

**SILVERTHORNE TOWN COUNCIL MEETING AGENDA
FOR WEDNESDAY MARCH 13, 2013 – 6:00 P.M.**



I. CALL TO ORDER/ROLLCALL/APPROVAL OF AGENDA

II. STAFF COMMENTS.....1

III. COUNCIL COMMENTS
Earth Hour Proclamation9

IV. CONSENT CALENDAR
A. Town Council Meeting Minutes, February 27, 201311

V. CITIZEN’S COMMENTS*

VI. PUBLIC PRESENTATIONS*

VII. BOARD OF ADJUSTMENT

VIII. LIQUOR BOARD

IX. PUBLIC HEARINGS

X. ACTION ITEMS

XI. DISCUSSION ITEMS

XII. EXECUTIVE SESSION

XIII. INFORMATIONAL

XIV. ADJOURNMENT

Citizens making comments during Citizen’s 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:
TOPIC:

March 12, 2013 – 6:00 P.M.
JOINT SPORT COMMITTEE MEETING

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

2013

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.

MARCH 26 OPEN

APRIL 9 OPEN

APRIL 23 OPEN

MAY 7 OPEN

MAY 21 OPEN

FUTURE WORK SESSION DISCUSSION ITEMS:

FIRE DISTRICT CONSOLIDATION
STATE OF THE TOWN WATER RIGHTS
SIDEWALK OPTIONS & COSTS
USFS BULIDING
HEALTH PLAN
BRT SEGMENT 6

March 2013

Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4	5 Planning Commission	6 CPR/1st Aid—9:00 am	7	8 Country Western Dance	9
10 Day Light Savings Time Begins	11	12 Work Session	13 Council Meeting	14	15 Payroll	16
17	18	19 Planning Commission	20 Court Committee Volunteer Appreciation— Pavilion	21 SPORT Meeting	22	23 Earth Hour—Rec Center closing at 8:30 pm; Pool closing at 8:00 pm
24	25 CPR—5:00 pm	26 Work Session	27 EDAC Business Breakfast—Pavilion	28	29 Full Moon Snow- shoe & Dinner	30
31 Easter Hours— 10:00 am—6:00pm			Council Meeting			

April 2013

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6
		Planning Commission			Payroll	
7	8	9	10	11	12	13
Girl Scout Day—Rec Center 9:00 am		Work Session	Council Meeting	Rec Center Summer Registration Day	Country Western Dance - Pavilion	
14	15	16	17	18	19	20
		Planning Commission	Court	SPORT Meeting	Payroll	CPR/PRO 9:00 am
21	22	23	24	25	26	27
	No School	Work Session	Council Meeting			
28	29	30				
		Planning Commission				

May 2013

Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4
5 Annual Doggy Day at the Pool!	6	7 Work Session	8 Council Meeting	9	10 Country Western Dance—Pavilion	11
Annual Maintenance Pool Closure						
12	13	14 Planning Commission	15 Court	16 SPORT Meeting	17	18 Town Clean up Day Rainbow Park
Annual Maintenance Pool Closure						
19 Dance Recital at Pavilion	20	21 Work Session	22 Council Meeting	23	24	25
26	27	28	29	30	31 Community Free Day!	1 Fishing Derby—Trent Pond Park
TOS Holiday						

June 2013

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1 Fishing Derby—Trent Pond Park
2	3	4 Planning Commission	5	6	7	8
9	10	11 Work Session	12 Council Meeting	13	14	15
16	17	18 Planning Commission	19 Court	20 SPORT Meeting	21	22
23	24	25 Work Session	26 Council Meeting	27	28	29
30						

Town of Silverthorne
Council Agenda Memorandum

TO: Mayor and Town Council 
THRU: Kevin Batchelder, Town Manager
FROM: Susan Schulman, Executive Assistant 
DATE: March 8, 2013 for Meeting of March 13, 2013
SUBJECT: Staff Comments

Attached please find the Staff Comments and Updates for the March 13, 2013 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 – March 7, 2013

Town Council – The Town Council held their regularly scheduled Work Session on Tuesday, February 26th, 2013. Council Member Preaus provided an update on the Smith Ranch Subcommittee's meeting on February 19th. Mayor Koop reported on his attendance at the National Repertory Orchestra's Saturday night performance at the Silverthorne Town Pavilion. The Town Council received a report on the Pond Hockey Tournament and stated they would like this event to continue coming back to Silverthorne annually. Kevin Batchelder reported on the status of the franchise negotiations with Xcel Energy. Batchelder and Bill Linfield reported on the USFS Building's lease situation and Council gave authority to discuss a temporary lease extension with the Forest Service. Ryan Hyland provided an update on Urban Renewal Authority issues. The Council directed that a letter by Mayor Koop be prepared for the Lake Dillon Fire Rescue District regarding Tax Increment Financing within the proposed Urban Renewal district. Linfield provided an overview of the Old Dillon Reservoir's construction issues and the warranty of the inverted siphon pipe.

Activities – Donna Braun and Mark DeBonville, Network Administrator, met with me on February 25th to discuss his preliminary review of tablets/l pads for Council Meetings. I attended the Safety Committee meeting on February 26th. Donna Braun, Connie Williams and I met with IMA, our health plan consultant, on February 27th to review their analysis of health plan alternatives.

I attended the monthly Manager's meeting on February 28th. Agenda topics included a review of the County Landfill/Recycling Taskforce; the Stage Transit Study; Amendment 64 and the Cable TV Franchise Renewal with Comcast. The County is working on some cost analyses based on the work of the Landfill/Recycling Task Force and is reviewing this work with the Managers before they report back to the Task Force this spring. The County reported that no ballot issue decisions have been made and that the next step is to report back to the Task Force. The Towns and the County are working cooperatively on a cable TV franchise that will be similar from community to community, although each entity will have to individually approve a new franchise agreement with Comcast.

On March 6th the Town hosted a Wellness Meeting to distribute the results of the annual Health Risk Assessment and blood work that was done in January. Approximately 45 employees/spouses attended the meeting and received their confidential Wellness Report. Lisa Bailey, of HPMI, presented to the employees regarding our aggregate health results for 2012 and then described the details for the 2013 Health Plan. In many health categories our employee group has improved over the last year. Jerry Sivaro presented on "A Way of Life Fitness" to the group and his message of moderation in fitness, nutrition, proper rest, emotional stability, and stress management was well received.

I attended the monthly meeting of the Mayors, Managers and Commissioners on March 7th in Breckenridge. Each Town or the County reported on any pending ballot issues in November. Breckenridge is considering a Child Care funding question (sales or property tax) and a possible retail marijuana excise tax; Dillon is considering a Lodging Tax Revenue Cap Removal question and the Town of Blue River is considering a Sales Tax and Mill Levy Cap Removal question. Breckenridge provided the final numbers for the proposed Solar Garden and each community will be analyzing those costs against the original estimates and our budgeted amounts. Breckenridge is considering an Ordinance requiring a fee for the use of plastic and paper bags by all retailers in their Town. The countywide Intergovernmental Agreement for the Noxious Weed Council is being updated.

Upcoming meetings include the AGS Summit County Station/Land Use discussion on Monday, March 11th. This meeting is being hosted by CDOT's consultant to discuss potential station locations in Summit County. On Thursday, March 14th I will be attending the annual Legislative Meeting in Denver for the Colorado Association of Ski Towns. The Town is hosting its Annual Volunteer Appreciation Meeting on Wednesday, March 20th at the Town Pavilion. The monthly Manager's Meeting is being hosted by Frisco on March 28th.

Administrative Services – March 7, 2013

Fiscal Year 2012 – The Town Auditors, Swanhorst & Company, will be here next week conducting the financial audit for fiscal year 2012. The last of the audit work papers are being completed. Tonda McArthur, Town Accountant, is the lead manager of the audit and is responsible to assemble all the work papers, be the contact person with the auditors and reviews all of the financial information for accuracy and compliance. She also will be compiling the capital assets reports for 2012. We also are starting to prepare the Comprehensive Annual Financial Report, which is the Town's 2012 financial statement. The official statements won't be available until June. The report to Council is currently schedule for the first Council meeting in May.

We are also at the point where year-end reports for 2012 will be given to departments to be reviewed. Departments will be looking to see if there are any 2012 budgets items that need to be carry forward into 2013 budget. This is usually due to a project that hasn't been completed or an order that wasn't delivered until after the 1st of the year. The 2012 budget carry forwards will be included in the first 2013 budget appropriation ordinance which should be brought to Council in April.

RFP for Accounting Software – A request for proposal (RFP) has been released for the acquisition of the software, support, training and service necessary for the implementation of an integrated financial system; in simplest terms, new accounting software. This is a very extensive project and most likely won't be completed until early next year. The RFP has been sent directly to seven software companies who specialize in governmental fund software. We're also posting the RFP on the Town website and in the local newspaper. The submittals are due by April 30th. Once we review the RFP's we'll begin product demonstrations and site visits followed by negotiations and clarifications. We expect to make a recommendation to Council in August. We hope to go live by December. Again this is a long process and will require input from all users and the MIS staff. It also is an expensive purchase and one that we want to last the Town for years. Our current system is twenty years old.

Solar Gardens – Information as to the two community solar gardens is starting to be released. Clean Energy Collective (CEC) is the group managing the projects which will be located at two sites (Stilson and McCain sites) in Breckenridge. Both solar gardens are progressing through a series of engineering and interconnection activities to determine optimal build characteristics and to establish the construction schedules. CEC expects that construction could begin in May and be completed by the end of July. Between the Town and the JSA we're budgeted to purchase 100kW with most of the kW's being used by the JSA and Recreation Center; both buildings being large users of energy. We just received the updated pricing and credits and will be updating our spreadsheets and working with CEC to make sure we're applying the kW's to the buildings where we receive the best return.

Health Care – The Affordable Health Rules continue to be released. New information is being released weekly. We're doing our best to stay on top of the information and determining how it will affect the Town's plan. Our benefit consulting firm IMA hold webinars and other training to keep us

informed and help us navigate the changes. Most of the changes take place with our 2014 benefit plan year.

Police Department – March 7th, 2013

Incidents – On February 22nd at just after 9:00 pm, Officers Watson, Tarnoff and Sgt. Scott responded to a single family residence on a report of a physical domestic violence in progress. Officer Tarnoff was the first to arrive and noticed upon arrival that the front door was open and he could hear a woman screaming for help inside. Officer Tarnoff immediately entered the residence and found a male and female subject in an upstairs bedroom. Officer Tarnoff reported that he observed the male subject straddling the female who was lying on the floor and the male had his hands extended toward her face. Officer Tarnoff identified himself and ordered the male to move away from the female, which he did. The male subject was subsequently arrested and transported to jail where he will face numerous charges including: domestic violence, assault, false imprisonment and kidnapping.

On Monday the 4th of March at about 1:30 pm, officers from the Silverthorne police department were called upon to assist the Colorado Department of Transportation and the Colorado State Patrol with numerous motor vehicle crashes on I-70. The wind kicked up and there was a total white-out in Silverthorne. Motor vehicle accidents at the I-70 WB on-ramp resulted in a complete closure of I-70 for approximately 2 hours. Our officers assisted with the closure and kept traffic moving on Hwy 6 and 9, not allowing traffic to backup in our town. It was later determined that a total of 29 vehicles were involved and fortunately no serious injuries reported.

On the 6th of March at 2:00 pm, Officers Futro and Knapp responded to an apartment for a report of a woman who was attempting suicide by cutting her wrists. Both officers had responded to this same apartment the previous week for the same call. On the previous incident the woman had in fact cut her wrists and was transported to the hospital. Upon their arrival they knocked several times on the door to no avail. With the help of the apartment manager they gained access to the apartment and located the woman in a bath room. The woman initially refused to come out but eventually did after some coaxing. When she opened the door they observed many fresh cuts to her other wrist in addition to cut marks from the previous week. She denied attempting suicide again. Officers had her transported via ambulance to Summit Medical Center where she was treated for her injuries. Officers placed an M1 (emergency mental health hold) on her again and a call was made to Colorado West Mental Health.

In addition to those calls officers responded to: a trespass, several motor vehicle crashes, 2 thefts, 2 harassments, a fraud and 5 domestics.

Department Training – On Wednesday the 27th of February officers attended a First Aid refresher course held at the rec center.

Feedback from the Community – We received a voice mail from a woman thanking Officer Futro for the assistance he provided her on the 21st of February, getting her car un-stuck. Sgt. Siebel received a nice thank you from Christmas when he assisted the Capital Tree convoy when they came thru Silverthorne/Dillon.

Staffing – We are currently at full strength for our Officers with 1 vacant Sergeant position which we hope to fill this summer.

Public Works Department March 7, 2013

Streets and Parks – We have been very busy with snow plowing and with drainage issues, with all the recent snows followed by warm days and cold nights. The ice rink will be closing this weekend.

Buildings – We received four proposals yesterday for the re-commissioning of the mechanical systems and will be reviewing those over the next couple of weeks. We hope to bring a recommendation to Council later in March on who to hire do the analysis. As the building approaches its 20th year since opening, we are studying our major mechanical systems as we begin to upgrade and replace them. All systems are currently working. We are beginning to prepare for our annual spring shutdown of the pool area. The single largest item this year will be replacement of the lockers in the women's locker room.

Engineering – Dan and Bill are preparing Request-For-Proposals for wetlands mapping for future Blue River Trail segments. We are working with Summit County and our Community Development Department on review of the Xcel Substation submittal. We are also meeting with both Silver Trout and Angler developers regarding the interface between the two projects, primarily sewer system design. Dan is also busy on other project reviews including the Archdiocesan Housing and a project on Highway 9 near Annie Road.

Utilities – Utility staff remains busy keeping our systems operating during these cold times. We continue to find leaks or running water and private homes with our new metering system, and when we do we immediately notify the property owners to see what is causing the unusual flows. One of our operators broke his leg skiing but he is now back on light duty.

JSA – As usual lots of projects underway with JSA staff as we work hard to keep the facilities in full operation and as we prepare for the busy month of March.

Rainbow Park Tot Lot Phase II – Following issuance of a Request for Proposals, advertising in the Summit Daily, receiving three proposals, and interviewing two firms, we have selected Neils Lunceford (NL) for the design of the Phase II improvements at the Rainbow Tot Lot area. NL was the lowest price proposal received, and they are offering a team of NL, BHH Architects, and Range West Engineering to do the design work. The design will include restrooms, landscaping, hard surfacing, drive access and turnaround, and expansion of the back parking lot at the Recreation Center, all in general conformance to the 3 year old Rainbow Park Master Plan. We anticipate having the project designed and out for bids sometime in May or June. We may not be able to complete all improvements within the 2013 budget, but we are completing all the design and bidding the project in a manner that will allow us to consider all options (build all or build only parts) at the time of construction.

Community Development Department – March 7, 2013

Housing Subcommittee – The Housing Subcommittee has met to discuss the Archdiocesan Housing proposal, the Needs Assessment, and the next steps for Smith Ranch.

Housing Needs Assessment – Rees Consulting, Inc., has been selected to perform the Countywide Housing Needs Assessment. The Town is participating in this countywide assessment with the other Town's and the County to update the affordable housing need.

Blue River Trail – Staff continues to work on the easement acquisitions.

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.

Xcel Substation – Staff has received 1041 and Conditional Use Permit application from Summit County, has met with the County and Xcel representatives, and has provided a referral agency comment letter through the County referral process. Staff will continue to meet with Xcel representatives to address concerns.

2012 IBC Codes – Staff will be working with the Summit County Building Department to get ready for the adoption of the 2012 International Building Codes with local amendments. These codes are scheduled for adoption by all jurisdictions in 2013.

Urban Renewal Authority – Staff has been spending a great deal of time on the Urban Renewal Authority, Urban Renewal Plan, and Blight Study. Town Council approved the plan at the February 27 Town Council Meeting.

Rocky Mountain Land Use Institute – Mark Leidal attended the Rocky Mountain Land Use Institute in Denver on March 7 and 8.

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 Filing 3 and 5 Replat
- Fox Crossing – Preliminary PUD
- Habitat for Humanity Restore – Site Plan Modification
- Carquest – Final Site Plan
- Rainbow Run – Preliminary Site Plan

Recreation and Culture – March 7, 2013

Recreation Center– The first of two Full Moon Snowshoe and Dinner events took place on February 22nd at the Raven Nordic Center and it was a great success! Participants enjoyed a guided full-moon snowshoe by a tasty dinner at the Raven clubhouse. The event sold out, with over 60 people in attendance. The second snow shoe is on March 29th and follows a similar format. Nancy Bomgardner, Special Events Coordinator, organized these new events which are a partnership with the Raven.

Preparations are being made for the annual pool shutdown. The big project this year will be installation of an ADA accessible ramp and new lift for the indoor hot tub. This project is mandated by the new ADA laws and is being coordinated by Aquatics Coordinator, Paul Kulik, and Building Maintenance Coordinator, Scott Quandt.

Nolan Thill, Front Desk Manager, has ordered new pass stock for the Recreation Center. This change updates our technology and the look of our passes. The new passes look like the Recreation Center welcome sign and also come with a key fob option.

Another recent update to Recreation Center front desk operations was managed by Facility Coordinator, Steven Herrman. Steven oversaw the purchase and installation of new credit card software and hardware that will save us money, increase efficiency of customer service, and keep our operations in compliance with financial regulations.

Doug Yoakum, Pool Operations Manager, recently placed an order for all new tables, chairs, and umbrellas in the aquatics area. This purchase is part of the Town's Asset Management Plan and is a much needed replacement. The first items to arrive were the umbrellas, which have faux thatching on them that matches the pool's tropical theme. Tables and chairs have not arrived yet, but they are on their way and should be here in time for the spring break rush.

SPORT– The Art in Public Places Committee's first call for art will close this Friday, March 8. The call was posted on an art administration website called CAFÉ. The committee is excited to see the response. We will update Council as this process unfolds.

Staff submitted a GOCO Planning Grant for an update to the Parks, Trails, and Open Space Master Plan on Wednesday, March 6. A similar grant was submitted in 2011, but was not awarded. Grant awards are expected to be announced in June.

SPORT Committee looks forward to their joint meeting with Council on March 12th. Committee members will share their proposed 2013 goals at that time.

Pavilion– The Pavilion continues to host monthly Country Western Dances at the Pavilion on the second Friday of the month, through May. These dances have been very popular with over 150 guests in attendance over the past few months. Doors open at 6:30pm, lesson by Mike DeGarie from 7:00pm to 8:00pm and then open dancing from 8:00pm to 11:00pm. Admission is \$5 at the door, snacks are welcome and a cash bar is available.

The NRO hosted their "Night Before the Oscars" event at the Silverthorne Pavilion on Saturday, February 23rd. The event was well advertised and well attended. This is a granted use of the Pavilion from Town Council and is great exposure for the Pavilion.

Pavilion staff is gearing up for a busy wedding season with weddings really picking up in April and May and continuing throughout the summer. The majority of Friday, Saturday, and Sundays are currently booked through September and into October.

Upcoming Pavilion Events:

March 8	Country Western Dance
March 10	Wedding
March 11	Lifeline Screening
March 12	Yoga
March 13	CH2M Hill Meeting
March 14	Yoga
March 15	Wedding
March 17	Baby Shower
March 19	Yoga
March 20	Volunteer Party
March 21	Yoga

March 21 Chamber Mixer
March 22 Wedding
March 23 Summit Youth Baseball Event
March 25 Library Reads group
March 26 Yoga
March 27 EDAC Breakfast
March 28 Yoga
March 29 Wedding

**TOWN OF SILVERTHORNE
PROCLAMATION**

MARCH 23, 2013 FROM 8:30 P.M. TO 9:30 P.M. IS EARTH HOUR

WHEREAS, Patrick Paden, Summit High School Graduate and Silverthorne resident, has approached the Town to request our participation in Earth Hour for the fifth year; and

WHEREAS, the Town of Silverthorne is deeply concerned about the potential impacts of climate change and believes that efforts at energy efficiency and natural resource conservation should be promoted; and

WHEREAS, the Town of Silverthorne will turn off all non-essential lighting for one hour beginning at 8:30 p.m. on March 23, 2013; and

WHEREAS, the Town of Silverthorne encourages citizens and businesses to commit to actions they can take in the coming year to reduce their carbon footprint and conserve energy; and

WHEREAS, turning off non-essential lights in all Town buildings between 8:30 and 9:30 p.m. on March 23, 2013 will serve as an important rallying point for town-wide energy conservation efforts and to support Earth Hour events around the world.

NOW, THEREFORE, I, DAVE KOOP, MAYOR OF THE TOWN OF SILVERTHORNE, COLORADO DO HEREBY OFFICIALLY PROCLAIM MARCH 23, 2013 FROM 8:30 P.M. TO 9:30 P.M. AS EARTH HOUR AND CALL UPON RESIDENTS AND BUSINESSES OF THE TOWN OF SILVERTHORNE TO JOIN ME IN SUPPORTING THE AIMS AND GOALS OF THIS EFFORT.

DATED THIS 13th DAY OF MARCH, 2013.

**TOWN OF SILVERTHORNE
A COLORADO MUNICIPAL CORPORATION**

By: _____
Dave Koop, Mayor

ATTEST:

By: _____
Michele Miller, Town Clerk

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Town of Silverthorne
Council Agenda Memorandum

TO: Town Council
THRU: Kevin Batchelder, Town Manager *(KB)*
FROM: Michele Miller, Town Clerk, MMC *mm*
DATE: March 7, 2013
SUBJECT: Minutes from the February 27, 2013 Town Council Meeting

SUMMARY: Staff asks the Town Council to approve the attached February 27, 2013 Town Council Meeting Minutes.

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

PROPOSED MOTION: Included in the Consent Calendar motion.

ATTACHMENTS:
Meeting Minutes

MANAGERS COMMENTS:

SILVERTHORNE TOWN COUNCIL
Meeting Minutes
Wednesday, February 27, 2013

CALL TO ORDER/ROLL CALL/APPROVAL OF AGENDA:

Those members present and answering Roll Call were Mayor Dave Koop, Council Members David Anderson, Derrick Fowler, David Preaus, Bruce Butler, Stuart Richardson and Ann-Marie Sandquist. Staff members present were Town Manager Kevin Batchelder, Attorney Jerry Dahl, Chief Mark Hanschmidt, Administrative Services Director Donna Braun, Aquatics Coordinator, Paul Kulik, Public Works Director Bill Linfield, Senior Planner Matt Gennett, Planner II Lina Lesmes, Assistant Town Manager Ryan Hyland and Town Clerk Michele Miller.

STAFF COMMENTS:

Kulik reviewed the successful winter events hosted by the Recreation Center and Pavilion.

COUNCIL COMMENTS:

None.

CONSENT CALENDAR:

BUTLER MOVED TO APPROVE THE CONSENT CALENDAR INCLUDING THE MINUTES FROM, FEBRUARY 13, 2013, RESOLUTION 2013-06, A RESOLUTION AUTHORIZING TOWN STAFF TO APPLY FOR A GREAT OUTDOORS COLORADO (GOCO) PLANNING GRANT FOR AN UPDATE TO THE PARKS, TRAILS AND OPEN SPACE MASTER PLAN. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

CITIZEN COMMENTS:

None.

PUBLIC PRESENTATIONS:

None.

BOARD OF ADJUSTMENT:

None.

SOUTH MARYLAND CREEK RANCH (SMCR) GENERAL IMPROVEMENTS DISTRICT (GID) BOARD

Resolution 2013-01, Exemption from Audit for Fiscal Year 2012

Finance Director Donna Braun presented Resolution 2013-01 to Council for consideration. She reviewed her staff memo and requested approval.

Sandquist stated this is an annual housekeeping item.

RICHARDSON MOVED TO APPROVE RESOLUTION NO. 2013-01, A RESOLUTION APPROVING AN EXEMPTION FROM AUDIT FOR FISCAL YEAR 2011 FOR THE SOUTH MARYLAND CREEK RANCH GENERAL IMPROVEMENT DISTRICT. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

LIQUOR BOARD:

None.

PUBLIC HEARINGS:

A. Resolution 2013-05, a Resolution approving the revised and restated Urban Renewal Plan

Ryan Hyland, Assistant Town Manager, presented Resolution 2013-05 for Council's consideration. He reviewed previous Town Council and Urban Renewal Authority actions. He reviewed his staff memo dated February 20, 2013 and requested approval.

Ann Ricker, Ricker/Cunningham, reviewed with Council and audience, the Silverthorne Area Conditions Survey, with a power point presentation.

Malcolm Murray, Murray, Dahl, Kuechenmeister and Renaud, LLP., reviewed the updated urban renewal plan, Resolution 2013-05 and findings with Council. It is necessary to update the Urban Renewal Authority Plan because of changes to State Statues and the planning objectives have changed to the Town Core.

Public hearing opened.

Dave Parmley, Fire Chief, Lake Dillon Fire Protection District, thanked Council for the opportunity to meet today with Town staff. He recognized the letter that had been signed by the Town. They understand and promote an Urban Renewal Authorities value in promoting development. Unfortunately the Fire District finds its self in a difficult position because it receives 90% of its revenue from property tax and over a twenty-five year period it can amount to a lot of money. The Lake Dillon Board is concerned what is being proposed is not revenue neutral. The Fire District has had discussions with the Town of Dillon for the last two years regarding their Urban Renewal Authority. The board would like this to be a blanket basis, not a property by property basis. Having no increase in taxes for twenty-five years for new development would be difficult for the Fire District. They would like to discuss revenue sharing. The Lake Dillon Board would like to request the opportunity to respond to the Town's letter. They feel there should have been more notice given to the Fire District by Ricker/Cunningham. He requested a copy of the Tax Increment Financing Impact Document. He requested a workession with Council to discuss a compromise.

Jerry Peterson, President of Lake Dillon Fire District, outlined the area the Fire District is responsible for in Summit County and surrounding area. He is disappointed that the Fire District was not given the opportunity to comment ahead of the hearing. If they are cut off completely from any tax increases, the new construction would still increase the demand on the Fire District. An addition of high rise buildings in Silverthorne would require another ladder truck and staffing. They are struggling to put together the money to complete the Joint Cottonwood Project. Their budget has been cut by twenty-four percent, due to the decrease in property appraisals. It amounts to a million and half dollars over the last few years. They requested a percentage dedicated to the Fire District. They are struggling to make ends meet due to the high cost of doing business in the mountains.

Public hearing closed.

Council comments.

Butler thanked the Fire District representatives for attending tonight. Council has been very conscious of the area picked for the Urban Renewal. We would like to see some revitalization in the heart of Silverthorne. There are some significant infrastructure issues in this area and Council is trying to come up with some realistic ways to make those changes. He hopes there is some economic development in this area, so there is something to discuss. He asked how a fire to going to be contained at the La Quinta now? The new structures would be more fire resistant and would mitigate some of the risks. He would have no objection to discussing issues with the Fire District to reach reasonable negotiations.

Anderson thanked the Fire District Representatives for attending the meeting and he values the service provided. The letter provided to the Fire District indicates the good will of the

Town. He expressed his disappointed that the recent mill levy increase, granted by the voters, was used by the Fire District to enrich its staff, at a time when times are difficult and tight. It could have used better by the Lake Dillon Fire Authority.

Sandquist echoed Butler's thoughts. We are a small community and we value the cooperation between entities. The letter is a good faith effort and she thinks we will all benefit from the development.

Richardson reviewed the proposed change of the Urban Renewal designated area; it is a smaller sphere and does not encompass the entire Town, like Dillon's URA. He is not sure about the impact over twenty-five years, since the redevelopment of the area might not start for ten years. We just won't know for a while but the intent is to treat everyone equally.

Preaus stated it is Council's duty to listen to the citizens and he realizes safety is a critical to the citizens. He stated this is not something thrown together over night; Council has put a lot of thought into the impacts to the area. He agrees with Richardson that we are unsure of immediate development but the URA needs to be in place. Council will continue to discuss this with the Fire District; we value you as true partners in the community. He supports passing the resolution.

Butler stated there are some great businesses in this area of the community, it is not meant to demean the existing business but fill in the vacancies.

Koop stated he signed the letter and we believe in what it contains. It is a tool that we need to spur some growth. It is a concern of the citizens to spur growth and change. It is Council's job to work on those goals. When something concrete comes before Council there will be a discussion with the Fire District. We can come to an agreement in the future.

BUTLER MOVED TO APPROVE RESOLUTION NUMBER 2013-5, A RESOLUTION APPROVING THE REVISED AND RESTATED URBAN RENEWAL PLAN, AND FINDING THAT THE PLAN AREA IS A BLIGHTED AREA, DESIGNATING SUCH AREA AS APPROPRIATE FOR AN URBAN RENEWAL PROJECT PURSUANT TO THE REVISED AND RESTATED URBAN RENEWAL PLAN, AND FINDING THAT THE ACQUISITION, CLEARANCE, REHABILITATION, CONSERVATION, DEVELOPMENT, REDEVELOPMENT OR A COMBINATION THEREOF OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY, MORALS, AND WELFARE OF THE CITIZENS OF THE TOWN OF SILVERTHORNE. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

B. Ordinance 2013-02, an Ordinance Amending Chapter 4, Article II, Section 4-2-1, Concerning Definitions, and Article IV, Section 4-4-17, Concerning the Use Schedule – Second Reading

Lina Lesmes, Planner II, presented the proposed update on the Use Schedule that consolidates uses that are similar in nature under broader, more general categories and provide definitions. Staff has met with Town Council and the Planning Commission several times to review the changes. She reviewed her Staff memo and recommended approval of Ordinance 2013-02.

Butler thanked staff, Planning Commission and Council for the work on this.

Public hearing opened, no comments received, public hearing closed.

RICHARDSON MOVED TO APPROVE ORDINANCE NO 2013-2, AN ORDINANCE AMENDING CHAPTER 4, ARTICLE II, SECTION 4-2-1, DEFINITIONS, AND ARTICLE IV, SECTION 4-4-17, USE SCHEDULE TO PROVIDE DEFINITIONS AND CLASSIFY USES UNDER BROADER TERMS, ON FIRST READING. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

C. Minor Subdivision, Subdivision Improvements Agreement, and Final Site Plan – Villa Sierra Madre II, 1201 Adams Avenue

Lina Lesmes, Planner II, presented the project. The applicant, Archdiocesan Housing, Josh Russell, is requesting approval of a Minor Subdivision, Subdivision Improvements Agreement, and Final Site Plan for 64 unit multi-family residential housing projects.

Josh Russell, Director of Archdiocesan Housing, asked if there were Council questions and requested approval.

Richardson asked about sidewalk connection to Blue River Apartments.

Russell stated that would be cutting across private property.

Richardson asked about the size of the laundry facility.

Russell stated it would be big enough for both housing projects.

Butler asked the applicant if they had problem with the conditions of approval.

Russell stated they were ok with the conditions as listed.

Butler expressed concern about the railing detail on the second floor only because of the number of children in the area. Thank you for considering the comments at Preliminary Review.

Fowler thanked the applicant for listening and accommodating all the previous comments and conditions.

Preaus stated this is a great project in the right location.

Russell informed Council that Summit County did grant the financing for the recreational amenities.

Public hearing, no comments received, public hearing closed.

Sandquist thanked the applicant for addressing all the comments and recommended conditions. She is looking forward to the project being completed.

Koop thanked the applicant for their efforts, it's easy to approve the project at this point.

SANDQUIST MOVED TO APPROVE THE MINOR SUBDIVISION AND FINAL SITE PLAN FOR VILLA SIERRA MADRE II, WITH THE FOLLOWING STAFF RECOMMENDED CONDITIONS:

- 1. THAT THE SHARED FACILITIES EASEMENT AGREEMENT BE RECORDED NO LATER THAN 30 DAYS FROM THE DATE OF DECISION OF THE SUBJECT APPLICATION BY TOWN COUNCIL.**
 - 2. THAT THE SHARED ACCESS, UTILITIES, AND PARKING EASEMENT AGREEMENT BE RECORDED NO LATER THAN 30 DAYS FROM THE DATE OF DECISION OF THE SUBJECT APPLICATION BY TOWN COUNCIL.**
 - 3. THAT THE LICENSE AGREEMENT BE RECORDED NO LATER THAN 30 DAYS FROM THE DATE OF DECISION OF THE SUBJECT APPLICATION BY TOWN COUNCIL.**
 - 4. THAT THE SUBDIVISION IMPROVEMENTS AGREEMENT BE RECORDED NO LATER THAN 30 DAYS FROM THE DATE OF DECISION OF THE SUBJECT APPLICATION BY TOWN COUNCIL.**
 - 5. THAT SHEET L2 OF THE LIGHTING PLAN BE REVISED TO SHOW TOTAL LIGHT HEIGHT, FROM THE FINAL GRADE TO THE UPPERMOST PART OF THE LIGHT FIXTURE, AND THAT NO FREESTANDING EXCEED A HEIGHT OF 15 FEET, PRIOR TO THE ISSUANCE OF A BUILDING PERMIT.**
 - 6. THAT THE UTILITY METERS BE PAINTED A SUBDUED, FLAT COLOR THAT IS SIMILAR IN TONE TO ITS SURROUNDING SIDING COLOR.**
- MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.**

ACTION ITEMS:

A. Revocable License Agreement – Villa Sierra Madre II, LLLP.

Lina Lesmes, Planner II, presented the revocable license agreement for Villa Sierra Madre II, LLLP, to allow for landscaping along a portion of the Adams Avenue Right-of-Way. She reviewed her staff memo and recommended approval.

BUTLER MOVED TO APPROVE THE REVOCABLE LICENSE AGREEMENT WITH VILLA SIERRA MADRE II, LLLP. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

B. Site Plan Modification – Villa Sierra Madre, 1801 Adams Avenue

Lina Lesmes, Planner II, presented the project. The applicant, Archdiocesan Housing, Josh Russell, is requesting approval of a Site Plan Modification for site improvements and building upgrades at Villa Sierra Madre in the R-15 zone district.

Richardson asked if Villa Sierra Madre II was sold, what would happen to the easements.

Lesmes stated the easements run with the land.

Preaus asked about the nine parking spots.

Lesmes stated they are all new parking spaces and signed for the inhabitants of Villa Sierra Madre II only.

Butler thanked the applicant for a nice addition to the area.

BUTLER MOVED TO APPROVE THE VILLA SIERRA MADRE SITE PLAN MODIFICATION WITH THE FOLLOWING PLANNING COMMISSIONS RECOMMENDED CONDITIONS:

- 1. THAT THE SHARED FACILITIES EASEMENT AGREEMENT BE RECORDED NO LATER THAN 30 DAYS FROM THE DATE OF DECISION OF THE SUBJECT APPLICATION BY TOWN COUNCIL.**
 - 2. THAT THE SHARED ACCESS, UTILITIES, AND PARKING EASEMENT AGREEMENT BE RECORDED NO LATER THAN 30 DAYS FROM THE DATE OF DECISION OF THE SUBJECT APPLICATION BY TOWN COUNCIL.**
 - 3. THAT THE LICENSE AGREEMENT BE RECORDED NO LATER THAN 30 DAYS FROM THE DATE OF DECISION OF THE SUBJECT APPLICATION BY TOWN COUNCIL.**
 - 4. THAT THE SUBDIVISION IMPROVEMENTS AGREEMENT BE RECORDED NO LATER THAN 30 DAYS FROM THE DATE OF DECISION OF THE SUBJECT APPLICATION BY TOWN COUNCIL.**
 - 5. THAT SHEET L2 OF THE LIGHTING PLAN BE REVISED TO SHOW TOTAL LIGHT HEIGHT, FROM THE FINAL GRADE TO THE UPPERMOST PART OF THE LIGHT FIXTURE, AND THAT NO FREESTANDING EXCEED A HEIGHT OF 15 FEET, PRIOR TO THE ISSUANCE OF A BUILDING PERMIT.**
 - 6. THAT THE UTILITY METERS BE PAINTED A SUBDUED, FLAT COLOR THAT IS SIMILAR IN TONE TO ITS SURROUNDING SIDING COLOR.**
 - 7. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.**
- MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL**

DISCUSSION ITEMS:

ANDERSON MOVED TO GO INTO EXECUTIVE SESSION AT 7:28 P.M. UNDER CHARTER SECTION 4.13(c) AND CRS 24-4-402(4)(b) AND (e) FOR LEGAL ADVICE AND TO INSTRUCT NEGOTIATORS 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.

MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL

EXECUTIVE SESSION:

Executive Session Charter Section 4.13(c) and CRS 24-4-402(4)(b) and (e) for legal advice and to instruct negotiators concerning pending litigation regarding the Blue River Trail.

INFORMATIONAL:

- A. Planning Commission Meeting Minutes – February 19, 2013
- B. I-70 Coalition Meeting Summary
- c. December 2012 Sales Tax Report

EXECUTIVE SESSION CONCLUDED AND MEETING AND ADJOURNED AT 9:00 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.

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