

**TOWN OF MORRISON BOARD OF TRUSTEES
MORRISON TOWN HALL, 110 STONE STREET
REGULAR MEETING OF THE BOARD OF TRUSTEES
TUESDAY, MAY 2, 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, Paul Sutton, David Wirtz and Adam Way were present. Trustee Sean Forey and John Leonard were absent. A quorum was established.

Staff Present. Kara Winters (Town Manager) Joe Rivera (Town Attorney), Carrie McCool (Town Planner), Bill Vinelli (Police Chief), Joshua Sweeney (Sergeant), Ariana Neverdahl (Town Clerk) and Courtney Christensen (Deputy Town Clerk)

Amendments to the Agenda.

A motion was made by Trustee Way to modify the agenda to add the executive session for a conference under Charter Section 3.4 and CRS 24-6-402(40(b) and (e) with the Town Attorney, Town Manager and appropriate staff for legal advice and to instruct negotiators concerning potential annexation. The motion was seconded by Trustee Sutton. All members present voted aye. The motion carried.

Public to Address the Board. Jeremy Jojola, 500 E Speer Blvd., Denver CO 80203. Jojola stated he is an investigative journalist for 9News. Jojola voiced concerns over Police Officer Norton based off documents 9News obtained from his previous employer. Jojola asked the Board if they would be willing to issue a comment as to why the Town hired Officer Norton. Mayor Wolfe stated the Board will not comment at this time and requested Jojola reach out to Town Manager Winters for further inquiries.

Trustee Forey entered the meeting at 6:06 PM.

Margaretta Caesar, 102 Canon Street. Caesar voiced concern over the amount of speeding and unpleasant noise in Town on the weekends. Caesar mentioned the aggressive speed going out of Town on Highway 74 in the west end of Town and voiced concern for public safety. Caesar also stated she feels there is a lack of Police presence in Town, specifically on the weekends during high traffic time.

Trustee Forey asked Caesar to follow up with the Board if she does not see a difference in the Police presence in Town.

Gus Chambers, 207 Bear Creek Lane. Chambers voiced concern over the speeding and noise from vehicles and motorcycles on Highway 74 at the west end of Town.

Kathy Dichter, 109 Spring Street. Dichter voiced concern over Town residents being properly notified during emergency situations that happen in Town.

Presentations and Hearings.

Special Event Permit-Brooksee (Revel Rockies Marathon)

Mayor Wolfe opened the Public Hearing at 6:19 PM.

Mayor Wolfe swore in applicant Darrell Phippen, representative for Brooksee.

Staff Report. Town Clerk Neverdahl stated Town Staff reviewed the application for completeness and is recommending approval of the permit.

Applicant Report. Darrell Phippen, representative for Brooksee. Phippen addressed the Board and stated the Revel Rockies Marathon will take place on Saturday, June 3, 2023. The race will conclude at Morrison Park, where there will be a beer garden for race participants. The beer will be served by licensed servers in an enclosed space enforced by event security. Phippen stated there will be a Bose speaker with no amplified noise, the event will be from 8:00 am to 2:00 pm.

Public Comment. None.

Mayor Wolfe closed the Public Hearing at 6:23 PM

Board Discussion.

Trustee Gill asked about the amplification of the announcements for runner crossing the finish line, will Brooksee follow the Town's noise ordinance. Phippen stated Brooksee will adhere to all Town regulations.

Trustee Gill asked if the park will be cleaned up after the event. Phippen stated Brooksee hired a company to collect all trash at the close of the event.

Trustee Wirtz asked if the race has always concluded at Morrison Park. Phippen stated since 2019 the race has ended in Morrison Park.

A motion was made by Trustee Forey to approve the application for a Special Event Liquor Permit for Brooksee for June 3, 2023 from 8:00am to 2:00PM and to allow the use of Town Park Location at 300 Union Avenue, Morrison, CO 80465 for the event. The motion was seconded by Trustee Sutton. All members present voted aye. The motion carried.

Preliminary Plat and Final Plat Application- 915 Bear Creek Avenue.

Mayor Wolfe called the Public Hearing to order at 6:26PM.

Town Attorney Rivera informed the Board the application before them was originally an appeal application. The applicant submitted a request to lower the lieu of land dedication payment, the request was then withdrawn. Town Attorney Rivera stated the Planning Commission approved the in lieu of land dedication fee in the amount of \$21,668.00. The topic of discussion for the Board this evening is the approval of the final plat.

Staff report. Town Planner McCool stated the subject property was annexed into the Town and zoned R1 Low Density Residential in November of 2022. Town Planner McCool stated the property has a metes and bounds legal description, the property has never been formally subdivided. The property has an existing single-family dwelling. The applicant is requesting a preliminary plat and final plat approval to subdivide 1.70 acres into two single-family residential lots. The applicant will maintain the existing single-family home and garage on the eastern portion of the property (Lot 1) and build a new single-family dwelling on the western portion of the property (Lot 2). Town Planner McCool stated the new building will meet all lot size requirements set by the Town's Subdivision Regulations. Town Engineer Berrett reviewed the

application, and found the property is not located in the floodplain and will not impact any drainage ways. Town Planner McCool stated the application has minimum changes to the land's topography. The property is currently serviced by Town water and sewer. The plat includes an easement that will allow adequate water and sewer service from Lot 1 to Lot 2. Town Planner McCool stated the Plat includes an easement for Xcel as well an emergency and service vehicle easement. Town Planner McCool informed the Board the Planning Commission approved the preliminary plat and final plat application as well as the in lieu of land dedication payment in the amount of \$21,688. Town Planner McCool stated Town Staff is recommending approval of the Long Ranch Morrison Subdivision application.

Mayor Wolfe swore in applicant representative Jamee Chambers.

Jamee Chambers, applicant representative. Chambers stated the mylar of the plat was ready to be executed by all signing parties.

Public Comment. Kathy Dichter, 109 Spring Street. Dichter stated she was in favor of the subdivision application.

Jourdan Adler, 925 Bear Creek Avenue. Adler stated he was in favor of the subdivision application.

Mayor Wolfe closed the public hearing at 6:41PM.

Board Discussion.

Trustee Gill thanked Town Planner McCool and applicant representative Chambers for their reports on the property and application.

A motion was made by Trustee Gill to approve the Long Ranch Subdivision, authorize the Mayor and other Town Staff to execute all documents consistent with same, and instruct the Town Clerk to record the Final Plat with Jefferson County Clerk and Recorders Office. The Motion was seconded by Trustee Forey. All members present voted aye. The motion carried.

Model Traffic Code 2020.

Town Attorney Rivera reviewed the Model Traffic Code 2020 Ordinance with the Board. Town Attorney Rivera stated the Model Traffic Code establishes the rules of the road set by CDOT and clarifies traffic cases that can be sent to municipal court. Town Attorney Rivera stated the Model Traffic Code is contingent upon Board approval and CDOT Approval. CDOT has provided a preliminary approval of the ordinance. If adopted by the Board the model Traffic Code 2020 will go into effect 15 days from publication of the ordinance.

A motion was made by Trustee Sutton to approve Ordinance NO. 531, AN ORDINANCE ADOPTING BY REFERENCE THE 2020 EDITION OF THE MODEL TRAFFIC CODE FOR COLORADO, ADOPTING AMENDMENTS THERETO, REPEALING ALL ORDINANCES IN CONFLICT THEREWITH, PROVIDING PENALTIES FOR MODEL TRAFFIC CODE VIOLATIONS AND MAKING CONFORMING AMEDNMENTS TO TITLE 6 OF THE MORRISON MUNICIPAL CODE. The motion was seconded by Trustee Way. All members present voted aye. The motion carried.

2022 Budget Amendment.

Mayor Wolfe opened the Public Hearing at 6:46PM

Staff Report. Town Manager Winters stated the amendment is for the expenditures of the Lease for the three police department vehicles. The cost of all three vehicles needs to reflect in the 2022 budget.

Public Comment. None.

Mayor Wolfe closed the Public Hearing at 6:47PM.

A motion was made by Trustee Gill to adopt Resolution 2023-05, a Resolution Amending the Fiscal Year 2022 Budget for the Town of Morrison and Making Appropriation in Accordance Therewith. The motion was seconded by Trustee Way. All members present voted aye. The motion carried.

General Business.

LiveWell Lease Agreement Amendment. Town Attorney Rivera stated the Board approved an extension of the due diligence period previously in March. This amendment if approved will extend the due diligence period an additional 46 days.

A motion was made by Trustee Way to approve Ordinance NO. 532, AN ORDINANCE AMENDING ORDINANCE NO. 525 WHICH APPROVED THE LEASE OF TOWN-OWNED REAL PROPERTY, AND ORDINANCE NO. 528, WHICH EXTENDED THE LEASE'S DUE DILIGENCE PERIOD, TO FURTHER EXTEND THE LEASES'S DUE DILIGENCE PERIOD BY FORTY-SIX (46) DAYS. The motion was seconded by Trustee Forey. The motion carried by a vote of five ayes and one nay: Trustee Sutton voted nay.

Trustee Gill stated the extensions for the due diligence period have been finically related, the original due diligence period was intended for property assessments. Trustee Gill stated she thinks this agreement is good for the Town but hopes this is the last due diligence extension.

Computer Upgrade-Budget Amendment. Town Manager Winters stated 2023 was the first year expenses were split between the General and Utility Fund for computer upgrades. Town Manager Winters stated she is recommending approval of the budget amendment to move \$20,000 from the Utility Fund to the General Fund for computer upgrades. Town Manager Winters stated a formal amendment will be held at the end of the year, to include any future amendments to the 2023 budget as well.

A motion was made by Trustee Way to approve the budget amendment to move \$20,000 from the Utility Fund to the General Fund for Computer Upgrades. The motion was seconded by Trustee Forey. All members present voted aye. The motion carried.

Interstate Parking- Rate Changes. Town Manager Winters stated the proposed numbers for the parking rate increase are provided in the packet. Trustee Gill provided the Board with alternative rate proposals as well.

Trustee Gill reviewed her rate increase proposals with the Board. Trustee Gills stated she does not want to discourage people from spending time in Town and suggested a small gradual rate increase.

Trustee Way stated he liked Trustee Gills rate proposal and suggested the Town look into seasonal rates for the Town's slow season. Town Manager Winters stated she can talk to Interstate Parking about seasonal rates.

Trustee Sutton stated he was not in favor of adjusting for seasonal parking rates, he would prefer to have a set amount for the entire year. Trustee Sutton stated he was in favor of Trustee Gill's rate proposal.

Trustee Wirtz stated he was not in favor of increasing the parking rates.

Trustee Forey stated the local establishments are benefiting from the paid parking program. He agreed with Trustee Sutton to have set parking rates for the year.

A motion was made by Trustee Sutton to approve Trustee Gills rate proposals and to keep the rate for the entire year. The motion was seconded by Trustee Way. The motion carried by a vote of five ayes and one nay: Trustee Wirtz voted nay.

Traffic Control MOU-Lakeside.

A motion was made by Trustee Wirtz to approve the special detail assignment agreement for Police Officers between the Town of Morrison and the Town of Lakeside for 2023. The motion was seconded by trustee Forey. All members present voted aye. The motion carried.

Municipal Judge Contract. Town Attorney Rivera reviewed the amendment to the Judge's contract with the Board. The amendment will extend the Judges contract to November 2024 to coincide with the Town's General Election schedule.

A motion was made by Trustee Way to approve the amended and Restated Presiding Municipal Judge Services Agreement. The motion was seconded by Trustee Forey. The motion carried by a vote of four ayes and two nays. Trustee Gill and Sutton voted nay.

Departmental Reports.

Museum. No oral report.

Public Works. Trustee Sutton asked about the levels of algae in the Bear Creek Reservoir. Town Manager Winters stated this happening in reservoirs nationwide.

Trustee Gill stated Soda Lakes was successfully treated for algae.

Trustee Gill highlighted the USACE allocated to have a pool of 2,000-acre feet in Bear Creek Reservoir but is only using 1,100-acre feet in preparation of spring run off.

Town Manager. No oral report.

Town Attorney. No oral report.

Consent Agenda.

A motion was made by Trustee Way to approve the Consent Agenda for May 2, 2023. The motion was seconded by Trustee Sutton. All members present voted aye. The motion carried.

Board Comments.

- Trustee Wirtz thanked Town Staff for the Water Treatment Plant Tour
- Trustee Sutton mentioned the Town meeting with Jefferson County’s GIS office to develop a map of the Town.
- Trustee Sutton voiced concern over being properly notified in emergency situations. Trustee Sutton stated he would like to see more coordination between the Town and Jefferson County. Trustee Forey stated there are systems in place to notify residents during an emergency. Sergeant Sweeney stated residents can receive a reverse 911 call and call the non-emergency dispatch line and request an officer call them back. At the appropriate time an officer will return their call.
- Trustee Gill voiced concern over the speeding in Town on Highway 74 at the west end of Town. Trustee Gill stated it becomes a race for cars to beat each other up the canyon and they increase to dangerous speeds. Trustee Gill requested there be more police presence in the Town on Saturday and Sunday. Sergeant Sweeney stated the department only has two cars on during the weekend and are trying their best to patrol on Highway 74.
- Trustee Way stated this is not the first time the public has voiced concern over speeding and noise along Highway 74. Trustee Way stated Morrison is a nontraditional Town, the Town has millions of people coming through Town. Trustee Way requested for a stronger police presence on the weekends. Sergeant Sweeney stated he will address the Board’s concerns with Chief Vinelli.

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 three different subjects: (1) the Mt. Carbon IGA – 7th Amendment and raw water obligations; and (2) the lease and use of Town land for a retail marijuana store; and (3) potential annexation; The motion was seconded by Trustee Sutton; motion approved unanimously.

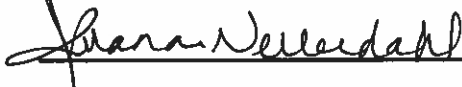
Adjournment. Mayor Wolfe adjourned the regular Town Board Meeting at 8:10P.M.



TOWN OF MORRISON


Chris Wolfe, Mayor

ATTEST:



Ariana Neverdahl, Town Clerk