

MINUTES

DATE: Tuesday, March 20, 2018

MEETING: Winter Park Town Council

PLACE: Town Hall Council Chambers

PRESENT: Mayor Jimmy Lahrman, Mayor Pro Tem Nick Kutrumbos, Councilors, Jim Myers, Chuck Banks, Mike Periolat, and Barbara Atwater, Interim Town Manager Stan Zemler, and Town Clerk Dani Jardee, Town Attorney Kendra Carberry via telephone

OTHERS

PRESENT: Housing Director John Crone, Capital Projects and Parks Director Gerry Vernon, Community Development Director James Shockey, Sgt. Bobby Rauch, Finance Director Bill Wengert, and Transit Director Michael Koch

1. Meeting Call To Order

Mayor Jimmy Lahrman called the meeting to order at 8:00 a.m.

Mayor Lahrman led those present in reciting the Pledge of Allegiance.

2. Town Hall Meeting *Nothing to Report.*

3. Consent Agenda

3.a. Approval of March 6, 2018 Regular Meeting Minutes

Councilor Jim Myers moved and Councilor Chuck Banks seconded the motion approving the Consent Agenda. Motion Carried: 6-0.

4. Action Items

4.a. Special Event Permits – Spring Bash & Splash

Town Clerk Dani Jardee stated Winter Park Resort had submitted Special Event Permit Applications for Spring Bash & Splash. Ms. Jardee stated Spring Splash and Bash would be located at Winter Park Resort on four different weekends. Ms. Jardee stated the first event held on March 31 was already approved. Ms. Jardee stated the following event weekends will be April 7th, 14th, and 21st. April 7th will be a blues fest, beer fest, and bazaar. April 14th will be a Reggae concert, and April 21st will be an 80's cover band concert. Ms. Jardee stated Winter Park Resort's annual pond skim competition will be on April 22nd.

Mayor Pro Tem Nick Kutrumbos moved and Councilor Barbara Atwater seconded the motion approving Special Event Permits – Spring Bash & Splash. Motion Carried: 6-0.

4.b. Resolution 1608 – Commercial Lease Agreement with Station WP, LLC

Finance Director Bill Wengert stepped in for Chief Trainor. Mr. Wengert stated the Fraser/Winter Park Police Department will renew their lease with Station WP, LLC. Mr. Wengert stated the lease will be for when the Police Department moves across the hall to new location. Mr. Wengert stated the lease will be effective for sixty months. Mr. Wengert stated there is no timeline for when the actual move will occur, the dates on the lease will be filled in when timeline is established.

Councilor Jim Myers moved and Mayor Pro Tem Nick Kutrumbos seconded the motion to approve Resolution 1608 – Commercial Lease Agreement with Station WP, LLC. Motion Carried: 6-0.

4.c. Resolution 1609 – Appointing Judges for the April 3, 2018 Election

Town Clerk Dani Jardee stated the need to appoint three judges and an alternate for the upcoming municipal election. Ms. Jardee stated the pay for each judge would be \$125.00.

Councilor Chuck Banks moved and Mayor Pro Tem Nick Kutrumbos seconded the motion to approve Resolution 1609 – Appointing Judges for the April 3, 2018 Election. Motion Carried: 6-0.

4.d. Approval of a RFP for Town Manager Replacement Process

Interim Town Manager Stan Zemler stated Finance Director Bill Wengert and he have drafted a recruitment plan to begin the process of finding a replacement Town Manager. Mr. Zemler stated Staff would like to use a recruitment company to search for possible candidates. Once a few candidates are found, Town Council would have the chance to filter through the options. Mr. Zemler stated he gave Town Council the option to do the process internally, however that option can be a long, difficult road. Town Council stated their agreeance to the RFP and gave Staff the approval to start the process.

4.e. Public Hearing (Local Liquor Licensing Authority) – New Liquor License Application filed by The Local Base LLC d/b/a The Basement (to be Continued to April 3, 2018)

Town Clerk Dani Jardee stated Town Staff decided to continue this Public Hearing to the April 3 Town Council Meeting, because Riverside Spirits Public Hearing was continued and pushed back to this date.

Councilor Mike Periolat moved and Mayor Pro Tem Nick Kutrumbos seconded the motion to continue Public Hearing (Local Liquor Licensing Authority) – New Liquor License Application filed by the Local Base LLC d/b/a The Basement (to be Continued to April 3, 2018). Motion Carried: 6-0.

4.f. Continued Public Hearing (Local Liquor Licensing Authority) – Application for Change of Location filed by Mountain Spirits LLC d/b/a Riverside Spirits

Colorado Attorney Adam Stapmen stated he was present to represent Applicant Scott Hefel. Mr. Stapmen stated Scott Hefel is applying for a change of location of his current liquor license, not applying for a new license. Mayor Jimmy Lahrman calls the Public Hearing to order. The Town Council is now acting as the Local Liquor Licensing Authority. Mayor Lahrman asked how many parties of interest are here to speak in support. Sixteen parties present to speak in support of the Applicant. Mayor Lahrman asked how many parties are in opposition, two parties were present at that time, a third party in opposition came later. Town Clerk Dani Jardee presented the change of location application. Ms. Jardee stated Riverside Spirits owner, Scott Hefel brought a completed application for change of location to her on January 23, 2018. Ms. Jardee stated she posted a public hearing notice to the papers, posted notice signs on new location, and current location on Friday, January 26, 2018. Attorney Adam Stapmen stated his opening comments about Mr. Hefel's application. Mr. Stapmen stated if application is approved, Council would not be approving a new

liquor license, just a change of location. The change of location has no distance requirements since it's within the same jurisdiction it was issued in. Applicant Scott Hefel is sworn in by Town Clerk Dani Jardee. Mr. Stapmen questioned Mr. Hefel on his residence, current liquor store, the opportunity to change locations, and his decision to change locations. Mr. Hefel answered all of Mr. Stapmen's questions and submitted petitions with 84-100 signatures from Town residents and business owners who support the change of location. Mr. Stapmen asked that the petitions be admitted as exhibit A into evidence. Mr. Stapmen asked if any interested parties would like to cross examine Mr. Hefel. Winter Park Business Owner Martin Aither asked when Mr. Hefel's current liquor license was transferred into his name. Mr. Hefel responded this year, Mr. Aither had no further questions. Mr. Stapmen called Byron Besse as a witness, Ms. Jardee swore in Mr. Besse. Mr. Stapmen questioned Mr. Besse about his occupation, and about current development and growth in the Town of Winter Park. Mr. Besse presented a slide show about the growth and development happening throughout Town. Mr. Stapmen asked that the slide show be admitted as Exhibit B into evidence. Business Owner Chas McConnell asked Mr. Besse if he was promised a liquor store at the Fireside Market location. Mr. Besse stated that the plans for a liquor store at that location had been proposed since 2014. Mr. McConnell questioned why Mr. Besse stated the 11.2% sales tax would change. Mr. McConnell stated that regardless of the liquor store location, the sales tax would still be 11.2% because it is in Town. Mr. Besse stated that the new location will get more sales tax revenue because it will generate more sales. Clark Lipscomb asked Mr. Besse if there were any agreements in place to purchase liquor store after the change of location took place. Mr. Besse answered no. Mr. Stapmen called Fireside Market Business Manager Nathan Svboda to the podium, Ms. Jardee swore Mr. Svboda in. Mr. Stapmen questioned Mr. Svboda about his role at Fireside Market, customer needs, and the need for a liquor store. Mr. Lipscomb asked Mr. Svboda if he will be running the liquor store, Mr. Svboda answered no. Mr. Lipscomb asked if there was an agreement in place to purchase the liquor store. Mr. Svboda answered no. Mr. Stapmen asked if parties of interest would like to come up and speak one at a time. Many parties stated their support for the change of location, Steve Stansbery, Casey Garms, Jennifer Cox, Matt Swenson, and Andrew Brumenschenkel. Ms. Jardee swore each witness in, and Mr. Stapmen questioned each party. All parties stated they were over the age of 21, felt there was a need for this location, and would shop at the new location. Winter Park Business Owner Ken Boenish stated his support. Mr. Boenish stated job growth and competition are good for the Town. Mr. Lipscomb asked Mr. Boenish if he represented Hideaway Properties to commercial leasing, Mr. Boenish responded no. Opposed parties commented on the change of location, Chas McConnell, Clark Lipscomb, and Martin Aither. Opposed parties stated that Hwy 40 did not need another liquor store, and that Colorado State Liquor Laws have changed drastically as of January 1, 2016. Opposed parties stated their concern on how the need at Winter Park Resort would be filled, if the liquor store moved. Mr. Stapmen stated his closing comments. Mr. Stapmen stated the change of location is not a new license, therefore does not need to meet distance requirements. Mr. Stapmen stated the evidence submitted supports and meets the needs and desires of the neighborhood for a change of location. Mr. Aither stated his objection and stated his belief that this is a new application. Mr. Aither stated he would like to see the State render an opinion on this application before it's approved locally. Town Attorney Kendra Carberry stated there is no requirement to get an opinion from the State before a decision is rendered. Mrs. Carberry stated she agrees with Mr. Stapmen that a distance requirement is nonexistent.

Councilor Chuck Banks moved and Councilor Barbara Atwater seconded the motion to approve the application for Change of Location filed by Mountain Spirits LLC d/b/a Riverside Spirits. Motion Carried: 6-0.

Winter Park Resident Marcia Beake stated her thanks to Councilor Barbara Atwater for her service as a Council member to the Town of Winter Park. Mrs. Beake stated her thanks to Town Council and to Town Staff as well.

5. Progress Reports

5.a. Fraser Valley Recreation – Scott Ledin

Mr. Ledin stated an update on the IceBox Refrigeration project. Mr. Ledin stated he has been meeting with local subcontractors about the project, and that Mountain Parks Electric are revising their proposal for the project. Mr. Ledin stated the Refrigeration project should start in spring and hopefully be done by September 2018. Mr. Ledin stated one of the youth hockey teams had won a State Championship, and IceBox would be raising a banner tonight in their honor. Mr. Ledin stated the ice rink's hours have been dependent on the weather. Mr. Ledin stated his Staff has started preliminary talks with the architect who designed the Recreation Center on a possible addition. Mr. Ledin stated Fraser Valley Recreation District has signed an agreement with High Ground Music Fest for this summer. Mayor Pro Tem Nick Kutumbos asked about the greens at Pole Creek Golf Course. Mr. Ledin stated Staff have regularly been checking on the greens. Pole Creek Staff are waiting to see what Mother Nature will do over the next month before determining if the greens are ready to be cleared.

5.b. Grand County Water & Sanitation District # 1 – Bruce Hutchins

Not Present.

5.c. Winter Park Water and Sanitation District - Kent Bosshard

Not Present.

5.d. Winter Park Resort – Sky Foulkes

Not Present.

5.e. Chamber of Commerce – Catherine Ross

Not Present.

5.g. Affordable Housing – John Crone

Affordable Housing Director John Crone stated his thanks to Councilor Barbara Atwater for her service. Mr. Crone stated Hideaway Station won the Governor's Award of Excellence for best new addition to a Downtown area. Mr. Crone stated the award's ceremony will be in Boulder on April 13, 2018. Mr. Crone stated the Donor Advised Housing Fund was \$24,000 away from its match. All the funds from the March 31st, Hippy Hops event will go towards the Donor Advised Housing Fund. Mr. Crone stated he met with Winter Park Resort, and Dimmit II is on track, however cost and financing are still being worked out. Mr. Crone stated that on April 17th, there will be an open house to discuss the Hideaway Junction Project.

5.h. Transit – Michael Koch

Transit Director Michael Koch stated the New Bus Dedication Ceremony was a success and stated his thanks to Council. Mr. Koch stated his thanks to Town Council for the two new busses and the cutaway bus that are now in service. Mr. Koch stated the Colorado Department of Transportation had a data breach, so he will not find out about funding until April. Mr. Koch stated that Gilig will be visiting to check up on the new busses, and Hanover will be doing repairs on the LED signs for all the busses. Mr. Koch stated Granby onboard ridership survey results will be in soon, and once results are in hand he can continue talks with Granby about year-round service. Mr. Koch stated the Transit Advisory Committee meeting went well last night. Mr.

Koch stated that service through Grand Park would be happening. Council stated they thought service through Grand Park would be a positive step. Mr. Koch stated he is just waiting to finalize details before service request is brought before Council for approval. Mr. Koch stated he is looking into new AVL (Advanced Vehicle Location) systems. The current Ride Hop system is not advancing, therefore needs to be replaced.

5.i. Staff Reports

Nothing to Report. Mayor Jimmy Lahrman stated to Finance Director Bill Wengert that February was another record breaking month. Mayor Lahrman stated to Community Development Director James Shockey that Staff should start looking into bike sharing or E-Bikes.

6. Town Manager's Report

6.a. Discuss changing time for April 3, 2018 Town Council Meeting

Interim Town Manager Stan Zemler stated Staff would like to move the time of the Town Council Meeting because of the Election. Town Clerk Danielle Jardee stated she thought it would be better to have meeting in the morning, because Town Hall will be busy with voters after 5 p.m. Town council agreed, meeting time for the April 3, 2018 Town Council meeting will now be at 8:00 a.m. in the Town Hall kitchen.

6.b. Parking Structure Redevelopment Project

Charlie Johnson stated an update on the Transit Center Project. Mr. Johnson stated that over a year ago discussion started about the Cooper Creek Ice Rink space serving a better purpose. Mr. Johnson presented to Council a 1500 square foot Transit Center concept design of the space. Mr. Johnson stated that 750 square feet of that space is still a moving number. Mr. Johnson stated he envisions that space as a place where people can gather and map out their next adventure. A place where people can stay warm on cold nights while waiting for a bus. Possibly have a counter, with ticket sales for Winter Park Resort, a place for HomeJames shuttle service, and be a place where people can get information. Mr. Johnson stated he does not want the space to be a visitor's center/chamber of commerce, but it would serve as a place where people can find answers. Mr. Johnson stated he wants to do this right from the start, and make sure there is enough room for future opportunities. Mr. Johnson stated he would make revisions and bring back plans to Council for final approval. Council stated that they liked the design, but also want to make sure it is done right. Council stated their concerns about parking, leasing the space, and the ability of busses going northbound out of the Transit Center. Mr. Johnson stated he would like someone from Town Staff to be his point person on this project. Mr. Johnson stated he would like to move as fast as the Town is willing to go on this project. Town Council stated that Interim Town Manager Stan Zemler would be the point person for the Town on this project. Councilor Chuck Banks asked if funds for this project would come from General funds or Transit funds. Staff stated it would come from Transit if funds were available. Mayor Lahrman stated he would ask County to contribute funds, and Mr. Zemler stated federal grants could also be a possibility. Town Council agreed to move forward with this project.

7. Mayor's Report

Nothing to Report.

8. Town Council Items for Discussion

Councilor Jim Myers stated he attended the CAST (Colorado Association of Ski Towns) meeting, and there was discussion about the future possibility of hosting the Olympics in Colorado. Town Council discussed the idea of an assistant manager; however, priority is finding the right person to be Town Manager.

There being no further business to discuss, upon a motion regularly adopted, the meeting was adjourned at 11:45 a.m.

The next scheduled meeting of the Town Council will be Tuesday, April 3, 2018 at 8:00 a.m.

Danielle Jardee, Town Clerk