

**BOARD OF TRUSTEES
TOWN OF GREEN MOUNTAIN FALLS
MINUTES OF REGULAR MEETING - TUESDAY, OCTOBER 4, 2011**

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

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

ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA - No additions, deletions or corrections were presented.

CONSENT AGENDA

- APPROVE BOARD OF TRUSTEES MINUTES FOR 9/20/11
- APPROVE BILLS DUE AND PAYABLE FOR \$22,411.60
- ACCEPT PLANNING COMMISSION MINUTES OF 9/27/11 INTO THE RECORD
M/S Worthey/Pitrone to approve Consent Agenda as presented.

A Public Hearing was called to order at 7:04 p.m. by Mayor Stevens.

PUBLIC HEARING: REQUEST FOR A SPECIAL USE TO OPERATE A VACATION RENTAL BY OWNER - Sally Coberly and Mirko Dolak, 10410 Mountain Avenue; Property Manager and Representative, Kim West, Red Door Vacation Rentals The Town clerk summarized the zoning procedures for Special Use. The site was posted with a Public Hearing Notice sign; five information packets were sent out to neighbors within 100' of the property lines. Kim West stated that they anticipate renting to no more than 6-8 people in the three bedroom residence. She submitted the Operating Rules and Regulations that are posted at the residence.

There being no further comments from the petitioner, audience members or Board members, the public hearing was closed at 7:07 p.m.

The Board members agreed with the following findings from the Planning Commission's Public Hearing.

-the standards outlined within Municipal Code, Section 16-710 for granting a special use are being adhered to as outlined and presented by the petitioner
-three adjacent neighbors in favor of granting a special use.
-additional revenues through increased sales tax and lodging tax received by the Town have value to the community and municipal budget.

M/S Worthey/Pitrone to accept the Planning Commission's recommendation and approve the Special Use at 10410 Mountain Avenue. All ye

The Public Hearings was called to order by Mayor Stevens at 7:08 p.m.

PUBLIC HEARING: ORDINANCE 04-2011 - AN ORDINANCE AUTHORIZING PAYMENT OF PENALTY ASSESSMENTS FOR TRAFFIC INFRACTIONS WITHOUT THE REQUIREMENT OF A COURT APPEARANCE AND PROVIDING FOR A REDUCTION IN POINTS ASSESSED AGAINST DRIVING PRIVILEGES Marshal Tim Bradley had suggested adopting a point reduction code for the Town in June. The Clerk researched the format and procedures with the Municipal Court Judge and Town Attorney who confirmed the need for a municipal ordinance before the procedure could be utilized. Trustee Bratton

stated that the use of a point reduction system would save court time and citizens' time if they chose not to go to court and simply wanted to pay the fine.

There being no further comments from audience members or Board members, the public hearing was closed at 7:10 p.m.

M/S Bratton/Pitrone to adopt Ordinance 04-2011. All ye

PUBLIC INPUT - Items Not Listed on Agenda * - Mountain Avenue resident, Gary Florence expressed a concern about the number of geese at the Gazebo Lake area over the past three years. Florence stated he has been told the geese have been aggressive toward people in the park area. He stated that the geese droppings in the park area and on the gazebo island were above a proportionate level. He asked how to decrease the numbers. Ann Pinnell of Chipita Park stated that people come to the Town to see the geese; she feels they have become an important attraction and a great asset to the community. Residents Jon Harwood and John Kramer stated they have not been aware of aggressive behavior as they walk through the park area. Mayor Stevens stated that it is a delicate balance to enjoy the wildlife yet maintain a level of public safety and public welfare. He expressed concern with the consistent feeding. Trustee Pitrone felt that the balance may be tipped because the geese are being so well fed. He feels that public awareness should be raised about feeding wildlife.

AXIOS YOUTH COMMUNITY - 10930 Hondo Avenue, Bob Horvath, Projects Coordinator discussed the success the program has had with many juveniles. Horvath talked about the girls that graduate out of the program with GED's. He stated that they go into nursing homes and service organizations to assist. There are 26 girls at the Hondo Avenue property. He did not deny that the kids have issues but he was adamant that programs like Axios are far better than detention centers. Horvath stated that it is important that the kids do not feel incarcerated but part of a community. Horvath would like to attend one Board meeting each month to field questions and to advise the Board of the Axios status.

DISCUSSION OF SPEEDING WITHIN THE TOWN OF GREEN MOUNTAIN FALLS -

Trustee Bratton noted that the initial discussion started in June and the Board members requested that the Marshal's Department be given the opportunity to perform speeding mitigation. Bratton stated that it is obvious by the Marshal's reports and the number of tickets given that the Town has a speeding problem. Since June, the department has written approximately 140 citations for 10-19 mph over and has given 132 warnings. Bratton stated that he feels that while people are slowing down as they come in to and out of town, they are still going too fast on Ute Pass Avenue from the pool to the four way stop sign. He reported that all the business owners on Ute Pass Avenue witness excessive speeds. Bratton favors lowering the speed limit on Ute Pass Avenue from 25 mph to 20 mph as a safety precaution. Ann Pinnell of Chipita Park favored this approach. The consensus of the audience members, the Marshal and some Board members was that lowering the speed limit would not alter the behavior of those that speed. It was felt that law abiding individuals would follow the rules but that the Marshal's Department would be writing many more tickets. Marshal Bradley felt that the department has made an impact in a short time. Bratton stated he did not mind that some were saying the Town is becoming a speed trap. He wants to make an impact on individuals that do not want to comply with the speed limits. He feels the safety of citizens,

bikers, hikers, and children is the bottom line. Trustee Pitrone stated that there is no good data being produced that mandates the discussion of lowering the speed limit on Ute Pass Avenue. The current town codes state that the speed limits within Town shall be set at 25 mph on Ute Pass Avenue and 20 mph on all other streets unless otherwise posted. Resident Gary Florence is on the Fire District Board and stated that Chief Murphy had no data of accidents on Ute Pass Avenue in the last three years. Some of the summer residents present favored giving the Marshal's Department more time. They recommended that any decisions should be done when the summer residents are in Town and able to give their input. Resident John Kramer stated that the Marshal's Department is doing an excellent job; the word is out there; enforcement is working. He favored leaving the speed limits as they are. He felt that saying there is a safety issue because of the 25 mph limit is a real stretch. Kramer stated that those who do continue to speed through Town will have to contend with receiving multiple citations from the Marshal's Department. Jon Harwood favored leaving the speed limits as they are. Trustee King stated that the Marshal's Department is making progress even with one less officer. He favored giving the Department more time and revisit the subject next summer.

REQUEST FROM PIKES PEAK AREA COUNCIL OF GOVERNMENTS TO SIGN A SUSTAINABLE COMMUNITIES PARTNERSHIP AGREEMENT - Mayor Stevens

Stated that while signing this agreement with other municipal entities is not mandatory it is a great opportunity for the Town to be part of a regional sustainability plan.

M/S Bratton/Pitrone to authorize the Mayor to sign the partnership agreement. All ye

REPORTS: Mayor Stevens: PPACG/PPRTA - No report.

Marshal's Report - Marshal Bradley was present and summarized the department report which was entered into the record by Mayor Stevens. Bradley extended his gratitude to the Harwood family for their donation of an additional \$2,500 to the department.

Trustee Pitrone: Regional Building - No report.

Public Works Department: DPW Director - McArthur's report was entered into the record by Trustee Pitrone.

Trustee King: PPACG Alternate / TES Alternate Rep - No report.

Administration - The Town Clerk presented the September financial printouts.

Trustee Useman: Manitou School District 14 - No report.

Trustee Worthey: Urban Forestry/GIS website - No report.

Trustee Bratton: Bratton reported on the Trail's Committee progress since the last Board meeting. The next Trails Committee meeting is 10/6/11 at the Mucky Duck Restaurant.

Trustee Newberry: Parks - No report.

UNFINISHED BUSINESS - No unfinished business was presented that required Board discussion or action.

NEW BUSINESS - Trustee Bratton recommended that the trustees and residents familiarize themselves with Proposition 103 that will be before voters in November. This item was briefly discussed at the CML District 4 meeting in September. Proposition 103 will amend the Colorado statutes to: increase the state income tax rate from 4.63 to 5.0 percent for five years, starting January 1, 2012; increase the state sales and use tax rate from 2.9 to 3.0 percent for five years, starting January 1, 2012; require the state legislature to spend the money on public education by increasing funding above the amount in budget year 2011-12.

Bratton feels the Town may be under a challenge considering the Board will be discussing increasing the Town mill levy and potentially putting the question on the April 2012 municipal ballot.

No other new business was presented that required Board discussion or action.

CORRESPONDENCE - No correspondence was received that required Board of Trustee discussion or an action.

The meeting was adjourned at 8:43 p.m.

Mayor Tyler S. C. Stevens

ATTEST: _____
Chris Frandina, Town Clerk/Treasurer