

**SILVERTHORNE TOWN COUNCIL MEETING
 AGENDA FOR WEDNESDAY August 8, 2012 - 6:00 PM**



- I. CALL TO ORDER/ ROLL CALL/APPROVAL OF AGENDA**
- II. STAFF COMMENTS 1**
- III. COUNCIL COMMENTS**
- IV. CONSENT CALENDAR**
 - A. Meeting Minutes from July 10 & 11, 2012 Town Council Meetings9
 - B. Replat - Angler Mountain Ranch 15
 - C. Resolution 2012-15, JSA Interceptor Agreement..... 19
 - D. SPORT Re-appointments33
- V. CITIZEN’S COMMENTS***
- VI. PUBLIC PRESENTATIONS***
- VII. BOARD OF ADJUSTMENT**
- VIII. LIQUOR BOARD**
 - A. Chipotle Mexican Grill – Renewal of H & R Liquor License36
 - B. Summit County BPOE #2561 – Renewal of Club Liquor License.....39
- IX. PUBLIC HEARINGS**
- X. ACTION ITEMS**
- XI. DISCUSSION ITEMS**
- XII. EXECUTIVE SESSION**
- XIII. INFORMATIONAL**
 - A. EDAC Committee Meeting Minutes – July 10, 2012.....43
 - B. SPORT Committee Meeting Minutes – July 19, 201247
 - C. I-70 Travel Management Summit.....49
 - D. Lowe’s Grand Opening 51
- XIV. ADJOURNMENT**

Citizens making comments during Citizens Comments or Public Hearings should state their name and address for the record, be topic-specific, and limit comments to 3-5 minutes. Council may add citizen comment items as an Action Item by motion; however, the general policy is to refer citizen comments for review and recommendation. Public presentations must be pre-arranged a week in advance with the Town Manager and limited to 10 minutes.

COUNCIL WORK SESSION: August 7, 2012 – 6:00 P.M.
TOPIC: JSA – Interceptor Agreement

**SILVERTHORNE TOWN COUNCIL WORK SESSION
PUBLIC ISSUES SCHEDULE
2012**

*The Council Work Sessions are held every 2nd and 4th Tuesday of each month and begin at 6:00 p.m. with open discussions. The following issues will be addressed from 6:15 p.m. until completed. Additional items to be discussed will be scheduled as time permits.
"Open" indicates a topic has not yet been selected.*

| | |
|--------------|--|
| AUGUST 21 | Market Survey Blue River Trail |
| SEPTEMBER 11 | 2013-2014 BUDGET – GENERAL FUND |
| SEPTEMBER 25 | 2013-2014 BUDGET – CAPITAL FUND & ENTERPRISE FUND |
| OCTOBER 9 | USE SCHEDULE |
| OCTOBER 23 | OPEN |
| NOVEMBER 14 | OPEN |
| DECEMBER 12 | OPEN |

FUTURE WORK SESSION DISCUSSION ITEMS:
HOUSING SUBCOMMITTEE – SMITH RANCH
FIRE DISTRICT CONSOLIDATION
STATE OF THE TOWN WATER RIGHTS
RECREATION CENTER STRATEGIC PLAN
FUTURE SECTIONS OF BLUE RIVER TRAIL

September 2012

| Sun | Mon | Tue | Wed | Thu | Fri | Sat |
|-------------|-------------|---------------------|-----------------|---------------|----------------------------|---------------------|
| | | | | | | 1 |
| 2 | 3 | 4 | 5 | 6 | 7 | 8 |
| | No School | | | | Payroll | |
| Maintenance | TOS Holiday | Planning Commission | | | | Rec Center Annual - |
| 9 | 10 | 11 | 12 | 13 | 14 | 15 |
| | | Work Session | Council Meeting | | | |
| 16 | 17 | 18 | 19 | 20 | 21 | 22 |
| | | | | | Payroll | |
| | | Planning Commission | Court | SPORT Meeting | | |
| 23 | 24 | 25 | 26 | 27 | 28 | 29 |
| | | Work Session | Council Meeting | | Doo Wop Denny— Pavilion | |
| 30 | | | | | | |

October 2012

| Sun | Mon | Tue | Wed | Thu | Fri | Sat |
|--------------|-----|---------------------|-----------------------|---------------|-----------------|-----|
| | 1 | 2 | 3 | 4 | 5 Payroll | 6 |
| | | Planning Commission | | | | |
| 7 | 8 | 9 Work Session | 10 Council Meeting | 11 | 12 | 13 |
| | | | | | | |
| 14 | 15 | 16 | 17 | 18 | 19 Payroll | 20 |
| Pumpkin Fest | | | | | | |
| | | | | | | |
| 21 | 22 | 23 Work Session | 24 Council Meeting | 25 | 26 No School | 27 |
| | | Planning Commission | Court | SPORT Meeting | | |
| | | | | | | |
| 28 | 29 | 30 | 31 | | | |

November 2012

| Sun | Mon | Tue | Wed | Thu | Fri | Sat |
|-----|-----------|---------------------|--------------------|---------------|-------------|-----|
| | | | | 1 | 2 Payroll | 3 |
| 4 | 5 | 6 | 7 | 8 | 9 | 10 |
| | | Planning Commission | | | | |
| 11 | 12 | 13 Work Session | 14 Council Meeting | 15 | 16 Payroll | 17 |
| | | | Court | SPORT Meeting | | |
| 18 | 19 | 20 | 21 | 22 | 23 | 24 |
| | | | | | | |
| | | | | TOS Holiday | TOS Holiday | |
| | | Planning Commission | No School | | | |
| 25 | 26 | 27 | 28 | 29 | 30 Payroll | |
| | | | | | | |
| | No School | | | | | |

Town of Silverthorne
Council Agenda Memorandum

TO: Mayor and Town Council 
THRU: Kevin Batchelder, Town Manager
FROM: Susan Schulman, Executive Assistant 
DATE: August 2, 2012 for Meeting of August 8, 2012
SUBJECT: Staff Comments

Attached please find the Staff Comments and Updates for the August 8, 2012 Town Council agenda and meeting. This includes:

1. Town Manager Update
2. Administrative Services Update
3. Public Safety Update
4. Public Works Update
5. Community Development Update
6. Recreation & Culture Update

ACTION REQUIRED

No action is required; these items have been submitted for informational purposes.

Town Manager's Office – August 2, 2012

Town Council – The Town Council held their regularly scheduled Work Session on Tuesday, July 24, 2012. Vince Lanuza, of the Save our Blue River Trail committee, provided an update on the activities of this citizen's group formed to urge voters to vote No on Ballot Question No. 1. Mr. Lanuza discussed the focus and efforts of Save our Blue River Trail. Council Member Anderson provided an update of the meetings of the Zero Waste Task Force. Council Member Preaus reported on the Blue River Trail Bike event and the upcoming meeting of the Summit Combined Housing Authority (SCHA). Council Member Butler reported on his attendance at the Girl Power event with his daughter. Council Member Sandquist reported on her attendance at the I-70 Corridor Coalition meeting and their affirmative vote to become a Transportation Management Organization (TMO).

The Town Council received a presentation from Mark Leidal, Community Development Director, regarding the Land Use Schedule and levels of potential revisions to the schedule. The Council directed staff to pursue Options 1 and 2, which involves consolidating uses that are similar within the same zoning designations and, evaluating any discrepancies among uses and use by rights/conditional uses. This analysis will be scheduled for future Work Session discussions. The Council received an update from Joanne Breigenzer, Recreation and Culture Director, on the upcoming Rocky Mountain Triathlon and the efforts to coordinate this large event. The Council received an update on liquor license compliance checks and directed staff to send letters to three license holders.

Activities – I was on summer vacation from July 13th through July 20th. A scheduled July 12th meeting with Xcel Energy representatives to discuss the franchise agreement was cancelled by Xcel Energy and we are attempting to re-schedule this meeting. On July 25th, I attended the Summit Combined Housing Authority (SCHA) meeting. One agenda item involves the old Summit Housing Authority (SHA) revolving loan program that is retiring and the SCHA would like to convert this to a loan program that serves home owners hit with special assessments by their homeowner's association. This will be presented in detail to the Council in a Work Session. On July 26th, Connie Williams, HR Manager, and I attended an ICMA webinar on Succession Planning.

On July 30th, I attended the monthly Manager's Meeting, hosted in Breckenridge. Topics included local proposals for the \$1 million in environmental project funding being provided by the Denver Water Board as part of the Colorado River Cooperative Agreement; preliminary budgets for 2013; the Housing Needs Assessment update which is being defined in a Request for Proposals; updates on the I-70 Coalition; updates on the Solar Garden; and a discussion about the costs of the Detox center operated by Colorado West. The Safety Committee met on July 31st. The Art in Public Places sub-committee met on July 31st and toured the River's Edge Park site. Breckenridge hosted the monthly Mayor's, Manager's and Commissioner's meeting on August 2nd and Mayor Koop attended on behalf of Silverthorne.

Upcoming meetings include my volunteer duties at the Rotary Club's annual BBQ in Dillon on August 10th and 11th. Connie Williams, Donna Braun and I will be completing our market salary surveys and benefits comparison surveys in the next two weeks in preparation of the 2013 Budget discussions with Council. Lowe's is holding their Grand Opening celebration on August 16th beginning at 10 a.m.

Administrative Services – August 2, 2012

Budget 2013/2014 – All departments and budget staff are deep into the 2013/2014 budget process. All departments are working on their 6-month 2012 projections and their 2013 & 2014 operation/maintenance and capital budget requests. The finance staff is updating all 2012 revenue projections and making estimates for the 2013 and beyond revenues. The projections and requests will be entered and reviewed through the middle of August. Department meetings with the town manager and finance director will be conducted later in the month as to the departments requests, service provided and capital projects.

Human resource administrator, Connie Williams, is close to being done with the salary market survey and will be presenting her results to the town manager and finance director next week. If budget allows, we'll incorporate the survey results and recommendations into the budget. The market survey results and recommendations will be presented to the Council at the Tuesday August 21st work session.

At this time the General and Special Revenue Capital Funds are scheduled to be presented to Council at the September 11th work session. What doesn't get presented at the 11th meeting will be continued to the September 25th work session. The Enterprise and Joint Sewer Authority Funds will be presented at the September 25th work session. First reading is scheduled for the October 24th Council meeting.

August Special Election – The August special election is scheduled for Tuesday August 14th. All voters who have requested permanent mail ballots, as of July 16th, have had their ballots mailed to the voters listed mailing address. Early voting has begun and will continue until Friday August 10th. Voters can drop their completed ballots off at Town Hall or via the mail. Town Hall will be the official polling place on the 14th and will be open from 7AM to 7PM.

We've had several voters who thought they were on the permanent mail ballot list and are not. We've also had several voters who have not updated their addresses on the voter's registration list or their driver's licenses addresses have not matched the voter's listed address. The register voters list is entered and maintained by the Summit County Clerk's office. Town clerk, Michele Miller, is helping voters get these items corrected by distributing forms, website information and direct help to get these issues resolved. This service is helping make the voting process go smoothly as well as helping people prepare for the upcoming November general election.

Kitchen Remodel – The Town Hall kitchen remodel is mostly complete. The updates to the kitchen look great! A big thanks to the building department staff for getting this project done quickly and with little disruption. Thanks also to Michele Miller and Melody Hillis for overseeing the project, cleaning out the cabinets and organizing the new cabinets.

Lowes ESTIP – The new Lowes Home Improvement Store opens in August. One of the items that we're working on is the final review of the construction invoices that are related to the Lowes Enhance Sales Tax Incentive Program (ESTIP) agreement. The first ESTIP payment will occur in October and is based on the Town code and the agreement itself.

Police Department – August 1, 2012

Incidents - On Friday July 27th the Bruner Homicide case came to a close in District Court. Upon a short 4 hour deliberation the jury found the defendant guilty of all charges. Members of the department put in countless hours on the case and some became very emotionally attached to the case. The verdict was a reflection of the hard work and effort put in by all. All those who worked the case should be commended for their hard and unwavering dedication to the victim and her family.

In the early morning hours of July 22nd Officer Mazone responded to a call of a driver who travelled off i-70 and into the hotel parking lot through the median. Upon investigation it was determined the driver was intoxicated and took the short cut to get to the hotel. He was arrested and charged with DUI.

On July 22nd Officer Knapp was dispatched to a burglary at a local business. It was determined that during the night someone had pried open the back door and took cash that was kept unsecured in a drawer. Officer Knapp was unable to lift any fingerprints and there was no video of the incident.

On July 24th Officer Knapp was dispatched to a neighborhood where a male and female were fighting. Upon arrival it was determined the couple were arguing and the situation became physical, with the male being assaulted. The female was taken into custody and charged with Domestic violence.

On July 25th Officers Tarnoff and Mazone responded to Breckenridge to assist with a person who had barricaded themselves in an apartment and would not come out. Officer Mazone helped establish a perimeter and Officer Tarnoff took the lead in talking to the subject. Officer Tarnoff was eventually able to talk the suspect out of the house without anyone getting injured. The man was taken into custody without incident.

In addition to the above, the department responded to 2 domestic violence calls, 5 thefts, 3 trespass incidents, 2 DUI's, several suspicious incidents and numerous area and business checks.

Feedback from the community - The district attorney's office sent a letter of recognition to those officers who worked on the homicide case. Detective Staufer and Detective Barger were specifically mentioned for their role in the case.

Department Training - Officers participated in Lone Wolf Officer training. This training was specific to officers responding alone or with a minimal amount of backup to in-progress shooting calls. Sergeants were also trained on handling critical incidents and responding to those types of calls.

Staffing - Officer Futro and Ponedel are currently in the FTO program and on target in the program. Officer Futro will be in his checkout week next week. A conditional offer has been made to a candidate who applied for the Admin position.

Public Works Department August 2, 2012

Streets and Parks - We are complete with the filling at North Pond Park. We are currently soliciting bids for re-seeding, which will happen soon. We will then be temporarily irrigating until we get the grass established. This year's overlay program is underway, with milling of the old asphalt being done today, and the actual in-place recycling and overlays taking place over the next two weeks. We do all of the prep work, and all manhole and valve adjustments during the process. We also assist with traffic control, and notification to all impacted properties. This year's streets include:

- Miners Loop
- Polar Court
- Ranch Road
- High Park Court
- Game Trail
- Hunters Knob
- Current Way
- Middle Park Court
- High Line Crossing
- Easy Bend
- Arnica Lane
- Bull Lake Court
- Two Cabins Drive

The new sod is looking great and we continue hosting weddings on it each week. The older seeded areas also continue showing good growth. The flower areas around the Pavilion are looking real good now, especially the window boxes on the river side of the lobby. I believe this years flowers look as good as we have ever had, and congratulate our parks staff for their hard work and effort on this.

Buildings - Planning continues for this summer's AMP projects including new emergency generators at Town Hall (sump and computers) and the Pavilion (sump), as well as a new snowmelt system for the front walks at Town Hall. We have completed parking lot sealing and repairs at the Recreation Center, with the USFS building to soon follow. New security cameras are being installed in several park areas, and parking lot areas at Town buildings. We installed a new air handling unit for the Kids Korner area of the building. We completed remodeling the Town Hall Kitchen last week.

Engineering - Dan and Zach continue working with the Lowes Contractors on punch lists of remaining work items on the public infrastructure and the onsite work. Both are also helping with inspections on new water and sewer installations at Angler Mountain Ranch, as well as fill placement at several locations within Angler. Dan is also busy managing the plan completion and bid process for the Rivers Edge Landscape Improvements, which are out to bid with bids due next week. Bid results and a bid award will be presented to Council in August, with construction scheduled for September. Dan is also working, along with Rick and Brett, on design and permitting for rehab of the main dock at North Pond Park.

Utilities - We are busy with rehabilitation of Rainbow Pump Station: redeveloping wells, new pumps motors controls, all for significantly improved efficiency. We currently have a contractor in town working for us on cleaning various sewer lines. We clean about 1/3 of our total system each year, so that all lines get cleaned once every 3 years. We had a situation last week in which lightning took out our water system controls which lead to a few hours of no water in certain parts of Three Peaks. We had the issue resolved within 4 hours of receiving the first notification. Lighting also took out the controls for our fuel system here at the shop, which has also been repaired.

JSA - Lots of projects ongoing at the treatment plant as we continue to upgrade and replace equipment as part of our ongoing Asset Management Plan. We have received our new centrifuge at the bio-solids building, although it will be a few weeks before it is installed.

OLD DILLON RESERVOIR - We are on schedule for completion this summer. Given this year's lack of any runoff, it will likely be next year or even later before we are able to fully fill the new reservoir.

Community Development Department – August 2, 2012

Rivers Edge Park Plan – Neils Lunceford has completed the construction drawings and the project is out to bid. CDOT has reviewed the plans and has issued their permit. The project is scheduled for construction in September.

Housing Subcommittee – The Housing Subcommittee will be meeting to discuss the next steps for Smith Ranch and the Archdiocesan Housing proposal.

Blue River Trail – Staff has been working on the easement acquisition proceedings.

Lowe's – Lowe's has finalized construction and is stocking the store. Soft opening is scheduled for August 9 and the formal grand opening ceremony is scheduled for August 16.

Our Lady of Peace Catholic Church – The Catholic Church is currently under construction. The off-site road improvements have been completed and the rectory has received its Certificate of Occupancy.

Angler Mountain Ranch – Staff has had meetings with the developer concerning the development of Anger Mountain Ranch and the public infrastructure including timing of water and sewer service and road connections. The Hamilton Creek Road connection is currently under construction.

Parks, Trails, and Open Space Master Plan Update – Town Council has approved the contract with AECOM to update the plan. Staff has discussed the project timeline for the project which will begin in the fall.

EDAC Business Incentive Grants – Staff has met with the recipients of the business grants to process the necessary paperwork for the implementation of the grant program. All recipients have been very appreciative of the Town's assistance.

Xcel Substation – Staff met with representatives of Xcel and Summit County in the formal “consultation” process concerning the site selection of Site P-10. Xcel will be processing the substation through the County’s land use processes. Staff attended a site visit, hosted by Xcel, of the proposed substation location. Xcel will be hosting a public open house on the issue in the near future.

Current Applications – The following is a list of applications which have been submitted to the Community Development Department and are currently being processed (ex parte rules apply):

- Silver Trout Estates – Final Subdivision and Final Site Plan
- Angler Mountain Ranch – Preliminary Plat and Preliminary Site Plan, Lakeside Townhomes Filing 4
- Angler Mountain Ranch – Replat Angler Mountain Ranch Lakeside Townhomes Filing No. 3

Recreation and Culture – August 2, 2012

Recreation Center - The last Thursdays on the Trail will be held next week, on August 9, at 6:30 p.m. This event is titled *Explore the Blue* and includes a scavenger hunt along the trail. Participants will meet at the Willow Grove Open Space and can do the scavenger hunt by foot or bicycle. The hunt will be staged between Willow Grove Open Space and North Pond Park. Thanks to Nancy Bomgardner, Recreation Coordinator, for organizing this successful new community event series which had two prior events, *Walk the Blue* and *Bike the Blue*.

We are very pleased to have received confirmation from Summit School District that five days per week, 20 seats will be available on the Silverthorne Elementary School (SVE) Route “B” bus for students who are enrolled in after school programs at the Recreation Center. The bus will complete its usual route and then take make a stop at the Recreation Center to drop the students off in time for the after school programs. Recreation Coordinators, Mindy Nicholds and Nancy Bomgardner, have been working closely with Diana Hulbert, SVE Principal, over the past two years to create opportunities for our local youth after school. This latest offer, an opportunity for students to be transported directly to the Recreation Center via school bus for no cost, is a huge step in this partnership.

The final proof of this fall’s Pastimes Brochure is at the printer and will be ready for distribution in the next couple weeks. Compiling and arranging all the information for this important publication is a time consuming and detail specific job. I’d like to specifically thank Liz Hodson, Administrative Assistant, and Mindy Nicholds, Sports and Athletics Coordinator, for their lead roles on producing this publication.

A five-punch pass was donated to Friends of the Dillon Ranger District. The pass is valued at \$60.

SPORT - North Pond Park was host to the second annual Rocky Mountain Triathlon on Sunday, July 29. The event had over 900 participants registered, compared to last year’s 250. Paul Kulik, Aquatics Coordinator, was the staff contact for the event and he worked closely with Human Movement Management, the event organizer, to be sure all details were addressed with public safety as priority number one. Over 500 letters were mailed to nearby homeowners to notify them of the upcoming event, and, to date, the Town has not received any complaints about the day’s festivities. This is a testament to a well organized event on everyone’s part. The race included a swim in North Pond, a bike on Highway 9 to Ute Pass and back, and a run along the Blue River Trail between North Pond Park and Willow Grove

Open Space. The Summit Daily covered the event with a full page article on Saturday prior to the event, and a front page photo the day after the triathlon.

Thanks to Michael Johnson, Senior Planner, for conducting two site walk-throughs with SPORT members to view a proposed new route for the Angler Mountain Trail. The route change is necessary because of new road construction in the neighborhood. Michael will work with Angler Mountain developer, Tim Crane, to convey SPORT's preferred trail alignment.

Thank you to SPORT members Don Hansen and Marilyn Raymond for accompanying Public Works Director, Bill Linfield, on a Blue River Trail site visit to make recommendations for signage along the route. Several suggestions were made, including areas to reduce signage and areas where additional signs or alternative signs may be needed. In addition, Summit Biking has offered to fund painting a yellow stripe in the middle of the trail in congested areas near the Outlets.

A schedule for the playground construction at Trent Park and Rainbow Park has been finalized, with work beginning at Trent on August 17 and at Rainbow on August 23. Both projects are anticipated to be complete and open to the public on September 21.

Pavilion - Tonight, August 2, is the *Just For Boys* event at the Pavilion. Everest Materials will mix concrete with the boys and Cutthroat Anglers will host a casting clinic. An archery station will also be set up and, new this year, there will be live birds of prey and reptiles on site! Chipotle has provided a discount to the Town for the large dinner order and Einstein Bagels will provide cinnamon bites for desserts. The event ends with a showing of the movie "The Adventures of Tin Tin." Tickets are \$10 in advance and \$12 at the door. Dad's admission is free.

Upcoming Pavilion Events:

| | |
|---------|--|
| Aug 2 | Just for Boys |
| Aug 3 | Wedding |
| Aug 5 | Wedding |
| Aug 6-8 | Refinish wood floors |
| Aug 9 | Country Western Dance |
| Aug 10 | Wedding |
| Aug 15 | Community Picnic |
| Aug 17 | Recreation Free Day Movie |
| Aug 18 | Wedding |
| Aug 19 | Wedding |
| Aug 21 | Summit Choral Society |
| Aug 22 | Life Line Screening |
| Aug 24 | "Board Bottom Blues" musical parody fundraiser |
| Aug 25 | Wedding |
| Aug 26 | Wedding |
| Sep 1 | Wedding |
| Sep 2 | Wedding |

Town of Silverthorne
Council Agenda Memorandum

TO: Town Council
THRU: Kevin Batchelder, Town Manager *(KUB)*
FROM: Michele Miller, CMC, Town Clerk *mm*
DATE: August 2, 2012
SUBJECT: Minutes from the July 10 & 11, 2012 Town Council Meetings

SUMMARY: Staff asks the Town Council to approve the attached July 10 & 11 2012 Town Council Meeting Minutes.

STAFF RECOMMENDATION: Staff recommends approval of the Minutes from the meetings.

PROPOSED MOTION: Included in the Consent Calendar motion.

ATTACHMENTS:
Meeting Minutes

MANAGERS COMMENTS:

**SILVERTHORNE TOWN COUNCIL
SPECIAL COUNCIL MEETING
July 11, 2012**

CALL TO ORDER: The meeting was called to order at 5:40 p.m. by Mayor Pro-Tem Bruce Butler.

ROLL CALL: Members present were, Councilmembers Darrick Fowler, David Preaus, Bruce Butler, Vince Lanuza and Anne-Marie Sandquist. Mayor Koop and Dave Anderson were absent.

Staff present: Town Manager Kevin Batchelder, Town Attorney Gerald Dahl, Community Development Director Mark Leidal.

Planning Commission Candidate Interviews

Mark Leidal described that the purpose of the special meeting was to interview candidates for three vacancies on the Planning Commission.

Council interviewed the following candidate:

- Tom McDonald
- Stan Katz

BUTLER MOVED TO ADJOURN. MOTION SECONDED. MEETING ADJOURNED AT 6:00 P.M.

BRUCE BUTLER, MAYOR PRO TEM

MICHELE MILLER, TOWN CLERK

SILVERTHORNE TOWN COUNCIL
Meeting Minutes
Wednesday July 11, 2012

CALL TO ORDER/ROLL CALL/APPROVAL OF AGENDA:

Those members present and answering Roll Call were Mayor Dave Koop, Council Members, Derrick Fowler, David Preaus, Bruce Butler, Stuart Richardson and Ann-Marie Sandquist. David Anderson was absent. Staff members present were Town Manager Kevin Batchelder, Attorney Jerry Dahl, Chief Mark Hanschmidt, Administrative Services Director Donna Braun, Recreation Director Joanne Breigenzer, Public Works Director Bill Linfield, Community Development Director Mark Leidal, Lina Maria Lesmes, Planner II, Assistant to the Town Manager Ryan Hyland and Town Clerk Michele Miller.

STAFF COMMENTS:

Breigenzer reminded everyone to vote for their favorite Recreation Center in the Best of the Summit competition. She reported on the success of the Thursdays on the Trail series and invited everyone to participate in the "Bike the Blue" and ice cream social, July 19th. The trail series is part of the GOCO grant outdoor recreation and education. Preaus enjoyed the first Thursday on the Trail event. It was a diverse group of people that showed up to participate. Hanschmidt informed Council that the Roller- Bruner trial starts next week, July 18-25 and to expect publicity.

COUNCIL COMMENTS:

Sandquist informed Council the Art in the Park series has been kicked off. They are looking for community members to volunteer their time. They are putting the program together.

CONSENT CALENDAR:

BUTLER MOVED TO APPROVE THE CONSENT CALENDAR INCLUDING THE JUNE 27, 2012 MEETING MINUTES, RESOLUTION 2012-13, BIOSOLIDS AGREEMENT, RESOLUTION 2012-14, INTERGOVERNMENTAL AGREEMENT (IGA) – COLORADO SPECIAL DISTRICTS PROPERTY AND LIABILITY POOL, AND REPLAT - THE CABINS AT ANGLER MOUNTAIN RANCH FILING NO. 2 - FOURTH AMENDMENT, A REPLAT OF TRACT C3, THE CABINS AT ANGLER MOUNTAIN RANCH FILING NO. 2, THIRD AMENDMENT. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL PRESENT. (ANDERSON ABSENT)

CITIZEN COMMENTS:

Scott Turner, candidate for Summit County District Attorney, introduced himself to Council.

PUBLIC PRESENTATIONS:

None.

BOARD OF ADJUSTMENT:

Lowe's Sign Variance

Lina Lesmes, Planner II, presented the applicant's variance request to install a wall-mounted sign with an area of 220 square feet. She reviewed the staff report, history of the project and criteria of approval of a variance in section 4-1-44 of the Code. Staff is recommending denial of the variance request.

Sandquist asked if the letters themselves are in compliance or is it just the blue background that is the size issue.

Doug Cousino, Store Manager, stated the blue background is part of the Lowe's logo and the sign requested has been downsized. He requested approval.

Fowler asked if any store ever uses a different type of sign.

Douglas stated not that he is aware of.

Public comment opened. No comment received, public comment closed.

Butler stated the original approval process for this project was long. He would have liked to have seen the sign variance handled differently. This is a scaled down version of the sign presented at the last meeting and he likes the look. The Town needs to be open for business, for both large and small businesses. We need to consider the size of the sign based on the frontage of the business. He hopes Council will review the current sign code soon. He will support the request.

Fowler stated he is bothered by the way this process was handled. He does like the blue background better. He would like to review the sign code in the future.

Preaus does like the blue background but feels it could be scaled down. The process has been handled badly by Lowe's. He understands it is a brand recognition issue, but the building itself identifies the brand. Previous variances have been granted for existing signs and businesses. This is a new business and the rules have not changed since Lowe's was approved. He feels the proposed sign size is close to the size of a billboard.

Richardson feels the sign is appropriate for the size of the building. The proposed sign looks ok to him. He agrees, we need to work on the sign code.

Sandquist stated the two signs were shown to EDAC at their meeting today and they support the one with the blue background. She wants Lowes to be noticed and succeed. She looks forward to people pulling off the highway to spend time and money in Silverthorne. This is a big building and she feels the size is appropriate and she supports the blue background.

Koop understands the branding part of the overall picture and its economic value. The scaled down sign is proportional to the building. He feels this is a good compromise being proposed.

Preaus asked if we don't approve this variance, where do we go from here.

Staff stated the sign with the white background is already approved.

Dahl reminded Council that the Town Code requires four votes in favor of the variance, for it to pass.

BUTLER MOVED TO APPROVE THE LOWE'S SIGN VARIANCE TO ALLOW ONE 314 SQUARE FOOT WALL-MOUNTED SIGN ABOVE THE MAIN ENTRANCE TO THE LOWE'S STORE, FINDING THAT ALL VARIANCE CRITERIA HAVE BEEN MET. MOTION SECONDED. MOTION PASSED. (ANDERSON ABSENT) (PREAUS NAY) (BUTLER, FOWLER, RICHARDSON, AND SANDQUIST)

LIQUOR BOARD:

None.

PUBLIC HEARINGS:

A. Ordinance 2012-7, Amending Code 2-4-49: Fire Ban Authority

Jerry Dahl, Town Attorney, presented Ordinance 2012-7 to Council for consideration. The ordinance allows for the Police Chief to declare more stringent fire bans, including Stage Two and Stage Three bans, with the consent of the Town Manager. He reviewed the staff report and requested approval.

Richardson asked who has the authority to take a step back in the stages.

Dahl stated the Chief would also have that authority.

Butler asked Chief Hanschmidt where are we in the fire ban.

Hanschmidt reviewed the fire ban in Summit County and the process involving the other agencies.

Dahl reminded Council that changing the level of the fire ban would need the approval of the Town Manager.

Koop feels the ordinance will allow for quicker response to current conditions. He asked how other jurisdictions handle this.

Hanschmidt stated staff is trying to be consistent within the county.

Batchelder stated the other town's chief of police have this authority.

BUTLER MOVED TO ADOPT ORDINANCE NO. 2012-07 AN ORDINANCE AMENDING TOWN CODE SECTION 2-4-49 CONCERNING FIRE BANS AND DECLARING AN EMERGENCY. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL PRESENT. (ANDERSON ABSENT)

ACTION ITEMS:

A. Site Plan Modification – Global Collision Center, 191 Adams Avenue, Lot 1, United Rental Subdivision

Lina Lesmes, Planner II, presented the applicant's request for a Site Plan Modification to make architectural changes to a previously approved Site Plan Modification. She reviewed the staff report and recommended approval.

Todd Webber, Architect, reviewed the changes to the Site Plan.

Butler is excited about the project and doesn't mind the changes.

FOWLER MOVED TO APPROVE THE SITE PLAN MODIFICATION FOR GOLOBAL COLLISION. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL PRESENT. (ANDERSON ABSENT)

B. Appointment of Planning Commissioners

Mark Leidal, Community Development Director, reviewed the Planning Commission vacancies and the interview process.

Council expressed their appreciation to the Planning Commission.

PREAUS MOVED TO APPOINT STAN KATZ AND TOM MCDONALD TO THE PLANNING COMMISSION WITH A TERM TO EXPIRE IN JULY, 2015. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL PRESENT. (ANDERSON ABSENT)

DISCUSSION ITEMS:

FOWLER MOVED TO GO INTO EXECUTIVE SESSION AT 7:03 P.M. WITH THE TOWN ATTORNEY, TOWN MANAGER AND APPROPRIATE STAFF UNDER CHARTER SECTION 4.13.c AND CRS 24-6-402 (4)(b) FOR LEGAL ADVICE CONCERNING PENDING LITIGATION.

HE FURTHER MOVED TO ADJOURN THE COUNCIL MEETING AT THE CONCLUSION OF THE EXECUTIVE SESSION. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL. (ANDERSON ABSENT)

EXECUTIVE SESSION:

- A. Executive Session with the Town Attorney, Town Manager and appropriate staff under Charter Section 4.13.c and CRS 24-6-402 (4)(b) for legal advice concerning pending litigation.**

INFORMATIONAL:

- A. Planning Commission Meeting Minutes – July 3, 2012
B. SPORT Committee Meeting Minutes – June 21, 2012

EXECUTIVE SESSION CONCLUDED AND THE MEETING ADJOURNED AT 7:48 P.M.

DAVE KOOP, MAYOR

ATTEST

MICHELE MILLER, TOWN CLERK

These minutes are only a summary of the proceedings of the meeting. They are not intended to be comprehensive or to include each statement, person speaking or to portray with complete accuracy. The most accurate record of the meeting is the videotape of the meeting, maintained in the office of the Town Clerk.

Town of Silverthorne
Council Agenda Memorandum

TO: Mayor and Town Council 
THRU: Kevin Batchelder, Town Manager
Mark Leidal, AICP, Community Development Director
FROM: Michael Johnson, AICP, Planning Manager 
DATE: August 2, 2012, for meeting of August 8, 2012
SUBJECT: Replat - Angler Mountain Ranch Lakeside Townhomes Filing No. 3 - First Amendment, a Replat of Tract A, Angler Mountain Ranch Lakeside Townhomes Filing No. 3 (Project No. PT2010-15)

SUMMARY: The applicant, Tim Crane of Angler Mountain Ranch LLC, is requesting approval of Angler Mountain Ranch (AMR) Lakeside Townhomes Filing No. 3 – First Amendment. The AMR Lakeside Townhomes, Filing No. 3 – First Amendment, is a replat of Tract A, of the AMR Lakeside Townhomes, Filing No. 3 Subdivision. This Replat subdivides three of the five approved duplex lots in Filing No. 3. Each individual duplex structure is in various stages of construction; this replat creates the duplex lots necessary to sell each unit individually when construction is complete.

PREVIOUS COUNCIL ACTION: Mr. Crane is proceeding with development of the Lakeside Townhomes in a phase fashion. The First Amendment to AMR Lakeside Townhomes, Filing No. 3, represents the first in a series of Replats to occur in Filing No. 3.

BACKGROUND: Final PUD zoning on the AMR project was approved by Town Council on May 14, 2007. A Major PUD Amendment was approved by Town Council on May 13, 2009. AMR Lakeside Townhomes Filing No. 3, Minor Subdivision, was approved on January 11, 2012, and the Final Site Plan was approved on January 25, 2012.

DISCUSSION: The proposed replat subdivides three duplex lots, to permit the individual sale of each duplex unit. Individual Limited Common Elements are created to provide access to each unit from Fly Line Drive. The remaining portion of Tract A will be reserved for further expansion. Staff finds that the First Amendment to the AMR Lakeside Townhomes Filing No. 3 meets the requirements of Town Code Section 4-5-14(3) regarding the replatting of a tract of land.

STAFF RECOMMENDATION: Community Development Department recommends approval of the Angler Mountain Ranch Lakeside Townhomes Filing No. 3 – First Amendment.

PROPOSED MOTION: No motion is necessary; this proposal may be approved as part of the Consent Calendar.

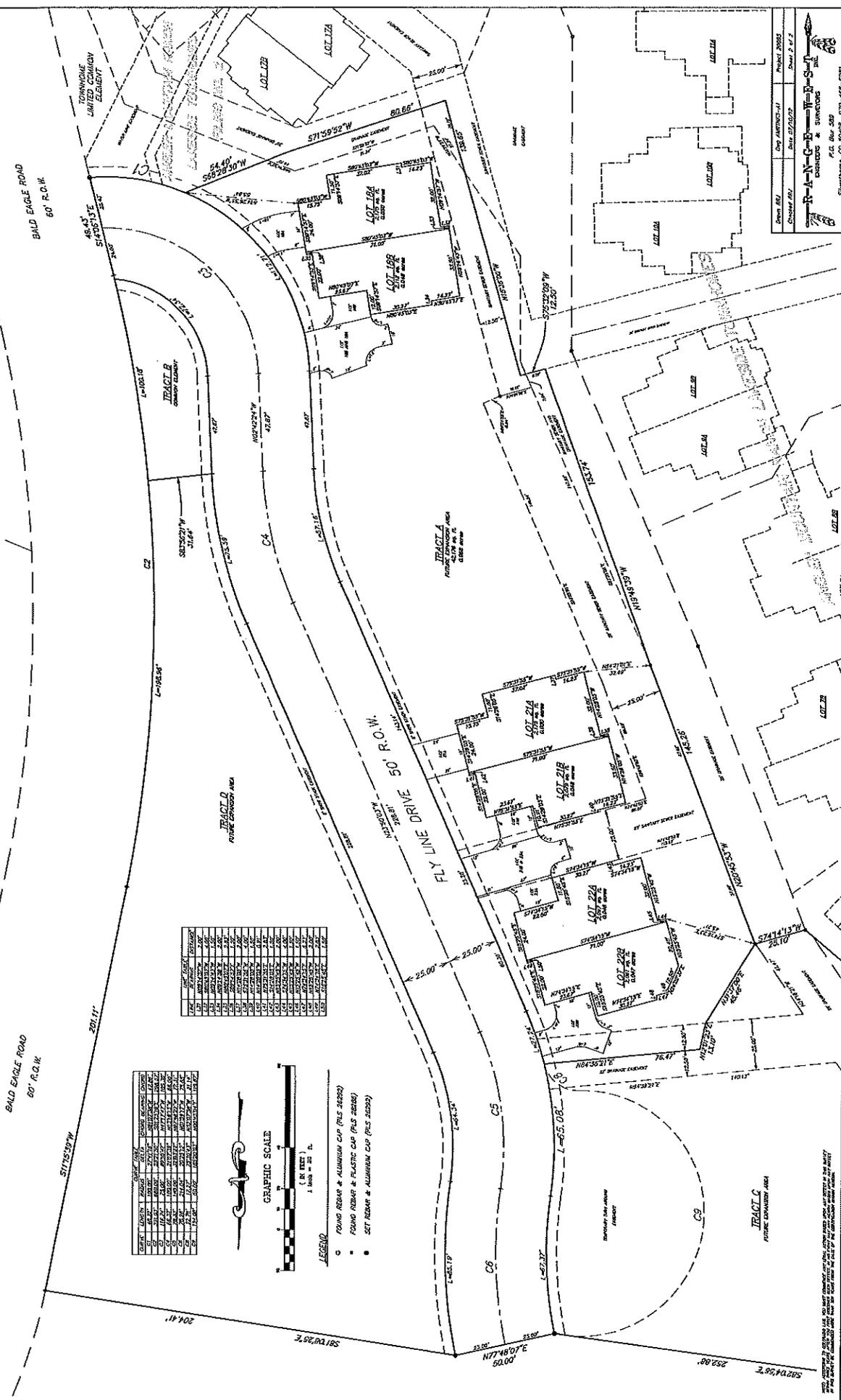
ATTACHMENTS:

Exhibit A: Angler Mountain Ranch Lakeside Townhomes Filing No. 3 - First Amendment

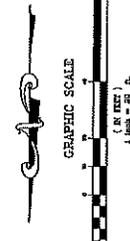
MANAGER'S COMMENTS:

ANGLER MOUNTAIN RANCH LAKESIDE TOWNHOMES, FILING NO. 3 -- FIRST AMENDMENT

A RESUBDIVISION OF TRACT A, ANGLER MOUNTAIN RANCH LAKESIDE TOWNHOMES FILING NO. 3
 LOCATED IN THE SOUTH 1/2 OF SECTION 36, T.4S., R.78W. OF THE 6TH P.M.
 TOWN OF SILVERTHORNE, SUMMIT COUNTY, COLORADO
 SHEET 2 OF 2



| TRACT | AREA (SQ. FT.) | PERCENTAGE |
|---------|----------------|------------|
| TRACT A | 10,000.00 | 100.00% |
| TRACT B | 10,000.00 | 100.00% |
| TRACT C | 10,000.00 | 100.00% |
| TRACT D | 10,000.00 | 100.00% |



- LEGEND**
- FOUND REBAR & ALUMINUM CAP (P.L.S. 2025)
 - FOUND REBAR & PLASTIC CAP (P.L.S. 2026)
 - SET REBAR & ALUMINUM CAP (P.L.S. 2025)

Drawn BY: [Name] Date: 07/20/25 Sheet: 2 OF 2
 Checked BY: [Name] Date: 07/20/25
P.A.N.C.O.
 ENGINEERS & SURVEYORS
 P.O. Box 389
 Silverthorne, CO 80488 370-681-2281

NOTICE: THIS PLAN IS A FIRST AMENDMENT TO FILING NO. 3, ANGLER MOUNTAIN RANCH LAKESIDE TOWNHOMES, FILING NO. 3, T.4S., R.78W., S.1/2 SEC. 36, TOWN OF SILVERTHORNE, SUMMIT COUNTY, COLORADO. THIS PLAN IS SUBJECT TO THE APPROVED SUBDIVISION MAP.

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Town of Silverthorne
Council Agenda Memorandum

TO: Mayor and Town Council 
THRU: Kevin Batchelder, Town Manager
Bill Linfield, Public Works Director
FROM: Zach Margolis, Utility Manager
DATE: August 2nd, 2012 for meeting of August 8th, 2012
SUBJECT: Resolution 2012-15 JSA Agreement Amendment
Consent Calendar Item

SUMMARY: This proposed amendment to the Joint Sewer Authority IGA balances treatment plant capacity to trunk interceptor capacity; formalizes the 2013 "paper expansion" commitments by all participants; formalizes excess inflow and infiltration (I&I) correction commitments; and formalizes the extent of and requirements for waivers of excess I&I Capital Fees. The other JSA participants have approved this amendment.

PREVIOUS COUNCIL ACTION: Approval as of January 1st 2002 of the INTERGOVERNMENTAL AGREEMENT FOR THE JOINT SEWER AUTHORITY and effective January 1, 2010, the REVISED INTERGOVERNMENTAL AGREEMENT FOR THE JOINT SEWER AUTHORITY. Waiver of capital I&I charges due Silverthorne for 2008 and 2009. The 2013 Silverthorne Sewer budget includes \$993,000 for the 2013 paper expansion.

DISCUSSION:

Paper Expansion: In 1994 The Town committed to acquiring 3070 additional wastewater treatment plant capacity EQRs. By phasing the expansion construction, the Town deferred acquiring the last 1400 EQRs, as it was apparent they would not be needed for some time. The 2010 Revised IGA requires that the Town complete a paper expansion of the treatment plant adding the remaining 1400 EQRs in January of 2013, which would have cost about \$1,680,000, however projections show the Town will likely need less than 1000 additional EQRs through build out. The other JSA participants were asked to determine what if any additional capacity they would be willing to acquire as part of the paper expansion. Dillon has now committed to acquiring 295 EQRs, and Mesa Cortina has agreed to acquire 15 EQRs, resulting in a cost reduction to the Town of about \$700,000.

Interceptor capacity issues: Dillon and Mesa Cortina need to acquire Joint Authority Interceptor capacity for their new paper expansion EQRs. Other outstanding interceptor capacity issues were also identified; all are addressed in this amendment. Dillon Valley and Silverthorne have the excess interceptor capacity needed to balance the Treatment Plant and Interceptor capacities. This amendment matches treatment plant capacity and interceptor capacity for all participants and eliminates on-paper excess capacity in the interceptors. Some of this should have been done as part of the 1994 expansion planning and was not.

Town of Silverthorne
Council Agenda Memorandum

Excess I&I Correction and Fee Waivers: Several of the JSA participants have experienced significant Inflow and Infiltration (I&I - ground and storm water entering their sewers) problems resulting in their sending more flow to the treatment plant than they have allocated capacity. This means they use the capacity paid for and maintained by others. At the time of the 2001 IGA, I&I was believed to have been adequately corrected by the participants, but by 2008 it became a serious problem requiring immediate action. By the end of 2010 it appeared that the efforts had been successful but 2011, one of the wettest years on record, resulted in I&I again exceeding some of the individual participants constructed capacities. This amendment requires that participants receiving payments as part of the paper expansion use this money to correct I&I deficiencies. Dillon Valley is also giving up significant East Bank Interceptor capacity in exchange for additional waivers of capital I&I charges. This accommodation by Dillon Valley made Dillon's acquisition of 295 treatment Plant EQRs feasible.

STAFF RECOMMENDATION: Staff recommends that Council approve Resolution 2012-15 as part of the Consent Calendar.

PROPOSED MOTION: Included in the Consent Calendar Motion.

ATTACHMENTS:

- 1) Resolution 2012-15
- 2) First Amendment to Revised Intergovernmental Agreement for the Joint Sewer Authority

MANAGER'S COMMENTS:

TOWN OF SILVERTHORNE, COLORADO
TOWN COUNCIL

RESOLUTION NO. 2012-15

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AMENDMENT TO
THE JOINT SEWER AUTHORITY INTERGOVERNMENTAL AGREEMENT

WHEREAS, The Town of Silverthorne, acting through its Town Council, is the managing agency for the Silverthorne/Dillon Joint Sewer Authority; and

WHEREAS, as of January 1st 2002 the JSA Participants consolidated various prior agreements into a single Intergovernmental Agreement among the Participants, and effective January 1, 2010, the JSA Participants entered into the REVISED INTERGOVERNMENTAL AGREEMENT FOR THE JOINT SEWER AUTHORITY (hereinafter the "REVISED JSA-IGA") which amended the JSA-IGA in several respects and;

WHEREAS, all the Participants have Unconnected Constructed EQR and are willing to authorize and direct the JSA to waive some of the Excess Capital I&I compensation payments required by the Revised JSA-IGA, upon receipt by the JSA of reasonable evidence that the Participants having Excess Capital I&I have spent at least the amount of such Excess Capital I&I compensation payments toward eliminating the Excess Capital I&I and Excess Operating I&I, by a date certain; and

WHEREAS, the Participants desire to correct and eliminate the current System Imbalance, in the context of the 2013 Paper Expansion of the BRWWTP provided for in Section 4.C. of the Revised JSA-IGA; to acknowledge their desire and intent to avoid all future system imbalances; and to provide for the possible waiver of portions of the Excess Capital I&I compensation payments;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SILVERTHORNE THAT:

1. Pending final approval of the amendment language by the Town Attorney, the Mayor is authorized to sign an amendment to the Joint Sewer Authority Intergovernmental Agreement

INTRODUCED, READ AND ADOPTED ON THE 8th DAY OF AUGUST, 2012.

Dave Koop – Mayor, Town of Silverthorne

Attest:

By _____
Michele Miller, Town Clerk

**FIRST AMENDMENT TO
REVISED
INTERGOVERNMENTAL AGREEMENT
FOR THE JOINT SEWER AUTHORITY**

THIS AMENDMENT is entered into as of the 1st day of July 2012, by and among the **TOWN OF SILVERTHORNE, COLORADO** (hereinafter, "Silverthorne"), the **TOWN OF DILLON, COLORADO** (hereinafter, "Dillon"), the **DILLON VALLEY DISTRICT**, a quasi-municipal corporation of the State of Colorado (hereinafter, "Dillon Valley"), the **BUFFALO MOUNTAIN METROPOLITAN DISTRICT**, a quasi-municipal corporation of the State of Colorado (hereinafter, "Buffalo Mountain"), and the **MESA CORTINA WATER AND SANITATION DISTRICT**, a quasi-municipal corporation of the State of Colorado (hereinafter "Mesa Cortina"), all of whom are collectively referred to herein as the "Participants."

RECITALS

A. WHEREAS, the Participants, as governmental or quasi-governmental bodies, have the power and authority to enter into an Intergovernmental Agreement to undertake jointly functions which are lawfully authorized to each by the terms of Article XIV, Section 18(2) of the Colorado Constitution and Section 29-1-201, *et seq.*, Colorado Revised Statutes ("C.R.S.") and Section 31-35-402(1)(h), C.R.S.; and

B. WHEREAS, as of January 1st 2002 the Participants consolidated various prior agreements into a single Intergovernmental Agreement among the Participants, which consolidated agreement ("**INTERGOVERNMENTAL AGREEMENT FOR THE JOINT SEWER AUTHORITY**") hereinafter the "**JSA-IGA**") superseded all such prior agreements, as amended; and

C. WHEREAS, effective January 1, 2010, the Participants entered into the **REVISED INTERGOVERNMENTAL AGREEMENT FOR THE JOINT SEWER AUTHORITY** (hereinafter the "**REVISED JSA-IGA**") which amended the JSA-IGA in several respects and;

D. WHEREAS, the rights of the Participants to use various portions of the capacity of the Joint Authority Interceptors, do not in every case match the needs of the Participants to use portions of the capacity of the BRWWTP, constituting a system imbalance (hereinafter the "System Imbalance"); and

E. WHEREAS, the Participants having Unconnected Constructed EQR are willing to authorize and direct the JSA to waive some of the Excess Capital I&I compensation payments required by the Revised JSA-IGA, upon receipt by the JSA of reasonable evidence that the Participants having Excess Capital I&I have spent at least the amount of such Excess Capital I&I compensation payments toward eliminating the Excess Capital I&I and Excess Operating I&I, by a date certain; and

F. WHEREAS, the Participants desire to correct and eliminate the current System Imbalance, in the context of the Paper Expansion of the BRWWTP provided for in Section 4.C. of the Revised JSA-IGA; to acknowledge their desire and intent to avoid all future system imbalances by the assignment of rights to use sufficient EQRs in the relevant Joint Authority Interceptors simultaneously with the assignment of rights to use EQRs in the BRWWTP; and to provide for the possible waiver of portions of the Excess Capital I&I compensation payments;

NOW, THEREFORE, for and in consideration of the premises, the mutual covenants herein contained and for other good and valuable consideration, the receipt and sufficiency of which are acknowledged, the Participants agree as follows:

Section 1. Definitions. All defined terms in the Revised JSA-IGA, when used herein, shall have the same meanings as they have in the Revised JSA-IGA.

Section 2. Dillon Valley. Dillon Valley has the right to use 1900 Constructed EQRs in the East Bank Interceptor, but needs only 1183 of such EQRs to balance its part of the system.

- (a) Dillon Valley hereby transfers and assigns to Dillon the rights to use 303 Constructed EQRs in all three segments of the East Bank Interceptor.
- (b) Dillon Valley hereby transfers and assigns to Silverthorne the rights to use 26 EQRs in the Joint Interceptor.
- (c) Dillon Valley hereby relinquishes any and all rights to use any of the remainder of the capacity of the East Bank Interceptor (now calculated at 414 EQRs). Accordingly, the nominal capacities of all three segments of the East Bank Interceptor are hereby reduced by 414 EQRs. The relinquished EQRs will become unallocated, but available for use in possible paper expansions after the January 1, 2013 Paper Expansion, any such additional paper expansions to be in accordance with Section 4F of the Revised JSA-IGA.
- (d) These East Bank Interceptor transfers and relinquishments will also reduce the capital payments otherwise due from Dillon Valley when the East Bank Interceptor is upgraded in 2013.
- (e) For the years 2012, 2013, and 2014, Dillon Valley will authorize and direct the JSA to waive, upon receipt of reasonable evidence that a Participant having Excess Capital I&I has spent toward eliminating its Excess Capital I&I and Excess Operating, I&I, before January 1, 2015, that portion, if any, of Excess Capital I&I compensation amounts owed by such Participant which, if not waived, would have been collected by the JSA and distributed to Dillon Valley.
- (f) Under Section 6(I) of the Revised JSA-IGA, Dillon Valley is obligated to pay to the JSA compensation for its use of Unused Constructed EQRs the use of which capacity is

reserved to other Participants (“Excess Capital I&I compensation.”) in the amounts of \$20,252, \$13,871, and \$32,996, for the years 2009, 2010, and 2011 respectively. All such amounts, are being conditionally waived by the JSA at the request of Silverthorne, Dillon (but as to Dillon, on a limited basis—see Section 3(a), below), and Buffalo Mountain

- (g) Under Section 6(I) of the Revised JSA-IGA, Dillon Valley may be obligated to pay to the JSA compensation for its use of Unused Constructed EQRs the use of which capacity is reserved to other Participants relating to years 2012, 2013, and 2014 (the “Dillon Valley Excess Capital I&I Compensation Amounts”). Any amounts which might become due Dillon, Buffalo Mountain, or Mesa Cortina are being conditionally waived by the JSA at the request of Dillon (but as to Dillon, on a limited basis—see Section 3(a), below), Buffalo Mountain, and Mesa Cortina (some of the Participants to which such amounts would be distributed when collected by the JSA). See Sections 3, 4 and 5 herein.
- (h) If Dillon Valley elects not to acquire the right to use additional BRWWTP capacity in the January 1, 2013 Paper Expansion, it will nevertheless receive a capital payment calculated by application of the formula contained in Exhibit B of the Revised JSA-IGA, now estimated to be in the amount of \$319,618, assuming the value of the BRWWTP is calculated to be \$22,000,000 (the (“Dillon Valley Paper Expansion Capital Payment”). Dillon Valley hereby commits and promises that it will spend, before January 1, 2015, the entire Dillon Valley Paper Expansion Capital Payment and the entire waived Dillon Valley Excess Capital I&I compensation amounts, toward eliminating its Excess Capital I&I and its Excess Operating I&I, pursuant to a written plan of correction delivered in advance to the JSA Plant Superintendent, and will, on or before January 1, 2015, deliver a written certification from Dillon Valley Board of Directors to Silverthorne, as the Lead Agency of the JSA, as to all amounts so spent, whether more or less than the committed amount.

Section 3. Dillon.

- (a) Upon complete performance of the commitments and promises of Dillon Valley contained in Section 2(c) herein, Dillon hereby authorizes and directs the JSA to waive: For the years 2009, 2010, and 2011, respectively, those portions of Dillon Valley Excess Capital I&I compensation amounts, which would, if not waived, be collected by the JSA and distributed to Dillon: \$5,288, \$3,468, and \$8,777.
- (b) Upon complete performance of the commitments and promises of Buffalo Mountain contained in Section 4, herein, Dillon hereby authorizes and directs the JSA to waive: for the years 2009 and 2011 respectively, that portion of Buffalo Mountain Excess Capital I&I compensation amounts which would, if not waived, be collected by the JSA and distributed to Dillon: \$583 and \$3,359.
- (c) Upon complete performance of the commitments and promises of Mesa Cortina

contained in Section 5(b) herein, Dillon hereby authorizes and directs the JSA to waive: for the years 2009, 2010, and 2011, respectively, that portion of Mesa Cortina Excess Capital I&I compensation amounts which would, if not waived, be collected by the JSA and distributed to Dillon: \$3,863, \$1,326, and \$1,644.

- (d) For the years 2012, 2013, and 2014, Dillon will authorize and direct the JSA to waive, upon receipt of reasonable evidence that a Participant having Excess Capital I&I has spent, toward eliminating its Excess Capital I&I and Excess Operating, I&I, before January 1, 2015, that portion, if any, of Excess Capital I&I compensation amounts owed by any such Participant which, if not waived, would have been collected by the JSA and distributed to Dillon; provided, however, that with respect to waivers benefitting Dillon Valley, such waivers shall only be effective to the extent the cumulative waived amounts for all years 2009 through 2014, reach \$70,000.
- (e) Dillon agrees that due to its increased share of capacity use rights in the East Bank Interceptor, it will pay an increased share of the capital expense for upgrades to such interceptor in 2013.

Section 4. Buffalo Mountain.

- (a) Upon complete performance of the commitments and promises of Dillon Valley set forth in Section 2(c), herein, Buffalo Mountain hereby authorizes and directs the JSA to waive: for the year 2010, that portion of the 2010 Dillon Valley Excess Capital I&I compensation amounts which, if not waived, would have been collected by the JSA and distributed to Buffalo Mountain: \$971.
- (b) Upon complete performance of the commitments and promises of Mesa Cortina set forth in Section 5(b) herein, Buffalo Mountain hereby authorizes and directs the JSA to waive: for the year 2010, that portion of the 2010 Mesa Cortina Excess Capital I&I compensation amounts which, if not waived, would have been collected by the JSA and distributed to Buffalo Mountain: \$371.
- (c) For the years 2012, 2013, and 2014, Buffalo Mountain will authorize and direct the JSA to waive, upon receipt of reasonable evidence that a Participant having Excess Capital I&I has spent toward eliminating its Excess Capital I&I and Excess Operating, I&I, before January 1, 2015, that portion, if any, of Excess Capital I&I compensation amounts owed by such Participant which, if not waived, would have been collected by the JSA and distributed to Buffalo Mountain.
- (d) Buffalo Mountain hereby commits and promises that it will spend, before January 1, 2015, the entire waived Buffalo Mountain Excess Capital I&I compensation Amounts, toward eliminating its Excess Capital I&I and its Excess Operating I&I, pursuant to a written plan of correction delivered in advance to the JSA Plant Superintendent, and will, on or before January 1, 2015 deliver a written certification from the Buffalo Mountain Board of Directors to Silverthorne, as the Lead Agency of the JSA, as to all

amounts so spent, whether more or less than the committed amount.

Section 5. Mesa Cortina.

- (a) For the years 2012, 2013, and 2014, Mesa Cortina will authorize and direct the JSA to waive, upon receipt of reasonable evidence that a Participant having Excess Capital I&I has spent, toward eliminating its Excess Capital I&I, and its Excess Operating I&I, that portion, if any, of Excess Capital I&I compensation amounts owed by such Participant which, if not waived, would have been collected by the JSA and distributed to Mesa Cortina.
- (b) Mesa Cortina hereby commits and promises that it will spend, before January 1, 2015, the entire waived Mesa Cortina Excess Capital I&I compensation Amounts, toward eliminating its Excess Capital I&I and its Excess Operating I&I, pursuant to a written plan of correction delivered in advance to the JSA Plant Superintendent, and will, on or before January 1, 2015 deliver a written certification from the Mesa Cortina Board of Directors to Silverthorne, as the Lead Agency of the JSA, as to all amounts so spent, whether more or less than the committed amount.

Section 6. Silverthorne.

- (a) Silverthorne hereby transfers and assigns rights to use portions of the capacity of the Joint Interceptor to balance BRWWTP EQRs and Interceptor EQRs, following the Paper Expansion, in the following amounts:
 - i. Dillon: _____ 565 _____ EQRs
 - ii. Mesa Cortina: _____ 15 _____ EQRs
- (b) Silverthorne hereby transfers and assigns to Buffalo Mountain the rights to use 636 EQRs in the West Bank Interceptor.
- (c) Silverthorne hereby transfers and assigns to Mesa Cortina the rights to use 15 EQRs in the West Bank Interceptor.
- (d) Upon the complete performance of the commitments and promises of Dillon Valley contained in Section 2(c) herein, Silverthorne hereby authorizes and directs the JSA to waive: For the years 2009, 2010, and 2011, respectively, those portions of Dillon Valley Excess Capital I&I compensation amounts, which would, if not waived, be collected by the JSA and distributed to Silverthorne: \$14,964, \$9,432, and \$22,437.
- (e) Upon complete performance of the commitments and promises of Buffalo Mountain contained in Section 4(d), herein, Silverthorne hereby authorizes and directs the JSA to waive: for the years 2009 and 2011 respectively, that portion of Buffalo Mountain Excess Capital I&I compensation amounts which would, if not waived, be collected by the JSA and distributed to Silverthorne: \$1,650 and \$9,270, together with other amounts

relating to years 2012, 2013, and 2014.

- (f) Upon complete performance of the commitments and promises of Mesa Cortina contained in Section 5(b) herein, Silverthorne hereby authorizes and directs the JSA to waive: for the years 2009, 2010, and 2011, respectively, that portion of Mesa Cortina Excess Capital I&I compensation amounts which would, if not waived, be collected by the JSA and distributed to Silverthorne: \$10,933, \$3,607, and \$4,537, together with other amounts relating to years 2012, 2013, and 2014.
- (g) Silverthorne agrees that due to its increased share of capacity use rights in the East Bank Interceptor it will pay an increased share of the capital expense for upgrades to such interceptor in 2013.

Section 7. Notices. Any notices required or permitted to be given under this Amendment shall be in writing and shall be deemed to have been given if delivered by hand, sent by recognized overnight courier (such as Federal Express), sent by tele-facsimile transmission by telecopy machine with written confirmation (sent by tele-facsimile transmission) of receipt, or mailed by certified or registered mail, return receipt requested, in a postage prepaid envelope, and addressed as follows:

Town of Dillon
Attn: Town Manager
P.O. Box 8
275 Lake Dillon Drive
Dillon, CO 80435

Facsimile No. 970-262-3410

With Copies to:

Town of Silverthorne
Attn: Town Manager
601 Center Circle
P.O. Box 1309
Silverthorne, CO 80498

Facsimile No. 970-262-7312

With Copies to:

Buffalo Mountain Metropolitan District
Gary A. Drescher, Manager
Buffalo Mountain Metropolitan District
106 Adams Avenue
P.O. Box 2430
Silverthorne, CO 80498-2430

Facsimile No. 970-513-1301

With Copies to:

Matthew R. Dalton, Esq.
Grimshaw & Harring, P.C.
1700 Lincoln Street, Suite 3800
Denver, CO 80203

Facsimile No. 303-839-3838

Dillon Valley District
P.O. Box 669
Dillon, CO 80435

Facsimile No. 970-513-4150

With Copies to:

Felice F. Huntley
West Brown Huntley & Hunter
100 South Ridge Street, Suite 204
Breckenridge, CO 80424

Facsimile No. 970-453-2901

Mesa Cortina Water and Sanitation District
P.O. Box 627
Frisco, CO 80443

Facsimile No. 970-668-5534

With a copy to:

Tim Flynn
Collins Cockrel & Cole
390 Union Boulevard
Lakewood, CO 80228-1566

Facsimile No. 303-986-1755

Notices personally delivered or sent by overnight courier shall be deemed given on the date of delivery, notices sent by tele-facsimile transmission shall be deemed given when received and notices mailed in accordance with the foregoing shall be deemed given three (3) days after deposit in the U.S. Postal Service mail. All Participants agree to cooperate with each other in the prompt transmission of confirmation of notices sent by tele-facsimile transmission. Each Participant can change its address for notices by notice to all other Participants given in accordance with this Subsection.

SECTION 8. GENERAL.

B. Severability. In the event that any provision of this Amendment is held to be of no effect by a court of competent jurisdiction, such finding, order or judgment shall not affect any other provision. This Amendment is hereby declared to be severable for that purpose.

C. Effective Date. The effective date of this Amendment shall be the 1st day of July, 2012. This Amendment shall be binding upon the successors and assigns of the Participants. This

Amendment shall be in full force and effect until terminated by mutual agreement by the Participants or as provided by law. Upon termination, the value of each Participant's right to use the Joint Facilities shall be determined in accordance with the Formula (step one) of Exhibit B.

D. Sole Agreement. Except with respect to the Revised JSA-IGA, of which this Amendment is a part, the Participants acknowledge that this Amendment constitutes the sole agreement between them as to the subject matter hereof and that no party is relying upon any oral representation made by a party or an agent or officer of a party. This Amendment may be amended only by written agreement, signed by all of the Participants hereto. Headings in this Amendment are for convenience only and shall not affect or modify the meaning of the text.

E. Compliance With Law; Construction. This Amendment shall not be construed to be in violation of the laws of the United States or the State of Colorado, or in any manner that will adversely affect or diminish the bonding capacity of any Participant with reference to either sewer improvement revenue bonds or general obligation sewer bonds.

F. Arbitration. To the extent allowed by law, any controversy or claim arising out of this Amendment, including whether any of the Participants has complied with any of the provisions hereof applicable to such Participant, which cannot be resolved by agreement among the Participants will be settled by arbitration in accordance with the Rules and regulations of the American Arbitration Association, provided the full settlement of the controversy does not require the participation in such proceedings by persons or entities not bound by this Amendment.

IN WITNESS WHEREOF, the Participants have executed this Amendment with effective date of July 1, 2012.

TOWN OF SILVERTHORNE

[SEAL]

ATTEST:

By: _____
Mayor

Date: _____

Town Clerk

TOWN OF DILLON

[SEAL]

ATTEST:

By: _____
Mayor

Town Clerk

Date: _____

BUFFALO MOUNTAIN METROPOLITAN
DISTRICT

[SEAL]

ATTEST:

By: _____
President

Secretary

Date: _____

DILLON VALLEY DISTRICT

[SEAL]

ATTEST:

By: _____
President

Secretary

Date: _____

MESA CORTINA WATER AND
SANITATION DISTRICT

[SEAL]

ATTEST:

By: _____
President

Secretary

Date: _____

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Town of Silverthorne
Council Agenda Memorandum
CONSENT CALENDAR ITEM

TO: Mayor Dave Koop and Town Council
THRU: Kevin Batchelder, Town Manager 
FROM: Joanne Breigenzer, Recreation & Culture Director
DATE: August 2, 2012, for the meeting of August 8, 2012
SUBJECT: SPORT Committee Member Reappointment

SUMMARY: SPORT Committee by-laws state that the committee will have a minimum of five members and a maximum of eleven members. Currently, the SPORT Committee has ten members. Staff has received one request for reappointment from current committee member Kathy Swanson.

BACKGROUND: In July 2011, Ms. Swanson was appointed to the SPORT Committee for a one-year term. Kathy has requested reappointment to another one-year term. Please see attached letter of request.

Should the Council accept this request, the SPORT Committee will have a total of ten members and one vacant position.

STAFF RECOMMENDATION : Staff recommends that Council reappoint Kathy Swanson to the SPORT Committee, for a one-year term.

PROPOSED MOTION: "I MOVE TO REAPPOINT TO THE SPORT COMMITTEE KATHY SWANSON TO A ONE YEAR TERM."

ATTACHMENTS:
Attachment A: Reappointment request from Kathy Swanson

Susan Schulman

From: Kathleen Swanson <swansonk25@hotmail.com>
Sent: Sunday, July 29, 2012 8:05 PM
To: Joanne Breigenzer
Subject: SPORT Committee

Hi Joanne,

Can't believe that it has already been one year that I've served on the SPORT committee! It has been a very worthwhile and fulfilling experience, and I feel like I've just gotten started. I have enjoyed working on the various projects such as the playgrounds for Trent Park and Rainbow Park and also working on the Willow Grove Open Space Master Plan. Now that I have somewhat of a background on the workings of the SPORT committee, I would very much like to continue to be a part of it. There are still many important decisions to be made regarding the future of the recreational amenities in Silverthorne. I hope that it will be possible for me to remain as a member of the SPORT committee for at least another year.

Sincerely,

Kathy Swanson

Town of Silverthorne
Council Agenda Memorandum

TO: Mayor and Town Council (Kub)
THRU: Kevin Batchelder, Town Manager
FROM: Michele Miller, CMC, Town Clerk mm
DATE: June 6, 2012 for meeting of June 13, 2012
SUBJECT: Liquor License for Local Authority Consideration

SUMMARY:

The Liquor Board is asked to approve the liquor license renewal for The Mint and Kum and Go.

BACKGROUND:

A. Chipolte Mexican Grill. - Renewal of Hotel & Restaurant Liquor License

The applicant has submitted a renewal application for Chopolte. The background investigation completed by the Police Department is attached. The Police Department has verified that all the employees that serve liquor have successfully completed the Colorado Responsible Vendor alcohol training class.

B. Summit County BPOE #2561 – Renewal of Club Liquor License

The applicant has submitted a renewal application for the Elks Lodge. The background investigation completed by the Police Department is attached. The Police Department has verified that the employees have successfully completed a TIPS alcohol training course.

DISCUSSION:

Financial Implications: Each individual liquor license applicant is required to submit both local licensing fees and state licensing fees as set forth by the Colorado Liquor Enforcement Division. These fees are submitted with the application materials.

STAFF RECOMMENDATION:

Staff recommends approving the renewal application. Please contact the Town Clerk's office with any questions or if you want to view more detail from the liquor application.

PROPOSED MOTION:

I MOVE TO APPROVE THE RENEWAL FOR CHIPOLTE MEXICAN GRILL, RENEWAL OF HOTEL & RESTAURANT LIQUOR LICENSE AND SUMMIT COUNTY BPOE #2561, RENEWAL OF CLUB LIQUOR LICENSE

ATTACHMENTS:

Liquor license renewal applications and Police Department memo.

MANAGERS COMMENTS:



601 Center Circle • P.O. Box 1167 • Silverthorne, CO 80498
(970) 262-7320 • Fax (970) 262-7315

DATE: July 22, 2012
TO: Michele Miller
FROM: Officer Anne Baldwin
SUBJECT: Background check for new hotel and restaurant liquor license application for Chipotle Mexican Grill, Inc.

Chipotle Mexican Grill has not had any alcohol-related incidents on their property this past year.

All employees who sell alcohol including cashiers and managers have attended a comprehensive 4-hour Colorado Responsible Vendor alcohol training on July 8, 2012. Several were already certified from the previous TIPS session I taught last year.

Colorado Responsible Vendor curriculum is identical to TIPS and ServSafe, and was approved in July of 2009 as a valid liquor training program for Chipotle.

Based on the background information provided by the Colorado Department of Revenue, we do not have any objections to the approval of this liquor license or 3.2% fermented malt beverage application.

Reviewed by



Chief of Police
Mark Hanschmidt

07-23-12
Date

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

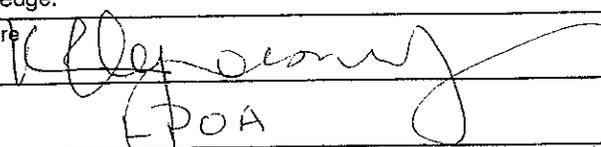
CHIPOLTE MEXICAN GRILL
 ATTN: LICENSING
 1401 WYNKOOP ST #500
 DENVER CO 80202-1127

| | |
|--|----------------------|
| License Number 24-71530-0074 | License Type 1970 |
| Liability Information 61 017 722211 C 081308 | |
| Business Location 247-C RAINBOW DRIVE, SILVERTHORNE CO | |
| Current License Expires AUG 12, 2012 | |
| DEPARTMENTAL USE ONLY | |
| Total Amount Due | |
| Total Paid \$ | Date |

- This renewal reflects no changes from the last application. Complete page 2 and file now!
- Yes there are changes from the last application.** If applicant is a Corporation or Limited Liability company, use DR 8177 and send in with this renewal. Any other changes of ownership require a transfer of ownership. See your Local Licensing Authority immediately.

Wholesaler, manufacturer, importer, and public transportation system license renewals do not need Local Licensing Authority approval and must be returned directly to the Colorado Department of Revenue at least 30 days prior to the current license expiration date.

This application for renewal must be returned to your CITY OR COUNTY Licensing Authority at least 45 days prior to the expiration date of your current license. Failure to do so may result in your license not being renewed. Include both pages of this renewal and payment.

| OATH OF APPLICANT | | |
|--|-----------------------------------|--------------------------------|
| I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. | | |
| Authorized Signature  | Date 5/1/12 | Business Phone 303-222-2524 |
| Title EPOA | Sales Tax Number 24-71530-0074 | |
| REPORT AND APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY | | |
| The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. THEREFORE THIS APPLICATION IS APPROVED. | | |
| Local Licensing Authority for | Date | |
| Signature | Title | Attest |

DO NOT DETACH

DO NOT DETACH

DO NOT DETACH

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your banking account electronically.

21

| | | | |
|--|---|--|--|
| Business Name CHIPOLTE MEXICAN | LICENSE NUMBER (Use for all reference) 24-71530-0074 | | PERIOD 08-13 |
| TYPE OF LICENSE ISSUED HOTEL AND RESTAURANT LIQUOR LICENSE - MALT, VINOUS, AND SPIRITUOUS | CASH FUND 2320-100(999) \$ 50.00 | STATE FEE 1970-750(999) \$ 25.00 | CITY 85% OAP 2180-100(999) \$ 425.00 |

SUB-TOTAL \$ 500.00
 ADD \$100.00 TO RENEW RETAIL WAREHOUSE STORAGE PERMIT 2210-100(999) \$ 100.00
 TOTAL AMOUNT DUE \$ 600.00

ATTACHMENT TO LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

**This page must be completed and attached to your signed renewal application form.
 Failure to include this page with the application may result in your license not being renewed.**

| | | | |
|--|--|--|---|
| Trade Name of Establishment Chipotle Mexican Grill | | State License Number 27-71530-0074 | |
| 1. Operating Manager Brian Sims | | Home Address 9703 Pyramid Ct #Apt 131 Englewood, CO 80112 | |
| | | Date of Birth 4/1/1985 | |
| 2. Do you have legal possession of the premises for which this application for license is made? Are the premises owned or rented: <u>Leased</u> If rented, expiration date of lease: <u>9/30/2013</u> | | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| 3. Has there been any change in financial interest (new notes, loans, owners, etc.) since the last annual application? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders or owners, (other than licensed financial institutions) are materially interested. | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 4. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been convicted of a crime? If yes, attach a detailed explanation. | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 5. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been denied an alcoholic beverage license, had an alcoholic beverage license suspended or revoked, or had interest in any entity that had an alcoholic beverage license denied, suspended or revoked? If yes, attach a detailed explanation. *SEE ATTACHMENT | | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| 6. Does the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), have a direct or indirect interest in any other Colorado liquor license (include loans to or from any licensee, or interest in a loan to any licensee)? If yes, attach a detailed explanation. **CHIPOTLE MEXICAN GRILL HOLDS MANY LICENSES** | | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| 7. Corporation or Limited Liability Company (LLC) or Partnership applicants must answer these questions. Since the date of filing of the last annual license application: | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (a) Are there, or have there been: any officers or directors; or managing members; or general partners added to or deleted from applicant for renewal of a 3.2 beer or liquor license? | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (b) Are there or have there been: any stockholders with 10% or more of the issued stock of the Corporation; or any members with 10% or more membership interest in the LLC; or any partners with 10% or more interest in the partnership added to or deleted from the applicant for renewal of a 3.2 beer or liquor license? | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (c) If Yes to (a) or (b), complete and attach Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, and all supporting documentation, and fees your Local Licensing Authority immediately. | | | |
| 8. Sole proprietorships, Husband-Wife Partnerships or Partners in General Partnerships: <div style="text-align: center;">EVIDENCE OF LAWFUL PRESENCE</div> Each person identified above must complete and sign the following affidavit. Please make additional copies if necessary. Each person must also provide a copy of their driver's license or state issued identification card. In lieu of form DR 4679, the undersigned swears or affirms under penalty of perjury under the laws of the State of Colorado that (check one): <input type="checkbox"/> I am a United States Citizen <input type="checkbox"/> I am not a United States Citizen but I am a Permanent Resident of the United States <input type="checkbox"/> I am not a United States Citizen but I am lawfully present in the United States pursuant to Federal Law <input type="checkbox"/> I am a foreign national not physically present in the United States I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, or fraudulent statement or misrepresentation in this sworn affidavit is punishable under the criminal laws of Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received. | | N/A | |
| Signature | | Date | |
| Printed name | | | |



601 Center Circle • P.O. Box 1167 • Silverthorne, CO 80498
(970) 262-7320 • Fax (970) 262-7315

DATE: August 2, 2012
TO: Michele Miller
FROM: Officer Anne Baldwin
SUBJECT: Background check for Liquor License or 3.2% Fermented Malt Beverage License Application, Summit County BPOE, #2561.

Since their last application, Summit County BPOE (Elks Lodge) has not had any alcohol related incidents on or around their property.

As a TIPS certified instructor I have verified all employees or volunteers of Summit County BPOE are TIPS certified.

Based on the background information of the Silverthorne Police Department, we do not have any objections to the approval of this Liquor License and 3.2% Fermented Malt Beverage application.

Reviewed by

Chief of Police
Mark Hanschmidt

08-02-12
Date

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**



SUMMIT COUNTY BPOE #2561
 PO BOX 515
 SILVERTHORNE CO 80498-0515

| | |
|---|----------------------|
| License Number 05-16880-0001 | License Type 1990 |
| Liability Information 61 017 813410 A 091594 | |
| Business Location 1321 BLUE RIVER PKY SILVERTHORNE CO | |
| Current License Expires SEP 14, 2012 | |
| DEPARTMENTAL USE ONLY | |
| Total Amount Due | |
| Total Paid \$ | Date |

- This renewal reflects no changes from the last application. Complete page 2 and file now!
- Yes there are changes from the last application.** If applicant is a Corporation or Limited Liability company, use DR 8177 and send in with this renewal. Any other changes of ownership require a transfer of ownership. See your Local Licensing Authority immediately.

Wholesaler, manufacturer, importer, and public transportation system license renewals do not need Local Licensing Authority approval and must be returned directly to the Colorado Department of Revenue at least 30 days prior to the current license expiration date.

This application for renewal must be returned to your CITY OR COUNTY Licensing Authority at least 45 days prior to the expiration date of your current license. Failure to do so may result in your license not being renewed. Include both pages of this renewal and payment.

| OATH OF APPLICANT | | |
|--|-----------------------------------|--------------------------------|
| I declare under penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. | | |
| Authorized Signature <i>Robert E. Knorr</i> | Date 7-30-12 | Business Phone 970-468-2561 |
| Title CLUB MANAGER | Sales Tax Number 05-16880-0000 | |
| REPORT AND APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY | | |
| The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. THEREFORE THIS APPLICATION IS APPROVED. | | |
| Local Licensing Authority for | | Date |
| Signature | Title | Attest |

DO NOT DETACH

DO NOT DETACH

DO NOT DETACH

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your banking account electronically.

21

| | | | |
|--|---|--|--|
| Business Name SUMMIT COUNTY BPOE | LICENSE NUMBER (Use for all reference) 05-16880-0001 | | PERIOD 09-13 |
| TYPE OF LICENSE ISSUED CLUB LIQUOR LICENSE - MALT, VINOUS, AND SPIRITUOUS | CASH FUND 2320-100(999) \$ 50.00 | STATE FEE 1990-750(999) \$ 25.00 | CITY 85% OAP 2180-100(999) \$ 233.75 |

SUB-TOTAL \$ 308.75
 ADD \$100.00 TO RENEW RETAIL WAREHOUSE STORAGE PERMIT 2210-100(999) \$
TOTAL AMOUNT DUE \$ 308.75

ATTACHMENT TO LIQUOR OR 3.2 BEER LICENSE RENEWAL APPLICATION

**This page must be completed and attached to your signed renewal application form.
 Failure to include this page with the application may result in your license not being renewed.**

| | | | |
|--|---|--|---|
| Trade Name of Establishment Summit County BPOE # 2561 | | State License Number 05-16880-0001 | |
| 1. Operating Manager ROBERT E. KNORN | Home Address 380 DARBY DRIVE SILVERTHORNE, CO | Date of Birth 07-02-59 | |
| 2. Do you have legal possession of the premises for which this application for license is made? Are the premises owned or rented: OWNED If rented, expiration date of lease: _____ | | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| 3. Has there been any change in financial interest (new notes, loans, owners, etc.) since the last annual application? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders or owners, (other than licensed financial institutions) are materially interested. | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 4. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been convicted of a crime? If yes, attach a detailed explanation. | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 5. Since the date of filing of the last annual application, has the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), been denied an alcoholic beverage license, had an alcoholic beverage license suspended or revoked, or had interest in any entity that had an alcoholic beverage license-denied, suspended or revoked? If yes, attach a detailed explanation. | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 6. Does the applicant, or any of its agents, owners, managers, principals, or lenders (other than licensed financial institutions), have a direct or indirect interest in any other Colorado liquor license (include loans to or from any licensee, or interest in a loan to any licensee)? If yes, attach a detailed explanation. | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 7. Corporation or Limited Liability Company (LLC) or Partnership applicants must answer these questions. Since the date of filing of the last annual license application: | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (a) Are there, or have there been: any officers or directors; or managing members; or general partners added to or deleted from applicant for renewal of a 3.2 beer or liquor license? | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (b) Are there or have there been: any stockholders with 10% or more of the issued stock of the Corporation; or any members with 10% or more membership interest in the LLC; or any partners with 10% or more interest in the partnership added to or deleted from the applicant for renewal of a 3.2 beer or liquor license? | | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (c) If Yes to (a) or (b), complete and attach Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, and all supporting documentation, and fees your Local Licensing Authority immediately. | | | |
| 8. Sole proprietorships, Husband-Wife Partnerships or Partners in General Partnerships: | | | |
| EVIDENCE OF LAWFUL PRESENCE | | | |
| Each person identified above must complete and sign the following affidavit. Please make additional copies if necessary. Each person must also provide a copy of their driver's license or state issued identification card. | | | |
| In lieu of form DR 4679, the undersigned swears or affirms under penalty of perjury under the laws of the State of Colorado that (check one): | | | |
| <input type="checkbox"/> I am a United States Citizen <input type="checkbox"/> I am not a United States Citizen but I am a Permanent Resident of the United States <input type="checkbox"/> I am not a United States Citizen but I am lawfully present in the United States pursuant to Federal Law <input type="checkbox"/> I am a foreign national not physically present in the United States | | | |
| I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, or fraudulent statement or misrepresentation in this sworn affidavit is punishable under the criminal laws of Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received. | | | |
| Signature | Printed name | | Date |
| | | 41 | |

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Draft

**TOWN OF SILVERTHORNE
ECONOMIC DEVELOPMENT ADVISORY COMMITTEE
MEETING MINUTES
TUESDAY July 10, 2012**

Lunch – 11:45 a.m.

- 1. Call to Order** - The meeting was called to order at 12:10 p.m. by Chairman Eddie O'Brien. The following Advisory Committee members were in attendance: Eddie O'Brien, Jim Beltzer, Jack Hickey, Chris Carran, Curt Krampert, Marc Hogan, Ken Gansmann and Brian Edney. Absent Committee members were: Larry Lunceford, Michael Shambarger and Jim Aiken. Town Council representatives Ann-Marie Sandquist and David Preaus were in attendance. Town Staff members in attendance were Ryan Hyland, Mark Leidal, Kevin Batchelder, Donna Braun and Susan Schulman. Guest in attendance was Silverthorne resident Les Boeckel.

Each meeting attendee introduced themselves; Eddie welcomed Les to the EDAC Meeting and Susan to her new position with the Town Staff.

- 2. Approval of Minutes from May 8, 2012 EDAC Meeting-**
The Minutes from the May 8, 2012 meeting were approved as written.
- 3. Ballot Question #1** – Ryan gave background information in regard to Eminent Domain/Blue River Trail Access and announced that since the last EDAC meeting petitioners did obtain enough signatures to warrant a Special Election. Ballots will go out to registered voters July 23, 2012 and the Special Election will be held August 14, 2012 at Town Hall. Discussion resulted in EDAC support for retaining Eminent Domain powers as currently provided by the Town Code, by show of hands. Further, EDAC members will draft an EDAC statement urging voters to vote NO to Ballot Question #1 for the following reasons discussed:
 - 1) Eminent Domain is a necessary tool for business development
 - 2) Eminent Domain has rarely been used in Summit County
 - 3) Examples of projects that could not have taken place without Eminent Domain include Denver's Light Rail, 1-25, Coors Field, Denver International Airport and Colorado Mountain College – Breckenridge Campus
 - 4) Fair market value is paid to land owners when Eminent Domain is exercised
- 4. Business Grant Update** - Ryan handed out a copy of the Silverthorne Signal announcing the Business Grant Recipients. The six businesses receiving grants for either Site Enhancement or Economic Development are:
Kaupas Water Labs – Site Enhancement Grant
Metro Brokers – Site Enhancement Grant
Neils Lunceford – Economic Development Grant
Red Buffalo Coffee – Site Enhancement Grant

Silverthorne Power Sports (Yamaha) – Site Enhancement Grant
Vista Auto Group – Economic Development Grant

5. **River's Edge Park Update** - Mark Leidal reported that Neils Lunceford is finalizing its bid drawings for River's Edge Park and should have them submitted within 2 weeks. The budget looks OK but cannot be finalized until the bid is submitted. CDOT approval and licensing will come through CDOT; neither should pose a problem. The project appears to be on schedule with work starting in August 2012 and finishing in September 2012, as proposed.
6. **Chair Position & Memberships** - Ryan reported that there are 5 EDAC members whose terms ended June 30, 2012 including those of Chairman Eddie O'Brien and Vice Chair Jim Beltzer. Both opened up the floor to others who may wish to take these positions. By majority it was agreed that both will remain in their positions for 1 more year. There were no applications for EDAC membership submitted following the Summit Daily notice.
7. **EDAC Subcommittee Updates:**
 - 1) **Art in Public Places Committee** – The Art in Public Places Sub-Committee met prior to today's EDAC meeting. Space has been identified within Silverthorne for small and large pieces of art. The Town will donate the land and maintain the art/land. It is thought that families and HOAs will donate to smaller pieces of art and corporate support will contribute to larger pieces. Public art is very successful and has contributed to a sense of community in many other cities.
 - 2) **Incentive/Business Practices Marketing and Outreach Committee**
The committee appreciates the positive press resulting from the Business Grants program. Mark and Eddie intend to pursue support for residential space located above commercial – this creates density which is important to the success of a "Main Street" situation.
 - 3) **Business Survey Committee**
Ryan, Curt and Ken plan an advertising push for this effort in the fall/winter.
8. **Staff Updates:**

Donna updated the group on sales tax revenues. We are up Year To Date 6% with expenditures the same as last year. The Outlets are noticing an increase this year due to poor snow conditions – vacationers possibly shopped instead of skiing. Fleet Budget Committee – first work session in September. Eddie O'Brien thanked Donna for her hard work.

Ryan announced that 900 athletes will compete in this year's Silverthorne Triathlon on Sunday July 29, up from 250 last year. Ice Castles are considering moving to Breckenridge, the Town has provided a financial incentive to keep them in Silverthorne.

Mark met with the Catholic Church; they would like to be open by Labor Day. The Xcel Substation is proposed for a location in unincorporated Summit County. Their schedule is: build a road 2012, the substation in 2013 and energize in 2014. Eddie noted that visibility is a key issue and hopes that the Town and Council will put pressure on Xcel to enclose their equipment. Lowe's will open August 10, 2012 with a grand opening on August 16, 2012. EDAC will be invited to the event.

9. Next meeting date: September 11, 2012 – 11:45 a.m.

10. Adjourn: Meeting was adjourned at 1:40 p.m.

Attachments: NONE

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MINUTES OF SPORT COMMITTEE
July 19, 2012

I. **PROCEDURES**

1. Joanne Breigenzer, Tom Dopplick, Don Hansen, Frank Gutmann, Michael Johnson, Bob Mayerle, Mary Kay Rachwalski, Marilyn Raymond, Marty Richardson, Kathy Swanson, John Taylor
Absent: David Preaus, Pat Taylor
Guests: Bill Linfield, Bill and Sandy Reetz
2. Don opened the meeting at 5:02 p.m. in the Schmidt Room at Town Hall.
Previous minutes: Motion to approve by Tom, Second by Marty

II: **PRESENTATIONS**

1. none

OTHER: Bill and Sandy Reetz distributed a sheet of information asking SPORT "To keep the sport of "pickleball" in front of the committee."

III: **PLANNING DEVELOPMENT PROJECTS**

1. Angler Mountain Ranch Trail alignment (Don) Michael showed a map of the proposed permanent trail realignment due to road construction. The Committee was not comfortable with the steps that are being proposed. Michael will organize times to walk the area with SPORT to view proposed realignment.
2. Art in Public Places update (Kathy, Joanne) Committee has had its first meeting, all citizens who expressed interest have been welcomed to the committee, they include; Martha Bird, Marianna Duford, Bonnie Norling Wakeman, and Rhonda Pederson.

IV: **OLD BUSINESS**

1. Summit Biking contribution to Blue River Trail (Don) Bill and Brett will come up with cost estimate to stripe path near factory stores and on tight turns.
2. Goals updates

Winter

- a) Complete Blue River Trail Segment 5. Review plans, make recommendations, and provide support as appropriate. (ongoing) John asked committee members to be out and meet face to face with folks to encourage them to vote.
- b) Make recommendations to Public Works regarding signage and amenities along Blue River Trail. Specifically, continue efforts to reduce the number of signs, integrate wayfinding into existing signs, reduce signage size, create uniformity, and select waste receptacles to be located along trail. (Don, Marilyn, Bob) Bill, Don, and Marilyn checked out signage, the thought is to consolidate when/where possible, this is ongoing.
- c) Appoint a member of SPORT to serve on the Rivers Edge Park Planning Committee. (John) This project has gone out to bid.

Spring

- a) Complete Willow Grove Open Space Management Plan update; submit to Continental Divide Land Trust for approval. / Take proactive measures to educate adjacent homeowners and public regarding Willow Grove Open Space land / Create verbiage and order signs that communicate uses to the public. Include way finding, education/interpretation, and rules.

(Kathy, Michael) In progress, should finalize in late August early September.

Summer

- a) Evaluate public access at trailheads and Blue River access points. (Marty, Marilyn, Frank) Marty, Marilyn, and Frank will meet to identify areas.
- b) Begin planning for design and construction of amenities at Rainbow Park as defined by the Rainbow Park Master Plan. Create a timeline for funding, grants and/or public process that will be required. (will be addressed in PTOSMP) Postponed, part of the update process.
- c) Form a committee to identify possible location for bird watching, including seating and educational piece. (Bob, Don) Bob and Don will meet to discuss.

V: NEW BUSINESS:

1. Triathlon at North pond Park (Joanne) Date is July 29th this year and 1000 participants have signed up, big increase from the 200 last year. Notification of the upcoming event has been sent to owners and HOA's in the area.
2. Playground update (Joanne) Public Works has begun prepping the area and will build a berm in early August. Children's Playstructures plan to begin construction August 20th. Trent Park old play equipment has been donated to HOA of The Hideaway in Eagles Nest.

Motion to adjourn 6:01 p.m. by Mary Kay, second by Tom.

Next Meeting: August 16, 2012 - 6:00 p.m.

Kevin Batchelder

From: Gagen, Tim [ting@townofbreckenridge.com]
Sent: Tuesday, July 31, 2012 6:55 AM
To: Efting, Bill; Gary Martinez; Joe Wray; Kevin Batchelder
Subject: FW: I-70 Travel Management Summit-save the date

From: Margaret Bowes [mailto:mbowes@i70solutions.org]
Sent: Monday, July 30, 2012 12:10 PM
To: mbowes@i70solutions.org
Subject: I-70 Travel Management Summit-save the date

The I-70 Coalition would like to collaborate with the resorts, towns and other stakeholders to look at near-term strategies that can positively impact our guests' travel experience on the I-70 Mountain Corridor. To do this, **we are hosting an I-70 Travel Management Summit on September 13, 2012 from 1:00-4:30 at the Keystone Lodge.**

Desired participants include resort COOs, resort and town marketing directors, event planners, Chambers and other key stakeholders.

During the Summit we will provide a brief update of I-70 efforts and the anticipated impacts, provide an opportunity for attendees to share any efforts they are currently employing to have a positive impact on I-70 congestion, and discuss strategies on how this group can work collectively to decrease congestion on the I-70 Mountain Corridor.

The majority of the Summit will focus on exploring how we can work together to capitalize on these strategies and improve the travel experience for our mountain visitors. Please save the date. **We hope you will attend.**

More information will follow soon. Please contact me if you have questions, or would like to suggest a discussion item.

Thank you,

Margaret Bowes, Program Manager
I-70 Coalition
PO Box 4100
Frisco CO 80443
970-389-4347
Fax: 970-373-4456
mbowes@i70solutions.org
www.i70solutions.org
www.GoI70.com

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Date: July 27, 2012

Dear Kevin Batchelder,

Lowe's of Silverthorne is proud to invite you to be a special guest at our grand opening celebration. We would be honored if you could attend our "board-cutting ceremony," which is our version of a ribbon-cutting ceremony and has been a grand opening tradition at Lowe's for more than 60 years.

The ceremony will take place Thursday August 16th at 10 am at the new Lowe's of Silverthorne, 201 Buffalo Mountain Dr. Silverthorne CO, 80498.

We also hope that you can join us for refreshments after the ceremony.

Thank you in advance for your possible attendance. Please telephone your confirmation so we can have a special VIP name tag ready for you on grand opening day.

Thank you for your consideration and support. We look forward to serving the Silverthorne community!

Sincerely,

A handwritten signature in black ink, appearing to read "D. Cousino".

Douglas Cousino
Store Manager
Lowe's of Silverthorne

RSVP to Mark Rieker at 970-968-4000