

RECORD OF PROCEEDINGS

REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
TUESDAY, May 28, 2019 7:30 P.M.

CALL TO ORDER: The regular meeting of the Board of Trustees was called to order by Mayor Jim Peterson at 7:30 p.m. at the Town Hall, 1026 Park Avenue.

PLEDGE OF ALLEGIANCE: Mayor Peterson led everyone in reciting the Pledge of Allegiance.

ROLL CALL PRESENT: Mayor Peterson; Mayor Pro-Tem Kudron; Trustees Bruton, Rourke, Southway, Price and Weydert; Town Manager White, Town Clerk Thompson, Town Planner Shull, Town Code Administrator ORourke, and Town Attorney Krob.

ABSENT: NONE

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

Mayor Peterson announced that a sign-in sheet is located by the door and to please sign in before leaving.

CONFLICTS OF INTEREST: NONE

UNSCHEDULED PUBLIC COMMENTS: Judy Tumblin, of 771 County Road 464, expressing concern over the lack of cell service, especially in the event of an emergency. Visitors have come to the Chamber of Commerce expressing frustration over the lack of cell service in the area, and she is requesting assistance from the Board to gather any documentation on Grand Lake's population growth, especially during tourist season, to provide to Verizon in support of a cell phone tower close to town.

Emily Hagen, of 198 County Road 469, to discuss not having any "water element" related activities during the Buffalo Days parade, causing physical injuries and property damage in years past, due to frozen water balloons and pressurized water systems. She is in favor of having a separate, kid friendly "water element" event at a contained location for those who choose to participate. This also raises concern over the safety of wildlife with pieces of rubber balloons all over the ground and the time and expense of the clean up after the event. She does have support of the local Fire Chief, as well as, local Grand Lake business owners to hold a "water element" activity in a contained location after the parade has finished. The Fire Chief has also agreed to assist in this event to help maintain the safety of all during this water event. The Mayor and Trustee Members are in agreement and Emily will come before the board in the near future with a plan layout.

Jennifer Brown, of 408 Park Avenue, is concerned over the rumor mill in town as it is running deep and wide. She has stated; "we all need to know the truth, and speak the truth. This starts with our leadership and I urge our Board of Trustee members to be truthful and keep the lines of communication open with the facts."

Mike Ladefoged, of 207 Garfield Street, addressing his concern over traffic and parking issues on Garfield Street. Generally, people park on the West side of the street. When the parking starts accumulating on the East side, it becomes dangerous and a mess. The street is 25' across so you cannot have parking on both sides. Requesting markings for a pedestrian zone on the East side of the street, making it safer for people walking on the street. People are currently parking in front of the fire hydrant, causing more safety issues. Please feel free to contact him for more discussion, if needed.

Jennifer Thompson – Town Clerk, of 325 Vine Street, asked by Mayor Pro-Tem Kudron to read a letter of support for Town Manager, Jim White, written by Jeffrey Wood of UC Denver. See letter (addition – page E2-2 Public Comment)

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APPROVAL OF MINUTES:

Trustee Bruton moved to approve the Minutes of May 13, 2019 with correction. Mayor Pro-Tem Kudron seconded the motion. Town Clerk Thompson called the vote:

<u>Mayor Peterson</u>	Aye
<u>Mayor Pro-Tem</u>	Aye
<u>Trustee Southway</u>	Aye
<u>Trustee Price</u>	Aye
<u>Trustee Rourke</u>	Aye
<u>Trustee Bruton</u>	Aye
<u>Trustee Weydert</u>	Aye

ACCOUNTS PAYABLE:

Review of Town of Grand Lake Revenue & Expenditures Audited Summary 12/31/2018, and review of the Town General Fund for April, 2019, presented by Trustee Southway.

OLD BUSINESS:

NONE

NEW BUSINESS:

Consideration to establish fees and penalties for Boardwalk and Greenway permits

Per Erin O'Rourke, this is a work in progress, tabled for future meeting.

Consideration to approve Piribeck Enterprises, d/b/a Rocky Mountain Stand Up Paddleboards 2019 Lease Agreement

Presented by Jim White, Town Manager – JT Piribeck, owner of Rocky Mountain Stand Up Paddleboards, is requesting a renewal on his lease to continue his paddleboard rental business on the shores of Grand Lake, space not to exceed 100 square feet, as well as, rack rentals for the Stand-up Paddleboards. Prior complaints had been received in regards to the condition of the "space" around this business had been left. Many letters of support, as well as people in attendance at the meeting have all shown support that the unkempt conditions left around the Lesse space was left by visitors and others visiting the area, and not by JT Piribeck or anyone associated to his rental business.

On the contrary, Mr. Piribeck and his family have gone above and beyond to ensure any space surrounding his business was always kept clean for others to enjoy. Mr. White read letters of support from Francis & Kristen Heckendorf, Dean & Susan Lawston, as well as verbal support voiced by our Headwaters Marina Director, John Hall, who is in full support, and is encouraging extending the lease to three years.

Citizen Jim Kroepfl, of 133 Alpine Circle, did stand up and speak in support of this business and extending the lease to three years.

Owner, JT Piribeck, of 78 County Road 4951, did present before the board to thank all of his supporters and to reiterate his dedication to his business and the surroundings at Grand Lake to keep them enjoyable for all.

Citizen Ryan Alworth, of 406 Hancock, did stand before the board to communicate his full support of this business and how vital it is for businesses such as this to bring more travelers and revenue to the Town. He is in full support of establishing a three year lease for this business.

Judy Tumblin, of 771 County Road 464, Thank You to Trustee Southway for withdrawing complaint over property around this business. She does support the renewal of this business lease and is suggesting an end of season walk thru / inspection of property to verify it is in order prior to closing the season.

Shawn River, of 302 County Road 461, express his Thanks to the Board Members for their time and support as volunteers to the Town for all that they do. He has gotten to know JT Piribeck over the past few seasons and thinks this business is an asset to the Town as it brings back repeat and new customers alike. The customers come back because of the owner's love of his business and the Town. He is in support of a multi-year lease to keep the business and customers coming back to Grand Lake.

Andy Murphy, of 347 West Portal Road, Co-owner of Mountain Paddlers Kayak Rentals, supports the multi-year lease as it helps business owner's structure long term goals. These goals include expanding business, a sense of security, make future plans, increase revenue for the owners, as well as, the Town.

Emily Hagen, of 198 County Road 469, works for the Chamber of Commerce and many visitors are happy to see this type of business in Grand Lake as it is the only one in Grand County. She gets numerous requests from social media inquiring about this type of activity and the repeat business J.T. does get is a true testament to his passion for his business. This is proven by the 5 star reviews he has been given online.

Mayor Pro-Tem Kudron made a motion to approve the 2019 Lease Agreement with Piribeck Enterprises d/b/a Rocky Mountain Stand Up Paddleboard. Lease terms include a thirty-six month lease, at \$3,300 for each four month summer season, including years 2019, 2020 and 2021. The lease is to also include the \$900 rental price of the SUP rack for each season (2019, 2020, and 2021). Trustee Bruton seconded the motion and Clerk Thompson called the vote:

<u>Mayor Peterson</u>	Aye
<u>Mayor Pro-Tem</u>	Aye
<u>Trustee Rourke</u>	Aye
<u>Trustee Southway</u>	Aye
<u>Trustee Bruton</u>	Aye
<u>Trustee Price</u>	Aye
<u>Trustee Weydert</u>	Nay

Consideration to approve Special Event Permit additions/changes to the Second Annual BBQ and Music Festival and Constitution Week

Presented by Erin O'Rourke, Code Administrator. The changes to the event would include; Increase number of BBQ competitors which would require 2 blocks of Grand Avenue be closed for the day, instead of 1 block. BBQ vendors would accept cash this year vs. the voucher system used last year. Request a variance to the no camping ordinance within Town limits so that competitors can prep/cook overnight for the competition. A liquor license application is being requested, but would prefer not to have to set up fencing (liquor license boundary) between Grand Ave. and boardwalk businesses so as to include them more in the festivities. Have secured additional parking spaces but request use of the lot next to the car was and possible Grand Lake Center parking lot for overflow.

Tom Goodfellow, of 1204 Grand Avenue and Brendan Fitch of 4751 Alta Tierra Dr., Castle Rock Colorado are present for discussion on this event. They have prepared and presented a You Tube commercial for the event. All changes requested have been discussed and reviewed. The Grand County Sheriff's Office is in full support and is working with the event coordinators to create successful boundaries for the event. The setup of the BBQ vendors and the parking are not set in stone and may be adjusted going forward when the Special Event Liquor License Permit comes before the board for approval. Mayor Peterson made a request that there be a caveat to the pending approval that changes can be made in the best interest of safety to the town, participants and citizens at any time. Mayor Pro-Tem added, subject to final approval of the site plan by the Board of Trustees.

Trustee Southway made a motion to approve the changes and additions to the Special Event Permit for the Second Annual Constitution Week BBQ and Music Festival with the condition that the Board approve the final site plan. Mayor Pro-Tem Kudron seconded the motion and Clerk Thompson called the vote:

<u>Mayor Peterson</u>	Aye
<u>Mayor Pro-Tem</u>	Aye
<u>Trustee Rourke</u>	Aye
<u>Trustee Southway</u>	Aye
<u>Trustee Bruton</u>	Aye
<u>Trustee Price</u>	Aye
<u>Trustee Weydert</u>	Aye

Consideration to approve a Special Event Liquor License Permit for the Second Annual Polar Plunge – Taking Steps for Cancer event

Presented by Jennifer Thompson, Town Clerk. An application was received by Mountain Family Center to hold this event on June 23rd, 2019 from 11:00 AM to 4:00 PM at the Western Riviera Event Center. All requirements, including documentation, have been presented with the application and has been cleared by the Grand County Sherriff's Office.

Judy Tumblin, of 771 County Road 464, has come before the board to voice her support of this event. In the past, Mountain Family Center has been able to raise over \$100,000 to support families within Grand County who are dealing with Cancer treatments. All funds raised stay in the community to help those in need who do not have the resources available.

Jonah Landy, of 324 West Portal Road, with Cork on The Water LLC, who has now leased the space at the Western Riviera Event Center and will honor all events that have been scheduled at the Western Riviera Event Center.

Trustee Rourke has made a motion to approve the Special Event Permit for the Second Annual Polar Plunge – Taking Steps for Cancer event with a \$5.00 fee. Mayor Pro-Tem Kudron has seconded the motion, Clerk Thompson called the vote:

<u>Mayor Peterson</u>	Aye
<u>Mayor Pro-Tem</u>	Aye
<u>Trustee Rourke</u>	Aye
<u>Trustee Southway</u>	Aye
<u>Trustee Bruton</u>	Aye
<u>Trustee Price</u>	Aye
<u>Trustee Weydert</u>	Aye

Consideration to approve a Special Event Liquor License Permit for a private retirement party, organized by Three Lakes Watershed Association, to be held at the Grand Lake Yacht Club

A private retirement party for Scally O'Donnell, scheduled to be held on Saturday, June 22, 2019 from 5:00 PM to 9:00 PM at the Grand Lake Yacht Club, to honor his lifelong dedication to the Grand Lake community.

Trustee Rourke made a motion to approve the Special Event Liquor License Permit and Mayor Pro-Tem Kudron did request to amend the \$75 fee as a retirement gift. Trustee Rourke had no objection to amend this fee as a retirement gift. Trustee Price seconded the motion and Clerk Thompson called the vote:

<u>Mayor Peterson</u>	Aye
<u>Mayor Pro-Tem</u>	Aye
<u>Trustee Rourke</u>	Aye
<u>Trustee Southway</u>	Aye
<u>Trustee Bruton</u>	Aye
<u>Trustee Price</u>	Aye
<u>Trustee Weydert</u>	Aye

MAYOR'S REPORT AND COMMENT:

Mayor Peterson states the Memorial Day Parade was successful and he appreciates all of the participation for such an important event. As a reminder, Mayor Peterson does request that Board of Trustee members keep in mind that we must watch what we say and how we say it in public. We represent the Town and need to represent the Town in a professional and courteous manner at all times.

EXECUTIVE SESSION:

Mayor Pro-Tem Kudron made a motion to go into Executive Session and Trustee Price seconded the motion. Clerk Thompson called the vote:

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<u>Mayor Peterson</u>	Aye
<u>Mayor Pro-Tem</u>	Aye
<u>Trustee Rourke</u>	Nay
<u>Trustee Southway</u>	Aye
<u>Trustee Bruton</u>	Aye
<u>Trustee Price</u>	Aye
<u>Trustee Weydert</u>	Aye

To discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402(4)(a)

For discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and **not** involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees

Mayor Pro-Tem Kudron made a motion to accept amendment of the employment transition agreement, with an end date effective June 28, 2019, of Town Manager Jim White. Trustee Weydert seconded the motion and Town Clerk Thompson called the vote:


<u>Mayor Peterson</u>	Nay
<u>Mayor Pro-Tem</u>	Aye
<u>Trustee Rourke</u>	Nay
<u>Trustee Southway</u>	Aye
<u>Trustee Bruton</u>	Aye
<u>Trustee Price</u>	Aye
<u>Trustee Weydert</u>	Aye

ADJOURNMENT:

Trustee Weydert moved to adjourn. Trustee Southway seconded the motion and Town Clerk Thompson called the vote:


<u>Mayor Peterson</u>	Aye
<u>Mayor Pro-Tem</u>	Aye
<u>Trustee Southway</u>	Aye
<u>Trustee Price</u>	Aye
<u>Trustee Rourke</u>	Aye
<u>Trustee Bruton</u>	Aye
<u>Trustee Weydert</u>	Aye

The meeting was adjourned at 12:01 a.m. on May 29, 2019.



JAMES C. PETERSON,
MAYOR

ATTEST:



JENNIFER THOMPSON,
TOWN CLERK