



**TOWN OF GRAND LAKE
BOARD OF TRUSTEES - REGULAR MEETING
MONDAY, MARCH 11, 2019 @ 7:30 P.M. – TOWN HALL**

The Town of Grand Lake upholds the Six Pillars of Character: Citizenship, Trustworthiness, Respect, Responsibility, Fairness and Caring

AGENDA

- A.) **CALL TO ORDER**
- B.) **PLEDGE OF ALLEGIANCE**
- C.) **ROLL CALL**
1) Swearing in of new Board of Trustee Tom Weydert
- D.) **ANNOUNCEMENTS**
1.) We would appreciate it if you would turn your cell phones off during this meeting.
2.) A sign-in sheet is located by the door, if you have not already done so, please sign in before you leave.
- E.) **CONFLICTS OF INTEREST**
- F.) **UNSCHEDULED PUBLIC COMMENTS** – COMMENTS ARE LIMITED TO 3 MINUTES
(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.)
- G.) **SCHEDULED PRESENTATIONS/DELEGATIONS** - NONE
- H.) **APPROVAL OF MINUTES**
Minutes – NONE
- I.) **APPROVAL OF ACCOUNTS PAYABLE**
Accounts Payable –February, 2019. (Page E1)
- J.) **OLD BUSINESS** – NONE
- K.) **NEW BUSINESS**
1) Consideration to adopt Ordinance No XX – 2019, AN EMERGENCY ORDINANCE AUTHORIZING THE APPOINTMENT OF MEMBERS OF THE BOARD OF TRUSTEES AND/OR THE PLANNING COMMISSION TO THE ZONING BOARD OF ADJUSTMENT (Page E 1)
2) Consideration to address, via motion of the Board, the discussion at the 02/25/19 executive session regarding the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. 24-6-402(4)(a)(Page E 2)
- L.) **LOCAL LIQUOR LICENSING AUTHORITY– QUASI-JUDICIAL** - NONE
- M.) **MAYOR'S REPORT AND COMMENT**
- N.) **ADJOURNMENT**

| Invoice Date | GL Account and Title | Description | Net Invoice Amount |
|--|--|---|--------------------|
| AFFILIATED BENEFITS CONSULTANTS INC | | | |
| 02282019 | | | |
| 03/11/2019 | 10-415-355 Professional Services-Other | ADMIN - FSA & HRA ADMINISTRATION FEB | 100.00 |
| Total 02282019: | | | 100.00 |
| Total AFFILIATED BENEFITS CONSULTANTS INC: | | | 100.00 |
| ALFRED BENESCH & COMPANY | | | |
| 129856 | | | |
| 02/04/2019 | 10-931-972 W Portal Bridge Rehab | PW - W PORTAL BRIDGE REHAB 9/5/18-12/31/18 | 5,066.98 |
| Total 129856: | | | 5,066.98 |
| 131108 | | | |
| 02/26/2019 | 10-931-972 W Portal Bridge Rehab | PW - W PORTAL BRIDGE REHAB 1.14.19-2.10.19 | 1,736.20 |
| Total 131108: | | | 1,736.20 |
| Total ALFRED BENESCH & COMPANY: | | | 6,803.18 |
| ALPINE WEST BUSINESS PRODUCTS | | | |
| AWSC 1195 | | | |
| 02/14/2019 | 10-415-211 General Office Supplies | ADMIN-STAMP | 6.60 |
| Total AWSC 1195: | | | 6.60 |
| AWSC 1208 | | | |
| 02/26/2019 | 10-452-220 Operating Supplies | PARKS - (4)TOILET TISSUE(4) EX HEAVY TRASH BAGS (1) TOILET CLEANER(1) TISSU | 466.31 |
| Total AWSC 1208: | | | 466.31 |
| Total ALPINE WEST BUSINESS PRODUCTS: | | | 472.91 |
| BLACKWELL OIL CO, INC | | | |
| 10455 | | | |
| 02/15/2019 | 10-130000 Diesel Inventory | PW - DIESEL INVENTORY | 472.31 |
| Total 10455: | | | 472.31 |
| 10468 | | | |
| 02/19/2019 | 10-130000 Diesel Inventory | PW - DIESEL INVENTORY | 2,378.15 |
| Total 10468: | | | 2,378.15 |
| Total BLACKWELL OIL CO, INC: | | | 2,850.46 |
| CASELLE INC | | | |
| 93755 | | | |
| 03/01/2019 | 10-415-312 Computer Services | ADMIN - SOFTWARE SUPPORT APR | 325.00 |
| 03/01/2019 | 20-430-321 Computer System Support | WATER - SOFTWARE SUPPORT APR | 325.00 |
| Total 93755: | | | 650.00 |
| Total CASELLE INC: | | | 650.00 |

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| Invoice Date | GL Account and Title | Description | Net Invoice Amount |
|--|---|--|--------------------|
| CED | | | |
| 1872-598593 | | | |
| 02/22/2019 | 10-431-237 Building Maintenance | PW-SHOP SUPPLY BUILDING-LED STRIP & RECEPTACLE | 191.00 |
| Total 1872-598593: | | | 191.00 |
| Total CED: | | | 191.00 |
| CENTERPOINT ENERGY SERVICES INC | | | |
| 3571924 | | | |
| 02/20/2019 | 10-450-345 Natural Gas Utility | GLC - NATURAL GAS JAN | 881.66 |
| Total 3571924: | | | 881.66 |
| Total CENTERPOINT ENERGY SERVICES INC: | | | 881.66 |
| CENTURYLINK | | | |
| 02252019 | | | |
| 02/25/2019 | 40-460-344 Telephone/Internet Utility | MARINA - 970-627-5031 MAR SUSPENDED | 72.37 |
| 02/25/2019 | 20-430-344 Telephone Utility | WATER - 970-627-3936 MAR | 55.47 |
| Total 02252019: | | | 127.84 |
| Total CENTURYLINK: | | | 127.84 |
| CENTURYLINK-LD | | | |
| 1462213996 | | | |
| 02/15/2019 | 20-430-344 Telephone Utility | WATER - LONG DISTANCE SERVICE JAN/FEB | 1.19 |
| Total 1462213996: | | | 1.19 |
| Total CENTURYLINK-LD: | | | 1.19 |
| COLORADO ASSOCIATION OF SKI TOWNS | | | |
| 02012019 | | | |
| 02/01/2019 | 10-413-728 Miscellaneous Donations | ADMIN-DONATION | 100.00 |
| Total 02012019: | | | 100.00 |
| 1234 | | | |
| 03/01/2019 | 10-413-316 Dues/Memberships | BOT - MEMBERSHIP 2019 | 1,118.00 |
| Total 1234: | | | 1,118.00 |
| Total COLORADO ASSOCIATION OF SKI TOWNS: | | | 1,218.00 |
| COUNTRY ACE HARDWARE | | | |
| 02252019 | | | |
| 02/25/2019 | 10-431-222 General Supplies | PW-GRIND WHEEL | 13.17 |
| Total 02252019: | | | 13.17 |
| Total COUNTRY ACE HARDWARE: | | | 13.17 |
| DEERE CREDIT, INC. | | | |
| 03202019 | | | |
| 03/01/2019 | 10-831-510 Capital Equip Lease Interest | PW-2018 J DEERE 772G MOTOR GRADER-INTEREST | 781.61 |

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| Invoice Date | GL Account and Title | Description | Net Invoice Amount |
|---|---|---|--------------------|
| 03/01/2019 | 10-831-500 Capital Equip Lease Princip | PW-2018 J.DEERE 772G MOTOR GRADER-PRINCIPAL | 3,536.31 |
| Total 03202019: | | | 4,317.92 |
| Total DEERE CREDIT, INC.: | | | 4,317.92 |
| DIAMONDBACK ENGINEERING & SURVEY INC | | | |
| 2019-023 | | | |
| 02/21/2019 | 90-931-910 Streets | CIF - STREETScape PH 2 DESIGN ENG. SERV-DEC 2018-FEB 21, 2019 | 32,700.00 |
| Total 2019-023: | | | 32,700.00 |
| Total DIAMONDBACK ENGINEERING & SURVEY INC: | | | 32,700.00 |
| DPC INDUSTRIES, INC | | | |
| 737000489-19 | | | |
| 02/05/2019 | 20-430-221 Chemicals | WATER - (98) 50# BAGS SODA ASH DENSE | 1,286.25 |
| Total 737000489-19: | | | 1,286.25 |
| Total DPC INDUSTRIES, INC: | | | 1,286.25 |
| EXECUTECH UTAH, INC. | | | |
| 127881 | | | |
| 01/31/2019 | 10-415-312 Computer Services | ADMIN-MONTHLY IT SERVICE FEE-JAN | 414.00 |
| 01/31/2019 | 20-430-321 Computer System Support | WATER-MONTHLY IT SERVICES-JAN | 138.00 |
| 01/31/2019 | 10-450-312 Computer Services | GLC-MONTHLY IT SERVICES-JAN | 69.00 |
| 01/31/2019 | 40-460-312 Computer Services | MARINA-MONTHLY IT SERVICES-JAN | 69.00 |
| 01/31/2019 | 10-415-312 Computer Services | ADMIN-IT OVERAGE FEE-JAN | 150.00 |
| 01/31/2019 | 20-430-321 Computer System Support | WATER-IT OVERAGE FEE-JAN | 50.00 |
| 01/31/2019 | 10-450-312 Computer Services | GLC-IT OVERAGE FEE-JAN | 25.00 |
| 01/31/2019 | 40-460-312 Computer Services | MARINA-IT OVERAGE FEE-JAN | 25.00 |
| Total 127881: | | | 940.00 |
| Total EXECUTECH UTAH, INC.: | | | 940.00 |
| GOVERNMENT LEASING AND FINANCE, INC | | | |
| 42 | | | |
| 03/05/2019 | 10-831-510 Capital Equip Lease Interest | PW - INTEREST 2015 JD 624K LOADER MAR | 274.14 |
| 03/05/2019 | 10-831-500 Capital Equip Lease Princip | PW - PRINCIPAL 2015 JD 624K LOADER MAR | 1,063.01 |
| Total 42: | | | 1,337.15 |
| Total GOVERNMENT LEASING AND FINANCE, INC: | | | 1,337.15 |
| GRAINGER | | | |
| 9084557546 | | | |
| 02/11/2019 | 10-415-723 Visitor Center Repairs & Mai | ADMIN-WATER FOUNTAIN REPAIR FOR CHAMBER | 83.88 |
| Total 9084557546: | | | 83.88 |
| 9093256742 | | | |
| 02/20/2019 | 10-415-723 Visitor Center Repairs & Mai | ADMIN-WATER FOUNTAIN REPAIR FOR CHAMBER | 31.25 |
| Total 9093256742: | | | 31.25 |

| Invoice Date | GL Account and Title | Description | Net Invoice Amount |
|---------------------------------|---------------------------------------|---|--------------------|
| Total GRAINGER: | | | 115.13 |
| GRAND COUNTY SHERIFF | | | |
| 201903040912 | | | |
| 03/04/2019 | 10-421-339 Sheriff's Contract | PS - 2018 SHERIFF'S CONTRACT MAR | 11,723.25 |
| Total 201903040912: | | | 11,723.25 |
| Total GRAND COUNTY SHERIFF: | | | 11,723.25 |
| GRAND FOUNDATION | | | |
| 03112019 | | | |
| 03/11/2019 | 10-413-859 Grand Foundation - Gala | BOT - ANNUAL GALA SPONSOR 2018 | 750.00 |
| Total 03112019: | | | 750.00 |
| Total GRAND FOUNDATION: | | | 750.00 |
| GRAND LAKE HARDWARE | | | |
| 02282019 | | | |
| 02/28/2019 | 10-415-211 General Office Supplies | ADMIN - GENERAL SUPPLIES | 2.99 |
| 02/28/2019 | 10-431-222 General Supplies | PW - SHOP SUPPLIES-MARKING PAINT | 6.29 |
| 02/28/2019 | 10-452-237 Building Maintenance | PARKS - BUILDING-TOILET REPAIR | 32.99 |
| 02/28/2019 | 10-450-237 Building Maintenance | GLC - BUILDING MAINTENANCE,PAINT & SUPPLIES | 215.14 |
| Total 02282019: | | | 257.41 |
| Total GRAND LAKE HARDWARE: | | | 257.41 |
| HIGH COUNTRY MOTORS | | | |
| 014114 | | | |
| 02/26/2019 | 10-915-922 Admin Capital Expenditures | ADMIN-2014 EXPEDITION-TOW-ENGINE TESTING | 469.69 |
| Total 014114: | | | 469.69 |
| 13995 | | | |
| 01/23/2019 | 10-431-232 Vehicle Maintenance | PW-2005 CHEVY 3500-INSPECTION-CRACKED FRAME | 126.00 |
| Total 13995: | | | 126.00 |
| 14090 | | | |
| 02/26/2019 | 10-915-922 Admin Capital Expenditures | ADMIN-FORD EXPEDITION REBUILT ENGINE | 4,762.00 |
| Total 14090: | | | 4,762.00 |
| 14090-2 | | | |
| 02/26/2019 | 10-915-922 Admin Capital Expenditures | ADMIN-FORD EXPEDITION ENGINE-LABOR & PARTS | 3,049.00 |
| Total 14090-2: | | | 3,049.00 |
| Total HIGH COUNTRY MOTORS: | | | 8,406.69 |
| HONNEN EQUIPMENT COMPANY | | | |
| 1027136 | | | |
| 02/08/2019 | 10-431-233 Equipment Maintenance | PW - 624K TRAVEL CHG FOR COOLANT RPR | 961.79 |

| Invoice Date | GL Account and Title | Description | Net Invoice Amount |
|---|------------------------------------|--|--------------------|
| Total 1027136: | | | 961.79 |
| 1033058 | | | |
| 02/28/2019 | 10-431-233 Equipment Maintenance | PW-624K COOLANT SMELL IN CAB | 2,871.09 |
| Total 1033058: | | | 2,871.09 |
| Total HONNEN EQUIPMENT COMPANY: | | | 3,832.88 |
| KOPY KAT OFFICE | | | |
| 6129 | | | |
| 01/21/2019 | 10-415-211 General Office Supplies | ADMIN-2000 BUSINESS CHECKS | 280.00 |
| Total 6129: | | | 280.00 |
| Total KOPY KAT OFFICE: | | | 280.00 |
| KROB LAW OFFICE, LLC | | | |
| 02/19/19 | | | |
| 02/19/2019 | 10-415-351 Legal Services | ADMIN-PLANNING LEGAL SERV-JAN | 881.00 |
| 02/19/2019 | 10-415-351 Legal Services | ADMIN - LEGAL SERVICES JAN | 1,027.47 |
| 02/19/2019 | 10-415-351 Legal Services | ADMIN - LEGAL SERVICES-GRD LAKE LODGE- JAN | 1,189.50 |
| Total 02/19/19: | | | 3,097.97 |
| Total KROB LAW OFFICE, LLC: | | | 3,097.97 |
| MOUNTAIN FAMILY CENTER | | | |
| 03012019 | | | |
| 03/01/2019 | 10-413-796 Mountain Family Center | BOT - CONTRIBUTION 2019-MTN FAM CENTER | 2,250.00 |
| 03/01/2019 | 10-413-796 Mountain Family Center | BOT - CONTRIBUTION 2019-GRAND ANGELS | 3,600.00 |
| Total 03012019: | | | 5,850.00 |
| Total MOUNTAIN FAMILY CENTER: | | | 5,850.00 |
| PARTS AND EQUIPMENT INC | | | |
| 02252019 | | | |
| 02/25/2019 | 10-431-233 Equipment Maintenance | PW - EQUIPMENT REPAIR | 13.99 |
| 02/25/2019 | 10-431-232 Vehicle Maintenance | PW-VEHICLE-REVERSE LIGHT, TURN SIGNAL LAMP | 9.13 |
| 02/25/2019 | 10-431-222 General Supplies | PW - SHOP SUPPLIES | 9.36 |
| Total 02252019: | | | 32.48 |
| Total PARTS AND EQUIPMENT INC: | | | 32.48 |
| PEAK PERFORMANCE IMAGING SOLUTIONS | | | |
| 55666 | | | |
| 02/16/2019 | 10-450-233 Office Equip Maint | GLC-COPIER MAINTENANCE JAN/FEB | 13.00 |
| Total 55666: | | | 13.00 |
| Total PEAK PERFORMANCE IMAGING SOLUTIONS: | | | 13.00 |
| PETTY CASH - ERIN ACKERMAN | | | |

| Invoice Date | GL Account and Title | Description | Net Invoice Amount |
|-------------------------------------|---------------------------------------|--|--------------------|
| 02122019 | | | |
| 02/12/2019 | 10-116501 After School Prog Petty Cas | GLC - AFTER SCHOOL PROGRAM FUNDING | 300.00 |
| Total 02122019: | | | 300.00 |
| Total PETTY CASH - ERIN ACKERMAN: | | | 300.00 |
| PITNEY BOWES | | | |
| 02212019 | | | |
| 03/11/2019 | 10-415-311 Postage/Freight | ADMIN - REFILL POSTAGE METER 1/28/19 | 500.00 |
| Total 02212019: | | | 500.00 |
| Total PITNEY BOWES: | | | 500.00 |
| STAPLES CREDIT PLAN | | | |
| 02152019 | | | |
| 02/15/2019 | 10-431-222 General Supplies | PW - PRINTER INK | 54.18 |
| 02/15/2019 | 10-415-211 General Office Supplies | ADMIN - OFFICE SUPPLIES | 56.59 |
| 02/15/2019 | 10-450-211 Gen Office Supplies | GLC - OFFICE SUPPLIES | 198.40 |
| Total 02152019: | | | 309.17 |
| Total STAPLES CREDIT PLAN: | | | 309.17 |
| SUPPLYWORKS | | | |
| 479473803 | | | |
| 02/22/2019 | 10-450-220 General Operating Supplies | GLC-(2) BATH TISSUE (1) TOWELS | 148.46 |
| Total 479473803: | | | 148.46 |
| Total SUPPLYWORKS: | | | 148.46 |
| US POSTAL SERVICE | | | |
| 01152019 | | | |
| 01/15/2019 | 20-430-311 Postage/Freight | WATER - PREPAY FOR WATER BILL MAILINGS | 1,000.00 |
| Total 01152019: | | | 1,000.00 |
| Total US POSTAL SERVICE: | | | 1,000.00 |
| VERIZON WIRELESS | | | |
| 9824506866 | | | |
| 02/19/2019 | 10-415-344 Telephone/Internet Utility | ADMIN - TM CELL PHONE FEB/MAR | 59.71 |
| 02/19/2019 | 40-460-344 Telephone/Internet Utility | MARINA - CELL PHONE FEB/MAR | 54.69 |
| 02/19/2019 | 10-431-344 Telephone/Internet Utility | PW - (2) CELL PHONES FEB/MAR | 84.32 |
| 02/19/2019 | 20-430-344 Telephone Utility | WATER - (2) CELL PHONES FEB/MAR | 109.83 |
| Total 9824506866: | | | 308.55 |
| Total VERIZON WIRELESS: | | | 308.55 |
| WASTE CONNECTIONS OF CO, INC | | | |
| 3400084 | | | |
| 03/01/2019 | 10-431-318 Trash/Recycle Services | PW - TOWN SHOP TRASH SERVICE MAR | 671.64 |

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| Invoice Date | GL Account and Title | Description | Net Invoice Amount |
|---------------------------------------|---|--|--------------------|
| Total 3400084: | | | 671.64 |
| 3400311 | | | |
| 03/01/2019 | 50-470-300 Dumpster Service | PAYT - TRASH SERVICE MAR | 720.13 |
| 03/01/2019 | 50-470-300 Dumpster Service | PAYT - ON CALL TRASH SERVICE FEB | 480.00 |
| Total 3400311: | | | 1,200.13 |
| Total WASTE CONNECTIONS OF CO, INC: | | | 1,871.77 |
| WASTE MANAGEMENT - HOT SULPHUR | | | |
| 0389912-1195-4 | | | |
| 02/27/2019 | 10-415-347 Recycling - Town Hall | ADMIN - RECYCLING MAR | 70.90 |
| Total 0389912-1195-4: | | | 70.90 |
| Total WASTE MANAGEMENT - HOT SULPHUR: | | | 70.90 |
| WELLS FARGO VENDOR FIN SERV | | | |
| 03012019 | | | |
| 03/01/2019 | 10-831-510 Capital Equip Lease Interest | PW-INTEREST-BOBCAT SKID STEER,SNOW BLOWER & BLADE | 212.43 |
| 03/01/2019 | 10-831-500 Capital Equip Lease Princip | PW-PRINCIPAL-BOBCAT SKID STEER,SNOW BLOWER & BLADE | 1,088.57 |
| Total 03012019: | | | 1,301.00 |
| Total WELLS FARGO VENDOR FIN SERV: | | | 1,301.00 |
| Grand Totals: | | | 94,059.39 |

TOWN OF GRAND LAKE COMBINED ACCOUNTS PAYABLE AND
 ACCOUNTS PAYABLE - ALREADY PAID (ATTACHMENT A): FEBRUARY 2019

MAYOR: _____
 JAMES C PETERSON, MAYOR

ATTEST: _____
 ERIN OROURKE, TOWN CLERK PRO-TEM

ATTACHMENT A

ACCOUNTS PAYABLE - ALREADY PAID

FEBRUARY 2019

ALREADY PAID

| | | |
|---------------------------|-----------------------------------|-------------------|
| CREDIT UNION OF COLORADO | DUE 3/15/19 - CREDIT CARD PAYMENT | \$2,400.20 |
| TOTAL ALREADY PAID | | \$2,400.20 |

| PAYROLL ALREADY PAID | Gross Salary (no deductions) | | | |
|-----------------------------|------------------------------|--------------------|-------------------|--------------------|
| | GF | Water | Marina | Total |
| Ackerman, Erin | \$2,269.16 | \$2,269.15 | \$504.25 | \$5,042.56 |
| Carrell, Alayna | \$4,212.08 | \$366.26 | | \$4,578.34 |
| Constenius, Krystal | \$3,652.00 | | | \$3,652.00 |
| Hassoldt, Gerald | | \$7,160.92 | | \$7,160.92 |
| Johnson, David | | \$644.58 | | \$644.58 |
| Lewis, Randy | \$5,556.24 | | | \$5,556.24 |
| McGinn, Bernard | \$7,291.42 | | | \$7,291.42 |
| ORourke, Erin | \$4,024.74 | | | \$4,024.74 |
| Ruske, Christopher | \$4,455.34 | | | \$4,455.34 |
| Shull, Nathaniel | \$3,775.18 | \$943.80 | | \$4,718.98 |
| Snock, Rita | \$3,129.86 | \$834.63 | \$208.67 | \$4,173.16 |
| Temple, Tracy | \$4,736.16 | | | \$4,736.16 |
| White, James | \$5,958.90 | \$1,589.03 | \$397.25 | \$7,945.18 |
| Zeleznikar, John | \$4,843.66 | | | \$4,843.66 |
| Myers, Crystal | \$1,868.13 | | | \$1,868.13 |
| Lunsford, Sandra | \$1,434.37 | \$382.50 | \$95.63 | \$1,912.50 |
| TOTAL Gross Salaries | \$57,207.24 | \$14,190.87 | \$1,205.80 | \$72,603.91 |

| | | |
|-------------------------------------|--|--------------------|
| Reimbursements | | \$4,077.07 |
| EFTPS | FICA/Federal Withholding | \$17,141.59 |
| Colorado Department of Revenue | State Withholding | \$2,190.00 |
| ICMA Retirement Trust | Retirement/Loan Repayment | \$12,557.10 |
| CEBT | Health/Dental/Vision/Life/AD&D Insurance | \$14,173.67 |
| The Hartford | Life/AD&D Insurance | \$142.83 |
| Total Payroll Taxes/Benefits | | \$50,282.26 |

E8



DATE: 03/06/2019

TO: Mayor Peterson and Board Trustees

FROM: Nate Shull, Town Planner

RE: Consideration to approve Ordinance XX - 2019, an emergency ordinance authorizing the appointment of members of the Board of Trustees and/or the Planning Commission to the Zoning Board of Adjustment

Attachments:

Ordinance XX - 2019 – Emergency Ordinance, Zoning Board of Adjustments

Purpose

Town staff has received a request from an applicant for a zoning variance which requires Zoning Board of Adjustment approval. At the present time, there are not enough members to serve on the ZBA. Therefore, staff has drafted an ordinance to authorize the immediate appointment of members from the Board of Trustees and/or Planning Commission to serve on the Zoning Board of Adjustments.

The draft ordinance is attached for you to read

Staff Recommendation

Staff recommends the Board approve Ordinance XX – 2019, as written.

Board Discussion

The Board should discuss the above information and provide comments/feedback

Board Action

The Board has the following options:

- Approve Ordinance XX – 2019 as written
- Approve Ordinance XX – 2019 with conditions
- Deny Ordinance XX – 2019

**TOWN OF GRAND LAKE
BOARD OF TRUSTEES
ORDINANCE NO. XX - 2019**

**AN EMERGENCY ORDINANCE AUTHORIZING THE APPOINTMENT OF MEMBERS OF
THE BOARD OF TRUSTEES AND/OR THE PLANNING COMMISSION TO THE ZONING
BOARD OF ADJUSTMENT**

WHEREAS, the Board of Trustees of the Town of Grand Lake, Colorado, pursuant to Colorado statute and the provisions of the Grand Lake Municipal Code, is vested with the authority of administering the affairs of the Town of Grand Lake, Colorado (“the Town”); and

WHEREAS, Section 12-3-2 of the Grand Lake Municipal Code (“Code”) provides, in part, that the Zoning Board of Adjustment (“ZBA”) shall consist of seven members appointed by the Board of Trustees; and

WHEREAS, Section 12-3-3 of the Code provides that all members of the ZBA shall be bona fide residents of the Town of Grand Lake; and

WHEREAS, despite diligent efforts, the Board of Trustees have only been able to find four Grand Lake residents to appoint to the ZBA; and

WHEREAS, Section 12-3-4 provides that the concurring vote of four members of the ZBA are required in order to grant a variance; and

WHEREAS, the Board of Trustees has a substantial concern that it will be difficult for the ZBA to obtain a quorum for meetings or to be able to render a decision at such meetings unless additional members are added to the ZBA; and

WHEREAS, some members of the Board of Trustees and the Planning Commission have indicated their willingness to serve on the ZBA; and

WHEREAS, Section 12-1-3 of the Code prohibits more than one Planning Commissioner serving on the ZBA; and

WHEREAS, Town staff received an application on January 29th, 2019 for a zoning variance that requires ZBA consideration; and,

WHEREAS, Section 12-3-6 (B)1 of the Code states: “The Board of Adjustment shall hold a public hearing on all applications and appeals with the following special conditions required... The Public Hearing shall be held within sixty (60) days of receipt of application or within a time frame agreed upon by both the applicant and the Town”; and,

WHEREAS, the Board of Trustees concludes that it is essential to the ability of the ZBA to operate to appoint additional members from the Board of Trustees and/or the Planning Commission in order to provide the variance applicants with the required hearing.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE, COLORADO, THAT:

1. Any provision of the Grand Lake Municipal Code to the contrary notwithstanding, the Board of Trustees is hereby authorized to appoint members of the Board of Trustees and or the Planning Commission to serve on the Grand Lake Zoning Board Adjustment sufficient in number for there to be up to seven members of the ZBA, with such members who are appointed under this ordinance to continue to serve until replaced by other appointments by the Board of Trustees or until the Board of Trustees takes other appropriate action.
2. **Publication and Effective Date.** This Ordinance is necessary for the immediate protection and preservation of the public health, safety, and welfare of the citizens of the City of the Town of Grand Lake for the reasons described above, and therefore, shall become effective immediately as an emergency ordinance upon adoption by the Town Board of Trustees.
3. **Severability.** If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part hereof irrespective of the fact that any one part or parts are declared unconstitutional or otherwise invalid.
4. **Repeal.** Existing ordinances or parts of ordinances covering the same matters as embraced in this Ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Ordinance. Except as specifically amended by this ordinance, all other provisions of the Grand Lake Town Code shall remain in full force and effect.

INTRODUCED, APPROVED AND ADOPTED AT A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE THIS 11th DAY OF MARCH, 2019.

Votes Approving: _____
Votes Opposed: _____
Absent: _____
Abstained: _____

ATTEST:

Erin O'Rourke,
Town Clerk Pro-Tem

BOARD OF TRUSTEES OF THE TOWN OF GRAND LAKE, COLORADO

By: _____
James C. Peterson
Mayor



TOWN OF
GRAND LAKE

March 11, 2019

To: Mayor Peterson and Town Trustees

From: Jim White, Town Manager

RE: Follow-up to Executive Session

Attachments: None

PURPOSE

There may be a need for the Board to consider formal action subsequent to the Executive Session held this evening.

BACKGROUND INFORMATION

Adoption of any proposed policy, position, resolution, rule, regulation, or formal action may not occur in any executive session that is not open to the public. The discussion in the executive session held in Executive Session this evening may lead to a need for the Board to consider action in the public forum.

STAFF COMMENTS AND RECOMMENDATIONS

This memo and agenda item are a place holder should the matter(s) discussed at the executive session held earlier this evening be brought to the public forum for consideration of action.

If necessary, Staff comments and any recommendations will be provided at the public meeting.

BOARD DISCUSSION

If brought to the public forum for consideration of action, the Board should discuss the issues and conclusions of the matter(s) discussed at the Executive Session.

BOARD ACTION

If brought to the public meeting for consideration of action, the Board should take any appropriate action it deems necessary.

SUGGESTED MOTION

If no action of the Board is necessary subsequent to the Executive Session held this evening, this agenda item may be dismissed. If matter(s) discussed at the executive session held earlier today are brought to the public forum for consideration of action, a motion will be formulated at the public forum.

P.O. BOX 99, GRAND LAKE, COLORADO 80447-0099

PH. 970/627-3435

FAX 970/627-9290

E-MAIL town@townofgrandlake.com

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