

**BOARD OF TRUSTEES
TOWN OF GREEN MOUNTAIN FALLS
MINUTES OF REGULAR MEETING - TUESDAY, JUNE 1, 2010**

The meeting was called to order at 7:02 p.m. by Mayor Tyler S. C. Stevens.

ATTENDANCE: Pitrone present Useman present King present
 Bratton present Newberry present Worthey absent

ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA – Trustee Bratton requested that an agenda item be added under Old Business to discuss the Town’s current moratorium ordinance for Medical Marijuana Dispensaries. **M/S King/Useman to approve the addition to the agenda as requested. All yea**

CONSENT AGENDA - APPROVE BOARD OF TRUSTEES MINUTES: 05/18/10
- APPROVE BILLS DUE AND PAYABLE: \$6,399.77
M/S Useman/Bratton to approve the Consent Agenda as presented. All yea

CITIZENS INPUT - Items Not Listed on Agenda **Kim Wart, Midland Rails Liquor** requested that the Board review Chapter 18 of the Municipal Code, Revocable Permit with specific attention to Section 18-63 which reads: no revocable permit shall be issued until applicant furnishes evidence of current public liability and property damage insurance policies with the Town also named as insured. Wart has items above the surface, on the surface and below the surface of public right of way requiring a revocable permit. Wart stated that his current insurance covers him for 100’ in all directions of his building. His insurance carrier, Acuity, stated that it will not allow additional insured status as the Town of Green Mountain Falls has no insurable interest. The Town Attorney requested that this certificate be forwarded to CIRSA for review and direction. CIRSA will contact Wart’s insurance provider. The Town has nine revocable permit applications with certificates listing the Town as additional insured. Urban Electronics does not have a 2010 revocable permit. Urban stated at this meeting that he has removed most of the items he had on the right of way with the exception of the canopy over the building that he shares with Stones, Bones and Wood. The Pantry Restaurant has not submitted an insurance certificate naming the Town as additional insured for their revocable permit status.

Michael Urban stated that he had been issued a summons on 5/25/10 by Marshal Ford for not having a Town of Green Mountain Falls 2010 business license. He was concerned about the enforcement procedures for his business; i.e. Department of Revenue seizing his business for non-payment of taxes, El Paso County Health Department requesting that the holding tank he shares with Stones and Bones on Ken Nord’s property be pumped; a broken baffle in the tank had to be replaced, and the local Fire Department’s April 5, 2010 fire inspection listing nine major corrections they were requiring that Urban feels has rendered his business uninsurable.

Scott Hunt owner of Pine Gables Stray Dog Saloon requested that the Board review the permit process for events on public right of way and give the town clerk authority rather than the Board to issue such permits. Hunt wanted to have a pig roast on Memorial Day weekend with the smoker in the public right of way planter outside the bar establishment. He came into the Town Hall on Friday and was told that public right of way events were approved by the Board. Hunt would like the procedure reviewed. Trustee Pitrone recommended that Hunt look at the events he would like to have in the future and plan a timelier submittal to the Board.

Hunt stated that he is pursuing support for a fireworks display on Friday, July 2nd and hopes to form a new chamber of commerce to sponsor, fund and submit insurance for the event to the Board of Trustees at the June 15, 2010 meeting.

CHURCH IN THE WILDWOOD - REQUEST FOR EXTENSION TO DISPLAY FUND RAISER BANNER FOR SALLIE BUSH COMMUNITY BUILDING

- **Representative, Sunde King** was present with a second extension request for the fund raiser banner. She would like to keep the banner on display until the end of October to give summer residents and visitors an opportunity to see the website address and contribute. **M/S Bratton/Useman to grant a 120 day extension for the fund raiser banner at the Sallie Bush Community Building. All yea**

REQUEST FOR SPECIAL EVENT PERMIT, TRIANGLE CHAMBER OF COMMERCE, BAND CONCERTS; TUESDAY, JUNE 22, AND TUESDAY, AUGUST 10, 2010, 7:00 P.M. - Representative, Kevin Henry, Ute Pass Triangle Chamber of Commerce Henry stated that the Chamber is basically gone with only about three individuals remaining. He said that coming up with the insurance premium of \$177.00 to cover the two events was a financial concern. Trustee Bratton said that though the Chamber does not hold regular meetings, they are still registered with the State of Colorado. Bratton questioned why the Chamber needed insurance coverage for the special event. He felt they were doing this for the community. The Town's insurance provider, CIRSA, requires that special events held on public property and approved by the Board are required to provide insurance coverage for the event. The Town has received insurance certificates from the sponsors of special events in the past that include: Thin Air Car Show, School District 14 representing Ute Pass Elementary School, Bronc Day Committee, and the Ute Pass Triangle Chamber of Commerce. Henry did not remember ever providing an insurance certificate. Resident Howard Price donated the insurance premium of \$177.00 to the Chamber. **M/S Pitrone/Useman to approve the Special Event Permit for the Ute Pass Triangle Chamber of Commerce concerts in June and August and waive the event permit and deposit fees. All yea**

DISCUSSION AND REVIEW OF ORDINANCE 04-2010: INTERFERENCE AND DISRUPTION OF TOWN FUNCTION This draft ordinance is presented to the Board at the recommendation of CIRSA's chief counsel, Tami Tanoue with consensus from the Town Attorney. This ordinance has been adopted by several municipalities throughout Colorado and supports the Board's recent approval of the Standard Operating Procedures for Workplace Violence Protection and Workplace Health and Safety. **M/S Pitrone/Newberry to authorize the Clerk to set a public hearing date for 6/15/10 at 7:00 p.m. All yea**

REPORTS: The Marshal's Department report was entered into the record by Mayor Stevens. **Mayor Stevens: PPACG/PPRTA:** No report.

Trustee Pitrone: Regional Building - reported that Regional Building has developed \$25,000.00 dangerous building fund to assist communities with the removal of abandoned and dangerous structures.

Public Works Department: DPW Director Robert McArthur's report was submitted into the record. **Trustee King: PPACG Alternate / TES Alternate Rep / Admin / Pool** – King requested authorization from the Board to start Phase II of the fundraising for restoring the Land Company Building. The pavers will be \$250, \$350, and \$500 for a 12" x 12" paver with three lines. Board was in favor and approved the request to mail out Phase II information sheets. **The Pool** opens on Thursday, June 10, 2010 at 10:00 a.m.

Trustee Useman: Manitou School District 14 – No report.

Trustee Worthey: GIS website - No report.

Urban Forestry: The spring slash site will open on June 11, 12 and 13th at the parking area behind the Ute Pass Elementary School bus barn. Hours are: 10-2 p.m. on Friday; 10-4 p.m. on Saturday and 10-2 p.m. on Sunday.

Trustee Bratton: Bratton reported that trails committee is tackling the Crystal Creek trail for the annual Trails' Day on 6/6/10 and will meet at 8:30 a.m. at the Land Company Building. 32 volunteers scheduled to participate.

Trustee Newberry: Parks – Arbor Day was a success and town forester technician, Jinnie Will was thanked for her large contribution to the event.

OLD BUSINESS - **No** old business was presented.

NEW BUSINESS - **Trustee Bratton** would like to bring the discussion of Medical Marijuana Dispensaries back on the agenda for July 6, 2010. Earlier this year, the Board adopted an ordinance approving a moratorium on MMD. Bratton requested that the Board review HB 10-1284 recently signed by the Governor as well as other municipal ordinances available on regulations and zoning. CML's counsel Rachel Allen is preparing a Knowledge Now white paper on medical marijuana for CML members.

CORRESPONDENCE: No correspondence was received requiring Board discussion or action.

The meeting was adjourned at 7:54 p.m.

Mayor Tyler S. C. Stevens

ATTEST: _____
Chris Frandina, Municipal Clerk