

**THE TOWN OF MOUNTAIN VIEW  
TOWN COUNCIL MEETING AGENDA  
NOVEMBER 18, 2019  
6:30 PM**

- 1) CALL THE REGULAR MEETING OF THE TOWN OF MOUNTAIN VIEW TOWN COUNCIL TO ORDER AT THE TOWN HALL, 4176 BENTON STREET/ROLL CALL** (Any Council member with any potential conflicts of interest regarding any agenda matters will declare them after Roll Call)

- 2) OLD BUSINESS  
6:30 PM**

- 3) CONSENT AGENDA  
6:30 PM**

The items listed under "Consent Agenda" are intended to be acted on with a single motion and vote. This expedites the handling of routine matters by the Council. The Council has received the information prior to this meeting. The Mayor will ask if a citizen wishes to have a specific item discussed. A Council member may request an item be removed from this agenda on behalf of a citizen or themselves and will state whether the item will be discussed in the meeting or tabled. The removal, or tabling, of an item requires a second and majority vote of the Council to be removed. Items on the Consent Agenda are then voted on by a single motion, second, and non-roll call vote.

- a. Summary Account Information & Accounts Payable for October 2019 – Finance Committee**
- b. Meeting Minutes – July 8, 2019, September 16, 2019, October 21, 2019, and October 30, 2019**

- 4) UNSCHEDULED PUBLIC COMMENTS-COMMENTS ARE LIMITED TO 3 MINUTES**

This time is reserved for members of the public to discuss items not scheduled on the agenda. The Council will not discuss these items, nor will they make any decisions on items presented during this time. The Council will refer the items to staff for follow up. Comments are limited to 3 minutes per person.

**6:35 PM**

- 5) STAFF UPDATES AND/OR REPORTS**

**6:40 PM**

**Police – Public Works – Town Attorney**

- 6) PUBLIC COMMENT ON CURRENT AGENDA ITEMS – LIMITED TO 3 MINUTES PER SPEAKER**

**6:50 PM**

- 7) SECOND READING OF ORDINANCE NO. 2019-10-21A, AN ORDINANCE ADOPTING A BUDGET SUMMARIZING REVENUES AND EXPENDITURES FOR THE TOWN OF MOUNTAIN VIEW FOR THE CALENDAR YEAR COMMENCING JANUARY 1, 2020 AND ENDING DECEMBER 31, 2020, AND APPROPRIATING FUNDS THEREFOR - MAYOR/TOWN ATTORNEY**

**7:00 PM**

**8) SECOND READING OF ORDINANCE NO. 2019-10-21B, AN ORDINANCE AMENDING SECTION 6-7-210 OF THE MOUNTAIN VIEW MUNICIPAL CODE RELATING TO SECURITY REQUIREMENTS FOR RETAIL MARIJUANA ESTABLISHMENTS – TOWN ATTORNEY  
7:25 PM**

**9) RECOGNITION OF OUTGOING COUNCILMEMBERS – MAYOR/COUNCILMEMBERS  
7:30 PM**

**10) NEW BUSINESS  
7:35 PM**

**11) INSTALLATION OF INCOMING COUNCILMEMBERS  
7:35 PM  
ADMINISTER OATHS OF OFFICE - CLERK**

**BREAK IN SESSION (10 MINUTES)**

**12) DISCUSSION OF NEW COUNCIL RULES AND PROCEDURE – MAYOR/TOWN ATTORNEY  
7:55 PM**

**13) DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-11-18A, A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2020 TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE TOWN OF MOUNTAIN VIEW, COLORADO, FOR THE 2020 BUDGET YEAR  
8:05 PM**

**14) DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-11-18B, A RESOLUTION AUTHORIZING THE AGREEMENT BETWEEN DIAZ CONSTRUCTION AND THE TOWN OF MOUNTAIN VIEW FOR THE PROVISION OF ADDITIONAL CORNER CURB AND RAMP RECONSTRUCTION – MAYOR  
8:10 PM**

**15) DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-11-18C, A RESOLUTION APPOINTING THE POSITION OF MAYOR PRO-TEM - MAYOR  
8:20 PM**

**16) DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-11-18D, A RESOLUTION APPOINTING THE POSITION OF TOWN ATTORNEY - MAYOR  
8:25 PM**

**17) DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-11-18E, A RESOLUTION APPOINTING THE POSITION OF CHIEF OF POLICE – MAYOR  
8:30 PM**

**18) DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-11-18F, A RESOLUTION APPOINTING THE POSITION OF TOWN CLERK AND TOWN TREASURER – MAYOR  
8:35 PM**

**19) DISCUSSION REGARDING MARIJUANA DELIVERY – MAYOR/TOWN ATTORNEY**

**8:40 PM**

**20) COMMITTEE UPDATES**

**8:50 PM**

**Admin Committee – Finance Committee – Economic Development**

**21) MAYOR’S REPORT/ITEMS**

**9:00 PM**

**22) COUNCIL MEMBERS’ REPORTS/ITEMS**







**9:05 PM**

**23) COUNCIL TO GO INTO EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402 (4) OR  
MEETING TO ADJOURN**

**9:10 PM**

TOWN OF MOUNTAIN VIEW  
TOWN COUNCIL MEETING  
NOVEMBRE 18, 2019

SIGN IN SHEET

| Print Name       | Signature   | Email Address                     |
|------------------|---|-----------------------------------|
| Nancy Unger      |  | nancy.b.Unger@gmail.com           |
| Quiana Tuff      |  | wketu3@gmail                      |
| Melissa Jacobson |   | <del>mel</del> JACOMINI@GMAIL.COM |
| Michael Steen    |   | MichaelSteen 737@gmail.com        |
| Lisa Mendenhall  |   |                                   |
| Libby Tegler     |  | elizabethtegler@gmail.com         |
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**THE TOWN OF MOUNTAIN VIEW  
TOWN COUNCIL MEETING MINUTES  
NOVEMBER 18, 2019**

**PRESENT:** Mayor Glenn Levy; Councilmembers Chelsea Steen, Mayor Pro Tem; Kathleen Bailey; Mladenka "Mia" Boehrer; Sean R. Davis; Adam Ellsworth

**STAFF MEMBERS**

**PRESENT:** Steve Davis, Chief of Police; Gene Bird, Public Works; Dorothy Hernandez, Admin Assistant; and Sarah Albright, Town Clerk/Treasurer who recorded the meeting. Minutes are not verbatim.

**MEETING TIME:** 6:31 PM

**LOCATION:** Town Hall

**THE TOWN OF MOUNTAIN VIEW TOWN COUNCIL CALLED THE REGULAR MEETING OF THE TOWN OF MOUNTAIN VIEW TO ORDER**

Mayor Levy called the meeting to order and roll call taken with members that were present.

**OLD BUSINESS**

**CONSENT AGENDA**

Levy introduced the agenda item.

Councilmember Bailey motioned to approve and Councilmember Steen seconded. All Aye. The motion passed.

**UNSCHEDULED PUBLIC COMMENTS**

Levy introduced the agenda item.

Nancy Unger commented she applied for the vacancy on Council.

**STAFF UPDATES AND/OR REPORTS**

Levy introduced the agenda item.

**Police** – Chief Davis gave a brief update regarding his report.

**Public Works** – Gene Bird commented he was on vacation for two weeks and he had his report in the packet.

**Town Attorney** – Evin King had no new updates.

**Town Clerk/Treasurer** – Clerk Albright introduced the most recent new, re-hire, filling the Administrative Assistant position at Town Hall, Dorothy "Michelle" Hernandez.

**PUBLIC COMMENT ON CURRENT AGENDA ITEMS**

Levy introduced the agenda item.

Quianna Turf, 4101 Eaton, and was there to comment about the drainage on their corner.

**ORDINANCE NO. 2019-10-21A, AN ORDINANCE ADOPTING A BUDGET SUMMARIZING REVENUES AND EXPENDITURES FOR THE TOWN OF MOUNTAIN VIEW FOR THE CALENDAR YEAR COMMENCING JANUARY 1, 2020 AND ENDING DECEMBER 31, 2020, AND APPROPRIATING FUNDS THEREFOR**

Levy introduced the agenda item.

King gave a brief update about the ordinance process for the benefit of the new council member.

Discussion included: employee appreciation line item; added to community events; traffic control enhancements and solutions; speed trailer grant; use of DOJ funds towards mobile items; matching funds for beautification; remove \$10,000; janitorial services to \$5,500; fees for reverter in 2020 budget; carport build; town hall remodel to add \$15,000 and capital improvements up \$15,000; park maintenance up to \$1,000; playground equipment; funds to add a swing; trash service charges; add \$15,000 for façade and limited scope for beautification for businesses and matching funds; nothing in line item for town engineer; engineer figured into projects; \$15,000 to capital improvements; playground amount of \$6,000; PD to sell Durango; budget adjustments \$47,900.

Councilmember Steen motioned to approve as amended and Councilmember Davis seconded. The motion passed with unanimous roll call vote of all members present.

**ORDINANCE NO. 2019-10-21B, AN ORDINANCE AMENDING SECTION 6-7-210 OF THE MOUNTAIN VIEW MUNICIPAL CODE RELATING TO SECURITY REQUIREMENTS FOR RETAIL MARIJUANA ESTABLISHMENTS**

Levy introduced the agenda item.

Councilmember Bailey motioned and Councilmember Boehrer seconded. The motion passed with unanimous roll call vote of all members present.

**RECOGNITION OF OUTGOING COUNCILMEMBERS – MAYOR/COUNCILMEMBERS**

Levy introduced the agenda item.

Levy thanked outgoing Councilmember Davis stating how he was a good role model. He was very appreciative of Davis' calm demeanor and will miss his presence on Council.

**BREAK IN SESSION**

**7:40 PM**

**BACK IN SESSION**

**7:55 PM**

## **NEW BUSINESS**

### **INSTALLATION OF INCOMING COUNCILMEMBERS**

Levy introduced the agenda item.

Clerk Albright administered the Oaths of Office to incoming Councilmembers Ellsworth, Jacobi, and Steen.

### **DISCUSSION OF NEW COUNCIL RULES AND PROCEDURE**

Levy introduced the agenda item.

Discussion included: minor things that are not compliant; time limit for council members to speak; meeting agenda format for workshop meetings' missing meetings attendance; committee section needs work; open meetings law needs a lot of work; attorney recommended re-writing; executive session clarification; conflict of interest clarifications; councilmember signature requirements.

### **RESOLUTION NO. 2019-11-18A, A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2020 TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE TOWN OF MOUNTAIN VIEW, COLORADO, FOR THE 2020 BUDGET YEAR**

Levy introduced the agenda item.

Councilmember Steen motioned as amended with accountant's addition and subject to county assessed value and Councilmember Ellsworth seconded. All Aye. The motion passed.

### **RESOLUTION NO. 2019-11-18B, A RESOLUTION AUTHORIZING THE AGREEMENT BETWEEN DIAZ CONSTRUCTION AND THE TOWN OF MOUNTAIN VIEW FOR THE PROVISION OF ADDITIONAL CORNER CURB AND RAMP RECONSTRUCTION**

Levy introduced the agenda item.

Levy gave a brief update regarding this particular reconstruction. The proposed work will fix the on-going drainage issue. It is a hazard to walk along that particular area. It is a natural extension of the current work.

Discussion included: other properties in need of fix; costs per property; inclusion in 2020 budget; contractor schedules; prioritize the issues; add to future agenda for discussion.

Councilmember Bailey motioned and Councilmember Boehrer seconded. All Aye. The motion passed.

### **RESOLUTION NO. 2019-11-18C, A RESOLUTION APPOINTING THE POSITION OF MAYOR PRO-TEM**

Levy introduced the agenda item. He wished to have Steen continue in the position.

Councilmember Ellsworth motioned and Councilmember Boehrer seconded. All Aye. The motion passed.

**RESOLUTION NO. 2019-11-18D, A RESOLUTION APPOINTING POSTION OF TOWN ATTORNEY**

Levy introduced the agenda item.

Councilmember Steen motioned and Councilmember Boehrer seconded. All Aye. The motion passed.

**RESOLUTION NO. 2019-11-18E, A RESOLUTION APPOINTING THE POSITION OF CHIEF OF POLICE**

Levy introduced the agenda item. He stated he came to us with high praise from the surrounding communities. The residents are pleased with his work. He is well liked by his officers.

Councilmember Boehrer motioned and Councilmember Steen seconded. All Aye. The motion passed.

**RESOLUTION NO. 2019-11-18F, A RESOLUTION APPOINTING THE POSITION OF TOWN CLERK AND TOWN TREASURER**

Levy introduced the agenda item. He stated she has done a very good, competent job. She's very dedicated to her work and we should approve her term.

Steen commented that she is the glue that holds it all together.

Councilmember Bailey motioned and Councilmember Boehrer seconded. All Aye. The motion passed.

**DISCUSSION REGARDING MARIJUANA DELIVERY**

Levy introduced the agenda item.

King explained the options for delivery, destination based. State will have a list of all those businesses delivering. You all delivery it has to be for everyone, or specify no delivery by outside businesses.

Levy stated this is just a discussion and believes delivery should be allowed and keep outside delivery out. There is a surcharge for every order taken by dispensary.

Discussion included: medical for 2020 and recreational 2021; minors allowed medical with provider; verification for delivery at residences; delivery personnel to be trained/required; delivery transporter; cash/product requirements; online ordering available.

**COMMITTEE UPDATES**

Levy introduced the agenda item.

**Admin Committee** – Report in packet.

**Finance Committee** – Report in packet.

**Economic Development** – Report in packet.

**MAYOR'S REPORT/ITEMS**

Levy introduced the agenda item.



Council has 30 days to appoint a replacement for Adam Hillig. Council set to meet Wednesday, December 4, 2019, at 6:30 PM.

Levy noted the sewer project was about sixty percent complete with that phase. It was not always smooth running. He asked Bailey to assist in posting schedules on Facebook moving forward. On a fee issue, the recommendation was to leave the administrative fee at zero for the quarterly sewer/trash billings. Sidewalk issues will have to be revisited. First stage of the reverter is done with one additional step expected to be completed in January 2020.

#### **COUNCIL MEMBERS' REPORTS/ITEMS**

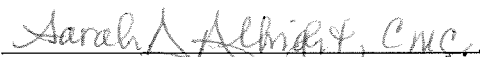
Levy introduced the agenda item.

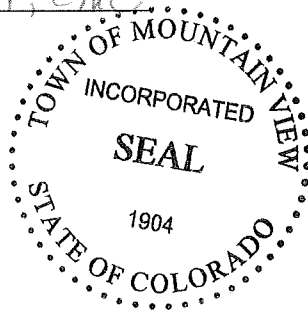
There were no items to report.

#### **MEETING TO ADJOURN**

Councilmember Ellsworth moved to adjourn and Councilmember Bailey seconded. All Aye. The regular meeting adjourned at 9:00 PM.

#### **ATTEST:**

  
Sarah A. Albright, CMC  
Town Clerk/Treasurer



#### **TOWN OF MOUNTAIN VIEW COUNCIL**

  
Glenn Levy  
Mayor