

**THE TOWN OF MOUNTAIN VIEW
TOWN COUNCIL MEETING AGENDA
SEPTEMBER 16, 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) **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 August 2019 – Finance Committee**
- b. **Meeting Minutes – May 13, 2019, and June 10, 2019**

3) **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

4) **THE HARVEST COMMUNITY FESTIVAL PRESENTATION-PASTOR VICKY, BERKLEY UMC**

6:40 PM

5) **STAFF UPDATES AND/OR REPORTS**

6:55 PM

Police – Public Works (report in packet) – Town Attorney

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

7:05 PM

7) **DISCUSSION AND POSSIBLE APPROVAL OF ORDINANCE NO. 2019-09-16, AN ORDINANCE AMENDING SECTION 7-3-30(D) OF THE TOWN OF MOUNTAIN VIEW MUNICIPAL CODE BANNING CERTAIN TREE SPECIES – TOWN ATTORNEY**

7:10 PM

8) **DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-09-16A, A RESOLUTION AUTHORIZING THE RELEASE OF JEFFERSON COUNTY'S REVERSIONARY INTEREST AS TO LIMITED AREAS ON CERTAIN REAL PROPERTY OWNED BY THE TOWN OF MOUNTAIN VIEW IN ORDER TO EXPAND THE TOWN HALL AND TO BUILD A CARPORT – MAYOR/TOWN ATTORNEY**

7:20 PM

BREAK IN SESSION (10 MINUTES)

- 9) **DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-09-16B, A RESOLUTION APPROVING AND ADOPTING THE TOWN OF MOUNTAIN VIEW'S SOCIAL MEDIA POLICY– MAYOR/TOWN ATTORNEY**
7:40 PM
- 10) **DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION NO. 2019-09-16C, A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN CODE PUBLISHING COMPANY AND THE TOWN OF MOUNTAIN VIEW FOR THE PROVISION OF RECODIFYING THE MOUNTAIN VIEW MUNICIPAL CODE – TOWN CLERK/MAYOR**
8:00 PM
- 11) **DISCUSSION REGARDING MARIJUANA DELIVERY AND TASTING ROOMS – MAYOR/TOWN ATTORNEY**
8:05 PM
- 12) **COMMITTEE UPDATES**
8:15 PM
Admin Committee–Finance Committee-Economic Development Committee–Public Works (see Staff Reports) - CDOC - Public Safety
- 13) **MAYOR'S REPORT/ITEMS**
8:25 PM
- 14) **COUNCIL MEMBERS' REPORTS/ITEMS**
8:30 PM
- 15) **EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402 (4) (b) COUNCIL TO ENTER INTO EXECUTIVE SESSION FOR A CONFERENCE WITH THE TOWN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS UNDER C.R.S.24-6-40 (4)(b), SPECIFICALLY, TO RECEIVE LEGAL ADVICE REGARDING THE TOWN'S LIABILITY IN A LITIGATION MATTER WITH FOOTHILLS ANIMAL SHELTER**
8:40 PM
- 16) **MEETING TO ADJOURN**
9:10 PM

TOWN OF MOUNTAIN VIEW
TOWN COUNCIL MEETING

SEPTEMBER 16, 2019

SIGN IN SHEET

Print Name	Signature	Email Address
NANCY Unger	Nancy Unger	nancy.b.Unger@gmail.com
Betty VanHate	Betty VanHate	NONE
Michael Steen	Michael Steen	MichaelSteen737@gmail.com
Victoria Alvarado		
Donna Davis		
Carol Parks	Carol A Parks	carolpark10@gmail.com

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**THE TOWN OF MOUNTAIN VIEW
TOWN COUNCIL MEETING MINUTES
SEPTEMBER 16, 2019**

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

STAFF MEMBERS

PRESENT: TC Hough, Police Department; Gene Bird, Public Works; Kaytlyn Perez, 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.

CONSENT AGENDA

Levy introduced the agenda item.

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

UNSCHEDULED PUBLIC COMMENTS

Levy introduced the agenda item.

Betty Van Harte, 4118 Ames, and Michael Steen, 4336 Depew Street commented.

STAFF UPDATES AND/OR REPORTS

Levy introduced the agenda item.

Police – The report was a table setting.

Public Works -The report was in the packet. Gene Bird noted the contractors were jetting the system to clean it and videoing the system to find the worst areas. He will confirm dates for the fall clean up. Bailey asked for the CDOC to be notified of the road closures to post for residents. The contractors will be knocking on doors a couple days before they begin the work.

Town Attorney - Attorney King stated she had a couple things they cannot do during an election and reviewed those concerns with them, all state laws. No paid advertising, posting on FB or next door, use only personal items, nothing related to the town, no town resources.

PUBLIC COMMENT ON CURRENT AGENDA ITEMS

Levy introduced the agenda item.

Lisa Maurath, 4336 Ames Street commented.

THE HARVEST COMMUNITY FESTIVAL PRESENTATION

Levy introduced the agenda item.

Donna Davis and Pastor Vicky from Berkley United Methodist Church, introduced themselves. They were at the meeting to present their ideas for the fall festival to include a food truck, fashion show, street dancing and various vendors. They want to get people out to know each other and wanted to partner with the Town. They hope to get the school involved. They asked for Town approval to block off the streets.

Levy asked about the residents on Ames.

Pastor Vicky did speak to some of them and they were excited. A few were concerned about the parking. They will distribute flyers to all the neighborhood. The main focus is the Mountain View community. She has been at the church for three years and thought this would be a good start for the community.

Levy asked for an agreement with the Bailey Company regarding the parking.

They have a fall theme, and proceeds from the fashion show will go to a non-profit preventing domestic violence.

Davis asked where the parking was going to be.

Ms. Davis stated Arby's, Mountain View Liquors, and the mechanics shop will provide parking and they will get it in writing. They will be working with Chief Davis regarding the parking. He will assign police to support the event.

Sgt. Hough understood there would be a road block for one block.

The vendors are parking on the street per Davis.

Steen asked if they had insurance for the event. The vendors should name them as additional insured that day.

ORDINANCE NO. 2019-09-16, AN ORDINANCE AMENDING SECTION 7-3-30(D) OF THE TOWN OF MOUNTAIN VIEW MUNICIPAL CODE BANNING CERTAIN TREE SPECIES

Levy introduced the agenda item.

King stated some suggestions were made during the design standards workshops regarding banning certain tree species. This ordinance makes the repopulating of specific trees illegal.

Steen noted she received some feedback about the trees and some were crab apple trees and honey locust which were recommended for the front range.

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

RESOLUTION NO. 2019-09-16A, A RESOLUTION AUTHORIZING THE RELEASE OF JEFFERSON COUNTY'S REVERSIONARY INTEREST AS TO LIMITED AREAS ON CERTAIN REAL PROPERTY OWNED BY THE TOWN OF MOUNTAIN VIEW IN ORDER TO EXPAND THE TOWN HALL AND TO BUILD A CARPORT

Levy introduced the agenda item.

King stated the need to move forward with the reverter as the price will eventually go up.

Levy stated the deed restriction needed to be lifted for the car port. Two-thirds of the land is for the police parking. Open Space was concerned about the actual use of the land as the Town is technically in violation. The price was a fair, good deal for the Town. The subordination portion is the least amount of land necessary for construction.

Steen said she was in favor of the carport. We might want to build later.

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

BREAK IN SESSION

7:45 PM

BACK IN SESSION

8:00 PM

RESOLUTION NO. 2019-09-16B, A RESOLUTION APPROVING AND ADOPTING THE TOWN OF MOUNTAIN VIEW'S SOCIAL MEDIA POLICY

Levy introduced the agenda item.

King noted they passed a policy last year and the new version had provisions that were not in the other policy. She encouraged they revamp it. The policy in the packet had been approved by many other municipalities. It has provisions if you don't comply with policy. It is constitutional and what you take from it is legal.

Councilmember Ellsworth motioned as amended and Councilmember Davis seconded. All Aye. The motion passed.

RESOLUTION NO. 2019-09-16C, A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN CODE PUBLISHING COMPANY AND THE TOWN OF MOUNTAIN VIEW FOR THE PROVISION OF RECODIFYING THE MOUNTAIN VIEW MUNICIPAL CODE

Levy introduced the agenda item.

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

DISCUSSION REGARDING MARIJUANA DELIVERY AND TASTING ROOMS

Levy introduced the agenda item.

King stated the memo was in the packet regarding the 2019 Marijuana legislation regarding public and open consumption of marijuana, the creation of a new license for marijuana hospitality establishments which allow on-site consumption, and the creation of a new permit which would allow marijuana delivery. Nothing can be issued until January 2020. Current law states no consumption on the premises. Beginning January 2020, medical marijuana will be allowed to be delivered to homes. Beginning January 2021, retail marijuana will be allowed to be delivered to homes. You can either do nothing or you can determine what you will allow, whether it be in town dispensaries only or allow outside dispensaries to deliver. Discussions should begin to explore delivery and speak to all the dispensaries and police about it.

COMMITTEE UPDATES

Levy introduced the agenda item.

Admin Committee – The employee handbook will be reviewed after this meeting.

Finance Committee – Steen will be scheduling a workshop before the next council meeting.

Economic Development Committee – The notes are in the packet.

Public Works - Ellsworth wanted to add they were coordinating volunteer involvement to help with snow removal on sidewalks.

CDOC – No new updates.

MAYOR'S REPORT/ITEMS

Levy introduced the agenda item. The new dispensary opens tomorrow. The Holiday party is in the works. There needs to be a social event line item in the budget.

COUNCIL MEMBERS' REPORTS/ITEMS

Levy introduced the agenda item.

Steen wanted to let them know about the movie night next Friday. She put flyers on every door and asked everyone to show up and enjoy.

Boehrer stated she liked all the events they have been working on as a team. She has an idea for a car show in the town. She wanted to talk with Lakeside and do something together. And add a tailgate event, chili cook-off, some other fall events.

Councilmember Hillig motioned to move from the regular meeting into Executive Session and Councilmember Ellsworth seconded.

EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402 (4) (b) COUNCIL TO ENTER INTO EXECUTIVE SESSION FOR A CONFERENCE WITH THE TOWN ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS UNDER C.R.S.24-6-40 (4)(b), SPECIFICALLY, TO RECEIVE LEGAL ADVICE REGARDING THE TOWN'S LIABILITY IN A LITIGATION MATTER WITH FOOTHILLS ANIMAL SHELTER


Levy introduced the agenda item.

Councilmember Ellsworth motioned to move out of Executive Session and into the regular meeting and Councilmember Hillig seconded. All Aye. The motion passed.

MEETING TO ADJOURN

Councilmember Bailey moved to adjourn and Councilmember Hillig seconded. All Aye. The regular meeting adjourned at 9:12 PM.

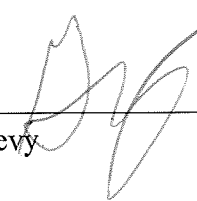
ATTEST:



Sarah A. Albright, CMC
Town Clerk/Treasurer



TOWN OF MOUNTAIN VIEW COUNCIL



Glenn Levy
Mayor