

RECORD OF PROCEEDINGS

---

REGULAR MEETING  
TOWN OF GRAND LAKE BOARD OF TRUSTEES  
MONDAY, MARCH 9, 2015 7:30 P.M.

CALL TO ORDER:

The regular meeting of the Board of Trustees was called to order by Mayor Pro-Tem Kathy Lewis at 7:30 p.m. at the Town Hall, 1026 Park Avenue.

ROLL CALL

PRESENT:

Mayor Pro-Tem Lewis; Trustees Jenkins, Lanzi, and Sabo; Town Manager White, Town Clerk Kolinske, Town Planner Biller and Town Code Administrator Rendon.

ABSENT:

Mayor Pro-Tem Lewis announced that Mayor Burke was absent from both the afternoon workshop and this evening's meeting because she was out of Town on business; Trustee Baird was absent from both the afternoon workshop and this evening's meeting because she, too, was out of Town on business and Trustee Gasner was absent from both the afternoon workshop and this evening's meeting due to a family matter.

Trustee Lanzi moved to excuse Mayor Burke, Trustee Baird and Trustee Gasner from both the afternoon workshop and this evening's meeting. Trustee Sabo seconded the motion and all Trustees voted aye.

ANNOUNCEMENTS:

Mayor Pro-Tem Lewis announced that it would be appreciated if cell phones were turned off during the meeting.

Mayor Pro-Tem Lewis announced that a "Giant Spaghetti Feast" to benefit the Grand Lake Fireworks will be held on Tuesday, March 17<sup>th</sup> at the Sagebrush BBQ and Grill beginning at 5 p.m.

Mayor Pro-Tem Lewis announced that the Kauffman House Museum will be open Saturday, March 21<sup>st</sup> from 1 – 4 p.m.

Mayor Pro-Tem Lewis then announced that the Grand Lake Fire Protection District will host an Easter Egg Hunt on Saturday, April 4<sup>th</sup> in the Town Square Park beginning at 11:00 a.m.

CONFLICTS OF INTEREST:

Mayor Pro-Tem Lewis stated that if there are any Trustees wishing to announce a conflict of interest with any items on this evening's agenda, they should do so at this time.

There were no conflicts of interest.

UNSCHEDULED PUBLIC COMMENTS:

Mayor Pro-Tem Lewis announced that this time is reserved for members of the public to make a presentation to the Board on items or issues that are not scheduled on the agenda. The Board will not discuss/dbate these items, nor will the Board

RECORD OF PROCEEDINGS

make any decisions on items presented during this time, rather, the Board will refer the items to staff for follow up. She then asked if there were any unscheduled public comments and noted that comments are limited to 3 minutes.

Larry Broderick, 1620 Grand Avenue, was recognized from the audience. Given that the Fireworks Feast will be held on St. Patrick's Day, he suggested that corned beef and cabbage be served as is traditional for March 17<sup>th</sup>.

Doris Braun, 700 Park Avenue, was then recognized and said that 20 years ago a St. Patrick's Day fundraiser was annually held at Marie's Café and she served corned beef and cabbage as well as cabbage rolls and spaghettis. Over time, corned beef got expensive and not everyone liked corned beef and cabbage so spaghetti continued to be served and it turned into the "Giant Spaghetti Feast".

SCHEDULED  
PRESENTATIONS/  
DELEGATIONS:

None.

CONSENT AGENDA:

Mayor Pro-Tem Lewis introduced the Consent Agenda which contained the following: Minutes from the January 12, 2015 Meeting and Accounts Payable for February 2015.

Trustee Lanzi moved to approve the Consent Agenda as presented. Trustee Jenkins seconded the motion and all Trustees voted aye except Trustee Sabo, who abstained.

LIQUOR LICENSING AUTHORITY: None.

OLD BUSINESS:

**CONTINUATION OF CONSIDERATION TO GRANT A PRIVATE WATER WELL PERMIT LOCATED AT LOT A, COKER'S CORNER MINOR SUBDIVISION; MORE COMMONLY REFERRED TO AS 1670 SUNNYSIDE DRIVE** – Mayor Pro-Tem Lewis asked Town Planner Biller to present this matter to the Board. Biller explained that the Town has received a Private Water Well Permit Application for the installation of a private water well on private property, which requires Board review. The applicant is Aragon, LLC represented by Larry Broderick.

Municipal Code 10-1-4(B) Private Wells Require Permit states:

- 1. No person shall operate, own, manage, drill, dig, control, or possess a water well without first obtaining a water well permit from the Town of Grand Lake and the State of Colorado. No Town water well permits shall be issued if the Board of Trustees determines that the property owner can connect to the water system at a reasonable cost.*
- 2. There shall be a fee assessed at the time of application for a water well permit request. Such fee shall be determined by the Board of Trustees and set forth on a separate fee schedule established by Resolution. (See Resolution #2-2009)*

3. *The Town of Grand Lake shall not issue this permit unless the applicant (its constituents or members) are current with the Town and all Town enterprises for all fees, assessments, charges, taxes, or amount due of any type.*

Resolution 2-2009 states the water well fee shall be \$250. It appears during the annual update of the Town fee schedule, this fee was left off by mistake. Staff has verbally conferred with the Town Water Superintendant regarding the proposed well. Staff believes the Superintendant is in favor of the granting the well permit. At the time this memo was prepared, the Superintendant was unable to provide staff with a letter supporting the request. According to the Superintendant, the nearest water main is at the corner of Grand Avenue and North Inlet Road, 1000'+, away.

Staff recommends the Board grant the Private Water Well Permit by adopting Resolution XX-2015, as presented which contains the following conditions:

1. The Private Water Well fee shall be \$250.
2. ~~Written confirmation from the Town Water Superintendant that granting this Permit meets all requirements of the Town.~~
3. The applicant executes the Well Agreement attached as Exhibit A.
4. The applicant complies with all other federal, state, local regulations.
5. The authorizing of this request does not set precedence for any future requests nor obligate the Town to authorize or grant similar requests in the future.

The Board should discuss the private water well application. The Board has several options to consider including:

1. Granting the well permit by adopting the resolution; or
2. Grant the request with modified conditions; or
3. Deny the request.

Billor noted that Larry Broderick, Manager of Aragon, LLC, was present.

Following discussion, Trustee Jenkins moved to adopt Resolution No. 7-2015, a Resolution Granting a Private Water Well Permit Located at Lot A, Coker's Corner Minor Subdivision; more commonly referred to as 1670 Sunnyside Drive, as presented. Trustee Sabo seconded the motion and all Trustees voted aye.

NEW BUSINESS:

**CONSIDERATION TO GRANT A SPECIAL EVENT PERMIT TO MILE HIGH PROWLERS CLUB FOR A VISIT TO GRAND LAKE** – Mayor Pro-Tem Lewis asked Town Code Administrator Rendon to present this matter to the Board. Rendon explained that staff is in possession of a Special Event Permit (SEP) Application submitted by the Mile High Prowlers Club requesting the use of the Town's Parking Lot on Lake Avenue and additional parking spaces by the parking lot, between 11 a.m. and 4 p.m., on June 25, 2015. The Town will block off the parking lot areas after 7 a.m. on June 25, 2015. The Mile High Prowlers Club will not be selling any items for financial profit or collecting monetary funds for financial benefit during this event. The intent of their visit is to spend time in Grand Lake shopping, eating lunch and taking pontoon tours of Grand Lake.

According to the Town of Grand Lake Municipal Code, *Chapter 11, Article 6, Section 3(B)2 Special Event Permitting Application Required Information: A damage deposit is required and is refundable after the determination by Town Staff that no damage to Town Property occurred and no clean-up by the Town Staff, billed at an hourly rate as determined by Resolution by the Town Board of Trustees, was necessary at a point of 24 hours after the end of the event. The \$100.00 damage deposit has been collected for this event.*

According to the Town of Grand Lake Municipal Code, *Chapter 11, Article 6 Section 3(B)3 Special Event Permitting Application Required Information: The applicant shall provide the Town with an endorsed certificate of insurance, in an amount not less than one million dollars for proposed events involving alcohol, livestock, or events that could cause harm to persons or property, or items of similar nature as determined by the Town. The Town has determined that this event does not involve alcohol or livestock and no cause to harm persons or property or items of similar nature will occur during this event, therefore, no certificate of insurance is required for this event.*

Because this is a first time event, action by the Board of Trustees is required. According to the Town of Grand Lake Municipal Code, Chapter 11, Article 6, Section 3(C) Special Event Permit Application Review and Approval:

*11-6-3(C)2(b) - Approval by Board of Trustees*

*If approval is not obtained by 11-6-3(C)2(a) Approval by the Mayor, the Board of Trustees shall review the SEP application.*

*11-6-3(C)1 - Review Considerations*

*The following factors shall be considered prior to approval of a SEP:*

- (a) The predominant use of the primary facility being used; and*
- (b) The proposed event and the event hours; and*
- (c) Neighborhood compatibility; and*
- (d) Effect of the proposed event on the community; and*
- (e) The Town's anticipated cost in staff time and equipment use; and*
- (f) The benefit to non-profit from the event; and*
- (g) The benefit to local businesses from the event; and*
- (h) Duplication of services or sale items; and*
- (i) Nature of the past event issues or similar past event issues.*

*The Board shall review and may approve the application based on 11-6-3(C)1 - Review Considerations. The Board, at its discretion, may require one or more of the following:*

- 1. Require review of the SEP at a Public Hearing; and/or*
- 2. Permit all or only a portion of the SEP application; and/or*
- 3. Impose permit conditions on the event.*

Staff believes that this event is not in conflict with the consideration factors listed above and should be a successful event for the Mile High Prowlers Club and the

RECORD OF PROCEEDINGS

Town of Grand Lake. Staff believes that this event should not require a Public Hearing. Also, due to the minimal impact to the Town, during this event, staff did not recommend that the applicant be present for discussion. Based on a discussion with the Board of Trustees in this afternoon's workshop, the Board of Trustees directed staff to contact the business owners that may be impacted by blocking off the parking lot areas required for this event. Staff will contact:

The Headwaters Marina  
The Grand Lake Marina  
Miyachi's Snack Bar  
The Yacht Club and  
The Western Riviera

The business owners will be informed of the event and they will be asked to express any concerns they may have with the Town blocking off the parking lot areas between 7:00 a.m. and 4:00 p.m. on Thursday, June 25, 2015. If any concerns are identified staff will document them in an updated Special Event memo that will be presented to the Board of Trustees during the next scheduled Board Meeting on March 23, 2015. Staff recommends that this item be tabled until the next Board of Trustees Meeting, which will be held on March 23, 2015. This will allow staff the time to contact the surrounding business owners and solicit any concerns they may have with the event.

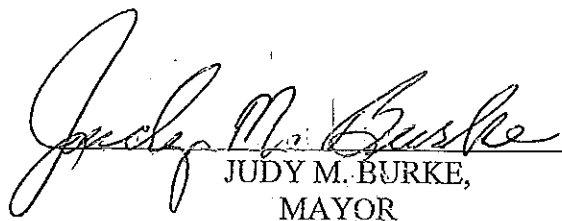
Trustee Jenkins moved to table this event until the next regularly scheduled meeting to be held on March 23, 2015 and direct staff to contact the business owners along Lake Avenue to determine if they have any concerns with blocking off the parking areas required for this event. Trustee Lanzi seconded the motion and all Trustees voted aye.

MAYOR'S REPORT  
AND COMMENT:

None.

ADJOURNMENT:

Trustee Sabo moved to adjourn, seconded by Trustee Jenkins. All Trustees voted aye, and the meeting was adjourned at 7:55 p.m., March 9, 2015.

  
JUDY M. BURKE,  
MAYOR

ATTEST:   
RONDA KOLINSKE, CMC,  
TOWN CLERK