

**TOWN OF AVON, COLORADO**  
**AVON MEETINGS FOR TUESDAY, NOVEMBER 27, 2007**  
AVON MUNICIPAL BUILDING, 400 BENCHMARK ROAD



**MAYOR**  
**MAYOR PRO TEM**  
**COUNCILORS**

**PRESIDING OFFICIALS**

**RON WOLFE**  
**BRIAN SIPES**  
**RICHARD CARROLL**  
**DAVE DANTAS**  
**KRISTI FERRARO**  
**AMY PHILLIPS**  
**TAMRA NOTTINGHAM UNDERWOOD**

**TOWN STAFF**

**TOWN ATTORNEY: JOHN DUNN**  
**TOWN MANAGER: LARRY BROOKS**  
**TOWN CLERK: PATTY MCKENNY**

ALL MEETINGS ARE OPEN TO THE PUBLIC EXCEPT EXECUTIVE SESSIONS

COMMENTS FROM THE PUBLIC ARE WELCOME AT CITIZEN/COMMUNITY INPUT DURING THE REGULAR MEETING

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 COUNCIL MEETING MATERIALS

AGENDAS ARE POSTED AT AVON MUNICIPAL BUILDING AND RECREATION CENTER, ALPINE BANK, AND AVON LIBRARY

THE AVON TOWN COUNCIL MEETS ON THE SECOND AND FOURTH TUESDAYS OF EVERY MONTH

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**12:30 PM – 1:30 PM**      **GRAND OPENING FOR AVON STATION (AVON TOWN COUNCIL, STAFF & PUBLIC)**  
**GATHERING AT NEW MULTI-MODAL TRANSIT CENTER ON BENCHMARK ROAD**

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**WORK SESSION AGENDA**  
**MEETING BEGINS AT 2:15 PM**

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- 2:15 PM – 3:00 PM**    **1. EXECUTIVE SESSION** Pursuant to CRS 24-6-402 (4)(b) conference with town attorney for the local public body for the purposes of receiving legal advice on specific legal questions & discussion related to possible negotiations with the Village at Avon
- 3:00 PM – 3:15 PM**    **2. APPROVAL OF WORK SESSION AGENDA & COUNCIL ASSIGNMENT UPDATES**  
a. Housing and the BoCC/Mayors/Managers meeting on 11/16 (Ron Wolfe, Mayor)
- 3:15 PM – 4:00 PM**    **3. CLIMATE ACTION PLAN** (Dan Richardson, SGM) Review of study that developed a baseline of current energy consumption and carbon footprint for town owned and operated facilities **(Be sure to bring plan)**
- 4:00 PM – 4:45 PM**    **4. LAKE STREET DESIGN UPDATE** (Justin Hildreth, Town Engineer) Update of Lake Street Design
- 4:45 PM – 5:00 PM**    **5. STAFF UPDATES**  
a. Holiday Lighting Contest (Patty McKenny, Director Admin Services)  
b. Project Status & Summary Report / Memo only  
c. Financial Matters / Memo only
- 5:00 PM**                **6. ADJOURNMENT**

**TOWN OF AVON, COLORADO**  
**AVON LIQUOR AUTHORITY MEETING FOR TUESDAY, NOVEMBER 27, 2007**  
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**LIQUOR BOARD AGENDA**  
**MEETING BEGINS AT 5 PM**

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

**2. SHOW CAUSE HEARING**

- a. Resolution Making The Determination That Pizza Hut Of Southeast Kansas, Inc. D/B/A Pizza Hut Has Violated A Law, Rule Or Regulation With Respect To The Operation Of Its Licensed Premises; And Suspending the 3.2% Beer License (On-Premise) Of Such Licensee

Licensee: Pizza Hut of Southeast Kansas, Inc. d/b/a Pizza Hut

Address: 40 Nottingham Road, Avon, CO

District Manager: Rene Archulata

**3. RENEWAL OF LIQUOR LICENSES**

- a. Applicant: Pizza Hut of SE KS d/b/a Pizza Hut of Avon  
Manager: Alma Veronica Mendoza  
Location: 40 Nottingham Rd.  
Type: 3.2% Beer License (On Premise)

**4. OTHER BUSINESS**

**5. CONSENT AGENDA**

- a. Minutes from November 13, 2007 Meeting

**6. ADJOURNMENT**

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**TOWN COUNCIL AGENDA**  
**MEETING BEGINS AT 5:30 PM**

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1. **CALL TO ORDER AND ROLL CALL**
2. **APPROVAL OF AGENDA**
3. **DISCLOSURE OF POTENTIAL CONFLICT OF INTEREST**
4. **CITIZEN AND COMMUNITY INPUT**
  - a. **PUBLIC HEARING ON 2007 TOWN OF AVON BUDGET** (Scott Wright, Asst. Town Manager Finance)
5. **APPEALS FROM OR RECOMMENDATIONS OF PLANNING & ZONING COMMISSION**
  - a. **PUBLIC HEARING** on Ordinance No. 07-10, Series of 2007, Second Reading, An Ordinance Recommending Approval, with Conditions, of a PUD Amendment Application Amending the Village at Avon PUD Planning Areas E, F, H, I and J, Filing 1, Village at Avon Subdivision, Town of Avon, County of Eagle, And Setting Forth Details in Regard Thereto  
Property Location: Village at Avon PUD  
Applicant: Dominic Mauriello, MPG / Owner: Traer Creek  
Description: An Amendment request to reconfigure the planning area boundaries of Planning Areas H, Neighborhood Center; I, Neighborhood Center; E, Village Residential; and F, Village Residential / An amendment to create a larger buffer between commercial uses and the adjacent existing Eaglebend drive residential neighborhood. Also part of the request is a text amendment to the PUD guide that will result in a modification to the current percentages and ratios of commercial-to-residential uses in order to permit more residential density in areas that are presently planned for more commercial square footage / approved on first reading on November 13, 2007
6. **ORDINANCES**
  - a. **Public Hearing** on Ordinance No. 07-11, Series of 2007, Second Reading, An Ordinance Relating To The Establishment Of Special Districts Within The Town Of Avon (John Dunn, Town Attorney) Proposed legislation establishes regulations governing existing and new "Title 32" special districts, such as metro districts, water & sanitation districts, fire districts & recreation districts; this public hearing was continued from 11/13/07
  - b. Ordinance No. 07-14, Series of 2007, First Reading, An Ordinance Repealing And Reenacting Section 9.08.030 Of The Avon Municipal Code Relating To The Definition Of Larceny (Brian Kozak, Police Chief) By changing the definition of Larceny in the Avon Municipal code, crimes with less than \$1,000 can be heard in the Avon Municipal Court; currently Avon Municipal Court is limited to hearing crimes involving a value of \$30 or less
  - c. Ordinance No. 07-15, Series of 2007, First Reading, An Ordinance Enacting Section 1.08.015 Of The Avon Municipal Code Relating To A Law Enforcement Training Surcharge (Brian Kozak, Police Chief) Proposed surcharge imposed for violations of the Avon Municipal Code, this will be used to reimburse the Town for training expenses of the police department
  - d. Ordinance No. 07-16, Series of 2007, First Reading, An Ordinance Amending Section 17.44.040 Of The Avon Municipal Code To Reference The December 4, 2007 Flood Insurance Rate Map (Firm) For Eagle County And Incorporated Areas (Justin Hildreth, Town Engineer) The FIRM is a map provided by FEMA which delegates the floodplain; the current municipal code refers to the FIRM dated August 19, 1987 and should refer to the new map dated December 4, 2007

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**ORDINANCES – CONTINUED**

- e. Ordinance No. 07-17, Series of 2007, First Reading, Ordinance Amending Sections 3.12.020 and 3.12.060, Avon Municipal Code, Relating to Exemptions from the Real Estate Transfer Tax (Scott Wright, Assistant Town Manager/Finance) Amends Chapter 3.12 of the Town's Municipal Code by adding an additional exemption for Town Residences who have previously utilized the primary residence exemption and who are now purchasing a subsequent primary residence within the Town

**7. RESOLUTIONS**

- a. Resolution No. 07-39, Series of 2007, Resolution approving Model Special District Service Plan (John Dunn, Town Attorney) Review of model service plan as recommended by Avon Legal Subcommittee

**8. NEW BUSINESS**

- a. Eaglebend Exclusion (John Dunn, Town Attorney) Review of Citizens' Petitions requesting exclusion from Eagle-Vail Metropolitan District and proceedings related to the request

**9. UNFINISHED / OLD BUSINESS**

**10. OTHER BUSINESS**

**11. TOWN MANAGER REPORT**

**12. TOWN ATTORNEY REPORT**

**13. MAYOR REPORT**

- a. US Forest Service Update

**14. FUTURE AGENDA ITEMS:**

- December 11<sup>th</sup>: Budget Adoption, Resolution Canceling December 25<sup>th</sup> meeting, AURA Meeting, Lot C, Parks Master Plan Consultant Recommendation

**15. CONSENT AGENDA**

- a. Minutes from November 13, 2007
- b. Proposal for Base Mapping and Design Services for Avon Recreation Center from Victor Mark Donaldson Architects (Shane Pegram, Engineer I)
- c. Resolution No. 07-42, Series of 2007, Resolution Approving The Town Of Avon Down Payment Assistance Program
- d. Proposal of Budgetary Changes to 2007 Capital Improvements Projects (Justin Hildreth, Town Engineer)

**16. ADJOURNMENT**