

**TOWN OF MORRISON BOARD OF TRUSTEES
MORRISON TOWN HALL, 110 STONE STREET
REGULAR MEETING OF THE BOARD OF TRUSTEES
TUESDAY, APRIL 4, 2023
6:00 P.M**

Call to Order. Mayor Wolfe called the Regular Town Board Meeting to order at 6:00 P.M.

Roll Call. Mayor Chris Wolfe, Trustees Katie Gill, John Leonard, Paul Sutton, David Wirtz and Adam Way were present. Trustee Forey was absent. A quorum was established.

Staff Present. Kara Winters (Town Manager) Joe Rivera (Town Attorney), Fritz Fouts (Public Works Director), Glendon Berrett (Town Engineer), Joshua Sweeney (Sergeant), Ariana Neverdahl (Town Clerk) and Courtney Christensen (Deputy Town Clerk)

Amendments to the Agenda. Town Manager Winters removed item 6.b Traffic Control MOU- Park County from the agenda.

Public to Address the Board. None.

Trustee Forey joined the meeting at 6:07 PM.

Presentations and Hearings.

Raw Water Alternative Site 1. Public Works Director Fouts stated Town Staff is recommending keeping the raw water vault in its current location on Denver Mountain Parks, after reviewing the cost and valuations. Public Works Director Fouts stated this is most feasible and cost-efficient option for the Town.

Town Manager Winters informed the Board the proposal Town Engineer Berrett provided to the Board will change based on the electrical and SCADA numbers.

Town Manager Winters stated Town Staff is currently looking for approval to begin discussions with Denver Mountain Parks.

Trustee Gill voiced her appreciation for the proposal.

Trustee Wirtz requested a tour of the water treatment plant once completed. Trustee Gill asked that the Planning Commission receive a tour as well. Town Manager Winters stated Town Staff will organize a tour for both the Board and Commission.

A motion was made by Trustee Gill to approve discussion with Denver Mountain Parks for Raw Water Alternative Site number One. The motion was seconded by Trustee Way. All members present voted aye. The motion carried.

General Business.

Discussion of Proposed Municipal Court Updates- Ordinances. Town Attorney Rivera reviewed the proposed ordinances with the Board. Town Attorney Rivera stated the police department requested the 2020 Model Traffic Code update. The 2020 Model Traffic Code is created by CDOT to have uniform guidelines for drivers across the state regardless of the town, city or county they are in. Town Attorney Rivera stated the Board can decide to adopt the 2020 Model Traffic Code Ordinance by reference at the

May 2, 2023 Regular Board Meeting.

Mayor Wolfe asked if a violation under the 2020 Model Traffic Code requires jail, will it be sent to Jefferson County. Town Attorney Rivera stated if anyone is charged with a jailable offense they will go to the Jefferson County Courts.

Trustee Gill asked if the 2020 Model Traffic Code was just updating the Town's current traffic code and not adding criminal cases to the Municipal Court. Trustee Gill mentioned having enough members for a jury trial could be challenging. Town Attorney Rivera stated only violation and offenses where jail time is an option have a right to a jury trial.

Trustee Way and Gill asked if compulsory insurance will still be required. Town Attorney Rivera informed the Board compulsory insurance is still required. The change in the ordinance was requested by Town Prosecutor Ausmus to reflect the 2020 Model Traffic Code.

Trustee Sutton asked if DUI's will be written into the Municipal Court. Town Attorney Rivera informed the Board DUI's and serious criminal cases will go to the Jefferson County Courts.

Town Attorney Rivera asked the Board if they had any edits to the 2020 Model Traffic Code Ordinance. The Board did not have any edits.

Trustee Gill asked about the trespassing ordinance and what the required signage would be. Town Attorney Rivera stated trespassing is being on the property of another without any permission. The trespassing ordinance will provide a tool to the Police department to remove anyone from someone's property that they do not want there and posting a "no trespassing" sign can help.

Trustee Sutton asked Sergeant Sweeney how frequently the police department encounters trespassing. Sergeant Sweeney stated the police department has had a couple of trespassing calls from the local businesses.

Sergeant Sweeney stated that when the police department is called for trespassing, they first issue a warning. If they are called again for the same individual, they will issue a citation.

Trustee Gill asked if a trespassing offense requires a jury trial. Town Attorney Rivera stated only if jail time is on the table. Town Manager Winters stated the offense can still be prosecuted in Municipal Court without a trial. Town Attorney Rivera stated that most cases result in a plea bargain.

Town Attorney Rivera reviewed the harassment ordinance with the Board and stated the Supreme Court changed the definition of harassment to any annoying unwanted contact. The proposed ordinance adds that change to the Town's current code.

Trustee Sutton asked if the police department has encountered any harassment violations. Sergeant Sweeney stated the police department can utilize this in many ways such as unwanted phone calls, touching and pushing.

Trustee Sutton asked if the harassment ordinance covers online harassment. Sergeant Sweeney informed the Board it does not cover any online harassment that falls under civil law. Town Attorney Rivera stated there are four offenses under the Town Code; assault, trespassing, harassment and defacing property.

Mayor Wolfe stated the ordinances will help the local businesses during Red Rocks concert season as well as bring revenue to the Municipal Court and Police Department.

The consensus of the Board was to move forward with the ordinances. Town Manager Winters informed the Board the Trespassing and Harassment Ordinances will be on the next agenda and the 2020 Model Traffic Code will be on the May 2, 2023 Agenda.

Community Rating System. Town Manager Winters reviewed the annual community rating system report with Board. Town Manager Winters stated the report helps reduce the floodway and floodplain insurance for all buildings in the Town.

A motion was made by Trustee Gill to approve the 2022 Community Rating System Annual Report. The motion was seconded by Trustee Forey. All members present voted aye. The motion carried.

Trustee Gill thanked Town Manager Winters for being the Town's representative on the Jeffco Hazard Board.

Departmental Reports.

Public Works. Trustee Sutton asked about a damage in the road on Highway 8 by Bear Creek Lane. Town Manager Winters stated CDOT was contacted by the Police Department regarding the damage on the road.

Trustee Wirtz mentioned the potholes along Middle Street.

Town Manager. Town Manager Winters thanked the Morrison Police Department, Streets & Grounds and Administrative staff for their support during the pre-evacuation status on March 31, 2023.

Town Manager Winters provided the Board with an update on the Safer Main Street Grant. CDOT approved the reduced project scope and the contract is currently be reviewed by Town Attorney Rivera.

Town Manager Winters informed the Board the Town's annual audit is the week of April 10, 2023.

Town Manager Winters informed the Board the Town received a proposal for the BRIC Grant.

Mayor Wolfe thanked Town Staff for their help during the pre-evacuation status.

Town Attorney. No oral report.

Consent Agenda.

A motion was made by Trustee Way to approve the Consent Agenda for April 4, 2023. The motion was seconded by Trustee Gill. All members present voted aye. The motion carried.

Board Comments.

- Trustee Leonard thanked Town Staff for their help during the pre-evacuation status.
- Trustee Wirtz mentioned people are littering at the reservoir.

- Trustee Wirtz mentioned that he found the remains of an individual along the reservoir and asked how to dispose of the remains. Town Manager Winters asked that he turn them into the police department.
- Trustee Paul thanked Town Staff for their response during the pre-evacuation status and suggested the Town do whatever they can to lower the Town's fire risk.
- Trustee Way suggested moving the Towns utility and phone lines underground. Town Manager Winters stated the Town Staff will keep an eye out for possible grants that could assist with moving utilities underground. Town Manager Winters informed the Board the Planning Commission has discussed adding fire hazard to the Comprehensive Plan. Town Manager Winters also stated that Jefferson County is meeting with surrounding municipalities to discuss fire mitigation, she will keep the Board informed as the meetings continue.
- Mayor Wolfe mentioned meeting with the Fire Chief from West Metro and stated they are planning an event for National Wildlife Preparedness Day on May 7, 2023.
- Trustee Sutton asked if food trucks are allowed in Town. Town Manager Winters stated they would need to find a location from a private property owner and apply for a Special Use Review with the Town, which the Board would need to approve. Trustee Forey said that the brick and mortar restaurants have not been in favor of this in the past.

Executive Session.

Trustee Way moved to go into executive session for a conference under Town Charter Section 3.4 and C.R.S. 24-6-402(4)(b) and (e) with the Town Attorney, Town Manager, and appropriate staff to receive legal advice and to instruct negotiators regarding Mt. Carbon IGA – 7th Amendment and raw water obligations; and a conference under Charter Section 3.4 and CRS 24-6-402(4)(b) and (e) with the Town Attorney, Town Manager and appropriate staff to receive legal advice and to instruct negotiators regarding lease and use of Town land for retail marijuana store; The motion was seconded by Trustee Sutton; motion approved unanimously.

Adjournment. Mayor Wolfe adjourned the regular Town Board Meeting at 7:17 P.M.



TOWN OF MORRISON

Chris Wolfe, Mayor

ATTEST:


Ariana Neverdahl, Town Clerk