

*RECORD OF PROCEEDINGS*

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**TOWN OF DILLON  
TOWN COUNCIL  
REGULAR MEETING**  
Tuesday, January 16, 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, January 16, 2018, at Dillon Town Hall, 275 Lake Dillon Drive, Dillon, CO. Mayor Pro Tem Nickel called the meeting to order at 7:00 p.m. and the following Council Members answered roll call: Brad Bailey, Jen Barchers, Kyle Hendricks, Carolyn Skowyra, and Tim Westerberg. Mayor Burns was absent (excused). Staff members present were: Kerstin Anderson, Marketing and Communications Director; Dan Burroughs, Town Engineer; Mark Heminghous, Police Chief; Carri McDonnell, Acting Town Manager; Scott O'Brien, Public Works Director; Ned West, Town Planner; 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 December 19, 2017
- b. Approval of Bill List dated January 12, 2018 in the amount of \$1,656,504.70 and Payroll Ledgers dated December 22, 2017 in the amount of \$63,884.11 and January 5, 2018 in the amount of \$75,517.72.
- c. Notification of Planning and Zoning Commission Approval of a Level III Development Permit Application – One Year Extension of the Approval for the Gateway Planned Unit Development
- d. Notification of Planning and Zoning Commission Approval of a Level III Development Permit Application – One Year Extension of the Approval for the Conditional Use Permit for the Gateway Planned Unit Development
- e. Excused Absence for Council Member Barchers for the December 19, 2017 Town Council Meeting

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

**CITIZEN COMMENTS**

- Danny Eilts, 324 W. Buffalo, commented that the Ice Castles event is a hit and his business has noticeably increased as a result of it. He also stated that he is withdrawing his Crossroads Development Application but will be re-submitting it soon.
- John Frew, 444 Madison Street, Denver, commented that the Crossroads project is experiencing a mid-course correction and that he anticipates project construction this summer.
- Karen Kaminski, 312 Lodgepole, introduced herself as a Council Member candidate in the upcoming Municipal Election. She also requested that the sidewalk by Lake Cliffe Condominiums be plowed allowing for safer traffic and walking access.

**CONSIDERATION OF RESOLUTION NO. 01 -18. SERIES OF 2018**

**A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, MAKING SUPPLEMENTAL APPROPRIATIONS TO VARIOUS FUNDS FOR THE TOWN OF DILLON, COLORADO FOR THE 2017 BUDGET YEAR.**

Finance Director Carri McDonnell stated that this resolution allows the Town to amend the 2017 budget to allocate funds in the General Fund for the Ice Castles and police salaries and the Marina Fund for various expenses incurred throughout the year.

Mayor Pro Tem Nickel opened the public hearing at 7:13 p.m. There being no comments from the public, Mayor Pro Tem Nickel closed the public hearing at 7:14 p.m.

Council Member Bailey moved to approve Resolution No. 01-18, Series of 2018. Council Member Barchers seconded the motion which passed unanimously upon roll call vote.

**CONSIDERATION OF RESOLUTION NO. 01A-18. SERIES OF 2018**

A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, APPROVING A LEVEL IV DEVELOPMENT APPLICATION FOR THE CROSSROADS AT LAKE DILLON PLANNED UNIT DEVELOPMENT LOCATED AT 122, 134 AND 176 LAKE DILLON DRIVE, OR MORE SPECIFICALLY ON LOTS 1, 1A, 1B AND 1C, BLOCK B, NEW TOWN OF DILLON SUBDIVISION, DILLON, COLORADO. THE PROPOSED MIXED-USE DEVELOPMENT WILL INCLUDE 103 HOTEL ROOMS, A SMALL CONFERENCE FACILITY, A TOP FLOOR RESTAURANT AND ASSOCIATED PARKING AND LANDSCAPING; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Town Planner Ned West reported that a public hearing for this project was publicly noticed to be held during the regular Council meeting on Tuesday, January 16, 2018. Because of this notification, the item remained on the agenda. The Applicant has since withdrawn their application, so the agenda item was vacated.

**CONSIDERATION OF RESOLUTION NO. 02-18. SERIES OF 2018**

A RESOLUTION OF THE TOWN OF DILLON, COLORADO DESIGNATING THE PUBLIC PLACES FOR POSTING MEETING NOTICES; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Town Clerk Jo-Anne Tyson stated that Colorado law requires that municipalities designate two public places to post meeting notices at the first regular meeting of each calendar year. This resolution designates Dillon Town Hall and the Dillon Post Office as meeting notice posting locations.

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

Mayor Burns joined the meeting at this time.

**CONSIDERATION OF RESOLUTION NO. 03-18. SERIES OF 2018**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, AUTHORIZING THE TOWN TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOWN OF DILLON AND THE BOARD OF COUNTY COMMISSIONERS OF SUMMIT COUNTY, COLORADO, FOR ELECTION SERVICES FOR THE MUNICIPAL ELECTION ON APRIL 3, 2018; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN THE NECESSARY DOCUMENTS; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Ms. Tyson reported that the Town will conduct a regular municipal mail ballot election on April 3, 2018 to elect one (1) Mayor and five (5) Council Members. This resolution outlines the responsibilities of the Summit County Clerk and Recorder and the Dillon Town Clerk, acting as the Designated Election Official, in relation to the election.

Council Member Barchers moved to approve Resolution No. 03-18, Series of 2018. Council Member Westerberg

seconded the motion which passed unanimously upon roll call vote.

**CONSIDERATION OF RESOLUTION NO. 04-18, SERIES OF 2018**

A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO AFFIRMING THE PREVIOUSLY ADOPTED THREE-MILE PLAN FOR THE TOWN OF DILLON.

Mr. West reported that the purpose of the Three-Mile Plan is to address the specific statutory requirements of Colorado Revised Statutes (C.R.S.) 31-12-105, which requires that a municipality adopt an annexation plan prior to the annexation of any land into the municipality, and that it provide direction to the municipality and land owners concerning land use issues and infrastructure improvements needed upon annexation into the Town of Dillon. Statutes stipulate that the Three-Mile Plan be reviewed annually. There are no proposed changes to the previously adopted 2015 Three-Mile Plan and this resolution affirms its validity in conformance to the requirements set forth in the Colorado Revised Statutes.

Council Member Skowyra moved to approve Resolution No. 04-18, Series of 2018. Council Member Nickel seconded the motion which passed unanimously upon roll call vote.

**Consideration of Resolution No. 05-18, Series of 2018**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, AUTHORIZING THE TOWN TO ENTER INTO A TEMPORARY LICENSE AGREEMENT BETWEEN THE TOWN OF DILLON AND SAIL LOFTS, LLC FOR THE TEMPORARY USE OF LOT 16R, BLOCK A AND PARKING LOT B, NEW TOWN OF DILLON, COLORADO; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN THE NECESSARY DOCUMENTS; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Ms. McDonnell stated that this resolution proposes a Temporary License Agreement for Lot 16R in the core area, which is owned by Sail Lofts LLC and Parking Lot B between LaRiva and Lot 16R, which is owned by the Town. This agreement will allow the Town to use Lot 16R for parking, snow storage and the farmers market until such time as Sail Lofts begins construction on that parcel. Once construction begins, Sail Lofts will be allowed to use parking lot B for construction staging.

Council Member Westerberg moved to approve Resolution No. 05-18, Series of 2018. Council Member Nickel seconded the motion which passed unanimously upon roll call vote.

**Consideration of Resolution No. 06-18, Series of 2018**

A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, TO ADOPT THE AMENDED AND RESTATED ICMA RETIREMENT CORPORATION GOVERNMENTAL MONEY PURCHASE PLAN & TRUST AND ADOPTION AGREEMENT; AND, TO AUTHORIZE AND DIRECT THE APPROPRIATE TOWN OFFICERS TO SIGN SAID PLAN DOCUMENTS.

Ms. McDonnell stated that this resolution amends the current ICMA retirement program to allow for all sworn police officer's ICMA accounts to be immediately fully vested. The sworn police officers that have elected to participate in FPPA will no longer participate in the ICMA 401 plan therefore, their balances can be moved to FPPA. This will allow them to purchase years of service with FPPA. The town's share of contributions to their ICMA 401 should be 100% vested so that they do not lose any money in the transfer. The officers will still have a 5-year vesting period in FPPA. There are two sworn officers that have chosen to stay with ICMA but they are long time employees and already vested. Any new sworn officers will be required to participate in FPPA.

Council Member Bailey moved to approve Resolution No. 06-18, Series of 2018. Council Member Barchers seconded the motion which passed unanimously upon roll call vote.

**ACTING TOWN MANAGER'S UPDATE**

Acting Town Manager Carri McDonnell reported on the following items:

- Health Screen will be held Thursday, January 24, 2018 at the Silverthorne Town Hall. Appointments may

be scheduled via the portal emailed earlier in the week.

- Stephen Gardner, Public Works Streets and Parks Supervisor, has been appointed as staff representative to the Broadband Working Group.
- Town Manager Tom Acre is participating in meetings via phone conferencing.

**MAYOR'S UPDATE**

Mayor Burns did not provide an update.

**COUNCIL MEMBER COMMENTS**

- Council Member Skowyra commented that the sidewalks across from Marina Place are not marked with detour signs.

**AMPHITHEATRE UPDATE**

Contractors are working on interior finishes to the Amphitheatre. Council is encouraged to contact staff if they are interested in a tour. The project is on schedule and within budget.

**EXECUTIVE SESSION**

Mayor Burns moved to go into Executive Session at 7:46 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 to discuss Town Manager contract negotiations. No action was taken during the executive session. At 8:32 p.m. Council concluded the executive session.

**ADJOURNMENT:**

There being no further business, Mayor Burns declared the meeting adjourned at 8:33 p.m.

Respectfully submitted by:

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Jo-Anne Tyson, CMC/MMC, Town Clerk