REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, AUGUST 14, 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; Mayor Pro-Tem Lewis; Trustees Bruegger, Goodfellow, Jenkins, Kudron, and Solgot; Town Manager White, Town Clerk Nicholls, Town Treasurer Ackerman, 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.

Mayor Peterson announced that the 8th annual Corvette Car Show will be held on Saturday, August 19th starting at 10 a.m. along Grand Avenue.

Mayor Peterson then announced that the Grand Lake Area Historical Society is holding their 3rd annual Community Chicken Dinner on Sunday, August 20th starting at 5:30 p.m. at the Smith Eslick Cottage Camp. There will be food, music, cars and more.

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 Goodfellow announced that he had a conflict with the Grand Lake U.S. Constitution Special Event items as he is the applicant, and the Three Lakes Water & Sanitation District item added to the agenda as he is directly affected.

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.

Neal Cross, 88 Lily Lane, was recognized by the Chair. Mr. Cross
thanked the Town and the Board for the new East Inlet Docks.

SCHEDULED
PRESENTATIONS/
DELEGATIONS:

There were no scheduled presentations.

CONSENT AGENDA:

Mayor Peterson introduced the Consent Agenda which contained
the Minutes from the July 24, 2017 Meeting and Accounts Payable
for July 2017. Town Treasurer Ackerman noted that the Consent
Agenda contains the resurfacing of the fireworks barge, an item
for consideration at a later time on the agenda.

Mayor Pro-Tem Lewis moved to remove the Accounts Payable for
July 2017 from the consent agenda, and approve the July 24, 2017
Minutes as presented. Trustee Jenkins seconded the motion and
all Trustees voted aye.

OLD BUSINESS:

None.

NEW BUSINESS:

PUBLIC HEARING – CONSIDERATION OF A 2017
SUPPLEMENTAL BUDGET – Mayor Peterson opened the
public hearing and asked Town Treasurer Ackerman to present
this matter to the Board. Ackerman stated that the proposed 2017
supplemental budget for the Town of Grand Lake was submitted
to the Board of Trustees for consideration on July 10, 2017. Legal
Notice No. 86941, Notice of Supplemental Budget, announcing the
public hearing was published in the Middle Park Times on
Thursday, July 20, 2017. She then outlined the changes in this
supplemental budget from the original submitted to the Board on
July 10. She further stated that also before the Board today is a
request to reimburse Whatever Floats Your Boat for the purchase
of materials to re-surface the fireworks barge after initial testing.
She concluded by stating that after hearing public comment, Staff
recommends the Board close the Public Hearing and proceed to
the next item on the agenda.

Mayor Peterson asked for public comment, there were no public
comments. He closed the Public Hearing, and opened it up to
Board discussion.
A brief discussion ensued clarifying the difference between the three budget options presented.

**NEW BUSINESS:**

**CONSIDERATION TO ADOPT RESOLUTION 11-2017, A RESOLUTION TO ADOPT A 2017 SUPPLEMENTAL BUDGET** – The Board did not request presentation or discuss this matter.

Trustee Kudron moved to adopt the Supplemental Budget submitted including the $7,000 expenditures which leaves the ending fund balance of $871,159, which is a 16.6% Reserve, and adopt Resolution 11-2017, a resolution to adopt a supplemental budget. Mayor Pro-Tem Lewis seconded the motion and all Trustees voted aye.

**NEW BUSINESS:**

**CONSIDERATION TO ADOPT RESOLUTION 12-2017, A RESOLUTION TO APPROPRIATE SUMS OF MONEY** – The Board did not request presentation or discuss this matter.

Mayor Pro-Tem Lewis moved to adopt Resolution 12-2017, a resolution to appropriate sums of money for the General Fund as follows: $3,938,412 Total; for Current Operating Expenses in the amount of $1,883,770; Debt Service in the amount of $42,046; and Capital Outlay in the amount of $2,012,596. Trustee Jenkins seconded the motion and all Trustees voted aye.

Mayor Pro-Tem Lewis moved to approve accounts payable for July 2017. Trustee Solgot seconded the motion and all Trustees voted aye, except Trustee Goodfellow who abstained.

**NEW BUSINESS:**

**CONSIDERATION TO ADOPT RESOLUTION 13-2017, A RESOLUTION SUPERSEDING AND REPLACING RESOLUTION NO. 8-2011, A RESOLUTION ENACTING RULES AND REGULATIONS FOR THE OPERATION OF THE GRAND LAKE AREA CEMETERY** – Mayor Peterson asked Town Clerk Nicholls to present this matter to the Board. Nicholls stated that the Grand Lake Area Cemetery is in the process of surveying the cemetery, which will ultimately result in the opening of the new section of the cemetery. It has been determined by the Cemetery Committee that slightly larger plot sizes will be easier for the excavators in the new section. The small plot sizes in the east and west sections have caused some difficulty in the past. In order to accommodate this need the Rules and Regulations for the Operation of the Grand Lake Area Cemetery needs to be updated. Additionally, the Committee has identified areas in the Rules and Regulations that need clarification and/or adjustment based upon issues that have arisen in the past. These updates are: clarification of the type of “vault” to be used in
traditional burials, location for memorial services, grave markers approval, an increase in grave marker size from a maximum of 3 feet to 4 feet, and moving the fee schedule from the Rules and Regulations to the Town of Grand Lake Fee and Deposit Schedule.

After a brief discussion, Trustee Jenkins moved to adopt Resolution 13-2017, a resolution superseding and replacing Resolution No. 8-2011, a resolution enacting rules and regulations for the operation of the Grand Lake Area Cemetery. Trustee Solgot seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION TO APPOINT CML POLICY COMMITTEE MEMBERS – Mayor Peterson asked Town Manager White to present this matter to the Board. White stated that each year, the Colorado Municipal League requests that each of its membership municipalities appoint or reappoint members to the Policy Committee. Each municipality can also offer proposed legislation it wants to be considered by the Policy Committee. The Town’s current member representative is Trustee Jenkins with Town Manager White as the alternate. The Town Board may reappoint the current representatives or appoint other individuals.

Trustee Solgot moved to reappoint Trustee Jenkins to serve as the Town of Grand Lake’s Member representative on the Policy Committee, and further moved to reappoint Town Manager White as the Town of Grand Lake’s Alternate on the CML Policy Committee. Mayor Pro-Tem Lewis seconded the motion, and all Trustees voted aye, except Trustee Jenkins who abstained.

NEW BUSINESS:

CONSIDERATION TO ADOPT RESOLUTION 14-2017, A RESOLUTION GRANTING A VARIANCE TO THE 30 FOOT STREAM SETBACK FOR CERTAIN IMPROVEMENTS LOCATED AT TRACT A, BLOCK 3, SHADOW PARK WEST SUBDIVISION; MORE COMMONLY REFERRED TO AS 4 GRAND COUNTY ROAD 48 – Mayor Peterson asked Town Planner Shull to present this matter to the Board. Shull noted that this item and the other items of his on the agenda were not marked as quasi-judicial as is required. He then stated that the Town has received a variance request to the 30 foot stream setback of Columbine Creek. The request is to place a proposed driveway access along the western boundary of the property following a historically utilized access route into the property from Grand County Road 48. The applicant is Ryan Barwick of Grand Adventures, LLC, as Ignacious Properties, LLC. He then provided background information on the property. He continued that Staff feels that the existing property’s steeply sloped topography to the west poses a practical difficulty in
moving the driveway outside of the 30 foot setback. An electric utility line currently exists where the driveway would go if it were to be completely removed from the 30 foot setback area. Staff believes these factors create a practical and financial hardship for the applicant that a variance would resolve. Per Staff request, the applicant will be placing a silt fence along the east boundary of the driveway to capture sediment from runoff during the construction process. The applicant has indicated that he does not plan on altering the existing grade of the slope, and if possible would attempt to move the driveway several feet further away from the creek. Staff’s initial recommendation to the Planning Commission was to recommend granting a variance to the 30 foot stream setback with the following conditions: the applicant is to provide an alternative illustration showing the proposed driveway setback as close to the slope side as is feasible; the granting of the variance does not set precedence for any future variance requests nor obligate the Town to grant similar variance requests in the future; and the applicant complies with all other federal, state, and local regulations. At the Planning Commission Public Hearing, the Commissioners heard from the applicant directly, as well as from members of the public. After listening to their comments the Commission approved Resolution 02-2017, recommending granting a variance to the 30 foot stream setback with specified conditions. Staff recommends the Board adopt Resolution 14-2017, granting a variance to the 30 foot stream setback with specified conditions. He concluded by stating that Ryan Barwick was present.

Ryan Barwick, 102 Mountain Willow Drive, Fraser, was recognized by the Chair. Mr. Barwick stated that he owns Grand Adventures Snowmobile Rentals, which he has been running out of Sombrero Stables. He stated that they have been looking for a new home for a long time, and that he is a very water conscious person.

Trustee Goodfellow stated he was at the Planning Commission meeting for this item.

After a brief discussion, Mayor Pro-Tem Lewis moved to adopt Resolution 14-2017; a resolution granting a variance to the 30 foot stream setback for certain improvements located at Tract A, Block 3, Shadow Park West Subdivision; more commonly referred to as 4 Grand County Road 48. Trustee Jenkins seconded the motion and all Trustees voted aye.

Trustee Kudron thanked Mr. Barwick for the use of his property by the Wildfire Council for the chipping event. Mr. Barwick stated that he was in favor of continuing that event at his property.
NEW BUSINESS:

CONSIDERATION TO ADOPT RESOLUTION 15-2017, A RESOLUTION GRANTING A SPECIAL USE PERMIT FOR THE TEMPORARY PLACEMENT OF A SNOWMOBILE RENTAL FACILITY LOCATED AT LOTS 9-10, BLOCK 28, TOWN OF GRAND LAKE; MORE COMMONLY REFERRED TO AS 304 W. PORTAL ROAD – Mayor Peterson asked Town Planner Shull to present this matter to the Board. Shull stated that the Town has received a Special Use Permit Application for a seasonal snowmobile rental facility which requires Planning Commission review and recommendation. The request is to renew an annually reoccurring special use permit for one additional year. Grand Adventures is the applicant and is the temporary business. The primary business is Sombrero Stables. He then provided background history on previous Special Use Permits issued on the property. He continued that the request is the same request as in previous years and, therefore, Staff has not advertised this meeting as a Public Hearing. Staff is not a proponent of veering from the due process of the Municipal Code. However, in Staff’s opinion this is a very unique case considering the following: the applicant has complied with obligations in each renewal of the permit; the Town has not received any complaints regarding Grand Adventures; beginning in 2007, the surrounding properties have been notified on eleven separate occasions regarding Public Hearings on this special use; and only three properties have changed ownership since the last Public Hearing. Additionally, each Public Hearing cost roughly $150 to advertise, a cost bore by the applicant. The intent of the Municipal Code is to allow the public to give comment regarding a special use. The public has been given ample opportunities to comment on this special use. The mission statement of the town is to “support existing businesses”. By limiting overhead expenses to conduct a winter seasonal business, Staff hopes Grand Adventures will spend those monies on other businesses expenses such as: signage, a permanent fixed location, business expansion, or their employee benefits. If the Board disagrees with Staff and, thus, would prefer a Public Hearing, the Applicant has submitted a deposit to cover those Town incurred costs. If the Board would like another level of comfort by contacting the surrounding property owners, Staff could send out regular mail to some or all surrounding property owners for a fraction of the cost for sending certified letters. Staff recommends the Commission adopt the Resolution as presented, which contains the following recommended conditions for approval: the hours of operation are limited to 8am to 6pm, seven days a week; the Special Use Permit is valid beginning November 1, 2017 and shall expire on April 30, 2018; the Applicant shall provide signage delineating the parking area for Grand Adventures and Mountain Food Market, such
signage to be approved by the Town of Grand Lake; the Applicant shall follow Best Management Practices for fuel storage, filling, and spills. In the event a fuel spill occurs, the Applicant must provide written notice to the Town within 24 hours of the incident. The Board should be prepared to discuss the requirements of a Public Hearing regarding renewal of this Special Use Permit. If the Board determines a Public Hearing is not necessary considering the unique circumstances surrounding this Special Use Permit, the Board should then discuss renewal of the Special Use Permit.

A brief discussion ensued regarding past issues with the past owner regarding parking and the trailer remaining beyond the allowable time.

Mayor Pro-Tem Lewis moved to adopt Resolution 15-2017, a resolution to granting a Special Use Permit for the temporary placement of a snowmobile rental facility located at lots 9-10, block 28, Town of Grand Lake; more commonly referred to as 304 West Portal Road. Trustee Jenkins seconded the motion and all Trustees voted aye.

**NEW BUSINESS:**

**CONSIDERATION OF PAYMENT TO WHATEVER FLOATS YOUR BOAT FOR FIREWORKS BARGE RECONSTRUCTION** – Mayor Peterson noted that this matter was approved through Accounts Payable.

**NEW BUSINESS:**

**CONSIDERATION TO ADOPT RESOLUTION 16-2017, A RESOLUTION GRANTING A VARIANCE TO MUNICIPAL CODE 12-2-17 – REGULATION FOR COMMERCIAL TRANSITIONAL DISTRICT CT – FOR PROPERTY LOCATED AT LOTS 7 & 8, BLOCK 13; MORE COMMONLY REFERRED TO AS 800 AND 804 PARK AVENUE** – Mayor Peterson asked Town Planner Shull to present this matter to the Board. Shull stated that the Town has received a zoning setback variance request by Sloan Construction Company, LLC, as owner 812 Park, LLC, seeking relief of hardship for the required rear setback of 20 feet in the Commercial Transitional – CT zone as specified in Municipal Code 12-2-17(D). He then provided background information on the property. He continued that Staff believes the applicant satisfies more than half of the factors under consideration by the Planning Commission. The biggest and perhaps most critical consideration Staff sees in this situation is whether an enclosed parking stall constitutes a primary or accessory building. Staff’s initial recommendation to the Planning Commission was to recommend denying a variance to the 20 foot rear setback requirement. The Commission recommended granting a variance to the 20 foot rear setback. Staff suggests the Board adopt Resolution 16-2017, a resolution
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recommending granting a variance to the 20 foot rear setback requirement. The Board should be prepared to discuss the requirements of a Public Hearing regarding a variance to a 20 foot rear setback of a parking stall enclosure. If the Board determines a Public Hearing is not necessary, they should begin to discuss granting or denying the variance.

Jim Kruetzer, Sloan Construction, was recognized by the Chair. Mr. Kruetzer stated that everybody is asking for a garage that has been looking at the project. He stated that the neighborhood around it and the setbacks necessitate the need for the variance.

Trustee Goodfellow stated he was at the Planning Commission meeting for this item.

Mayor Pro-Tem Lewis move to adopt Resolution 16-2017; a resolution granting a variance to Municipal Code 12-2-17 – Regulation for Commercial Transitional District CT – for property located at Lots 7 & 8, Block 13; more commonly referred to as 800 and 804 Park Avenue. Trustee Solgot seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION OF A SPECIAL EVENT PERMIT APPLICATION FOR THE GRAND LAKE U.S. CONSTITUTION WEEK – Mayor Peterson asked Town Code Administrator ORourke to present this matter to the Board. ORourke stated that the Grand Lake U.S. Constitution Week committee has submitted a Special Event Permit Application for events to be held in various locations the week of September 11-16, 2017. Per public comments received following the 2016 Constitution Week events, the Board of Trustees stated in its September 26, 2016 meeting that it would review the application prior to the 2017 event.

A question arose as to whether any of the complaints received pertained to the Special Event itself. Town Code Administrator ORourke stated that there were not.

At 8:12 p.m. Trustee Goodfellow left his seat and took the podium.

Tom Goodfellow, 1204 Grand Avenue, was recognized by the Board. Mr. Goodfellow stated that in response to concerns that the event needed to be more balanced, Neal Cross joined the organization. Mr. Cross has provided an additional four speakers. Mr. Goodfellow stated that there will be a total of 10 speakers, two of which are returning.
Neal Cross, 88 Lily Lane, was recognized by the Chair. Mr. Cross thanked Mr. Goodfellow to allow him to work with him on Constitution Week. He stated his excitement about being involved and requested that the Board consider waiving the fees for the Grand Lake Center. He explained that the Town donates to the event and then charges a fee for the facilities.

A discussion ensued regarding marketing efforts, speakers, and fees for Grand Lake Center. The Board directed Staff to bring the facility fee removal request to them at the next meeting.

Mayor Pro-Tem Lewis moved to authorize Mayor Peterson to sign the Special Event Permit for the Grand Lake U.S. Constitution Week Event 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 Kudron seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION OF THREE LAKES WATER & SANITATION DISTRICT RIGHT OF WAY PERMIT REQUEST – Mayor Peterson stated that this item was added on to the agenda from the Workshop session based upon the Three Lakes Water & Sanitation District’s Right of Way Permit Application for replacement of a lift station on Hancock Street.

A discussion ensued regarding the late notice of the requested construction, additional costs and potential problems of a delay to the start date, Streetscape construction, Town Staff responsibilities, impact upon businesses and visitors, issues with winter construction, street closure, the traffic plan, upcoming events, impact upon winter boat removal for the marinas, Town Staff suggestions, and Town Code requirements.

Town Attorney Krob noted that under the Town’s regulations permits cannot last longer than four weeks, and informed the Board they would need to address this in order to allow a longer timeframe on the permit.

Town Code Administrator ORourke noted that the Taking Steps to End All Cancers Race is scheduled for September 24, 2017. The race generally ends down by the lake and would be affected by the construction.

Trustee Solgot moved to approve the Three Lakes Water & Sanitation District Right Of Way Permit request with the following conditions: a start date of September 18, 2017; written certified notification, subject to Town Staff approval, to be sent by the Applicant to all affected businesses, residents, and events to
include the Taking Steps to End All Cancers Race; paving will be postponed until spring as weather permits; during the months of September and October work will be restricted to Monday through Friday; and they shall be permitted to dig past October 15, 2017, with such additions and modifications as deemed appropriate by the Town Manager. Mayor Pro-Tem Lewis seconded the motion and all Trustees voted aye.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF A SPECIAL EVENT PERMIT APPLICATION FROM GRAND LAKE U.S. CONSTITUTION WEEK FOR A “U.S. CONSTITUTION WEEK” EVENT TO BE HELD AT THE WESTERN RIVIERA LAKESIDE EVENT CENTER – 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 Grand Lake U.S. Constitution Week. The request is to sell malt, vinous and spirituous liquor by the drink for consumption on the premises only for “U.S. Constitution Week” to be held Monday, September 11, 2017 from 4 p.m. to 10 p.m. The Grand Lake U.S. Constitution Week qualifies for a Special Events Permit in that it is incorporated with the State of Colorado as a non-profit patriotic group, and has not received more than 15 Special Events Liquor License Permits for 2017, this is their 1st request. The proposed location is the Western Riviera Lakeside Event Center at 1007 Lake Avenue. The Western Riviera Lakeside Event Center 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 O’Rourke on August 4, 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.

Trustee Kudron moved to approve the Special Events Liquor Permit Application from the Grand Lake U.S. Constitution Week for “U.S. Constitution Week” to be held Monday, September 11, 2017 from 4 p.m. to 10 p.m. located at the Western Riviera Lakeside Event Center. Mayor Pro-Tem Lewis seconded the motion and all Trustees voted aye.
LIQUOR LICENSING AUTHORITY: CONSIDERATION OF A SPECIAL EVENT PERMIT APPLICATION FROM GRAND LAKE U.S. CONSTITUTION WEEK FOR 5 “U.S. CONSTITUTION WEEK” EVENTS TO BE HELD AT THE GRAND LAKE CENTER – Mayor Peterson asked Town Clerk Nicholls to present the 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 Grand Lake U.S. Constitution Week. The request is to sell malt, vinous and spirituous liquor by the drink for consumption on the premises only for “U.S. Constitution Week” to be held Monday September 11, Tuesday September 12, Wednesday September 13, Thursday September 14, and Friday September 15, 2017 from 4:30 p.m. to 10 p.m. The Grand Lake U.S. Constitution Week qualifies for a Special Events Permit in that it is incorporated with the State of Colorado as a non-profit patriotic group, and has not received more than 15 Special Events Liquor License Permits for 2017, this is their 2nd, 3rd, 4th, 5th & 6th requests. The proposed location is the Grand Lake Center at 301 Marina Drive. The Grand Lake Center 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 August 4, 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.

Mayor Pro-Tem Lewis moved to approve the Special Events Liquor Permit Application from the Grand Lake U.S. Constitution Week for “U.S. Constitution Week” to be held Monday September 11, Tuesday September 12, Wednesday September 13, Thursday September 14, and Friday September 15, 2017 from 4:30 p.m. to 10 p.m. located at the Grand Lake Center. Trustee Solgot seconded the motion and all Trustees voted aye.

Trustee Goodfellow resumed his seat at 9:04 p.m.

MAYOR'S REPORT AND COMMENT:

Mayor Peterson stated that at the last meeting there was an executive session, and by 7:30 a.m. citizens knew what had happened at the executive session. He stated this is a violation of executive session and the rules of being an official. He reiterated the importance of this and that whatever occurs in executive session stays in executive session.
Town Attorney Krob expanded that one of the fundamental purposes of executive session is to allow everyone to speak freely without having to worry about public comment. If confidentiality is not maintained then people’s ability to speak freely is hampered. He further stated that the consequences of telling people include possible exclusion from future executive sessions.

Trustee Kudron questioned the need to post an executive session.

Town Clerk Nicholls stated that she had received a record request to listen to the minutes for the last meeting and was subsequently questioned regarding the motion to go into executive session not being on the recording. She further stated that the motion to go into executive session is to occur in the open meeting to let the public know what the executive session is for and that it is covered by the State Statute.

Trustee Jenkins stated that the newspaper adversely stated that there was discussion about a Staff member without the Staff member’s knowledge.

Town Attorney Krob stated that if you are essentially talking about an incident that occurred in getting a report of that incident that is properly subject of executive session then the person that may be in that report is not required to be advised. If performance of personnel is being discussed and if discipline or action should be taken then the Staff member must be notified to have the choice to have the discussion in open session. He further stated that the last executive session was within the scope of the statute.

A brief discussion ensued regarding the Three Lakes Water & Sanitation District permit.

ADJOURNMENT:

Mayor Pro-Tem Lewis moved to adjourn, seconded by Trustee Solgot. All Trustees voted aye, and the meeting was adjourned at 9:15 p.m., August 14, 2017.

JAMES C. PETERSON, MAYOR

ATTEST: KATIE NICHOLLS, TOWN CLERK