

**TOWN OF MORRISON BOARD OF TRUSTEES
MORRISON TOWN HALL, 110 STONE STREET
REGULAR MEETING OF THE BOARD OF TRUSTEES
TUESDAY, JUNE 21, 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 Angell (who arrived at 6:05 PM), Katie Gill, Debora Jerome and Allen Williams were present. Christopher Wolfe was absent. A quorum was established.

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

Amendments to the Agenda. Remove 5d, 5e, and 6a.

Public to Address the Board.

Loren Oswalt, 115 Spring Street, Morrison, CO 80465. Oswalt discussed Board attendance. Elected Board members need to do their duty and attend the Board meetings. Oswalt stated that there should be a set attendance number the Board member can miss, but cannot be exceeded. Board members need to represent the people. If a Board member cannot be at the meeting to represent the people, he should step down.

Clinton Scott, 415 Bear Creek Avenue, Morrison, CO 80465. Scott stated there was a meeting at Oswalt's house. Rooftop Patios were discussed. The business owners discussed there would be no amplified music, music could be eliminated, lights could be turned off when patios close, and occupancy could be a percentage of the building. Scott stated businesses would have to have supporting bathrooms and stairways.

Brian Bogart, 211 Red Rocks Vista Drive, Morrison, CO 80465. Bogart said the meeting at Oswalt's house was excellent. The Town residents and businesses need to work together to keep the businesses that are already in the Town. Most people that sign petitions do not know what they are signing.

Presentations and Hearings.

West Metro Fire Rescue Foundation – Presentation of a Donation for a New Fire Hydrant. Deena Hanna, President of the West Metro Fire Rescue Foundation stated that through history people have helped each other. A letter and a check in the amount of \$1000.00 was presented to the Town for a new fire hydrant.

Resolution 2016-09, a Resolution for the Morrison Board of Trustees Thanking the West Metro Fire District and the West Metro Fire Rescue foundation. Williams made a motion to adopt

Resolution 2016-09, a Resolution of the Morrison Board of Trustees thanking the West Metro Fire District and the West Metro Fire Rescue Foundation. Angell seconded the motion. All present voted in favor.

Rooftop Patios. Gill believes there are more residents who support rooftop patios than there are residents who oppose them. Gill would like to see a referral listing conditions. Gill appreciates that the businesses are willing to self-control. The businesses could close at 9:00 PM on weekdays and at 11:00 PM on weekends. Special Review allows neighbors to address issues such as privacy. Another condition could be a maximum seating of 50 seats on the patio. Gill believes the businesses should assist with parking for additional customers. Jerome asked if the language in the referral would lock the Town in to all aspects of the referral. Dahl stated referrals are non-binding. Jerome's concern is if the Town locks itself in to certain hours, or certain specifications, there could be no changes. In special circumstances, Jerome would like to have a Special Review. Depending on the impact and location, Jerome said some places could close later or earlier and this could be discussed in a Special Review. Dahl stated minimum requirements could be imposed in the ballot language. Jerome stated conditions can be listed, but should not be specific. Angell wants to respect people who do not want rooftop patios. Forey said the Board is trying to come up with a solution. It is Forey's belief that a lot of people want rooftop patios. Forey believes voters should know minimum guidelines. Dahl stated there would be no music, parking would be addressed and parking plans would be required, open/close times set and the maximum occupancy set. Angell stated businesses could contribute monetarily to the parking places. Caesar said this is an exercise in futility unless both parties remove their planned initiatives. Zabilansky stated both sides are in favor of a referral. Forey stated an IGA needs to be received from Jefferson County for a coordinated election. A Resolution triggering a coordinated election will be presented at the next meeting. Gill made a motion to approve a referred ballot question to be certified to the Jefferson County Clerk and Recorder for inclusion on the November 8, 2016 coordinated election ballot, such question to read:

Ballot Title and Ballot Question

Which one of the following options do you support regarding rooftop patios in the Commercial Transition District in the Town of Morrison? (vote for only one):

_____ An outright ban on future rooftop patios

_____ Permit rooftop patios, but only by special review at a public hearing and under the following conditions at a minimum: (1) no amplified sound or live music, (2) no lighting above 4 feet from floor level, and in compliance with the Town Code on commercial lighting regulations, (3) parking plan required, (4) no more than 50 persons maximum occupancy, and (5) opening time no earlier than 8:00 AM; closing time no later than 9:00 PM Sunday-Thursday and no later than 11:00 PM Friday and Saturday.

_____ No opinion

Williams seconded the motion. All present voted in favor.

Caesar made a motion to direct Dahl to bring an extension of the moratorium on rooftop patios before the next Board meeting. Jerome seconded the motion. All present voted in favor.

Mayor Pro Tem, Brewster Caesar, opened a public hearing regarding Sean and Celeste Forey Annexation.

Williams made a motion to continue the public hearing until the next Board meeting. Gill seconded the motion. All present voted in favor, with the exception of Forey who recused himself.

Mayor Pro Tem, Brewster Caesar, closed the public hearing.

General Business.

TEV Edelweiss Property, Reservoir. The Town is not required to do a survey.

Contract with Rodriguez Construction. This bid is to repair the concrete wall from Tony Rigatoni's to the County Store, add a crosswalk, and build 3 parking places (across from Willy's Wings). There was a second bid received a few months ago. Dahl stated bonding is not required for a project of this size. Williams made a motion to approve entering into a contract with Rodriguez Construction upon resolution of any manhole covers in the amount of \$19,017.67. Caesar seconded the motion. Zabilansky is to check with merchants and schedule work during the week. All present voted in favor.

Planning Commission Appointment. Gill made a motion to appoint Paul Sutton to the Planning Commission as an alternative. Angell seconded the motion. All present voted in favor of the motion.

Flood Zone Coverage - Informational. There were no questions.

Departmental Reports.

Court. There were no comments or questions.

Accounting. There were no questions or comments.

Administrator. Williams said signs at Park Avenue & Highway 8 are low. Zabilansky will follow-up. Other signs are being approved by CDOT.

Attorney. There were no questions or comments.

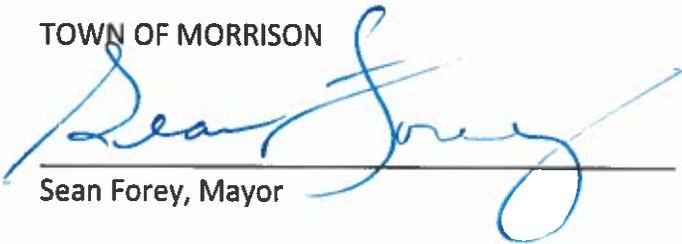
Consent Agenda. Caesar made a motion to approve the Consent Agenda. Gill seconded the motion. All present voted in favor of the motion.

Board Comments. Zabilansky stated businesses in the Town are not allowed to have sandwich board signs. The Police Department will enforce this. Dahl stated that signs cannot be put on

public or private property. It would be a code violation. The Police Department can give a warning to property owners and then write tickets. There is a sewage smell near Red Rocks Elementary School. The Town is working with Denver to solve the problem. Gill stated there was amplified music at the bike event. Caesar stated that the announcer's iPod music came across the microphone. Gill felt it was a positive event for the Town. Caesar and Williams agreed and said it was great for the Town. Caesar said Red Rocks was loud on Friday. Forey has a meeting with Tad Bowman and Casey Tighe and will request the numbers to see if allowable sound levels were exceeded.

Adjournment. The Meeting was adjourned at 7:30 pm.

TOWN OF MORRISON



Sean Forey, Mayor

ATTEST:



Charla D. Bryant, Town Clerk

