

RECORD OF PROCEEDINGS

**TOWN OF DILLON
TOWN COUNCIL
REGULAR MEETING**

Tuesday, July 7, 2020

7:00 p.m.

Via teleconferencing

CALL TO ORDER & ROLL CALL

A regular meeting of the Town Council of the Town of Dillon, Colorado, was held on Tuesday, July 7, 2020, via teleconferencing. Mayor Carolyn Skowyra called the meeting to order at 7:00 p.m. and the following Council Members answered roll call: Brad Bailey, Jennifer Barchers, Kyle Hendricks, Karen Kaminski, Renee Imamura and Steve Milroy. Staff members present via teleconferencing were: Nathan Johnson, Town Manager; Carri McDonnell, Finance Director; Mark Heminghaus, Chief of Police; Cale Osborn, Sergeant; Kerstin Anderson, Marketing & Communications Director; Scott O'Brien, Public Works Director; Craig Simson, Marina Director; Dan Burroughs, Town Engineer; Ned West, Town Planner; JoAnne Tyson, Human Resources Manager and Adrienne Stuckey, Town Clerk.

APPROVAL OF AGENDA

Item #7, Resolution No. 32-20, Series of 2020 was removed from the Regular Meeting Agenda and Work Session Item #9, Council Member Comments and Committee Reports, was moved to Item #10, Council Member Comments, on the Regular Meeting Agenda.

APPROVAL OF CONSENT AGENDA

Council Member Milroy moved to approve the following consent agenda:

- a. Minutes of Regular Meeting of June 16, 2020
- b. Approval of Bill List dated July 3, 2020 in the amount of \$363,082.62 and Payroll Ledger dated June 19, 2020 in the amount of \$84,860.67 and Payroll Ledger dated July 3, 2020 in the amount of \$88,354.35
- c. Excused Absence for Council Member Karen Kaminski for the June 2, 2020 Town Council Regular Meeting
- d. Consideration of Ordinance No. 15-20, Series of 2020
First Reading to Set the Public Hearing
AN ORDINANCE ADOPTING BY REFERENCE THE SUMMIT COUNTY BUILDING CODE AS AMENDED BY SUMMIT COUNTY RESOLUTION NO. 2020-26.

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

CITIZEN COMMENTS

There were no citizen comments.

CONSIDERATION OF ORDINANCE NO. 12-20, SERIES OF 2020

Second Reading and Public Hearing

AN ORDINANCE APPROVING A LEVEL IV DEVELOPMENT APPLICATION FOR A PUD MASTER SIGN PLAN FOR THE MULTITENANT BUILDING AT 35 DILLON RIDGE ROAD.

Mayor Skowrya stated that this public hearing was published in accordance with public posting requirements as set forth by the Dillon Municipal Code. Mayor Skowrya opened the public hearing at 7:06 p.m.

Dave Chandler of Cellular Plus, LLC explained this a PUD for additional signage at 35 Dillon Ridge Road to update the existing sign to meet their brand standards for Verizon and add additional signage to the north face of the building where there is currently no signage.

Ned West, Town Planner, explained this is a Class 1 sign application for a PUD Master Plan Sign Plan Amendment for the Multi-tenant building at 35 Dillon Ridge Road.

The Dillon Municipal Code requires PUD master sign plans to be reviewed and approved by the Planning Commission and the Town Council in public hearings as required by the Level IV development review process. The Planning Commission held a public hearing on the application during the June 3, 2020 meeting and recommends the Town Council approves the application.

Mr. West summarized the application:

The PUD Master Sign Plan provides for the following signs:

Tenant #1 Eastern Tenant (35a Dillon Ridge Road) Verizon Cellular Plus:

- 45 square feet of signage on the southern mansard roof in the existing sign location
- 15 square feet of signage on the northern side of the building mounted on the timber gable structure in front of the store entrance

Tenant #2 Western Tenant (35B Dillon Ridge Road):

- 45 square feet of signage on the southern mansard roof in the existing sign location
- 15 square feet of signage on the northern side of the building mounted on the timber gable structure in front of the store entrance

Freestanding sign:

- Tenant #1: 11 square foot sign panel
- Tenant #2: 38 square foot sign panel

Mr. West stated the total signage requested with the PUD Sign Plan is one-hundred sixty-nine square feet (169.0 SF).

Mr. West said the applicant believes the following about their request:

- Their current sign doesn't meet corporate standards. This is the last location in the United States that doesn't have the current logo. Allows for the continued sign installation on the southern side of the building in the current location.
- The addition of signs on the northern, parking lot sides of the building improves business identification as customer approach the business on the south/westbound Dillon Ridge Road.
- The benefits offset the proposed exceptions to the underlying zoning district and the subdivision regulation and are in the best interest of the public health, safety and welfare.

Mr. West explained the Master Sign Plans have common elements to create a consistent look and architectural compatibility and for this building they are:

- Rectangular sign bands consistently located on the building

- Acrylic or similar signs face materials with aluminum frames
- Internal LED illumination

Mr. West added the Planning and Zoning Commission unanimously supported this application.

Mayor Skowrya stated the documents included within the record for this public hearing include all application materials submitted by the applicant, all materials included in the Town Council packet, any Power Point or other presentations given tonight, all written referral and public comments received regarding the application and the Town's subdivision and zoning ordinances and other applicable regulations.

Mayor Skowrya asked if anyone objected to inclusion of these items in the record. No one objected.

Mayor Skowrya closed the public hearing at 7:19 p.m.

Council Member Imamura made a motion to approve Ordinance No. 12-20, Series of 2020. Council Member Kaminski seconded the motion which passed unanimously upon roll call.

CONSIDERATION OF ORDINANCE NO. 14-20, SERIES OF 2020

Second Reading and Public Hearing

AN ORDINANCE LIFTING THE TEMPORARY MORATORIUM ON REQUESTS FOR PAYMENT IN LIEU OF DEFICIENT PARKING SPACES, AND AMENDING CHAPTERS 16 AND 19 OF THE DILLON MUNICIPAL CODE REGARDING FEES IN LIEU OF REQUIRED PARKING SPACES.

Mayor Skowrya stated that this public hearing was published in accordance with public posting requirements as set forth by the Dillon Municipal Code. Mayor Skowrya opened the public hearing at 7:25 p.m.

Ned West, Town Planner, explained this ordinance lifts the temporary moratorium on requests for payment in lieu of deficient parking spaces, and amending Chapters 6, 16 and 19 of the Dillon Municipal Code regarding fees in lieu of required parking spaces.

Mr. West stated the Planning Commission held a public hearing during their July 1, 2020 meeting and recommends the Town Council approves the application.

Mr. West explained there is currently a moratorium on Section 16-6-50 of the Dillon Town Municipal Code where a commercial development may enter into an agreement with the town to pay a fee for deficient parking spaces not provided on site.

He then listed the past fees charged since 1999. The Core Area is where the code allows for deficient parking space code amendments. It does not include residential developments because they have to provide all of their parking on site.

Mr. West listed the proposed amendments:

- Chapter 6: Adds a new Article XIV (14) to Chapter 6 for the implementation of an annual parking fee to be assessed to all businesses in the Core Area zone district.
 - The annual fee due January 1st is \$387.00
 - The fee is based on the cost incurred by the Town to provide, maintain, remove snow and periodically overlay Town owned parking lots.
- Chapter 16: Bolsters the existing Section 16-6-50 and provides more language on how the fees

are used, what the purpose of the fees are and clarifies additional language around deficient parking spaces.

- Chapter 19: Amends the Deficient Parking Space Fee from \$100 per space to a tiered fee schedule:

Number of Deficient Parking Spaces	Fees per Deficient Parking Space
1-3	\$2,000
4-6	\$5,000
7-9	\$10,000
10-12	\$15,000
13-15	\$20,000
18-20	\$35,000

(Mr. West noted no more than 20 deficient parking spaces are permitted.)

There were no public comments.

Mayor Skowyra stated the documents included within the record for this public hearing include all application materials submitted by the applicant, all materials included in the Town Council packet, any Power Point or other presentations given tonight, all written referral and public comments received regarding the application and the Town's subdivision and zoning ordinances and other applicable regulations.

Mayor Skowyra asked if anyone objected to inclusion of these items in the record. No one objected.

Mayor Skowyra closed the public hearing at 7:46 p.m.

Council Member Hendricks moved to approve Ordinance No. 14-20, Series of 2020 on the condition that Section 4 and Section 6 be removed. Council Member Barchers seconded the motion which passed unanimously upon roll call vote.

TOWN MANAGER'S UPDATE

Manager Johnson reported on the following:

- COVID-19 pandemic ebbs and flows daily. Marina sales are over a 50% sales increase from June 2019.
- The Farmers Market continues to thrive on a weekly basis.
- There is now Happy Hour at the Dillon Amphitheater while still maintaining social distancing.
- Staffing remains status quo. There is one employee on furlough.
- They hired an outside consultant to assist with the water tank project and helping the Town move forward with it.
- The audit is almost wrapped up - hats off to Carri McDonnell for doing a great job with the finances.
- There will be a budget workshop on July 28, 2020.

MAYOR'S UPDATE:

Mayor Skowyra reported on the following:

- At the Mayor, Managers & Commissioners meeting, the mayors of Breckenridge and Frisco asked the other mayors to sign a letter supporting the County's mask policy – if you are indoors in a public place, you must wear a mask. Mayor Skowyra signed the letter of support.
- They did not choose an applicant in the last round of the Planning & Zoning Commission vacancy. Council would like to post the vacancy again.

COUNCIL MEMBER COMMITTEE REPORTS AND COMMENTS:

Council Member Hendricks stated there was a Summit Transit Board meeting. Although he wasn't on the call, he said they hired a new director and operations manager.

Council Member Milroy attended, virtually, the QQ meeting. There is pending litigation regarding the Gross Reservoir expansion project near Boulder CO.

Council Member Hendricks asked if we could provide sunscreen to the many paddleboarders on Lake Dillon.

Craig Simson, Marina Director, replied he will talk to Colorado Stand Up Paddle and the Marina does sell sunscreen.

Council Member Hendricks asked when the water fountains are going to be turned on around the amphitheater.

Mr. O'Brien stated they will not turn them on due to a health hazard. It's too risky due to COVID-19.

Kerstin Anderson, Marketing & Events Director, replied the bathroom sinks are available.

EXECUTIVE SESSION:

Mayor Skowrya moved to go into Executive Session at 8:01 p.m. for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators under C.R.S. § 24-6-402(4)(e), specifically pertaining to contract negotiations with Ice Castles LLC. No action was taken during the executive session. At 8:59 p.m. Council concluded the executive session.

ADJOURNMENT:

There being no further business, Mayor Skowrya declared the meeting adjourned at 9:00 p.m.

Respectfully submitted by:

Adrienne Stuckey, Town Clerk