

RECORD OF PROCEEDINGS

REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, MAY 22, 2017 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; Trustees Bruegger, Goodfellow, Jenkins, Kudron, and Solgot; Town Manager White, Town Clerk Nicholls, and Town Planner Shull.

ABSENT: Mayor Peterson noted that Mayor Pro-Tem Lewis was absent from the workshop and evening meeting. Trustee Jenkins moved to excuse Mayor Pro-Tem Lewis. Trustee Kudron seconded the motion and all Trustees voted aye.

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.

Mayor Peterson announced that the Town of Grand Lake 2017 Drinking Water Consumer Confidence Report for Calendar Year 2016 is now available. Copies may be downloaded from the Town's website, www.townofgrandlake.com or requested at Town Hall during business hours.

Mayor Peterson announced that the Town of Grand Lake Beautification Day has been moved to June 3rd from 9 a.m. to noon with a BBQ to follow.

Mayor Peterson announced that Color Me Creative is having a walking tour of the Town on Friday, June 9th from 1-4 p.m.

Mayor Peterson announced that an Arts & Crafts Fair, sponsored by the Grand Lake Area Chamber of Commerce, will be held on June 10th and 11th in Town Square Park.

Mayor Peterson announced that the Memorial Day Parade is on Monday at 10 a.m.

RECORD OF PROCEEDINGS

Mayor Peterson then asked for a moment of silence to honor the recent passing of John Catt, president of the Blues Society.

CONFLICTS OF INTEREST:

Mayor Peterson 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 Kudron announced that he had a conflict with the Local Liquor Licensing issues as he is the applicant representing the Rotary Club.

UNSCHEDULED PUBLIC COMMENTS:

Mayor Peterson 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. He then asked if there were any unscheduled public comments and noted that comments are limited to 3 minutes.

There were no unscheduled public comments.

SCHEDULED PRESENTATIONS/ DELEGATIONS:

None.

MINUTES APPROVAL:

Trustee Kudron moved to approve the May 8, 2017 Minutes as presented. Trustee Goodfellow seconded the motion and all Trustees voted aye.

REPORTS: SALES TAX CASH FLOW REPORTS FOR APRIL 2017:

Mayor Peterson asked Financial Trustee Goodfellow to present the sales tax cash flow reports. Goodfellow reported that the amount of revenue received in April 2017 for the month of March was \$55,964 or \$151,327 year-to-date. This amount was 1.52% above what was received through March 2016. He said the sales tax bond revenue received in the same time frame was \$13,693 or \$35,748 year-to-date.

REPORTS: FINANCIAL REPORT FOR APRIL 2017:

Mayor Peterson asked Financial Trustee Goodfellow to present the Financial Report for April 2017. Goodfellow reported that the General Fund expenditures through the end of April totaled \$559,724 or 17% of budget. He said the Water Fund expenditures

for the same period totaled \$183,213 or 12.9% of budget, the Marina Fund expenditures totaled \$33,203 or 13.1% of budget, the PAYT Fund expenditures totaled \$3,863 or 11.1% of budget, and the Grand Lake Center expenditures totaled \$73,642 or 38% of budget.

A question arose and discussion ensued regarding the increase in lodging sales tax.

At 7:34 p.m. Trustee Kudron excused himself and took the podium.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF APPROVAL OF A

SPECIAL EVENT PERMIT APPLICATION FROM THE ROTARY CLUB OF GRAND LAKE FOR A PEGGY MANN COUNTRY DANCE PARTY – Mayor Peterson asked Town Clerk Nicholls to present this matter to the Board. Nicholls stated that an application for a Special Events Liquor Permit was received with the appropriate local fee, proof of possession, certificate of good corporate standing, and floor diagram, from the Rotary Club of Grand Lake. The request is to sell malt, vinous and spirituous liquor by the drink for consumption on the premises only for a “Peggy Mann Country Dance Party” to be held Saturday, August 12, 2017 from 5 p.m. to 9 p.m. The Rotary Club of Grand Lake qualifies for a Special Events Permit in that it is incorporated with the State of Colorado as a nonprofit national organization, and has not received more than 15 Special Events Liquor License Permits for 2017, this is their 2nd request. The proposed location is the Grand Lake Community House at 1025 Grand Avenue. The Community House is more than 500 feet from any educational institution; therefore, State Statute does not prohibit liquor from being sold from this location. Public notice was posted on the premises and attested to by Grand Lake’s Code Administrator, Erin ORourke on May 12, 2017. The Grand County Sheriff’s Department reviewed the application and found no adverse information which would affect this permit. 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. She concluded by stating Steve Kudron was present.

Steve Kudron, 408 Park Avenue, was recognized by the Chair. Kudron stated that the hope is that it will bring a new group of people out. Country dance lessons start at 6 p.m. He concluded that the event will be a fun party with live musicians.

Trustee Solgot moved to approve the Special Events Liquor Permit Application from the Rotary Club of Grand Lake for a "Peggy Mann Country Dance Party" to be held Saturday, August 12, 2017 from 5 p.m. to 9 p.m. Trustee Jenkins seconded the motion and all Trustees voted aye, except Trustee Goodfellow who abstained.

Trustee Kudron resumed his seat at 7:37 p.m.

OLD BUSINESS:

None.

NEW BUSINESS:

CONSIDERATION TO APPROVE RESOLUTION 07-2017, A RESOLUTION AUTHORIZING THE OPENING OF TWO TOWN OF GRAND LAKE CASH ACCOUNTS, ONE FOR THE PURPOSE OF DISTRIBUTING PAYROLL AND ONE FOR THE COLLECTION OF WATER CHARGES, AND DESIGNATING INDIVIDUALS AUTHORIZED TO CONDUCT TRANSACTIONS WITH RESPECT TO THESE CASH ACCOUNTS – Mayor Peterson asked Town Clerk Nicholls to present this matter to the Board. Nicholls stated that recently employees have requested direct deposit services for payroll and about 10% of water customers consistently request automatic debit services for their water accounts. Research into the matter revealed that the current accounts held at Grand Mountain Bank do not offer a comprehensive solution for ACH withdrawals or deposits. A local bank is desired and U.S. Bank offers user-friendly and cost-effective solutions. Staff is requesting the Board adopt Resolution No. 07-2017, A Resolution Authorizing the Opening of two Town of Grand Lake Cash Accounts, One for the Purpose of Distributing Payroll and One for Collection of Water Charges, and Designating Individuals Authorized to Conduct Transactions with Respect to these Cash Accounts. The following individuals will be designated as representatives authorized to conduct transactions in connection with the Town of Grand Lake's accounts, including but not limited to signing checks, transferring funds into and out of the account, and requesting information regarding said accounts as is necessary to conduct the Town's business: James C. Peterson; Kathleen A. Lewis; Thomas G. Goodfellow; James J. White; and Katie Nicholls. The following individuals will be designated as authorized representatives to conduct transactions in connection with Treasury Management Services (online services) for these two accounts, including but not limited to choosing and initiating online services such as ACH transfers: James J. White; Katie Nicholls; and Erin Ackerman.

Trustee Kudron moved to adopt Resolution 07-2017, A Resolution Authorizing the Opening of two (2) Town of Grand Lake Cash Accounts, One for the Purpose of Distributing Payroll and One for

Collection of Water Charges, and Designating Individuals Authorized to Conduct Transactions with Respect to these Cash Accounts. Trustee Bruegger seconded the motion and all Trustees voted aye.

Town Manager White thanked the Staff for their hard work on getting this done.

NEW BUSINESS:

QUASI-JUDICIAL – CONSIDERATION TO GRANT A BUILDING PERMIT APPLICATION FOR CONSTRUCTION OF A NEW BOATHOUSE ON BLOCK 1, LOT 4 OF LAKE KOVE SUBDIVISION, MORE COMMONLY REFERRED TO AS 385 LAKE KOVE AVENUE – Mayor Peterson asked Town Planner Shull to present this matter to the Board. Shull stated that the Town has received a building permit application for a new boathouse which requires Board approval. The applicant is Alexander Kislia. Upon review of the applicant's preliminary development application, applicant complies with all municipal code regulations pertaining to boathouse construction, including heights, setbacks, and distances, as well as design materials. Applicant has completed the 404 Army Corp of Engineers requirement disclaimer, and has obtained the necessary permit for U.S. water disturbance. Staff believes that construction is following the appropriate use of boathouse structural materials for support on lakebed. The Commission recommended approval with the conditions that the Army Corp of Engineers Nationwide Permit is confirmed as "active," and the Forest Service provides their approval of the application before a permit has been issued.

After a brief discussion, Trustee Jenkins moved to grant a building permit application for construction of a new boathouse on Block 1, Lot 4 of Lake Kove Subdivision, more commonly referred to as 385 Lake Kove Ave as presented. Trustee Kudron seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION TO GRANT THE SIGNING OF THE INTERGOVERNMENTAL AGREEMENT FOR A REGIONAL PLANNING COMMISSION FOR TRANSPORTATION PLANNING BY THE NORTHWEST TRANSPORTATION PLANNING REGION – Mayor Peterson asked Town Manager White to present this matter to the Board. White stated that he received the IGA that day upon return from his vacation. The Town has participated in this agreement over the previous years. The commission looks at all the regional and state monies available for transportation; meetings are typically attended by the Town Manager and Town Planner.

Trustee Kudron moved to direct the Mayor to sign the intergovernmental agreement for a Regional Planning Commission for Transportation Planning that is dated May 11, 2017, and that Town Manager take the primary or he assign at his discretion the Town Planner, and he or the Town Planner act as the alternate. Trustee Jenkins seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION TO ESTABLISH A PROCEDURE FOR CHANGE ORDERS REGARDING THE CONSTRUCTION OF THE STREETScape PROJECT PHASE 1 – Mayor Peterson explained that the Board must decide what constitutes an emergency and how much monetary leeway to give the Town Manager in the decision making thereof pertaining to Streetscape Project Phase 1 change orders.

A discussion ensued regarding what constitutes an emergency, construction delay potential, the contingency fund balance, the limit the Town Manager can authorize up to, and communication expectations with the Board for change orders.

Trustee Goodfellow moved to approve the rock blasting change order with the funds to come out of the Water Fund. Trustee Bruegger seconded the motion and all Trustees voted aye.

Trustee Kudron moved to approve the change for the conduit under the boardwalk. Trustee Solgot seconded the motion and all Trustees voted aye.

Trustee Kudron moved to authorize the Town Manager to authorize change orders up to \$30,000 until the expenditure exceeds the contingency amount, and if change orders in excess of \$30,000 result in a work stoppage of 72 hours an emergency meeting be called to resolve that issue. Trustee Jenkins seconded the motion and all Trustees voted aye.

Trustee Kudron requested that the Town Manager make a report of all change orders to the Board at the next available regularly scheduled meeting.

MAYOR'S REPORT
AND COMMENT:

Mayor Peterson stated that the Board should stay unified and glorify the Streetscape Project.

ADJOURNMENT:

Trustee Kudron moved to adjourn, seconded by Trustee Solgot. All Trustees voted aye, and the meeting was adjourned at 8:01 p.m., May 22, 2017.

RECORD OF PROCEEDINGS



JAMES C. PETERSON,
MAYOR

ATTEST:



KATIE NICHOLLS,
TOWN CLERK