

**TOWN OF MORRISON BOARD OF TRUSTEES
MORRISON TOWN HALL, 110 STONE STREET
REGULAR MEETING OF THE BOARD OF TRUSTEES
TUESDAY, AUGUST 2, 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, Venessa Angel, Katie Gill, Debora Jerome and Allen Williams were present. A quorum was established. Christopher Wolfe joined the meeting by remote telephone call later.

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

Amendments to the Agenda. Add Resolution 2016-14, a Resolution Establishing a Remote Participation Policy for Town Board Members as 5c. The fire ban will be discussed under Board Comments, No. 9.

Public to Address the Board.

Wayne Jacobson, 159 Spring Street, Morrison, CO. Jacobson has concerns regarding the Commercial District. Jacobson believes the District to be overloaded with problems regarding parking, lights and noise. He understood the Town would continue to grow. Citizens on Spring Street are putting up with a lot. Jacobson has complaints about the noise after 11:00 p.m. and the noise from Alley Fest. The Police Department should stop the noise after 11:00 p.m. Jacobson heard there is a potential for another bar. The bar is in the flood plain. The structure cannot be rebuilt. They would not be able to insure the building in the flood plain. Jacobson stated Tony Rigatoni's expanded but the patio was not handicapped compliant. Jacobson stated the citizens on Spring Street elect the Board; the businesses do not elect the Board.

Presentations and Hearings.

Ordinance 434, an Ordinance Approving the Annexation of Certain Territory to the Town of Morrison, Colorado and in connection therewith approving zoning of the same.

Sean Forey and Venessa Angell recused themselves from the Board Meeting at 6:11.

Brewster Caesar took over as chair for this portion of the Board Meeting.

Caesar opened the public hearing regarding Annexation and Zoning. The Ordinance annexes and zones the property.

Jamee Chambers, 207 Bear Creek Lane, Morrison, CO. Chambers represents the Applicant. Caesar stated this is one part of a procedure and it is to annex and rezone 7,222 square feet of

property. Dahl stated this was to bring the property into Town. Zoning was missed in the prior publication.

Randy Look, 313 Spring Street, Morrison, CO. Look lives across the street from the property. The property will stay the way it is but should be annexed.

Caesar closed the public hearing.

Jerome made a motion to adopt Ordinance 434, an Ordinance Approving the Annexation of Certain Territory to the Town of Morrison, Colorado and in connection therewith approving zoning of the same. Gill seconded the motion. There were 4 ayes and 0 nays.

Forey and Angell were called back into the meeting and Forey took over as Chair. Forey opened the Liquor License Authority.

Special Event Liquor License Application – ProMo for Ciderfest. Bernhardt asked the Board to approve the Special Event Liquor License for September 23 and 24, 2016. Areas will be roped off, wrist bands will be used, bartenders will oversee to whom the alcohol is sold and several volunteers will monitor the area. The fee for the license is \$25.00 per day for 2 days, Friday night and Saturday. Caesar made a motion to approve the Special Event Permit for Promote Morrison aka ProMo for Morrison Ciderfest and to waive the fees. Gill seconded the motion and all present voted in favor.

Forey closed the liquor license authority and returned to the regular Town Board meeting.

Resolution 2016-14. A Resolution Establishing a Remote Participation Policy for Town Board Members. Resolution 2016-14 would allow Board members to participate in meetings remotely by telephone. Allowance will be at the Board's discretion at each meeting. Dahl stated the open meeting law allows Board members to have meetings by telephone. Dahl compared the procedure and resolution to that of other towns and cities. Remote participation should not be allowed for quasi-judicial matters, but is fine for legislative and administrative matters. It should be a two-way communication. The absent member could abstain on last minute items. Dahl stated matters should be handled on a case-by-case basis. Pictures or documents could be sent by telephone. Gill stated no participation in this manner would be allowed at an executive session. Dahl stated each member of the Board should actively participate in the meeting. The member participating remotely could vote and it would be considered a quorum. Jerome made a motion to approve Resolution 2016-14, a Resolution Establishing a Remote Participation Policy for Town Board Members. Angell seconded the motion. All present approved the motion.

Christopher Wolfe was called by telephone and remotely attended the remainder of the Board meeting.

General Business.

Ordinance 435, an Ordinance Submitting a Ballot Question to the Voters of the Town at the November 8, 2016 coordinated election, to amend the Morrison Home Rule Charter to Standardize Requirements for Publication and Posting of Ordinances and Notices of Certain

Meetings for the Board of Trustees. Dahl stated the Home Rule Charter required three posting places in Town. The Ordinance would standardize posting requirements and change posting to one place accessible to the public (likely at the post office) and postings would also be on the website. The section regarding 'posting when feasible' would be deleted. Dahl and Zabilansky will draft a summary. A summary of the question will be sent to the public in the water bill or put in the Hogback. References to the posting places will be the same. Gill made a motion to approve Ordinance 435, an Ordinance submitting a ballot question to the voters of the Town at the November 8, 2016 coordinated election, to amend the Morrison Home Rule Charter to standardize requirements for publication and posting of ordinances and notices of certain meetings for the Board of Trustees with the following amendments: (1) Amend Section 1, the ballot question and title, to insert at the end of the question the following: "BY POSTING IN ONE (1) PLACE ACCESSIBLE TO THE PUBLIC WITHIN THE TOWN AND ON THE TOWN'S WEBSITE," and (2) Insert the deleted language of "at least three (3)" as it is proposed to be deleted in the references to Charter Sections 3.2, 3.9, 3.14 and 8.4. Jerome seconded the motion. All present voted in favor of the motion.

Resolution 2016-13, a Resolution Revising Fees and Charges for Applications, Petitions, Permits, Plan or Plat Reviews and Miscellaneous Requests for Services. Zabilansky stated water, sewer and liquor license fees were updated. Zabilansky will modify the document to indicate out-of-town rates. Zabilansky stated storm drainage was put in by Richard Miller, the past Town Attorney. Dahl stated this is a place-holder for a future fee. The document should be left as it is. Williams, Angell, Caesar, Wolfe, Jerome, and Gill stated Resolution 2016-13 was good. Caesar made a motion to adopt Resolution 2016-13, a Resolution revising fees and charges for applications, petitions, permits, plan or plat review and miscellaneous requests for services with modifications. Gill seconded the motion. All present voted in favor of the motion.

Urban Drainage Five Year Plan. Zabilansky stated Urban Drainage will help the Town remove silt under the Spring Street Bridge. The first priority is the work under the bridge and second priority is taking care of the trees along the river in the event of a flood. Zabilansky said other trees will be done by Streets and Grounds.

Request from Jeff Bradley for the Town to Replace Trail Fence on the South Side of Parking Lot. Zabilansky received an e-mail from Jeff Bradley. Bradley stated he never approved the fence and it is located too close to his parking lot and does not match the other trail fencing. Forey asked if the fence was installed due to a safety issue. Williams stated it was installed for bike trails. Williams stated big trucks have backed up into the fence. There are spots of the fence that need to be replaced. The fence was very expensive. Caesar stated that in most areas the fence is against the wall. Zabilansky said Bradley wants to landscape the parking lot and the fence is on his land. Dahl stated the Town has an easement for trails and the easement agreement needs to be looked at. Gill stated there is a manhole cover to be considered. Bradley only wants the south side changed. Zabilansky stated permission was given orally but she cannot find anything in writing. Williams said that if Bradley wants to improve the parking lot, the Town should take down the fence. Caesar stated it is wasteful. Forey said sections can be taken down and he could discuss this with Bradley. Zabilansky stated the Town has the easement. Williams

stated that the fence was put in originally due to security, to keep people off Bradley's property. Direction was given by the Board to have Dahl looked at the easement. Zabilansky, Forey and Gill will be on a trail committee. Gill stated the only part of the fence away from the wall is the approximate 20% shown in the picture.

Departmental Reports.

Police Department. There were no comments or questions.

Streets, Grounds & Buildings. The Town purchased 15 trash cans that Zabilansky found at \$100 each. Wolfe stated it was a good deal.

Utility. Denver had an issue with the sewer line coming down from Red Rocks and wanted to replace it while work was being done on the water main. Caesar stated they ran into heavy rock and the sewer main had to be placed 3' higher. Forey stated it would be okay.

Town Administrator. Zabilansky stated Jerome was donating her time to review payroll, bank reconciliations and accounts payable. Zabilansky would like to have the Town Accountant, Jennifer Bennett, review these items. The Board agreed. Jerome is meeting with Jennifer Bennett Friday regarding the bank reconciliations. Thanks has been received by the Town for having Red Rocks reduce the noise.

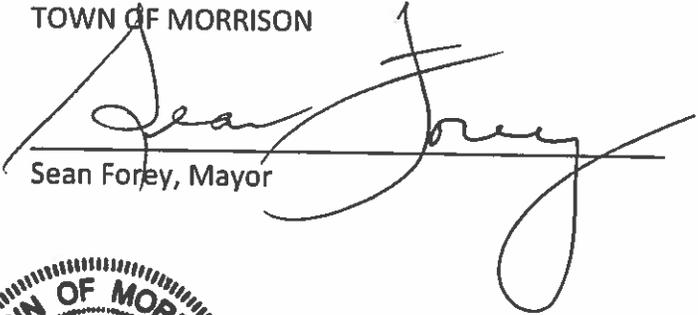
Attorney. There were no comments or questions.

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

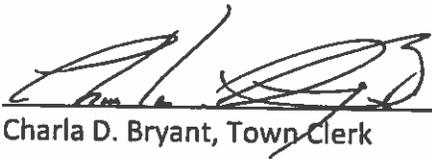
Board Comments. Caesar stated West Metro follows Jefferson County guidelines regarding fire bans. The Town should follow these guidelines. Dahl stated an ordinance should be drafted. The ordinance would allow the fire ban to be enforced. It was agreed by the Board that an ordinance should be written. Caesar stated he had dinner at Flights and it was very good. McCool did a site visit at the nursing home to address issues on the property. Zabilansky is waiting for the report.

Adjournment. The Meeting was adjourned at 7:35 pm.

TOWN OF MORRISON


Sean Forey, Mayor

ATTEST:


Charla D. Bryant, Town Clerk

