



MINUTES
Town Board of Trustees
Tuesday, August 9, 2016
6:00 P.M.

Public Meeting Room / Eagle Town Hall
200 Broadway
Eagle, CO

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

Meetings are also aired online at <https://vimeo.com/channels/townofeagle/>.

This meeting is recorded and a CD will become part of the permanent record of the minutes. The following is a condensed version of the proceedings as written by Jenny Rakow.

PRESENT

Anne McKibbin, Mayor
Andy Jessen
Mikel "Pappy" Kerst
Matt Solomon
Kevin Brubeck, Mayor Pro Tem
Paul Witt

ABSENT

Doug Seabury

Alex Huck
Kathy Chandler-Henry
MaryJo Cianciaruso
Mick Daly

PUBLIC SIGN IN

Jeff Kennedy
Agnes Harakal
Sarah Kennedy

STAFF

John Schneider, Town Manager
Jenny Rakow, Town Clerk
Ed Sands, Town Attorney
Tom Boni, Town Planner
Kevin Sharkey, Town Engineer
Dusty Walls, Public Works Director
Amy Cassidy, Marketing & Events

MEETING CALLED TO ORDER

PUBLIC COMMENT

Citizens are invited to comment on any item not on the Agenda subject to a public hearing. Please limit your comments to five (5) minutes per person per topic, unless arrangements have been made for a presentation with the Town Clerk.

Jeff Kennedy – 1017 Sylvan Lake Road. Jeff informed the Board about the Marijuana Transporters Bill recently passed by Colorado State Senate for wholesale cannabis product. It is designed to address courier problems by adding new MED license for transporters for safety. There is a final hearing on September 2 and then can be signed by Governor at any time. This is for information purposes for Town of Eagle to consider for future regulation amendments for local ordinances.

PRESENTATIONS

Take Aim Marketing - Amy Cassidy – Special Events and Marketing Update – Amy Cassidy gave presentation on event and marketing recaps through summer 2016.

Pickle Ball – Alex Huck request for use of tennis courts by Pool and Ice Rink owned by the Town of Eagle and managed by WECMRD.

Steve Russell Executive Director of WECMRD was present and agreed that costs could be split between Town and WECMRD to restripe one court and offered to store and check out nets for use. Estimated cost was around \$750.00. Usage will be monitored to determine if the second court should be striped to allow for more play. These will remain usable by tennis players and will be multi-use courts.

Jerry and Robin Santoro offered their ambassador support and provided information regarding the sport. John Schneiger offered to meet again with interested parties to affirm the direction of the board to move forward with restriping the courts. *Town Board agreed to move forward with Pickle Ball Courts at the Pool and Ice Rink.*

Agnes Harakal – Suicide Prevention – Agnes Harakal provided handouts to the Town Board regarding awareness campaign she would like them to have regarding mental health, suicide prevention and the crisis she believes Eagle County and surrounding areas are in with lack of resources. Currently services are extremely limited to two psychiatrists who can treat, prescribe medications and monitor. The closest facility for most residents in Grand Junction.

Kathy Chandler-Henry spoke to the Board about the County's Public Health Departments acknowledgement of these concerns and interest in working towards solutions. Involving more town's and entities to come up with support will be necessary to make changes to the current lack of resources for mental health.

Chief Joey Staufer reiterated the lack of resources he finds as well. First responders need to contact law enforcement to ensure citizens are "safe" prior to responding, therefore his department sees first-hand the need for mental health support and resources. Issues of concerns are prevention in schools using school resource officer and with Castle Peak opening, the senior population may need assistance in this area as well. Mind Springs Health along with a coalition of concerned entities is currently working on funding for a 70 bed facility. Joey estimated Eagle could use 10 of those beds immediately.

Mayor McKibben stated the Town Board supports solutions in this area and is interested in knowing how the Town can assist in finding ways to solve this issue.

Additional comments were allowed by Mayor McKibbin.

Melvin () a licensed clinical social worker at Mountain Family Health Center in Edwards spoke about the lack of resources in this area for mental health counseling and funding. Expressed his desire to advocate for this issue and request the Town's support of their role in the context of public service and safety.

Kathy Tioka a nurse at the Mountain Family Health Center expressed her concerns regarding the lack of services and support and considers it a crisis. Outlined the critical role of psychiatrists in treating mental health and noted only two service Garfield and Eagle counties, which is not enough. Kathy answered questions regarding the funding of her facility through federal grants and their ability to serve those without insurance and on a sliding scale.

RECOMMENDATION OF AWARD

Brush Creek Intake Structure (Deron Dircksen, Town Engineer) – Dusty Walls was present for this item and reported that staff is recommending approval of bid submitted by Ewing Construction as the low bidder at \$227,240.00.

MOTION: Trustee Brubeck motioned to approve the bid to Ewing Construction for the Brush Creek Intake Structure in the amount of \$227,240.00. Motion was seconded and PASSED unanimously.

Street Resurfacing Contract Approval (Dusty Walls, Public Works Director) – Dusty Walls was present for this item and reported that staff is recommending approval of bid submitted by Elam Construction as the low bidder at \$190,070.00.

MOTION: Trustee Solomon motioned to award the bid to Elam Construction in the amount of \$190,070.00 for the street resurfacing contract to replace Asphalt on Sixth Street and adjacent to the Town Park. Motion was seconded and PASSED unanimously.

Trustee Witt thanked Dusty Walls and Kevin Sharkey for their meetings and presentations on the water model regarding the Lower Basin Water Treatment Plant.

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

Minutes – July 26, 2016

Bill Paying for July 2016 and Payroll

MOTION: Trustee Brubeck Motioned to approve the Consent Agenda. Motion was seconded and PASSED unanimously.

LAND USE

1. Project: Ping Apartments
File #: SU13-08
Applicant: Mike and Jim Mines
Location: 104 Capitol Street
Staff Contact: Tom Boni (Town Planner)
Request: Special Use Permit Extension Request *(See Letter from Applicant in packets)*

Tom Boni opened this item and stated this Special Use Permit expires in February 2017, but applicant believes it is unlikely they will have a building permit by that time. The request is to extend until August 9, 2020.

Applicant representative Jim Mines was present and stated their request has been based on delays with change from wood to concrete structure and issues regarding CDOT access that will go away once the Town annexes Highway Six.

John Schneiger asked if the Special Use Permit extension could include cleaning up the property and removing the buildings and trash. Jim Mines agreed that the buildings could be demolished and inquired about the demolition permit. Tom Boni stated the demolition permit can be easily applied for and issued.

Trustee Solomon asked that the Special Use Permit Extension request be contingent upon clearing the parcel of the buildings prior to the expiration of the current permit, which is February 11, 2017. Town Board Members

agreed this was an acceptable requirement for extension. Ed Sand confirmed for the Board that existing ordinances in place already require that the owner keep the parcel free from trash and weeds.

Tom Boni answered questions regarding previous special use permit conditions of approval. Special Use Permits stay with the land; this would allow current owners to sell with the Permit in place. Further steps in the approval process for this project are still ahead that require Planning Commission and Town Board approvals. This would include the details of the project in the Development Improvements Agreement, which will outline the architectural, parking and landscaping for both the Commissioners and Board Members to review, comment and consider for final approval.

Town Board agreed to consider this extension in the form of a Resolution to be placed on the August 23, 2016 Consent Agenda.

2. Project: Highway Six Annexation
File #: AN15-01
Applicant: Town of Eagle
Location: Highway Six
Staff Contact: Tom Boni (Town Planner)
Request: 3200 feet of Highway Six in Four Sequential Annexations *(Staff requests continuance of this item to the August 23, 2016 Town Board Meeting)*

Kevin Sharkey stated he does not have much of an update, other than CDOT is working on their end to correct a typographical error in the land descriptions in order to move forward on their closing.

MOTION: Trustee Witt Motioned to continue File AN15-01 to the August 23, 2016 Town Board Meeting. Motion was seconded and PASSED unanimously.

DECISIONS, DISCUSSION OR DIRECTION REQUESTED

Attorney Ed Sands certified for the record that the following executive session will not be recorded because it will be subject to attorney client privilege.

MOTION: Mayor McKibbin motioned to enter into Executive Session to hold a conference with the Town's attorney to receive legal advice on specific legal questions and items pertaining to negotiations, pursuant to C.R.S. § 24-6-402(4)(b) with regard to Frost Creek PUD Amendment Water and Bike Path Discussion with attorney Mary Elizabeth Geiger by telephone. Motion was seconded and PASSED unanimously. (7:53 p.m.)

MOTION: Trustee Brubeck Motioned to adjourn the Executive Session and resume the regular meeting. Motion was seconded and PASSED unanimously.

STAFF UPDATES AND REQUESTS

Manager's Report and Staff Reports – John Schneiger provided the Town Board with a consolidated staff report than included a consultant report on the River Front Project by Caroline Bradford.

Trustee Brubeck requested communication on progress of the River Front Project to our citizens. John Schneiger stated he is working on that with our marketing staff and with Markian Feduschak on a citizens' committee to assist. This committee proposal is slated to be on the August 23, 2016 Town Board meeting for discussion.

Tom Boni highlighted his staff report regarding River Front Project progress, meetings and discussions. Caroline Bradford is preparing a strategic plan to structure our approach with GOCO and obtaining grants. Also updated regarding plan for the public process for creating the upland park with Eagle County.

John Schneider noted for the Board the DOLA Energy Impact Grants are open again and that may be another opportunity for the Town.

Anne McKibbin noted in her conversations with Eagle County Commissioner that the River Park and the County's interest to integrate it with the Fairgrounds plans.

John Schneider thanked the board for their participation in the water model meetings. Options to move forward will include engaging Ken Marchetti to assist with the process of an RFP for investment banking and an engineering study for rates, tap fees and long term financial impacts. John will also contact Jason Cowles from our Planning Commission to discuss.

Trustee Jessen stated he felt another option was available regarding the current water situation is to consider not issuing any more development permits until a sustainable funding mechanism is found to start this project. Attorney Ed Sands cautioned on issuing moratoriums and noted that may open up legal issues for the Town. The Board discussed a way to keep a tally or have a way to measure new impacts to the water system. Enforcement of water restrictions and cutting back on irrigation during the summer months would seem the most logical as far as impact, but would require manpower. Other options included requiring non-potable water be used for irrigation.

John Schneider noted the Chamber is interested in expanding the Christmas Lights in the round a bouts for this year. The sculptures have been donated and Batson's Corner has offered to supply the lights needed. Our Public Works currently stores the sculptures and puts them up. If the Board is interested, would like a consensus to give the Chamber permission to move forward on planning. *The Town Board gave their consensus for adding sculptures to the round a bout Christmas light display.*

John Schneider stated he has been contacted by Recreation Committee members on Town Park improvements and wanted to know if the Board would like him to meet with the committee members first and provide the Board with an update. *The Town Board agreed that John Schneider should meet with the committee members first and provide an update.*

John Schneider asked for approval of an expenditure item to transfer \$5,000 from the Open Space Fund to the Eagle Valley Land Trust. The Town Board believed they already gave permission on this transaction. A brief discussion on purchasing policies and how it is a priority to address allowing budgeted purchases take place without bringing to the Board. The Board expressed interest in granting a certain dollar amount to staff discretion without Board approval. This should be considered at a future meeting to resolve.

BOARD DISCUSSION AND FUTURE AGENDA ITEMS

Mayor's Update –

Mayor McKibbin highlighted some meetings she has attended over the past two weeks. She met with Jeff McMahon from RED Development to discuss their vision for their property. The gist of the plans is medium to large format commercial with a mix of high and medium density residential.

USDOT Letter re: Greenhouse Gases – Mayor McKibbin asked if the Town Board was willing to support this letter to the US Department of Transportation. After a brief discussion the Board determined it was not willing to collectively sign the letter.

Appointment to NWCCOG – Anne McKibbin volunteered to serve on this board. A Resolution will be drafted for approval on the Consent Agenda for the next meeting.

Appointment to CML Policy Committee – Andy Jessen volunteered to serve on this board. A Resolution will be drafted for approval on the Consent Agenda for the next meeting.

Appointment of Board Member to serve as Town Representative on the Eagle Recreation Facility Advisory Corporation Board (WECMRD) – John Schneiger volunteered to serve on this board. A Resolution will be drafted for approval on the Consent Agenda for the next meeting.

Trustee Solomon requested the Marketing and Events updates be submitted as part of the packet and not a presentation.

Trustee Solomon noted a “movement” of sorts regarding residents using blue lights on their homes to honor first responders and show support. He would like that message placed on Town’s FB to see if residents are interested in participating. This idea was given to Matt by Jon Jon Asper, former Eagle Fire Chief.

MOTION: Trustee McKibbin Motioned to enter into Executive Session –to Consider Personnel Matters, Pursuant to CRS § 24-6-402 (4)(f). Motion was seconded and PASSED unanimously. (9:18 p.m.)

MOTION: Trustee Witt Motioned to adjourn from Executive Session and resume the Regular Meeting. Motion was seconded and PASSED unanimously.

ADJOURN (10:18 pm)

8/23/16

Date



Anne McKibbin, Mayor



Jenny Rakow, CMC Town Clerk

