

RECORD OF PROCEEDINGS

REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, JANUARY 25, 2016 7:30 P.M.

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

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

ROLL CALL PRESENT: Mayor Burke; Trustees Baird, Gasner, Jenkins, Lanzi, Lewis, and Sabo; Town Manager White, Town Clerk Nicholls, Town Planner Biller and Town Code Administrator Rendon.

ABSENT: None

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

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

Mayor Burke then announced that the Grand Lake Area Historical Society is having A Groundhog Gala at the Grand Lake Golf Course Clubhouse on January 30th at 5:30 p.m. Wear your best jeans for some chili and all the works. Tickets can be purchased at the Grand Lake Art Gallery. Contact the Historical Society for more information.

Mayor Burke announced that Wellness on the Lake, an open house event showcasing the Health & Wellness providers that Grand Lake and surrounding areas have to offer is scheduled for Sunday, January 31st from 10 a.m. to 3 p.m. at the Western Riviera Event Center.

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 Gasner announced he had a conflict with the Antique Vintage Snowmobile Races and Show.

UNSCHEDULED

PUBLIC COMMENTS:

Mayor Burke announced that this time is reserved for members of the public to make a presentation to the Board on items or issues that are not scheduled on the agenda. The Board will not discuss/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. She then asked if there were any unscheduled public comments and noted that comments are limited to 3 minutes.

Robert Canon, 516 Park Avenue, was recognized by the chair. Mr. Canon stated that he has taken notice that citizens making public comments often give addresses that are not their residence addresses and he felt that the Board should ask for the residence address. He continued by stating that he felt the majority of people speaking are not full-time residents of the Town and should not represent themselves as legitimate residents of the community.

SCHEDULED
PRESENTATIONS/
DELEGATIONS:

Tom Sifers, General Manager of Mountain Parks Electric, Inc. was recognized by the Chair. Mr. Sifers thanked the Town for their cooperation last year when they rebuilt the lines serving the Town of Grand Lake. He stated that in March of 2009 an error was made in the coding of the Town's account resulting in an overcharge. He apologized for the error and provided the Town with a refund check for \$13,850.90.

Mayor Burke thanked Mountain Parks Electric for their donation toward the Electric Vehicle Charging Stations. Town Manager further thanked Mountain Parks Electric for their help on the Hydro-Electric Power project.

Steve Kudron, Vice President of The Rotary Club of Grand Lake was recognized by the Chair. Mr. Kudron stated that The Rotary Club has raised \$1,000 to help support the Grand Lake Center. He stated that they are aware of the substantial costs to get the project going and want to help offset some of those costs by donating this money to the Town of Grand. He presented the check to the Town.

CONSENT AGENDA:

Mayor Burke introduced the Consent Agenda which contained the Minutes from the January 11, 2016 Meeting.

Trustee Lewis moved to approve the Consent Agenda as presented. Trustee Gasner seconded the motion and all Trustees voted aye.

REPORTS: SALES TAX
CASH FLOW REPORT
FOR NOVEMBER 2015:

Mayor Burke asked Town Clerk Nicholls to present the sales tax cash flow report. Nicholls reported that the amount of revenue received in January 2016 for the month of November 2015 was \$34,202. This amount was 12.55% above what was received through November 2014.

REPORTS: FINANCIAL
REPORT FOR
DECEMBER 2015:

Mayor Burke asked Town Clerk Nicholls to present the Financial Report for December 2015. Nicholls reported that the General Fund expenditures through the end of December totaled \$1,566,308.38 or 48.1% of budget. She said the Water Fund expenditures for the same period totaled \$479,109.34 or 59.6% of budget, the Marina Fund expenditures totaled \$145,004.01 or 51% of budget and the PAYT Fund expenditures totaled \$23,634.12 or 66.8% of budget.

LIQUOR LICENSING AUTHORITY: NONE

NEW BUSINESS:

PUBLIC HEARING – CONSIDERATION TO ADOPT RESOLUTION 02-2016; A RESOLUTION GRANTING A SPECIAL USE PERMIT FOR A PUTT PUTT GOLF COURSE LOCATED AT LOTS 6-8, BLOCK 19, TOWN OF GRAND LAKE; MORE COMMONLY REFERRED TO AS 700 GRAND AVENUE (D/B/A GRAND LAKE HARDWARE) – Mayor Burke opened the Public Hearing and asked Town Planner Biller to present this matter to the Board. Biller stated The Town has received a request to renew the Special Use Permit for a seasonal putt putt golf course which requires Board review. The Planning Commission has forwarded a favorable recommendation by Resolution 21-2015. Alan Funk is the applicant. The Board adopted Resolution 1-2014 granting a two year Special Use Permit which expired on November 1, 2015. In the approval, the Board deferred the requirement for additional parking spaces to be provided by the applicant. Staff contacted all surrounding property owners within 200 feet and published the location of this Public Hearing in the Middle Park Times by ad #11784596 and received one comment regarding the SUP. The comment was in favor of renewing the SUP permit. The applicant is requesting renewal of the Special Use Permit which in general includes the following: 18 holes; summer use only; hours of operation of 10am to 8:30pm; signage not to exceed 50 sq.ft.; all business operations conducted through the hardware store; and no outdoor lighting at this time. The Town received no complaints regarding the previously approved Special Use Permit. In order to meet the Town Municipal Code the applicant must create two

additional parking stalls. The Planning Commission's recommendation included the deferment of the two additional parking stalls required and review the parking requirement upon renewal of the SUP. Staff recommends the Commission adopt the draft resolution as presented which contains the following conditions for approval: that the Special Use Permit is valid for five seasons April 1- November 1 from 2016 - 2020; all business operations are conducted through the existing business Grand Lake Hardware, Inc.; the putt putt golf course area shall be restricted to 8,000 sq.ft.; normal operating hours for the putt putt golf are daily between 8am to 8:30pm.; the applicant obtains all applicable permits, including but not limited to, a building permit, a sign permit, and/or an electrical permit; the Town shall require a review of the commercial parking requirements to determine if any additional parking spaces must be provided by the Applicant prior to renewal of this Special Use Permit; any changes to this Special Use Permit shall be reviewed and approved by the Planning Commission and Board of Trustees; review of this Special Use Permit may be warranted by the Planning Commission and Board of Trustees, if two or more written complaints are received by the Town in any twelve month period; and the applicant complies with all other federal, state, and local regulations. Failure to adhere to these conditions shall be cause for Town Staff to either suspend or revoke the Special Use Permit without notice or hearing. The Board should conduct the Public Hearing as follows: open the Public Hearing; allow Staff to present the matter; allow the applicant to address the Board; take all public comment; close the Public Hearing; allow for Board discussion; take action as appropriate. The Board has the following options: adopt the resolution as presented, thus grant the permit, adopt the resolution with revised conditions, continue the Public Hearing or not adopt the resolution, thus not grant the permit. He concluded by stating Alan Funk was present at the meeting.

Alan Funk, Manager, Grand Lake Hardware was recognized by the Chair. Mr. Funk stated that he has had many favorable comments throughout the summer about the putt putt golf course. The course is bringing increased traffic and interest to the west-end of Town.

Mayor Burke opened the floor to public comment. No public comments were made and she closed the Public Meeting turning the matter over to the Board.

Trustee Baird stated that the Town is working on improving the west-end of Town. Mr. Funk then stated that he felt to create a

coherent appearance the improvement of the west-end of Town should match the east-end of Town.

Trustee Sabo raised the topic of looking at the parking regulations, which he feels are arbitrary and outrageous. After a brief discussion Trustee Lewis moved to adopt Resolution 02-2016; a resolution granting a Special Use Permit for a putt putt golf course located at Lots 6-8, Block 19, Town of Grand Lake; more commonly referred to as 700 Grand Avenue, d/b/a Grand Lake Hardware, as presented. Trustee Jenkins seconded the motion and all Trustees voted aye.

At 7:55 p.m. Trustee Gasner excused himself and sat in the audience.

NEW BUSINESS:

CONSIDERATION OF SPECIAL EVENT PERMIT APPLICATION FOR ANTIQUE VINTAGE SNOWMOBILE CLUB RACES AND SHOW – Mayor Burke asked Town Code Administrator Rendon to present this matter to the Board. Rendon stated the Antique Vintage Snowmobile Club, sponsored by the Grand Lake Chamber of Commerce, has submitted a Special Event Permit Application for consideration. Staff is in possession of a Special Event Permit Application submitted by the Antique Vintage Snowmobile Club to conduct their Antique Vintage Snowmobile Races and Show (“the Event”). The Event will be sponsored by the Grand Lake Chamber of Commerce and is proposed to be held between Lake Avenue and Garfield Street with use of the beach parking lot and use of the L-Dock for snowmobile access on February 6, 2016, from approximately 8:00 a.m. to 5:30 p.m. Clean-up will occur immediately after the event. It shall be noted that the waters of Grand Lake are outside of the town limits, and therefore, the town cannot and does not grant authority or accept responsibility or liability for any activities on Grand Lake itself. All participants, visitors, organizers and their volunteers are at their own risk. This Special Event Permit Application is being referred to the Board of Trustees because this is a first time event. Staff believes that this event is not in conflict with the consideration factors listed above and should be a successful event for the Antique Vintage Snowmobile Club. Also, the Antique Vintage Snowmobile Club held a similar event during Winter Carnival in 2015 and 2016, and no issues or concerns were identified after the event was complete. The Board should review and discuss the application, taking into consideration the factors listed above as well as input from the Antique Vintage Snowmobile Club representatives. Town Staff recommends approval and execution of the Special Event Permit as presented. The Board should approve, modify, deny or table the Special Event Permit

Application. He concluded by stating that Bob Florquist was present.

Bob Florquist, President, Antique Vintage Snowmobile Club of Colorado was recognized by the Chair. Mr. Florquist stated that they had a tremendous turnout at the event held during Winter Carnival with racers present from various states. They expect a similar if not higher turnout for the proposed event. He said that the event would be the same as the one held during Winter Carnival minus the break needed for the parade.

Trustee Jenkins moved to authorize the Mayor to sign the Special Event Permit for the Antique Vintage Snowmobile Club Races and Show as described in the application, and upon confirmation from Staff that all other Application requirements have been met and the Permit is ready for signature. Trustee Lewis seconded the motion and all Trustees voted aye except Trustee Gasner who abstained.

At 8:00 p.m. Trustee Gasner resumed his seat.

NEW BUSINESS:

CONSIDERATION OF THE CONTINUATION OF THE SPECIAL USE PERMIT WITH THE DEPARTMENT OF INTERIOR FOR THE TOWN OF GRAND LAKE TO CONTINUE TO MAINTAIN A WARNING LIGHT ON THE WEST SIDE OF HIGHWAY 34 INSIDE ROCKY MOUNTAIN NATIONAL PARK, AND TO AUTHORIZE THE TOWN MANAGER TO SIGN THE SPECIAL USE PERMIT – Mayor Burke asked Town Manager White to present this matter to the Board. White stated on January 20, 2016, Larry Gamble, Chief, Branch of Planning and Project Stewardship, Rocky Mountain National Park (RMNP), sent him the notice that the Special Use Permit for a warning light maintained by the Town on the west side of Highway 34 inside RMNP, would expire at the end of February 2016. He also included a revised Special Use Permit and is seeking to continue the Special Use Permit through February 28, 2021. Staff supports the continuation of this long standing Special Use Permit and recommends that the Town extend the Special Use Agreement through February 28, 2021 and authorize the Town Manager to sign the extension.

After a brief discussion Trustee Lewis moved to extend the Special Use Permit with the Department of the Interior to have the Town of Grand Lake continue to maintain a warning light on the west side of Highway 34 inside Rocky Mountain National Park through February 28, 2021, and authorize the Town Manager to sign the Special Use Permit. Trustee Jenkins seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION OF THE DONATION BY THE TOWN OF GRAND LAKE OF A 2003 DODGE DURANGO TO THE HOT SULPHUR SPRINGS/PARSHALL FIRE PROTECTION DISTRICT - Mayor Burke asked Town Manager White to present the matter to the Board. White stated that a request was received from the Hot Sulphur Springs/Parshall Fire Protection District for the donation of the Town's 2003 Dodge Durango. He stated that the vehicle has in excess of 163,559 miles on it and has only logged 26 miles in the last 18 months. The vehicle needs some repairs currently and in the future. He stated that the vehicle is not worth a lot of money but would do a lot of good to the Hot Sulphur Springs/Parshall Fire Protection District. He concluded by stating that Staff supported the donation.

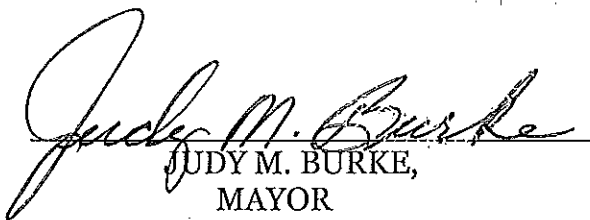
After a brief discussion Trustee Gasner moved to authorize the donation from the Town of Grand Lake to the Hot Sulphur Springs/Parshall Fire Protection District of a 2003 Dodge Durango as presented. Trustee Sabo seconded the motion and all Trustees voted aye.

MAYOR'S REPORT AND COMMENT:

Mayor Burke noted that the year has started off in a favorable way with a wonderful Winter Carnival. There were a lot of good comments about the event. Another big weekend is ahead with the 3 Lakes Fishing Contest, followed by Super Bowl. She concluded by thanking the people in the audience who were considering running for the Board of Trustees and Mayor.

ADJOURNMENT:

Trustee Lewis moved to adjourn, seconded by Trustee Gasner. All Trustees voted aye, and the meeting was adjourned at 8:08 p.m., January 25, 2016.


JUDY M. BURKE,
MAYOR

ATTEST:


KATIE NICHOLLS,
TOWN CLERK