

**TOWN OF MORRISON BOARD OF TRUSTEES
MORRISON TOWN HALL, 110 STONE STREET
REGULAR MEETING OF THE BOARD OF TRUSTEES
TUESDAY, JUNE 7, 2016
6:00 P.M. – 9:00 P.M.**

Call to Order. Mayor Sean Forey called the regular Town Board Meeting to order at 6:00 P.M.

Roll Call. Mayor Sean Forey, Trustees Brewster Caesar, Katie Gill, Debora Jerome and Allen Williams were present. Venessa Angell and Christopher Wolfe were absent. A quorum was established.

Staff Present. Gerald Dahl (Town Attorney), Kara Zabilansky (Town Administrator) and Charla Bryant (Town Clerk).

Amendments to the Agenda. Switch 6a: with 6b.

Public to Address the Board.

Reza Ardehali, 215 Bear Creek, Morrison, CO 80465. Ardehali asked the Town to give the businesses time to come up with solutions for roof top patios. Businesses need to have a set of rules to follow. At the last Board meeting it was agreed that businesses would have until mid-August and would discuss ideas with Zabilansky. Ardehali stated it is clear there is an effort to place an item for a ban on roof top patios on the general elections ballot. Businesses will work privately on their own and will come up with a competing ballot item.

Clinton Scott, 415 Bear Creek Avenue, Morrison, CO 80465. Scott agrees with Ardehali. Scott wants to continue meeting with the Town residents. Scott realizes the business owners do not live in Town and they would not have a vote.

Loren Oswald, 115 Spring Street, Morrison, CO 80465. The business owners have the right to have the process gone through. Oswald wants the Town to give the businesses the opportunity to complete gathering the facts. The Board needs to see the plan first. Boundaries need to be set. Both sides should be heard.

Kathleen Dichter, 109 Spring Street, Morrison, CO 80465. Dichter has exchanged e-mails with Zabilansky because she read the amended draft audit report. Dichter stated that at the budget meeting where the budget was amended, the attorney said she would be allowed to ask questions, but would not get answers back. Therefore, she will turn in an open records request. Also Dichter said that about a year ago, the President signed the Data and Transparency Act. Dichter will be turning in an open records request for information for the current employee handbook, Kaiser detail, Verizon bills, bonuses and issued purchasing cards. This is all public record. Dichter asked if Wolfe was going to be at this Board meeting. Dichter stated if Wolfe cannot be at the Board meetings, he needs to step down.

Presentations and Hearings.

Mayor Forey called the Liquor License Authority to Order.

Special Events Permit – Drive Smart Evergreen-Conifer, Inc. Anna Ryan, 901 Sherman Street, Denver, CO. Ryan is requesting a Special Event Permit at the Morrison Park. A Map is provided. Proceeds of the event go to Drive-Smart to teach safety in driving. There will be no amplified music. There will be PA systems for announcements. The first group will leave at 7:45 am. Evergreen Cross-Country is dedicated to picking up trash. There will be first aid stations. Many buses will be provided by various vendors. Williams stated a great job has been done correcting items from last year. Ryan stated Security will monitor the beer and it will stay in the designated area. Forey made a motion to approve the Application for a Special Events Permit for Drive Smart Evergreen-Conifer, Inc. with the condition there will be no amplified music. Gill seconded the motion. All present voted in favor of the motion

Transfer of Ownership WMU, LLC d/b/a Flights Wine and Coffee. Jerome made a motion to approve the transfer of ownership for WMU, LLC d/b/a Flights Wine and Coffee and send the Application to the Colorado Department of Revenue for approval with the condition of receipt of a satisfactory CBI background check. Caesar seconded the motion. All present voted in favor.

Mayor Forey closed the Liquor Licensing Authority.

Audit. Kenneth LeCrone, Swanhorst & Company, LLC, 8400 E Crescent Parkway, Greenwood Village, CO 80111. The audit letter outlines the responsibilities of the Town and the Auditors. It is hard to have segregation of duties in a small town. An issue with payroll was brought to LeCrone's attention by Zabilansky and Jennifer Bennett. Bennett will monitor payroll and balance sheets quarterly going forward. Forey stated no cash was missing from the Town and the Town did not pay for anyone's benefits that it should not have paid. LeCrone stated there was an accounting and process error in payroll and when the new payroll system was set up, the two systems were not communicating properly. LeCrone personally did the audit on Kaiser, Aflac and AIG. LeCrone stated that employees with dependents were correctly billed. Zabilansky stated a new checklist for payroll was made. LeCrone said this was a simple mistake and no fraud was committed. Forey stated the Board appreciates the work LeCrone did for the Town. Management discussion and analysis will be completed and brought to the next Board meeting along with the audited financials for final approval.

General Business.

Discussion regarding Referral to Electors - Rooftop Patios. One group of residents in Town wants to ban future rooftop patios. Another group of bar and restaurant owners wants to allow future rooftop patios with conditions. Both sides say they plan to draft initiatives to place on the November ballot. Caesar said that this is unfortunate because it means the Board now cannot wait until mid-August to hear proposed solutions from the businesses because of ballot deadlines. The Board has no control over the wording of an initiative. Dahl said he could write a referral to place on the ballot. The referral question would be whether rooftop patios would be prohibited or allowed with conditions. This can be put on the coordinated election ballot. The

deadline for any referral question is in July, 2016. As it is a Town election, it would be a Town cost. The Board needs to hear from everyone. People should not be intimidated to voice their opinions. Williams stated he does not like it that the Board is getting blamed. The language in a referral could reflect conditions. Jerome and Gill want to hear how people feel. Dahl can convene a discussion process for elements of a referral question. Conditions could be stated under which rooftop patios would be allowed. Forey stated Dahl should write a fair referral to be discussed at the next Board Meeting. The Board owes it to both groups to try to come up with a solution. Zabilansky stated the Board could conduct a special review for rooftop patios separate from liquor license reviews. Jerome made a motion to have Dahl prepare a draft Referral question on rooftop patios. Williams seconded the motion. All present voted in favor of the motion.

Resolution 2016-08, a Resolution Approving a one-year extension of a revocable license agreement with DYI, Inc., d/b/a Morrison Holiday Bar, allowing occupation of a part of Mill Street Right-of-Way. Gill made a motion to adopt Resolution 2016-07 and the revocable license agreement with DYK, Inc. Jerome seconded the motion. All present voted in favor of the motion.

South Trail Project. Forey stated the Town could seek help with grants. Zabilansky is hoping grants through DOLA will be unfrozen. Zabilansky will approach CDOT if the Board approves. Gill stated 1 foot of each driving lane will be lost and that when going down, the lane will not be used. Gill wants a pedestrian walk, but does not feel the Town needs a bike lane and a walk lane. Williams agrees that pedestrians need the sidewalk. Zabilansky stated CDOT might approve a walk lane easier without the bike path. Gill and Jerome can form a committee to look into this. Caesar made a motion to authorize the Town Administrator to begin discussions with CDOT and look into potential grant funding for the trail connection from the Post Office to the Museum. Williams seconded the motion. All present voted in favor of the motion.

Red Rocks Park Transmission Main Bid Review – Contract Recommendations. This is the second phase of providing water to Red Rocks. The first stage was the pump station. Forey stated the bore would go underneath the road. Zabilansky stated Red Rocks has agreed to pay for all costs. Caesar made a motion to award contract for Red Rocks Park Transmission Main to C&L Water Solution in the amount of \$602,351.45. Jerome seconded the motion. All present voted in favor.

Intergovernmental Agreement – City and County of Denver Wastewater Service. Jerome made a motion to enter into an Intergovernmental Agreement between the Town of Morrison, Colorado and the City and County of Denver, Colorado regarding wastewater service for Red Rocks Park. Williams seconded the motion. This is a feasibility study. Denver is paying for all expenses. All present voted in favor.

Departmental Reports.

Police Department. There was a robbery at the Cow Eatery. There were no further comments or questions.

Museum. The balcony looks great. There were no questions or comments.

Utility. Forey stated it is in the Town's best interest to pay for copper samples. There is one location the Town wants to have monitored. It would be \$45.00 every two weeks. The Town wants to clarify a source issue.

Town Administrator. A Board of Adjustment hearing will be on June 29, 2016 for 110 Wood Lane.

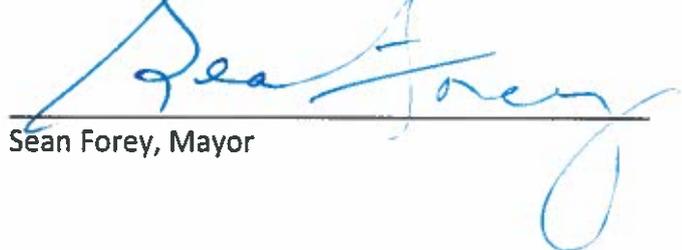
Attorney. There were no questions or comments.

Consent Agenda. Caesar made a motion to approve the Consent Agenda without the Minutes. Jerome seconded the motion. All present voted in favor of the motion. Caesar clarified who seconded one portion of the last minutes. Caesar made a motion to approve the Minutes. Forey seconded the motion. All present voted in favor of the motion with the exception of Jerome who abstained.

Board Comments. Board is trying to be in the middle of the road with rooftop patios. Caesar stated the Board is elected to legislate. Williams stated the Alley Fest went well and hopes the vendors did well. Zabilansky and Bernhardt did a good job. Jerome stated businesses should be given an opportunity to present their side. The Town will put together the Referral. Both sides should have the opportunity to be heard. It should go to a vote. It could impact the way the Town looks. Williams stated a majority of people on the west side do not care, but those who live on Spring Street are against rooftop patios.

Adjournment. The Meeting was adjourned at 8:10 pm.

TOWN OF MORRISON


Sean Forey, Mayor

ATTEST:



Charla D. Bryant, Town Clerk

