

**TOWN OF AVON, COLORADO**  
**AVON WORK SESSION MEETING FOR TUESDAY, JUNE 8, 2010**  
**MEETING BEGINS AT 2 PM**  
AVON TOWN HALL, ONE LAKE STREET



**PRESIDING OFFICIALS**

**MAYOR**                    **RON WOLFE**  
**MAYOR PRO TEM**       **BRIAN SIPES**  
**COUNCILORS**           **RICHARD CARROLL, DAVE DANTAS, KRISTI FERRARO**  
                                 **AMY PHILLIPS, ALBERT "BUZ" REYNOLDS, JR.**

**TOWN STAFF**

**TOWN ATTORNEY: ERIC HEIL**                    **TOWN MANAGER: LARRY BROOKS**                    **TOWN CLERK: PATTY MCKENNY**

ALL WORK SESSION MEETINGS ARE OPEN TO THE PUBLIC EXCEPT EXECUTIVE SESSIONS  
COMMENTS FROM THE PUBLIC ARE WELCOME; PLEASE TELL THE MAYOR YOU WOULD LIKE TO SPEAK UNDER NO. 2 BELOW  
ESTIMATED TIMES ARE SHOWN FOR INFORMATIONAL PURPOSES ONLY, SUBJECT TO CHANGE WITHOUT NOTICE  
PLEASE VIEW AVON'S WEBSITE, [HTTP://WWW.AVON.ORG](http://www.avon.org), FOR MEETING AGENDAS AND MEETING MATERIALS  
AGENDAS ARE POSTED AT AVON TOWN HALL AND RECREATION CENTER, ALPINE BANK, AND AVON LIBRARY  
THE AVON TOWN COUNCIL MEETS ON THE SECOND AND FOURTH TUESDAYS OF EVERY MONTH

**2:00 PM – 2:45 PM    1. EXECUTIVE SESSION**

- a. Receiving legal advice pursuant to Colorado Revised Statute §24-6-402(4)(b) and for developing a strategy for negotiations and instructing negotiators pursuant to Colorado Revised Statute §24-6-402(4)(d) specifically related to pending litigation and settlement discussions regarding Minturn water rights cases, Nos. 06CW264 and 07CW225
- b. Receiving legal advice pursuant to Colorado Revised Statute 24-6-402(d) and for developing a strategy for negotiations and instructing negotiators pursuant to Colorado Revised Statute 24-6-402(4)(d) specifically related to pending litigation regarding the Upper Eagle Regional Water Authority, et al. v. State, Case Nos. 09SA168-89, Colorado Supreme Court Opinion issued May 24, 2010
- c. Receiving legal advice pursuant to Colorado Revised Statute §24-6-402(4)(b) specifically related to Local Liquor Licensing Authority Sanction Policies

**2:45 PM – 2:45 PM    2. INQUIRY OF THE PUBLIC FOR COMMENT AND APPROVAL OF AGENDA**

**2:45 PM – 3:00 PM    3. COUNCIL COMMITTEE AND STAFF UPDATES**

- a. Community Heat Recovery Project Update (Justin Hildreth, Town Engineer) Review project progress and timeline
- b. Final 2011 Budget Calendar (Scott Wright, Assistant Town Manager Finance) **Memo Only** / Final budget calendar that includes budget retreat date of October 12, 2010
- c. Community Development Activity Update (Sally Vecchio, Assistant Town Manager Community Development) **Memo only** / Summary of Community Development Activity
- d. Watershed News (Jennifer Strehler, Director PW&T) **Memo only** / Review of comment period to provide input to Colorado Department of Public Health & Education regarding importance of Eagle River water quality and regional environmental stewardship

**3:00 PM – 3:30 PM    4. DISCUSSION WITH UPPER EAGLE REGIONAL WATER AUTHORITY REGARDING THE AVON WATER TREATMENT PLANT AND THE ACQUISITION OF ADDITIONAL TOWN PROPERTY** (Larry Brooks, Town Manager) Meet with UERWA members to discuss options for use of town land for water treatment plant

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- 3:30 PM - 4:30 PM**    **5. REVIEW BOOTING LEGISLATION, AVON MUNICIPAL CODE CHAPTER 5.12, AND RECEIVE PUBLIC INPUT** (Greg Daly, Lieutenant, Bob Ticer, Police Chief) Overview and examination of booting legislation, activities, and complaints; receive public input
- 4:30 PM –5:00 PM**    **6. COMMUNITY ORGANIZATIONS FUNDING; BUDGET 2011** (Scott Wright, Assistant Town Manager Finance) Review historical funding for community organizations and receive input for 2011 budget cycle
- 5:00 PM**                **7. ADJOURNMENT**



**TOWN OF AVON, COLORADO**  
**AVON LIQUOR BOARD MEETING FOR TUESDAY, JUNE 8, 2010**  
**MEETING BEGINS AT 5:00 PM**  
AVON TOWN HALL, ONE LAKE STREET

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**PRESIDING OFFICIALS**

**CHAIRMAN      RON WOLFE**  
**VICE CHAIRMAN      BRIAN SIPES**  
**BOARD MEMBERS      RICHARD CARROLL, DAVE DANTAS, KRISTI FERRARO**  
**AMY PHILLIPS, ALBERT "BUZ" REYNOLDS, JR.**

**TOWN STAFF**

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ALL LIQUOR BOARD MEETINGS ARE OPEN TO THE PUBLIC EXCEPT EXECUTIVE SESSIONS

COMMENTS FROM THE PUBLIC ARE WELCOME DURING PUBLIC HEARINGS

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**1. CALL TO ORDER / ROLL CALL**

**2. INQUIRY OF THE PUBLIC FOR COMMENT AND APPROVAL OF AGENDA**

**3. SHOW CAUSE HEARINGS ON ESTABLISHMENT VIOLATIONS**

- a. Wal-Mart Stores, Inc d/b/a Wal-Mart Supercenter#1199 – *continued from May 25, 2010 meeting (Seth Murphy, Richmond, Sprouse, & Murphy, LLC Attorneys at Law)*
  - 1. Avon Police Incident Report Case No. 2010-000238  
Address: 171 Yoder Avenue  
Manager: Matthew Mower  
Date Reported: April 9, 2010

**4. PUBLIC HEARING ON SPECIAL EVENT PERMITS**

- a. Applicant Name: Eagle Valley Humane Society  
Event Name: Thunderbird Art & Wine Affaire  
Event Location: Harry A. Nottingham Park  
Event Dates: July 16, 17, 18, 2010; 10 AM until 5 PM  
Event Manager: Char Quinn

**5. RENEWAL OF LIQUOR LICENSES**

- a. Applicant: Wal-Mart Stores, Inc d/b/a Wal-Mart Supercenter#1199  
Address: 171 Yoder Avenue  
Manager: Matthew Mower  
Type: 3.2% Beer License (Off Premises)
- b. Applicant: TCF 1 d/b/a Zacca Za  
Address: 101 Fawcett Road #100  
Manager: Paul Ferzacca  
Type: Hotel and Restaurant Liquor License

**6. CONSENT AGENDA**

- a. Minutes from May 25, 2010
- b. Resolution Addressing Saltwater Cowboy Violation & Penalties

**7. ADJOURN AT 5:20 PM**

**TOWN OF AVON, COLORADO**  
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**1. CALL TO ORDER AND ROLL CALL**

**2. APPROVAL OF AGENDA**

**3. DISCLOSURE OF POTENTIAL CONFLICT OF INTEREST**

**4. COMMUNITY & CITIZEN INPUT**

- a. Summer Events Update (Danita Chirichillo, Special Events Coordinator) Review of Avon's 2010 summer special events
- b. Colorado Chapter of the American Public Works Association Award to Avon Public Works Administration for "Small Community Category: Avon's Community Heat Recovery Project" (Greg Hall, Public Works Director, Town of Vail) Present award to Jenny Strehler, Director PW&T for Community Heat Recovery Project

**5. CONSENT AGENDA**

- a. Minutes from May 25, 2010
- b. Revised Settlement Agreement Town of Avon Opposition To Case No. 05CW262 (Town of Minturn Application For Changes of Water Rights) And Case No. 05CW263 (Town of Minturn's Application for New Groundwater Rights) (Justin Hildreth, Town Engineer)
- c. First Amendment to Phase II Subdivision Improvements Agreement for Lots 2, 3 and 5, Buck Creek Planned Unit Development (Justin Hildreth, Town Engineer) An amendment to the Buck Creek PUD that would substitute a letter of credit with cash collateral for the project

**6. NEW BUSINESS**

- a. 2010 Intergovernmental Agreement for Building Inspection Services between the Town of Avon and the County of Eagle, Colorado (Sally Vecchio, Assistant Town Manager Community Development) Review IGA that supports using Eagle County Building Inspectors on occasion when Avon's Building Official is unable to perform the inspections

**7. ORDINANCES**

- a. Ordinance No 10-10, Series of 2010, First Reading, Ordinance Amending Chapter 3.12 of the Avon Municipal Code to Revise the Exemptions from Real Estate Transfer Taxes (Eric Heil, Town Attorney) Legislation that revises the exemptions from real estate transfer taxes

**8. RESOLUTIONS**

- a. Resolution No 10-15, Series of 2010, Resolution in Opposition of Statewide Ballot Measures Proposition 101, Amendment 60 and Amendment 61 (Scott Wright, Assistant Town Manager Finance) Resolution that states Avon's Council's position on November statewide ballot measures

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**9. TOWN MANAGER REPORT**

**10. TOWN ATTORNEY REPORT**

**11. MAYOR REPORT**

- a. Eagle Valley Multi Party Land Exchange Update

**12. EXECUTIVE SESSION**

- a. Receiving legal advice pursuant to Colorado Revised Statute §24-6-402(4)(b) and for developing a strategy for negotiations and instructing negotiators pursuant to Colorado Revised Statute §24-6-402(4)(d) specifically related to pending litigation and settlement discussions regarding Town of Avon v Traer Creek Metropolitan District, 2008 CV 0385
- b. Receiving legal advice pursuant to Colorado Revised Statute §24-6-402(4)(b) specifically related to pending litigation regarding Traer Creek, LLC, et.al. v Town of Avon 2010 CV 316

**13. ADJOURNMENT**

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**FUTURE COUNCIL AGENDA DATES & PROPOSED TOPICS:**

June 22<sup>nd</sup>: Statewide Economic and URA Update, Resolution approving Ballot Questions for Avon CAN Proposal