with Comcast, and obtain approval from bond counsel for reimbursement before final approval. The motion was seconded and passed**

**with a vote of 6 in favor (Solomon, Jessen, Turnipseed, Bodenheimer, Palmer Gaboury)and 0 opposed.**

6. Council Chambers Technology Upgrade

   Bill Shrum presented this item.

   Council Comments: Request to trim some of the costs and possibly consider different platform if it could save money. Request for additional outlets for the Council dais. The goal is to continue with a live stream to ensure engagement levels remain elevated over in-person meetings. Council requested additional considerations and direct staff with a not to exceed bid for vendors.

7. U.S. Highway 6/Grand Ave. Corridor Master Plan Study RFP

   Bill Shrum presented this item.

   Council Comments: discussed focus on multimodal opportunities, traffic calming, collaborating on the plans with Gypsum, and recognizing Highway 6 as a commercial area. Staff recommended including zoning appropriate for the area in conjunction with the land-use code update. Request to review the insurance liability requirements and increase if necessary. Request to remove the not to exceed number. A stakeholder group will be formed to review and comment on the study.

8. Mobile Vendor Policy Proposal

   Bill Shrum presented this item.

   Council Comments: direction to staff to work with Town Attorney to prepare an Ordinance for consideration.

9. 2020 Event Status and Discussion

   Brian Hall presented this item.

**COUNCIL DISCUSSION AND FUTURE AGENDA ITEMS**

1. Council Committee Update

   Council Member Solomon requested feedback on NWCCOG information previously forwarded.

   Council Member Bodenhemier – OSAC update meeting with Ernest. Creating a committee for discussion and will meet on July 28th.

   Council Member Gaboury - home rule assignment to create a code of conduct. Inquiring on timeline. Currently working on a review with Brandy, Matt, and Andy. The plan is to present a draft in early Fall to wrap up by the end of the year.

   Council Member Solomon – requested a LERP policy for the town and to update the website with more information on Town requirements and policies.

2. Town Council's Newsletter - "Pappy's Points"

**EXECUTIVE SESSION**

1. Executive Session pursuant to C.R.S. Section 24-6-402(4)(b)(e), to receive legal advice on specific legal questions and to determine positions develop a negotiating strategy and instruct negotiators regarding Intergovernmental Agreement dated July 25, 1995, between the Town, Eagle County School District Re-50J and the Western Eagle

County Metropolitan District, use agreements regarding the Eagle River water park and the Johnson irrigation system.

**MOTION: Council Member Andy Jessen motioned to continue the regular meeting past 10:00 p.m. The motion was seconded and passed with a vote of 6 in favor (Solomon, Jessen, Turnipseed, Bodenheimer, Palmer Gaboury)and 0 opposed.**

**MOTION: Council Member Andy Jessen motioned to enter into Executive Session pursuant to C.R.S. Section 24-6-402(4)(b)(e), to receive legal advice on specific legal questions and to determine positions develop a negotiating strategy and instruct negotiators regarding Intergovernmental Agreement dated July 25, 1995, between the Town, Eagle County School District Re-50J and the Western Eagle County Metropolitan District, use agreements regarding the Eagle River water park and the Johnson irrigation system and to adjourn the regular meeting at the conclusion of the Executive Session. The motion was seconded and passed with a vote of 6 in favor and 0 opposed. (10:05 p.m.)**

<u>**ADJOURN - 10:45 PM**</u>

Approved:
Date:

Scott Turnipseed, Mayor

Jenny Rakow, CMC Town Clerk

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SEAL