

RECORD OF PROCEEDINGS

REGULAR EVENING MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, FEBRUARY 12, 2018 7:30 P.M.

CALL TO ORDER: The evening 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 Jenkins, Bruegger, Goodfellow ; Town Manager White, Town Clerk Carrell, Town Planner Shull, and Town Code Administrator ORourke.

ABSENT: Mayor Pro-Tem Lewis moved for a motion to excuse Trustee Solgot and Kudron's absence from tonight's workshop and evening meeting. Trustee Bruegger seconded the motion, all Trustee's voted aye, except Trustee Jenkins who voted nay regarding Trustee Solgot being excused. The motion passed.

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.

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 stated she would excuse herself from the conversation regarding the Municipal Fee, due to an email that the Board had received regarding a lawsuit.

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.

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There were no unscheduled public comments.

SCHEDULED
PRESENTATIONS/
DELEGATIONS:

NONE.

APPROVAL OF
MINUTES:

Mayor Pro-Tem Lewis moved to approve the February 5, 2018 minutes as presented. Trustee Goodfellow seconded the motion and all Trustees voted aye.

APPROVAL OF
ACCOUNTS PAYABLE:

Trustee Goodfellow moved to approve the January 2018 Accounts Payable as presented. Trustee Jenkins seconded the motion and all Trustees voted aye.

LIQUOR LICENSING AUTHORITY: NONE.

OLD BUSINESS:

Discussion regarding the Municipal Fee Ordinance.

Trustee Jenkins excused herself from the room at approximately 7:31 p.m.

Mayor Peterson stated the Board had been informed by Town Attorney Krob that there is a pending lawsuit against the Town and advised the Board to not comment on the matter.

Mayor Peterson went on to say that in his opinion it might be worth the Board's time to reconsider this matter at the next meeting. At that time no other Board member's entertained that option.

Tom Weydert, 811 Tallaqua. Asked if there was additional correspondence regarding the lawsuit other than the letter that the Board received.

Mayor Peterson stated the Board had received correspondence regarding a lawsuit in this matter.

Mayor Pro-Tem Lewis excused herself from the room at approximately 7:35 p.m.

Trustee Goodfellow had questions for the Board regarding the fee.
1. The Municipal Fee Ordinance states the fee shall be billed to each residential and each commercial property, if he has one facility why

is he being charged twice? 2. Why wasn't there any consideration for people who own vacant property? 3. Why wasn't a letter that the Board received from TABOR included in the "For Your Information" part of the agenda? 4. Trustee Goodfellow also had two other letters regarding the fee that were not included in the packet, why not? 5. When was the Municipal Fee Ordinance written? 6. Trustee Goodfellow asked Town Manager White if his contract is automatically renewed yearly on January 14th?

Town Manager White confirmed that it does automatically renew and did so on January 14th 2018, it will be up for renewal on January 14, 2019.

Mayor Pro Tem Lewis and Trustee Jenkins returned to the room at approximately 7:40 p.m.

NEW BUSINESS:

Consideration to approve the agreement to continue using Big Valley Construction as the General Contractor for Phase 2 of the Town of Grand Lake's Streetscape Project.

Mayor Pro-Tem Lewis moved to approve Big Valley Construction as the General Contractor for Phase 2 of the Town of Grand Lake's Streetscape Project as presented by Town Manager White. Trustee Jenkins seconded the motion and all Trustees voted aye.

Quasi-Judicial Consideration to adopt Resolution No. 02-2018; Town Planner Shull presented a resolution recommending the release of covenants encumbering Property located at Lots 1 through 4, Block 4, Town of Grand Lake and establishing a parking fee-in-lieu payment as a substitute to satisfy the remaining parking requirements of the subject property.

Trustee's and the public partook in a lengthy discussion regarding parking in the Town of Grand Lake.

Following this discussion Trustee Bruegger moved to adopt Resolution No. 02-2018. Trustee Jenkins seconded the motion and Trustees Lewis and Goodfellow both voted nay, Mayor Peterson stated that he would require additional information before he could vote. Additional discussion ensued. Planner Shull brought a point of clarification regarding ownership of the lot, Mayor Peterson then voted aye, Trustee Goodfellow changed his vote to aye and Trustee Lewis voted nay. The motion was carried.

Trustee Bruegger dismissed himself for a brief moment at approximately 8:42 p.m.

Consideration to adopt Ordinance No 01-2018, presented by Town Planner Shull. An ordinance repealing certain parts of the Town of Grand Lake Municipal Code 11-4-7 [Boardwalks, Sidewalks, and Community Greenways] Boardwalks to be mandatory in Certain Parts of Town, and Municipal Code 11-4-9(B) [Boardwalks, Sidewalks, and Community Greenways] Community Greenways. Planner Shull presented this matter to the Board.

Trustee Bruegger returned at approximately 8:45 p.m.

A discussion of the matter, including, possibly refunding certain payments in-lieu followed.

Trustee Jenkins moved to approve Ordinance No. 01-2018. Mayor Pro-Tem Lewis seconded the motion and all Trustees voted aye.

Consideration to refund the boardwalk fee-in-lieu payments collected by the Town since the adoption of Ordinance 10-2016 and Resolution 12-2016 to their respective permit applicants.

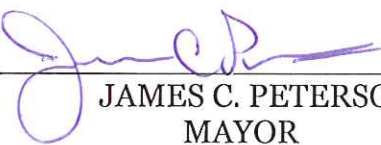
Trustee Jenkins moved to refund the boardwalk fee-in-lieu payments since the adoption of Ordinance 10-2016. Mayor Pro-Tem Lewis seconded the motion and all Trustees voted aye.

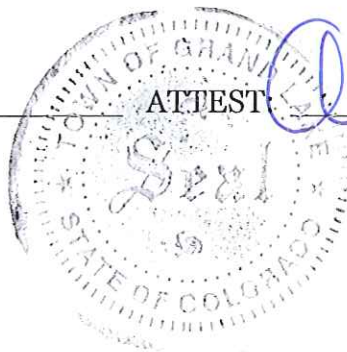
MAYOR'S REPORT AND COMMENT:

Mayor Peterson thanked Public Works and Staff for all their work at the Winter Carnival.

ADJOURNMENT:

Mayor Pro-Tem Lewis moved to adjourn, seconded by Trustee Jenkins. All Trustees voted aye, and the meeting was adjourned at 9:09 p.m., February 12, 2018.


JAMES C. PETERSON,
MAYOR




ALAYNA CARRELL,
TOWN CLERK

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