

# AVON SPECIAL MEETING MINUTES

TUESDAY JUNE 30, 2020

SETUP AS A VIRTUAL MEETING VIA ZOOM DUE TO COVID-19 AND TOWN HALL CLOSURE



## 1. CALL TO ORDER AND ROLL CALL

The meeting was hosted in a virtual format, using Zoom.us. Mayor Smith Hymes called the special meeting to order at 5:00 p.m. A roll call was taken, and Council members present by video/audio were Amy Phillips, Tamra Underwood, Jake Wolf, Scott Prince, Chico Thuon, and Jennie Fancher. Also present were Town Attorney Paul Wisor, Police Chief Greg Daly, Town Manager Eric Heil, and Town Clerk Brenda Torres.

## 2. APPROVAL OF AGENDA

Video Start Time: 00:01:14

Councilor Fancher moved to approve the agenda as presented. Councilor Prince seconded the motion and it passed by a vote of 6 to 1. Councilor Wolf voted no.

## 3. DISCLOSURE OF ANY CONFLICTS OF INTEREST RELATED TO AGENDA ITEMS

Video Start Time: 00:01:54

Councilor Prince disclosed that his wife is actively engaged in a mask making business.

Councilor Underwood moved to declare there is not a conflict of interest with Councilor Prince's wife and her engagement in a business of face covering production. Mayor Pro Tem Phillips seconded the motion and the motion passed by a vote of 6 to 0 with Councilor Prince recused from the vote.

## 4. PUBLIC COMMENT

Video Start Time: 00:03:47

Mayor Smith Hymes explained to the public how to participate via video/audio, via telephone, or via email for public comments.

Michael Cacioppo commented. He said he raised his hand to comment during the disclosure of conflict of interest item, but he was not noticed. He said Councilor Prince's disclosure is a clear conflict of interest with the Ordinance being presented tonight.

## 5. BUSINESS ITEMS

### 5.1. PUBLIC HEARING: CONSIDERATION OF EMERGENCY ORDINANCE NO. 2020-08 ADOPTING A NEW CHAPTER 8.44 OF TITLE 8 OF THE AVON MUNICIPAL CODE REGARDING INDOOR FACE COVERING REQUIREMENTS

Video Start Time: 00:11:05

Town Manager Eric Heil provided an update on face covering guidance in Eagle County and recent discussions of a potential regulation requiring face coverings. He explained this is intended to be indoor only and that businesses will be primarily responsible to comply with the requirements.

Mayor Smith Hymes called for public comments and several public comments were made at the meeting and via email/website. Rebecca Kiser, Terry Smith, Heather Ford, Susan Thistlethwaite, Mike Bell, Michael Cacioppo, Steve Coyer, Brenda Himelfarb, Suzanne Dugan, Marjorie Hook, Jack and Greer Gardner, Peter Feistmann, Erin Ford, Natalie from Eagle Vail, and Alex Bolla commented.

After Council discussion, Councilor Prince moved to approve the Emergency Ordinance No. 2020-08 Adopting a New Chapter 8.44 of Title 8 of the Avon Municipal Code Regarding Indoor Face Covering Requirements. Mayor Pro Tem Phillips seconded the motion and the motion passed unanimously.

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## 6. EXECUTIVE SESSION

6.1. FOR THE PURPOSE OF RECEIVING LEGAL ADVICE PURSUANT CRS §24-6-402(4)(B) AND FOR THE PURPOSE OF NEGOTIATIONS PURSUANT TO CRS §24-6-402(4)(E) BUFFALO RIDGE SALE AGREEMENT (TOWN ATTORNEY PAUL WISOR)

Video Start Time: 02:02:31

Mayor Smith Hymes moved to convene into Executive Session for the purpose of receiving legal advice pursuant CRS §24-6-402(4)(b) and for the purpose of negotiations pursuant to CRS §24-6-402(4)(e) Buffalo Ridge Sale Agreement. Mayor Pro Tem Phillips seconded the motion and it passed by a vote of 6 to 1. Councilor Wolf voted no.

The Executive Session was hosted in a virtual format, using Zoom.us. Council members present were Tamra Underwood, Jennie Fancher, Chico Thuon, Amy Phillips, Scott Prince and Jake Wolf. Also present were Town Manager Eric Heil and Town Attorney Paul Wisor.

Executive Session started at 7:09 p.m.

Executive Session ended at 8:10 p.m.

## 7. ADJOURN TO CONVENE AS THE AVON HOUSING AUTHORITY

There being no further business before Council, Mayor Smith Hymes moved to adjourn the regular meeting to convene as the Avon Housing Authority. The time was 8:17 p.m.

*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 records of the meeting are the audio of the meeting, which is housed in the Town Clerk's office, and the video of the meeting, which is available at [www.highfivemedia.org](http://www.highfivemedia.org).*

RESPECTFULLY SUBMITTED:

Handwritten signature of Brenda Torres in blue ink.

Brenda Torres, Town Clerk

APPROVED:

Sarah Smith Hymes

Handwritten signature of Sarah Smith Hymes in blue ink.

Amy Phillips

Jake Wolf

Chico Thuon

Jennie Fancher

Scott Prince

Tamra Underwood