

RECORD OF PROCEEDINGS

Town of Estes Park, Larimer County, Colorado, May 26, 2005

Minutes of a Regular meeting of the **PUBLIC SAFETY COMMITTEE** of the Town of Estes Park, Larimer County, Colorado. Meeting held in the Municipal Building in said Town of Estes Park on the 26th day of May, 2005.

Committee: Chairman Newsom, Trustees Doyle and Homeier

Attending: All

Also Attending: Town Administrator Repola, Clerk O'Connor

Absent: None

Chairman Newsom called the meeting to order at 8:00 a.m.

POLICE DEPARTMENT.

Segway (Electric Personal Assistive Mobility Device) – Request Approval of Proposed Amendment to Chapter 9.18 Skateboards, Rollerblades and Bicycles.

Sgt. Pass expressed his appreciation to Mr. and Mrs. Floyd for their pro-active stance in discussing this device with the Police Dept. prior to opening a business offering the rental of Segways. In discussion with Town Attorney White, staff is proposing to amend Chapter 9.18 of the Municipal Code to allow and provide regulations for the Segway. Staff confirmed the downtown area is inappropriate for this device and that Colorado has not yet adopted official regulations. In the parking regulations, the Segway will be referred to as a bicycle and an exception to the restrictions is proposed that will not apply to emergency services personnel. Discussion followed on the potential use of the Segway as mobility devices.

David Floyd, Owner/Segway of Northern Colorado, gave a demonstration of the device, provided function information (self balancing, speed approaches of 8, 10 and 15 mph), 41 states have received a presentation by the Segway dealer and corporate legal, and Colorado has not yet adopted regulations due to timing issues, not the device itself. Information on the use and operation in other cities was also noted. In Estes Park, plans include a professional tour leader, not the renting of individual rentals. Regarding use of the Segway as a mobility device, the device is not being presented to assisted living and hospital patients due to control requirements, Appreciation was expressed to the Police Department for their effort on this proposal, and Mr. Floyd urged the Committee to approve the Code amendment.

Concluding all discussion, **the Committee recommends approval of the amendment to Chapter 9.18, with the ordinance to include the emergency clause when considered by the Town Board at their meeting June 14th.** Staff will research ADA regulations, and the Committee noted their intention to amend the ordinance as needed in the future. **Staff to return with report to Committee in September.**

Alcoholic Beverage Tasting – Request Approval of Proposed Resolution allowing same. Chief Richardson reported that in July 2004, HB 1021 was passed authorizing Retail Liquor Stores and Liquor-Licensed Drugstores to conduct alcoholic beverage tastings. Local licensing authorities must consent to the application, and currently, there are four Retail Liquor Stores and one Liquor-Licensed Drugstore within Estes Park who could qualify for this operation.

Statute allows the municipality to employ stricter limits on: (1) the number of tastings/year/licensee, (2) the days on which the tastings may occur, (3) the duration of each tasting, and (4) assess a fee.

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Staff reviewed other ordinances/resolutions and with Town Attorney White's review, a draft resolution was developed and is being presented for consideration. Pursuant to the adequate guidelines regulated in Statute 12-47-301, staff is recommending approval of the proposed resolution as presented. Following discussion on enforcement concerns, **the Committee recommends approval of the Resolution**, and it will be considered by the Town Board at their meeting scheduled June 14th.

Pedestrian Crosswalk Signs – Request Approval. Commander Kufeld provided background information on CDOT's previous crosswalk study and Staff is seeking approval to install two pedestrian signs located at the intersection of Moraine and Elkhorn Avenues advising visitors:

“THIS
LIGHT DOESN'T TAKE
FOREVER, IT JUST
FEELS LIKE IT!!

WALK CYCLE EVERY
2 MINUTES FOR ALL
DIRECTIONS.

(THANK YOU FOR WAITING).”

These signs were previously purchased, and installation is being requested pursuant to the substantial delays associated with the timed pedestrian walk signals. **The Committee recommends approval of four sign installations on all four corners with additional signs to be installed, pending additional information.**

Reports:

Animal Medical Center Agreement. Chief Richardson briefed the Committee on this current Agreement (1/28/97), advising that negotiations are underway to amend the Agreement for the 2006 Budget to lower the expense from \$7,200/yr. Approximately 50 animals are impounded/yr. Owners do pay fines (\$3,500/yr), and the Committee suggested staff provide a scale of the violation fee structure for animal owners during the 2006 budget sessions.

FIRE DEPARTMENT.

Fireworks Permit – Longs Peak Scottish/Irish Highland Festival, Inc. – Request Approval. The Festival is seeking a fireworks permit for a public display in conjunction with the Festival's 2005 Tattoo. The display will consist of 5 pyro flags each evening at approximately 10:00 p.m. and a sparker and concussion display during other acts occurring between 8:30 and 9:30 p.m. Licensed Pyro Technicians will be utilized and the organization has supplied the Fire Dept. with a description, map of the display, and list of proposed products. Evidence of liability insurance, naming the Town and Dept. as an additional insured will be provided. Staff is recommending approval with the stipulation that the Pyro Technicians meet with a Dept. representative to review fire safety concerns prior to the event. **The Committee recommends approval of the request for a Fireworks Permit requested by the Longs Peak Scottish/Irish Highland Festival, Inc., to include the meeting with the Fire Dept. as stated above.**

Dive Truck Purchase – Request approval to use Ford Expedition Funds. The EPVFD and the Town agreed to purchase a new dive rescue truck on a 50/50 cost share basis. The approved bid price for the truck was \$110,743 and the expected delivery date was October 2005. The Dept.'s share would be derived from fundraising activities. The Town's share would be through a lease/purchase agreement over a four-year period for \$18,036/year. The delivery date is now estimated to be late June 2005.

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Pursuant to the poor response to the Dept.'s annual fund drive in 2004, the Dept. will not be able to meet its share of the funding and anticipates providing \$25,000. (The return rate on the fundraising drive was less than 3% and normal is 10%).

The Dept.'s 2005 Budget included \$31,000 for the purchase of a Ford Expedition to replace the existing 1990 Jeep Cherokee and staff is recommending postponing the Expedition purchase until 2006, transferring the allocated funds from the 2005 Budget to be used toward the purchase of the dive rescue truck. As the 2006 purchase of the Expedition is an addition to the replacement of a wildfire fire engine, staff is also recommending this purchase be discussed prior during adoption of the 2006 Budget. A pumper truck purchase is also anticipated in the 2006 Budget. Discussion followed on used equipment/vehicles due to the limited use/yr. v. new equipment/vehicles, with Chief Dorman clarifying that substantial usage occurs on the apparatus installed on the truck, all of which must be NFPA approved. Previously owned vehicles are considered during the purchase process. **The Committee recommends approval to use Ford Expedition Funds as requested.**

Town Administrator Repola reported that re-evaluation of the fire district proposal is being considered.

Miscellaneous.

Chairman Newsom noted a recent letter from Jean Smith/River Spruce Cottages, Spur 66, suggesting a digital radar speed monitor (as installed on Hwy. 34 east) be installed in the Spur 66 area. **Chairman Newsom directed Chief Richardson to respond advising that should the area property owners desire to pay for the sign, and if the property owners seek and obtain CDOT and/or Larimer County approval for installation, (3) the Town could provide specific ordering information.**

Due to a scheduling conflict, the regularly scheduled June 23rd Committee meeting will be rescheduled to June 30th.

There being no further business, Chairman Newsom adjourned the meeting at 9:05 a.m.

Vickie O'Connor, CMC, Town Clerk