

**BOARD OF TRUSTEES
TOWN OF WESTCLIFFE
REGULAR MEETING
WEDESDAY, MARCH 2, 2016**

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CALL TO ORDER

Mayor Patterson called the meeting to order at 5:30 p.m.

ROLL CALL

PRESENT: Mayor Patterson, Ms. Gluschke, Mr. Cline, Mr. Nordyke, Mr. Thornburg,

ABSENT: Mr. Wenke

PLEDGE OF ALLEGIANCE

Mayor Patterson led the Pledge of Allegiance

OTHERS PRESENT

Jerry Jennings-110 Quartz Ct. Westcliffe, Barbara Printz-1740 CR 327 Westcliffe, Marilyn Keffer-303 Cliff St. Silver Cliff, Larry Luikart-Sentinel, George Koons-Koons Foundation, Annie Kerns-WMVSC, Pat Kerns-WMVSC, Jim Bistodeau-805 Hermit Road, Rob Phelps-50 W. Main St., Janet Smith-352 Mission Dr., Cathy Snow-103 Main St., Paul Leach-114 CR 124, Wayne Ewing-109 S. Adams Blvd-Wet Mtn . Tribune, Shannon Byerly-702 Rosita Ave. Jay Printz, Alan Clark, Mike Carter, Kathy Reis, Jerry Keffer and Wanda Jennings

APPROVAL OF MINUTES

Ms. Gluschke moved and **Mr. Cline** seconded the motion to approve the minutes. Motion Carried.

TREASURER'S REPORT

REVENUE RECEIVED IN FEBRUARY 2016

GENERAL FUND CHECKING:	\$	35,637.98
CONSERVATION TRUST FUND:	\$	4.32
MUNICIPAL COURT CHECKING:	\$	0

EXPENDITURES FOR FEBRUARY 2016:

GENERAL FUND:	\$	27,962.41
CDOT/TAP:	\$	13,335.00
TOTAL GENERAL FUND	\$	41,297.41

BALANCE IN ALL ACCOUNTS:

GENERAL FUND CHECKING:	\$	111,861.18
CDOT/TAP:	\$	14,232.00
SUMMIT ACCOUT:	\$	363,263.35
MUNICIPAL COURT CHECKING:	\$	4,557.66
CONSERVATION TRUST FUND:	\$	10,204.92
TOTAL C.D's PLUS INTEREST:	\$	678,411.03

Mr. Cline moved and **Ms. Gluschke** seconded to approve the Treasurer's Report. Motion carried.

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APPROVAL OF BILLS

Mr. Cline moved and **Ms. Gluschke** seconded the motion to allow and pay all bills. Motion carried.

OLD BUSINESS

- a. **Consideration of request to approve an agreement between the Town of Westcliffe and Dark Skies.**

ACTION: **Mr. Cline** moved and **Mr. Thornburg** seconded the motion to approve the Agreement between Town of Westcliffe and Dark Skies. Motion carried.

NEW BUSINESS

- a. **Consideration of request to approve a street closure for May 21-Brew with a View-CART.**

ACTION: **Ms. Gluschke** moved and **Mr. Cline** seconded the motion to approve the street closure for May 21-Brew with a View-CART. Motion Carried.

- b. **Consideration of request to approve a street closure for September-Cathy Snow.**

There will be a Community Dinner at 5:30PM. Street closure will be on 200 block Main St. This may change due to the construction going on so please check with the Website is: townofwestcliffe.com.

ACTION: **Mr. Cline** moved and **Mr. Nordyke** seconded the motion to approve street closure for September 21st. Motion Carried.

- c. **Consideration of request to approve the transfer 3.2% Beer license from Westcliffe Super Market to Lowe's Market.**

ACTION: **Mr. Gluschke** moved and **Mr. Thornburg** seconded the motion to approve the transfer 3.2% Beer license from Westcliffe Super Market to Lowe's Market. Motion Carried

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NEW BUSINESS CONTINUED

- d. Consideration of request to approve a Special Event Permit for the Koon's Foundation June 10th through 12th at the Saddle Club.**

This request is on the table for now.

Due to the concerns listed below, there will be a special meeting held at Cliff Lanes On Monday, March 7th at 4:00PM. The Community is invited.

- e. Consideration of request to suspend the noise ordinance for the concert at the Saddle Club June 10th through 12th-Koons Foundation.**

There were concerns regarding the concert:

- 1) Noise level would affect communities of Shadow Ridge/Mission Plaza and surrounding areas.
- 2) Concert hours-4:00PM-2:00AM
Friday-Saturday-Sunday
- 3) Concerns of Alcohol, Marijuana, Liquor
- 4) Will there be enough Security to handle the amount of people (2500)? Having extra Deputy's on site for crowd control (this is not in the budget for Sheriff's department so this would be very taxing on them) plus having enough Deputy's to patrol Custer County as normal. This would be all day and all night event. Will there be enough Medical Personnel?
- 5) How will the Minors attending the event with Alcohol, Marijuana, Liquor be monitored?
- 6) Will it be a Fire Hazard with the campers? Land is dry.

- f. Presentation and discussion from citizens to change animal welfare laws in the Town of Westcliffe.**

Dismissed until further notice

- g. Consideration of renewing two Certificate of Deposits with First Bank of Colorado.**

ACTION: Ms. Gluschke moved and Mr. Nordyke seconded the motion to renew the two Certificate of Deposits with First Bank of Colorado. Motion Carried.

- h. Consideration of request to approve Ord. NO. 3-2016 amending Title 5, Chapter 2-Pride Health and Safety.**

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NEW BUSINESS CONTINUED

ACTION: Ms. Gluschke moved and Mr. Nordyke seconded the motion to approve the Ord. NO. 3-2016 amending Title 5, Chapter 2-Pride Health and Safety. Motion Carried.

i. Appoint members to the Planning Commission.

Appointed to the Planning Commission is:

Jerry Jennings

Cathy Snow

j. Appoint election judges for the April 5th 2016 election.

ACTION: Mr. Cline moved and Ms. Gluschke seconded to appoint Election judges for the April 5th election. Motion carried.

k. Reschedule April meeting due to the town election.

Moved to April 11th

l. Consideration of request to approve the Intergovernmental Agreement between the two towns and Custer County for use of the county court room.

ACTION: Mr. Cline moved and Ms. Gluschke seconded to approve the Intergovernmental Agreement between the two Towns and Custer County for use of the county court room. Motion carried.

BOARD OF ADJUSTMENTS

The Board of Adjustments is now in order. Mayor Patterson has recused herself from the Board of Trustees.

a. Consideration of request to approve a variance at 402 S. 3rd Street called by the Zoning Enforcement Officer.

Christy Patterson and husband are trying to buy the property at 402 S. 3rd Street, also known as the Porth Apartments. The Title Company called Town of Westcliffe's Building & Zoning department for information regarding 402 S. 3rd Street. That's when everything came to light that there were things such as lot lines that were change without the knowledge of the

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BOARD OF ADJUSTMENTS CONTINUED

Building & Zoning department. Mr. Carter stated the property lines were divided illegally back in the mid 70's. The property lines should have been confirmed through the Building & Zoning Department, in the Town of Westcliffe, not through the County. There are about 15 lots some of which are built upon already, that have been illegally sub-divided over the past decades; since mid-1970's. In agreement with the County Clerk's office all future requests for re-platting town lots will be referred back to Town of Westcliffe's Building & Zoning Department. They will take them case by case.

ACTION: **Mr. Cline** moved and **Mr. Thornburg** seconded to approve the Variance at 402 S. 3rd Street. Motion Failed. Two to Two-Tie.

ACTION: **Mr. Thornburg** moved and **Ms. Gluschke** seconded to approved the Variance at 402 S. 3rd Street. With first right of refusal. Motion Dies.

ACTION: **Mr. Cline** moved and **Ms. Gluschke** seconded to approve the Variance at 402 S. 3rd Street. With all 5 conditions in order (Ord. 2-2007m eff, 9/6/2007). Motion withdrawn.

ACTON: **Ms. Gluschke** moved and **Mr. Cline** seconded to approve the Variance at 402 S. 3rd Street Lot # 78 with the understanding that the variance will not authorize any use other than a use enumerated as a permitted use in the district and it will be necessary to mitigate or relieve practical difficulties or unnecessary hardships and will not place an unnecessary burden on the future resources of the Town or on adjoining land owners. Furthermore it will not change the predominant character of the neighborhood and will be compatible with the surrounding area; and will not be out of harmony with the intent and purpose of this Title.

STAFF & COMMITTEE REPORTS

a. Report from Town Clerk Reis

1. Welcome signs

CART has to consider three other properties for the welcome sign. The bank site won't work because the piece of land in question is a utility easement.

STAFF & COMMITTEE REPORTS CONTINUED

For the welcome signs on Hwy 69 south and north and if they are on private property, the only stipulation from CDOT is the sign can't be over 150 sq. ft. The board had agreed on the tall signs. Would you like us to start working on getting estimates and do you want them lit, (they would need to be solar powered)? Due to the signs being on private property a resolution is not required.

2. Mini Grant

Each town is eligible for a \$2,500 DOLA mini grant through the Main Street program. CART would like you to consider using it for the welcome sign is needed, if not use it for street banners.

3. 911

If there aren't any objections, I would like to have Wanda attend the quarterly meetings. All agreed to have Wanda attend the quarterly 911 meetings.

4. Bike US for MS

Mike Glatania called asking to camp in one of our parks July 7th for one night to accommodate approximately 20 small tents. Normally they stay at the school, if they aren't allowed to camp in a park they can contact the school.

b. Report from Streets & Parks, Mr. Keffer

Mr. Keffer alerted Cathy Snow regarding the September 21st Community Dinner street closure that there may still be the construction going on with the TAP Program. So an alternative street closure may be S. 2nd street.

Jerry Keffer is looking for someone to fill the open position for Street & Park Technician and will also have a workshop with Mayor Patterson on March 10th, 2016.

Jerry Keffer informed town that he was asked to take on about 30 FFHA Students that will be volunteering to work alongside Jerry for a few weeks. Doing things like up grading the playground at Memorial Park with P-gravel which is children friendly. Painting the merry-go-round and curbs, cleaning out gutters. Redoing the picnic tables and anything else that needs attention.

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STAFF & COMMITTEE REPORTS CONTINUED

c. Report from Planning & Zoning, Alan Clark

Mr. Clark reported that the Transportation Alternative Program is about 75% finished with their initial design. There is a Planning Committee meeting scheduled for Wednesday, March 9th at 10:00AM

d. Report from Town Attorney, Mr. Printz

Mr. Printz had nothing to report.

Mr. Cline moved and **Ms. Gluschke** seconded to adjourn. Motion carried.

ADJOURN

Recorded by:
Wanda Jennings
Deputy Clerk