

RECORD OF PROCEEDINGS

**TOWN OF DILLON
TOWN COUNCIL
REGULAR MEETING**
Tuesday, November 5, 2019
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, November 5, 2019, at Dillon Town Hall, 275 Lake Dillon Drive, Dillon, CO. Mayor Carolyn Skowyra called the meeting to order at 7:01 p.m. and the following Council Members answered roll call: Brad Bailey, Jennifer Barchers, Kyle Hendricks, Renee Imamura, Karen Kaminski and Mark Nickel. Staff members present were: Carri McDonnell, Acting Town Manager; Scott O'Brien, Public Works Director; Kerstin Anderson, Marketing & Communications Director; Dan Burroughs, Town Engineer; Ned West, Town Planner; Craig Simson, Marina Director; Mark Heminghous, Chief of Police and Adrienne Stuckey, Town Clerk.

APPROVAL OF AGENDA

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

APPROVAL OF CONSENT AGENDA

Council Member Kaminski moved to approve the following consent agenda.

- a. Minutes of Regular Meeting of October 15, 2019.
- b. Approval of Bill List dated November 1, 2019 in the amount of \$625,434.22 and Payroll Ledger dated October 25, 2019 in the amount of \$78,922.12.
- c. Excused Absence for Mayor Skowyra for the October 15, 2019 Town Council Meeting.
- d. Consideration of Ordinance No. 12-19, Series of 2019
First Reading to Set the Public Hearing
AN ORDINANCE AMENDING CHAPTER 16 OF THE DILLON MUNICIPAL CODE TO PERMIT MEDICAL MARIJUANA CENTERS IN COMMERCIAL (C) AND THE MIXED USE (MU) ZONE DISTRICTS.
- e. Consideration of Ordinance No. 13-19, Series of 2019
First Reading to Set the Public Hearing
AN ORDINANCE AMENDING CHAPTER 6 OF THE DILLON MUNICIPAL CODE CONCERNING THE SALE OF DOGS AND CATS BORN OR RAISED IN INHUMANE COMMERCIAL BREEDING FACILITIES.
- f. Consideration of Ordinance No. 14-19, Series of 2019
First Reading to Set the Public Hearing
AN ORDINANCE APPROVING A LEVEL IV DEVELOPMENT APPLICATION FOR A PUD SIGN PLAN FOR THE DILLON FIRE STATION.

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

CITIZEN COMMENTS

Tim Orwick, of Summit Public Radio and TV, thanked Council for their support over the years. SPRTV is a member-supported, non-profit organization that rebroadcasts public and commercial FM radio and over-the-air antenna TV signals that are naturally blocked by the mountains surrounding Summit County, Colorado. It is managed by all volunteers and its electronic site is at 12,500' on Bald Mountain. He explained their new project, Power the Towers, will replace the aging power line and to date, they have raised half the money needed to fund this project.

Cynthia Trimble, owner of Café Profusion, commented that having the amphitheater open its doors an hour before the show, disallowing early placement of chairs, hurt her Friday and Saturday night business. A lack of parking was also an issue. She encourages people to go to the Ice Castles. The Town could support local businesses more by providing a Town map, more lighting and advertising on its website.

Keith Brown, 611 Oro Grande Street, Dillon, provided a letter to Council regarding his concerns in the dramatic increase in traffic, construction vehicles, dump trucks, buses and hazardous material trucks on Highway 6 which has increased the noise and hazards and has produced a diminishing quality of life for people who live near this section of highway.

2020 DRAFTED BUDGET

Public Hearing

Finance Director Carri McDonnell stated that several drafts of the 2020 budget were presented to Council over the last several weeks. The purpose of this presentation is to entertain public comment on the proposed budget. Ms. McDonnell reviewed fund balances, expenses and reserves. She further stated that the budget will be finalized and adopted along with the appropriation and certification of the mill levy at the December 3, 2019 Council meeting.

This public hearing was published in accordance with public posting requirements as set forth by the Dillon Municipal Code. Mayor Skowyra opened the public hearing at 7:13 p.m. There being no comments from the public, Mayor Skowyra closed the public hearing at 7:16 p.m.

CONSIDERATION OF ORDINANCE 10-19, SERIES OF 2019

Second Reading and Public Hearing

AN ORDINANCE ADOPTING BY REFERENCE THE INTERNATIONAL FIRE CODE, 2018 EDITION, AS HAS BEEN ADOPTED AND AMENDED BY THE BOARD OF COUNTY COMMISSIONERS OF SUMMIT COUNTY.

Mayor Skowyra opened the public hearing at 7:17 p.m.

Public Works Director Scott O'Brien explained the Town is served by the Summit Fire and EMS Authority and also services unincorporated Summit County and other jurisdictions within the County. Summit County has adopted the updated International Fire Code, 2018 Edition, with certain amendments (Fire Code). The purpose of the International Fire Code, 2018 edition, is to establish the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety and property protection from the hazards of fire, explosion or dangerous conditions in new and existing buildings, structures and premises and to provide safety to fire fighters and emergency responders during emergency operations.

This public hearing was published in accordance with public posting requirements as set forth by the Dillon Municipal Code.

There being no comments from the public, Mayor Skowyra closed the public hearing at 7:18 p.m.

Council Member Kaminski moved to approve Ordinance No. 10-19, Series of 2019. Council Member Imamura seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF ORDINANCE NO. 11-19, SERIES OF 2019

Second Reading and Public Hearing

AN ORDINANCE ADOPTING BY REFERENCE THE SUMMIT COUNTY BUILDING CODE AND SUCH SECONDARY CODES AS ADOPTED AND AMENDED THEREIN.

Mayor Skowyra opened the public hearing at 7:19 p.m.

Mr. O'Brien explained the Town has previously adopted the Summit County Building Code, secondary codes and code amendments (Building Code) in unison with other municipalities within the county for consistency in the design and construction of structures. The proposed updated Building Code addresses new building trends and materials as well as some larger changes.

This public hearing was published in accordance with public posting requirements as set forth by the Dillon Municipal Code.

There being no comments from the public, Mayor Skowyra closed the public hearing at 7:21 p.m.

Council Member Imamura moved to approve Ordinance No. 11-19, Series of 2019. Council Member Bailey seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 53-19, SERIES OF 2019

A RESOLUTION APPROVING A CONSTRUCTION CONTRACT FOR THE DILLON WATER PLANT HOUSE.

Acting Town Manager McDonnell stated this resolution would allow the town to enter into a contract for the remodel of the town water plant house into two units – a 3-bedroom, 2-bath on the upper floor and a studio, one bath on the lower level. The two units would share the garage. The units would be workforce housing units for town staff. The remodel includes replacement of the flooring, windows, ceiling, kitchen cabinets, dishwasher, bathroom fixtures on both floors and install a new bathroom and kitchen on the lower floor. The furnace will also need to be replaced and asbestos will need to be abated. The anticipated completion is February 22, 2020.

The contract amount is for \$102,954 plus the cost of asbestos abatement that is not included in the original quote. This total cost is \$123,954.00. The funding will come from the 5A Workforce Housing Fund since the units will be used for workforce transitional housing.

Council Member Kaminski moved to approve Resolution No. 53-19, Series of 2019 with an amendment to change the “not to exceed amount” from \$118,954 to “not to exceed” \$123,954. Council Member Bailey seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 54-19, SERIES OF 2019

A RESOLUTION APPROVING A SECOND AMENDMENT TO RESTRICTIVE HOUSING COVENANT AND AGREEMENT.

Acting Town Manager McDonnell explained The Sail Lofts Condominiums were approved with 6 workforce housing units in each building. While units tied to an AMI requirement have sold, the

lightly restricted units (no-AMI, 30-hour workweek requirement) have seen no movement after more than a year on the market. They would like to move two of the units to market rate and move two others to 120% AMI.

Council Member Imamura moved to approve Resolution No. 54-19, Series of 2019 with an amendment that condition of approval of the restricted covenant amendment that the construction contract needs to be signed before amendment is recorded. Council Member Nickel seconded the motion which passed unanimously upon roll call vote.

EXECUTIVE SESSION

An Executive Session 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 purposes of determining positions, developing strategy and instructing negotiators relative to matters that may be subject to negotiation, specifically pertaining to a potential amendment to the workforce housing covenants for the Sail Lofts at Lake Dillon Condominiums as requested by the Developer, and two special requests for exceptions to the workforce housing covenants for the Sail Lofts at Lake Dillon Condominiums by potential residents. No action was taken during the executive session. At 8:59 p.m. Council concluded the executive session.

ACTING TOWN MANAGER'S UPDATE

Acting Town Manager McDonnell provided a written report and added the following:

- She reminded Council to complete their profiles before the Emergenetics Training on November 22, 2019.
- She asked Council to look at the bus shelters over the next three to four weeks and look at the number of users at each bus shelter and if the size of the shelter is adequate.
- On November 24, 2019 the Summit Stage bus route in Dillon will change.

MAYOR'S UPDATE:

Mayor Skowyra attended the Northwest Colorado Council of Governments (NWCOG) meeting and they approved the 2020 budget which includes an increase in dues for members.

COUNCIL MEMBER COMMENTS:

- Council Member Kaminski attended the Mountain Towns 2030 meeting and is a member of the Program Planning subcommittee. In the future, she will update Dillon on how the Town can become involved with this event.

ADJOURNMENT:

There being no further business, Mayor Skowyra declared the meeting adjourned at 9:01 p.m.

Respectfully submitted by:

Adrienne Stuckey, Town Clerk