

The Minutes are Provisional until approved by the Board at the next meeting on 9/3/2013.

**BOARD OF TRUSTEES  
TOWN OF GREEN MOUNTAIN FALLS  
MINUTES OF REGULAR MEETING – TUESDAY, AUGUST 20, 2013**

The Board of Trustees meeting was called to order by Mayor Worthey at 7:00 p.m.

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

Trustee Jane Newberry expressed sadness over the community's loss of a great friend with the death of John Collins. John was killed during the August 9, 2013 flood on Highway 24.

Trustee Peterson asked that the Board of Trustees Meeting Protocol be reviewed and adhered to so that the meeting could be conducted with order and efficiency.

**ADDITIONS, DELETIONS OR CORRECTIONS TO THE AGENDA – The Town Attorney, Lisa Tormoen Hickey, requested a discussion addressing the receipt of recall petitions be added to the agenda. M/S Peterson/Newberry to approve the addition as requested by the attorney and placed the discussion item after Agenda Item #4, and before Reports. All ye**

**CONSENT AGENDA**

**- APPROVE BOARD OF TRUSTEES MINUTES FOR 8/6/13**

Trustee Peterson noted that Marshal Bradley had requested an amendment to the minutes under his department report in an email dated 8/12/13: "year to date stats are comparing 2013 year to date stats to the same time last year. Last year stats were compared to 2009, 2010 and 2011. There is only 1 vehicle on its way out, the Crown Victoria, not 2.

**- BILLS RUN AUGUST 9, 2013 THROUGH AUGUST 12, 2013: \$5,753.43**

**- ACCEPT PLANNING COMMISSION MINUTES INTO THE RECORD FOR AUGUST 13, 2013**

**- HOTEL & RESTAURANT LIQUOR LICENSE RENEWAL APPLICATION BUFFALO CHEFS INC.; THE PANTRY RESTAURANT, 6980 LAKE STREET;**

Operating Manager: Bennie L. Stephens, Jr.

**M/S Pitrone/Peterson to approve the minutes as amended. Pitrone, Peterson, Newberry, Worthey in favor; Stevens opposed.** Stevens stated he is not opposed to the liquor license renewal but is opposed to the bundling of the Consent Agenda items.

Trustee Pitrone reminded the members that if there was an item they wanted clarification on within the Consent Agenda that the procedure is to "call" that section out and approve the rest of the agenda and vote the item "called out" as a separate motion.

Mayor Worthey noted that the Planning Commission has requested that the Board request the Clerk to post a vacancy notice. Applications can be obtained through the Town Hall. A commissioner serves has a two year term.

**REVIEW AND DISCUSSION OF DRAFT ORDINANCE 02-2013 AN ORDINANCE RESTRICTING ALL OPEN FIRES AND OPEN BURNING WITHIN THE TOWN OF GREEN MOUNTAIN FALLS, COLORADO –**

Trustee Jane Newberry reported that minor revisions in format have been made since the presentation of 8/6/13. Both Chief Murphy and Marshal Bradley have reviewed this draft. A draft resolution adopting penalties will be presented at the next board meeting. The Trustees were requested to read through the ordinance and contact the town attorney with any changes or additions.

**BOARD OF TRUSTEES AND TOWN ATTORNEY DISCUSSION ON RECALL ELECTION**

Town Attorney Lisa Tormoen Hickey reported to the Board that the Town Clerk had been presented with a letter (Attachment A) on 8/20/13 by members of the Concerned Citizens group requesting that she temporarily remove herself as the designated Election Official of Green Mountain Falls for the duration of the recall petition submission and necessary follow-up through the ensuing election. The letter stated the request is due to possible conflict of interest with the recall petition subject and purpose. Hickey stated that she finds no basis for the clerk having a conflict of interest but has contacted the El Paso County Election officials. The Election Department is willing to act as the Election Official as they have for other communities. They are working up an Intergovernmental Agreement for the Board to review which may take a couple of weeks. The attorney noted that this will be a time consuming and expensive project possibly costing the Town more than \$5,000.00. She will have more information for the Board to review at the next meeting. She may or may not request an Executive Session for discussion of the IGA. The attorney is suggesting that in the interim, the clerk respond to the five petitions submitted by the Concerned Citizens and approve or disapprove a petition as to form (C.R.S.) 31-4-502(c).

**M/S Worthey/Stevens to authorize the Town Attorney to continue negotiations for a Intergovernmental Agreement with the El Paso County Election Department on behalf of the Town. All yea**

**REPORTS:**

**Mayor's Report:** Mayor Worthey will be attending a DOLA elected officials workshop in Pueblo on 8/21. She will be attending a CML sponsored Mayor's Summit on 9/10.

**Public Works:** No Regional Building Department report. Robert McArthur's report was submitted into the record by Trustee Pitrone. McArthur has resubmitted the handicap accessibility grant for the pool to CDBG in the amount of \$42,000.00. The project did not get selected in 2012. McArthur was encouraged by CDBG staff to resubmit for 2014 funding.

**Trustee Liaison Newberry, Administration:** Trustee Newberry reported that the pool has closed with a positive season even with the eight days of rain. The guards are to be commended for their professionalism and diligence.

**Trustee Liaison LoCascio, Parks:** No report.

**Trustee Liaison Stevens, PPRTA, PPACG, and CDAB:** - Stevens reported on key projects being prioritized before PPACG and a potential regional ballot initiative proposal, MPACT 64.

**Trustee Liaison Peterson, Businesses, Triangle Chamber Commerce –** No report.

**Trustee Liaison Price, Marshal's Department:** Marshal Bradley did not submit a report but did state that he is not going to replace the second part time position this year. He will pursue recruiting reserve officers. He reported calls for service are down and he is optimistic they will remain down for the last quarter. Myrtle Street resident, Jeannie Pitrone asked if the reduced calls were the result of the closure of the Axios (Children's Ark) facilities last October. Bradley responded the closure did help with the reduction of juvenile calls. Calls for service are split into different categories. Pitrone requested that the deputy familiarize herself with the street locations and addresses due to a delay in a recent neighborhood call. Bradley responded that the address map the department has needs updating and corrections.

**PUBLIC INPUT - Items Not Listed on Agenda –** Sandy and Gerald Bennett residents on Mountain Avenue expressed concern with the difficulties of obtaining permits for property improvements, rudeness and obstructiveness to contractors at Regional Building. She stated that public officials should serve the public and welcome everyone equally summer and year round residents alike. They stated they have delayed work on their property because

of rudeness and obstructiveness to their contractors at Regional Building. She stated that public officials should serve the public and welcome everyone equally summer and year round residents alike. They have delayed work on their property because their contractors have been harassed. Hondo Avenue resident, Pam Giraud expressed appreciation for the Marshal's Department and their professionalism. Lake Street resident Mike Urban quoted sections of the Municipal Code, Chapter 2, Article IV, sections 2-82 and 2-84, Town Clerk and Attorney duties. Vickie McKnight of Joyland Church asked the Town Attorney if the Concerned Citizens could stop the recall. The attorney replied the recall could be withdrawn at any time and signatures not pursued on the petitions. Myrtle Street resident, Jeannie Pitrone stated that the municipal elections are set for April and waiting until the elections could save thousands of dollars.

**OTHER BUSINESS: No other** business requiring Board action or discussion was presented.

**CORRESPONDENCE – No** correspondence was received other than from the Concerned Citizens group as reported by the Town Clerk earlier in the meeting.

**There being no further business, Mayor Worthey adjourned the meeting at 8:21 p.m.**

---

Mayor Lorrie Worthey

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