

**THE TOWN OF MOUNTAIN VIEW
TOWN COUNCIL ELECTRONIC MEETING MINUTES
JULY 20, 2020
6:30 PM**

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

STAFF MEMBERS

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

MEETING TIME: 6:35 PM

LOCATION: Town Hall (Virtual)

**CALL THE REGULAR MEETING OF THE TOWN OF MOUNTAIN VIEW TOWN COUNCIL
TO ORDER AT THE TOWN HALL, 4176 BENTON STREET/ROLL CALL**

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

Levy gave a brief recap of the rules for the meeting for everyone to understand. There should be one person speaking at a time. Note the time delay. The Clerk has recommended to place the phone on mute until you speak. And he reminded audience members to identify themselves giving their name and address.

CONSENT AGENDA

Levy introduced the agenda item.

Councilmember Boehrer motioned and Councilmember Bailey seconded. Roll Call Vote: Bailey – Yes, Boehrer – Yes, Davis - Yes, Ellsworth - Yes, Jacobi - Yes, Steen - Yes. The motion passed.

UNSCHEDULED PUBLIC COMMENTS-COMMENTS ARE LIMITED TO 3 MINUTES

Levy introduced the agenda item.

There were no comments.

STAFF UPDATES AND / REPORTS

Levy introduced the agenda item.

Public Safety – Chief Davis gave a brief overview of his table setting. He noted the report will be submitting in time to be in the packet. One officer has been tested positive for COVID and has been out of the office. The complete building, as well as the vehicles, were thoroughly cleaned. We are taking the necessary precautions. He asked everyone to remember the Aurora shooting victims as it was the anniversary of the shooting.

Municipal Court – Seidel gave a brief overview of her report. Court was held in June, with limited staffing for safety reasons. Everything went smoothly.

Public Works – Bird noted his report was in the packet. The alley project was completed.

Town Clerk/Treasurer – Albright noted there was no report in the packet and explained she had been busy with the day-to-day operations and reminded everyone that she four main hats (clerk, treasurer, payroll administrator, and human resources) while working at 50% staffing level. Covid has pretty much taken over much of her time with notifications, postings and updates, policy and procedures with the mayor, almost daily, on top of the regular work load. Michelle is working on the website as often as she can. We don't work in the office every day and with that it means our priorities are the daily operations. Thus, the special projects (website, codification) have to be put aside. The day-to-day tasks are the main focus when in the office and when working remotely and that has to be the priority.

Town Attorney – Attorney Wilson had nothing to report but will be available to answer questions. Bailey asked about the Wheat Ridge street issue. He stated he has familiarized himself of the street issues. He will begin a conversation with the attorney at Wheat Ridge; he had sent the deed to him and could draft a formal letter to the right-of-way and form a petition to clarify and confirm. This will be difficult to keep on an agenda due, in part, to the Covid situation. If Mountain View wants to secure the issues and confident to the claim, it could go to district court at some future date. Levy suggested giving it a year to get it finalized. They need to get it on their agenda and then move forward. Wilson suggested they could discuss more in depth, in the future, in an executive session.

PUBLIC COMMENTS REGARDING CURRENT AGENDA ITEMS

Levy introduced the agenda item.

Lisa Maurath, 4336 Ames Street, commented.

SECOND READING OF ORDINANCE NO. 2020-06-15B, AN ORDINANCE AMENDING SECTION 6-7-300 OF THE MOUNTAIN VIEW MUNICIPAL CODE RELATING TO INACTIVE RECREATIONAL CANNABIS LICENSES

Levy introduced the agenda item.

Councilmember Bailey motioned and Councilmember Boehrer seconded. Roll Call Vote: Bailey – Yes, Boehrer – Yes, Davis - Yes, Ellsworth - Yes, Jacobi - Yes, Steen - No. The motion passed.

ORDINANCE NO. 2020-07-20A, AN ORDINANCE AMENDING VARIOUS PROVISIONS OF CHAPTER 16 OF THE MOUNTAIN VIEW MUNICIPAL CODE RELATING TO ARTIFICIAL TURF STANDARDS

Levy introduced the agenda item.

Travis Reynolds gave a brief recap of the changes from the May meeting discussion and based from the June meeting. Their memo summarizes it also.

Steen asked if they would need to clarify visible due to the design fences as the design for fencing is changing.

Discussion continued: front fencing 4 ft. height; explore definition of visible; except when concealed by fence verbiage; semi-privacy fencing has one inch space between boards; newer modern fence design; define fencing; ordinance amended; address improvements in place and/or grandfathered property; amend the definition of installation and repair; non-conformity addressed in current code; 25-50% fair market value restoration; zoning administrator.

Councilmember Steen motioned as amended and Councilmember Davis seconded. Roll Call Vote: Bailey – Yes, Boehrer – Yes, Davis - Yes, Ellsworth - Yes, Jacobi - Yes, Steen - Yes. The motion passed.

ORDINANCE NO. 2020-07-20B, AN ORDINANCE REPEALING VARIOUS PROVISIONS OF ARTICLE 14 OF CHAPTER 16 OF THE MOUNTAIN VIEW MUNICIPAL CODE RELATING TO ACCESSORY DWELLING UNITS (ADU) STANDARDS

Levy introduced the agenda item.

Reynolds gave a brief review of the ordinance. It removes the required ownership and repeals required deed restriction language built into the ordinance language from a few years ago.

Wilson stated the deed restriction would need to be released, to take necessary steps to release restrictions that were imposed and no longer required by ordinance. Deed restrictions are recorded at Jefferson County Clerk and Recorder's office. If the provision were removed, there would need to be some language broad enough that such actions as reasonable can be taken by the town administrator. He could add language in a new section to authorize the administrator to take necessary action and so on.

Councilmember Boehrer motioned and Councilmember Steen seconded. Roll Call Vote: Bailey – Yes, Boehrer – Yes, Davis - Yes, Ellsworth - Yes, Jacobi - Yes, Steen - Yes. The motion passed.

RESOLUTION NO. 2020-07-20, A RESOLUTION TO REQUIRE FOOD TRUCKS TO OBTAIN A SPECIAL EVENT LICENSE TO OPERATE WITHIN THE TOWN OF MOUNTAIN VIEW

Levy introduced the agenda item.

Levy stated we are looking for a reasonable way to charge a fee for the vendor based on one day application or a monthly fee. We could add a section in an ordinance to the code regarding food trucks in a future meeting.

Councilmember Bailey motioned and Councilmember Boehrer seconded. Roll Call Vote: Bailey – Yes, Boehrer – Yes, Davis - Yes, Ellsworth - Yes, Jacobi - Yes, Steen - No. The motion passed.

BREAK IN SESSION

7:46 PM

BACK IN SESSION

8:00 PM

DISCUSSION REGARDING SOCIAL EVENTS

Levy introduced the agenda item.

Discussion included: Community picnic cancelled; movie night; give public direction: food truck vendors; keeping safe distances; set up rules during the event; Friday night is best likely mid-September; PG rated was approved;

Davis suggested using the food truck that is at 41st and Sheridan. It has Mexican food and it is amazing and is pretty dedicated to the town.

Albright will get the information about the food truck vendor to Councilmember Boehrer.

DISCUSSION REGARDING ACCOUNTANT'S REPORT AND A TOWN FINANCING AND TABOR DEADLINE UPDATE

Levy introduced the agenda item.

Levy stated he met with Steen. The bottom line is on the surface we look to be in a good position, as we are not in the red. Looking at the numbers in detail we are ahead because we haven't been spending money. In reality, based on the projections, we may come in \$150,000 or more below what we thought. He stated we should continue to be frugal with our funds for 2020.

We talked about a financing ballot measure and he received one response from a bank. There are possible TABOR issues attached to financing, he believes we might want to see how this plays out and not putting anything on the ballot. We need to properly educate the public before trying to pass it on the ballot. The latest to place on a ballot is August, it may best be served to wait to get the proper research completed and educate the residents.

COMMITTEE UPDATES

Levy introduced the agenda item.

CDOC – Jacobi stated the notes were in the packet. Bailey noted we cannot separate who owns and who rents, they will do their own mailing in the coming weeks.

Economic Development – Steen stated the notes were in the packet.

Public Safety – Bailey stated the notes were in the packet. Jacobi had a personal concern about public safety; she noticed people living out of their cars and have been two different vehicles parked outside her residence. Chief Davis stated to call the police and they can try to help them.

Finance – Davis stated the notes were a table setting.

Public Works – Ellsworth stated they met briefly.

Admin – Ellsworth stated there was no formal meeting but that there were handbooks copied and collated for distribution. Albright thanked him for his help with that task.

Sustainability – Steen stated the notes were in the packet.

MAYOR'S REPORT/ITEMS

Levy introduced the agenda item.

Levy stated he was contacted by a concerned resident in April regarding a 5G wireless tower. We cannot prohibit them as it is a federal law. But can propose aesthetic provisions to be sure they blend installations within the environment. Be prepared for additional background information in August, and a potential ordinance after that discussion.

Under the Jefferson County CARES Act funding that we are eligible to receive, usage of that funding can be applied to a business stabilization program, with between \$8,000-10,000 possibly available after the deductions of other COVID related expenses.

He will propose it this year and we do it and move the beautification program to 2021 or farther beyond. We will be able to provide assistance to the businesses.

Expenses authorized included the restroom ADA doors that were installed, and the concrete work will be happening with the police department's back door to build a ramp to bring it ADA compliant.

COUNCIL MEMBERS' REPORTS/ITEMS

Levy introduced the agenda item.

Bailey stated she is aware of the workload staff has at this time and wants to know what is happening with the website. She would like to see movement on this and how as a council they can help.

Michelle Romero addressed the concerns regarding the website, and the concerns staff has in dealing with the staffing situation. She is working on the most important issues that come up. She is trying to work on a laptop remotely, and still dealing with the day-to-day operations. She noted the main portion of the website could launch now if they want it but there will be mistakes. She knows her capabilities in the office and working remotely. There are no costs until the website is launched. There is communication with the office staff, it is on the top of the list. Her job includes much more than the website administration, she has building permits, etc.

Levy interjected to all how this situation and process is very frustrating but it is not for a lack of trying.

Albright noted there are no charges to the Town at this time nor would there be until the website is launched.

Bailey asked if we could pay someone else to get this done.

Levy suggested those that are upset about the website need to look at the bigger picture. There is not a lot of savings to allocate looking for someone else. It is not only a financial issue, but staff should be allowed to get the work finished. We all are frustrated with the situation and it is not helpful.

Albright stated there has been a lot of pressure put on the staff to perform the day-to-day operations while working at 50% capacity and could not stress that enough. It has been very stressful at the office for all. We are trying to be sure we are doing our jobs, and taking care of everything you all need us to do. Those are special projects, and frankly, they must wait. We have other priorities that they must complete and it is very demanding.

Staff will look at the potential candidate to assist with the website moving forward.

MEETING TO ADJOURN

Councilmember Bailey moved to adjourn and Councilmember Boehrer seconded. Roll Call Vote: Bailey – Yes, Boehrer – Yes, Davis - Yes, Ellsworth - Yes, Jacobi - Yes, Steen - Yes. The motion passed.

The regular meeting adjourned at 8:51 PM.

ATTEST:

TOWN OF MOUNTAIN VIEW COUNCIL

Sarah A. Albright, CMC
Town Clerk/Treasurer

Glenn Levy
Mayor