

The Minutes are Provisional until approved by the Board at the next meeting on 3/18/14.

A workshop was held from 6:30 p.m. to 7:00 p.m. for the Board of Trustees to receive citizen input concerning the need for or the lack of a need for a Town Marshal.

**BOARD OF TRUSTEES
TOWN OF GREEN MOUNTAIN FALLS
MINUTES OF REGULAR MEETING – 7:00 P.M. - TUESDAY, MARCH 4, 2014**

The Board of Trustees meeting was called to order by Mayor Worthey at 7:05 p.m.

ATTENDANCE: Newberry - present Pitrone - present LoCascio - present
 Price - absent Stevens - present Peterson - present

ADDITIONS, DELETIONS OR CORRECTIONS TO THE AGENDA – Mayor Worthey requested that the Renewal for Midland Rail Liquor License be added to the agenda as 4A. Owner Kim Wart did not get the renewal forms in prior to agenda preparation. General consensus of the trustees was to add the item but with reservation and remind liquor license holders that the renewal paperwork from the State must submitted to the Clerk within the timeline listed on the forms. **M/S Pitrone/LoCascio to approve the revised agenda to add the renewal for Midland Rail. All yea**

CONSENT AGENDA

- A. APPROVE BOARD OF TRUSTEES MINUTES FOR 2/18/14
 - B. APPROVE BILLS RUN 2/19/14 THROUGH 2/27/14: \$7,303.78
 - C. ACCEPT PLANNING COMMISSION MINUTES OF 2/25/14 INTO RECORD
- M/S Pitrone/Peterson to approve the Consent Agenda as submitted. Pitrone, Peterson, Newberry, LoCascio in favor. Worthey and Stevens opposed.**

SPECIAL EVENT PERMIT APPLICATION: 35TH ANNUAL THIN AIR NATIONALS; SATURDAY, JULY 19, 2014 – J. R. Nandin, Colorado Springs Rod and Custom Club was present with a complete application for the 21st car show to be held in Green Mountain Falls. Nandin stated that the Town is still the favorite choice of all the club attendees. He estimated that there were 1,500 people who came into town last year for the show. **M/S Peterson/Stevens to approve the permit application waive the deposit fee and charge \$500 for the one day event. All yea**

There was no fee added for police traffic control services; Robert McArthur reported that the Sheriff's Deputies will provide the service.

LIQUOR LICENSE RENEWAL FOR MIDLAND RAIL LIQUOR, 10550 UTE PASS AVENUE, OWNER KIMBERLY R. WART – M/S Peterson/Pitrone to approve the renewal with reservations and stated that this approval at the late date is an exception. All yea

SUBMISSION OF REFERENDUM PETITION TO THE BOARD OF TRUSTEES – Setting a Special Election Date, Town Attorney, Matt Krob explained that now that the town clerk has certified the form and the signatures for the referendum petition, the referendum petition to repeal the Town Manager Ordinance is presented to the Board. The Issue Committee did not submit the petition within the statutory timeline to be placed on the April 1, 2014 election. The Board members are required to set a special election. The Board agreed to let the majority of the citizens' rule on this referendum and opted not to repeal the adopted ordinance after an Executive Session with the Town Attorney on Tuesday, January 21, 2014. Trustee Pitrone asked Krob if all the petitions could be on the same ballot and the Town hold one special election. Krob confirmed that that would be the acceptable procedure.

SUBMISSION OF RECALL PETITIONS TO THE BOARD OF TRUSTEES – Setting a Special Election Date, Town Attorney, Matt Krob explained that now that the town clerk has certified the form and the signatures for the recall petitions, the recall petitions for Trustees Ralph LoCascio and Howard Price are presented to the Board. Krob stated that the Issue Committee did not submit the petitions within the statutory timeline to be placed on the April 1, 2014 election. Krob stated that the Board is required to set a special election at an additional expense to the Town. The Town Clerk stated that using the timeline from the State Statutes, Tuesday, May 20, 2014 would be the Special Election date.

M/S Newberry/Peterson to set a Special Election for the Referendum and the Recall for Tuesday, May 20, 2014. All ye

PUBLIC INPUT - Items Not Listed on Agenda * Two individuals signed in to speak.

Katharine Guthrie of Mountain Avenue had several questions for the town attorney concerning what she felt was ongoing false statements and slander in the local newspapers against town staff and certain board members. Guthrie asked if there was not an avenue town employees could take towards retribution or any means to get the truth printed. Krob stated that liable and slander are purely civil matters. The individuals would need to hire their own attorney to counter the false statements. What concerns an attorney is when Board members make statements representing themselves in their official capacity with the town. This produces a high risk of liability for the town. **Gail Gerig**, Scott Avenue property owner stated that she had reviewed all the citizen surveys from the Comprehensive Plans and the Sustainability Project and applauds the Board members for addressing issues brought forward over the 30 years of citizen surveys. She noted that from that data she reviewed, code enforcement issues were always at the top of the list: barking dogs, junk vehicles, bears, etc. These appeared to be the main issues discussed around law enforcement. Gerig also noted from the surveys that budget constraints for the marshal's department was a continual issue and the need to research a regional source for law enforcement was brought up over the years. Again, Gerig thanked the Board for addressing the survey responses.

REPORTS: - Mayor's Report – No report.

- **Trustee Peterson** reminded the audience and Board members of the upcoming Bronc Day committee meeting at the Mucky Duck Restaurant.
- **Trustee Newberry** requested a Point of Personal Privilege and asked that she and Mayor Worthey hold a debate. Worthey declined the invitation stating that she feels she had debated Newberry for two years and the citizens are aware of their differences.
- **Town Manager's / Staff Reports** – Interim Town Manager, Robert McArthur submitted two reports; one for interim town manager and one for public works director. McArthur also summarized the sign ordinance as it addresses political signs. Copies of the code was supplied. The Town Clerk submitted a list of names of the citizens that had submitted nomination petitions that were received and certified by the deadline for Mayor and three trustee positions. A total of nine petitions were received. The order of names as they will appear on the election ballot was selected by Chamber member and Mucky Duck Restaurant owner, Amily Beidelman-Almy at the Town Hall on 3/4/14, at 3:30 p.m., assisted by Betty VanScoten.
- **Town Attorney, Matt Krob** – No report.

OTHER BUSINESS: The Town Clerk discussed the property insurance notifications that several residents have been receiving over the past eight months addressing wild land fires and the need for these property owners to do mitigation. The criteria varied from each insurance company with several notices stating insurance will be dropped. The clerk reported that there are several mitigation efforts that have been underway within the town and feels a

letter from the Board specifying those efforts and guidelines from the Fire Department and the local Colorado State Forest Service office in Woodland Park would be of assistance to property owners. Richard Bowman stated that the Fire Department has performed several mitigation inspections for a \$50.00 fee and they have been favorably accepted by the insurance companies. No other new business was presented.

CORRESPONDENCE: Trustee Newberry submitted copies addressing the El Paso County Sheriff's Office Citizen Patrol, a volunteer program started in 2009. The requirements, dates of classes and contact numbers were included. No other municipal correspondence that required Board discussion or action was presented.

There being no further business, Mayor Worthey adjourned the meeting at 8:00 p.m.

Mayor Lorrie Worthey

ATTEST: _____
Chris Frandina, Town Clerk