

SILVERTHORNE TOWN COUNCIL
Meeting Minutes
Wednesday, December 12, 2007

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, Vince Lanuza, Rosanne Shaw, Stuart Richardson and Steve Swanson. Staff members present were Town Manager Kevin Batchelder, Attorney Jerry Dahl, Chief Joe Russell, Administrative Services Director Donna Braun, Recreation Director Tammy Jamieson, Public Works Director Bill Linfield, Community Development Director Mark Leidal, Senior Planner Michael Johnson, Ryan Hyland Assistant to Town Manager, and Town Clerk Michele Karlin.

STAFF COMMENTS:

Jamieson updated Council on the upcoming events at the Pavilion and Recreation Center. Russell formally announced to Council and citizens his resignation – his last day will be January 4, 2008.

COUNCIL COMMENTS:

Long asked Linfield asked about the new Public Works piece of equipment for blowing snow. Linfield stated it is working well. Swanson asked how he could view SCTV's segment on the Silverthorne Comprehensive Plan. Staff stated there is a link on the Town's website to view the segment. Koop thanked the Public Works Department for their hard work during the snow storm.

CONSENT CALENDAR:

THE CONSENT CALENDAR INCLUDING THE MINUTES FROM NOVEMBER 28, 2007 WAS PASSED.

CITIZEN COMMENTS:

None

PUBLIC PRESENTATIONS:

Presentation on Ptarmigan Substation

Todd Anderson, XCEL, updated Council on the much needed sub-station. Larry Claxton, XCEL, stated we have been talking about a substation since 1997. All that can be done to stretch resources has been done. The target date for completion is 2011. There are several candidate sites, public meetings will be held again, and then a preferred site will be designated. A permit application will be submitted in the first quarter of 2008. Lanuza asked about 2011 goal that seems far away. What can be done about current outages in the area? Claxton stated there has been some resolution with the line issues in that area. Long stated the problems seem to be in the northwest quadrant of Silverthorne. Anderson stated they continue to address those issues. The 2011 goal is due to permitting and building time needed. They want to permit and build as soon as possible. He has not gotten any outage complaints recently. Maybe a feeder line is possible to address the current outage issues. Long stated the long outage a couple of months ago burned up two of her backup batteries for her computer. Productivity comes to a halt when there is no electricity.

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Anderson stated he and Claxton are always available for questions.

Koop stated the Town of Silverthorne conducted a Business survey this year and the power outages came up quite a bit. There were more than just one or two comments/concern about the loss of power and how it impacts the local businesses. We have been talking about this issue for ten years. Staff can forward the complaints to XCEL. The question of how long the power outage will last is a major concern for our local businesses.

Anderson stated the outages hit XCEL in the wallet and they try to avoid having this type of issue. He will look into an additional feeder line.

Claxton stated he does not know if a feeder line would be possible, because it too is a long process.

Long asked for XCEL to do what they can to deal with the power outages. She asked if the work done a few years ago is still being utilized.

Claxton stated we are on round three of site reviews and the same sites still keep coming up in the selection process. No one wants a substation located by them.

LIQUOR BOARD:

A. P & J, Inc. dba Sunshine Café – Renewal of Hotel & Restaurant Liquor License

Richardson asked if all the employees are TIP's trained at this time.

Carol Moore, owner, stated yes as of today they have completed the training.

SWANSON MOVED TO APPROVE THE RENEWAL OF P & J, INC. DBA SUNSHINE CAFÉ'S – HOTEL & RESTAURANT LIQUOR LICENSE. MOTION SECONDED. MOTION PASSED UNANIMOUSLY BY COUNCIL.

PUBLIC HEARINGS:

None

BOARD OF ADJUSTMENT:

A. Sign Variance - Vista Auto Group - 171 West 9th Street, Lots 1 and 2, Silverthorne Automotive Subdivision

Senior Planner Michael Johnson presented the applicant's request for a sign variance. He reviewed his staff report and recommended denial.

Lanuzza asked if there are similar variances that have been granted in Silverthorne.

Johnson passed out current sign variances at other Auto Dealerships.

Lanuzza asked for a comparison on the signs and their size.

Long asked about the height of the requested sign.

Johnson reviewed the applicant's eighteen foot sign height request.

Richardson asked about the sign placement on lot.

Johnson stated that has not been determined.

Tom Hronek, Sign Safari, pointed out some issues with the sign regulations. This is a large piece of property, two lots. There are typically numerous signs for properties located along a block. Jim Hudson is a single business. Vista Audio Group has Chrysler, Jeep and Dodge and Subaru. It is one large building with multiple businesses. He passed out a diagram of the proposed monument sign. They are in compliance with the Town Code. The sign will be located on the north end of lot, along Hwy 9 but they have not pinpointed a specific location. This is not out of character with the surrounding businesses. They are not using all the square footage Town Code allows, it will actually be less than half.

Travis Muro, Subaru Sales Manager, reviewed the different set up for Subaru and Chrysler. There are two separate business located in one building. The franchises do not allow for any co-mingling of signage. Not having a sign for one of the dealerships would make a hardship.

Richardson asked if the sign would be perpendicular to Hwy 9.

Shaw asked about lighting of the sign and the hours it would be on.

McDonald asked about specific conditions for approval.

Dahl reviewed the options for granting a variance with conditions.

Shaw asked staff, are we are only approving the second sign.

Staff stated yes.

Muro stated the shorter sign will produce less light.

McDonald asked how long have the key requirements for signage been in the Town Code.

Dahl stated the requirements have been long standing.

Leidal reviewed the applicant's request for an eighteen foot, sixty square foot sign. That is what the applicant submitted for approval at this meeting.

Long supports the second sign request, there are two car dealerships on a one block long location. She will support approving this variance.

Lanuza stated the expanse of the building supports two signs. He would like to word a condition of approval based on the height of the sign, so the sign approved would be similar to the one showed to Council tonight.

Dahl reviewed the options available to Council.

Public hearing opened, no comment, public hearing closed.

Council comments

McDonald does not think granting the variance request will impede the neighborhood. The competition has two signs. He would like to limit the height of the sign. He likes a monument sign as apposed to tall sign.

Richardson can go for this request, other operations have multiple signs. He likes the monument sign and would vote in favor of it.

Swanson he would be opposed to two eighteen foot signs. He would support approving a monument sign not an eighteen foot free standing sign. He does not like to have information provided on the night of the meeting without staff input. If this needs to be resubmitted with more specifics he can wait. He wants to make sure everything is addressed. He thanked them for the nice building they have built.

Shaw stated the applicant knew about the sign code before the building. She feels the dealership should be able to make do with one sign for both dealerships.

Koop stated previous variance requests have no bearing on this approval, variances are heard on a individual basis. He does not like to design by committee. He does not know what he is getting without staff's review. The options seem like continuance verse conditions for approval. He would like a specific sign designated. He feels we need a cleaner product before for voting.

Leidal stated what he heard is 10 feet high and 50 square feet. Council could make that part of the motion for approval.

**RICHARDSON MOVED TO CONTINUE THE VISTA AUTO GROUP SIGN VARIANCE UNTIL 1-16-08 FOR ACTION ONLY AND DIRECTED STAFF TO CONTACT THE APPLICANT AND MAKE SURE THE MONUMENT SIGN IS CLEARLY DEFINED. MOTION SECONDED.
LONG RICHARDSON SWANSON AND SHAW AYE
LANUZA AND MCDONALD NAY.
MOTION PASSED 4-2.**

ACTION ITEMS:

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DISCUSSION ITEMS:

Batchelder and Leidal reported that they met with Terry Novak today, and he has requested an appraisal of Rainbow Run Lot 11.

LONG MOVED AT 7:13 TO GO INTO EXECUTIVE SESSION WITH THE TOWN MANAGER, COMMUNITY DEVELOPMENT DIRECTOR, TOWN ATTORNEY AND APPROPRIATE STAFF UNDER CHARTER SECTION 4.13 AND CRS SECTION 24-6-402(4)(E) FOR THE PURPOSE OF INSTRUCTING NEGOTIATORS REGARDING ESTIP FOR BASS AUTO PARK, 201 BUFFALO MTN ROAD.

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

EXECUTIVE SESSION:

Under CRS 24-6-402 (4)(e), Instruct Negotiators Regarding ESTIP for the Bass Auto Park, 201 Buffalo Mountain Road, Silverthorne

INFORMATIONAL:

EXECUTIVE SESSION CONCLUDED AND MEETING ADJOURNED AT 7:38 P.M.

DAVE KOOP, MAYOR

ATTEST

MICHELE KARLIN, 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.