

**BOARD OF TRUSTEES
TOWN OF GREEN MOUNTAIN FALLS
MINUTES OF REGULAR MEETING – TUESDAY, NOVEMBER 20, 2012**

The Board of Trustees meeting was called to order by Mayor Worthey at 7:04 p.m.

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

ADDITIONS, DELETIONS OR CORRECTIONS TO THE AGENDA – Trustee Newberry requested to clarify that Agenda Item #7, Second Reading and Adoption of Ordinance 03-2012 was published as a Public Hearing in the Courier View. Trustee Pitrone requested adding Board Acceptance of the 2013 Municipal Budget with Agenda Item 10. **M/S Newberry/Pitrone to accept the additions and corrections to the meeting agenda. All yea**

CONSENT AGENDA

- APPROVE BOARD OF TRUSTEES MINUTES FROM 11/06/12
- APPROVE BILLS DUE AND PAYABLE FOR \$6,720.01
- ACCEPT PLANNING COMMISSION MINUTES OF 11/13/12 INTO THE RECORD

M/S Price/Newberry to approve the Consent Agenda as presented. All yea

PUBLIC COMMENT – Items Not Listed on the Agenda

Barbara Bridgmon was present to discuss a program available through Aspen Pointe: The Waldo Support Team, operated by a FEMA grant through the end of July 2013 for crisis counseling after a traumatic event. The team's purpose is working toward restoring peace of mind by providing the community with resources as well as emotional and behavioral support. Individuals can contact the group at 719-572-6100. Brochures will be at the GMF Post Office.

UTE PASS TRIANGLE CHAMBER OF COMMERCE – SPECIAL EVENT PERMIT REQUEST - WINTER FESTIVAL, SUNDAY DECEMBER 16, 2012; 1:00 – 4:00 P.M. – Events

Chairperson, Lynda Martinez was present with three members of the Chamber Board to address the permit request and the events scheduled for the festival. This is the first event for the new Chamber and Martinez discussed the Board waiving permit fees for this event. Martinez stated that the budget is tight but membership and donations are building. Trustee Pitrone supported a reduction to the Special Event fees adopted in June 2012 for this initial chamber event. Insurance was applied for and received from CIRSA. No town staff resources will be needed. Pitrone stated that the proposed fee of \$50 will cover the utilities used for the event. Tim Bradley offered to pay the \$50.00 permit fee and Howard Price volunteered to pay the \$259.22 insurance premium.

M/S Pitrone/LoCascio to reduce the permit fee from \$100/hour to a total fee of \$50 and waive the refundable deposit fee of \$100.00. All yea

M/S Newberry/Pitrone to approve the Special Event Permit Request as submitted for 12/16/12. All yea

TAVERN LIQUOR LICENSE RENEWAL – THE SILVER TONGUE DEVIL SALOON; PG ENTERPRISES, LLC. - 10530 UTE PASS AVENUE, Scott Hunt, Business Owner was present. The renewal application submittal was complete; all fees paid. Marshal's Office submitted a letter of support stating that there had been no complaints or issues that the office was aware of. **M/S LoCascio/Pitrone to approve the tavern liquor license renewal for The Silver Tongue Devil Saloon, 10530 Ute Pass Avenue. All yea**

Mayor Worthey called the Public Hearing to order at 7:34 p.m.

SECOND READING AND ADOPTION: ORDINANCE 03-2012 - AN ORDINANCE AUTHORIZING THE SALE OF REAL PROPERTY

A summation of the request: A letter dated 10/09/12 from Jesse Stroope, General Manager of The Outlook Lodge making a formal request to purchase a 1,380 square foot portion of Hondo Avenue right of way to create a conforming lot for 10645 Ute Pass Avenue was received and entered into the record. As outlined by Stroope, the lot is less than 3800 square feet, zoned as a legal non-conforming lot. Approval of the sale would increase the square footage to create a 5,000 square foot legal conforming lot. The property owner desires to make improvements to the property and convert it from residential use to a business use. The request followed the criteria outlined in the Municipal Code, Section 11-116 through 11-120. The land is zoned business. A legal nonconforming property can be maintained but not expanded. The property will be used in conjunction with The Outlook Lodge operations. An encroachment has existed on a portion of Hondo Avenue right of way since the building was constructed in 1955. The property taxes collected have been assessed using the residential rate because the use was residential for the past twelve years.

A Public Hearing and First Reading were held by the Board of Trustees on Tuesday, November 6, 2012. There being no further comments from the petitioner, audience or Board members, the public hearing was closed at 7:36 p.m.

The Board members accepted and agreed with the Planning Commission Public Hearing findings of October 23, 2012.

M/S Pitrone/LoCascio to adopt Ordinance 03-2012. All yea

M/S Pitrone/LoCascio to allocate the sale of the ROW funds of \$5,257.80 to the \$2,339 overage for the GOCO Tennis Court grant with the remainder allocated to the Contingency Fund. All yea

GRANT 4' VARIANCE TO THE EAST SIDE PROPERTY LINE SETBACK, 10645 UTE PASS AVENUE - Property Owner, The Green Mountain Land & Cattle Company, LLC

This variance request was discussed during the Board of Trustee Public Hearing on November 6, 2012 but a vote was not taken. Addressing the side setback encroachment was determined to be a beneficial procedure for the parcel to become compliant with municipal code requirements. The granting of a variance was in harmony with the general purpose and intent of the zoning codes; the variance would not be injurious to the neighborhood or detrimental to the public; unique conditions exist applicable to the land and structure and granting the variance is necessary for the reasonable use of the land. The variance addresses the south east side corner of the building which is 1' from the property line and is not to be considered a variance to rear property line setback requirements. **M/S Price/LoCascio to grant the 4' variance to south east side corner of building. All yea**

RESOLUTION 2012-11 A RESOLUTION AUTHORIZING ADMINISTRATIVE VACATION OF INTERIOR LOT LINES WITHIN THE TOWN OF GREEN MOUNTAIN FALLS

M/S Price/LoCascio to approve Resolution 2012-11 as presented. All yea

2013 MUNICIPAL BUDGET UPDATE – Three budget workshops have been held: 10/15, 10/22 and 11/05. Projected revenues are \$440,699.00 with projected expenditures at \$480,774.00. Administration budget: \$100,526; Marshal's Department: \$148,251; Maintenance: \$145,674.00; Pool: \$26,266; Parks: \$42,757; and Judicial: \$17,300. Expenditures are approximately \$40,000 over revenues. Trustee Newberry sent an email to all the trustees and staff on November 9, 2012 welcoming anyone interested in attending a brainstorming budget review session on Monday, November 19th at 6:30 p.m. that would assist in balancing the budget. The session was posted to comply with the Open Meetings Act as most of the trustees replied that they would attend. At the 11/19 meeting, Trustee Pitrone suggested that in order to balance the expenditures with the revenues, each department could not increase their budget over by more than 4.5% over the 2012 budget. During the discussion, board members requested that each department head add an additional 1% to the contingency contribution line item. Contingency contributions would be at 2% instead of 1% for each department. The rationale was to be proactive in increasing the Town's contingency reserves with information being received from the County Assessor's that the assessed property valuation is anticipated to decrease for 2014. The board did not support approving a 2013 budget that would have to be severely cut for 2014. Maintaining current services were foremost with the board members. Each department head was asked to make the budget adjustments for a presentation at the 11/20/12 Board Meeting. Each department head introduced a budget with the expenditures balancing with the projected revenues. Administration is \$104,000; Judicial \$17,000; Marshal \$115,699; Maintenance \$138,527; Park \$40,507; and Pool \$24,966. Trustees Price, LoCascio and Pitrone questioned the Marshal's reduction of the fuel line item from original projection of \$7,300 to \$203.00. A discussion ensued and the Board requested that the fuel line item be brought up to an operating level with the Marshal making cuts in other areas to cover fuel. The number of department personnel was discussed and whether the budget could support one full time and two part time officers. Price asked if the department's calls have decreased with the closing of the Children's Ark on Hondo Avenue. In the past, grants and generous donations have been received to assist the Marshal's Department in operations. Grant resources have become very difficult to obtain and the donations are decreased. The Board did not encourage counting on grants or donations to fund personnel costs but encouraged the researching of grants to fund operating supplies and equipment. The department has received over \$9,400 in donations in 2012. The decreased year round population (currently 792 with the State Demographer) was also discussed. The Marshal reiterated that the department has increased service calls and he feels officer presence and patrols decrease criminal activity. While acknowledging that increased funds were needed for all departments and that town salaries were low, the Board agreed to go forward on accepting the 2013 budget as presented with revenues and expenses projected for \$440,699. Trustee Pitrone stated that he felt the assessed valuations would level out in the next two years and the full benefit of the increased mill levy would be received.

M/S Price/Pitrono to accept the 2013 budget as presented with the changes discussed for the Marshal's budget line items and that the Clerk be requested to prepare the necessary resolutions for the 12/4/12 Public Hearing. Price, Pitrono, Newberry, LoCascio in favor; Worthey opposed. Motion passes.

A Public Hearing to adopt and appropriate the 2013 Municipal Budget and certify the 2013 mill levy has been set for Tuesday, December 4, 2012. Certification of the mill levy is due to El Paso and Teller County Commissioners by 12/14/12.

Mayor Worthey adjourned the meeting due to the lateness of the hour at 9:04 p.m. Remaining agenda items will be discussed at the December 4, 2012 meeting.

Mayor Lorrie Worthey

ATTEST: _____
Chris Frandina, Town Clerk