

RECORD OF PROCEEDINGS

REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
TUESDAY, MAY 28, 2013 7:30 P.M.

CALL TO ORDER: The regular meeting of the Board of Trustees was called to order by Mayor Judy Burke at 7:39 p.m. at the Town Hall, 1026 Park Avenue.

ROLL CALL

PRESENT: Mayor Burke; Trustees Gasner, Lanzi, Lewis, Ludwig, and Weydert; Town Manager Hook, Town Clerk Kolinske, and Town Planner Biller.

ABSENT: Mayor Burke announced that Trustee Gasner was absent from the afternoon workshop and Trustee Peterson was absent from both the afternoon workshop and this evening's meeting. Trustee Weydert moved to excuse Trustee Gasner's and Trustee Peterson's absences. Trustee Lewis seconded the motion and all Trustees voted aye.

APPROVAL OF MINUTES

April 22, 2013: Trustee Lewis moved to approve the minutes of the April 22, 2013 regular meeting as written, seconded by Trustee Gasner. All Trustees voted aye except Trustee Ludwig, who abstained.

ANNOUNCEMENTS:

Mayor Burke announced that it would be appreciated if cell phones were turned off during the meeting.

Mayor Burke announced that the Grand Lake Chamber of Commerce will sponsor an "Open Water Fishing Tournament", June 1st & 2nd. Forty 2 man teams will compete for cash prizes. Registration begins May 1st. Contact the Chamber for more information.

Mayor Burke announced that the Grand Lake Fire Protection District will hold a "Wildfire Preparedness" Meeting June 6th in the Community House from 5 – 7 p.m.

Mayor Burke announced that the Grand Lake Chamber will host a "Golf Tournament" at the Grand Lake Golf Course on June 8th with a 9 a.m. shotgun start. Contact Samantha Miller at staff@grandlakechamber.com for more information.

Mayor Burke then announced that the Grand Lake Chamber will host a "Craft Fair" June 8th & 9th in Town Square.

CONFLICTS OF INTEREST:

Mayor Burke 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.

Trustee Ludwig announced that he had a conflict with the Local Liquor Licensing issues as he holds a license for The Rapids Lodge and Restaurant.

Trustee Lewis announced that she had a conflict with the renewal of the Liquor License for the Daven Haven Lodge as she is employed there.

REPORTS: SALES TAX
CASH FLOW REPORT
FOR MAY, 2013:

Mayor Burke asked Town Clerk Kolinske to present the sales tax cash flow report. Kolinske reported that the amount of revenue received in May 2013 for the month of March is \$35,708. This amount is .22% above what was received through May 2012.

1ST QUARTER SALES
TAX COLLECTION
BY VENDOR:

Town Clerk Kolinske noted that Town Treasurer/Clerk Pro-Tem Dzinski provided a report consisting of the First Quarter Sales Tax Collection by Vendor report for January – March 2009-2013.

REPORTS: FINANCIAL
REPORT FOR
April 2013:

In the absence of Financial Trustee Peterson, Mayor Burke asked Town Clerk Kolinske to present the Financial Report for April 2013. Kolinske reported that the General Fund expenditures through the end of April totaled \$313,039.73 or 10.3% of budget. She said the Water Fund expenditures for the same period totaled \$300,992.49 or 32.2% of budget, the Marina Fund expenditures totaled \$21,723.25 or 5.7% of budget and the PAYT Fund expenditures totaled \$2,550.40 or 17.6% of budget.

At 7:43 p.m. Trustee Ludwig excused himself and left the room.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF APPROVAL OF A SPECIAL EVENTS
LIQUOR PERMIT FROM COLORADO HEADWATERS LAND
TRUST FOR A FUNDRAISING EVENT TO BE HELD JULY 6, 2013 –

Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske explained that this request is for a fundraising event to be held at the Western Riviera Events Center at 1007 Lake Avenue, on Saturday, July 6, 2013 from 5:00 to 11:00 p.m. She said that the application documents were in order and the appropriate state fee was paid. Public notice was posted on the premises and attested to by Grand County Sheriff Deputy Luchs on May 16, 2013. The Grand County Sheriff's Department reviewed the application and found no adverse information which would affect this permit. She stated that the Board must investigate the application and must deny the permit if its issuance would injure the public welfare by reason of the nature or location of the special event, or failure of the applicant to conduct past special events in compliance with applicable laws and regulations. Kolinske then noted that Carse Pustmueller, Executive Director, was present.

Trustee Weydert moved to approve the Special Events Liquor Permit for the Colorado Headwaters Land Trust for a fundraising event to be held July 6, 2013 from 5:00 to 11:00 p.m. Trustee Lewis seconded the motion and all Trustees voted aye.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF RENEWAL OF THE RESORT COMPLEX WITH RELATED FACILITY PERMIT LIQUOR LICENSE FOR GRAND LAKE VENTURES, LLC, D/B/A GRAND LAKE LODGE – Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske reported that the fees have been paid; the renewal documents are in order and indicate no changes. The water, business license, and sales tax accounts are all current. She noted that the Grand County Sheriff's Department found no adverse information that would affect the status of the license. She concluded by saying that Jeff Larson, Manager, was present.

Trustee Lewis moved to approve the renewal of the Resort Complex with Related Facility Permit Liquor License for Grand Lake Ventures, LLC, d/b/a Grand Lake Lodge. Trustee Weydert seconded the motion and all Trustees voted aye.

At 7:50 p.m. Trustee Lewis excused herself and left the room.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF RENEWAL OF THE HOTEL AND RESTAURANT LIQUOR LICENSE FOR CAREY AND GREGORY BARNES, D/B/A DHWW INVESTMENTS, DAVEN HAVEN LODGE - Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske reported that the fees have been paid; the renewal documents are in order and indicate no changes. The water, business license, and sales tax accounts are all current. She noted that the Grand County Sheriff's Department found no adverse information that would affect the status of the license. She concluded by saying that Carey Barnes, Owner, was present.

Following brief discussion, Trustee Gasner moved to approve the renewal of the Hotel and Restaurant Liquor License for Carey and Gregory Barnes, d/b/a DHWW Investments, Daven Haven Lodge. Trustee Lanzi seconded the motion and all Trustees voted aye.

At 7:53 p.m. Trustees Lewis and Ludwig resumed their seats.

OLD BUSINESS:
NEW BUSINESS:

None.

CONSIDERATION OF THE APPOINTMENT OF THE TOWN TREASURER AND CLERK PRO-TEM FOR THE TOWN OF GRAND LAKE – Mayor Burke asked Town Manager Hook to present this matter to the Board. Hook explained that the Town of Grand Lake Municipal Code requires that the Board of Trustees appoint a Town Treasurer and Clerk Pro-Tem when a vacancy exists. On March 6, 2013, Town Treasurer and Clerk Pro-Tem Gay Dzinski provided notice that she intends to retire. Her last day of work will be

Friday, May 31, 2013. Municipal Code 2-9-2 and 2-10-1 establish that the Board appoint a Clerk Pro-Tem and a Town Treasurer at the first meeting after an election or when a vacancy occurs. In April 2012, shortly after the election, the Board made several appointments, including that of Gay Dzinski as Town Treasurer and Clerk Pro-Tem. The Board discussed the recruitment and selection process for filling the pending Town Treasurer vacancy at several recent afternoon workshops. The position description was revised; the position was advertised and posted with several entities, Sky-Hi News and their partner online sites; the Colorado Government Finance Officers Association; and the Colorado Municipal Clerks Association. Hook noted that a selection committee was formed of Mayor Burke; Mayor Pro-Tem Peterson; Town Treasurer Dzinski; Bert Bondi of Rubin Brown auditors; and himself. With a focus on qualifications described in the Town Treasurer position description, the selection committee worked through a process to evaluate the applicants. They reviewed the submittals of 19 candidates, selected 7 candidates for phone interviews, and conducted in-person interviews with 3 candidates. At the end of the process, there was consensus on the most qualified candidate – Erin Ackerman. Concurring with consensus of the selection committee, Hook said that he extended an employment offer to her. She accepted the employment offer and started her employment with the Town on Wednesday, May 15, 2013. Since then, she has been training with Gay Dzinski on all the components of the Treasurer position. All appointed officials in any municipality shall take an oath administered by the Municipal Judge, Town Clerk, or other person who is designated by the governing body. The oaths are administered following consideration of the installation of appointed officials. Traditionally, the Mayor has been designated by the Board to administer the Oath of Office. While the interviewed candidates did hold the skill sets required for the Town Treasurer position, they did not have prior experience in a municipal clerk's office. Hence, Hook said that he evaluated a minor reorganization to develop a best-fit scenario for both the Town Clerk and Town Treasurer offices. Although Gay has served in the capacity of both Town Treasurer and Clerk Pro-Tem, the Clerk Pro-Tem appointment is not directly linked to the Town Treasurer position. As defined in Municipal Code 2-9-4, the duties of the Clerk Pro-Tem are to perform all the duties of the Town Clerk under the direction of the Town Clerk during her absence or inability to act. Functionally, the Clerk Pro-Tem is a 'back-up' Town Clerk to Town Clerk Kolinske when she is absent. He said that, with very little additional training, Marti Lund could adequately perform the duties of Clerk Pro-Tem. As for the Town Treasurer office, there has not been a single point of coverage for times when the Town Treasurer was absent – other administrative staff filled in as best as we could when duty called. Hook concluded that, with some additional training, Marti Lund could adequately assist the Town Treasurer in her absence. He said that he discussed with the selection committee the possibility of hiring one person to fill the treasurer position and increasing the responsibility of a single existing staff member to address the duties associated with the Clerk Pro-Tem appointment and with assisting the Town Treasurer in her absence. With their concurrence, he said

that he extended the employment offer to Ms. Ackerman as the Town Treasurer with the intention of recommending to the Board that Ms. Ackerman be appointed as Town Treasurer to fulfill the requirement of Municipal Code 2-10-1 and that Ms. Lund be appointed as Clerk Pro-Tem to fulfill the requirement of Municipal Code 2-9-2. Town Clerk Kolinske and Administrative Assistant Lund have been consulted and also concur with this approach. The Board should discuss the requirements of Municipal Code regarding these appointments and the merits of appointing Erin Ackerman as Town Treasurer and Marti Lund as Clerk Pro-Tem. To meet the requirements of Municipal Code, staff recommends that Erin Ackerman be appointed as Town Treasurer and that Marti Lund be appointed as Clerk Pro-Tem with both appointments effective June 1, 2013. Staff recommends that Mayor Burke be designated to administer the Oath of Office. The Board should appoint a Town Treasurer and a Clerk Pro-Tem as required by Municipal Code 2-9-2 and 2-10-1. The Board should also designate someone to administer the Oath of Office to the Town Treasurer and the Clerk Pro-Tem.

Trustee Lewis moved to appoint Erin Ackerman as Town Treasurer and Marti Lund as Clerk Pro-Tem with both appointments effective June 1, 2013 and that Mayor Burke be designated to administer the Oath of Office to both appointees. Trustee Weydert seconded the motion and all Trustees voted aye.

Mayor Burke then administered the Oath of Office to Erin Ackerman as Town Treasurer and then to Marti Lund as Clerk Pro-Tem.

NEW BUSINESS:

CONSIDERATION TO AWARD A BID FOR CERTAIN IMPROVEMENTS TO THE GRAND CAMP SUBDIVISION; TO AUTHORIZE THE TOWN MANAGER TO ADMINISTER AND SIGN AN AGREEMENT FOR SERVICES WITH THE CONTRACTOR; TO AUTHORIZE THE TOWN MANAGER TO ADMINISTER PROJECT CHANGE ORDERS; AND TO DIRECT STAFF TO DRAFT A RESOLUTION REPRESENTING THIS MOTION AND AUTHORIZE THE MAYOR TO SIGN IT – Mayor Burke asked Town Planner Biller to present this matter to the Board. Biller explained that the Town has advertised and has received Bids for Certain Improvements for the Grand Camp Subdivision. The bid award and Town Manager contract authorization requires the Boards review.

Municipal Code 4-2-1 Purchasing and Procurement states:

(D) Low responsible bidder – Means any responsible bidder as defined in this Section who is the low bidder.

(I) Responsible bidder – Means any person who has bid in compliance with the invitation to bid and within the requirements of the plan and specifications for a public contract, whose bid has been evaluated as acceptable per the guidelines in Municipal Code 4-2-5, and has furnished bonds or their equivalent if required by law.

Municipal Code 4-2-4 Contracts states:

(A) Contracts for services or supplies in an amount exceeding Ten Thousand (\$10,000.00) dollars will be awarded by competitive sealed bidding to the low responsible bidder whose bid meets the requirements and criteria set forth in the invitation for bids.

Municipal Code 4-2-5 Bidding Procedure states:

(G) All bids may be rejected for any reason.

The Board may recall passing Resolution 21-2012; a resolution outlining the use of securities for the Grand Camp Commercial Development. The Board may also recall discussing the priority of improvements outlined by the Planning Commission in Resolution 11-2012. To briefly recap those discussions, the Board and Commission agreed the following priority list:

- 1) Site Stabilization
- 2) Mary Drive Improvements
- 3) Professional Services (including staff time)
- 4) Complete Water Main

The current budgeted funds for Grand Camp are **\$258,461.48**. As directed by the Board, staff created Contract Documents for the use of the Grand Camp securities. In creating those documents, staff quickly determined the Town desired improvements would most likely provide bids greater than the budgeted dollars. In an effort to obtain competitive bids within the budget, staff created six (6) construction alternatives all within the outlined priority list. The Bid Award is the sum of Part 1, Part 2, and Part 3. Part 2 has three (3) options and Part 3 as two (2) options.

Part 1

Part 1 of the Bid Schedule is primarily Mary Drive Improvements.

Part 2

Part 2 of the Bid Schedule pertains to grading activities, specifically the filling in of the Highway 34 ditch area.

Option A: the Town desired option, fills the entire "hole" to the top of the existing storm sewer inlet. (Fill of 3500 CY)

Option B: a slight modification to the desired option, involves the removal/replacement of inlets and partially filling the "hole" next to Highway 34. (Fill 3000 CY)

Option C: a major modification to the desired option, involves the removal/replacement of inlets and the minor filling of the "hole" next to Highway 34. (Fill 1500 CY)

Part 3

Part 3 of the Bid Schedule pertains to the water main improvements.

Option A: the Town less desired option involves protecting the existing infrastructure.

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Option B: the Town desired option, involves completing the water main for fully functional water operations.

As per Board and Planning Commission resolutions the most desired improvements are:

Part 1 + Part 2; Option A + Part 3, Option B = Total (Town Preferred)

The following bids were received by the Town in accordance with Municipal Code 4-2-5 Bidding Procedure:

BID from Morrow & Sons, Inc.		BID from ATH Specialties		BID from Overlook Mine, LLC	
PART 1		PART 1		PART 1	
\$216,223.75		\$188,220.25		\$189,005.50	
PART 2		PART 2		PART 2	
OPTION A	\$129,388.00	OPTION A	\$ 58,415.00	OPTION A	\$ 61,600.00
OPTION B	\$135,505.75	OPTION B	\$ 69,870.00	OPTION B	\$ 57,500.00
OPTION C	\$ 98,269.00	OPTION C	\$ 52,567.50	OPTION C	\$ 45,777.50
PART 3		PART 3		PART 3	
OPTION A	\$ 5,445.00	OPTION A	\$ 900.00	OPTION A	\$ 3,500.00
OPTION B	\$ 70,535.00	OPTION B	\$ 56,631.00	OPTION B	\$ 42,300.00
Completion Date	October 31, 2013	Completion Date	Oct. 1, 2013	Completion Date	Dec. 31, 2013

From the table of bids, it is apparent that the bidding process has provided the Town with three (3) competitive bids. The following options have been calculated:

Total (Town Preferred) = Part 1 + Part 2; Option A + Part 3, Option B

Total (Most Desirable, No Waterline) = Part 1 + Part 2; Option A + Part 3, Option A

Total (Cheapest, with Water line) = Part 1+ Part 2; Option C + Part 3, Option B

Total (Cheapest) = Part 1 + Part 2; Option C + Part 3, Option A

From the bids received, the following can be calculated:

Alternative	Description	Morrow & Sons, Inc.	ATH Specialties	Overlook Mine, LLC
1	Total (Town Preferred) Part 1 + Part 2; Opt A + Part 3; Opt B	\$416,146.75	\$303,266.25	\$292,905.50
2	Total (Cheapest with Waterline) Part 1 + Part 2; Opt C + Part 3; Opt B	\$385,027.75	\$297,418.75	\$277,083.00
3	Total (Most Desirable, No Waterline) Part 1 + Part 2; Opt A + Part 3; Opt A	\$ 351,056.75	\$247,535.25	\$254,105.50
4	Total (Cheapest)	\$319,937.75	\$241,687.75	\$238,283.00

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Part 1 + Part 2; Opt C + Part 3; Opt A				
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The current budgeted funds for Grand Camp are **\$258,461.48**. From the table above, four (4) bid award alternatives meet or closely meet the Town expectations:

- 1) To obtain the Town preferred improvements, the Board must increase the budget by \$34,444.02.
- 2) To achieve installation of the waterline, the Board must increase the budget by \$18,621.52.
- 3) To obtain the most desirable alternative, as outlined by the Board, ATH is the low responsible bidder.
- 4) For the cheapest alternative, Overlook Mines is the low responsible bidder.

As directed, Town expenses including staff time has been tracked throughout this process. Staff time, 128 hours, plus town expenses, to date, total \$6300.00. This has NOT been included in any of the calculations shown. Staff appreciates each contractor for their valuable time in completing and submitting a competitive bid. The information they have provided the Town has been advantageous for the selection of a construction alternative that best meets the needs of the Town in order to protect the health, safety, and welfare of Grand Lake. Staff has assumed increasing the budget is not an option therefore the following has been calculated:

Alternative	Description	ATH Specialties	Overlook Mine, LLC
3	Total (Most Desirable, No Waterline) Part 1 + Part 2; Opt A + Part 3; Opt A	\$247,535.25	\$254,105.50
	Contingency	(4%) \$10,926.23	(2%) \$4,355.98
	Budget	\$258,461.48	\$258,461.48
4	Total (Cheapest) Part 1 + Part 2; Opt C + Part 3; Opt A	\$241,687.75	\$238,283.00
	Contingency	(6%) \$16,773.73	(8%) \$20,178.48
	Budget	\$258,461.48	\$258,461.48

After thorough review using the priority rating previously mentioned, staff recommends the Board select alternative 3 and award the Bid to ATH Specialties. Alternative 3 provides site stabilization, grading improvements consistent with the existing infrastructure, improvements to Mary Drive per approved Final Plat, and a 4% contingency. Alternative 3 does not allow improvements to complete the water main, but may allow for the reimbursement of Town incurred expenses. Staff recommends the Board authorize the Town Manager to administer and sign an Agreement for Services with the selected bidder. The administration portion of the contract includes ensuring the proper bonding requirements are met, insurance requirements are fulfilled, the contractor is licensed to conduct business in town, and the anticipated conditions of the CDOT permit are consistent with Town and Contractor expectations. Additionally, staff recommends the Board authorize

the Town Manager to administer Change Orders as outlined in the Agreement for Services not to exceed the project budget. The Board should discuss the bids received and determine the best alternative that meets the goals of the Town in order to protect the health safety and welfare of Grand Lake. If a bid is awarded, the Board should also consider authorizing the Town Manager to enter into an Agreement with the selected Bidder. The Board has several options to consider including:

1. Award the Bid to ATH Specialties/Overlook Mine, LLC/Morrow & Sons and authorize the Town Manager to administer and sign an Agreement for Services with the contractor, as well as administer project change orders; or
2. Reject all bids, thus not awarding a bid.

Trustee Ludwig moved to award the bid to ATH Specialties in the amount of \$247,535.25; and authorize the Town Manager to administer and sign an Agreement for Services with the Contractor; and authorize the Town Manager to administer project change orders not to exceed the project budget; and direct staff to draft a resolution representing this motion and authorize the mayor to sign it seconded by Trustee Weydert. Following lengthy discussion, the motion passed when all Trustees voted aye.

Town Manager Hook thanked Town Planner Biller for his diligent efforts on this project. He said that this was a tremendous project to undertake at the staff level. Mayor Burke then thanked Biller as well.

NEW BUSINESS:

CONSIDERATION TO AUTHORIZE MAYOR BURKE TO SIGN A PROCLAMATION PROCLAIMING THE SECOND SATURDAY IN JUNE AS MOUNTAIN MUSICIANS DAY IN GRAND LAKE – Mayor Burke asked Town Manager Hook to present this matter to the Board. Hook explained that the Board of Trustees has an opportunity to proclaim a day as Mountain Musicians Day in Grand Lake. The concept for Mountain Musicians Day was described in two letters from Carey and Greg Barnes – a June 2012 letter, with an attached community petition, and a follow-up letter in April 2013. At the workshop on April 22, 2013, the Board discussed the concept of proclaiming a Mountain Musicians Day in Grand Lake. The Board was favorably receptive to such a proclamation and seemed to favor a Saturday in mid-June as a date for the annual Mountain Musicians Day. Staff continues to support the effort of Ms. Barnes and the group with whom she is working to establish a day of honor and tribute to our community’s musicians, both past, present, and future. Subsequent to the April 22 workshop, staff has coordinated with Ms. Barnes to prepare a proclamation for the Board’s consideration. Please note that the draft proclamation sets the second Saturday of June as the annual date for Mountain Musicians Day. The date range for the second Saturday of June is the 8th through the 14th. For 2013, the date is June 8. The Board should discuss the merits of proclaiming a day as Mountain Musicians Day as well as verify that the second Saturday in June is a satisfactory date for the annual Mountain Musicians Day. Staff recommends

that the Board authorize Mayor Burke to sign the proclamation. The Board should authorize or not authorize execution of the proclamation. He then noted that Carey Barnes was present.

Carey Barnes, 604 Marina Drive, was recognized from the audience and asked how the proclamation would be delivered. Town Manager Hook responded by saying that on a number of occasions, the proclamation is read as part of the Board meeting and becomes effective upon signature of the Mayor and on other occasions such as Arbor Day where there is an event associated with it, then the proclamation is read aloud at the event. Hook said that he did not know of any events to be held on June 8th so it will likely be read aloud and signed as part of the Board's action.

Barnes then extended an invitation to come to the Daven Haven on June 29th when an acoustic music festival will be held and let everyone know that Grand Lake has a special day honoring musicians has been designated by reading the proclamation at that time.

Trustee Gasner moved to authorize Mayor Burke to sign the proclamation, proclaiming the second Saturday of June as the annual date for Mountain Musicians Day in Grand Lake. Trustee Lewis seconded the motion and all Trustees voted aye.

Town Manager Hook then read the proclamation and received an applause.

NEW BUSINESS:

CONSIDERATION OF LEGISLATIVE MATTERS PENDING BEFORE THE COLORADO GENERAL ASSEMBLY AND GOVERNOR HICKENLOOPER – Mayor Burke asked Town Manager Hook to present this matter to the Board. Hook explained that the Board needs to consider ratification of the Town of Grand Lake (Town) letter submitted to Governor Hickenlooper without advance approval of the Board of Trustees (Board), consider a request from NWCCOG/QQ and to be updated on other legislative issues from 2013 legislative session of the Colorado General Assembly. He said that the following is a continuation of the dialogue with the Board from prior meetings:

- SB 13-025 (collective bargaining): The Colorado State Senate and House of Representatives have approved this bill and it currently awaits action by Governor Hickenlooper. With the Board's previous authorization, the Town has provided written comment opposing this bill to State Senator Baumgardner, State Representative Levy and Governor Hickenlooper. The Board has previously been provided with the letters to Senator Baumgardner and Representative Levy. CML has also written a letter to Governor Hickenlooper.
- Legislation related to Amendment 64 (recreational marijuana): Legislation to implement Amendment 64 has been approved by the Colorado State Senate and House of Representatives and Governor Hickenlooper has

signed it into law. A brief overview of the late-session legislation is included in the CML Statehouse Report dated May 15, 2013.

- SB 13-252 (renewable energy): The Colorado State Senate and House of Representatives have approved this bill and it currently awaits action by Governor Hickenlooper. This bill has received much attention in the media as the 2013 legislative session wound down, mostly related to the potential impacts to electricity rates for rural Coloradans. The Board has briefly discussed this bill at two recent workshops. Based on the concern expressed in the initial discussion, staff coordinated with Mayor Burke to prepare and submit the May 2, 2013 letter to Governor Hickenlooper.
- NWCCOG/QQ has requested that members consider joining in the opportunity to 'sign-on' to a letter being prepared for Governor Hickenlooper on oil and gas issues.
- CAST held their annual legislative meeting on March 14, 2013. As previously reported to the Board, CAST membership concurred on a course of action on four separate legislative matters.
- As previously reported, Hook said that he and Mayor Burke have coordinated with Estes Park Mayor Pinkham regarding a joint Grand Lake-Estes Park letter requesting Colorado General Assembly recognition and support of the 100th Anniversary of Rocky Mountain National Park.

As an FYI, a 56-page summary of all 2013 legislation signed into law by Governor Hickenlooper through May 22, 2013 has been provided for the Board's reference as a PDF document on the thumb drive containing the Board packet for May 28, 2013. On May 15, 2013, CML issued their updated Statehouse Report via email. When submitting formal comments on behalf of the Town of Grand Lake, it is normal practice for staff to seek the authorization of the Board on the record in advance of submitting the comments. No specific additional action is required of the Board regarding the April 22, 2013 letter to Governor Hickenlooper on SB 13-025. Staff welcomes comments from the Board regarding this letter. Regarding legislation related to Amendment 64, no specific action by the Board is required at this time. Staff expects more detailed information from CML soon on the next steps for municipalities such as Grand Lake. Eventually, action will be required on matters related to the commercial growing and retail sale of recreational marijuana. Staff plans to invite Town Attorney Krob to a Board workshop in the near future to discuss Grand Lake's options and assist in developing our strategy. Regarding SB 13-252, staff respectfully requests the Board ratify the May 2, 2013 letter to Governor Hickenlooper since the Board has not previously authorized staff to submit comments on this bill. Comments to Governor Hickenlooper needed to be submitted without delay because, by the time staff researched the details of this bill, the bill had already been approved by the House and Senate and was heading to Governor Hickenlooper's desk for action. Because the Board could not meet to discuss the matter and formally direct staff accordingly, and because this matter seemed important to small communities such as Grand Lake, he said that he, Mayor Burke and Mayor Pro-Tem Peterson collaborated on preparing relevant comments in a

timely manner with the recognition that the comments would need to be brought before the full Board. Regarding the request of NWCCOG/QQ, staff recalls that the Board had previously passed on an opportunity to join in the signing of a letter from municipalities on gas and oil issues. Staff plans to coordinate with Mayor Burke and Mayor Pinkham in advance of the 2014 session of the Colorado General Assembly regarding the joint letter requesting recognition and support of the 100th Anniversary of Rocky Mountain National Park. While the 2013 legislative session of the Colorado General Assembly is complete, staff desires to know if the Board has any particular interest or concern with any legislation addressed by the House, Senate or Governor. Additionally, staff desires to know if the Board has any suggestions in advance of the 2014 legislative session. Staff is prepared to assist with the follow-up on any legislation that the Board may feel warrants additional involvement on the part of the Town. The Board should discuss the comments made on behalf of the Town regarding SB 13-252 in the May 2, 2013 letter to Governor Hickenlooper. Further, the Board should discuss the request of NWCCOG/QQ. Additionally, the Board should discuss other legislative issues important to Grand Lake where Board discussion and direction may be warranted. Regarding SB 13-252, staff recommends that the Board ratify the May 2, 2013 letter to Governor Hickenlooper. Regarding the request of NWCCOG/QQ, staff recommends that the Board take no action to 'sign-on' to the proposed letter, in part because the NWCCOG/QQ deadline has passed and in part because the issue does not seem directly relevant to the Town. The Board should ratify the May 2, 2013 letter to Governor Hickenlooper on SB 13-252 or take exception to the letter as submitted. If there are legislative matters on which the Board desires to provide formal direction to staff, including the NWCCOG/QQ request, the Board should consider developing a motion to that effect.

Trustee Lanzi moved to ratify the letter to Governor Hickenlooper on SB 13-252 dated May 2, 2013. Trustee Gasner seconded the motion and all Trustees voted aye.

CITIZEN PARTICIPATION: Gary Sutherby, 928 Grand Avenue #207, was recognized from the audience. He said that a local citizen suggested having a concert on the lake. The citizen has a connection to bring the Moody Blues here along with an orchestra in perhaps late August or early September. It was suggested that this be a free concert but he thought about selling some executive seats to raise funds, possibly as much as \$5,000 which would go to the two citizens for their efforts. He said that he realizes that the businesses and residents along the lake would have to agree with this. He said, hopefully the Chamber will want to sponsor this and that he would offer his help and support to the Chamber to make this a successful event.

Carey Barnes spoke from the audience and said that she is not sure that Grand Lake could handle the crowd of people that the Moody Blues would draw and

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that there are additional expenses that go along with that kind of a crowd. She said that it is a fabulous idea but is going to take a lot of planning.

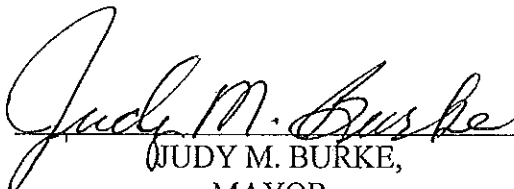
Trustee Lewis agreed with Carey and noted that the crowd would be much larger and the impact would be much greater than the 4th of July in Grand Lake.

Town Manager Hook suggested that he start small with a project like this and build big. He also suggested that Gary continue to work with the Chamber for their sponsorship.

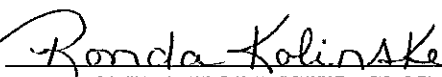
Gary said that he will take Town Manager Hook's advice and will perhaps consider bringing in a lesser band at least to start.

ADJOURNMENT:

Trustee Lewis moved to adjourn, seconded by Trustee Weydert. All Trustees voted aye, and the meeting was adjourned at 8:55 p.m., May 28, 2013.



JUDY M. BURKE,
MAYOR

ATTEST: 

RONDA KOLINSKE, CMC,
TOWN CLERK