

**TOWN OF DILLON
TOWN COUNCIL
REGULAR MEETING**

**TOWN HALL
275 LAKE DILLON DRIVE
DILLON**
Tuesday, September 7, 2021
7:00 p.m.

CALL TO ORDER & ROLL CALL

A regular meeting of the Town Council of the Town of Dillon, Colorado, was held on Tuesday, September 7, 2021, at Dillon Town Hall, 275 Lake Dillon Drive, Dillon. Mayor Skowyra called the meeting to order at 7:04 p.m. and the following Council Members answered roll call: Mayor Pro Tem Brad Bailey, Council Members Jen Barchers, Kyle Hendricks, Karen Kaminski and Steve Milroy. Council Member Renee Imamura was absent (excused). Staff members present were: Nathan Johnson, Town Manager; Carri McDonnell, Finance Director; Cale Osborn, Chief of Police; Ned West, Town Planner; Kerstin Anderson, Marketing and Communications Director; Craig Simson, Marina Director; and Adrienne Stuckey, Town Clerk.

Council Member Renee Imamura entered the meeting at 7:05 p.m.

APPROVAL OF AGENDA

There were no changes to the Regular Meeting Agenda.

APPROVAL OF CONSENT AGENDA

Council Member Kaminski moved to approve the following consent agenda:

- a. Minutes of Regular Meeting of August 17, 2021
- b. Approval of Bill List dated September 2, 2021 in the amount of \$570,014.20 and Payroll Ledger dated August 27, 2021 in the amount of \$127,826.24
- a. Excused Absences for Mayor Pro Tem Brad Bailey and Council Members Kyle Hendricks and Steve Milroy

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

CITIZEN COMMENTS

Michael Smith, 321 W. Buffalo Street, Dillon thanked the Public Works Department for placing the two benches, table and bike rack that his family purchased, in his name, for his birthday. He commented that there is a plethora of short-term rentals on his street and asked Council to look at the zoning regulations regarding short term rentals in Dillon.

CONSIDERATION OF RESOLUTION NO. 31-21, SERIES OF 2021

A RESOLUTION CONSENTING TO THE SUMMIT FIRE & EMS FIRE PROTECTION DISTRICT'S ENFORCEMENT OF THE FIRE CODE ADOPTED AND AMENDED BY SUCH DISTRICT WITHIN TOWN OF DILLON MUNICIPAL LIMITS

Ned West, Town Planner, explained through this resolution the Town Council consents to the Summit Fire & EMS Fire Protection District's ("Fire District") enforcement of the International Fire Code, 2018 edition, as amended by the Fire District through the effective date of this Resolution ("Fire Code"), within Town of Dillon municipal limits; provided that, the Town reserves the right to rescind its consent to the Fire District's enforcement of the Fire Code, or any portion thereof, within Town of Dillon municipal limits, at any time.

Council Member Kaminski moved to approve Resolution No. 31-21, Series of 2021. Mayor Pro Tem Bailey seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF ORDINANCE NO. 11-21, SERIES OF 2021

First Reading to Set the Public Hearing

AN ORDINANCE AMENDING CHAPTER 18, ARTICLE VI OF THE DILLON MUNICIPAL CODE REGARDING THE TOWN OF DILLON FIRE CODE.

Mr. West explained this ordinance amends Chapter 18, Article VI of the Dillon Municipal Code regarding the Town of Dillon fire code. The amendments add a few definitions, amend some of the code amendment language, and remove Appendix O from the previously adopted and amended 2018 International Fire Code. Because the fire authority is shifting to align with the U.S. Forest Service for wildfire hazard determination, Appendix O is removed.

The amendment has language and structure changes associated with the fire authority's administration, inspection, and issuance of recreational (backyard) fire permits. The annual permits remain required, but the definitions and administration of them is slightly changed to align more with the Forest Service fire hazard level determinations.

In this ordinance, it is reinforced and made abundantly clear that the Dillon Police Chief maintains his police powers over fire restriction enactment and enforcement

Mayor Pro Tem Bailey moved to approve Ordinance No. 11-21, Series of 2021 and setting the public hearing on Tuesday, September 21, 2021. Council Member Kaminski seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 32-21, SERIES OF 2021

A RESOLUTION ADOPTING FINANCIAL POLICIES DATED SEPTEMBER 1, 2021 FOR THE TOWN OF DILLON, COLORADO; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Carri McDonnell, Finance Director, explained this resolution approves the amended financial policies. The majority of the changes outlined in the policy attached are for clarification or better representation of the procedures we are following. The major change is in Section 14 Procurement. The Town is no longer using paper or blank purchase orders and the approval levels have not changed.

Council Member Kaminski moved to approve Resolution No. 32-21, Series of 2021. Council Member Barchers seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 33-21, SERIES OF 2021

A RESOLUTION APPROVING AN UPDATED PERSONNEL POLICY FOR TOWN OF DILLON OFFICERS AND EMPLOYEES

Ms. McDonnell stated this resolution approves the revised Town of Dillon Personnel Handbook dated June 2021.

Council Member Milroy moved to approve Resolution No. 33-21, Series of 2021. Council Member Kaminski seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 34-21, SERIES OF 2021

A RESOLUTION AUTHORIZING LOAN FORGIVENESS UNDER THE TOWN OF DILLON SMALL BUSINESS LOAN PROGRAM AND APPROVING A FORM THIRD AMENDMENT TO LOAN AGREEMENT

Ms. McDonnell explained this resolution approves the loan forgiveness of 2/3rd of the remaining 50% (\$3,3334) for all small business loans given out in 2020. The original loan amounts were \$10,000 each and \$5,000 per business was forgiven by the Council in October 2020 and \$1,667 was forgiven in July 2021. This resolution forgives the remaining balance for all businesses still operating in Dillon.

Council Member Barchers moved to approve Resolution No. 34-21, Series of 2021. Council Member Kaminski seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 35-21, SERIES OF 2021

A RESOLUTION APPROVING AN ECONOMIC DEVELOPMENT AGREEMENT FOR DILLON RESTAURANT GROUP, LLC.

Ms. McDonnell explained this resolution approves the Economic Development Agreement with Dillon Restaurant Group to open Bistro North in Dillon Ridge. The agreement outlines that the Town will reimburse Bistro North 50% of the sales tax collected from the restaurant over a ten-year period or \$780,000 whichever comes first. The Town will make payments on a quarterly basis

Mayor Pro Tem Bailey moved to approve Resolution No. 35-21, Series of 2021. Council Member Hendricks seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 36-21, SERIES OF 2021

A RESOLUTION SUPPORTING THE JUNE 2021 UPDATES TO THE COLORADO COMMUNITIES FOR CLIMATE ACTION POLICY STATEMENT UPDATE

Nathan Johnson, Town Manager, explained Colorado Communities for Climate Action is a coalition of local governments advocating for stronger state and federal climate policy. This resolution supports the June 2021 updates to the Colorado Communities for Climate Action policy update.

Council Member Kaminski moved to approve Resolution No. 36-21, Series of 2021. Council Member Imamura seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 37-21, SERIES OF 2021
A RESOLUTION APPROVING CONTRACT DOCUMENTS AND CONSTRUCTION SPECIFICATIONS FOR THE 2021 DILLON MARINA FUEL SYSTEM PROJECT.

Craig Simson, Marina Director, explained this resolution approves a contract with Kubat Equipment and Service Company, in the amount of \$687,814.92, to move the existing fuel storage and dock delivery system to an onshore location, Southwest of the existing service building.

The fuel storage and delivery project scope of work includes:

- Installation of a concrete pad and retaining wall Southwest of the existing Marina service building.
- Undergrounding fuel delivery system to the top of the rental dock.
- Installation of fuel delivery system on the new rental dock including new fuel pumps at the end of the dock and an onshore delivery pump for year-round use.

Council Member Imamura moved to approve Resolution No. 37-21, Series of 2021. Council Member Kaminski seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 38-21, SERIES OF 2021
A RESOLUTION ADOPTING SUBDIVISION APPLICATION AND SUPPLEMENTAL MATERIAL REQUIREMENTS PURSUANT TO CHAPTER 17 OF THE DILLON MUNICIPAL CODE.

Mr. West explained on August 3, 2021, the Town Council adopted Ordinance No. 09-21, Series of 2021, which ordinance authorizes the Town Council to set forth subdivision application and supplemental material requirements by resolution. This resolution will set forth the application and supplemental materials required for subdivision approvals.

Council Member Barchers moved to approve Resolution No. 38-21, Series of 2021. Council Member Hendricks seconded the motion which passed unanimously upon roll call vote.

TOWN MANAGER'S UPDATE

Manager Johnson included a written report and added the following:

- The Summit Combined Housing Authority's Board of Directors approved a ballot question to extend the 5A housing sales tax an additional 20 years.
- The Colorado Association of Ski Towns (CAST) meeting was held in Telluride on Thursday, August 26, 2021 and they discussed attainable workforce housing and buying deed-restricted units. Crested Butte may explore a vacancy tax on houses in town - \$2500.00 flat fee. Ouray may increase the excise tax on short-term rentals to 15% - 7.5% will go to wastewater and the other 7.5% to workforce housing. Breckenridge is looking to cap short-term rentals.
- The Town has been approached by the Keystone Science School to fund Silverthorne's afterschool program. They are asking for \$30,000 total - \$10,000 from Dillon, Silverthorne and Summit County.
- The Building Hope Mayor's Cup Golf Tournament at The Raven Club at Three Peaks will be held Monday, September 13, 2021.

MAYOR'S UPDATE

Mayor Skowryra updated Council on the following:

- The Summit Sluggers are undefeated in the Summit Historical Society vintage baseball games.
- The Summit Historical Society really appreciated Dillon's support of the vintage baseball game and it was a good way to promote the historical aspect of Dillon.

COUNCIL MEMBER COMMENTS

- Council Member Barchers thanked staff for providing information during the Work Sessions prior to it being introduced at the Regular Council Meeting.

EXECUTIVE SESSION

Mayor Carolyn Skowrya moved to go into Executive Session at 7:48 p.m., pursuant to Section 3-4(a)(1) of the Town of Dillon Home Rule Charter, and C.R.S. Section 24-6-402(4)(e), for the purpose of discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f), and not involving: any specific employees who have requested discussion of the matter in open session; any member of the Town Council, the appointment of any person to fill a vacancy on the Town Council; or personnel policies that do not require the discussion of matters personal to particular employees; specifically, to discuss the town manager's evaluation. No action was taken during the Executive Session. At 8:10 p.m. Council concluded the Executive Session.

ADJOURNMENT:

There being no further business, Mayor Skowrya declared the meeting adjourned at 8:11 p.m.

Respectfully submitted by:

Adrienne Stuckey, Town Clerk