

## RECORD OF PROCEEDINGS

### Regular Meeting Town of Grand Lake – Board of Trustees Monday July 12, 2021, 6:00 PM

- CALL TO ORDER:** The regular meeting of the Board of Trustees was called to order by Mayor Steve Kudron at 6:00 P.M. in the Town Hall Board Room
- PLEDGE OF ALLEGIANCE:** Mayor Kudron led everyone in reciting the Pledge of Allegiance
- ROLL CALL PRESENT:** Mayor Kudron, Mayor Pro-Tem Landy, Trustees Southway, Bruton, Bjorkman, Calvin-Braley and Arntson; Town Clerk Thompson, Town Manager Crone
- ABSENT** None
- ANNOUNCEMENTS:** Mayor Kudron announced: Please turn off all cell phones during the meeting
- CONFLICTS OF INTEREST:** Mayor Kudron stated if there are any conflicts of interest with any item on this evening agenda, Trustees may announce their conflict at this time
- Mayor Steve Kudron will excuse himself from the Recall Election discussion and vote**
- MANAGERS REPORT:** Grand County is in a very good position. There are currently five active COVID cases in the county (including one case from the Country Fest in Grand Junction). There is a clear correlation between non-vaccinated people and the number and severity of the COVID cases that we see. Grand County Public Health is still stressing that everyone who can be vaccinated should get the vaccination. It is also important to get your second shot if you have already received one. Approximately 15% of those who have received their first shot have not received their second shot.
- The County is still under Stage II fire restrictions. This means that no open fires or smoking outside is allowed. There are other restrictions that will be posted on our website. The consultant will be stepping up the initial stages of the public lands planning process. They are currently reviewing Town documents and past histories. The next steps will be putting together the task force and planning the community outreach.
- Last week, the Town held a protest hearing on the recall petition that was circulated to recall Mayor Kudron. The hearing officer determined that the petitions were sufficient, and that the election will be going ahead. The election will have two questions: 1) Should Mayor Kudron be removed from office, and 2) if he is removed, who should be Mayor. The second question will only be considered if the Mayor is successfully recalled by the first question. The Town will be providing packets to those interested in running for Mayor if Mayor Kudron is recalled. There is a very short timeline to get the packets returned to the Town Clerk. It is important to vote on each question regardless of your feelings about the recall. Any questions should be directed to [jthompson@toglco.com](mailto:jthompson@toglco.com)
- CDOT will be opening the west-bound express lanes in the next couple of weeks. After a testing period, the lanes will officially open and tolls will be required. CDOT is now moving on to their plans for expanding the interstate at Floyd Hill. We have installed a new camera and recording system in the Board chambers. This will provide a much

higher level of recording that will be posted on the Town's website. Beginning with the July 26 meeting we will be live broadcasting our Board meetings on Go To Meetings. These broadcasts will not be interactive. In order to participate or offer comments, you will need to be at the meetings in person.

With the construction on Park Avenue, Town Hall will continue to be open during regular business hours, however, parking will be limited. If you have business in Town Hall, you will have to park on Garfield or Pitkin and make your way to Town Hall on the Boardwalks. Over the next several months, we will be holding workshops addressing budget priorities for 2022. It is staff's hope that holding these meetings during the workshop portion of Board meetings will facilitate the passage of next year's budget and help to ensure that we are addressing the Town's needs.

The Town has had staff researching and preparing information so that we can begin serious consideration of possibly becoming a home rule community. This process will be complex and will involve considerable participation from the community. Several times in the past month, individuals have verbally assaulted citizens at the conclusion of Town meetings. These situations have been very heated. This type of behavior will not be tolerated. If necessary, we will be bringing in sheriff's deputies to help control the situation and remove offenders.

**UNSCHEDULED**  
**PUBLIC COMMENTS:**

Mayor Kudron announced 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 or debate these items, nor will the Board make any decisions on items presented during this time. Rather, the Board will refer the items to Staff for follow up. If a member of the public wishes to comment regarding items on the Agenda, time will be allocated at the beginning of each non-quasi-judicial item. For items of a quasi-judicial nature, time will be allocated during the public hearing for the item. Time limited for Public comments is 3 minutes.

**John Rourke – 1015 Mountain Avenue**

I've been asking questions for twenty-two years and when I was a Trustee I tried to bring it up in workshops. The Town Manager's at the time and Mayor never let it come up, never. Many times, that I came in and asked the Town Clerk about a topic for the agenda and she would say, it's not on there. The only question is, what can you do on Town rights-of-way on the street? That's the question. Twenty years, I would just like an answer whether it's right, whether I agree with it or I don't agree with it. All I know is I can look down my street, and I'm throwing myself under the bus, and on Town land there are businesses using parking that they never paid for.

There are people with heavy equipment that leave it on Town land. There are people who have never parked on their property for twenty years. They park on Town land. There are dumpsters on Town land. There are garbage cans on Town land. All I want to know is if it's ok. If they can do it I want to do it. I talked to our Code Enforcement officer and he tells me "You might get yelled at". That's not the answer I want to hear. I just want to know what they can do. Can I bring my trailer and park it over here and then leave it there all winter? It's not 40 foot long, it's only 13 feet. But, can I leave it there? How about parking my snowmobiles? This road is nice and wide now. We can park lots of stuff. Can I leave my garbage can there?

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The Town, in its wisdom, over the years has decided to put the road approximately right on my property line. So, I guess I really can't park anything there, then I can wind up blocking the road. You go down both ways on the street and people can parallel park on Town land because they have 40 or 50 feet of it and they can do whatever they want. Again, all I want to know is an answer. What can you do?

### **Craig Wilkerson – 607 Shadow Mountain Drive**

There are a lot of things that the Board has discussed and we never hear anything else about it. For instance, the ground squirrels over at the Grand Lake Center was discussed a month ago and nothing has happened yet. The Pay As You Throw garbage was supposed to go in by the car was and nothing, I could just go on and on about that. My main thing is I've got a statement here that I've heard people say and it was also in the recall response. I would like to read that to you and see if you can give me an answer if it's true or not?

The Director of Public Works approached the Town Manager and informed him that the current location of the Public Works facility is no longer tenable due to its condition. The Town Manager brought it to the entire Board for a decision, based on the existing deed of the Winter Pioneer Park location, that the facility cannot be torn down and replaced or added to. This limits the options for relocating the Public Works facility.

### **Michael Ladefoged – 207 Garfield – Lupine Village**

I was actually coming in tonight because I was hoping to get an update on the Streetscape project. I actually spoke with John two weeks ago today about the fact that the drainage is quite a bit higher than in our grade and I had not heard anything and you just said everything went great. I am hoping that you will get back to me this week and please let us know what is going on because we had to pump out water and we had a mud pit there. I have not heard anything from the Town and that really should not be a citizen's responsibility. I would appreciate you help on that.

### **DELEGATIONS:**

None

### **FINANCIAL REVIEW:**

**Consideration to approve Accounts Payable for July 2021**

Trustee Southway made a motion to approve Accounts Payable for July 2021. Trustee Calvin-Braleley seconded the motion. Town Clerk Thompson called the vote:

|                         |     |
|-------------------------|-----|
| Mayor Kudron            | Aye |
| Mayor Pro-Tem Landy     | Aye |
| Trustee Southway        | Aye |
| Trustee Bjorkman        | Aye |
| Trustee Calvin-Braleley | Aye |
| Trustee Arntson         | Aye |
| Trustee Bruton          | Aye |

### **NEW BUSINESS:**

**Consideration of Resolution 23-2021, a Resolution to set a date for the Recall Election**

Trustee Arntson made a motion to approve Resolution 23-2021, setting the date of October 5, 2021, for the Recall Election. Trustee Calvin-Braleley seconded the motion. Town Clerk Thompson called the vote:

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|                         |         |
|-------------------------|---------|
| Mayor Kudron            | Abstain |
| Mayor Pro-Tem Landy     | Aye     |
| Trustee Southway        | Aye     |
| Trustee Bjorkman        | Aye     |
| Trustee Calvin-Braleley | Aye     |
| Trustee Arntson         | Aye     |
| Trustee Bruton          | Aye     |

**Consideration of Resolution 20-2021, a Resolution granting an Encroachment License into the Cairns Drive Right-of-Way for certain improvements located adjacent to Combined Lots 32-34, Cairns Addition to Grand Lake; more commonly referred to as 518 Cairns Drive**

Trustee Bjorkman made a motion to approve Resolution 20-2021, with changes to insurance. Trustee Bruton seconded the motion. Town Clerk Thompson called the vote:

|                         |     |
|-------------------------|-----|
| Mayor Kudron            | Aye |
| Mayor Pro-Tem Landy     | Aye |
| Trustee Southway        | Aye |
| Trustee Bjorkman        | Aye |
| Trustee Calvin-Braleley | Aye |
| Trustee Arntson         | Aye |
| Trustee Bruton          | Aye |

**Consideration of a Drought Management MOU**

Trustee Calvin-Braleley made a motion to approve the Drought Management MOU. Trustee Southway seconded the motion. Town Clerk Thompson called the vote:

|                         |     |
|-------------------------|-----|
| Mayor Kudron            | Aye |
| Mayor Pro-Tem Landy     | Aye |
| Trustee Southway        | Aye |
| Trustee Bjorkman        | Aye |
| Trustee Calvin-Braleley | Aye |
| Trustee Arntson         | Aye |
| Trustee Bruton          | Aye |

**Consideration of Resolution 21-2021 Declaration of Workforce Housing Emergency**

Trustee Bjorkman made a motion to approve Resolution 21-2021, as presented. Trustee Calvin-Braleley seconded the motion. Town Clerk Thompson called the vote:

|                         |     |
|-------------------------|-----|
| Mayor Kudron            | Aye |
| Mayor Pro-Tem Landy     | Aye |
| Trustee Southway        | Aye |
| Trustee Bjorkman        | Aye |
| Trustee Calvin-Braleley | Aye |
| Trustee Arntson         | Aye |
| Trustee Bruton          | Aye |

**Consideration of Resolution 22-2021 Recognizing the 100<sup>th</sup> Anniversary of the Community House**

Mayor Pro-Tem Landy made a motion to approve Resolution 22-2021 recognizing the 100<sup>th</sup> Anniversary of the Community House. Trustee Bruton seconded the motion. Town Clerk Thompson called the vote:

|                             |            |
|-----------------------------|------------|
| <b>Mayor Kudron</b>         | <b>Aye</b> |
| <b>Mayor Pro-Tem Landy</b>  | <b>Aye</b> |
| <b>Trustee Southway</b>     | <b>Aye</b> |
| <b>Trustee Bjorkman</b>     | <b>Aye</b> |
| <b>Trustee Calvin-Brale</b> | <b>Aye</b> |
| <b>Trustee Arntson</b>      | <b>Aye</b> |
| <b>Trustee Bruton</b>       | <b>Aye</b> |

**MAYORS REPORT:**

Today, here in Grand Lake, we hosted most of the Mayors from the County, as well as, two of our three Commissioners and all of the Town Managers. What we found out is that many of the items that we talked about today, things like housing and the importance and the shortage of housing, and the costs associated with that. Our infrastructure and how we manage all of the numbers of people and the impact that short term rentals is having on our homes, our neighborhoods, and our communities and what can be done to manage that in a better way.

As our County Assessor mentioned there are different tax rates that are being floated and one of our Commissioners also mentioned that there is a state effort looking at changing the way that short term rental homes are classified for property taxation purposes much along the lines of businesses. There is a lot of that coming down the road. The discussions of “has the pendulum swung too far”. We are still the highest in the county in charging fees. Winter Park was very proud of their \$170 fee. Fees are a challenge because fees have to be appropriate based upon the process. I know that when some members of this Board already talked about raising fees we had a long discussion about what it is costing because we can’t charge too much.

There was a discussion about “how do you make it more equitable”. As was mentioned by the Chief of our EMS, the capacity utilization of some of these homes is much greater than anything that was designed. Jim mentioned the Community House was built in 1921 before the building code and there are lots of homes in our County that were built before the building codes. Many of them have not weathered quite as well as this so I think it becomes paramount as a Board and stewards of the Town that we watch how we are doing this. I think it’s very positive that we took the steps and resolve that we truly do have to manage the housing emergency. But, along with that comes all of the other steps. We’ve put workers in apartment buildings and we have to recognize that not all of the apartment buildings are not right on the side of the highway. So, these are questions that we are going to have to look at moving forward.

There are challenges that we are just going to have to continue to tackle and as other issues take up our time here in Town and our Staff time and all of those issues are important. We also have to remember that we have to apply time as appropriately as we can to get everything done. If there is not enough time in the day we will have to find time to allocate our time to make sure everything gets touched. I think that our

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Staff is getting busier and busier. Business owners are becoming weary because of our labor shortage. So, much along the same tone as I have said before, to your neighbors, your friends, to the visitors, not that you can't, but be nice, they will appreciate it. They didn't get the message that they are going to leave and hopefully another group of people will get the message tomorrow. But, for all of us that are here every day it's important that we reverberate that message to one another. So, with that I thank you all for your attendance.

**Consideration to go into Executive Session Pursuant to C.R.S. 24-6-402(4)(1) to Determine Positions Relative to Matters That May be Subject to Negotiations; Develop Strategy for Negotiations; and Instruct Negotiators**

Trustee Southway made a motion to enter into Executive Session. Trustee Bjorkman seconded the motion. Town Clerk Thompson called the vote:

|                         |     |
|-------------------------|-----|
| Mayor Kudron            | Aye |
| Mayor Pro-Tem Landy     | Aye |
| Trustee Southway        | Aye |
| Trustee Bjorkman        | Aye |
| Trustee Calvin-Braleley | Aye |
| Trustee Arntson         | Aye |
| Trustee Bruton          | Aye |

**FUTURE ITEMS & STAFF DIRECTION:**

- Budget Workshops
- Housing Options
- Finish up Streetscape
- Groundhogs removed at GLC
- PAYT Move location

**ADJOURNMENT:**

Trustee Arntson made a motion to adjourn the meeting. Trustee Bruton seconded the motion. Town Clerk Thompson called the vote:

|                         |     |
|-------------------------|-----|
| Mayor Kudron            | Aye |
| Mayor Pro-Tem Landy     | Aye |
| Trustee Southway        | Aye |
| Trustee Bjorkman        | Aye |
| Trustee Calvin-Braleley | Aye |
| Trustee Arntson         | Aye |
| Trustee Bruton          | Aye |



This meeting of the Board of Trustees was adjourned at 8:50 PM.

*Jennifer Thompson*  
Jennifer Thompson, Town Clerk

*Steve Kudron*  
Steve Kudron, Mayor