

TOWN OF GREEN MOUNTAIN FALLS
Regular Board of Trustee Meeting
June 5, 2018– 7:00 P.M.

MEETING MINUTES

Board Members Present

Mayor Jane Newberry
Trustee David Pearlman
Trustee Cameron Thorne
Trustee Chris Quinn
Trustee Tyler Stevens

Interim Town Manager

Jason Wells

Interim Town Clerk

Judy Egbert

Board Members Absent

None.

Town Attorney

Hillary Graham for Jeff Parker

Public Works

Vacant

Marshal's Dept.

Virgil Hodges

Note: A workshop was held at 7:00 to allow public comments regarding the short term vacation rental ordinance.

1. Call to Order/Roll Call/Pledge of Allegiance

Mayor Newberry called the meeting to order at 8:04 p.m. The Pledge of Allegiance was recited.

2. Additions, Deletions, or Corrections to the Agenda

Ms. Egbert pointed out three items:

- The bills run document was provided just prior to the meeting
- Modification of Premises for Blue Moose is to be added as an action of the Liquor Authority
- Consideration of Prosecutor Legal Services Agreement is to be added

Mayor Newberry proposed placing the prosecutor agreement as item 4.e, and the Blue Moose as item 5.e.

Mayor Newberry moved, seconded by Trustee Pearlman to approve the agenda as amended. The motion carried unanimously.

3. Consent Agenda

- a. Approve Board of Trustees Meeting Minutes May 15, 2018
- b. Bring Into Record Bills Run June 5, 2018

Mayor Newberry moved, seconded by Trustee Thorne to approve the Consent Agenda as presented. The motion carried unanimously.

4. New Business

a. Consideration of Renewal of Revocable Permit for Patrick Daugherty Installation, Footprint in Green

Trustee Stevens moved, seconded by Trustee Quinn to approve the renewal of the revocable permit as requested. The motion carried unanimously.

b. Consideration of Renewal of Revocable Permit for Lake Street Beautification Project Public Art Interpretive Sign

Trustee Stevens moved, seconded by Trustee Thorne to approve renewal of the revocable permit for Lake Street Beautification Project Public Art Interpretive Sign. The motion carried unanimously.

c. Introduction of Ordinance No. 2018-03, An Ordinance Amending Section 17-85(c) of the Municipal Code of the town of Green Mountain Falls, Colorado, Regarding The Procedure For Obtaining Grading Permits

Mr. Wells described this portion of the code, saying that it is not clear regarding the approval process of grading permits. This ordinance clarifies that the permits are approved as final action by the Planning Commission and the Board would serve as an appeal body.

Trustee Quinn moved, seconded by Trustee Stevens to introduce this ordinance and set a workshop for June 19, 2018, with final action anticipated on July 3, 2018. The motion carried unanimously.

d. Coalition For the Upper South Platte (CUSP) Fire Mitigation

Mike Till of the Colorado State Forest Service spoke regarding a grant-funded project for fire mitigation in this and neighboring jurisdictions.

e. Legal Services Agreement with Debra Eiland for Prosecutor Services

Mr. Wells gave an overview of staff discussions regarding prosecutor services, given the recent transition in the City Attorney services. It is more efficient in both cost and time to seek services from a qualified attorney who does not need to drive from Denver. Mr. Wells is familiar with Ms. Eiland's work, and staff has held preliminary meetings with her and feels comfortable with her ability to fill this role.

Trustee Stevens moved, seconded by Trustee Pearlman, to approve the legal services agreement between the Town and Debra Eiland. The motion carried unanimously.

5. OLD BUSINESS

a. Public Hearing and Final Action on Ordinance No. 2018-02, An Ordinance Amending Article IV, Chapter 6 of the Green Mountain Falls Municipal Code to Require Licensing of Mobile Food Vendors

This document as presented reflects changes that were recommended after the workshop at the last meeting.

Mayor Newberry opened the public hearing at 8:44 p.m.

Liz Ives questioned why this is wanted. Will the vendor live in town? Will they buy a building? Mayor Newberry responded that there are now two requests pending and need a mechanism to address these requests.

Mac Pittrone opined that vendors won't get much money unless it's during an event, and believes it is a moot point.

Erin Kowal asked if these vendors would take business away from the Mucky Duck.

Gail Gerig spoke of an article in the Denver Post regarding lemonade stands.

Trustee Quinn asked if a form exists for this purpose as specified in the ordinance.

Jake Deem asked what is currently done.

Barry Placek suggested that there be a designated area for food trucks, giving additional control and access by citizens.

There being no one further wishing to speak, the hearing closed at 8:53 p.m.

Trustee Stevens moved, seconded by Trustee Thorne to adopt this ordinance with Option 2.

On discussion, The Board discussed the implication of the ordinance on vendors at special events, noting that the language wasn't clear whether it applies as a vendor that is part of an event, or a vendor who just sets up at the same time as an event.

A change was recommended to change language in section 6-101 to reflect this by changing the sentence regarding events to read "a mobile food vendor license shall be issued for operation on property owned or controlled by the Town if in association with a Town-approved public event...."

Trustee Thorne moved to amend the motion to include the language change as proposed, and it was seconded by Trustee Stevens. Voting yes were Mayor Newberry, Trustees Stevens, Quinn, Thorne. Voting no was Trustee Pearlman. The motion carried.

The amended motion was then voted on, with Mayor Newberry, Trustees Stevens, Quinn, and Thorne voting yes, and Trustee Pearlman voting no. The motion carried.

b. Short Term Rental Update

Mr. Wells pointed out that this issue was discussed in depth during the work session.

c. Trustee Vacancy Status and Next Actions

Ms. Egbert reported that there are no applications to fill the two Trustee vacancies.

Mayor Newberry moved, seconded by Trustee Stevens to extend the deadline to June 19. The motion carried unanimously.

At the June 19 meeting, the Board will be required to call for a special election if no applications are received.

d. Staffing Update

Mr. Wells asked to defer this discussion to coincide with the scheduled workshop regarding the budget that is set for June 19.

e. Modification of Premises, BCats, LLC d/b/a The Blue Moose Tavern

Mayor Newberry adjourned the Board of Trustees and reconvened as the Local Licensing Authority for consideration of this application.

Trustee Stevens moved, seconded by Trustee Pearlman to approve this application as presented, conditioned upon the licensee obtaining permission to use the Town's parking lot. The motion carried unanimously.

Mayor Newberry adjourned the Local Licensing Authority and reconvened the regular Board of Trustees meeting at 9:14 p.m.

Trustee Stevens moved, seconded by Trustee Thone to grant a revocable permit to BCats LLC d/b/a The Blue Moose Tavern for possession of the Town's parking lot for the purpose of outdoor events between June 29, 2018 and July 29, 2018, with the understanding that this will be part of the licensed premises for the above Modification of Premises. The motion carried unanimously.

6. PUBLIC INPUT

Mac Pittrone asked for an update on the audio equipment. Marshal Hodges responded that he is working with the vendor.

Ann Esch reported on recent meetings in her capacity on the Citizens Advisory Committess of the Pikes Peak Council of Governments and the Pikes Peak Regional Transportation Authority.

Don Vsetecka questioned when a full time maintenance person would be hired. He spoke in support of hiring Danny.

Dick Bratton invited everyone to a town meeting for the purpose of input into the Comprehensive Plan. This will be held on June 27, 2018 at 7:00 p.m. at the Sallie Bush Community Center. He reviewed the Comprehensive Plan project progress thus far.

Jennifer Colwell spoke of concern on roads. The Town needs to hire someone skilled and able to maintain the roads.

Wes Simshuser echoed concern regarding the roads.

Liz Ives suggested a workshop regarding roads. Mr. Wells noted that this is appropriate to include in the budget discussions scheduled for June 19. He is working to get options for solutions. The Board asked for the budget workshop to start at 7:00 on June 19, with the ordinance workshop immediately following.

Gail Gerig noted that the Gazebo island looks great, and suggested recognition for Tom Hughes.

7. CORRESPONDENCE

- a. Planning Commission Minutes May 8, 2018**
- b. Planning Commission Minutes May 14, 2018 Special Meeting**
- c. Planning Commission Minutes May 22, 2018**

8. REPORTS

a. Trustees

The Board discussed the need for moving quickly to get the park sodded. Trustee Thorne will serve as project lead for this, due to staffing limitations.

Trustee Pearlman reported on a recent meeting regarding the Cog railway and its closure impact on communities.

Mayor Newberry reported on the pool. A legal opinion has been obtained clarifying that meeting all ADA requirements would be a hardship on the Town because the budget would not support the needed investment. The opening day is delayed due to equipment issues and need professionally evaluated.

It was brought up that the park rental application needs to be clarified whether the use includes the flagpole park or not.

Trustee Stevens reported that the State has received a \$65 million grant that will allow widening of I-25. Other Ute Pass projects are scheduled this season as well.

b. Town Clerk

Ms. Egbert confirmed with Trustees that there would be a quorum for the July 3 meeting. Trustee Stevens requested to be excused, with all others confirming attendance.

She reviewed her written report.

c. Marshal

Marshal Hodges reported on the community funding support for the dog waste stations. \$1400 has been received, placing the project just \$86 short of funding eight stations including supplies and labor for the installation.

There is still a problem with geese damaging the grass, and he is working with Green Box to get products applied that are unattractive to the geese.

d. Town Manager

Mr. Wells updated the Board on funding for the Belvidere project. The Board's earlier recommendation was to borrow against other jurisdictions' project, but it is now recommended to borrow from the Town's own projects and replenish that money next year. The Board agreed by consensus to support this mechanism.

He reviewed his written report.

9. EXECUTIVE SESSION Pursuant to CRS 24-6-402(4)(b) to receive legal advice regarding taxes

Mayor Newberry moved, seconded by Trustee Stevens to enter into Executive Session at 10:27 p.m. pursuant to CRS 24-6-402(4)(b) to receive legal advice regarding taxes. Ms. Wells, Ms.

Egbert, Nathan Scott, and Attorney Hillary Graham were invited into the session. The motion carried unanimously.

Regular Session resumed at 11:45 p.m. Mayor Newberry confirmed that the Executive Session was held solely for the stated purpose and that no action was taken.

10. Adjournment

There being no further business, the meeting adjourned at 11:45 p.m.

Mayor Jane Newberry

Judy A. Egbert