

**TOWN OF MORRISON BOARD OF TRUSTEES
MORRISON TOWN HALL, 110 STONE STREET
REGULAR MEETING OF THE BOARD OF
TRUSTEES TUESDAY, JUNE 2, 2020
6:00 P.M.**

Call to Order. Mayor Sean Forey called the regular Town Board Meeting to order at 6:02 P.M.

Roll Call. Mayor Sean Forey, Mayor Pro Tem Debora Jerome, Trustees Mike DeJonge, Katie Gill, Matt Schweich, Jennifer Singer, and Paul Sutton were present. A quorum was established. It is to be noted this meeting was held electronically as permitted by CRS 24-6- 402(1)(b) and the public was able to participate by calling the provided phone number and access code found on the posted Agenda. Also, an audio recording of this meeting was made and is available at request.

Staff Present. Kara Winters (Town Manager), Gerald Dahl (Town Attorney), George Mumma (Police Chief), Fritz Fouts (Public Works Director), and Lyndsey Paavilainen (Town Clerk).

Amendments to the Agenda. Item, Morrison Reservoir Access Restrictions, was added under General Business.

Public to Address the Board. None.

Presentations and Hearings.

105 Canon Street Vacation.

Mayor Forey reopened the hearing at 6:05 P.M.

Dahl stated this hearing had been continued by the Board of Trustees at their September 3, 2019 meeting and has been reopened at the request of the applicant, Daniel Powell. Due to three Trustees, DeJonge, Schweich, and Singer not being on the Board at the time of the September 3, 2019 Hearing, Dahl asked each to confirm they have read the material presented in the packet, has had ample time to review the request, and are able to make an informed decision. DeJonge, Schweich, and Singer all confirmed, yes.

Winters added Kyle Burris' email dated June 2, 2020 to the record.

Applicant Testimony. Daniel Powell and his attorney, Rick Gleason, were present in the virtual meeting. Mr. Gleason stated Powell intends to move to Colorado to become a Town of Morrison resident and has been working for two years since purchasing the property to make that a reality. Gleason added, Powell intends to live in the carriage house while the main house is built; but, cannot use the carriage house as a residential structure until it becomes conforming. Gleason confirmed Powell received a recommendation for approval from the Planning Commission for an easement for the stone carriage house to reduce the level of non-conformity.

Gleason further explained there has been a slight modification to the application of request for the easement to bring the carriage house into conformity by removing it from the Right of Way and to provide for proper setbacks, thus increasing the vacation request.

Gleason clarified that while the property has a current "For Sale- 5 lots" sign posted, Powell is hedging his bets that if the vacation request is denied, he would be interested in selling. Gleason further confirmed there are currently five non-conforming lots, but the applicant will further request a lot line adjustment to make three conforming lots.

Public Comment.

Brewster Caesar, 102 Canon Street. Caesar stated at the beginning of this application process almost a year ago, he was a proponent of Powell's application, yet circumstances have changed. Caesar stated the neighborly relationship between his family and Powell has deteriorated.

Kathleen Dichter, 109 Spring Street. Dichter questioned if Powell intends to sell the property if the vacation is approved. Gleason responded the purpose of this vacation request is to make the stone carriage house conforming so the property can be adjusted into three developable lots with the carriage house occupying one of the lots.

Andra Slavsky, 181 Red Rocks Vista Lane. Slavsky provided a character testimony of Powell stating he is very nice and wonderful and has nothing but good intentions. Slavsky concluded Powell wants to be a part of the neighborhood and community.

Chris Miller, 121 Red Rocks Vista Drive. Miller stated he thinks approving the vacation would be seen as a positive action by the Board and would support the property being a part of the community.

Board Questions of Applicant and Staff. The Board questioned the applicant about: the total amount of requested square feet to be vacated; the possibility of having enough area to divide the property into lots; the inability for the Town to construct trail connections to the South Park Bridge if vacation is granted; and the sewer line easement. Responding to these questions, Gleason offered to accept conditions of approval: that the property could only be adjusted into 3 lots; and property owner would preserve sewer line and trail connection easements for the Town.

Responding to procedural questions, Winters stated the Board could approve the minimum vacation to bring the carriage house into the property then the applicant can go through the variance process for the set back.

Responding to Board questions about lack of urgency, Powell testified he planned to be living in the house by Christmas of 2019. Yet since buying the property in October of 2018, he has experienced nothing but roadblocks from trying to save the original house to pursuing the vacation application at the advice of the Planning Commissioner Chair. Powell added he spent \$5,000 a week for 5 months trying to get this property in compliance.

Mayor Forey closed the public hearing at 7:08 P.M.

Board Discussion and Decision. Singer made a motion to approve the vacation request with conditions: that ensure the entire property remains under 30,000 square feet; that there are development stipulations; and the vacation allows the property to come into conformity but with an irregular boundary. No second. Motion died.

Schweich made a motion to grant a right of way vacation for a total of 10 feet outside the existing lot lines with the conditions: the resulting property could not be adjusted into more than 3 developable parcels; and acknowledging the livery building would be a legal non-conforming use which would require the applicant to receive a variance following approval. No second. Motion died.

Sutton made a motion to deny the vacation request. Jerome seconded the motion. Forey, DeJonge, and

Gill voted in favor. Schweich and Singer voted opposed. The motion passed 5 ayes to 2 nays.

2019 Budget Amendment Hearing.

Mayor Forey called the hearing to order at 7:32 P.M.

Staff Report. Winters stated the 2019 Budget needs to be amended to account for the Jimmy Jones property purchase and for additional pass through expenses related to Red Rocks Amphitheatre wastewater engineering and construction of wastewater improvements.

Public Comment. None.

Resolution 2020-09- A Resolution Amending the Fiscal Year 2019 Budget for the Town of Morrison and Making Appropriation in Accordance Therewith. Gill made a motion to approve Resolution 2020-09- A Resolution Amending the Fiscal Year 2019 Budget for the Town of Morrison and Making Appropriation in Accordance Therewith. Sutton seconded the motion. All present voted in favor of the motion.

General Business.

Ordinance 493- Amending Section 1-4-1 of the Morrison Municipal Code. Sutton made a motion adopt Ordinance 493- An Ordinance Amending Section 1-4-1 of the Morrison Municipal Code Concerning Penalties with Trustee Jerome’s changes. Singer seconded the motion. All present voted in favor of the motion.

Town Operations. Winters stated operations are staying status quo with one administrative employee being in the office each day. Winters stated Streets & Grounds are operating at full force and the Museum is planning to reopen in accordance with Governor Polis’ guidelines.

Morrison Reservoir Access Restrictions. Due to resident complaints about inconsistent signing at the Town Reservoir, Trustee DeJonge presented signage ideas on how to limit access to the pond. The Board appointed DeJonge and Sutton to a sign committee to design signs and identify signage placements.

Department Reports.

Public Works. Fouts provided the Board with clarification regarding numbers and acronyms found in the report. The Board asked to include more context in the report that would help the Board further understand the department’s operations.

Police Department. Chief answered Trustee Singer’s questions regarding body camera and dash camera policies and procedures. Chief stated the Department is currently testing body cams and is looking at how to acquire funding to purchase cameras for the Department.

Chief gave a brief overview of the old gas tank removal project at the Holiday Bar. Chief stated the tanks are being evaluated by specialists and to anticipate another 10 to 14 days of work. Winters clarified CDOT will be paying for the tank remediation.

Accounting. Sutton questioned the possibility of being able to pull funds from the Utility Fund to help with General Fund expenses. Dahl explained that since the Utility Fund is an enterprise

fund the use of its revenue is restricted.

Winters added she has been working with Trotter (Town Accountant) and reviewing the Town's current financial position. Winters relayed Trotter believes the Town is positioned in a non-emergent situation due to its reserves.

Town Manager. Winters stated the Town has been processing many temporary liquor license premises modification applications. The Board gave authorization for Winters to approve a temporary tent at The Cow to help with their temporary expansion.

Attorney. Dahl relayed an ordinance for a code amendment regarding temporary uses will be ready for action at the next meeting.

Consent Agenda. Jerome made a motion to approve the Consent Agenda for June 2, 2020. DeJonge seconded the motion. All present voted in favor of the motion.

Board Comments. Gill stated she received a resident suggestion to create Town composting piles at the boneyard from Town Clean Up Days. Winters stated the Town could look into the process.

The Board requested for town trash cans to be emptied more frequently due to increased take out container waste.

Mayor Forey noted this is an unusual time for Staff and requests the Board has patience with Staff as they are working overtime. Forey also explained the 105 Canon Street vacation request was 9 months old.

Adjournment. The meeting was adjourned at 8:46 P.M.

TOWN OF MORRISON


[Sean Forey \(Jun 18, 2020 10:20 MDT\)](#)

Sean Forey, Mayor

ATTEST:


Lyndsey Paavilainen, Town Clerk

Minutes 6-2-2020

Final Audit Report

2020-06-18

Created:	2020-06-17
By:	Lyndsey Davis (ldavis@town.morrison.co.us)
Status:	Signed
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-  Document created by Lyndsey Davis (ldavis@town.morrison.co.us)
2020-06-17 - 2:39:45 PM GMT- IP address: 70.91.173.157
-  Document emailed to Sean Forey (sforey@morrisonco.us) for signature
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