

RECORD OF PROCEEDINGS

TOWN OF DILLON TOWN COUNCIL REGULAR MEETING

Tuesday, August 2, 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, August 2, 2016, at 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, Kyle Hendricks, Mark Nickel, Carolyn Skowyra, and Tim Westerberg. Council Member Jen Barchers was absent (excused). Staff members present were: Tom Breslin, Town Manager; Kerstin Anderson, Marketing & Communications Director; Dan Burroughs, Town Engineer; Mark Heminghous, Police Chief; Carri McDonnell, Finance Director; 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 approved as presented.

APPROVAL OF CONSENT AGENDA

Council Member Bailey moved to approve the following consent agenda:

- a. Minutes of Regular Meeting of July 19, 2016
- b. Approval of Bill List dated July 29, 2016 in the amount of \$312,132.19 and Payroll Ledger dated July 22, 2016 in the amount of \$90,278.41.
- c. Excused Absence for Council Member Westerberg for July 19, 2016 Town Council Meeting.

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

CITIZEN COMMENTS

Citizen Comments were made by the following individuals:

- Derek Woodman introduced himself as a candidate for Summit County Sheriff.
- Jessie Levy, Manager of Altitude Organics, spoke in favor of Council's consideration to limit the number of Retail Marijuana Business Licenses in the Town and encouraged them to also consider Medical Marijuana Business Licenses in the Town of Dillon.
- Aaron Bluse, Owner of Altitude Organics, also encouraged Council to consider Medical Marijuana Business Licenses in the Town of Dillon.
- Roland Gaasch, 112 East LaBonte Street, expressed his dissatisfaction with the proposed Dillon Amphitheatre design. He asked Council to consider the impact of the proposed structure, footprint, and usage of the building. He suggested a re-design of the existing building; spreading out the layout in order to preserve the lake and mountain views.
- Andy Carl, 110 LaBonte Street, expressed concern with the location of the proposed multi-use auxiliary building in front of the Best Western Hotel and suggested using the

concession area as a seven (7) day food operation utilizing local businesses.

- Linda Wetzel, 112 East LaBonte Street, stated she would like to see new pickle ball courts as part of the Town Park design.
- Mike Carollo, 140 East LaBonte Street, expressed concern over the proposed site lines of the stage, concession stand, and rooflines of the Dillon Amphitheatre. He encouraged the design team to consider reducing the horizontal footprint of the concession area and how the Amphitheatre roof will impact the surrounding homeowner's view.
- Terry Carollo, 140 East LaBonte Street, stated that she feels the Dillon Amphitheatre design is extremely bulky and unattractive. She feels there is too much concrete included in the design, the design is inappropriate for the setting, and encourages Council to reconsider the size, materials and design of the project.
- Diane Gaasch, 112 East LaBonte Street, stated she feels there is too much concrete included in the Dillon Amphitheatre project and is dissatisfied that the proposed design will block their views.
- Sarah Lavicka, LakeCliffe homeowner, encouraged Council to consider alternatives to the Dillon Amphitheatre design.
- Mike Lavicka, LakeCliffe homeowner, suggested Council focus on the redevelopment of the Town Center instead of the Dillon Amphitheatre.
- Mike Wetzel, 112 East LaBonte Street, encouraged Council to consider all of the suggestions presented at tonight's meeting regarding the Dillon Amphitheatre and also consider taking down the yellow and black highway directional sign at the intersection of LaBonte and Lake Dillon Drive.

CONSIDERATION OF ORDINANCE NO. 08-16, SERIES OF 2016

AN ORDINANCE OF THE TOWN OF DILLON, COLORADO, AMENDING CHAPTER 16, "ZONING," ARTICLE XI, "SIGN REGULATIONS," SECTION 16-11-20 "DEFINITIONS," AND SECTION 16-11-50 "EXEMPTIONS," OF THE DILLON MUNICIPAL CODE OF THE TOWN OF DILLON, COLORADO, FOR THE PURPOSES OF ADDING PROVISIONS FOR DONATION AND SPONSORSHIP SIGNAGE; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Town Planner Ned West reported that this Ordinance adds three definitions and two exemptions to Chapter 16 "Zoning", Article XI "Sign Regulations" which will allow signage as part of a Town of Dillon donation or sponsorship program. The Town recognizes the need to promote community involvement and active participation in quality of life components throughout the community. This Ordinance aims to provide a mechanism through donation and sponsorship programs for contributor recognition otherwise unavailable as the Code currently reads. Three (3) definitions; "Donation Program", "Donation Program Signage", and "Sponsorship Signage" were added to Section 16-11-20 of the Dillon Municipal Code and two (2) exemptions; "Donation Program Signage" and "Sponsorship Signage" were included in section 16-11-50 of the Code.

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 7:40 p.m. There being no comments from the public, Mayor Burns closed the public hearing at 7:41 p.m.

Council Member Westerberg moved to approve Ordinance No. 08-16, Series of 2016. Council Member Skowyra seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF ORDINANCE NO. 09-16, SERIES OF 2016

AN ORDINANCE OF THE TOWN OF DILLON, COLORADO AMENDING CHAPTER 6, “BUSINESS LICENSES AND REGULATIONS,” ARTICLE VIII, “RETAIL MARIJUANA,” OF THE DILLON MUNICIPAL CODE OF THE TOWN OF DILLON, COLORADO; REPEALING SECTION 6-8-120, “SUSPENSION OF ACCEPTANCE OF APPLICATIONS FOR RETAIL MARIJUANA LICENSES,” AND REPLACING THE SECTION WITH A NEW SECTION 6-8-120, “LIMITATION ON NUMBER OF RETAIL MARIJUANA LICENSES GRANTED AND ISSUED;” AND, SETTING FORTH DETAILS IN RELATION THERETO.

Town Manager Tom Breslin reported that the Town Council’s decision to suspend the acceptance of retail marijuana business licenses will expire on September 9, 2016. At the July 19, 2016 Town Council Work Session, Staff presented Council with several options related to the consideration of these licenses. Based on these options, Council directed staff to present an Ordinance limiting the number of retail marijuana business licenses that may be issued in the Town to no more than three (3) licenses. This proposed ordinance regulates this decision and sets forth details allowing the Town to accept applications for a new license only if a current license is revoked, not renewed or terminated.

Council Member Bailey moved to approve Ordinance No. 09-16, Series of 2016. Council Member Westerberg seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 38-16, SERIES OF 2016

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO AUTHORIZING THE TOWN TO ENTER INTO A MONTH-TO-MONTH LEASE AGREEMENT WITH HIGH COUNTRY CONSERVATION CENTER FOR THE LEASE OF THE OLD TOWN HALL BUILDING; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Manager Breslin stated that at the July 19, 2016, Town Council Work Session, representatives from High Country Conservation Center (HC3) reported on their energy efficiency programs. During the Work Session, HC3 stated that their current business location in Frisco needs to be vacated in the near future and asked Council to consider leasing Old Town Hall to their entity. Several lease options were discussed and the Town and HC3 have agreed to a month-to-month lease agreement of which details are outlined in said agreement.

Council Member Skowyra moved to approve Resolution No. 38-16, Series of 2016. Council Member Hendricks seconded the motion which passed unanimously upon roll call vote.

TOWN MANAGER’S UPDATE

Town Manager Tom Breslin reported on the following items:

- Kudos to Marketing & Communications Director Kerstin Anderson for successfully obtaining a grant through the Office of International Trade to explore downtown Dillon and offer their expert guidance on marketing strategies.
- Sales at the Dillon Amphitheatre concessions are doing well to offset the costs.
- Work continues to secure a tenant for the vacated Sports Authority property.
- The Planning & Zoning Commission approved architectural guidelines for Ivano’s

property located at 240 Lake Dillon Drive. Residential units are listed for sale in the MLS.

- At the recent Housing Authority meeting, the ballot question for the November election was discussed. The question will allow a .6% sales tax to fund workforce housing in Summit County.

MAYOR'S REPORT:

Mayor Burns did not have a report.

ADJOURNMENT:

There being no further business, Mayor Burns declared the meeting adjourned at 7:50 p.m.

Respectfully submitted by:

Jo-Anne Tyson, CMC/MMC, Town Clerk