REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, AUGUST 11, 2014  7:30 P.M.

CALL TO ORDER: The regular meeting of the Board of Trustees was called to order by Mayor Judy Burke at 7:31 p.m. at the Town Hall, 1026 Park Avenue.

ROLL CALL PRESENT: Mayor Burke; Trustees Baird, Jenkins, Lanzi, Lewis, and Sabo; Town Manager Hook, Town Clerk Kolinske, and Town Planner Biller.

ABSENT: Mayor Burke announced that Trustee Gasner was absent from both the afternoon workshop and this evening’s meeting due to a work related matter. Trustee Lewis moved to excuse Trustee Gasner from both this afternoon’s workshop and this evening’s meeting. Trustee Lanzi seconded the motion and all Trustees voted aye.

APPROVAL OF MINUTES: Not available.

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

Mayor Burke announced that the Heart of the Mountains Hospice will hold a Cold Water Swimming event August 16th on Grand Lake.

Mayor Burke announced that the Grand Lake Chamber of Commerce will host the Grand Lake Brews & Crews Fest which will include the Spirit Lake Regatta at the Lakefront and a Brew Fest with music and vendors in the Town Square Park on Saturday, August 23rd.

Mayor Burke then announced that the 5th Annual Corvette Car Show, sponsored by the Grand Lake Chamber of Commerce, will be held on Saturday, August 16th on Grand Avenue.

PRESENTATIONS: Tom Goodfellow, 1204 Grand Avenue, introduced himself and gave an update of the forthcoming Constitution Week. He then expressed concern with water during the parade and said that he wants the parade to be free of water of any kind. Mayor Burke suggested that he speak with the Lariat and with Pancho & Lefty’s and let them know of his request. Tom agreed to do that and said that he will also post notices if the Board did not object. He then brought up an incident that happened at the Buffalo Barbecue Parade that he thought was very disrespectful. At the end of the parade, the color guard advanced through the last block towards Hancock Street and had to disband because they and the American Flag were hit with water and water balloons. Tom said that he was embarrassed for our Town. He suggested surveying the business owners on both sides of that block and ask them how they feel.
Duane Dailey, P. O. Box 334, Hot Sulphur Springs, CO, was then recognized from the audience, displayed some visual aids, then read a presentation regarding the American Flag (see attached Exhibit A).

Samantha Miller, Executive Director for the Chamber of Commerce, said that there hasn’t been a Chamber Board Meeting since Buffalo Barbecue to discuss this and wanted to let the Town Board know that the Chamber will address this and find the best possible solution.

Jim Kroepfl, 133 Alpine Circle, said he was a parade marshal that day and had warned the color guard of the wet zone and it was their decision to continue.

Jim Cervenka, 236 Lakeview Drive, said that he was standing in the middle of the block in the wet zone. In defense of the community, he said that there were people in that block that did respect the color guard and asked others to hold the water.

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 Baird announced that she had a conflict with the last item of New Business which was consideration to allow her to temporarily live outside the Town limits.

LIQUOR LICENSING AUTHORITY: QUASI-JUDICIAL - CONSIDERATION OF RENEWAL OF THE HOTEL AND RESTAURANT LIQUOR LICENSE FOR TOMLYNSON, INC., D/B/A RAPIDS LODGE AND RESTAURANT – Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske reported that the fees have been paid and the renewal documents are in order. 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 Tom Ludwig, President, was present.

Trustee Lewis moved to approve the renewal of the Hotel and Restaurant Liquor License for Tomlynson, Inc., d/b/a The Rapids Lodge. Trustee Lanzi seconded the motion and all Trustees voted aye.

LIQUOR LICENSING AUTHORITY: QUASI-JUDICIAL - CONSIDERATION OF RENEWAL OF THE RETAIL LIQUOR STORE LIQUOR LICENSE FOR MILES GROUP, LLC, D/B/A LAKEVIEW LIQUOR – Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske reported that the fees have been paid; all 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 which would affect the status of the license. She concluded by saying that Joann Miles, Member, was present.

Trustee Lewis moved to approve the renewal of the Retail Liquor Store Liquor License for Miles Group, LLC, d/b/a Lakeview Liquor. Trustee Jenkins seconded the motion and all Trustees voted aye.

**LIQUOR LICENSING AUTHORITY: QUASI-JUDICIAL - CONSIDERATION OF APPROVAL OF A SPECIAL EVENTS LIQUOR PERMIT FROM THE GRAND ARTS COUNCIL FOR THEIR “A NIGHT IN MOROCCO” FUNDRAISING EVENT** – Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske explained that an application for a Special Events Liquor Permit has been received, with the appropriate state fee, certificate of good corporate standing, and floor diagram, from the Grand Arts Council. The request is to sell malt, vinous and spirituous liquor by the drink for consumption on the premises only for their “A Night in Morocco” fundraising event. The requested date is Saturday, September 13, 2014 from 3:00 to 11:00 p.m. The proposed location is the Grand Lake Community House at 1025 Grand Avenue. Public notice was posted on the premises and attested to by Grand Lake’s Code Administrator, Tony Rendon. The Grand County Sheriff’s Department reviewed the application and found no adverse information which would affect this permit. She then noted that Andrea Cox and Jim Cervenka were both present representing the Arts Council.

Trustee Lewis moved to approve the Special Events Liquor Permit from the Grand Arts Council for their “A Night in Morocco” fundraising event to be held on Saturday, September 13, 2014 from 3:00 to 11:00 p.m. Trustee Baird seconded the motion, and all Trustees voted aye.

**LIQUOR LICENSING AUTHORITY: QUASI-JUDICIAL - CONSIDERATION OF A SPECIAL EVENTS LIQUOR PERMIT APPLICATION FROM THE GRAND LAKE AREA HISTORICAL SOCIETY FOR THE TRAPPERS’ WILD GAME CULINARY AFFAIR** – Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske explained that an application for a Special Events Liquor Permit has been received, with the appropriate state fee, certificate of good corporate standing, and floor diagram, from the Grand Lake Area Historical Society. The request is to sell malt, vinous and spirituous liquor by the drink for consumption on the premises only for the Trappers’ Wild Game Culinary Affair. The requested dates are Friday, September 26, 2014 from 6:00 to 10:00 p.m. in the Grand Lake Community House and Saturday, September 27, 2014 from 11:00 a.m. to 10:00 p.m. using both the Community House and Town Square. It has been the most recent
procedure of this Board to receive the application and then schedule consideration of approval of the permit as a regular item of business at the following meeting. Although a Public Hearing is not required by statute, the Board may choose to set one. The premises are required by statute to be posted for at least 10 days prior to approval of the permit. Approval of the requested permit may be scheduled for the August 25th regular Board meeting, as either a Public Hearing or regular item of business. Kolinske noted that Jim Cervenka was present representing the Historical Society and Sheila Brown was present representing Grand Lake Area Dining Establishments (GLADE).

Following brief discussion, Trustee Lewis moved to act on this request as a regular item of business at the August 25, 2014 Board meeting. Trustee Jenkins seconded the motion, and all Trustees voted aye.

OLD BUSINESS:

QUASI-JUDICIAL - CONSIDERATION TO AUTHORIZE MAYOR BURKE TO SIGN A SPECIAL EVENT PERMIT FOR THE CHAMBERS BREWS AND CREWS FEST - Mayor Burke asked Town Manager Hook to present this matter to the Board. Hook explained that the Grand Lake Area Chamber of Commerce (Chamber) has submitted a Special Event Permit (SEP) Application for consideration. Because they will also be seeking a Special Events Liquor Permit, action by the Board of Trustees (Board) is required on the SEP Application. This agenda item was discussed at the July 28th's meeting. A motion to table this matter until August 11th was approved, primarily because feedback from all lakefront entities was not available for the Board's consideration. A couple of additional conditions have been added to the draft permit based on the July 28th's discussion and motion to preserve a short section of beach to service a reduced swimming area and no standup paddle boarding demonstration. The annual Crew and Brew Fest is scheduled for Saturday, August 23, 2014. The 'crew' portion of the festivities is also known as the Spirit of the Lake Regatta. Staging will take place in Lakefront Park and include a number of events involving crew boats, kayaks, canoes and paddle boards. The organizers have again requested that Lake Avenue, from the restrooms to the path from Garfield Street, be closed to traffic overnight on Friday and most of Saturday morning to accommodate the unloading, movement and loading of the crew boats. The 'brew' portion of the festivities will be a brew fest in Town Square Park that will include a number of microbreweries from around Colorado, food and live music.

According to the Town of Grand Lake Municipal Code, Chapter 11, Article 6, Section 3(C) – Special Event Permit Application Review and Approval:

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.

2. Special Event Permit Approval
(a) Approval by the Mayor
The Mayor or the Mayor’s Designee may review and may approve the SEP based on 11-6-3(C)1 Review Considerations and the following additional criteria:
1. This is a reoccurring event with no issues in the past; and
2. The event does not involve a Special Events Liquor Permit.

The Mayor or the Mayor’s Designee, for any reason, may defer review and approval of the SEP to the Board of Trustees.

(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.

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.

This year’s application is very similar to last year’s application. The application was not submitted at least 90 days prior to the event as required by Municipal Code 11-6-3(B)1(a) for events involving a liquor license. Staff has considered the issues surrounding the closure of Lake Avenue. We believe that it is a reasonable request and should be workable to implement. We await the above mentioned feedback from lakefront entities. Since the SEP process addresses only the use of Town facilities and specifically excludes activities on the lake, staff believes that it is the responsibility of event organizers to coordinate with other users of town lakefront facilities. Hence, we have included conditions in the permit for the organizers of both separate events on the 23rd to coordinate/communicate with each other and with those that use Town facilities. This includes a coordination meeting with lakefront entities about a week prior to the 23rd and the posting of notice of the events at
the several Town facilities along the lakefront for several days in advance of the 23rd. We await the above mentioned feedback from lakefront entities. Because staff is unclear if boat inspections by Colorado Parks and Wildlife (CPW) are required for these types of crew boats that may come from invested waters elsewhere in the state or the country, we have added a condition in the permit that regatta organizers coordinate with managers of the aquatic nuisance species program at CPW. Staff believes that this event is not in conflict with the consideration factors listed above, should be a successful event for the Chamber, and should not require a public hearing. Approval of this Special Event Permit will allow the Special Event Permit Liquor License process to move forward in advance of the event. The Board approved the SEP Liquor License for this event at the July 28th meeting, contingent upon approval of this regular SEP. The Board should review and discuss the application, taking into consideration the factors listed above. Additionally, the Board should decide if a public hearing is necessary. As long as the pending feedback from lakefront entities is not negative and no new safety issues come to our attention, staff supports approval and execution of the Special Event Permit as presented. The Board should authorize or not authorize Mayor Burke to sign the Special Event Permit.

Tom Harris, one of the event organizers was recognized from the audience and told the Trustees that several of the businesses had expressed concern about the effect of the road closure on their businesses. Harris quickly noted that a plan had been developed to keep the road open for the majority of the event. It was agreed that the road could be closed intermittently for short periods of time to get the boats across the street and into the lake. Harris went on to say that the stand-up paddle board vendor had decided it wasn’t financially viable for him to participate in the event and he withdrew his request to be part of the event.

Town Manager Hook noted that he had received emails from Boater’s Choice, the Grand Lake Yacht Club and the Western Riviera all of which were not opposed to the closing of Lake Avenue.

During discussion, Greg Miyauuchi of Miyauuchi’s Snack Bar, Andy of Mountain Paddlers and Jerry Hassoldt, Manager of Headwaters Marina all said that closing Lake Avenue would have a significant negative impact on their businesses. They agreed that the intermittent closure plan was an acceptable compromise.

Following discussion, Trustee Sabo moved to authorize Mayor Burke to sign the Special Event Permits for the Chamber event known as the Crew and Brew Fest as presented, and with the following conditions: that the permit be amended to close the road only on an intermittent basis to
allow boat crossings of the road and blocking the L-dock parking area between 6-8 stalls for boat unloading, and upon confirmation from staff that all other application requirements have been met and the permit is ready for signature. Trustee Lanzi seconded the motion and all Trustees voted aye.

OLD BUSINESS:

QUASI-JUDICIAL - CONTINUATION OF AN APPEAL HEARING TO CONSIDER AN APPEAL TO A DENIED SIGN PERMIT APPLICATION FOR A SIGN TO BE MOUNTED ON THE WALL OF THE BUILDING LOCATED AT BLOCK 10, LOT 13, TOWN OF GRAND LAKE; MORE COMMONLY REFERRED TO AS 917 GRAND AVENUE – Mayor Burke asked Town Code Administrator Tony Rendon to present this matter to the Board. Rendon explained that the Town has received a sign application for a sign to be placed on the structure of the building occupied by John F. Williams for the use of advertising his place of business – John F. Williams Photography. Staff denied the request based on the Municipal Code. The applicant is John F. Williams and he has requested an appeal, which requires Board review.

Municipal Code 6-2-3 General Restrictions States:

(O) All signs shall have a wood-like appearance with a natural flat wood tone background.

This appeal was presented to the Board of Trustees on July 28, 2014. It was tabled to be reviewed at the next Board Meeting to be held on August 11, 2014. There was a request sent via email to John F. Williams on July 30, 2014 that he attend the August 11, 2014 Board meeting. On August 6, 2014 an email from John F. Williams was received stating that he will not be attending the August 11, 2014 Board meeting. The sign application was submitted on 6/25/2014. The denial of the application was done per a phone conversation with John on 7/1/2014. On 7/4/2014, it was observed by the Town Code Administrator that the sign had been mounted at John’s place of business, 917 Grand Avenue. On 7/16/2014, the official letter of denial and the re-imbursement of $10.00 for the application were delivered to John’s place of business. A verbal warning was issued that gave John the option to appeal the denial of the application or to remove the sign by 07/28/2014. Staff recommends the board deny the sign application appeal based on the following:

- The Municipal Code states that (All signs shall have a wood-like appearance with a natural flat wood tone background). Upon review of the sign it does not appear wood-like it appears to be metal-like.
The Board should discuss the applicant’s appeal to staff’s decision regarding the application sign application. The Board has the following options:

1. Grant the appeal request, thus approving the sign application Request as presented; or
2. Grant the appeal request with recommended modification; or
3. Deny the appeal request.

During discussion, Mayor Burke made the comment that since Mr. Williams was given a couple of invitations to attend, the Board has done all that it can do and said that it is possible this appeal request is denied if he is not in attendance at the next meeting.

Following discussion Trustee Lanzi moved to table consideration of this matter until the next regularly scheduled meeting to be held on August 28, 2014 so that Mr. Williams can be present. Trustee Baird seconded the motion and all Trustees voted aye except Mayor Burke, who voted nay.

NEW BUSINESS:

QUASI-JUDICIAL – APPEAL HEARING - CONSIDERATION OF AN APPEAL TO A DENIED SIGN PERMIT APPLICATION FOR A SIGN TO BE MOUNTED ON THE WALL OF THE BUILDING LOCATED AT BLOCK 2, LOTS 4-5, TOWN OF GRAND LAKE; MORE COMMONLY REFERRED TO AS 1204 GRAND AVENUE - Mayor Burke asked Town Code Administrator Tony Rendon to present this matter to the Board. Rendon explained that the Town received a sign application for a sign to be placed on the structure of the building occupied by Tom Goodfellow at his place of business – Grand Escape Cottages. The sign measures a total square footage of 9 feet. The sign printed lettering states, “MEXICO FREE our U.S. Marine Tahmooressi NOW!” Staff denied the request based on the Municipal Code. The applicant Tom Goodfellow and he has requested an appeal, which requires Board review.

Municipal Code 6-2-2 Definitions States:

(T) Political Sign: Any sign advertising a political candidate, political party, political issue, or ballot issue to be voted on in a public election or civic event.

Municipal Code 6-2-4 States:

(C) Political Sign
I. This sign shall have a maximum size of three (3) square feet.

The sign application was submitted on 7/23/2014. The denial of the application was done per a phone conversation with Tom on 7/30/2014. On 7/30/2014, it was observed that the sign had been mounted at Tom’s place of business, 1204 Grand Avenue. On 7/30/2014, the official letter of denial, the Administrative Enforcement Warning and check #2598 in
the amount of $10.00 were delivered to Tom’s place of business. Staff recommends the board deny the sign application appeal based on the following:

- The sign represents a political issue based on the message content of the sign. Municipal Code states that this type of sign (shall have a maximum of three (3) square feet). Upon review of the sign and based on the sign application, this sign is nine (9) total square feet.

The Board should discuss the applicant’s appeal to staff’s decision regarding the sign application. The Board has the following options:

1. Grant the appeal request, thus approving the sign application request as presented; or
2. Grant the appeal request with recommended modification; or
3. Deny the appeal request.

Tom Goodfellow, 1204 Grand Avenue, was recognized from the audience. He said that the sign is actually 8 square feet, it measures 2’ x 4’. He disagrees with the fact that it is a political sign; he feels that it is a patriotic sign. He explained that Tahmoresi is a U.S. Marine who served two tours in Afghanistan. He was arrested in Mexico for having weapons that were authorized in his car. Goodfellow said that Tahmoresi had mistakenly driven into Mexico as the signage in that area is very confusing.

Discussion then ensued on whether to consider this a political sign or a banner. Code allows for a banner to be no more than 20 square feet in size and can be displayed for 7 consecutive days at a time and no more than 52 days total.

Trustee Lanzi stated that he would like the sign to be considered a banner. Town Planner Biller explained that the square footage of a banner would be counted against the total square footage of his business signage. The banner was discussed as an option but did not fit with what Mr. Goodfellow wants to do.

Following discussion, Trustee Lewis moved to grant the appeal request for a period of 52 days with the following recommended modifications and staff is directed to draft a resolution outlining this motion and authorize the Mayor to sign it:

1. The Board will revisit consideration of this request at the end of 52 days.
2. The applicant shall comply with all other federal, state and local regulations.
3. The granting of this appeal does not set precedence for any future requests nor obligate the Board to grant similar appeals or requests in the future.
NEW BUSINESS:

CONSIDERATION TO GRANT A PARTIAL WAIVER TO THE AFFORDABLE HOUSING FEE FOR NEW CONSTRUCTION LOCATED AT LOT 16-18, BLOCK 3, SUNNYSIDE ADDITION TO THE TOWN OF GRAND LAKE; MORE COMMONLY REFERRED TO AS 508 N. INLET ROAD — Mayor Burke asked Town Planner Biller to present this matter to the Board. Biller explained that the Town has received a request to waive a portion of the affordable housing fee required for the issuance of a building permit application. The owner of the property is Randy Buttram and he has requested the waiver. The existing home, built in 1934, was destroyed by fire in October 2013.

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<th>Affordable Housing Calculation</th>
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<tr>
<td>Destroyed Structure¹</td>
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<tr>
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<tr>
<td>Accessory Use – ACC</td>
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<td>Total Affordable Housing Fee</td>
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<tr>
<th>Waiver Request</th>
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<tr>
<td>New Structure</td>
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<tr>
<td>Credit (destroyed structure)</td>
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<tr>
<td>Total Affordable Housing Fee Due</td>
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</tbody>
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¹Grand County Assessor Records  
²Building Permit revision date 7/31/14

Municipal Code 12-2-10 Affordable Housing Fees states:

_The Town shall collect a fee set by a resolution adopted by the Grand Lake Board of Trustees for new construction that occurs within the Town boundaries....The Town Building Official shall not issue any building permits for new construction until such time as this fee is paid in full._

_(C) Certain development or annexations may be eligible for a waiver of this Section based on criteria established by the Grand Lake Board of Trustees._

08/11/14 Town of Grand Lake – Board of Trustees
The Municipal Code does not specifically address homes destroyed by fire. Staff believes a credit should be granted considering the circumstances. Staff recommends the Board grant the property owner a credit for the existing structure destroyed by fire. The Board should discuss the fee waiver request. The Board has the following options to consider:

1. Grant a waiver to the affordable housing fee of $3,904.
2. Grant a waiver of a different amount; or
3. Not grant a waiver.

Following discussion, Trustee Lanzi moved to grant a partial waiver to the affordable housing fee in the amount of $3,904 for new construction located at Lot 16-18, Block 3, Sunnyside Addition to the Town of Grand Lake; more commonly referred to as 508 N. Inlet Rd. Trustee Jenkins seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION TO ADOPT RESOLUTION XX-2014; A RESOLUTION SUPPORTING THE GRANT APPLICATION FOR A LOCAL PARKS AND OUTDOOR RECREATION PLANNING GRANT FROM THE STATE BOARD OF THE GREAT OUTDOORS COLORADO FOR THE FINALIZATION OF THE TOWN OF GRAND LAKE PARKS, OPEN SPACE, AND TRAILS MASTER PLAN AND TO AUTHORIZE THE TOWN MANAGER TO SIGN THE GRANT APPLICATION - Mayor Burke asked Town Planner Biller to present this matter to the Board. Biller explained that Town staff is preparing to submit a GOCO Planning Grant Application for the Fall 2014 grant cycle. The application deadline is August 27. However, staff is trying to submit a draft application early for GOCO staff preliminary review. Board of Trustee support by resolution is a requirement of the application.

January 2009 – The Board appointed six (6) volunteer community members to a Parks, Open Space, and Trails Committee with primary responsibilities of developing recommendations to the Board regarding park improvements, recreational needs and services, trail development and open space planning.

March 2010 - The Committee presented recommendations to the Board in the form of a draft Parks, Open Space, and Trails Master Plan (POST Plan).

July 2013 - At a Public Hearing, the Planning Commission reviewed the POST Plan and continued consideration citing more community input was desirable before recommending the Board adopt the plan.

The POST Plan needs to be formally adopted by the Board to become an official document for planning purposes within the Town. When the
POST Plan is adopted, it would be a supplement to the Town Comprehensive Plan. However, more work is needed to finalize the POST Plan and Town staff has not had the time required for plan completion. This planning grant is requesting funds to hire an outside consultant to finalize the POST Plan and prepare the plan for formal adoption by the Town by incorporating the following:

- The 2013 Downtown Assessment Report
- The 2014 Federal Lands Livability Assessment Report
- Additional community input and public outreach

An adopted POST Plan within the town will aid in future capital improvement grant application requests, specifically GOCO grants. The draft application has been prepared by community volunteers, Ginny Wilkinson and Jim Kropf. Their help has been and will be crucial to the submittal. Staff has reviewed the draft application and we are still fine-tuning the application details. In staff’s opinion, the draft application as presented is more than adequate for Board review and adoption of the resolution. The main points of the resolution are the following:

- The Finalization of the POST Plan is estimated at $7,500
- The Board is obligating a 50% match of $3,750
- The Town is requesting $3,750 from GOCO
- The Board is authorizing the expenditure of $3,750 of Town budgeted funds
- The Board is supporting the submittal of a planning grant application

Staff recommends the Board adopt the resolution as presented. The Board should discuss the planning grant application and resolution. The Board has the following options:

1. Adopt the resolution as presented thus moving forward with the grant application; or
2. Adopt the resolution with revisions; or
3. Continue consideration until the next Board meeting (8/25/14); or
4. Not adopt the resolution, thus directing staff to not pursue the grant application.

Following brief discussion, Trustee Jenkins moved to adopt Resolution No. 21-2014; a Resolution Supporting the Grant Application for a Local Parks and Outdoor Recreation Planning Grant from the State Board of the Great Outdoors Colorado for the Finalization of the Town of Grand Lake Parks, Open Space, and Trails Master, as presented; and authorize the Town Manager to sign the grant application. Trustee Lanzi seconded the motion and all Trustees voted aye.

NEW BUSINESS:

QUASI-JUDICIAL – CONSIDERATION TO AUTHORIZE MAYOR BURKE TO SIGN A SPECIAL EVENT PERMIT FOR
KINGDOM HALL OF JEHOVAH’S WITNESSES FOR A BIBLE LITERATURE AND TRACTS DISPLAY IN LAKEFRONT PARK

– Mayor Burke asked Town Manager Hook to present this matter to the Board. Hook explained that staff is in possession of a Special Event Permit Application for an outreach effort involving a Bible literature and tracts display with 2 to 3 persons available to entertain questions from pedestrians who view the display. Kingdom Hall of Jehovah’s Witnesses is a non-profit organization. The event is proposed to be held in Lakefront Park, 9 AM to 5 PM on Friday, Saturday, and Sunday for the last three weekends in August (15th-17th, 22nd-24th, and 29th-31st). According to the Town of Grand Lake Municipal Code, Chapter 11, Article 6, Section 3(C) – Special Event Permit Application Review and Approval:

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.

2. Special Event Permit Approval

(a) Approval by the Mayor

The Mayor or the Mayor’s Designee may review and may approve the SEP based on 11-6-3(C)1 Review Considerations and the following additional criteria:

1. This is a reoccurring event with no issues in the past; and
2. The event does not involve a Special Events Liquor Permit.

The Mayor or the Mayor’s Designee, for any reason, may defer review and approval of the SEP to the Board of Trustees.

(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.

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.
This Special Event Permit Application is being referred to the Board of Trustees because this is a first time event. The application was not submitted at least 90 days prior to the event as required by Municipal Code 11-6-3(B)(1)(h) since it is a first time event being held for more than one day. Staff believes that this event is not in conflict with the consideration factors listed above. Additionally, staff believes that the nature of this event is such that 90 days was not needed for adequate processing and that this event should not require a public hearing. The Board should review and discuss the application, taking into consideration the factors listed above. Additionally, the Board should decide if a public hearing is necessary. Staff recommends approval and execution of the Special Event Permit as presented. The Board should approve or deny the Special Event Permit application. Hook noted that the applicant, Patrick Brown, was present.

Following brief discussion and a presentation, Trustee Lanzi moved to authorize Mayor Burke to sign the Special Event Permit for the Kingdom Hall of Jehovah’s Witnesses event as presented, upon confirmation from staff that all other application requirements have been met and the permit is ready for signature. Trustee Sabo seconded the motion and all Trustees voted aye.

At 9:11 p.m. Trustee Baird excused herself and left the room.

**NEW BUSINESS:**

**CONSIDERATION TO ALLOW TRUSTEE BAIRD TO TEMPORARILY LIVE OUTSIDE THE TOWN LIMITS** - Mayor Burke asked Town Manager Hook to present this matter to the Board. Hook explained that Trustee Baird requests Board approval to live outside the Town limits for about a year. Trustee Baird’s family has been presented with a financially advantageous opportunity that would require her family to live outside the Town limits for about one year. Town of Grand Lake Code of Conduct/Ethics Handbook, 2-3-6 Removal of Officers reads: *When any Officer ceases to reside within the limits of the Town, he may be removed from office.* No other code or statute requires a Trustee to reside within the Town limits after election. Recently, Trustee Ludwig completed his term while living outside the Town limits. Staff believes that Trustee Baird should have the Board’s feedback before undertaking such an important family decision. An official motion and vote seems to be the most secure method to confirm a mutual understanding on the matter. The Board should discuss the merits of Trustee Baird’s request and the opportunity available to her family. Staff recommends the Board authorize Trustee Baird to temporarily reside outside the Town limits for a period not to exceed 13 months. The Board should approve or deny the request of Trustee Baird.

Following brief discussion, Trustee Lewis moved to authorize Trustee Baird to temporarily reside outside the Town limits for a period not to
exceed 13 months beginning on the date she moves out of Town. Trustee Jenkins seconded the motion and all Trustees voted aye.

At 9:15 p.m. Trustee Baird resumed her seat.

ACCOUNTS PAYABLE
July, 2014:

Trustee Lewis moved to examine the Accounts Payable and Prepaid for all Funds for the Town of Grand Lake. Trustee Jenkins seconded the motion and all Trustees voted aye. Trustee Lewis then moved to approve the Accounts Payable and Prepaid for all Funds for the Town of Grand Lake. Trustee Baird seconded the motion and all Trustees voted aye.

CITIZEN PARTICIPATION: Tom Goodfellow, 1204 Grand Avenue, was recognized from the audience and announced that there are only 4 other municipalities in the Country that celebrate Constitution Week.

He then mentioned that through his business, Grand Escape Cottages, he has noticed that the week the regatta is held is the 3rd busiest week of the year. He suggested that the Town recognize this and put this event on the marquee.

ADJOURNMENT:

Trustee Lewis moved to adjourn, seconded by Trustee Lanzi. All Trustees voted aye, and the meeting was adjourned at 9:21 p.m., August 11, 2014.

JUDY M. BURKE,
MAYOR

Judy M. Burke

ATTTEST: RONDA KOLINSKE

Ronda Kolinske

CMC,
TOWN CLERK

08/11/14

Town of Grand Lake – Board of Trustees 15
HELLO, REMEMBER ME?

Some people call me Old Glory, others call me the Star Spangled Banner, but whatever they call me, I am your Flag, the Flag of the United States of America, something has been bothering me, so I thought I might talk it over with you, because it's about you and me. I remember sometime ago people lined up on both sides of Grand Avenue to watch the Buffalo Bar B Que parade and naturally, I was leading, proudly waving in the breeze. When your dad saw me coming, he immediately removed his hat and placed it against his left shoulder so that his hand was directly over his heart... do you remember? And you, I remember you standing there straight as a soldier. You didn't have a hat, but you were giving the right salute. Remember your little sister? Not to be outdone, she was saluting the same as you with her right hand over her heart... remember?

What happened? I'm still the same old Flag, oh, I have a few more Stars since your dad and your granddad was a boy. A lot more blood has been shed since those parades of long ago. But now I don't feel as proud as I used to. When I come down Grand Avenue you just stand there with your hands in your pockets and I may get a small glance and then you look away. Then I see the children running around and shouting, throwing water balloons and shooting water guns... they don't seem to know, ... or care who I am. I saw one man take his hat off then look around. He didn't see anybody else with theirs off so he quickly put his back on.

Is it a sin to be patriotic anymore? Have you forgotten what I stand for and where I've been?... Haole, Guadalcanal, Iwo Jima, Korea, Viet Nam, Desert Storm IRAQ, Afghanistan. Take a look at the Memorial Honor Rolls sometime... of those
who never came back to keep this Republic free ONE NATION UNDER God • • • when you salute me, you are actually saluting them. Those that paid the ultimate sacrifice.

Well, it won't be long until I will be coming down Grand Avenue again... or will it? I DO NOT WANT TO BE DIS-RESPECTED IN THIS SPECIAL AND PATRIOTIC VILLAGE. So, when you see me, please stand straight, place your right hand over your heart• • • and I'll salute you, by waving back • • • and I will know that, YOU REMEMBER!

Please as the leaders of this Town of Grand Lake... DO NOT EVER ALLOW THIS EXTRA SPECIAL COMMUNITY EVER AGAIN BE AFFORDED THE OPPORTUNITY TO DIS-RESPECT THIS FLAG.

TAKE THE WATER RIGHTS TO THE BEACH WHERE IT IS ALL-READY WET. Allow the two saloons to conduct a fund raiser.