

**TOWN OF DILLON
TOWN COUNCIL
REGULAR MEETING**

Tuesday, May 1, 2018

7:00 p.m.

Dillon Town Hall

CALL TO ORDER & ROLL CALL

A regular meeting of the Town Council of the Town of Dillon, Colorado, was held on Tuesday, May 1, 2018, at Dillon Town Hall, 275 Lake Dillon Drive, Dillon, CO. Mayor Skowyra called the meeting to order at 7:00 p.m. and the following Council Members answered roll call: Brad Bailey, Jen Barchers, Kyle Hendricks, Renee Imamura, Karen Kaminski, and Mark Nickel. Staff members present were: Tom Acre, Town Manager; Kerstin Anderson, Marketing and Communications Director; Dan Burroughs, Town Engineer; Mark Heminghous, Police Chief; Matt Miano, Events Manager; Scott O'Brien, Public Works Director; and Jo-Anne Tyson, Town Clerk.

APPROVAL OF AGENDA

There being no changes to the agenda, it will stand as approved.

APPROVAL OF CONSENT AGENDA

Council Member Bailey moved to approve the following consent agenda as amended:

- a. Minutes of Regular Meeting of April 17, 2018
Minutes of Regular Meeting of April 17, 2018 (B)
- b. Approval of Bill List dated April 27, 2018 in the amount of \$396,810.12 and Payroll Ledger dated April 27, 2018 in the amount of \$78,801.94
- c. Excused Absence for Council Members Nickel and Westerberg for the April 17, 2018 Town Council Meeting

Council Member Barchers seconded the motion which passed unanimously upon roll call vote.

CITIZEN COMMENTS

There were no citizen comments.

SWEARING IN OF NEW COUNCIL MEMBERS

Town Clerk Jo-Anne Tyson administered the oath of office to new council members Renee Imamura and Mark Nickel. Council Member Imamura's term will expire in April 2022 and Council Member Nickel's term will expire in April 2020.

CONSIDERATION OF ORDINANCE NO. 02-18, SERIES OF 2018

Second Reading and Public Hearing

AN ORDINANCE AMENDING CHAPTER 16 OF THE DILLON MUNICIPAL CODE
REGARDING MULTI-FAMILY RESIDENTIAL USES IN THE MIXED USE (MU) ZONE
DISTRICT

Mayor Skowrya opened the Public Hearing at 7:11 p.m. Town Engineer Dan Burroughs reported that this code amendment is to provide increased flexibility when considering applications for multi-family residential use projects in mixed use buildings in the Mixed Use (MU) zoning district. This amendment in Section 16-3-170(5)(c)(3) adds the words “up to” to Code language that speaks to the percentage of multi-family residential use in the Mixed Use (MU) zone. It also allows for up to 100% multi-family residential use through the PUD review process. Mr. Burroughs stated that this public hearing was published in accordance with public posting requirements as set forth by the Dillon Municipal Code. There being no comment from the public, Mayor Skowrya closed the public hearing at 7:13 p.m.

Council Member Bailey moved to approve Ordinance No. 02-18, Series of 2018. Council Member Hendricks seconded the motion which passed unanimously upon roll call vote.

Consideration of Resolution No. 27-18, Series of 2018

A RESOLUTION AUTHORIZING THE TOWN OF DILLON, COLORADO, TO ENTER INTO AN AGREEMENT TO AMEND THE 2002 INTERGOVERNMENTAL AGREEMENT REGARDING THE EMERGENCY WATER SUPPLY INTERCONNECT; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN THE NECESSARY DOCUMENTS; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Public Works Director Scott O’Brien reported that in 2002, the towns of Dillon and Silverthorne constructed a water line interconnect between their water systems and entered into an intergovernmental agreement to maintain this system. The parties wish to amend this agreement, indicating that in certain limited emergency circumstances, Silverthorne may deliver potable water to Dillon under the terms and conditions set forth in the amended Agreement. Silverthorne can only deliver 400 gpm as opposed to 500 gpm but can increase annual delivery from 50 acre-feet per year to 80 acre-feet per year. Silverthorne will deliver water at 1.5 times Silverthorne’s second highest tier at time of delivery. They have also elected to remove provisions in the original agreement allowing Dillon to deliver water to Silverthorne during emergencies.

Council Member Barchers moved to approve Resolution No. 27-18, Series of 2018. Council Member Kaminski seconded the motion which passed unanimously upon roll call vote.

Consideration of Resolution No. 28-18, Series of 2018

A RESOLUTION AUTHORIZING THE TOWN OF DILLON, COLORADO, TO ENTER INTO A CONTRACT WITH JACOBS AUDIO FOR AUDIO SYSTEM RENTAL AND INSTALLATION AT THE DILLON AMPHITHEATER; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN THE NECESSARY DOCUMENTS; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Events Manager Matt Miano reported that the Town solicited request for proposals for audio system rental and installation at the Dillon Amphitheater for the 2018 summer season. Staff wishes to contract with Jacobs Audio to provide the equipment June 15 through September 15, 2018. Mr. Miano stated that Jacobs Audio has over thirty years of experience in this field and the rental of equipment versus outright purchase will allow up to date, cutting edge technology each season at the Amphitheater.

Council Member Kaminski moved to approve Resolution No. 28-18, Series of 2018. Council Member Imamura seconded the motion which passed unanimously upon roll call vote.

Consideration of Resolution No. 29-18, Series of 2018

A RESOLUTION AUTHORIZING THE TOWN OF DILLON, COLORADO, TO ENTER INTO A CONTRACT WITH THE COLORADO SYMPHONY ORCHESTRA FOR PRODUCTION OF A PAID CONCERT: WICKED DIVAS, AT THE DILLON AMPHITHEATER; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN THE NECESSARY DOCUMENTS; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Mr. Miano reported that this resolution outlines the terms of a contract with the Colorado Symphony Orchestra to perform a paid concert, Wicked Divas, at the Dillon Amphitheater on July 29, 2018. Terms of the contract include a sixty/fifty split on proceeds with a guarantee of \$30,000 to the Colorado Symphony. Mr. Miano stated that Wicked Divas is a family friendly event with music highlighting Broadway hits including songs from Frozen, Titanic and Wicked.

Council Member Kaminski moved to approve Resolution No. 29-18, Series of 2018. Council Member Nickel seconded the motion which passed unanimously upon roll call vote.

Consideration of Resolution No. 30-18, Series of 2018

A RESOLUTION AMENDING AN EXISTING CONSTRUCTION CONTRACT WITH JHL ENTERPRISES, INC. DBA: JHL CONSTRUCTORS, INC. IN THE AMOUNT OF \$136,300.

Mr. Burroughs reported that this resolution represents a change order (#9) for work at the Dillon Amphitheater. It authorizes the contractor to hire a landscape construction company to complete the landscaping of the upper plaza area and an area near the southwest corner of the stage building and completes the Lodgepole reconstruction project. This resolution amends an existing construction contract with JHL Constructors, Inc. in the amount of \$136,300.

Council Member Bailey moved to approve Resolution No. 30-18, Series of 2018. Council Member Kaminski seconded the motion which passed unanimously upon roll call vote.

Consideration of Resolution No. 31-18, Series of 2018

A RESOLUTION AUTHORIZING THE TOWN OF DILLON, COLORADO, TO ENTER INTO A CONTRACT WITH RKR, INC. FOR THE 2018 FIBER OPTIC RELOCATION PROJECT; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN THE NECESSARY DOCUMENTS; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Mr. Burroughs reported that this resolution proposes laying 961 lf of 4" HDPE communication conduit between a Century Link pull box near the Dillon Police Department parking lot to a communication vault near the Colorado Mountain College campus located on Lot 17A. The scope of work includes sawcutting, removal of asphalt and concrete, installing a 4" HDPE communication conduit with 30" of cover, roadbase bedding, trench backfilling and asphalt patching. This relocation is a requirement of the Town's Development Agreement with the Dillon Flats (Sail Loft Condos) developer.

Council Member Imamura moved to approve Resolution No. 31-18, Series of 2018. Council Member Barchers seconded the motion which passed unanimously upon roll call vote.

Consideration of Resolution No. 32-18, Series of 2018

A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, APPROVING A RESIDENTIAL LEASE WITH JOHN T. ("TOM") ACRE FOR OCCUPANCY OF PROPERTY OWNED BY THE TOWN.

Town Manager Tom Acre reported that this resolution proposes a lease opportunity between the town and him for the Town owned house located at 558 County Road 51. Mr. Acre stated that the house requires some minor work to make it accessible for his needs. Discussion with staff suggests that much of the work; which includes removal of doors, installation of hand rails, installation of a drive access to the rear of the house, and the installation of a sliding barn type door, can be accomplished in house. Mr. Acre agreed to purchase a new range and stackable washer/dryer and pay all utility costs associated with the property. Mr. Acre proposes this opportunity as a temporary living situation until he finds permanent housing. Council proposed a monthly rental cost of \$1,100 plus utilities or an amount not to exceed \$1,500 per month plus utilities once a fair market comparison is conducted.

Council Member Bailey moved to approve Resolution No. 32-18, Series of 2018. Council Member Imamura seconded the motion which passed unanimously upon roll call vote.

TOWN MANAGER'S UPDATE

Town Manager Tom Acre reported on the following items:

- he met with the Miller Group and they stated they will be filling in the hole on their property. Miller is willing to work with Mr. Crane to come to a reasonable solution for the use of the property. Mr. Acre stated that he will be bringing the groups together to facilitate a resolution.
- the Housing Summit will be discussing short term rentals at their upcoming meeting.
- he continues to meet with department heads regularly but is changing the process. Staff will be submitting project updates to him, allowing for more efficient staff meeting time.
- the CAST multi mobile group will meet on Friday to discuss the parking study.
- at the managers meeting, a school district update was presented and summer fireworks were discussed.
- he will email Council important dates and information to Council via a memo format.
- Town Clean Up Day is scheduled for May 19, 2018.

MAYOR'S UPDATE

Mayor Skowyra reported on the following items:

- CML's Essential Elected Officials workshop will be held at Frisco Town Hall, 1 Main Street on May 15, 2018, 8:30 a.m. The district meeting will begin immediately after this session.
- she attended a two day "Newly Elected Officials" workshop in Dillon last week with Council Member Imamura and Manager Acre.

COUNCIL COMMITTEE REPORTS

- Summit County Transit Board: Council Member Nickel stated that the Board is looking at their finances and are determining what projects to put on the upcoming ballot. They are discussing the electric bus program, route to Fairplay, and a Dillon Transfer Station.
- Summit County Wildfire Council: No report.
- Parks & Recreation Committee: Council Member Nickel stated the next PRAC meeting will be held on Monday.
- Colorado Municipal League Policy Committee: No report.
- Colorado Mountain College Community Advisory Council: No report.
- Landfill Task Force: Council Member Barchers stated that an update was provided during the earlier Council Work Session by Jen Schenk, Executive Director of High Country Conservation Center.
- I-70 Coalition: Manager Acre reported there was a CDOT presentation on the Eisenhower/Johnson Memorial Tunnel, discussion on transporting cars on magnetic travel platforms, and taxing potentials to raise revenues for the state at their last I-70 Coalition meeting.
- Mayors, Managers & Commissioners: No report.

- Summit Leadership Forum: No report.

COUNCIL MEMBER COMMENTS

- Council Member Nickel asked if the Dillon Ridge parcels can be used for parking for the summer concerts.
- Council asked if camping details for the String Cheese Incident concerts have been worked out. Mr. Acre stated that discussions are progressing and details will be forthcoming.
- Council asked about the Christy Sports building demolition. Mr. Acre stated Christy Sports anticipates being re-opened the 2nd week of December 2018.
- Council discussed a conflict with the scheduled retreat date. They determined to hold the retreat on Tuesday, May 29.

ADJOURNMENT

There being no further business, Mayor Skowrya declared the meeting adjourned at 8:21 p.m.

Respectfully submitted by:

Jo-Anne Tyson, CMC/MMC, Town Clerk