

SPECIAL EVENING MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, APRIL 23, 2018 7:30 P.M.

CALL TO ORDER: The evening meeting of the Board of Trustees was called to order by Mayor Pro-Tem Kathy Lewis at 7:30 p.m. at the Town Hall, 1026 Park Avenue.

PLEDGE OF ALLEGIANCE: Mayor Pro-Tem Lewis led everyone in reciting the Pledge of Allegiance.

ROLL CALL PRESENT: Mayor Pro-Tem Lewis; Trustees Bruegger, Kudron, Jenkins, Goodfellow; Town Manager White, Town Clerk Carrell, Town Code Administrator ORourke, Town Treasurer Ackerman, Town Planner Shull.

ABSENT: Trustee Kudron moved for a motion to excuse Trustee Jenkins from the workshop and Mayor Peterson from both the workshop and evening meeting. Trustee Goodfellow seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Lewis	Aye
Trustee Bruegger	Aye
Trustee Goodfellow	Aye
Trustee Jenkins	Abstain
Trustee Kudron	Aye

ANNOUNCEMENTS: Mayor Pro-Tem Lewis announced that it would be appreciated if cell phones were turned off during the meeting.

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

CONFLICTS OF INTEREST: Mayor Pro-Tem Lewis 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 interest by anyone on the Board.

UNSCHEDULED PUBLIC COMMENTS: Mayor Pro-Tem Lewis 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.

SCHEDULED
PRESENTATIONS/
DELEGATIONS:

NONE.

APPROVAL OF
MINUTES:

Trustee Jenkins made a motion to approve the minutes for the meeting on April 9, 2018. Trustee Bruegger seconded the motion.

Trustee Goodfellow asked the Board if they approved Town Manager White's raise and contract. Mayor Pro-Tem Lewis confirmed they did.

Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Lewis	Aye
Trustee Bruegger	Aye
Trustee Goodfellow	Aye
Trustee Jenkins	Aye
Trustee Kudron	Aye

Trustee Kudron made a motion to approve the minutes for a special meeting on April 16, 2018. Trustee Bruegger seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Lewis	Aye
Trustee Bruegger	Aye
Trustee Goodfellow	Aye
Trustee Jenkins	Abstain
Trustee Kudron	Aye

APPROVAL OF
ACCOUNTS PAYABLE:

Town Treasurer Ackerman requested the Board to approve the 2017 audited financial statements that was presented at the afternoon workshop.

Trustee Bruegger made a motion to approve the audited financial statements for 2017. Trustee Goodfellow seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Lewis	Aye
Trustee Bruegger	Aye
Trustee Goodfellow	Aye
Trustee Jenkins	Aye
Trustee Kudron	Aye

Trustee Goodfellow and the Board thanked Town Treasurer Ackerman for doing such an outstanding job with the audit.

OLD BUSINESS: NONE.

Mayor Pro-Tem Lewis, Trustee Bruegger and Trustee Jenkins excused themselves for the new Board members to be seated. They received a round of applause for their service and dedication to the Town of Grand Lake.

INSTALLATION OF
NEW TRUSTEES/DESIGNATIONS
& APPOINTMENTS:

Trustee Kudron administered the oath of office to Andy Murphy, Phyllis Price, and Cindy Southway. The new Board of Trustee's was then seated.

Consideration to approve the installation for Town Treasurer Ackerman, Town Clerk Carrell, and Town Clerk Pro-Tem ORourke.

Trustee Goodfellow made a motion to approve the Town Clerk, Town Treasurer, and the Town Clerk Pro-Tem as stated. Trustee Murphy seconded the motion. Town Clerk Carrell completed a roll call vote:

Trustee Goodfellow	Aye
Trustee Kudron	Aye
Trustee Murphy	Aye
Trustee Price	Aye
Trustee Southway	Aye

Consideration of the appointment of the Mayor Pro-Tem for the Town of Grand Lake.

Trustee Murphy made a motion to nominate Steve Kudron as Mayor Pro-Tem as stated. Trustee Price seconded the motion..

Trustee Kudron asked for any discussion.

Trustee Goodfellow felt it was a good choice, feels Trustee Kudron is very well suited.

Town Clerk Carrell completed a roll call vote:

Trustee Goodfellow	Aye
Trustee Kudron	Abstain
Trustee Murphy	Aye
Trustee Price	Aye
Trustee Southway	Aye

Consideration to accept the appointments of Town Attorney Krob, Municipal Judge Noriyuki, and Municipal Hearing Officer O'Flaherty.

Trustee Murphy made a motion to approve the appointment and installation of the Town Attorney, Municipal Court Judge, and Municipal Hearing Officer. Trustee Price seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Kudron	Aye
Trustee Goodfellow	Aye
Trustee Murphy	Aye
Trustee Price	Aye
Trustee Southway	Aye

Consideration of the appointment of the Board of Trustees Selectee to the Town of Grand Lake Planning Commission.

Mayor Pro-Tem Kudron gave the new sitting Board the background of the involvement with Board members sitting on the Planning Commission Board. Requested that the Board take a look at implementing Trustees onto the Planning Commission Board.

Trustee Murphy stated the last meeting he attended for the Planning Commission that a current Board member expressed his disappointment that no Trustee was no longer serving on the Board with no reason as to why.

Mayor Pro-Tem Kudron explained to the Board the reason was due to many of their projects coming before the Board that they have to make a decision on, if two or three of the Trustees were already at that meeting they have their decision made. The rationale behind it was to give this Board the ability to hear a discussion among the Board.

Mayor Pro-Tem Kudron stated it's the Boards choice to how many Trustees are sitting on the Planning Commission, there currently is no one to act in that position.

Town Attorney Krob clarified for the Board, that the Town's ordinance states, members of the Planning Commission shall not simultaneously be a Trustee or Mayor for the Town of Grand Lake. The Board could appoint someone to the Planning Commission if they change the ordinance.

Mayor Pro-Tem requested a discussion from the Board regarding their input on changing this ordinance.

E4

Trustee Southway stated she believes it gives a lot of continuity to the decisions when there is somebody from the Trustees on the Planning Commission, better decisions would be made that way.

Trustee Price stated she believes it's important to be in all committees.

Trustee Murphy requested we put that on the agenda for a future meeting.

Consideration of the appointment of two Board of Trustees Selectee to the Grand Lake Chamber of Commerce.

Town Manager White clarified to the Board that the Chamber eliminated voting membership of the Town Board members. The previous Board rotated meetings between them all.

Trustee Southway volunteered.

Trustee Murphy stated he would like to volunteer, as he has served on other Chamber Boards in the past. He would be willing to commit.

Trustee Price made a motion to approve the appointment of Trustee Murphy and Trustee Southway as the Chamber representatives for the Board of Trustees. Trustee Goodfellow seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Kudron	Aye
Trustee Goodfellow	Aye
Trustee Murphy	Abstain
Trustee Price	Aye
Trustee Southway	Abstain

Consideration of the appointment of one Board of Trustees Selectee to be a representative for Northwest Colorado Council of Governments.

Consideration of the appointment of a Board of Trustees Selectee to be a representative for Grand County Water Network.

Consideration of the appointment of a Board of Trustees

Select to be a representative for the CML Planning Committee.

Mayor Pro-Tem Kudron told the Board they would handle all three appointments left on the agenda as a whole.

He went on to explain to the Board that Northwest Colorado Council of Governments meets quarterly six times a year. The Grand County Water Information Network is very minimal meetings and are held right here in Grand County, CML Planning Committee is a big commitment, but very important.

Lisa Jenkins, 205 Bella Vista Court. Stated she served on the CML committee and her experience was very positive having a voice for everyone all across the State.

Mayor Pro-Tem Kudron stated he is on four committees as of now a non-official attendee to the outstanding Grand Lake non-profit group, an alternate for the Grand Lake Quality Working Group, Colorful Creative, and the Heart & Soul Projects.

A short conversation pursued regarding details of each organization.

Trustee Goodfellow volunteered to be the representative for the Northwest Colorado Council of Government.

Trustee Murphy made a motion to approve the appointment of Trustee Goodfellow as the representative for the Northwest Council of Governments. Trustee Southway seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Kudron	Aye
Trustee Goodfellow	Abstain
Trustee Murphy	Aye
Trustee Price	Aye
Trustee Southway	Aye

Mayor Pro-Tem Kudron asked if there were any volunteers for the Grand County Water Information Network or for the CML Planning Committee. There were no volunteers at this time, requested we table this until the next meeting.

CONFLICTS OF

ELO

INTEREST:

Mayor Pro-Tem Kudron 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 interest by anyone on the Board.

UNSCHEDULED
PUBLIC COMMENTS:

Mayor Pro-Tem Kudron 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.

Kathy Weydert, 811 Tallaqua. Mrs. Weydert requested the Streetscape Project Phase 1, line by line the change orders that were approved and any cost overruns that put the Town in this deficit position. She believes the Town will be significantly over budget by the time the full project is completed. With Park Avenue no longer being included in the new proposal she asked if the Town has notified these residents on that street.

Mrs. Weydert also inquired about the Bridge project, why was the bid not put out last year and completed? Believes there wouldn't be such a large deficit as there is now with that project.

Mrs. Weydert expressed concern regarding the Grand Lake Center budget, specifically with employees, having learned the Center just hired a new full time employee. Requested to know the outline of the \$10,000.00 marketing line budget. Asked if the rent the Town Charges at the Center is it at fair market rental price.

The Middle Park Medical Center was last mentioned in the workshop on March 26, 2018 and nothing has been spoken sense regarding estimates to move forward with the space at the Grand Lake Center. Citizens have made comments about how great this will be to Grand Lake, but don't know where the project lies.

The Town Clerk implemented a fee for the election candidates and would like to know what fines were imposed and where these revenues will be used.

17

Martin Zieff, 918 Grand Ave. Mr. Zieff expressed an ongoing issue that has not been addressed regarding El Pacifico letting food grease drip down off of their roof that is located next to his business. The grease is a safety and health hazard not only to his staff, but to citizens and visitors. Mr. Zieff proposed a sign to the Board that would be posted in the front window of his business. It states, he's being forced to close his business and move to Winter Park due to this issue not being taken care of. He feels he's been patient with this issue and would like to see it addressed as soon as possible.

Tom Weydert, 811 Tallaqua. Mr. Weydert stated the Town does have precedence to address this sitting as the Health Department to look into this.

SCHEDULED
PRESENTATIONS/
DELEGATIONS:

Tom Weydert, Grand County Assessor. Mr. Weydert explained he is in charge of approximately 150 accounts for possessory interest payments for the County. Expressed concern from the response he received from the Town of Grand Lake regarding his recent record request for possessory interests within the Town.

Mr. Weydert was not pleased the Town Clerk requested the statute authorizing this information, that she needed to discuss this with the Town Attorney, required to complete a CORA (Colorado Open Records Act) request and pay any necessary fees associated, all in which he has done and states he does not have all the information requested, which is a violation of CORA. Mr. Weydert believes this was a very willful and deliberate act of direction on the Town.

Town Clerk Pro-Tem ORourke said that she was in contact the previous week with his assistant Deb, to clarify exactly what it was they were requesting regarding the Center.

Town Attorney Krob clarified that there was an initial request that has been complied with, as well as communication between both himself and Mr. Weydert via telephone. Also, all fees were waived for intergovernmental cooperation.

Attorney Krob apologized for the delay in communication and inconvenience for the last request, it was due to not responding to the email the Town Clerk had sent. A procedure will be established.

Consideration to approve a Special Event Liquor License from Friends of Grand County Library Inc., for their "Tops of the Rockies" event to be held, Saturday, July 7, 2018 from 8:00 am to 10:00 pm.

Town Clerk Carrell presented.

Kelly Shockey 101 Lake Ave. Tops of the Rockies is a live Auction that supports children's programs throughout the County. This event has been in the community for approximately six years.

Trustee Goodfellow inquired about larger municipalities and how they handle liquor requests. Town Attorney Krob explained that larger municipalities have a separate Liquor Licensing Authority Board. The Grand Lake Board of Trustees acts as the Local Liquor Licensing Authority, but more responsibility could be designated to Staff if that's what the Board wanted to do.

Trustee Goodfellow believes it would be a good idea to discuss that.

Trustee Murphy made a motion to approve the Special Event Liquor License from Friends of Grand County Library Inc., for their "Tops of the Rockies" event to be held, Saturday, July 7, 2018 from 8:00 am to 10:00 pm. Trustee Price seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Kudron	Aye
Trustee Goodfellow	Aye
Trustee Murphy	Aye
Trustee Price	Aye
Trustee Southway	Aye

NEW BUSINESS:

Consideration of Request for Approval for the Planned Development Plan of the 2nd Amendment to the Gateway Inn located at Block 15, Grand Lake Estates 2nd Filing, more commonly referred to as 200 West Portal Road.

Presented by Town Planner Nate Shull.

Lisa Jenkins, 205 Bella Vista Court.

Trustee Murphy inquired about the traffic study performed by CDOT. Ms. Jenkins stated she was told there would be a

69

14% increase in traffic which falls below CDOT's standard of 20% which puts them in the category of not requiring a permit.

Town Planner Shull clarified that since this is a Town street and is not in direct access from the development onto Hwy 34, when the decision comes from CDOT, which if the Traffic Impact Analysis is correct then the access permit is not required. Hypothetically, if it came back not as expected, the Town would need to apply for the permit and CDOT would waive any requirement to pay for that access permit. The Town should have had one in place, but it was never implemented.

Trustee Murphy confirmed with Ms. Jenkins if she felt confident enough to move forward with the project not hearing back from CDOT regarding the permit.

Ms. Jenkins believes if CDOT decides to require a permit is that should have been implemented at the time Lake Avenue was put in.

Tim Gagnon, 137 County Rd 842, Tabernash. Engineer for Bowman Consulting working on this project, doesn't see this being a big liability.

A short discussion pursued regarding clarification of the permit.

Town Planner Shull clarified that with the Town owning Lake Avenue, it needs to be kept up on maintenance if the Town wants to use it for any future development.

Ms. Jenkins believes if the Lake Avenue was striped it would make a difference.

Trustee Murphy made a motion to adopt Resolution 07-2018, A Resolution Granting Approval of the Final Development Plan for the 2nd Amendment to the Gateway Inn Planned Development Located at 200 W. Portal Rd, Town of Grand Lake. Trustee Price seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Kudron	Aye
Trustee Goodfellow	Aye
Trustee Murphy	Aye
Trustee Price	Aye
Trustee Southway	Aye

E10

Consideration for Request of Approval of the Planned Development Plat of the 2nd Amendment to the Gateway Inn located at Block 15, Grand Lake Estates 2nd Filing, more commonly referred to as 200 West Portal Road.

Presented by Town Planner Shull.

Lisa Jenkins, 205 Bella Vista Court. Ms. Jenkins clarified for the Board there will be little changes they will be making to the outside of the building.

A short conversation was had regarding the improvements to made to the building.

Trustee Murphy made a motion to adopt Resolution 08-2018, a Resolution Granting Approval of the Final Development Plat for the 2nd Amendment to the Gateway Inn Planned Development Located at 200 West Portal Road. Trustee Goodfellow seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Kudron	Aye
Trustee Goodfellow	Aye
Trustee Murphy	Aye
Trustee Price	Aye
Trustee Southway	Aye

Ms. Jenkins thanked the Board for their decision and Town Staff for all their hard work with this project.

Consideration to approve use of Town reserves to cover funding shortage to complete the West Portal Bridge Project.

Presented by Town Manager White.

Trustee Southway questioned the cost of the project being more if the Design Engineer is also the Construction Manager.

Town Manager White confirmed that the cost has remained constant throughout this process.

Trustee Southway also asked Town Manager White if he predicted any cost overruns with this project.

Town Manager White stated that it's always a possibility, but will continue to do his best to not let that happen.

EW

A short conversation pursued regarding their different options.

Town Manager White's recommendation was to put a cap on it at \$400,000 out of Town reserves.

Mayor Pro-Tem was concerned that even with the \$400,000, if the Town doesn't receive the funding as expected then they would still fall short on funds.

Town Manager White was confident the Town would receive expected funding.

Trustee Goodfellow inquired about the delay in the process, if the Town is at risk to lose the contract?

Town Manger White explained the Town has been at risk of losing it for the past three years.

Trustee Goodfellow believes the Board needs to go as far as they can without losing the contract, before they start using the funds from the reserves that took many other Boards so long to build up.

Mayor Pro-Tem requested a special meeting be set for Friday, April 27th, 2018 at 3:00 p.m. if they do not receive the necessary information.

Town Manager White requested if the Town received the full \$424,000 in funding before Friday, that he can move forward. Requested the Board to approve a \$120,000 cap from the reserves.

Trustee Southway made a motion to adopt the use of unrestricted reserves to cover funding shortage to complete the West Portal Bridge Project not to exceed \$120,000. Trustee Murphy seconded the motion. Town Clerk Carrell completed a roll call vote:

Mayor Pro-Tem Kudron	Aye
Trustee Goodfellow	Aye
Trustee Murphy	Aye
Trustee Price	Aye
Trustee Southway	Aye

Discussion regarding funding option for revised scope of work on Phase II Streetscape.

Presented by Town Manager White.

E12

John Enchos, Engineer for Streetscape Phase II.

Trustee Goodfellow inquired about cost overruns being a little more manageable compared to Phase I.

Mr. Enchos doesn't foresee any overruns.

Trustee Murphy expressed his concern if the Town wait's another year to continue this project, costs are only going to go up. With only so much money being left in the budget for the entire project, concerns are raised that it may not be completed.

Mr. Enchos stated having known the numbers from last year and this year there were very few price increases that were substantial.

Kathy Weydert, 811 Tallaqua, questioned why there were so many change orders from last year.

Mayor Pro-Tem Kudron responded that it was due to unexpected ball bouts and rocks/boulders that needed to be removed.

Trustee Southway asked if there was any way the mistakes that needed to be fixed from last year, example the pavement in front of the bank as part of this year's plan.

Mr. Enchos stated there is a way to fix it, but will have to redesign the project. If Big Valley isn't involved in this Phase then the \$50,000 that was promised won't be applied. He further explained their plans of what will be included with this Phase.

A short conversation pursued about irrigation within the Town.

Town Planner Shull stated that we won't be able to finish the entire Streetscape Project with the funding that we have and will more than likely need to look for funding in the future to complete the project that was the original vision.

Trustee Murphy suggested the Board table the vote until they have all the information that they need. He thinks before any more money is borrowed that public hearings need to be held and taken to the voters.

Mayor Pro-Tem Kudron requested a simple breakdown of numbers for each bid for the special meeting on Friday.

E13

Trustee Generated Topic- Trustee Southway

Trustee Southway requested we have a list of each motion that was voted on and how it was voted on by each Trustee posted to the Town's website.

Town Manager White stated that Staff felt it was repeating work that was already provided in the minutes, but will provide whatever the Board decides.


Town Clerk Pro-Tem ORourke stated the Clerk had a form already in the works that should suffice. Staff is open to suggestions if any changes need to be made.

MAYOR'S REPORT
AND COMMENT:


NONE.

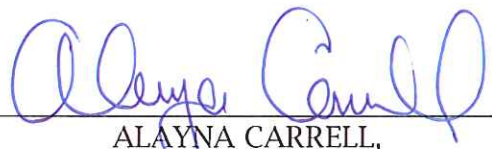
ADJOURNMENT:

Trustee Southway moved to adjourn, seconded by Trustee Goodfellow. All Trustees voted aye, and the meeting was adjourned at 10:14 p.m., April 23, 2018.



STEVE KUDRON,
MAYOR PRO-TEM



ATTEST: 

ALAYNA CARRELL,
TOWN CLERK

E14