

**^ SILVERTHORNE TOWN COUNCIL
Meeting Minutes
Wednesday, October 12, 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, Bob Kieber, JoAnne Nadalin and Tanya Shattuck. Staff members present were, Town Manager Ryan Hyland, Chief of Police John Minor, Recreation Director Joanne Cook, Finance Director Laura Kennedy, Assistant Town Manager Mark Leidal, Utilities Manager Zach Margolis, Police Officer Rachel Dunaway, Sergeant David Siderfin, Senior Planner Lina Lesmes, Town Attorney Matt Mire and Town Clerk Michele Miller.

The Pledge of Allegiance was recited by those present.

STAFF COMMENTS:

Cook reported to Council on the success of the Kaiser Permanente Pumpkin Fest.

COUNCIL COMMENTS:

Butler thanked staff for all their efforts with the successful Pumpkin Fest. He commented on the Patrick Mahaney Heroes Park dedication, in Frisco, over the weekend.

Citizen's Commendation

Mayor Butler read the citizen's commendation awarded to Rachel Dunaway, Rob Buirgy and Bill Ferris

On Saturday July 16, 2016, at approximately 7:20pm, the Silverthorne Police Department received a call in reference to an accident that required a medical response. A Mr. Carl Pytlinski was riding his bicycle on the sidewalk near the intersection of Highway #9 and Willowbrook Road and suddenly fell over. Mr. Bill Ferris, Mr. Rob Buirgy, and Ms. Rachel Dunaway who was off-duty stopped and observed that Mr. Pytlinski had no pulse and was not breathing. Mr. Ferris, Mr. Buirgy, and Ms. Dunaway rendered aid, performed CPR, and ultimately revived Mr. Pytlinski.

The Town of Silverthorne commends you, and awards you this Citizens Commendation with our sincere thanks and gratitude.

Mr. Pytlinsky thanked everyone involved for their efforts and support.

CITIZEN COMMENTS:

None.

CONSENT CALENDAR:

SHATTUCK MOVED TO APPROVE THE CONSENT CALENDAR INCLUDING THE MINUTES FROM SEPTEMBER 28, 2016 AND RESOLUTION 2016-28; A RESOLUTION AWARDING THE SILVERTHORNE/DILLON JSA BLUE RIVER 2016 WWTP PRETREATMENT IMPROVEMENTS PROJECT TO WATER TECHNOLOGY GROUP. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

LIQUOR BOARD:

A. 7-Eleven Store 23963A – Renewal of 3.2% Liquor License

SHATTUCK MOVED TO APPROVE 7-ELEVEN STORE #23963A – RENEWAL OF 3.2% BEER OFF PREMISE BEER LIQUOR LICENSE. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

PUBLIC HEARINGS:

A. Minor Subdivision and Final Site Plan, Blue River Flats – 1056, 1088 and 1130 Blue River Parkway, Lots 23R and 25, Silverthorne Subdivision #1, and an Unplatted Tract described in Warranty Deed – Record No. 633874.

Lina Lesmes, Senior Planner, presented the applicant's request for a Minor Subdivision, Final Site Plan and SIA to combine three existing parcels, modify easements and to construct 46 condominium units in five, three-story buildings, at 1056, 1088 and 1131 Blue River Parkway. She reviewed her staff report and requested approval with Planning Commission's five recommended conditions of approval.

Council questions.

Nadalín asked about the sidewalk, its connection to the trail and future bridge.

Kieber asked how many buildings would need fill added below them and how building height is calculated.

Lesmes stated the building height has been calculated from the existing grade and all buildings will have fill under them.

Applicant.

Paul Brady, Architect, reviewed the changes made to the project to address Council's previous concerns at Preliminary Site Plan review and the material board. He requested approval.

Nadalín asked about the price range for the units.

Kieber asked about the project timing.

Ken Marsh, applicant, stated they have received a commitment from the bank for their financing. They will start building as soon as possible. They will apply for a demolition permit soon and they are hoping to start foundations in January, 2017. He addressed Planning Commission's concern regarding the power pole. The applicant has reached a compromise with staff regarding the undergrounding of electric utilities with a real estate transfer assessment (RETA). There will be an exception of the RETA tax made on each unit's first sale. The RETA paid to the Town collected will assist with the cost of undergrounding and installation of a bridge across the river.

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

Council comments.

Kieber stated he previously expressed concerns about the amount of fill needed but now feels it is minimal. Considering the location and current use of the property he supports the application. He feels it is a nice development.

Long stated the development will be an improvement to that area. This is a good project and she hopes locals will be able to purchase units there.

Fowler stated this is a great development for Silverthorne and indicative of the growth spurt we are experiencing.

Nadalín congratulated the applicant and staff for finding a solution on the powerline.

Shattuck agrees with previous comments.

Butler appreciates the applicant working with staff on a solution to the power line. He likes the roof lines. This is a quality project and an improvement for the area.

KIEBER MOVED TO APPROVE RESOLUTION 2016-29, A RESOLUTION APPROVING A MINOR SUBDIVISION, A FINAL SITE PLAN AND A SUBDIVISION IMPROVEMENTS AGREEMENT FOR BLUE RIVER FLATS. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

DISCUSSION ITEMS:

None.

LONG MOVED TO GO INTO EXECUTIVE SESSION AT 6:50 P.M. PURSUANT TO CHARTER SECTION 4.13(c) AND C.R.S. SECTION 24-6-402(4)(b)(e) TO RECEIVE LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS AND TO DEVELOP A STRATEGY AND INSTRUCT NEGOTIATORS REGARDING THE TOWN CORE CATALYST SITE. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

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

EXECUTIVE SESSION:

Executive Session pursuant to Charter Section 4.13(C) and C.R.S. Section 24-6-402(4)(b)(e) to receive legal advice on specific legal questions and to develop a strategy and instruct negotiators regarding the Town Core Catalyst Site.

INFORMATIONAL:

- A. Planning Commission Meeting Minutes, October 4, 2016
- B. SPORT Meeting Minutes, September 15, 2016

EXECUTIVE SESSION CONCLUDED AND MEETING AND ADJOURNED AT 7:18 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.