

RECORD OF PROCEEDINGS

REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, JUNE 27, 2016 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 Gasner, Goodfellow, Kudron, Lewis, and Sabo; Town Manager White, Town Clerk Nicholls, Town Code Administrator Rendon and Town Attorney Krob.

ABSENT: Mayor Peterson stated that Trustee Jenkins was absent from both the workshop and the evening meeting due to a work situation.

Trustee Lewis moved to excuse Trustee Jenkins from the workshop and evening meeting due to a work situation. Trustee Sabo 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, if you have not already done so, please sign in before you leave.

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.

There were no conflicts of interests.

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

There were no unscheduled public comments.

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SCHEDULED
PRESENTATIONS/
DELEGATIONS:

Mayor Peterson introduced Merrit Linke, Grand County, County Commissioner District 2. Mr. Linke gave an update on the new County Manager search, stating that a candidate had been selected but would not be revealed until later on in the week. He provided a brief overview on the budget, stating there was 20 million dollars in the fund balance and reserves with expectations it would settle at about 16 million dollars or approximately 46% of expenditures for year end. The budget deficit is anticipated to be between \$400,000 and \$1,000,000. He concluded his presentation with an overview on sales tax and the housing market for Grand County.

Mr. Linke introduced Jane Tollett, Grand County, County Commissioner District 1. Ms. Tollett gave an update on water, discussing Moffat Tunnel, firming projects with Colorado River Cooperative Agreement, and Fraser Flats project. She stated she has been working with the Ethics Group created in response to requests from the citizens. She stated that a manual is being put together. She concluded with a brief overview of the county budget.

Mayor Peterson then introduced Ben Bobowski, Acting Superintendent, and Kyle Patterson, Public Affairs Officer with Rocky Mountain National Park. Mr. Bobowski and Ms. Patterson provided a presentation on Rocky Mountain National Park. Topics discussed were repairs and reroutes, fees and their use, Grand Ditch restoration, bicycle use on East Shore Trail, increased visitation and its effects, and shuttles.

CONSENT AGENDA:

Mayor Peterson introduced the Consent Agenda which contained the following: Minutes from the June 13, 2016 Meeting.

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

REPORTS: SALES TAX
CASH FLOW REPORT
FOR APRIL 2016:

Mayor Peterson asked Financial Trustee Goodfellow to present the sales tax cash flow report. Goodfellow reported that the amount of revenue received in May 2016 for the month of April was \$161,061 year-to-date or \$26,769 for the month. This amount was 0.04% below what was received through April 2015.

REPORTS: FINANCIAL
REPORT FOR
MAY 2016:

Mayor Peterson asked Financial Trustee Goodfellow to present the Financial Report for May 2016. Goodfellow reported that the General Fund expenditures through the end of May totaled \$520,384.82 or 18.1% of budget. He said the Water Fund expenditures for the same period totaled \$212,433.91 or 25.7% of budget, the Marina Fund expenditures totaled \$41,931.89 or 19.4% of budget and the PAYT Fund expenditures totaled \$5,184.14 or 13.4% of budget.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF A SPECIAL EVENT
LIQUOR PERMIT APPLICATION FROM THE GRAND
LAKE AREA CHAMBER OF COMMERCE FOR THEIR
FIRST SATURDAYS EVENTS – Mayor Peterson asked Town

Clerk Nicholls to present this matter to the Board. Nicholls reported 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 Chamber of Commerce. The request is to sell malt, vinous and spirituous liquor by the drink for consumption on the premises only for their First Saturdays events to be held Saturday, July 2, 2016, August 6, 2016 and September 3, 2016 from 2:00 to 6:00 p.m. The proposed location is the Lake Front Park at Lake Avenue. Public notice was posted on the premises on June 17, 2016 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 stated that the Board must investigate the application and must deny the permit if its issuance would injure the public welfare by reason of the nature of location of the special event, or failure of the applicant to conduct past special events in compliance with applicable laws and regulations. Nicholls then noted that Samantha Bruegger, Executive Director, was present.

Samantha Bruegger, Executive Director, Grand Lake Area Chamber of Commerce was recognized by the Chair. Ms. Bruegger stated set would be similar to the Ride the Rockies event and that they are very excited about the event.

Trustee Lewis moved to approve the Special Events Liquor Permit Application from the Grand Lake Area Chamber of Commerce for the First Saturdays Events to be held Saturday, July 2, 2016, August 6, 2016 and September 3, 2016 from 2:00 to 6:00 p.m. Trustee Kudron seconded the motion and all Trustees voted aye.

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LIQUOR LICENSING AUTHORITY: **CONSIDERATION OF A SPECIAL EVENT**

LIQUOR PERMIT APPLICATION FROM THE GRAND LAKE AREA CHAMBER OF COMMERCE FOR BUFFALO BBQ

– Mayor Peterson asked Town Clerk Nicholls to present this matter to the Board. Nicholls reported 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 Chamber of Commerce. The request is to sell malt, vinous and spirituous liquor by the drink for consumption on the premises only for their Buffalo BBQ event to be held Saturday, July 16, 2016 from 10:00 a.m. to 8:00 p.m. The proposed location is the Town Park at 1026 Park Avenue. Public notice was posted on the premises on June 17, 2016 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 stated that the Board must investigate the application and must deny the permit if its issuance would injure the public welfare by reason of the nature of location of the special event, or failure of the applicant to conduct past special events in compliance with applicable laws and regulations. Nicholls then noted that Samantha Bruegger, Executive Director, was present.

Samantha Bruegger, Executive Director, Grand Lake Area Chamber of Commerce was recognized by the Chair. Ms. Bruegger stated the event will be the same as last year.

Trustee Kudron questioned the use of the Heckert Pavilion and potential conflicts with the Rotary Pancake Breakfast. Ms. Bruegger stated she has discussed the issue with Larry Bacon, Secretary, Grand Lake Rotary and she will work on day of flow with the Rotary.

Trustee Lewis moved to approve the Special Events Liquor Permit Application from the Grand Lake Area Chamber of Commerce for a Buffalo BBQ Event to be held Saturday, July 16, 2016 from 10:00 a.m. to 8:00 p.m. Trustee Gasner seconded the motion and all Trustees voted aye, except Trustee Kudron who abstained.

OLD BUSINESS:

NONE

NEW BUSINESS:

CONSIDERATION OF TO APPROVE A SPECIAL USE PERMIT AND A SPECIAL EVENT PERMIT FOR A COMMUNITY CHICKEN DINNER EVENT BY THE GRAND LAKE AREA HISTORICAL SOCIETY – Mayor Peterson asked Town Code Administrator Rendon to present this matter to the Board. Rendon stated the Grand Lake Area Historical Society has submitted a Special Event Permit

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Application for consideration of a 2016, Community Chicken Dinner Event. On March 7, 2016, Town Staff received a Special Event Permit Application from the Applicant to conduct a 2016, Community Chicken Dinner Event. The event is proposed to be held on Monday, August 29, 2016, from 4:30 p.m. until 10:00 p.m. at Block 19, Lots 15-16, in the Town of Grand Lake. The Applicant is proposing to include; a camp fire, food and liquor and temporary uses for a Commercial /Mixed Use therefore, a Special Use Permit was required per Municipal Code 12-2-31(A). On March 7, 2016, Town Staff received a Special Use Permit Application from the Applicant. The Special Use Permit Application was reviewed by Town Staff and in accordance with Municipal Code 12-2-31(A) was presented to the Planning Commission in a Public Hearing on May 4, 2016. The Planning Commission reviewed the Special Use Permit Application and forwards a favorable recommendation, per Planning Commission Resolution 08-2016, with the following conditions of approval: the Special Use Permit is valid for August 29th, 2016; the Applicant will be contacting the property owners, to address any concerns with the Event, in the two blocks that surround the property by July 1st, 2016; the proposed uses are restricted by the site plan; any changes to the Special Use Permit shall be reviewed and approved by the Town Manager and the Mayor; and, the Applicant complies with all other federal, state, and local regulations. Also, per Resolution 08-2016, the Planning Commission recommends that future requests to conduct this event not require a Special Use Permit Application instead; future requests for this event will only require a Special Event Permit Application, which will outline the Special Uses, and will follow the requirements outlined in Municipal Code 11-6-3. Staff has included the conditions and agreements as outlined in the Planning Commissions Resolution 08-2016, as part of the overall Special Event Permit. Staff is aware that a Liquor License Application was presented and approved by the Board of Trustees, on April 11, 2016, for this event. Staff believes that this event is not in conflict with the consideration factors listed above and should be a successful event for the Town of Grand Lake and the Grand Lake Area Historical Society. Staff believes this event should not require a Public Hearing. He concluded by stating Elin Capps, Grand Lake Area Historical Society, was present.

Elin Capps, 122 County Road 4652, Grand Lake Area Historical Society was recognized by the Chair. Ms. Capps stated that the old cars will only be local this year.

Trustee Lewis moved to approve the Special Use Permit, as recommended by the Planning Commission Resolution 08-2016, and approve the Special Event Permit for the 2016, Grand Lake

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Area Historical Society - Community Chicken Dinner Event, and authorize Mayor Peterson to sign the Special Event Permit, as described in the attached application, and upon confirmation from Staff that all other application requirements have been met and the Permit is ready for signature. Trustee Gasner seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION OF RESOLUTION NO. 10-2016, A RESOLUTION APPROVING AND REAFFIRMING THE APPLICATION OF THE GRAND LAKE FIREWORKS, INC. FOR A SPECIAL EVENT PERMIT TO CONDUCT FIREWORKS DISPLAY FROM TOWN PROPERTY WITHIN THE TOWN LIMITS ON JULY 4, 2016 SUBJECT TO CONDITIONS – Mayor Peterson asked Town Attorney Krob to present this matter to the Board. Krob stated that under State Statute if a locality does not have regulations in place then you comply with State Statute regulations. If a local governing body has a plan and rules in place for issuing fireworks display permits then it has sole authority over those. A Special Event Permit was previously issued by the Town, but safety concerns were raised and affected parties got together to address the safety concerns. Resolution 10-2016 reaffirms the Special Event Permit previously approved, but adds some conditions under Item 2 of the Resolution.

After a brief discussion Mayor Peterson stated to the audience that the staging of the fireworks would be moved from the Town beach to East Inlet.

Trustee Lewis moved to approve Resolution No. 10-2016, a Resolution approving and reaffirming the application of the Grand Lake Fireworks, Inc. For a special Event Permit to conduct fireworks display from Town property within the Town limits on July 4, 2016 subject to conditions as presented. Trustee Gasner seconded the motion and all Trustees voted aye.

MAYOR'S REPORT
AND COMMENT:

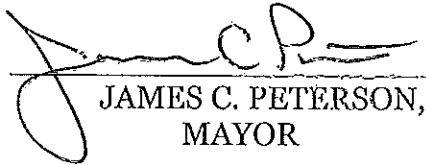
Mayor Peterson stated that the majority of the Board went to Vail for the Colorado Municipal League conference. He went to 9 classes, which he briefly outlined the various topics covered at the conference. He felt he got a lot out of it and it was a benefit to everyone present.

Trustee Lewis stated that it was time well spent and an opportunity to get together with people from other Towns. She stated we are facing a lot of the same problems as other municipalities of all sizes. Some of the ideas others have used for issues could likely be used by the Town.

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ADJOURNMENT:

Trustee Gasner moved to adjourn, seconded by Trustee Lewis. All Trustees voted aye, and the meeting was adjourned at 8:43 p.m., June 27, 2016.



JAMES C. PETERSON,
MAYOR

ATTEST: 

KATIE NICHOLLS,
TOWN CLERK