

SILVERTHORNE TOWN COUNCIL
Meeting Minutes
Wednesday, May 14, 2008

CALL TO ORDER/ROLL CALL/APPROVAL OF AGENDA:

Those members present and answering Roll Call were Mayor Dave Koop, Council Members Peggy Long, Kevin McDonald, Rosanne Shaw, Bruce Butler and Ann-Marie Sandquist. Vince Lanuza was absent. Staff members present were Town Manager Kevin Batchelder, Attorney Jerry Dahl, Chief Mark Hanschmidt, Administrative Services Director Donna Braun, Recreation Director Tammy Jamieson, Public Works Director Bill Linfield, Community Development Director Mark Leidal, Senior Planner Michael Johnson, Utilities Manager Zach Margolis, and Becky Hodgell, Executive Assistant.

STAFF COMMENTS:

Batchelder explained that staff will be formally introducing new/promoted employees to Council at their regular meetings. Batchelder presented a Certificate of Achievement for excellence in financial reporting from the Government Finance Officers' Association to Donna Braun. This is the 12th year in a row that Donna has received this award.

Jamieson announced new promotions in the Recreation and Culture Department: Mindy Nicholds was promoted to Sports & Athletics Coordinator; Nathan Mosley to Facility coordinator and Steven Herrman to Front Desk Manager.

Jamieson reminded everyone about clean up day on Saturday and the annual dance recital at the Pavilion on Sunday.

Chief Hanschmidt invited the Council to the 8th Annual Safe Summer Kickoff at the Pavilion on June 1.

Margolis introduced Elliot Cochran as Silverthorne's new water department engineering intern. This position, Margolis explained, is partly funded through a NWCCOG Technical Assistance Grant program.

COUNCIL COMMENTS:

Long passed out magnets created by the Summit Leadership Program in the interest of CARE Network.

CONSENT CALENDAR:

Long asked if the water line project includes new asphalt. Margolis explained that all of Brian Avenue will have new asphalt. Butler asked about the age of the water main and size. Margolis explained the problems with the cast iron pipes that were installed in the 70's and were brittle and not bedded properly. The replacement program began 3 years ago with the replacement of 5th Avenue, then following Stephens Way. Brian Avenue is now the newest project.

Long asked about the depth of the pipes on Brian. Shaw asked about the life of the pipes. Margolis explained.

THE CONSENT CALENDAR INCLUDING THE MINUTES FROM APRIL 23, 2008 MEETING, RESOLUTION 2008-13 AND ANGLER MOUNTAIN RANCH FILING NO. 2 REPLAT, WAS PASSED.

CITIZEN COMMENTS:

Rob Goodell, General Manager of the Outlets at Silverthorne, announced his resignation. He will return to Loveland Ski Area as General Manager. He stated he has enjoyed the positive relationship between the Outlets and the Town. June 25 will be his last day at the Outlets.

PUBLIC PRESENTATIONS:

NONE

LIQUOR BOARD:

INTRAWEST GOLF HOLDINGS, INC. DBA RAVEN GOLF CLUB AT THREE PEAKS – RENEWAL OF HOTEL RESTAURANT LIQUOR LICENSE AND THE MINT COUNTRY CLUB, INC. - RENEWAL OF HOTEL RESTAURANT LIQUOR LICENSE

SHAW MOVED TO APPROVE THE RENEWAL FOR INTRAWEST GOLF HOLDINGS, INC. DBA RAVEN GOLF CLUB AT THREE PEAKS HOTEL/RESTAURANT LIQUOR LICENSE. MOTION SECONDED BY SANDQUIST. MOTION APPROVED BY THOSE PRESENT. (LANUZA ABSENT)

Chief Hanschmidt explained that the Mint only has one employee who has TIPS Certification and the Chief requested continuance for this item. Chief Hanschmidt further explained the license expires July 15, so there is still time for Mint employees to become TIPS certified. Dahl advised Council of their options. McDonald asked how often training occurs. Chief Hanschmidt explained.

LONG MOVED TO APPROVE THE CONTINUATION, AS RECOMMENDED BY STAFF, FOR THE MINT COUNTRY CLUB, INC. – RENEWAL OF HOTEL RESTAURANT LIQUOR LICENSE. MOTION SECONDED BY SHAW. MOTION PASSED UNANIMOUSLY BY THOSE PRESENT. (LANUZA ABSENT)

PUBLIC HEARINGS:

A. ORDINANCE 2008-04 – AMENDING SECTION 1-4-11, CONCERNING GIFTS & GRATUITIES, SECOND READING

Donna Braun, Finance Director, explained Ordinance 2008-04 for Council's consideration and asked that the Ordinance be approved on second reading.

Public hearing opened. No comments. Public hearing closed.

Dahl corrected the Ordinance in order to make the policy clearer. The wording in the Ordinance now clarifies when violations will be handled by Town Administration and when handled by Town Council.

Public Hearing open; no comments; Public Hearing closed.

SHAW MOVED TO APPROVE ORDINANCE 2008-04 ON SECOND AND FINAL READING, AN ORDINANCE AMENDING SECTION 1-4-11 OF SILVERTHORNE TOWN CODE, CONCERNING ENFORCEMENT OF THE TOWN'S GIFT AND GRATUITIES CODE WITH THE SUGGESTED AMENDMENT. MOTION SECONDED BY BUTLER. MOTION PASSED UNANIMOUSLY BY THOSE PRESENT. (LANUZA ABSENT)

B. ORDINANCE 2008-05 – AMENDING THE TOWN CODE, CHAPTER 5, ARTICLE IV, CONCERNING CONDITIONAL USE PROCESS AND REQUIREMENTS, SECOND READING

Susan M. Lee, Planner II, presented Ordinance 2008-05 on second reading for Council's consideration. Susan reviewed the staff memo dated May 8, 2008, and requested approval of the Ordinance.

Public Hearing opened. No public comment. Public Hearing closed.

Shaw commented we may get more people attending clean up day. Butler stated he shares the concerns with the Planning Commission and we should be cautious with the enforcement. Lee explained all CUP holders will be notified by letter of CUP changes. Sandquist would like to see fines rather than revoking someone's license.

MCDONALD MOVED TO APPROVE ORDINANCE 2008-5, AN ORDINANCE AMENDING CHAPTER 4, ARTICLE IV, SECTION 4-4-19, CONCERNING CONDITIONAL USE PROCESS AND REQUIREMENTS, ON SECOND READING. MOTION SECONDED BY SANDQUIST. MOTION PASSED UNANIMOUSLY BY THOSE PRESENT. (LANUZA ABSENT)

C. SKETCH PLAN REVIEW OF THE SOUTH MARYLAND CREEK RANCH II, REVISED WETLAND AND WATERBODY DISTURBANCE PERMIT

Michael Johnson, Senior Planner, presented the Sketch Plan Review to Town Council and reviewed the staff memo dated May 7, 2008. Johnson also reviewed Planning Commission's recommendations for Council and explained the benefits of the revisions.

Joanna Hopkins, Maryland Creek Ranch, is pleased with the revised wetland disturbance permit and the reduction of impact on the wetlands.

Public Hearing opened. No public comment. Public Hearing closed.

LONG MOVED TO APPROVE THE SOUTH MARYLAND CREEK RANCH, REVISED WETLAND AND WATERBODY DISTURBANCE PERMIT APPLICATION, WITH THE PLANNING COMMISSION RECOMMENDED CONDITION. MOTION SECONDED BY BUTLER. MOTION PASSED UNANIMOUSLY BY THOSE PRESENT. (LANUZA ABSENT)

BOARD OF ADJUSTMENT:

NONE

ACTION ITEMS:

A. RESOLUTION 2008-14 – NOTIFICATION OF CALLING \$1,825,000 IN 1998 EXCISE TAX REVENUE BONDS.

Donna Braun, Finance Director, presented Resolution 2008-14 to Town Council and reviewed a staff memo dated May 7, 2008. Braun stated it makes fiscal sense to pay off a portion of these bonds and we have the financial ability to do so. This Resolution will give the Finance Director the authority to call the bonds.

Long asked about assets and what the Town will have in assets if we pay off these bonds. Braun explained. Sandquist is glad the Town has the option of calling these bonds.

LONG MOVED TO APPROVE RESOLUTION 2008-14, A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO NOTIFY AMERICAN NATIONAL BANK OF THE TOWN'S INTENT TO CALL \$1,825,000 IN OUTSTANDING 1998 EXCISE TAX REVENUE BONDS.

SECONDED BY MCDONALD. MOTION PASSED UNANIMOUSLY BY THOSE PRESENT. (LANUZA ABSENT)

B. RESOLUTION 2008-15, A RESOLUTION AUTHORIZING THE UTILIZATION OF COLORADO SURPLUS ASSET FUND TRUST.

Donna Braun, Finance Director, presented Resolution 2008-15 to Town Council and reviewed a staff memo dated May 7, 2008, requesting to add Colorado Surplus Asset Fund (CSAFE) as an additional pool for Town short term investments.

Sandquist asked if we would utilize CSAFE immediately. Braun explained.

SHAW MOVED TO APPROVE RESOLUTION 2008-15, A RESOLUTION AUTHORIZING THE TOWN'S FINANCE DIRECTOR/TREASURER TO UTILIZE COLORADO SURPLUS ASSET FUND TRUST, A GOVERNMENTAL INVESTMENT POOL, AS AN INVESTMENT OPTION. MOTION SECONDED BY BUTLER . MOTION PASSED UNANIMOUSLY BY THOSE PRESENT. (LANUZA ABSENT)

C. APPOINTMENT OF PLANNING COMMISSIONERS

Community Development Director Mark Leidal explained the reason for the two current vacancies on Planning Commission and gave Council several options to fill the vacancies. Leidal mentioned there has been outside interest to serve on the Planning Commission and the two alternates are filling the vacancies at the moment.

Long asked if we could get through 60 days without losing a member. Long suggested the appointment of the two alternates now and advertising for the vacancies when their July terms expire. Butler agrees and believes the alternates deserve a chance.

MCDONALD MOVED TO APPOINT RUSS CAMP AND DENISE NEMURA TO THE PLANNING COMMISSION WITH A TERM TO EXPIRE IN JULY, 2010. MOTION SECONDED BY BUTLER. MOTION PASSED UNANIMOUSLY BY COUNCIL. (LANUZA ABSENT)

DISCUSSION ITEMS:

2009-2001 BUDGET KICK-OFF – In preparation for the upcoming budget retreat, Donna Braun, Finance Director, outlined the budget policies and process for Council. She explained the budget schedule, retreat and the overall process.

Shaw asked if Donna would want ideas before the retreat. Packets will be delivered to Council prior to the retreat. Koop commended Braun on the good job she does with the budget process.

MCDONALD MOVED TO GO INTO EXECUTIVE SESSION FOR A CONFERENCE WITH THE TOWN MANAGER, TOWN ATTORNEY AND APPROPRIATE STAFF UNDER CHARTER SECTION 4.13.(c)AND SECTION 24-6-402(4)(b+e), C.R.S., SPECIFICALLY LEGAL ADVICE AND INSTRUCTIONG NEGOTIATORS CONCERNING THE ANNEXATION REQUEST OF THE RED MOUNTAIN VILLAGE.

MCDONALD FURTHER MOVED TO ADJOURN THE COUNCIL MEETING AT THE CONCLUSION OF THE EXECUTIVE SESSION. LONG SECONDED. MOTION PASSED UNANIMOUSLY BY THOSE PRESENT. (LANUZA ABSENT)

EXECUTIVE SESSION:

Legal Advice and Instructing Negotiators Concerning the Annexation Request of the Red Mountain Village under C.R.S. Section 24-6-402 (4) (b+e)

INFORMATIONAL:

Planning Commission Meeting Minutes – May 6, 2008

EXECUTIVE SESSION CONCLUDED AND THE MEETING WAS ADJOURNED AT 8:22 P.M.

ATTEST

Becky Hodgell – Executive Assistant

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.