TOWN BOARD OF TRUSTEES
Meeting Minutes
January 9, 2007

PRESENT	**STAFF**
Jon Stavney, Mayor	**William Powell**
Ed Woodland, Mayor Pro-tem 6:10p.m.	**Marilene Miller**
Jay Bryant, 6:02 p.m.	**Ed Sands**
Scot Hunn	**Bill Gray**
Mikel Kerst	
Kraige Kinney	**ABSENT**
	Stephen Richards

CALL TO ORDER

The regular meeting of the Town Board of Trustees held in the Town Hall on January 9, 2007 was called to order at 6:00 p.m. by Mayor Stavney.

MINUTES

The minutes of the regular meeting on December 12, 2006 were provided to the Board. Kinney made a motion to approve the minutes as written. Kerst seconded. The motion passed with Kerst and Hunn abstaining.

This meeting was recorded and the tapes will become part of the permanent record of minutes. The following is a condensed version of the proceedings.

PUBLIC COMMENT

None

Bryant was seated at 6:02 p.m.

LIQUOR LICENSES

The Board acting as the Local Liquor Licensing Authority heard the following request:

LOAF N JUG #47 3.2% LICENSE RENEWAL

An application for renewal of the 3.2% Beer license for Loaf 'n Jug #47 located at 10 Chambers Avenue was submitted to the Town. Miller stated the forms were in order and the proper fees have been submitted. The Police Department reported no incidents

of liquor violations for the time period of February 16, 2006 to January 3, 2007.

Kinney made a motion to approve renewal of the license.

SALSA'S HOTEL/ RESTAURANT LICENSE RENEWAL

An application for renewal of the Hotel/Restaurant liquor license for Salsa's Mexican Restaurant located at 422 McIntire was submitted to the Town. Miller stated the forms were in order and the proper fees have been submitted. The Police Department reported no incidents of liquor violations for the time period of January 15, 2006 through January 3, 2007.

Hunn made a motion to approve renewal of the Hotel/Restaurant Liquor License for Salsa's. Kinney seconded. The motion passed unanimously.

EAGLE CONVENIENCE STORE 3.2 % TRANSFER OF OWNERSHIP

An application for transfer of ownership of the 3.2% Beer License @ Eagle Convenience Store located at 18 Market Street was submitted to the Town. Miller stated the forms were in order and the proper fees have been submitted. The Police Department did a CCIC/NCIC clearance on the applicants Michael Haisfield and Tracy Eggleston. No criminal background was found.

Kinney made a motion to approve transfer of ownership of the Eagle Convenience Store 3.2 % Beer License. Hunn Seconded. The motion passed unanimously.

Woodland was seated @ 6:10 p.m.

YETI'S GRIND TAVERN LIQUOR LICENSE

Nate and Tara Picklo have applied to the Town of Eagle for a Tavern License for their business "Yeti"s Grind" to be located at 330 Broadway, Unit C., Eagle, Colorado. Sands conducted the Public Hearing for a new License. At the December 12, 2006 meeting, the Board set the neighborhood boundaries as the Town of Eagle limits, Eby Creek Mesa, Upper Kaibab and Brush Creek Road to the Visitor's Center and set the Public Hearing for January 9, 2007. The proper fees were paid and publication and posting notice requirements were met. The Police Department did a CCIC/NCIC clearance on the applicants and no criminal background was found.

No public comment was received.

Kinney made a motion to close the Public Hearing. Hunn seconded. The motion passed unanimously.

Kinney made a motion to approve the Tavern Liquor License for Yeti's Grind. Hunn seconded. The motion passed unanimously.

Kinney asked if more personal background information regarding the applicant could be given to the Board when a new license or transfer of ownership of license is being requested. This information should include qualifications and experience etc.

Joe Frasco asked for a clarification of the noise ordinance. Sands said the Town does not have a detail noise ordinance. Stavney stated "noise" can be a criteria for renewing the license.

LAND USE PUBLIC HEARINGS

EAGLE RIVER STATION
PUD06-03 & S06-03

Mayor Stavney opened the Public Hearing for PUD06-03 & S06-03 for Eagle River Station.

Staff has requested this item be continued until the January 23, 2007 meeting. The applicant has agreed. (memo dated January 9, 2007 attached)

Bryant made a motion to continue the Public Hearing for PUD06-03 & S06-03 to January 23, 2007. Kerst seconded. The motion passed unanimously.

TOWN PARK PHASE II
DR06-08

The Town of Eagle has applied for a Major Development Permit for the Town Park Phase II improvements. Yuri Kostick, Assistant Planner presented the Certificate of Recommendation dated December 5, 2006 to the Town Board. The Planning Commission unanimously approved file DR06-08, but did request further review of the drawings once they are completed and they also discussed the addition of an asphalt shoulder/pedestrian path along Wall Street.

Staff recommends approval of file no. DR06-08 with the following conditions:

1. A final and complete set of construction drawings are provided to the satisfaction of the Town Planning Staff and Town Engineer prior to acceptance of the Development Application.

These final drawings will be submitted to the Town board and Planning Commission for their review when complete and prior to issuance of a Development Permit.

2. The Town Board directs the Town Engineer and the Town Planning Staff to proceed with the striping of a pedestrian crossing at Sixth Street and Seventh Street and the installation of pedestrian crossing signs.

Stavney made a motion to close the Public Hearing. Hunn seconded. The motion passed unanimously.

Bryant made a motion to approve DR06-08 with the 2 recommendations. Hunn seconded. The motion passed unanimously.

DECISIONS RESOLUTIONS AND MOTIONS

BILL SCHEDULE

The Bill Schedule for December, 2006 was provided to the Board. Kinney made a motion to approve the bills as written. Kerst seconded. The motion passed unanimously.

MOU BETWEEN TOWN OF EAGLE And BLM

A Memorandum of Understanding between the Town of Eagle and the Bureau of Land Management for the preparation of the Resource Management Plan was presented to the Board for their review and approval.

Kinney made a motion to approve the agreement. Bryant seconded. The motion passed unanimously.

IGA BETWEEN TOWN OF EAGLE And EAGLE COUNTY

An Intergovernmental Agreement between the Town of Eagle and the County of Eagle for maintenance service of Police Department Vehicles was presented to the Board for their review and approval.

Kinney made a motion to approve the agreement. Kerst seconded. The motion passed unanimously.

DISCUSSION ITEMS

Tom Gosiorowski discussed the notes from the Transportation Collaborative meeting held on December 18, 2006 with the Board.

COMMUNITY REQ.

The Community Request from the Salvation Army was continued until the next meeting.

PHASE II BROADWAY

Gosiorowski gave the Board a memo regarding the revised Broadway Phase 2 project budget. The Town's 2007 budget contains $1,926,000 for Phase II. Gosiorowski asked the Board to approve a revised budget of $2,069,655 and to award the contract to Martinez Western Constructors Inc. There is a completion incentive of 3.5% or $64,663.00 for completion by June 15, 2007.

Stavney made a motion to approve the Broadway Phase II revised budget of $2,069,655.00 and to award the Contract to Martinez Western Constructors Inc. Hunn seconded. The motion passed unanimously.

MAYOR ITEMS

Stavney gave an update regarding the ULI Conference and said the Town will receive a report in approximately 4 months.

Stavney asked for a break out of the Pavilion uses.

Gray told the Board the first meeting of the Citizen Advisory Committee, Consultants and Staff will be tomorrow. The ground rules will be set and the roll of the Advisory Committee will be defined.

MANAGER ITEMS

Powell gave the Board a copy of a letter to Senator Salazar that the County would like the Towns of Eagle and Gypsum to send requesting 2007 Federal Highway Funding. No decision was made.

Teri Edwards has requested a refund of tap fees she paid Feb.7, 2006. Powell told the Board, within the confines of the Town's Ordinance, there was no authority to act.

OPEN DISCUSSION

Several street lights are out. The Board requested the Police Officers be asked to get pole numbers to submit to Holy Cross.

ATTORNEY ITEMS

Sands gave the Board an update on the Evancho case.

Sands requested an Executive Session to give Legal advice to the Board and certified for the record that this portion of the meeting does not need to be recorded.

Kinney made a motion to enter into Executive Session. Woodland seconded. The motion passed unanimously.

The Board entered into Executive Session at 8:25 p.m.

Bryant made a motion to reconvene the regular meeting. Kerst seconded. The motion passed unanimously. The regular meeting was reconvened at 8:46 p.m.

Kinney made a motion to allow Staff to negotiate, between $32,000 to $50,000 for an easement, with the Eagle Valley Conservation Trust. Bryant seconded. The motion passed unanimously.

ADJOURNMENT

Bryant made a motion to adjourn the meeting. Hunn seconded. The motion passed unanimously. The meeting was adjourned at 9:00 p.m.

_____ _____
Date Jon Stavney, Mayor

_____
Marilene M. Miller, Town Clerk