

*RECORD OF PROCEEDINGS*

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**TOWN OF DILLON  
TOWN COUNCIL  
REGULAR  
MEETING**

Tuesday, January 17, 2017

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 17, 2017, at Dillon Town Hall, 275 Lake Dillon Drive, Dillon, CO. 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 Skowrya and Tim Westerberg. Staff members present were: Kerstin Anderson, Marketing and Communications Director; Tom Breslin, Town Manager; Mark Heminghous, Police Chief; Carri McDonnell, Finance Director; and Scott O'Brien, Public Works Director.

**APPROVAL OF AGENDA**

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

**APPROVAL OF CONSENT AGENDA**

Council Member Skowrya moved to approve the following consent agenda:

- a. Minutes of Regular Meeting of January 3, 2017.
- b. Approval of Bill List dated January 13, 2017 in the amount of \$163,640.24 and Payroll Ledger dated January 6, 2017 in the amount of \$89,380.17.
- c. Excused Absence for Council Members Barchers, Hendricks and Nickel for the January 3, 2017 Town Council Meeting.

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

**CITIZEN COMMENTS**

Citizen comments were made by:

- Larry Romine with Timberline Disposal spoke in opposition of the solid waste collection and disposal ordinance on tonight's meeting agenda. He stated that the County landfill is more expensive than landfills in other areas and encourages the County to analyze their budget prior to adopting the ordinance.
- Dave Whittmer with Timberline Disposal encouraged Council to take their time with the solid waste and disposal ordinance and look at long term decisions and repercussions of their actions.
- Danny Eilts, Dillon resident and business owner, stated that he has a long standing relationship with Timberline Disposal and supports their business decision of building a facility in SilverPlume, CO.
- Tom Gosiorowski, Summit County Public Works Director, commented that solid waste and disposal materials leaving Summit County is causing a reduction in revenue. The

County has seen a 30% loss in revenue over the last six (6) months. They have trimmed operations to current levels of service and if additional services need to be cut, they are considering cutting the recycling centers. Mr. Gosiorowski also stated that the County is listening to the haulers and are considering extended landfill hours, adding additional days of service, and allowing haulers to bring materials out of the County if the Summit County Resource Allocation Park (SCRAP) is closed on a day it is scheduled to be open.

**CONSIDERATION OF ORDINANCE NO. 01-17, SERIES OF 2017**

AN ORDINANCE OF THE TOWN OF DILLON, COLORADO AMENDING CHAPTER 10, "GENERAL OFFENSES," ARTICLE IV, "PUBLIC PEACE, ORDER AND DECENCY," SECTION 10-4-30, "LOITERING," OF THE DILLON MUNICIPAL CODE OF THE TOWN OF DILLON, COLORADO; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Town Manager Tom Breslin reported that this is the second reading of Ordinance No. 01-17, Series of 2017 and no changes have been made since first reading. He stated that the Town was alerted to a section of the Dillon Municipal Code which had language that was too broad in relation to current jurisprudence under the First Amendment. After consulting with the Town Attorney, staff determined that Chapter 10, General Offenses, Article IV, "Public Peace, Order and Decency," Section 10-4-30, "Loitering," needed to be amended and brought into compliance.

Mr. Breslin reported 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 7:26 p.m. There being no comments from the public, Mayor Burns closed the public hearing at 7:27 p.m.

Council Member Skowrya moved to approve Ordinance No. 01-17, Series of 2017. Council Member Bailey seconded the motion which passed unanimously upon roll call vote.

**CONSIDERATION OF ORDINANCE NO. 02-17, SERIES OF 2017**

AN ORDINANCE OF THE TOWN OF DILLON, COLORADO AMENDING CHAPTER 6, "BUSINESS LICENSES AND OCCUPATIONS," OF THE CODE OF ORDINANCES OF THE TOWN OF DILLON TO ADD A NEW ARTICLE X, "SOLID WASTE COLLECTION AND DISPOSAL;" DESIGNATING THE SUMMIT COUNTY RESOURCE ALLOCATION PARK (SCRAP) AS THE EXCLUSIVE SOLID WASTE DISPOSAL SITE FOR ALL SOLID WASTE GENERATED WITHIN THE TOWN; REQUIRING EACH SOLID WASTE HAULER OPERATING WITHIN THE TOWN TO OBTAIN AN ANNUAL LICENSE; PROVIDING DETAILS OF THE TOWN'S PROGRAM FOR THE LICENSING OF SOLID WASTE HAULERS; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Manager Breslin reported that this ordinance designates the Summit County Resource Allocation Park (SCRAP) as the exclusive solid waste disposal site and facility for all solid waste generated in the Town of Dillon. It also states that all licensees shall offer recycling services to its customers. Further, it designates the Summit County Manager's office for the issuance of solid waste hauler licensing.

Council Member Westerberg moved to approve Ordinance 02-17, Series of 2017. Council Member Skowrya seconded the motion which passed 5-2, with Council Members Barchers and Bailey in opposition.

**CONSIDERATION OF RESOLUTION NO. 03-17, SERIES OF 2017**

A RESOLUTION AUTHORIZING THE TOWN OF DILLON, COLORADO, TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT REGARDING COLLECTION, TRANSPORTATION AND DISPOSAL OF SOLID WASTE IN SUMMIT COUNTY, COLORADO FOR THE COOPERATIVE REGULATION OF SOLID WASTE DISPOSAL AND LICENSING OF SOLID WASTE HAULERS; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN SAID INTERGOVERNMENTAL AGREEMENT; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Manager Breslin reported that this resolution is requesting Council to authorize the Town Manager to enter into an Intergovernmental Agreement regarding the collection, transportation and disposal of Solid Waste in Summit County, Colorado. The Agreement is between the Town of Dillon, the Town of Breckenridge, the Town of Frisco, and Summit County Government.

Council Member Westerberg moved to approve Resolution No. 03-17, Series of 2017. Council Member Skowyra seconded the motion which passed unanimously upon roll call vote.

**CONSIDERATION OF RESOLUTION NO. 04-17, SERIES OF 2017**

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 2016 BUDGET YEAR.

Finance Director Carri McDonnell reported that Council approved supplemental appropriations at the December 6, 2016 meeting, however during the last two weeks of 2016, the Town experienced two water main breaks that may exceed the budget amount for 2016. Staff advertised the public hearing as soon as possible and scheduled the approval of the expenses to repair the water mains on Highway 6/Anemone and Gold Run Circle. Ms. McDonnell further stated that the recommended supplemental appropriations are in the amount of \$40,000 for the Water Operating Fund from unappropriated fund balance. Staff anticipates the Highway 6/Anemone break to cost \$25,000 and the Gold Run Circle to cost \$15,000. The fund does have adequate cash available to cover the expenditures without using reserves.

Ms. McDonnell reported 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 8:01 p.m. There being no comments from the public, Mayor Burns closed the public hearing at 8:02 p.m.

Council Member Bailey moved to approve Resolution No. 04-17, Series of 2017. Council Member Westerberg seconded the motion which passed unanimously upon roll call vote.

**TOWN MANAGER'S UPDATE**

Town Manager Tom Breslin reviewed several items with Council including:

- Staff is prepping for summer projects.
- A new winter event will be hosted at Marina Park titled "Snow Play," January 25 – 28, 2017. A segment featuring the Town of Dillon's "Snow Play" will be aired on the Travel Channel next November.

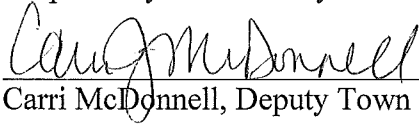
**MAYOR'S REPORT:**

Mayor Burns did not provide a report.

**ADJOURNMENT:**

There being no further business, Mayor Burns declared the meeting adjourned at 8:22 p.m.

Respectfully submitted by:



Carri McDonnell, Deputy Town Clerk