

Town of Estes Park, Larimer County, Colorado, March 11, 2008

Minutes of a Regular meeting of the Board of Trustees of the Town of Estes Park, Larimer County, Colorado. Meeting held in the Town Hall in said Town of Estes Park on the 11th day of March, 2008. Meeting called to order by Mayor Baudek.

Present: John Baudek, Mayor
Bill Pinkham, Mayor ProTem
Trustees Eric Blackhurst
Dorla Eisenlauer
Chuck Levine
Wayne Newsom

Also Present: Greg White, Town Attorney
Jacquie Halburnt, Town Administrator
Lowell Richardson, Deputy Town Administrator
Jackie Williamson, Town Clerk

Absent: Trustee Richard Homeier

Mayor Baudek called the meeting to order at 7:02 p.m. and invited any person desiring to participate to stand and recite the Pledge of Allegiance.

SWEARING-IN CEREMONY.

Police Chief Kufeld introduced Commander Eric Rose and explained the interview process in selecting the new Commander. Town Clerk Williamson conducted a Swearing in Ceremony for the promotion of Eric Rose to Police Commander.

PUBLIC COMMENT.

None.

TOWN BOARD COMMENTS.

Trustee Blackhurst reminded the public that the Estes Park Housing Authority would meet Wednesday, March 12th at 8:30 a.m. in Room 203 and the Public Works Committee would meet on Thursday, March 13th at 8:00 a.m.

Mayor Baudek stated the Colorado Municipal League (CML) 2008 calendar featured Rick Gill/Light & Power employee at work.

1. CONSENT AGENDA (Approval of):

1. Town Board Minutes dated February 26, 2008.
2. Bills.
3. Committee Minutes:
 - A. Public Safety, February 28, 2008:
 - B. Community Development, March 6, 2008:
 - CVB
 - 1. Policy Manual Update – 2009 CVB Stakeholder Rates.
 - 2. Farmers Market Rental Agreement.

It was **moved and seconded** (Pinkham/Levine) **the Consent Agenda be approved**, and it passed unanimously.

2. **ACTION ITEMS:**

1. **RESOLUTION #06-08 – CAFETERIA PLAN CERTIFICATE OF ADOPTION.**

Finance Officer McFarland reviewed the Flexible Spending Plan (Section 125 Cafeteria Plan) that allows employees to receive pre-tax treatment of qualifying medical and dependent care expenses paid by the employee. Effective January 2008 the Town changed the vendor used for the Flexible Spending program. It was **moved and seconded** (Levine/Eisenlauer) **Resolution #06-08 be approved**, and it passed unanimously.

2. **SYSTEM DEVELOPMENT FEE.**

Director Goehring stated the System Development Fee has not been updated since 1995 and is currently \$1,840. HDR Engineering, Inc. (HDR) was retained by the Water Department in February of 2007 to prepare the water utility system development charges and water rights fees. The System Development Charges developed by HDR are based on the planning and engineering design criteria of Estes Park's water system, the actual cost of the existing assets, future capital improvements related to growth, and "generally accepted" ratemaking principles. Adoption of the new System Development Charges will provide multiple benefits to Estes Park Water Department in creating equitable and cost-based charges for new customers connecting to Town's water system. Staff recommends setting a rate hearing for April 22, 2008. HDR study also suggests the rates be reviewed yearly.

Trustee Blackhurst questioned the rate structure for multi-family dwellings and the significant increase in the proposed rates.

It was **moved and seconded** (Newsom/Blackhurst) **to set the public hearing for the proposed system development fee increase for April 22, 2008**, and it passed unanimously.

3. **LIQUOR STIPULATION AGREEMENT - AGAPEMOU LTD. DBA KELLI'S.**

Police Chief Kufeld reviewed the charges and stated that following a meeting with the Licensee, staff prepared and executed a Stipulation Agreement. In the Agreement, staff is recommending a 51-day suspension of the Tavern License, with the actual time served of 30 days from 12:01 a.m. Wednesday, March 12th, through 11:59 p.m. Friday, April 11th. The remaining 21 days will be held in abeyance for one year from the date of the "Findings and Order of Suspension." It was **moved and seconded** (Levine/Newsom) **the following be approved: (1) Stipulation Agreement, and (2) the Findings and Order of Suspension**, and it passed unanimously.

4. **TOWN ADMINISTRATOR REPORT.**

- League of Women voters would hold a candidate neutral forum on Wednesday, March 12th in the Town Board room
- EPURA would hold an informational session on Thursday, March 13th in the Town Board room.

5. **ADJOURN.**

Whereupon Mayor Baudek adjourned the meeting at 7:37 p.m.

John Baudek, Mayor

Jackie Williamson, Town Clerk