

RECORD OF PROCEEDINGS

REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, JUNE 26, 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, Lewis, and Solgot; Town Manager White, Town Clerk Nicholls, Town Planner Shull, and Town Code Administrator ORourke.

ABSENT: None.

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

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

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 Jenkins announced that she had a conflict with the Local Liquor Licensing issues as her family holds an interest in the license for the Gateway Inn.

Mayor Pro-Tem Lewis and Trustee Kudron both announced conflicts with the Special Event Permit and Liquor License Permit for Doris Braun's memorial.

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:

Mayor Peterson introduced the US National Park Service. Darla Sidles, Superintendent; Larry Gamble, Lands Department; and Kyle Patterson, Public Information Officer for Rocky Mountain National Park presented a PowerPoint presentation. They reviewed the Grand Ditch leak, proposed bicycle usage on East trail, partial park closures, visitation numbers and trends, and the efforts taken to handle the increased park usage and issues arising from it. They concluded by discussing how other National Parks have been handling visitation increases.

Samantha Bruegger, Executive Director, Grand Lake Area Chamber of Commerce was recognized by the Chair. Ms. Bruegger outlined the marketing efforts by the Chamber and Estes Park to bring recognition to the west entrance of the Park.

A brief discussion ensued regarding efforts to handle the beetle kill around the Park to mitigate fire hazards.

MINUTES APPROVAL:

Mayor Pro-Tem Lewis moved to approve the June 12, 2017 Minutes as presented. Trustee Solgot seconded the motion and all Trustees voted aye.

REPORTS: SALES TAX
CASH FLOW REPORT
FOR MAY 2017:

Mayor Peterson asked Financial Trustee Goodfellow to present the sales tax cash flow report. Goodfellow reported that the amount of revenue received in May 2017 for the month of April 2017 was \$34,821 or \$186,148. This amount was 3.89% above what was received through April 2016. Sales Tax Bond revenue for the same period was \$8,340 or \$44,088 year-to-date.

REPORTS: FINANCIAL
REPORT FOR
MAY 2017:

Mayor Peterson asked Financial Trustee Goodfellow to present the Financial Report for May 2017. Goodfellow reported that the General Fund expenditures through the end of May totaled \$698,337 or 21.3% of budget. He said the Water Fund expenditures for the same period totaled \$304,456 or 21.5% of budget, the Marina Fund expenditures totaled \$94,418 or 37.2% of budget, the PAYT Fund expenditures totaled \$5,192 or 14.9% of budget, and the Grand Lake Center expenditures totaled \$82,151 or 42.4% of budget.

At 8:08 p.m. Mayor Pro-Tem Lewis and Trustee Kudron excused themselves and sat in the audience.

LIQUOR LICENSING AUTHORITY

SPECIAL EVENT PERMITS: **CONSIDERATION OF APPROVAL OF A SPECIAL EVENT LIQUOR PERMIT APPLICATION AND SPECIAL EVENT PERMIT APPLICATIONS FOR ROTARY CLUB OF GRAND LAKE FOR DORIS BRAUN'S MEMORIAL AND CELEBRATION OF LIFE** – 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 state fee, proof of possession, certificate of good corporate standing, and floor diagram, from the Rotary Club of Grand Lake. The request is to serve malt, vinous and spirituous liquor by the drink for consumption on the premises only for Doris Braun's Memorial and Celebration of Life to be held Thursday, July 20, 2017. 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 3rd request. The proposed location is the Marooned Inn at 725 Grand Avenue. The Marooned Inn 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 June 16, 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 then turned the Staff presentation over to Code Administrator ORourke to present the rest of the Special Event Permit. ORourke stated Grand Lake recently lost one of its most beloved residents, Doris Braun. Doris' family and friends wish to host a celebration of her life in the Town of Grand Lake on July 20, 2017. The event sponsors are requesting the use of Heckert Pavilion and Town Park from 11:00am - 4:00pm to hold a public memorial, to close Vine Street between Grand Avenue and Park Avenue from 4:00pm until 9:00pm for a public gathering and to have a fireworks display in Doris' honor the evening of July 20th. The event organizers have submitted a special event liquor license application sponsored by the Rotary. The Grand Lake Men's Club will be serving alcohol during the event. Grand Lake Fireworks Organization is requesting to use Town resources for the fireworks display – East Inlet Ramp, docks, barge, rental boats, etc. for the event. Staff recommends the GLFO be allowed to use those resources. Staff also recommends that the Board determine who will be responsible for engaging qualified volunteers to drive Town boats that will tow the barge into place

for the display. Staff believes that this event is not in conflict with the consideration factors listed above. She concluded by stating that in light of the information on the Bureau of Reclamation she would like the ability to amend the fireworks portion of the special event to match the fourth of July fireworks permit.

Trustee Jenkins moved to approve the Special Event Permit, Fireworks Display and the Liquor License Application from the Grand Lake citizens, Grand Lake Fireworks Organization and Rotary Club of Grand Lake with the caveat that adjustments can be made should they need to specifically related to the fireworks. Trustee Solgot seconded the motion and all Trustees voted aye.

Mayor Pro-Tem Lewis and Trustee Kudron resumed their seats, and Trustee Jenkins excused herself and left the room at 8:13 p.m.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF APPROVAL OF A TRANSFER OF OWNERSHIP FOR THE HOTEL & RESTAURANT LIQUOR LICENSE FROM TRIFECTA MK&K, D/B/A PINE RESTAURANT TO 1000 GRAND LLC, D/B/A 1000 GRAND – Mayor Peterson asked Town Clerk Nicholls to present this matter to the Board. Nicholls stated that The Town has received a Transfer of Ownership Application for the Hotel & Restaurant Liquor License from Trifecta MK&K LLC, d/b/a Pine Restaurant & Bar at 1000 Grand Avenue to 1000 Grand LLC. Tracee Lorens and Stanton Lorens are the members of the company. The fees have been paid and all the proper application documents have been completed. A letter has been received from the Grand County Sheriff's Department, which states that they have found no adverse information that would affect the transfer of the license. Town Attorney Krob has reviewed the application documents and is satisfied. The water account for 1000 Grand LLC is paid by its landlord, T & S Lorens LLC. Grand Lake Water Department reports the account is paid in full thru the 2nd quarter 2017, and is, therefore, considered current. 1000 Grand LLC has a current Business License from the Town. 1000 Grand is currently not open for business and has no current intentions of opening for businesses; therefore, no sales tax collection has occurred at this point. For a liquor license transfer, the Board may chose to hold a public hearing, or it may approve the transfer without a public hearing. If the Board chooses to hold a public hearing, notice of the hearing must be posted at least 10 days before the hearing. In that case, the Board's action on June 26, 2017 could be to set a public hearing for July 10 or July 24, 2017. No publication of the notice of the public hearing is required by statute. In the most recent liquor license transfers the Board has chosen to approve the transfers without conducting public hearings.

Trustee Kudron moved to approve the transfer of liquor license from Trifecta MK&K to 1000 Grand, LLC. Mayor Pro-Tem Lewis seconded the motion and all Trustees voted aye.

Trustee Jenkins resumed her seat and Trustee Bruegger excused himself and left the room at 8:16 p.m.

OLD BUSINESS:

CONSIDERATION OF SUPPORT FOR OUTSTANDING GRAND LAKE – Mayor Peterson explained that during the workshop the Board received a lot of information from Outstanding Grand Lake as well as Three Lakes Watershed. The Town Attorney provided a memo requesting more time to look into the legal impact of the matter.

Trustee Kudron moved to reaffirm the letter of support for Outstanding Grand Lake. Trustee Jenkins seconded the motion. A discussion ensued regarding adding more governmental involvement, NWCOG's July meeting, and the ultimate goal of all organizations.

Samantha Bruegger, 217 Marina Drive, was recognized by the Chair. Ms. Bruegger thanked the Board for the opportunity to discuss the topic and requested that the Board honor the first letter, stating that the support is critical.

After a brief discussion regarding the Town Attorney's input, Mayor Peterson called the vote. Trustees Kudron, Jenkins, Lewis, and Solgot voted aye, while Mayor Peterson and Trustee Goodfellow voted nay.

Trustee Bruegger resumed his seat at 8:24 p.m.

NEW BUSINESS:

CONSIDERATION OF ORDINANCE 04-2017, AN ORDINANCE AMENDING CHAPTER 6 OF ARTICLE 2 OF THE TOWN OF GRAND LAKE MUNICIPAL CODE REGARDING SIGNS – Mayor Peterson asked Code Administrator ORourke to present this matter to the Board. ORourke stated that Staff has been tasked with updating the current Sign Code to be compliant with the Supreme Court ruling Reed v. Gilbert, AZ. Additionally, Staff has recommended changes to the Sign Code that lessen the restrictions on the types of materials that may be used to build signs. The Town was required by the Supreme Court to make its Sign Code compliant with the Reed v. Gilbert, AZ ruling. Staff worked with the Town Attorney to meet all compliance requirements. Staff has worked with the Town Trustees during regular Board of Trustees Workshops to identify sections of the Sign Code that need to be updated. All

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recommended changes have been included. Staff believes that all required changes and recommended updates have been made to the Sign Code.

Mayor Pro-Tem Lewis moved to approve Ordinance 04-2017, an ordinance amending Chapter 6 of Article 2 of the Town of Grand Lake Municipal Code regarding signs. Trustee Jenkins seconded the motion and all Trustees voted aye.

MAYOR'S REPORT
AND COMMENT:

Mayor Peterson thanked everyone for putting up with the construction dirt and inconvenience.

Trustee Solgot requested that Board address the proposal from the Grand Lake Chamber of Commerce regarding the Three Lakes Visitors Bureau.

Trustee Bruegger excused himself and left the room at 8:28 p.m.

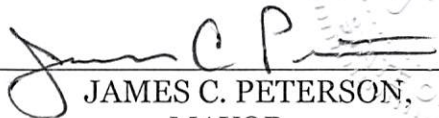
Samantha Bruegger, Executive Director, Grand Lake Area Chamber of Commerce was recognized by the Chair. Ms. Bruegger stated they would like to implement a local marketing district similar to Estes Park through a possible 2% activities tax. Grand Lake Chamber of Commerce and Granby Chamber of Commerce have both agreed to combine the chambers into a Three Lakes Visitors Bureau and investigate the tax further. She continued to outline the expected marketing efforts, goals, and ballot initiative plan for the 2018 election. She concluded by stating they are looking to increase their funds not substitute their funds.

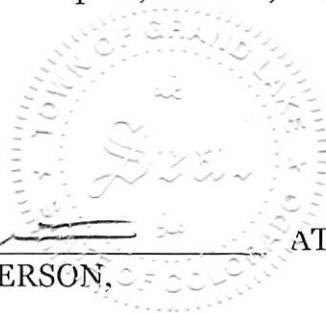
A discussion ensued regarding the lodging tax, the activities tax, impact upon locals and visitors, timing, the name, and branding.

At 8:37 p.m. Trustee Bruegger resumed his seat.

ADJOURNMENT:

Trustee Jenkins moved to adjourn, seconded by Trustee Bruegger. All Trustees voted aye, and the meeting was adjourned at 8:37 p.m., June 26, 2017.


JAMES C. PETERSON,
MAYOR



ATTEST: 
KATIE NICHOLLS, ERIN OROURKE
TOWN CLERK - PROTEM