

**TOWN OF DILLON
TOWN COUNCIL
REGULAR MEETING**

Tuesday, May 3, 2016

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 3, 2016, at the Dillon Town Hall. Mayor Burns called the meeting to order at 7:00 p.m. and the following Council Members answered roll call: Brad Bailey, Jen Barchers, Kyle Hendricks, Mark Nickel, Carolyn Skowyra and Tim Westerberg. Staff members present were: Tom Breslin, Town Manager; Dan Burroughs, Town Engineer; Carri McDonnell, Finance Director; Mark Heminghaus, Police Chief; 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 approved as presented.

APPROVAL OF CONSENT AGENDA

Council Member Westerberg moved to approve the following consent agenda:

- a. Minutes of Regular Meeting of April 19, 2016
- b. Approval of Bill List dated April 29, 2016 in the amount of \$89,213.79 and Payroll Ledger dated April 29, 2016 in the amount of \$60,269.32.
- c. Excused Absence for Council Member Westerberg for April 19, 2016 Town Council Meeting

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

CITIZEN COMMENTS

Representatives from the Flight For Life Memorial Park Committee presented Council with an update on the county's memorial park honoring Patrick Mahany and all first responders. This memorial park will be located at the Flight for Life helicopter crash site by St. Anthony's Hospital in Frisco. The committee stated that they have received roughly 1/3 of the total funding they are seeking to complete the project.

CONSIDERATION OF ORDINANCE 06-16. SERIES OF 2016

Second Reading and Public Hearing

AN ORDINANCE OF THE TOWN OF DILLON, COLORADO, AUTHORIZING THE TOWN TO ENTER INTO AN OPTION TO PURCHASE AGREEMENT WITH DILLON GATEWAY DIAMOND IN THE RUFF, LLC GRANTING DILLON GATEWAY DIAMOND IN THE RUFF, LLC THE OPTION TO PURCHASE CERTAIN TOWN REAL PROPERTY; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN SAID OPTION; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Town Manager Tom Breslin stated that this is the second reading and public hearing of this Ordinance. The Town wishes to enter into an Option to Purchase Agreement with Dillon Gateway Diamond in the Ruff, LLC (“DGDR”) wherein the Town grants to DGDR an option to purchase certain real property owned by the Town described as Lots 1A and 1C, Block B, New Town of Dillon Subdivision, Town of Dillon, County of Summit, State of Colorado for the amount of \$549,000.00, granting the option to purchase the Property for a period of one (1) year for a consideration of \$500.00. He further stated that the purpose of this option agreement is to bundle the Town owned property with two privately held parcels to encourage a large development project at the Southwest Corner of Lake Dillon Drive and US Highway 6, which is the main entrance to Town.

Mr. Breslin stated that this public hearing was published in accordance with public posting requirements as set forth by the Dillon Municipal Code. Mayor Burns opened the public hearing at 7:24 p.m. There being no public comment, Mayor Burns closed the public hearing at 7:25 p.m.

Council Member Bailey moved to approve Ordinance No. 06-16, Series of 2016. Council Member Westerberg seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF ORDINANCE NO. 07-16, SERIES OF 2016

First Reading

AN ORDINANCE AUTHORIZING AND DIRECTING THE TOWN OF DILLON, COLORADO TO ENTER INTO AND SIGN A SIXTH AMENDMENT TO THE LEASE AGREEMENT WITH BULLWINKLES GRILL COMPANY, INC. FOR THE LEASE OF A PORTION OF THE PROPERTY AT THE DILLON MARINA; EXTENDING THE LEASE AGREEMENT FOR THE FIRST FIVE YEAR OPTION TERM TO OCTOBER 31, 2021; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Mr. Breslin reported that this Ordinance is the 6th amendment to the existing lease agreement between the Town of Dillon and “Bullwinkle’s Grill Company, Inc.”, DBA Tiki Bar (Concessionaire), to extend the term of the lease agreement for a five year period ending October 31, 2021 in conformance with the Concessionaire’s right to exercise its first option to renew. The lease agreement still requires a rent of 10% of monthly gross revenues during the term of the first option.

Council Member Westerberg moved to approve Ordinance No. 07-16, Series of 2016. Council Member Barchers seconded the motion which passed unanimously upon roll call vote.

TOWN MANAGER REPORT:

Town Manager Tom Breslin did not have any additional items to review with Council as he gave an update earlier during the Work Session.

MAYOR’S REPORT:

Mayor Burns reported that the County will be hosting a retreat for new Council Members on workforce housing needs in the near future. Details will be forthcoming.

EXECUTIVE SESSION:

Mayor Burnes moved to go into Executive Session for the purpose of conducting a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); specifically to discuss economic

development issues within the Town. Council Member Westerberg seconded the motion which passed unanimously. No action was taken during the executive session. At 8:46 p.m. Council concluded the executive session.

ADJOURNMENT:

There being no further business, Mayor Burns declared the meeting adjourned at 8:47 p.m.

Respectfully submitted by:



Jo-Anne Tyson, CMC/MMC, Town Clerk

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