

RECORD OF PROCEEDINGS

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REGULAR MEETING  
TOWN OF GRAND LAKE BOARD OF TRUSTEES  
MONDAY, APRIL 12, 2010 7:30 P.M.

CALL TO ORDER: The regular meeting of the Board of Trustees was called to order by Mayor Judy Burke at 7:35 p.m. at the Town Hall, 1026 Park Avenue.

PRESENT: Mayor Burke; Trustees Johnson, Lanzi, Lewis, Peterson, Rhone, and Weydert; Town Manager Hale, Town Clerk Kolinske, Town Treasurer/Clerk Pro-Tem Dzinski and Town Planner Wittman.

ABSENT: None.

APPROVAL OF MINUTES

March 22, 2010: Trustee Rhone moved to approve the minutes of the March 22, 2010 regular meeting as written, seconded by Trustee Weydert. All Trustees voted aye except Trustee Lanzi, who abstained.

ACCOUNTS PAYABLE

March, 2010: Trustee Rhone moved to examine the Accounts Payable and Prepaid for all Funds for the Town of Grand Lake. Trustee Lewis seconded the motion and all Trustees voted aye. Trustee Rhone then moved to approve the Accounts Payable and Prepaid for all Funds for the Town of Grand Lake. Trustee Lewis seconded the motion and all Trustees voted aye.

ANNOUNCEMENTS:

Mayor Burke announced that it would be appreciated if cell phones were turned off during the meeting.

Mayor Burke then announced that "*Cabin Fever Follies*" sponsored by the Grand Arts Council is Saturday, April 24, in the Community House beginning at 7:00 p.m.

PRESENTATIONS:

**CONSIDERATION OF THE DESIGNATION OF THE TOWN CLERK TO ADMINISTER THE OATH OF OFFICE TO THE TRUSTEES ELECTED AT THE APRIL 6, 2010 REGULAR MUNICIPAL ELECTION** – Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske reported that the Town of Grand Lake has 430 registered electors. With 24 voters this election, the turnout was 5.5%. The election judges, Deborah Bahan, Karen Raymond and Jennie Schliep determined the results of the election. She said that she and Mayor Burke canvassed the results with identical conclusions, therefore, the results are official. Per State Statute, all elected officials shall take an oath administered by the Municipal Judge, Town Clerk, or other person who is designated by the governing body or who is authorized by law to administer oaths, to support the Constitution of the United States and the State Constitution. Kolinske said that she would be

honored to administer the oath of office to the new Board and if the Board should so decide, a motion to designate the Town Clerk to administer the Oath of Office to the Trustees elected at the April 6, 2010 Regular Municipal Election should be made.

Trustee Lewis moved to designate the Town Clerk to administer the Oath of Office to the Trustees elected at the April 6, 2010 Regular Municipal Election. Trustee Johnson seconded the motion and all Trustees voted aye.

PRESENTATIONS:

**ADMINISTRATION OF THE OATH OF OFFICE FOR THE TRUSTEES ELECTED AT THE APRIL 6, 2010 REGULAR MUNICIPAL ELECTION** – Town Clerk Kolinske administered the oath to re-elected Trustees Peterson and Weydert and to the newly elected Trustee David Gibbons. The officials then took a seat at the board table.

Mayor Burke thanked departing Trustee Rhone for his 22 years of devoted service and presented him with a pocket watch with his name and years of service engraved on it, a Certificate of Appreciation and a Proclamation of Excellence. Cake was then served to all those present.

CONFLICTS OF INTEREST:

After Aron Rhone left the meeting, Mayor Burke continued by stating that if there are any Trustees wishing to announce a conflict of interest with any items on this evening's agenda, they should do so at this time.

Trustee Johnson announced that he had a conflict with the Local Liquor Licensing issues as he holds a license for The Bears Den and had a conflict with the Sign Permit Application Appeal from the Daven Haven.

Trustees Lewis and Peterson also disclosed a conflict with the Sign Permit Application Appeal from the Daven Haven.

At 7:54 p.m. Trustee Johnson excused himself and left the room.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF RENEWAL OF THE TAVERN LIQUOR LICENSE FOR EUGENE STOVER, D/B/A LARIAT SALOON - Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske reported that the fees have been paid; the renewal documents are in order and indicate no changes from the previous renewal. The water, business license, and sales tax accounts are all current. She noted that the Grand County Sheriff's Department found no adverse information that would affect the status of the license. She concluded by saying that Gene Stover, owner of the license, was present.

Trustee Peterson moved to approve the renewal of the Tavern Liquor License for Eugene M. Stover, d/b/a Lariat Saloon. Trustee Lewis seconded the motion and all Trustees voted aye.

LIQUOR LICENSING AUTHORITY:    **CONSIDERATION OF AN ALTERATION OF LICENSED PREMISES APPLICATION FROM BURNT BONE, INC., SAGEBRUSH BARBECUE AND GRILL** - Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske explained that an Application for Alteration of Licensed Premises was received, with the appropriate fee, from Burnt Bone, Inc., d/b/a Sagebrush Barbecue and Grill at 1101 Grand Avenue. The request is to add approximately 960 square feet of dining area to the existing premises. The existing premises consist of approximately 3,835 square feet on the ground floor with an additional 1,000 square of storage area located in the basement. Robert Freeman, President of Burnt Bone, Inc. has entered into a Lease Agreement to lease the retail space directly adjacent and east of the existing restaurant. Inside access will be through a doorway between the bar area and the hallway leading to the restrooms. There will also be access for ingress and egress from a new doorway on Grand Avenue. The Grand County Sheriff's Department has reviewed the application and has no objections to the modification. While the Liquor Regulations do not require a prior hearing on an application to alter licensed premises, they also do not appear to prevent a local licensing authority from holding a public hearing on an application prior to making its decision to grant or deny the application. Should the Board decide to hold a public hearing, notice must be posted and/or published not less than ten days prior to the date of the hearing. The soonest possible date that a hearing could be set is for April 26, 2010. Kolinske then noted that Robert Freeman, President, and Dave Freeman, Manager, were present.

Trustee Peterson moved to approve an Alteration of Licensed Premises Application from Burnt Bone, Inc., Sagebrush Barbecue and Grill without holding a public hearing. Trustee Lanzi seconded the motion and all Trustees voted aye.

At 8:04 p.m. Trustee Johnson resumed his seat.

NEW BUSINESS:

**CONSIDERATION OF THE DESIGNATION OF THE MAYOR OF THE TOWN OF GRAND LAKE TO ADMINISTER THE OATH OF OFFICE TO THE TOWN CLERK AND TO THE TOWN TREASURER/CLERK PRO-TEM** - Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske explained that all appointed officials in any municipality shall take an oath administered by the Municipal Judge, Town Clerk, or other person who is designated by the governing body. The oaths will be administered following consideration of the installation of appointed officials. Traditionally the

Mayor has been designated by the Board to administer the oaths. The Board should make a motion to designate the Mayor of the Town of Grand Lake to administer the Oath of Office to the Town Clerk and to the Town Treasurer/Clerk Pro-Tem.

Trustee Peterson moved to designate the Mayor of the Town of Grand Lake to administer the Oath of Office to the Town Clerk and to the Town Treasurer/Clerk Pro-Tem. Trustee Gibbons seconded the motion and all Trustees voted aye.

NEW BUSINESS:

**CONSIDERATION OF THE INSTALLATION OF THE TOWN CLERK FOR THE TOWN OF GRAND LAKE** – Trustee Peterson moved to reappoint Ronda Kolinske as Town Clerk for the Town of Grand Lake. Trustee Weydert seconded the motion and all Trustees voted aye.

Mayor Burke then administered the oath to Ronda Kolinske, Town Clerk.

NEW BUSINESS:

**CONSIDERATION OF THE INSTALLATION OF THE TOWN TREASURER/CLERK PRO-TEM FOR THE TOWN OF GRAND LAKE** – Trustee Lewis moved to reappoint Gay Dzinski as Town Treasurer/Clerk Pro-Tem for the Town of Grand Lake. Trustee Peterson seconded the motion and all Trustees voted aye.

Mayor Burke then administered the oath to Gay Dzinski, Town Treasurer/Clerk Pro-Tem.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE MAYOR PRO-TEM FOR THE TOWN OF GRAND LAKE** – Trustee Weydert moved to appoint Trustee Peterson as Mayor Pro-Tem, seconded by Trustee Johnson. All Trustees voted aye except Trustee Peterson, who abstained.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE FINANCIAL TRUSTEE FOR THE TOWN OF GRAND LAKE** – Trustee Lewis moved to appoint Trustee Peterson as Financial Trustee, seconded by Trustee Weydert. All Trustees voted aye except Trustee Peterson, who abstained.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE TOWN ATTORNEY FOR THE TOWN OF GRAND LAKE** – Trustee Lewis moved to appoint Scotty Krob as Town Attorney. Trustee Johnson seconded the motion and all Trustees voted aye.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE MUNICIPAL JUDGE FOR THE TOWN OF GRAND LAKE** –

Trustee Johnson moved to appoint Georgia Noriyuki as Municipal Judge. Trustee Lanzi seconded the motion and all Trustees voted aye.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE ALTERNATE MUNICIPAL JUDGE FOR THE TOWN OF GRAND LAKE** – Trustee Peterson moved to appoint Richard McQueary as Alternate Municipal Judge for the Town of Grand Lake. Trustee Weydert seconded the motion and all Trustees voted aye.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE BOARD OF TRUSTEES' LIAISON TO THE GRAND LAKE AREA CHAMBER OF COMMERCE** – Trustee Lanzi moved to appoint Trustee Lewis as the Board of Trustees' Liaison to the Grand Lake Area Chamber of Commerce, seconded by Trustee Johnson. All Trustees voted aye except Trustee Lewis, who abstained.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE REPRESENTATIVE TO THE NORTHWEST COLORADO COUNCIL OF GOVERNMENTS** – Trustee Weydert moved to appoint Trustee Peterson as the Representative to the Northwest Colorado Council of Governments, seconded by Trustee Johnson. All Trustees voted aye except Trustee Peterson, who abstained.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE ALTERNATE TO THE NORTHWEST COLORADO COUNCIL OF GOVERNMENTS** – Trustee Weydert moved to appoint Town Manager Hale as the Alternate to the Northwest Colorado Council of Governments. Trustee Johnson seconded the motion and all Trustees voted aye.

NEW BUSINESS:

**CONSIDERATION OF THE APPOINTMENT OF THE REPRESENTATIVE TO THE GRAND COUNTY WATER INFORMATION NETWORK** – Trustee Weydert moved to appoint Trustee Lewis as Representative to the Grand County Water Information Network, seconded by Trustee Johnson. All Trustees voted aye except Trustee Lewis, who abstained.

NEW BUSINESS:

**CONSIDERATION OF PLANNING COMMISSION RESOLUTION NO. 7-2010, A RESOLUTION RECOMMENDING THE APPOINTMENT OF PAUL GILBERT TO THE TOWN OF GRAND LAKE PLANNING COMMISSION** – Mayor Burke asked Town Planner Wittman to present this matter to the Board. Wittman explained that on April 7, 2010, the Planning Commission adopted Planning Commission Resolution No. 7-2010, forwarding a favorable recommendation to the Town Board for the appointment of Mr. Paul Gilbert to the Town Planning Commission. Staff has been seeking letters of interest from parties willing to serve on the Planning Commission since

the resignation of Chairman Marv Fischer earlier this winter. On March 17, 2010, staff received an inquiry letter to the Commission from Mr. Paul Gilbert. Mr. Gilbert's inquiry is the only inquiry received by the Town. The Board should discuss this matter with Mr. Gilbert. After all discussion has taken place, the Board should take action on the matter. If the Board is favorable, staff recommends the Board move to uphold the recommendation of the Planning Commission and appoint Mr. Paul Gilbert to the Town of Grand Lake Planning Commission. She noted that Paul Gilbert was present.

Mayor Burke then moved to uphold the recommendation of the Planning Commission and appoint Mr. Paul Gilbert as a member appointed by the Mayor with the consent of the Board of Trustees to the Town of Grand Lake Planning Commission. Trustee Johnson seconded the motion and all Trustees voted aye.

NEW BUSINESS:

**CONSIDERATION OF APPOINTMENT OF AN ALTERNATE MEMBER TO THE TOWN OF GRAND LAKE BOARD OF ADJUSTMENT** - Mayor Burke asked Town Planner Wittman to present this matter to the Board. Wittman explained that the Town has been soliciting letters of interest for two individuals to sit as alternates to the Zoning Board of Adjustment (BOA) for quite some time. On March 24, 2010, the Town received a letter of interest from Dorothy (Dot) Weber to sit in this capacity. If the Board is favorable to the appointment of Dot as an alternate to the BOA, staff recommends the Board move to appoint Ms. Dot Weber to the Town of Grand Lake Board of Adjustment as the first alternate, with Jim Peterson sitting as a second alternate to the BOA. As a reminder to the Board, the Town still seeks one (1) non-elected official alternate member to serve on the BOA.

Trustee Lewis moved to appoint Ms. Dot Weber to the Town of Grand Lake Board of Adjustment as the first alternate, with Jim Peterson sitting as a second alternate to the BOA. Trustee Weydert seconded the motion and all Trustees voted aye.

NEW BUSINESS:

**CONSIDERATION OF SPECIAL EVENT PERMIT REQUESTS FROM THE GRAND LAKE AREA CHAMBER OF COMMERCE FOR THE GRAND LAKE BREW FEST, BUFFALO BARBECUE, ROCKY MOUNTAIN BLUES FESTIVAL AND A BLUEGRASS FESTIVAL** – Mayor Burke asked Town Manager Hale to present this matter to the Board. Hale explained that the Town is in possession of four Special Events Permit Applications that were submitted by the Chamber of Commerce. According to Section 12-2-31 - Special and Conditional Use Regulations: The Mayor, or the Mayor's designee, may sign the Special Events Permit without referring the matter to the Board of

Trustees if the Special Events Permit is deemed to be in the best interest of the Town with the following items being taken into consideration:

- a. The predominant use of the primary facility being used
- b. The proposed event and the event hours
- c. Neighborhood compatibility
- d. Effect of the proposed event on the community
- e. The Town's anticipated cost in Staff time and equipment use
- f. Duplication of services or sales items
- g. Permanent address of the non-profit organization or governmental entity
- h. First time event

The Mayor, or the Mayor's designee, will refer the matter to the Board of Trustees for approval if the event involves a Special Events Liquor Permit. Since all of these events will involve a liquor permit, they are being referred to the Board of Trustees for approval. In order by date, the applications are as follows:

1. Grand Lake Brew Festival (a new event), June 19, 2010 from 10 a.m.-8 p.m., to be held at Lakefront Park with a similar layout to Buffalo BBQ. Some considerations for the Board are the closing of Lake Avenue from 6 p.m. on Friday June 18<sup>th</sup>-10 p.m. and on Saturday June 19<sup>th</sup>. Live music/beer from 10 a.m. until 8 p.m. This will be a ticketed event.
2. Buffalo BBQ (adding Friday to make it a 3-day event). July 16-17 from 8 a.m.-10 p.m., and July 18 from 8 a.m.-7 p.m. Some considerations for the Board are the closing of Lake Avenue from Thursday, July 15<sup>th</sup> at 6 p.m. through Sunday, July 18 at 11 p.m. Also, closure of the lakefront parking lot during the entire event for a carnival (they bring their own generators for power). The biggest discussion last year with this event was whether providing food for two days was going to compete with the local businesses, so now that it may be a three-day event, that concern is still relevant. There will be live music throughout the event with alcohol being served, and will also include a VIP tent.
3. Rocky Mountain Blues Festival (New), August 27<sup>th</sup>-28<sup>th</sup> (Fri-Sat), from 10 a.m.-10 p.m. Some considerations for the Board are the closing of Lake Avenue from Friday, August 27<sup>th</sup> at 8 a.m.-August 28<sup>th</sup> at 11 p.m. New, ticketed event and will include a VIP area. As with the abovementioned events, there will be live music/alcohol served, with food available during the entire event.
4. Bluegrass Festival (formerly Fall Music Festival) on September 17 (2 p.m.-8 p.m.) and September 18 (10 a.m.-10-p.m.). The layout is a bit different this year with an "event tent", but other than that it looks very similar to last year's festival.

Since these were all brought in at the same time, each is presented for the Board's consideration, but given the fact that these are all major events; staff suggests that the Board leaves itself the opportunity to readdress any later event if there is a problem with an earlier event. In other words, since the Brew festival is the same basic layout as the Buffalo BBQ and Blues festival, any lessons learned from the first event should be able to be applied to subsequent events. I know that the Chamber needs to book their bands now, so there is a bit of a tricky discussion here in that they will need to know immediately if they can schedule the events, but the Town is going to want the ability to ensure that there aren't a lot of unforeseen consequences that arise from unplanned or mismanaged events. One way to address both of these issues (after all other Board concerns have been addressed) would be to consider approving the Brew Festival and making the approval of the Buffalo BBQ event conditional upon the satisfactory implementation of the Brew Festival. For the Blues and Bluegrass Festivals, the Board could consider either making its approval contingent upon the satisfactory implementation of the previous events as well, or could instead reconsider them after the first two events. If the latter approach is your preference, the Board should discuss its general feeling about the events/approach with the Chamber, since they do need to book the bands now. Hale said that he was thinking along the lines of "the blues festival sounds good, but 10 p.m. may be too late, and we may not want to close down Lake Avenue again, so you can plan to have the event, but it may be relocated to Town Square and will need to be over by 8 p.m.).

Town Clerk Kolinske made the comment that she will be bringing four Special Event Liquor Permit Applications before the Board and approval can only be made if the applicant has permission for possession.

Trustee Peterson stated that he is not opposed to approving all four of them since the Board has asked them to get their applications in on a timely basis which they have done. Also, the Board can leave itself the opportunity to readdress any later event if there is a problem with an earlier event.

Following discussion, Trustee Lewis moved to authorize the Mayor to sign a Special Event Permit from the Grand Lake Chamber of Commerce for the Grand Lake Brew Fest, Buffalo Barbecue, Rocky Mountain Blues Festival and a Bluegrass Festival. Trustee Peterson seconded the motion and all Trustees voted aye.

At 8:36 p.m. Trustees Johnson and Lewis excused themselves and left the room.

NEW BUSINESS:

**CONSIDERATION OF A SIGN PERMIT APPLICATION APPEAL**

– Mayor Burke asked Town Planner Wittman to present this matter to the Board. Wittman explained that on March 26, staff received a sign permit application from the Daven Haven Lodge. The application is requesting the removal and replacement of the existing Daven Haven free-standing, off-premise sign; the sign is currently located on Lot 8, Block 12, Town of Grand Lake a/k/a 404 Vine Street. This request comes to the Town Board after Rocky Mountain Repertory Theatre asked the Daven Haven to remove their sign from the Rep’s property. The proposed location is Lot 1, Block 20, Town of Grand Lake. Staff has denied the application because it does not conform to the Municipal Sign Code. According to the Municipal Code, *“If the sign application is denied, the applicant may appeal the decision to the Board of Trustees, whose decision is final.”* The existing sign does not conform in that it has a neon “Open” sign hanging in a window box; as the Code indicates: *“No neon signs shall be allowed except window signs which are located on the inside of a window.”* It is staff’s interpretation that the window box is not a window and, therefore, does not comply with the Code. Staff is seeking Board direction as to whether or not staff has properly interpreted the Code. The applicant is also requesting a variance to the maximum square footage of the total signage square footage. Upon calculation of the total signage for the Daven Haven, the total signage for Daven Haven exceeds the maximum for the Sign Code Zone of 50 square feet. The total calculation is 39 square feet and 107 square inches. This calculation includes the Off-Premise (Directional) sign and the On Premise Signage. The applicant has indicated the Off-Premise (Directional) sign has been considered a “directional sign” and has not been included in the total square footage calculation. The Code indicates: *“Open House and Open House Directional signs are allowed and do not count towards amount of signs or the total allowable area”*. There are no permit applications on file for this sign; it has been indicated to staff a sign has existed in this location for decades. The applicant has indicated the proposed movement of this sign for better direction from Grand Avenue and Broadway Street. No application has been submitted for the movement of this sign. It is staff’s assessment that the Off-Premise (Directional) sign should be included in the total square footage calculation as Directional signs, if not an *Open House Directional Sign*, are not specifically outlined in the Code to not be included in the total square footage. Staff must note the Code indicates only one (1) free-standing, Off-Premise sign is allowed per Code. Staff is seeking Board direction as to:

- 1) Should the Off-Premise (Directional) sign be counted in the total signage calculation; and
- 2) Is the Board favorable to allowing Off-Premise (Directional) signs on a case by case basis; and

3) If the Board is favorable to allowing Off-Premise (Directional) signs, staff needs direction as to the requirements, regulations, etc. for these types of signs (including whether or not Directional signs to be/not be included in the total square footage of allotted signage?)

Wittman then outlines additional issues as follows:

- Upon initiation of calculation of the total square footages, Town staff did discover two (2) signs that have not been calculated in the total square footage for all signage. While the neon sign must come into conformance, that it must be placed behind a window, the approximate square footage of the other sign is one (1) square foot. This increases the total signage for this business by another square foot.
- Also, included in the applicant's application packet is a letter from Mr. Rodney Johnson, representative of the McLaren Family House, indicating approval of placement of the sign. The legal property owner of Lot 1, Block 20, Town of Grand Lake is Ms. Shirley McLaren. The applicant will need to have permission from the legal property owner, or have Mr. Johnson sign a Statement of Authority, indicating he has the right to act on behalf of Ms. McLaren. Additionally, since staff has not received an application for the movement of the Off-Premise (Directional), staff has not received property owner permission for the placement of this sign.
- Lastly, the applicant has, verbally, indicated the movement of the Off-Premise (Directional) sign and the placement of that sign in a different location on the same property. The applicant has not indicated whether or not any additional Off-Premise (Directional) signs will be needed, requested, etc.
- The site plan for the proposed placement of the existing Off-Premise sign does not include how electricity will be connected to the sign.

Wittman then noted that the Board should consider the following in addition to the aforementioned items:

- Is a window box considered a window?
- Should the Off-Premise (Directional) sign be counted in the total signage calculation?
- Is the Board favorable to allowing Off-Premise (Directional) signs on a case by case basis?
- If the Board is favorable to allowing Off-Premise (Directional) signs, staff needs direction as to the requirements, regulations, etc. for these types of signs, including whether or not Directional signs to be/not be included in the total square footage of allotted signage?

Staff is seeking direction from the Town Board on the processing of the sign permit application with all factors being considered, neon "open" sign, total square footage for Off-Premise signage, the total square footage for the business, etc. As the applicant indicated, there are numerous businesses on multiple parcels in this location. The Municipal Code indicates: *if two or more businesses share the same location (i.e. the same address, entrance, and/or common office space), then the total allowable signage area shall be divided equally amongst the businesses.* This means if there was a separate entrance to the lodge for lodging, then each business, Daven Haven Lodge and Backstreet Steakhouse, would be allotted 50 square feet each. One thought staff has is that the existing On Premise Signage, "Daven Haven Lodge", could be considered a "Gateway, Monument or Subdivision" sign. If this were the case, then the PD Plat would need to be amended to add the sign. If the Board was favorable to this, and the PD sign not counting towards the maximum square footage, then 11 square feet and 54 square inches would be removed from the total square footage, making the Daven Haven compliant with the Municipal Code. Staff is seeking direction and would like to bring back this matter back before the Board in resolution format. As staff has indicated, the Town often has discussions that are not properly documented. Staff is requesting the Board make a motion to outline all items discussion and to direct staff to draft a resolution to bring back for consideration as well as, if applicable, to modify the Municipal Code if necessary. Wittman noted that Greg and Carey Barnes were present.

During discussion, the Board agreed to the following:

- a) The existing Daven Haven Off-Premise Sign will be permitted to be relocated to Lot 1, Block 20, Town of Grand Lake provided that the neon "Open" sign is removed.
- b) That the lower arrow portion of the sign which reads "2 Blocks – 604 Marina Drive" on one line and "970-627-8144" on the next line will be considered a directional sign and not be considered part of the total allowable square footage.
- c) The sign that reads "Daven Haven Lodge" with a directional arrow that has been placed on property belonging to Living Word Christian Fellowship be considered a directional sign and not be considered part of the total allowable square footage.
- d) The sign that reads "Daven Haven Lodge and Back Street Steakhouse" that sits on the lodge property be considered a Gateway, Monument, or Subdivision sign and shall not be included in the total square footage for business signage of 50 square feet.
- e) The neon "Open" sign on front of their business be brought into compliance by putting it inside the building in a window and the "Business Hours" sign on front of their business will be included in the total square footage for business signage.

Following lengthy discussion, Trustee Peterson moved to have staff draft a resolution outlining what was discussed and agreed upon and to bring it back before the Board for consideration. Trustee Weydert seconded the motion and all Trustees voted aye.

At 9:44 p.m. Trustee Johnson and Lewis resumed their seats.

NEW BUSINESS:

**CONSIDERATION OF RESOLUTION NO. 10-2010, A RESOLUTION ADOPTING A CODE OF CONDUCT/ETHICS HANDBOOK TO PROVIDE GUIDANCE IN THE EVENT OF POTENTIAL, PERCEIVED OR REAL CONFLICTS OF INTEREST TO THE MEMBERS OF THE TOWN BOARD OF TRUSTEES AND TO THE BOARDS, COMMISSIONS, COMMITTEES AND OTHER AUTHORITIES OPERATING ON BEHALF OF THE TOWN** – Mayor Burke asked Town Manager Hale to present this matter to the Board. Hale presented a draft Code of Conduct/Ethics Handbook for the Board’s consideration. He said that the Planning Commission reviewed it on April 7<sup>th</sup> and generally seemed amiable to the handbook, understanding why these rules need to be written down. Thus, no recommended changes were forwarded to the Board from the Commission; therefore, this is the same draft that the Board considered in March. If the Board is still amiable to moving forward, the staff recommendation is for the Board to adopt Resolution No. 10-2010.

Trustee Peterson moved to adopt Resolution No. 10-2010, a Resolution Adopting a Code of Conduct/Ethics Handbook to Provide Guidance in the Event of Potential, Perceived or Real Conflicts of Interest to the Members of the Town Board of Trustees and to the Boards, Commissions, Committees and Other Authorities Operating on Behalf of the Town. Trustee Lewis seconded the motion and all Trustees voted aye.

NEW BUSINESS:


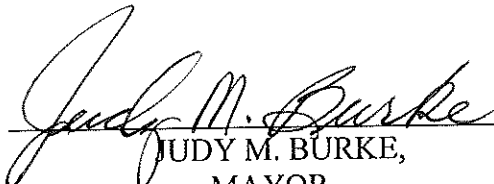
**CONSIDERATION OF A SILVER STAR SERVICE BANNER DAY PROCLAMATION** – Mayor Burke asked Town Manager Hale to present this matter to the Board. Hale explained that the Town was contacted by the Silver Star Families of America regarding the Town’s willingness to adopt a proclamation declaring May 1<sup>st</sup> “Silver Star Service Banner Day”, the permanent and official day to honor the wounded and ill servicemen and women of the Town of Grand Lake. If the Board doesn’t have any challenges with its adoption, the staff recommendation is for the Board of Trustees to make a motion to authorize the Mayor to sign a Silver Star Service Banner Day Proclamation.

Trustee Johnson moved to authorize the Mayor to sign a Silver Star Service Banner Day Proclamation. Trustee Peterson seconded the motion and all Trustees voted aye.

CITIZEN PARTICIPATION: None.

ADJOURNMENT:

Trustee Johnson moved to adjourn, seconded by Trustee Peterson. All Trustees voted aye, and the meeting was adjourned at 9:48 p.m., April 12, 2010.

  
  
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JUDY M. BURKE,  
MAYOR

ATTEST:   
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RONDA KOLINSKE, CMC,  
TOWN CLERK