

SILVERTHORNE TOWN COUNCIL
Meeting Minutes
Wednesday, April 13, 2016

CALL TO ORDER/ROLL CALL/APPROVAL OF AGENDA:

Those members present and answering Roll Call were Mayor Bruce Butler, Council Members Derrick Fowler, Peggy Long, Russ Camp, Stuart Richardson, JoAnne Nadalin and Ann-Marie Sandquist. Staff members present were, Sgt. Bryan Siebel, Administrative Services Director Donna Braun, Public Works Director Bill Linfield, Assistant Town Manager Mark Leidal, Planning Manager Matt Gennett, Town Attorney Matt Mire and Town Clerk Michele Miller.

The Pledge of Allegiance was recited by those present.

STAFF COMMENTS:

None.

COUNCIL COMMENTS:

Long asked about the Town's annual contribution for books for Silverthorne Elementary students. She acknowledged this is Richardson and Sandquist's last Council meeting.

CITIZEN COMMENTS:

Amy L. Suplee, licensed acupuncturist, presented an idea for a new type of business in Silverthorne, a wellness center that would incorporate acupuncture, chinese herbs, nutrition, medical marijuana, a holistic health practitioner, body care products and massage. This new business would focus on holistic health, education/information, treating the whole body at the level that the patient needs. There would be structure, learning opportunities, accountability and promote responsible marijuana usage. It would provide education revolving around the properties and usage of marijuana. The location she has identified would require a change to the Town's marijuana ordinance. She requested Council consider her request.

CONSENT CALENDAR:

CAMP MOVED TO APPROVE THE CONSENT CALENDAR INCLUDING THE MINUTES FROM MARCH 23, 2016. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

LIQUOR BOARD:

Mtn Interests, Inc. dba Sunshine Café – Modification of Premise

Mike Spry, Sunshine Café, presented their request for a modification of premise and requested approval.

NADALIN MOVED TO APPROVE MTN INTERESTS, INC. DBA SUNSHINE CAFÉ – MODIFICATION OF PREMISE. MOTION SECONDED. MOTION PASSED BY COUNCIL.

B. SESL Liquors, Inc. dba Porkey's Liquors – Transfer of Retail Liquor Store License;

Carl Ream, Attorney for the applicant and Sokha Em, the new owner, introduced themselves to Council and were available for questions.

Council welcomed the new owner.

CAMP MOVED TO APPROVE SESL LIQUORS, INC. DBA PORKEY'S LIQUORS – TRANSFER OF RETAIL LIQUOR STORE LICENSE. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

ACTION ITEMS:

A. Preliminary Site Plan – Tract D. South Maryland Creek Ranch, Filing No. 1

Matt Gennett, Planning Manager presented the applicant's request for a Preliminary Site Plan for an 8,268 square foot private amenities center, named the Aspen House. He reviewed the staff report and requested approval with Planning Commission's recommended condition.

Joanna Hopkins, Development Manager, Summit Sky Ranch, thanked Richardson and Sandquist for their years of service on the Town Council. She and the SMCR staff reviewed the project with a PowerPoint presentation, took questions and requested approval.

Richardson asked about parking.

Hopkins addressed overflow parking and building capacity.

Council complimented the project, building and materials.

NADALIN MOVED TO APPROVE OF THE PRELIMINARY SITE PLAN FOR TRACT D, SOUTH MARYLAND CREEK RANCH – FILING NO. 1. WITH STAFF RECOMMENDED CONDITION:

- 1. THE TREES DEPICTED ON THE LANDSCAPE PLAN AS BEING PLANTED WITHIN PLATTED UTILITY EASEMENTS SHALL BE REMOVED FROM THE PLANS AT THE TIME OF FINAL SITE PLAN SUBMITTAL.**

MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

B. Preliminary Site Plan - Tract X. South Maryland Creek Ranch, Filing No. 1

Matt Gennett, Planning Manager presented the Applicant's request to construct ten single-family, footprint homes on Tract X. The architecture and site design are consistent with the previously approved SMCR PUD Preliminary Subdivision Plan and Final Plat for the property.

Joanna Hopkins, Development Director, Summit Sky Ranch, presented a PowerPoint with an overview of the proposed houses for Tract X, and the proposed site plan. She requested approval.

Council and applicant discussed the HOA, trash pickup, hot tubs and dog runs.

LONG MOVED TO APPROVE OF THE PRELIMINARY SITE PLAN FOR TRACT X, SOUTH MARYLAND CREEK RANCH – FILING NO. 1. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

C. Town of Silverthorne and Lake Dillon Theatre Company Interim Funding Agreement

Mark Leidal, Assistant Town Manager, presented the Town of Silverthorne and Lake Dillon Theatre Company Interim Funding Agreement. He reviewed the staff report from April 9, 2016 and requested approval.

SANDQUIST MOVED TO APPROVE THE LAKE DILLON THEATRE COMPANY INTERIM FUNDING AGREEMENT BETWEEN THE TOWN OF SILVERTHORNE, A COLORADO HOME RULE MUNICIPALITY, AND THE LAKE DILLON FOUNDATION FOR THE PERFORMING ARTS, DBA THE LAKE DILLON THEATER COMPANY, A COLORADO NONPROFIT CORPORATION. MOTION SECONDED. MOTION PASSED, 5-1, RICHARDSON NAY.

D. Resolution 2016-11; a Resolution Awarding a Contract to Adolfsen & Peterson for the Construction of the Silverthorne Performing Arts Center

Bill Linfield, Public Works Director, presented Resolution 2016-11 for Council's consideration. Staff is recommending approval of the Guaranteed Maximum Price (GMP) construction contract with Adolfson & Peterson Construction (A&P) for the Silverthorne Performing Arts Center (SPAC), by approving Resolution No. 2016-11. He reviewed his staff memo dated April 6th and requested approval. The Town Manager will not sign this contract until the Interim Funding Agreement is reviewed by the Town Attorney and signed by the Town.

Peg Henry, member of the Silverthorne Arts and Culture Committee and Lake Dillon Theater Company, thanked Town Council and staff. She expressed their enthusiastic support for this project and partnership.

SANDQUIST MOVED TO APPROVE RESOLUTION 2016-11, A RESOLUTION AUTHORIZING THE TOWN MANAGER TO SIGN THE CONTRACT WITH ADOLFSON & PETERSON FOR THE CONSTRUCTION OF THE SILVERTHORNE PERFORMING ARTS COMPLEX WITH A GUARANTEED MAXIMUM PRICE NOT TO EXCEED \$8,150,595.00 WITH THE CONDITION THAT THE INTERIM FUNDING AGREEMENT BETWEEN THE TOWN AND LDTC BE APPROVED BY BOTH PARTIES PRIOR TO THE TOWN MANAGER'S SIGNATURE ON THE CONTRACT. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

E. Ordinance 2016-04; a 2016 Appropriations Ordinance, 1st Reading

Donna Braun, Finance Director, presented Ordinance 2016-04 for Council's consideration. She reviewed her staff memo dated April 7, 2016 and requested approval. Council and staff discussed Public Safety costs, bond issuance, and insurance costs.

CAMP MOVED TO ADOPT ORDINANCE NO. 2016-04 ON FIRST READING, AN ORDINANCE AMENDING THE 2016 BUDGET AS PRESENTED. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

DISCUSSION ITEMS:

Long asked about the Pavilion summer weddings and alternative site considerations.

SANDQUIST MOVED TO GO INTO EXECUTIVE SESSION 7:25 P.M. UNDER CHARTER SECTION 4.13 AND CRS 24-6-402(4)(B) AND (E) TO RECEIVE LEGAL ADVICE AND INSTRUCT NEGOTIATORS REGARDING AN ESTIP AGREEMENT WITH SAUCE ON THE BLUE.

AND SHE FURTHER MOVED TO ADJOURN THE COUNCIL MEETING AT THE CONCLUSION OF THE EXECUTIVE SESSION. MOTION SECONDED. MOTION PASSED BY COUNCIL.

EXECUTIVE SESSION:

Executive session under Charter Section 4.13 and CRS 24-6-402(4)(b) and (e) to receive legal advice and instruct negotiators regarding an ESTIP agreement with Sauce on the Blue.

INFORMATIONAL:

- A. Planning Commission Meeting Minutes, April 5, 2016
- B. SPORT Meeting Minutes, March 17, 2016

EXECUTIVE SESSION AND MEETING ADJOURNED AT 7:45 P.M.

BRUCE BUTLER, 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.