

RECORD OF PROCEEDINGS

**TOWN OF DILLON
TOWN COUNCIL
REGULAR MEETING**
Tuesday, December 19, 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, December 19, 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, Kyle Hendricks, Mark Nickel, Carolyn Skowyra, and Tim Westerberg. Council Member Barchers was absent (excused). Staff members present were: Kerstin Anderson, Marketing and Communications Director; Dan Burroughs, Town Engineer; Mark Heminghaus, Police Chief; Carri McDonnell, Acting Town Manager; 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 as approved.

APPROVAL OF CONSENT AGENDA

Council Member Westerberg moved to approve the following consent agenda as amended:

- a. Minutes from December 5, 2017 Regular Meeting
- b. Approval of Bill List dated December 15, 2017 in the amount of \$106,732.02 and Payroll Ledger dated December 8, 2017 in the amount of \$73,681.41.
- c. Excused Absence for Council Member Westerberg for the December 5, 2017 Town Council Meeting.

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

CITIZEN COMMENTS

There were no citizen comments.

APPOINTMENT TO THE SUMMIT COMBINED HOUSING AUTHORITY BOARD

Mayor Burns stated that he has recently resigned from the Summit Combined Housing Authority Board and a new Town of Dillon representative must be appointed. Council appointed Acting Town Manager Carri McDonnell to fill Mayor Burns' vacancy.

Council Member Bailey moved to appoint Acting Town Manager Carri McDonnell to the Summit Combined Housing Authority. Council Member Skowyra seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 76 -17. SERIES OF 2017

A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO,
MAKING AN APPOINTMENT TO THE PLANNING AND ZONING COMMISSION.

Town Clerk Jo-Anne Tyson reported that there is one (1) vacancy on the Dillon Planning and Zoning Commission which resulted from Commissioner Stout's resignation. This seat must be filled by a Dillon resident and will expire in June 2020. Dillon resident Joshua Ryks applied for this position and

was interviewed at Council's earlier Work Session.

Council Member Skowyra moved to approve Resolution No. 76-17, Series of 2017 appointing Joshua Ryks as a Dillon resident member to the Dillon Planning and Zoning Commission for a term to expire in June 2020. Council Member Westerberg seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 72-17, SERIES OF 2017

A RESOLUTION OF THE TOWN OF DILLON APPROVING THE TOWN OF DILLON 2018 SALARY SCALES.

Acting Town Manager Carri McDonnell reported that this resolution approves Dillon's employee salary scales effective the first pay date in 2018. Staff completed a survey of the Towns of Breckenridge, Frisco and Silverthorne and Summit County Government and averaged the minimum starting salary for all positions in the Town. The maximum is determined using a 40% range.

Council Member Westerberg moved to approve Resolution No. 72-17, Series of 2017. Council Member Skowyra seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 73-17, SERIES OF 2017

A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF DILLON, COLORADO, APPROVING A DEVELOPMENT AGREEMENT FOR THE DILLON FLATS CONDOMINIUM PROJECT.

Town Engineer Dan Burroughs reported that this resolution presents a Development Agreement for the Dillon Flats condominium project. The Agreement outlines requirements of the Town and developer. The Town is required to relocate a sanitary sewer main out of Lot 16R into the Main Street right-of-way, relocate a century link fiber optic cable off Lot 16R into Town rights-of-way, relocate a fire hydrant near the northwest corner of Lot 16R, dedicate a public sidewalk easement across Lot 17A, dedicate a utility easement along the west side of Lot 17A for the existing Town Electric load center and the fiber optic cable to Colorado Mountain College, relocate the XCEL energy switching cabinet on Lot 16R and create a utility easement accordingly, and grant Comcast a utility easement through lots 17A and 17B for their existing line. The Developer is also required to build curb cuts for each building and construct a new six-foot (6') sidewalk along E. LaBonte Street between Main Street and Fiedler Avenue.

Council Member Bailey moved to approve Resolution No. 73-17, Series of 2017. Council Member Westerberg seconded the motion which passed unanimously upon roll call vote.

CONSIDERATION OF RESOLUTION NO. 74-17, SERIES OF 2017

A RESOLUTION AUTHORIZING THE TOWN OF DILLON, COLORADO, TO ENTER INTO A CONCESSIONAIRE AGREEMENT WITH ALPINE FISHING ADVENTURES FOR A TERM TO END DECEMBER 31, 2018 ALLOWING ACCESS TO A PORTION OF THE PROPERTY AT THE DILLON MARINA; AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICERS TO SIGN THE NECESSARY DOCUMENTS; AND, SETTING FORTH DETAILS IN RELATION THERETO.

Marina Director Phil Hofer reported that this resolution represents the second lease agreement between the Town of Dillon and Alpine Fishing Adventures. The lease is for a one season period ending December 31, 2018 and outlines the Concessionaire's right to exercise a first option to renew. The agreement requires rental income of two percent (2%) of monthly gross revenues during the term of the lease.

Council Member Westerberg moved to approve Resolution No. 74-17, Series of 2017. Council Member

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

CONSIDERATION OF RESOLUTION NO. 75-17, SERIES OF 2017

A RESOLUTION AUTHORIZING THE TOWN OF DILLON TO FILE AN APPLICATION FOR WATER RIGHTS AND MANIFESTING THE TOWN'S INTENT TO APPROPRIATE WATER FROM THE BLUE RIVER AND ITS TRIBUTARIES BY EXCHANGE.

Water Superintendent Robert Buras reported that this resolution allows the Town to file one or more applications for new exchanges involving additional water in Clinton Reservoir and Dillon Reservoir acquired through the Colorado River Cooperative Agreement, and additional water decreed to Dillon for storage in Old Dillon Reservoir. This additional water was not previously included in exchange decrees and/or augmentation plans. This water includes:

- Clinton Gulch Reservoir to the Dillon Ditch for storage in ODR and to Laskey Gulch and Straight Creek Diversions in the amount of 4.45 acre-feet;
- Denver's Dillon Reservoir to Dillon Ditch for storage in ODR and to Laskey Gulch and Straight Creek Diversions in the amount of 150 acre-feet; and
- ODR (3rd Enlargement, 4th Enlargement, and Refill and any other water stored by exchange in ODR) to Blue River Intake and Laskey Gulch and Straight Creek Diversions in the amount of 24.215 acre-feet.

New exchange decrees for this water allow greater flexibility for the Town to use all its water resources as needed and decreed.

Council Member Skowyra moved to approve Resolution No. 75-17, Series of 2017. Council Member Nickel 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:

- The Colorado Municipal League is not supporting legislature to allow haulers through the Eisenhower Johnson Memorial Tunnels.
- Dillon Valley Metro District experienced a water main break and system failure. The Town opened an interconnect Sunday through Wednesday morning to assist in servicing their customers. Billing will occur per our agreement.
- The Administration Department will be implementing online bill payment in February for business licenses, water sewer payments, and park reservations.
- Pay checks will be offered via an online portal the second pay period in January.
- Marketing and Communications Director Kerstin Anderson and Ms. McDonnell attended a Board of County Commissioners meeting where they stated they will continue to gather data and survey EBikes on recreation paths until May. Permitting and business licensing of short term rental units were also discussed. Town Manager Tom Acre wished everyone a Merry Christmas and Happy Holidays. He is making progress every day.

MAYOR'S UPDATE

Mayor Burns stated he will not be running for re-election in April 2018. He is proud of the work the Town Council has completed during the years of his service.

COUNCIL MEMBER COMMENTS

There were no Council Member comments.

EXECUTIVE SESSION

Mayor Burns moved to go into Executive Session at 7:35 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 pertaining to lease negotiations with High Country Conservation Center regarding Old Town Hall lease. No action was taken during the executive session. At 8:10 p.m. Council concluded the executive session.

ADJOURNMENT:

There being no further business, Mayor Burns declared the meeting adjourned at 8:11 p.m.

Respectfully submitted by:

Jo-Anne Tyson, CMC/MMC, Town Clerk