

RECORD OF PROCEEDINGS

REGULAR MEETING
TOWN OF GRAND LAKE BOARD OF TRUSTEES
MONDAY, OCTOBER 10, 2011 7:30 P.M.

CALL TO ORDER: The regular meeting of the Board of Trustees was called to order by Mayor Judy Burke at 7:30 p.m. at the Town Hall, 1026 Park Avenue.

ROLL CALL

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

ABSENT: None.

APPROVAL OF MINUTES

September 12, 2011: Not available.

September 26, 2011: Not available.

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

Mayor Burke announced that the 2nd Annual Fabulous Fall Follies, sponsored by the Grand Arts Council, will be held Saturday, October 15th at 7:00 p.m. in the Community House

Mayor Burke announced that all excavators and contractors in the Grand Lake area are reminded that the deadline for right-of-way permits is October 15. **NO** road cuts or right-of-way permits will be permitted after this date.

Mayor Burke then presented Town Manager Shane Hale with a Certificate of Appreciation that read, "In recognition of 7 years of devoted service to the Town of Grand Lake with gratitude and respect June 2004 – October 2011."

CONFLICTS OF INTEREST:

Mayor Burke stated 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 Ludwig announced that he had a conflict with the Local Liquor Licensing issues as he holds a license for The Rapids Lodge and Restaurant.

At 7:32 p.m. Trustee Ludwig excused himself and left the room.

LIQUOR LICENSING AUTHORITY: CONSIDERATION OF A SPECIAL EVENTS LIQUOR

PERMIT APPLICATION FOR THE GRAND ARTS COUNCIL'S FUND RAISING EVENT FOR PETER ESMONDE - Mayor Burke asked Town Clerk Kolinske to present this matter to the Board. Kolinske explained that an application for a Special Events Liquor Permit has been received, with the appropriate state fee, certificate of good corporate standing, and floor diagram, from the Grand Arts Council. The request is to sell malt, vinous and spirituous liquor by the drink for consumption on the premises only. The requested date is Saturday, November 5, 2011 from 4:00 to 11:00 p.m. for a fundraising event for Peter Esmonde. The proposed location is the Grand Lake Community House at 1025 Grand Avenue. It has been the most recent procedure of this Board to receive the application and then schedule consideration of approval of the permit as a regular item of business at the following meeting. Although a Public Hearing is not required by statute, the Board may choose to set one. The premises are required by statute to be posted for at least 10 days prior to approval of the permit. Approval of the requested permit may be scheduled for the October 24th regular Board meeting, as either a Public Hearing or regular item of business. Kolinske noted that Jim Cervenka, Treasurer, was present representing the Arts Council.

Following brief discussion, Trustee Peterson moved to act on this request as a regular item of business at the October 24, 2011 Board meeting. Trustee Johnson seconded the motion, and all Trustees voted aye.

At 7:37 Trustee Ludwig resumed his seat.

OLD BUSINESS:

CONSIDERATION OF RESOLUTION NO. X-2011, A RESOLUTION GRANTING AN EXTENSION TO A GRADING PERMIT FOR LOTS 1-2, BLOCK 27, TOWN OF GRAND LAKE – Mayor Burke asked Town Planner Wittman to present this matter to the Board. Wittman explained that at the last regularly-scheduled meeting the Board discussed with Mr. Todd Hammerlund the Board's willingness to grant an extension to a Grading Permit issued to ATH Specialties for work to be conducted on Lots 1-2, Block 27, Town of Grand Lake. Mr. Hammerlund cited constraints with the removal of the 8,000 cubic yards of soil in this location and that the property was originally purchased for the fill to be used on a property that the development project has since ceased. Mr. Hammerlund further reminded the Board that while he was willing to take this project on, part of the work was being conducted on municipal lands and was helping the Town remove the hazard in this area. At the meeting, the Board determined they may be favorable to granting an extension if they had a timeline for the completion of the project. On October 5th Mr. Hammerlund submitted to the Town a timelined sketch of the work completed to date, work that would be

completed by the end of the year, as well as work that was 50% completed. A summary of those work areas includes:

- Section "A" – Work that is 100% completed to date
- Section "B"- Work that will be completed by 10/30/2011
- Section "C" – Work that is 50% completed to date
- Section "D" – Work that is approximately 20% completed to date

The remainder of the work on Sections "C" and "D" are those items which Mr. Hammerlund is anticipating having completed by December 1, 2012 as indicated in your last meeting. Staff has drafted a resolution, utilizing the submitted site plan as an attachment, for the Board's discussion and consideration. As the draft resolution indicates, those Sections C and D are anticipated to come into compliance with the originally-submitted Grading Permit plan by December 1, 2012; staff has drafted that non-compliance shall be determined a violation of the extension and outlined the penalties for non-compliance. Staff has also written in two interim dates, July 15 and September 15, which Mr. Hammerlund must submit to the Board a progress report of the work. This was determined to be an adequate way to demonstrate to the Board that progress is being made on the project. The Board should discuss the draft resolution for determination of whether or not the Board is favorable to adoption. If the Board is favorable, the Board should move to adopt Resolution No. 27-2011.

Todd Hammerlund, 564 County Road 6470, was recognized from the audience saying that he was not aware until now that the date of expiration is December 1, 2012. He said that he did not want to commit to that date not knowing if he could complete the project by then. He mentioned that he is prohibited from working during the winter which is six to seven months out of the next fourteen.

During discussion, it was agreed that if Hammerlund makes an honest effort to meet the deadline of December 1, 2012 but needs more time, he can come back to the Board and ask for an extension prior to being penalized.

Following discussion, Trustee Johnson moved to adopt Resolution No. 27-2011, a Resolution Granting an Extension to a Grading Permit for Lots 1-2, Block 27, Town of Grand Lake as written. Trustee Peterson seconded the motion and all Trustees voted aye.

OLD BUSINESS:

CONSIDERATION OF ORDINANCE NO. X-2011, AN ORDINANCE REPEALING AND REPLACING ORDINANCE NO. 15-2011, AN ORDINANCE GRANTING AN EASEMENT FOR THE ENCROACHMENT INTO THE ELLSWORTH AVENUE PUBLIC RIGHTS OF WAY OF CERTAIN EXISTING

ENCROACHMENTS ON THE ELLSWORTH AVENUE RIGHTS OF WAY AND LOTS 1-5, CAIRNS ADDITION TO GRAND LAKE

- Mayor Burke asked Town Planner Wittman to present this matter to the Board. Wittman explained that with the adoption of Ordinance No. 15-2011 the Board granted a perpetual easement for two structures located, or partially located, on the Ellsworth Avenue right of way (ROW). The easement was granted to the Heckendorf family. The Board, however, was not favorable to granting a perpetual easement for the wall/fence located on the property. The motion adopting the ordinance included striking the provision of the wall/fence and the matter to be brought back before the Board in a separate meeting for the Board's consideration of a non-perpetual easement. Since your last regularly-scheduled meeting, staff has analyzed the wall with greater detail. The wall, retaining in some locations, does help support the land near the developed portion of Ellsworth Avenue in this location. Given this, Public Works Director McGinn is concerned for the following:

1. If a requirement was made to remove the wall, the Town would need to conduct grading in this area to ensure the land in this location would not slough and would prevent issues occurring to the developed portion of Ellsworth Avenue; and
2. If grading in this location occurred, the Town may see an increase in automobile traffic crossing the municipal lands in this location; and
3. If the Town permitted the stone wall fence, all other fencing located on the Ellsworth ROW should be removed, not including the delineator fence on the western property boundary.

Given this, it is the determination of staff the wall should remain in its current configuration but it should be repaired, as per the plan submitted by the applicant and have log rails put back into the wall. Staff has drafted Ordinance No. X-2011 to repeal and replace the ordinance previously adopted by the Board which authorized the perpetual easements for the garage and the small cabin. Additionally, staff has drafted language to allow for a non-perpetual easement for the stone wall. Provisions have also been written to require log rails to be placed in the wall and for removal of all fencing on the Ellsworth ROW no later than October 15, 2012. Based on previous discussions of the Board, staff is recommending the Board move to approve Ordinance No. X-2011. The ordinance is contingent on the Town's receipt of: a \$100 processing fee and an executed Indemnification Agreement. Wittman noted that Pat Ryan, representative for the Heckendorf family, was present.

Pat Ryan, 581 County Road 4115, Granby, CO, said that he read the ordinance and finds it to be acceptable as drafted for the Heckendorf family. He said that they have successfully completed the demolition of the car port and the attached covered walk way.

During discussion, Trustee Weydert expressed opposition in changing the ordinance due to the history between the Town and the Heckendorf family.

Following discussion, Trustee Lewis moved to adopt Ordinance No. 18-2011, an Ordinance Repealing and Replacing Ordinance No. 15-2011, an Ordinance Granting an Easement for the Encroachment into the Ellsworth Avenue Public Rights of Way of Certain Existing Encroachments on the Ellsworth Avenue Rights of Way and Lots 1-5, Cairns Addition to Grand Lake seconded by Trustee Lanzi. All Trustees voted aye except Trustee Weydert, who voted nay.

NEW BUSINESS:

PUBLIC HEARING – CONSIDERATION OF RESOLUTION NO. X-2011, A RESOLUTION AUTHORIZING A THREE-YEAR, ANNUALLY-REOCCURRING SPECIAL USE PERMIT FOR THE TEMPORARY PLACEMENT OF A SNOWMOBILE RENTAL FACILITY TO BE LOCATED AT LOTS 9-10, BLOCK 28, TOWN OF GRAND LAKE - Mayor Burke opened the Public Hearing and asked Town Planner Wittman to present this matter to the Board. Wittman explained that on September 7, 2011, the Planning Commission forwarded a favorable recommendation to the Town Board of Trustees for approval of a Special Use Permit (SUP) request from Grand Adventures to place a temporary snowmobile rental business on Lots 9-10, Block 28 of the Town of Grand Lake (a/k/a 304 West Portal Road), 7 days a week from 8am to 8pm, from November 1, 2011 through April 30, 2012. The Commission's recommendation included favorable recommendation of a three-year, annually-reoccurring permit on the basis the application met the requirements and provisions outlined in Municipal Code Section 12-2-31A-2f-3(a-3) had been met. This was conducted through the Commission's approval of Planning Commission Resolution No. 8-2011. The Town received the SUP application request from Melinda Besse representing Grand Adventures to place a temporary snowmobile rental business on Lots 9-10, Block 28 of the Town of Grand Lake (a/k/a 304 West Portal Road). As operated in the past, the snowmobile business would be operated out of a temporary facility. The only change to the application is for the Town's consideration of a three-year, annually-reoccurring permit, as it has now been indicated in the code the Town Board may authorize reoccurring permits if there are no changes to the business from year to year. Special Use Permits, if approved, allow for the placement of a temporary structure and/or use for a maximum of six (6) months. Legal Notice #7022736 was published in the Middle Park Times on September 22, 2011. On September 22, 2011, the Town sent certified mail, return receipt requested, to 19 property owners within 200' of the subject parcel. Sixteen property owners have signed as having received the notice. The Town has not received any public comments regarding the request. Staff has drafted Resolution No. X-2011 based on the recommendation of the Planning

Commission. Staff recommends the Board open the Public Hearing and take public comment, including testimony by the applicant if the applicant desires. Once all comment has been made, the Board should discuss this matter. Based on public testimony and Board discussion, the Board may move to:

- 1) Move to adopt Resolution No. X-2011, a Resolution Authorizing a Three-Year, Annually-Reoccurring Special Use Permit for the Temporary Placement of a Snowmobile Rental Facility to be Located at Lots 9-10, Block 28, Town of Grand Lake; OR
- 2) Move to deny Resolution No. X-2011, citing specific findings of why the application is denied.

Wittman noted that Melinda Besse was present.

Mayor Burke asked for public comment. Having none, she closed the Public Hearing and turned the matter over to the Board of Trustees.

Following brief discussion, Trustee Peterson moved to adopt Resolution No. 28-2011, a Resolution Authorizing a Three-Year, Annually-Reoccurring Special Use Permit for the Temporary Placement of a Snowmobile Rental Facility to be Located at Lots 9-10, Block 28, Town of Grand Lake. Trustee Weydert seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION OF ORDINANCE NO. X-2011, AN ORDINANCE AMENDING THE TOWN OF GRAND LAKE MUNICIPAL CODE CHAPTER 2 TO INCLUDE THE POSITION OF ADMINISTRATIVE HEARING OFFICER FOR ADMINISTRATIVE ENFORCEMENT PROCEEDINGS – Mayor Burke asked Town Manager Hale to present this matter to the Board. Hale explained that at their regular meeting on September 26, 2011, the Board adopted Ordinance No. 17-2011 Administrative Enforcement which set up the procedure for handling certain portions of the code in an administrative enforcement process. As a result of Ordinance No. 17-2011, the Board now needs to address the guidelines and appointments of Administrative Hearing Officers. Staff has prepared proposed Ordinance No. X-2011 which will amend Chapter 2 by adding Article 15. This establishes the position of Administrative Hearing Officer and authorizes said appointment. The duties and monetary compensation for this position are already outlined in Municipal Code 1-1-11 as adopted under Ordinance No. 17-2011. Staff sent letters to attorneys in Grand County to see if they would be willing to be an Administrative Hearing Officer. The Town has received 3 responses from licensed attorneys who would be willing to sit as Administrative Hearing Officers. Natascha O’Flaherty, Kathryn James, and David Michel, are licensed

attorneys in Colorado and have offered their services to act as Administrative Hearing Officers. Staff recommends the Board take public comment, discuss the issue, make what changes you deem appropriate, and take what action you deem appropriate. If the Board decides to adopt the ordinance, the motion would be to adopt Ordinance No. X-2011, an Ordinance Amending the Town of Grand Lake Municipal Code Chapter 2 to Include the Position of Administrative Hearing Officer for Administrative Hearing Proceedings. If the ordinance is adopted, staff also recommends that the Board appoint one person as the main administrative hearing officer and the others as supplemental administrative hearing officers in cases of conflict or inability to hear the matter by the main administrative hearing officer.

Trustee Lewis moved to adopt Ordinance No. 19-2011, an Ordinance Amending the Town of Grand Lake Municipal Code Chapter 2 to Include the Position of Administrative Hearing Officer for Administrative Enforcement Proceedings. Trustee Weydert seconded the motion and all Trustees voted aye.

Trustee Weydert then moved to appoint Natascha O'Flaherty as the main Administrative Hearing Officer and appoint Kathryn James and David Michel as Supplemental Administrative Hearing Officers. Trustee Lewis seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION OF A PLANNING COMMISSION RECOMMENDATION AUTHORIZING THE USE OF A336 BARE SKIN RUSTY WEATHERING PANEL ON THE STRUCTURE LOCATED AT LOT 1, BLOCK 14, TOWN OF GRAND LAKE - Mayor Burke asked Town Planner Wittman to present this matter to the Board. Wittman explained that at their last regularly-scheduled meeting, the Planning Commission unanimously approved Planning Commission Resolution No. 10-2011, a Resolution Making a Recommendation to the Town Board of Trustees for Approval of a Design Review Standards Variance Request from Ms. Linda Sease for the Installation of A336 Bare Skin Rusty Weathering Panel, on the Roof of the Structure Located at Lot 1, Block 14, Town of Grand Lake, a/k/a 830 Mountain Avenue. In September the Town received a Design Review Standards variance request for the consideration of pre-rusted metal to be utilized for roofs in the Town of Grand Lake. At that time the Commission discussed pre-rusted and rust-in-place metals and indicated that while they liked the look, they would prefer to only allow pre-rusted and sealed metal to be utilized on roofs, for a portion of or a whole roof. This was partially based on the recommendation from Scott Munn, with Munn Architecture and a representative of the Town's Design Review Committee, who indicated if the Town was to permit rusted metals to have the provision to allow for rusted and sealed metals as opposed to those metals that rust in place. Town staff received a

Design Review Standards variance request from Linda Sease for the installation of a rust-in-place, cold roll steel roofing on her structure located at Lot 1, Block 14, Town of Grand Lake, a/k/a 830 Mountain Avenue. The request comes before the Planning Commission after staff verbally denied the material, citing the last Planning Commission meeting and indicating a pre-rusted and sealed metal would be permitted, as well as a denial of corrugated metal material that was determined reflective by numerous Town Hall staff. Ms. Sease's argument is that to maintain the historic character of her 1940s cabin, she would like to replace the material, tin, that is partially on the roof but the material is no longer manufactured. She is seeking a material that is appropriate for the age and character of the structure she has worked hard to preserve. While she has chosen a product that rusts, Ms. Sease indicates the water from the roof will be "gray water" and that if rust was to come off the structure, the rust is "negligible" and should not stain her structure or public infrastructure in this location. Additionally, she indicates the rusted run-off will become non-existent within 1-2 years. Ms. Sease cites the Eagle's Landing Condos, indicating they have been rusting for many years. She also mentions numerous high-mountain communities in Colorado who allow for this material. Staff has preliminarily reviewed product information for the proposed A336 Bare Skin Weathering Steel. The information page of the product specification does not lend well to developing a greater understanding of the material in relationship to the concerns of the Planning Commission and Town Board. When looking at http://www.reclametals.com/index.php/metal_roofing/bare_skin/, it appears that most of the Bare Skin options are a raw steel, which could be mildly reflective prior to the rusted-aging process. Staff has also printed the "Frequently Asked Questions" section of the Recla Metals. As the FAQ indicates, "...rust run-off will likely stain porous surfaces in the surrounding areas during the initial rusting process. This decreases substantially as the panels for the protective coating..." and "...panels never completed stop rusting...but eventually...decreases." Upon receiving Ms. Sease's request, coupled with the recent discussions with the Commission, Town staff contacted Scott Munn to discuss the matter further. Mr. Munn indicated he is not aware of any rust-in-place metal that does not leach rust onto other building façade materials, citing an example of the Town's Visitors Center where it has leached onto the shingles, as well as public infrastructure, citing the sidewalk in front of his building. He further suggested the Town discuss the matter with The Roofing Company out of Granby for greater clarification and to gain a better understanding of the differences between rust-in-place and pre-rusted and sealed metal, the runoff components, the rusting qualities, cost differences, etc. Speaking with Brad Perry, Senior Estimator of The Roofing Company, to discuss these types of products, he indicated the rusting process is quite labor intensive, driving the cost of pre-rusted metal higher than rust-in-place metal. Explaining the process, he noted the material is sprayed with an acid solution, typically with one or two

applications. Once the acid has rusted the metal, the sealant process is equally as labor intensive due to the need to spray the material with a seal coat, allowing for the seal to dry, and then often having to repeat the process to ensure a solid seal coat. He indicated the pre-rusted metal, being so labor intensive, does cost significantly more than rust-in-place metal. Mr. Perry further noted that though a sealant is applied, the sealer coat will not last long, maybe a few years, in our region due to the extreme elements, extreme sun, snow, heat and cold. Though a sealant is applied, the sealant will wear off and the rusting process will restart. While rust-inhibiting alloys may be added to the metal, pre-rusted and sealed or rust-in-place, the rusting process will never completely stop. Additionally, he indicated the process for reapplication of a sealant onto an already-installed roof is a cumbersome maintenance process that typically sealants are not reapplied. Given this, he indicated there are several materials that are not recommended as a roofing material, typically dependant on the gauge – stating thinner gauges will ultimately rust through. He suggested a 26-gauge roof or heavier could be suitable for roofs while 29-gauge may be acceptable for siding materials. He noted that while the use of these materials has become widely popular, no rusted material of this nature has a warranty. Perry lastly noted cold rolled steel is going to rust and that he, too, was unaware of any products currently manufacturer that did not leach any rust. Mr. Perry did indicate that if the Town was amenable to the look of rust but was not favorable to the potentially negatively perceived effects of the material, the Town could allow the use of metals that have a “finished rusted look” to them. The Planning Commission discussed their willingness to make favorable recommendation of approval to the Town Board. If the Board was favorable to the installation of the material, and a building permit was issued for the installation of the material, the Planning Commission directed staff to monitor the material. The Planning Commission has requested photographs of the material upon installation as well as the material throughout the winter and spring. In the spring the Commission would like to discuss the material for determination of whether or not the Commission would like to make recommended code changes to the Town Board for approval of this material for the roofs of structures. The Commission did indicate that given the information provided by the Roofing Company about rust-in-place and pre-rusted and sealed metals, they would not like to see this material permitted for structures located over the lake. Prior to code changes, the Commission would still like to see rust-in-place metals be brought before the Commission/Board for consideration. The Board should discuss this item for determination of whether or not the Board is favorable to upholding the recommendation of the Planning Commission. The Board must make a motion regarding this matter. Staff recommends the Board move to uphold the recommendation of the Planning Commission by authorizing the use of A336 Bare Skin Rusty Weathering Panel on the structure located at Lot 1, Block 14, Town of Grand Lake on the basis the Commission would

like to monitor the use of this type of material for further consideration of full inclusion into the Town's Design Review Standards in 2012. Wittman noted that Linda Sease was present.

Following discussion, Trustee Lewis moved to uphold the recommendation of the Planning Commission by authorizing the use of A336 Bare Skin Rusty Weathering Panel on the structure located at Lot 1, Block 14, Town of Grand Lake on the basis the Commission would like to monitor the use of this type of material for further consideration of full inclusion into the Town's Design Review Standards in 2012. Trustee Weydert seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION OF A SPECIAL EVENT PERMIT APPLICATION FROM THE GRAND ARTS COUNCIL FOR A FUNDRAISING EVENT FOR PETER ESMONDE -

Mayor Burke asked Town Manager Hale to present this matter to the Board. Hale explained that the Town is in possession of a Special Events Permit Application submitted by Grand Lake Arts Council. According to Section 12-2-31 - Special and Conditional Use Regulations: The Mayor, or the Mayor's designee, may sign the SEP without referring the matter to the Board of Trustees if the SEP 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. The Grand Arts Council would like to hold a fundraiser for Peter Esmonde in the Community House to help out with some of his insurance costs. If the Board is ok with this event, the staff recommendation is for the Board to authorize the Mayor to sign the Grand Arts Councils' Special Event Permit.

Trustee Peterson moved to authorize the Mayor to sign the Grand Arts Councils' Special Event Permit for a fundraising event for Peter Esmonde. Trustee Johnson seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION TO SET A PUBLIC HEARING FOR THE PROPOSED 2011 PAY-AS-YOU-THROW ENTERPRISE FUND SUPPLEMENTAL BUDGET - Mayor Burke asked Town Manager

Hale to present this matter to the Board. Hale explained that the Town Treasurer has submitted the proposed 2011 Supplemental Budget for the Town of Grand Lake Pay-As-You-Throw Enterprise Fund to the Board of Trustees. When the 2011 budget was adopted, the PAYT Fund had not seen a full year of revenue and expenses. Although the Town still has not seen that full year of data, at this time we have a better idea of what our revenue and expenses will be for the rest of 2011, and have revised the budget for that fund. Because of the success of the Pay-As-You-Throw trash service program, expenses for the program are much more than originally budgeted, in that we had to order more bags and increase the number of dumpster drops. Happily, the revenues have far outpaced anything expected as well. Therefore, the Board needs to adopt a supplemental budget for the Pay-As-You-Throw Enterprise Fund for the 2011 budget year. Budget law requires that we notice the proposed supplemental budget and hold a public hearing regarding the same, just as we do for the regular budget. This can all be accomplished at the same Board meeting as the public hearing for the 2012 budget. Staff recommends that the Board set the proposed 2011 Pay-As-You-Throw Enterprise Fund Supplemental Budget for public hearing on Monday, November 14, 2011, with notice of the public hearing to be published in the Sky Hi News on Thursday, October 20, 2011.

Trustee Weydert moved to set a Public Hearing for the 2011 Pay-As-You-Throw Enterprise Fund Supplemental Budget for Monday, November 14, 2011. Trustee Johnson seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION TO SET A PUBLIC HEARING FOR THE 2012 BUDGET FOR THE TOWN OF GRAND LAKE - Mayor Burke asked Town Manager Hale to present this matter to the Board. Hale explained that pursuant to §29-1-105, C.R.S., the proposed budget is hereby submitted to the Board of Trustees for its consideration. Staff recommends that the Board set the 2012 Budget for public hearing (§29-1-106(1), C.R.S.) on Monday, November 14, 2011, with notice of the public hearing to be published in the Sky Hi News on Thursday, October 20, 2011. The only budget activity at this time is setting the public hearing. New budget binders with all the changes discussed at and after the budget workshop on September 26, 2011, will be provided prior to the November public hearing.

Trustee Peterson moved to set a Public Hearing for the 2012 Budget for Monday, November 14, 2011. Trustee Weydert seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION OF ORDINANCE NO. X-2011, AN ORDINANCE AUTHORIZING THE LEASE OF REAL PROPERTY BY THE TOWN OF GRAND LAKE TO THE

12

GRAND COUNTY WATER INFORMATION DISTRICT AND ESTABLISHING THE TERMS THEROF - Mayor Burke asked Town Manager Hale to present this matter to the Board. Hale explained that the lease with the Grand County Water Information Network for their portion of the modular has is getting ready to expire. The lease has been a good fit, all of the tenants get along, the Town gets a building that is put to use and don't have to pay the utilities. Jane Tollett has acted as the quasi-landlord in the building; arranging the utility payments, maintenance issues, etc., which is appreciated by Town staff. As staff would like to get all three leases on the same schedule, versus a September, November and February, so this lease will run approximately 13 months until December 31, 2012. Staff is in possession of an executed copy of the lease and the insurance on file is still current. Jane has committed to providing the Town with a new copy when it's renewed. The staff recommendation is for the Board to adopt Ordinance No. x-2011. Furthermore, staff recommends that the Board authorize the Mayor to sign the Lease Agreement attached as Exhibit 1.

Trustee Weydert moved to adopt Ordinance No. 20-2011, an Ordinance Authorizing the Lease of Real Property to the Grand County Water Information Network by the Town of Grand Lake and Establishing the Terms Thereof. Trustee Peterson seconded the motion and all Trustees voted aye.

Trustee Johnson moved to authorize the Mayor to sign the Lease Agreement attached as Exhibit 1. Trustee Weydert seconded the motion and all Trustees voted aye.

NEW BUSINESS:

CONSIDERATION TO APPOINT TOWN CLERK RONDA KOLINSKE AS THE INTERIM TOWN MANAGER UNTIL A PERMANENT REPLACEMENT IS NAMED - Mayor Burke asked Town Manager Hale to present this matter to the Board. Hale explained that his last official day with the Town is October 14, 2011. He said that in order to have continuity, the Board will need to designate an interim Town Manager until a replacement is found. He provided the Board with a copy of Chapter 2, Article 7, Town Administrator, which are the general responsibilities of the position that will be entrusted with Ronda Kolinske during this transition period. The Staff recommendation is for the Board of Trustees to appoint Ronda Kolinske as the Interim Town Manager until a permanent replacement is named.

Trustee Peterson moved to appoint Ronda Kolinske as the Interim Town Manager until a permanent replacement is named beginning October 15, 2011. Trustee Lewis seconded the motion and all Trustees voted aye.

ACCOUNTS PAYABLE
September, 2011:

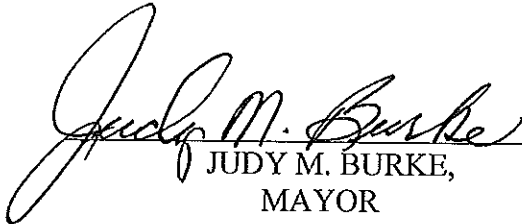
Trustee Peterson moved to examine the Accounts Payable and Prepaid for all Funds for the Town of Grand Lake. Trustee Weydert seconded

RECORD OF PROCEEDINGS

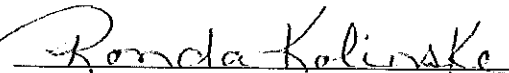
the motion and all Trustees voted aye. Trustee Peterson then moved to approve the Accounts Payable and Prepaid for all Funds for the Town of Grand Lake. Trustee Weydert seconded the motion and all Trustees voted aye.

CITIZEN PARTICIPATION: None.

ADJOURNMENT: Trustee Lewis moved to adjourn, seconded by Trustee Johnson. All Trustees voted aye, and the meeting was adjourned at 8:56 p.m., October 10, 2011.



JUDY M. BURKE,
MAYOR

ATTEST: 

RONDA KOLINSKE, CMC,
TOWN CLERK