

**BOARD OF TRUSTEES
TOWN OF GREEN MOUNTAIN FALLS
MINUTES OF REGULAR MEETING - TUESDAY, AUGUST 3, 2010**

The meeting was called to order at 7:00 p.m. by Mayor Stevens.

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

ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA – No changes presented.

**CONSENT AGENDA - APPROVE BOARD OF TRUSTEES MINUTES 07/20/10
- APPROVE BILLS DUE AND PAYABLE: \$8,194.50**

M/S Pitrone/Newberry to approve the consent agenda as submitted. All yea

**BOARD OF TRUSTEE DISCUSSION ON ESTABLISHING MUNICIPAL CODE
PROCEDURES FOR LICENSING AND REGULATING MEDICAL MARIJUANA**

DISPENSARIES - Attorney Dan Stuart and the Town Clerk reviewed ordinances that have been adopted by other front range municipalities as well as information about entities that have extended their moratoriums. The Colorado Legislature will be addressing dispensaries in the 2011 session and the Department of Revenue will be putting forth licensing regulations and fees. There will be no licenses issued from the State for dispensaries until July 2011 giving municipalities the opportunity to write and adopt code. The Town Attorney recommended that the Town write regulations that will work with the community as opposed to opting out and prohibit dispensaries in the Town. The Board will be considering code on medical marijuana centers and the fees and licensing regulations attached. The Board will consider allowing these centers in the business district only. The Town could exceed the statutory regulations that require these centers to be at least 1,000' from schools and other centers and could add regulations to use the same or greater distance from parks and churches. The Board may consider whether to prohibit optional premise cultivation in the town and prohibit medical marijuana infused product manufacturing.

**REQUEST FOR EXTENSION OF MORATORIUM PLACED ON THE SUBMISSION,
ACCEPTANCE, PROCESSING AND APPROVAL OF ANY APPLICATION TO SELL OR
DISPENSE MEDICAL MARIJUANA AS OUTLINED IN TOWN OF GREEN MOUNTAIN
FALLS ORDINANCE 01-2010**

With advice from Town Attorney, Dan Stuart and concurrence from the Board of Trustees, Mayor Stevens requested that the Town Clerk present an ordinance at the 8/17/10 meeting to extend the current moratorium for Medical Marijuana Dispensaries until July 2011.

PUBLIC INPUT - Items Not Listed on Agenda * - Robert McArthur asked the Town Attorney what the financial impact of Amendments 60 and 61 and Proposition 101 would be for the town. Stuart stated that if these items passed at the November 2nd State election, the financial impact would be devastating. He encouraged Board members to educate themselves on these items from information disseminated by the Colorado Municipal League. Mayor Stevens received consent from the Board members to have the Town Clerk draft a resolution for the next meeting highlighting the financial impact on the Town if these items were approved. CML will sponsor a free information breakfast for government officials and staff on Friday, August 20th in Woodland Park.

RECOMMENDATION FOR AMENDMENTS TO MUNICIPAL CODE CHAPTER 18, ARTICLE III, REVOCABLE PERMITS- Trustee Pitrone has not completed the amendments and will present at a future meeting. **M/S Bratton/Newberry to table agenda item. All yea**

UPDATE ON THE EL PASO AVENUE EAST ROAD CLOSURE AND BRIDGE REPLACEMENT - DPW Director, Robert McArthur reported that he will have a full report at the next Board meeting including design criteria. McArthur stated that the Town applied for and received a DOLA grant for \$58,500 to assist with the July 4th flooding repairs and capacity improvements for the El Paso Avenue culvert bridge. McArthur has met with property owner, Tom Dobson regarding the scope of work for these repairs. Dobson has property on either side of the El Paso Avenue culvert bridge.

REPORTS: The Marshal's Department report was entered into the record by the Mayor and presented by Marshal Ford. Ford reported that he has not been successful in securing the two grants that he wrote for assistance with the department's temporary part time deputies' salaries as well as for vehicle upkeep and operating costs. The Marshal received a \$31,000 Criminal Justice grant in 2009. Ford stated he has written and submitted three additional grants and an appeal but cautioned the Board that changes will be made if funds are not awarded in the next two months. He also stated that he can no longer provide services free of charge to special events sponsors. The personnel schedule and budget are severely constrained. Trustee Pitrone stated that the cost incurred by the town staff should be incorporated into the cost of the special event permit fees. This topic will be taken under consideration in the budget discussions. **Mayor Stevens: PPACG/PPRTA:** No report. **Trustee Pitrone: Regional Building -** The recommendations addressing criteria for the Regional Building Dangerous Building Fund and methods by which municipalities can apply for assistance for removal of such buildings were accepted by the Executive Board. Pitrone suggested that the Planning Commission draft measures relating to the town's needs and criteria addressing the removal of a dangerous building. **Public Works Department: DPW Director** Robert McArthur's report was submitted into the record. **Trustee King: PPACG Alternate / TES Alternate Rep / Admin / Pool –** No report. **The clerk** submitted copies of the Town's financial reports for July. Clerk reported that the pool will end the successful 2010 summer season on August 15th. **Trustee Useman: Manitou School District 14 –** No report. **Trustee Worthey: GIS website -** No report. **Urban Forestry:** No report. **Trustee Bratton:** Bratton submitted the final schedule for 72nd Annual Bronc Day event. **Trustee Newberry: Parks –** No report.

OLD BUSINESS - Trustee Bratton requested that the Town board respond to business owner, Ken Nord's letter presented to the Board on 7/20/10. After a discussion with Marshal Ford and Town Attorney, Dan Stuart it was decided that Stuart will respond. Mayor Stevens stated that the Board's duty is policy setting and the items referred to in Nord's letter are addressed at the judicial level of town government in the municipal court and with the Town attorney.

NEW BUSINESS - No new business that required Board action or discussion was presented.

CORRESPONDENCE: The Town received a 100% score on the recent CIRSA Loss Control Audit. A letter commending the work of the Public Works and Marshal's departments was received from Ute Pass resident, Cy Sumner.

The meeting was adjourned at 8:50 p.m.

Mayor Tyler S. C. Stevens

ATTEST: _____
Chris Frandina, Municipal Clerk