

**BOARD OF TRUSTEES  
TOWN OF GREEN MOUNTAIN FALLS  
MINUTES OF REGULAR MEETING - TUESDAY, FEBRUARY 16, 2010**

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

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

**ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA** – The Clerk requested the addition of Resolution 2010-03 to the agenda. **M/S Useman/Newberry to approve the addition to the agenda as 4A, Resolution 2010-03: A Resolution Supporting a Grant to Great Outdoors Colorado for the Tennis Court Upgrade. All yea**

**CONSENT AGENDA - APPROVE BOARD OF TRUSTEES MINUTES: 02/02/10  
- APPROVE BILLS DUE AND PAYABLE FOR \$9,436.22  
- ACCEPT PLANNING COMMISSION MINUTES 2/09/10 INTO**

**RECORD M/S Pitrone/Bratton to approve the Consent Agenda as presented. All yea**

**RESOLUTION 2010-02: A RESOLUTION AUTHORIZING AN ADMINISTRATIVE VACATION OF INTERIOR LOT LINES FOR SEPTIC INSTALLATION M/S Bratton/Newberry to approve Resolution 2010-02. All yea**

**RESOLUTION 2010-03: A RESOLUTION TO SUPPORT A GRANT TO GREAT OUTDOORS COLORADO TRUST FUND FOR PARKS ENHANCEMENTS: TENNIS COURT UPGRADE, FOR THE TOWN OF GREEN MOUNTAIN FALLS M/S Bratton/Pitrone to approve Resolution 2010-03 for Tennis Court Upgrade. All yea**

**CITIZEN'S INPUT** - No input received.

**REQUEST FOR TRANSFER OF OWNERSHIP RETAIL LIQUOR STORE LICENSE FOR MIDLAND RAILS LIQUOR, 10550 UTE PASS AVENUE, KIMBERLY R. WART** Petitioner was present. Complete application submitted; fingerprint investigation report not received from CBI/FBI at this time; all fees have been paid; Marshal Ford's letter supporting the transfer of ownership request received and in the file. **M/S Bratton/Newberry to approve the Request for Transfer of Ownership Liquor License Request from Kimberly R. Wart for a Retail Liquor Store. All yea**

**Mayor Stevens called the Public Hearing to order at 7:03 p.m.**

**PUBLIC HEARING: ORDINANCE 02-2010 FRANCHISE AGREEMENT RENEWAL WITH COMCAST OF COLORADO/PENNSYLVANIA/WEST VIRGINIA, LLC** - David Sered, Director of Government/External Affairs was present to discuss the corrected copy of the franchise agreement and answer any questions from the audience. The first public presentation was at the 1/19/10 Board meeting. Board members had received a copy of the agreement for their review on 1/05/10. Sered was not able to change the receipt date of franchise payments. The corporate office stated that receipt within 45 days of the close of the quarter was the best they could offer. The clerk had requested within 30 days of close of the quarter. The Board discussed the free internet service provided by Comcast for municipal facilities. At this time, four installations are in place. Sered stated that while this is unusual for Comcast and while it is not done for other franchised municipalities, Comcast will honor this commitment. The town received this free service from Adelphia who then was purchased by Comcast. **There being no further comments from the petitioner, the Board or audience members, the public hearing was closed by Mayor Stevens at 7:09 p.m.**

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### **The following findings were agreed upon:**

- residents of the town have received outstanding service from this contractor in the past
- agreement will be negotiated in five years and not ten years as in prior agreements
- franchise fee of 5% remains a necessary source of revenue for the Town
- legal review of the agreement by the Town attorney was performed

**M/S Pitrone/King to accept the findings of the public hearing and approve Ordinance 02-2010. All yea**

David Sered spent twenty minutes with the Board and audience presenting information on Comcast's all digital transition and network update. Subscribers will be notified of the availability of this new service over the next two-three months. The new equipment capabilities will increase HD and band width.

**AMENDMENTS TO THE 2005 PIKES PEAK REGIONAL BUILDING CODE, SECTIONS RBC205.1 AND RBC307.2** - Henry Yankowski, Bob Croft and Todd Welch were present to discuss these amendments. **M/S Bratton/Pitrone to approve the amendments to the 2005 Pikes Peak Regional Building Code as presented. All yea**

**PROCLAMATION SUPPORTING AND ANNOUNCING MARCH 7-13, 2010 GIRL SCOUT WEEK** - **M/S Bratton/Newberry to approve Proclamation as presented. All yea**

**BOARD OF TRUSTEES AND STAFF DISCUSSION OF TOWN WEBSITE CONTENT AND REQUIREMENTS** - **M/S Pitrone/King to table until the 3/16/10 Board meeting. All yea**

**ADDITIONS TO CURRENT DEPARTMENT OF PUBLIC WORKS STANDARD OPERATING PROCEDURES (SOPS) AND SUBMITTAL FOR BOARD REVIEW OF NEW POLICIES AND PROCEDURES FOR WORKPLACE HARASSMENT PREVENTION** - **DPW Director and Safety Officer - Robert McArthur** Additions to existing policies within Public Works such as chipper operations, vegetation management, pool equipment protection as well as new policies addressing workplace safety was presented by McArthur. CIRSA has reviewed these documents and supplied information on the workplace safety to McArthur. The town attorney has a copy for his review and comments. McArthur requested that the Board read through the packet for discussion and potential approval at the next meeting.

**DISCUSSION OF ALTERNATE REVENUE SOURCES** The Board members will meet for a second workshop on Wednesday, February 24, 2010 at 7:00 p.m. at the Town Hall to continue discussing alternate revenue sources for the Town. Trustee Bratton recommended that the Board members read the February Colorado Municipalities magazine published by CML. There are several articles on the fiscal future of Colorado municipalities and attaining financial sustainability in economic uncertainty.

**REPORTS:** **Marshal's** report was presented by Marshal Ford and submitted into the record by Mayor Stevens. **Mayor Stevens: PPACG/PPRTA:** No report requiring Board discussion. **Trustee Pitrone: Regional Building/Public Works Department:** No report. Mayor Stevens said that the Mayors will be meeting at the Regional Building office on 2/19 to consider the appointment of an elected official from either Fountain, Manitou Springs, Green Mountain Falls, Monument or Palmer Lake to fill the Board of Directors vacancy. Stevens said that at this time, he will be supporting Fountain council member, Sharon Brown. **DPW Director** Robert McArthur's report was submitted into the record.

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**Trustee King: PPACG Alternate / TES Alternate Rep / Admin / Grant Research** – King reported that inscribed pavers for the Gazebo walkway are almost finished. Installation will start as weather permits. **King** stated that he had completed a complaint investigation received from Nan Stephens and Kim Wart against the Town Clerk. Copies of his report were submitted to each Board member as well as to Nan Stephens and Kim Wart. The report states that the matter was discussed with Mayor Stevens and the Town Attorney. Relevant documents were reviewed including correspondence from Jamie Krall. King concluded that the Town Clerk did not in this case fail to fulfill the responsibilities of her office. **Trustee Useman: Manitou School District 14** – No report.

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

**Trustee Bratton:** Bratton stated that the Bronc Day Committee will meet on 3/03/10 at the Mucky Duck Restaurant at 7:00 p.m. Bratton said that Jennifer Forbes has been selected as Grand Marshall for the parade this August 7th. Trails Committee meets on 4/01 same location, same time.

**Trustee Newberry: Parks** – Newberry, Robert McArthur and the Town Clerk are continuing to prepare the GOCO grant application for the tennis court upgrade to be submitted by 3/2/10. To date, the 10% cash requirement has been secured.

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

**NEW BUSINESS** - No new business presented.

**CORRESPONDENCE:** Two letters of intent to serve and fill the vacancy on the Planning Commission were received, from Patty Lowndes and Lori LoCascio. Trustee Bratton wanted the Commission's recommendation. Mayor Stevens stated that while the commissioners' input is welcomed, it is the Board's responsibility to appoint a member as outlined in the by-laws. **A letter** was received from the President of the Pike National Historic Trail Association requesting that the town pass a resolution of support and write an open letter of support for the establishment of the Pike National Historic Trail. Trustee Worthey said that this request bears further research. He will contact the Association and ask if they have the Secretary of Interior's support. **No other** correspondence was received requiring Board discussion or action.

**The meeting was adjourned at 7:55 p.m.**

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Mayor Tyler S. C. Stevens

**ATTEST:** \_\_\_\_\_  
Chris Frandina, Municipal Clerk