

TOWN OF MORRISON BOARD OF TRUSTEES  
MORRISON TOWN HALL  
110 STONE STREET  
REGULAR TOWN BOARD MEETING  
TUESDAY, JULY 19, 2016 6:00 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, Debora Jerome, Allen Williams, Christopher Wolfe were present. Venessa Angell arrived at 6:03. Katie Gill was absent. A quorum was established.

**Staff Present.** Gerald Dahl (Town Attorney) arrived at 6:25, Kara Zabilansky (Town Administrator), Anthony Joiner (Lieutenant) and Kristi Dixon (Deputy Town Clerk).

**Amendments to the Agenda:** Add 5b) Police Department and 6e) Wood Lane Discussion

**Public to Address the Board:**

**Kathleen Dichter**, 109 Spring Street, Morrison, CO 80465. Dichter looked for agenda on website this weekend, found it posted yesterday. She has reviewed the financials and came before the Board before with this, on page 2 under the balance sheet, Aflac bill there is a credit \$3069.57. Dichter asked last meeting if there was someone who she was to send her questions to. Dichter does not want hours of research done. She would like an answer back if the Board could discuss protocol and get back with her. Zabilansky responded that it would be an open records request and to submit the paperwork. Dichter stated she did that and was told if anything needed to be researched there is no obligation by the Town to conduct research for her. Dichter responded she will do an open records request.

**Loren Oswalt**, 115 Spring Street, Morrison, CO 80465. Oswalt on the Board last meeting, the meeting before and the meeting before that he has asked for on the attendance issue, what is the Board's stance. It is not just this particular issue we are talking about but in the future. Is this going to be a normal thing? Oswalt is asking the Board to look at this and would like a response back. Should we go ahead and let this happen? Oswalt said it is in our Home Rule Charter, stated very clear if you run for election that you are here. Oswalt wants to know what the Board's decision is. The Board members took an oath and made a pledge to the Town Charter. The Charter encourages full participation in meetings. Oswalt stated there is an Ordinance that states three or more consecutive unexcused absences is grounds for dismissal. Caesar responded he has two points; point number one, this is not a question and answer session. The Town Attorney has made it very firm we are trying to have an official business meeting. Point number two, related to absences, is that the word Oswalt keeps missing is unexcused absences; the answer is the absences have been excused. Caesar said he understands Oswalt has talked to the Mayor at great length about this issue and does not want to talk about this during a meeting as we are here to conduct business. Oswalt wants to know how long before he has to have something here for the election, piggyback it with rooftop patios? He believes the people want the Board members here. Zabilansky asked Oswalt to make an appointment to meet with her in the office.

**Presentations and Hearings:**

**5a) Anna Ryan, Race Director, Revel Marathon:** Ryan handed out Revel Marathon medals to everyone. Ryan was asking for approval from the Town of Morrison to hold the 2017 race in Morrison on June 11, 2017. Ryan hoped the Town saw a big change in the way things were changed from the previous year, with busing and parking. Williams responded he felt it went well. Wolfe responded that he felt there was an issue with a late night pickup approximately at 11:30 p.m. and hopefully that will not be an issue next year. Ryan believes that was the night before the race and that should not happen again. Ryan also responded that the

amplified noise will continue to be monitored. A time of 9:00 am was agreed upon to begin with louder levels of noise. Ryan asked how soon the Board felt they could come up with a decision. Revel Marathon would like to begin advertising and start registration as soon as possible. All Board members concurred in favor of having the Revel Marathon in the Town of Morrison June 11, 2017. Zabilansky will coordinate with Ryan.

**5b) Lt. Anthony Joiner, Morrison Police Department:** Joiner asked the Board for authorization to amend the budget to eliminate two part-time positions to create one full time position in the Police Department. This would create a saving within the department because it would eliminate some overtime. The department is losing a lot of reserved officers due to the increase of officers being hired by other agencies.

Wolfe made a motion authorizing the increase of FTE by .5 by hiring an additional officer. Williams seconded the motion. All present voted in favor. Mayor Forey stated that they might consider hiring a part time officer as well.

**General Business:**

**6a) Ordinance 433:** An Ordinance Extending a Temporary Moratorium on the Acceptance, Processing and Approval of Rooftop Patios in the Commercial Transitional (CT) Zone District. Dahl said the current moratorium expires August 19, 2016. Caesar made a motion to adopt Ordinance 433 Extending a Temporary Moratorium on the acceptance, processing and approval of Rooftop Patios in the Commercial Transitional (CT) Zone District and declaring an emergency. Angell seconded the motion. All present voted in favor of the motion.

**6b) Resolution 2016-12,** a Resolution of the Town of Morrison Colorado, adopting the 2016 Jefferson County Multi-Hazard Mitigation Plan. Wolfe made a motion to adopt Resolution 2016-12 a Resolution of the Town of Morrison Colorado, adopting the 2016 Jefferson County Multi-Hazard Mitigation Plan. Angell seconded the motion. All present voted in favor of the motion.

**6c) Proposals for Trash Services:** Caesar had a few questions. First, while the Republic plan is cheaper for residential customers, is it more expensive for commercial customers? Zabilansky responded commercial customers cannot be required to participate but we can offer it to them and residential can opt out. Second, Caesar wanted to make sure that the Town is not going to be responsible for each individual person when it comes to paying the bills. No, each person will be responsible for their own bill. Wolfe asked about early termination if it is not working out. Dahl said it could be part of the contract negotiations. Williams asked if it was single stream recycle with a separate can. Yes it is. Zabilansky will be contact person with Dahl for the negotiations. Dahl will work the terms of the contract. Caesar noted that this will save residents about \$30.00 a month on trash and recycling. Caesar made a motion to have Gerald Dahl, Town Attorney, draft contract negotiations with Republic Services. Dahl to bring back to the Board a final contract. Wolfe seconded the motion. All present voted in favor.

**6d) Tesoro Cultural Center – no questions or comments**

**6e) Wood Lane discussion:** Board of Adjustment approved variance for Burris property to add an addition on Wood Lane north of Town office. In the variance the Board of Adjustment is requiring the property owner to grant the Town dedication of right of way. Eventually the Town will get the right of way dedicated from all the residents along Wood Lane. The Engineer estimates \$5800.00 for determination where the width of road is and where the road is currently and where we want it. Currently we do not own it, but we do maintain it. Dahl said planning should be done for long term; it was always looked at as a Town street. The Town would need the other home owners along Wood Lane to agree to dedication. Angell asked what the benefit of having it dedicated is. Dahl responded it would make life better for the property owners, it would be a public street. Caesar said it would also give access to what is currently a land locked town

parcel. Zabilansky has spoken with David Glade regarding his two properties and he is open to the dedication. Zabilansky believes the others would be open to it too. Wolfe would like to see the road asphalted if it does get dedicated. Zabilansky is looking for direction from the Board if they want to go forward. All Board members agreed to move forward with Wood Lane engineering and dedication.

**Departmental Reports.**

**Court:** There were no questions or comments.

**Accounting:** There were no questions or comments.

**Town Administrator:** The 2017 Budget Schedule was submitted to the Board.

Zabilansky asked the Board and Dahl if it would be appropriate to have an executive session for the Board to relay to staff their position on Oswald’s question regarding Board absences. Mayor Forey said that the Board does not have to take an action. Jerome said she wants clarification of what action he was looking for. Caesar stated that the Home Rule Charter says “unexcused” absences and all of Wolfe’s absences have been excused by the Board. Forey stated maybe he should have made it clearer that when Wolfe misses a meeting he does call the Mayor to ask about what is going on and if he missed anything at the meeting. Wolfe has been in training for a new job and is reading the Board packets and is keeping up to speed on what is going on. Jerome said there has never been an issue of not having a quorum at a meeting. Everyone on the Board is in unanimous agreement that no action will be taken against Chris Wolfe regarding his absences. The Mayor will personally make a phone call tomorrow morning to follow-up with Loren Oswald. Zabilansky will also follow-up with a letter.

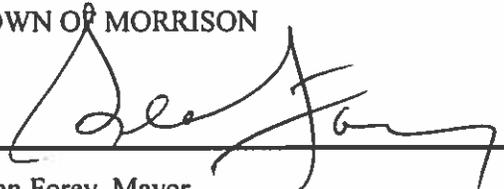
**Attorney:** Dahl said that he would keep the Board apprised on the process of contract negotiations with Republic Services and will explore the three year versus five year issue with the contractor. Dahl said that he and Zabilansky had been collecting changes to the Home Rule Charter to put on the ballot. Dahl said he would draft an ordinance with the question for the August 2<sup>nd</sup> meeting for Board approval.

**Consent Agenda.** Caesar made a motion to approve the Consent Agenda. Wolfe seconded the motion. All present voted in favor of the motion.

**Board Comments:** Caesar suggested the Town follow the burn ban in Jefferson County. Dahl said to adopt an Ordinance so you have something to enforce. Zabilansky will research to find out the different levels of fire bans.

**Adjournment:** The Meeting was adjourned at 7:42 pm.

TOWN OF MORRISON

  
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Sean Forey, Mayor

Attest:

  
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Charla Bryant, Town Clerk

