

**REGULAR MEETING AGENDA
FOR THE BOARD OF TRUSTEES
OF THE TOWN OF BUENA VISTA, COLORADO**

January 12, 2016

Work Session Regarding a Presentation on Broadband at 6:00 PM

The Board will see a presentation from staff on what broadband is and how a solution can address the needs of the Town. During the presentation staff will discuss the benefits of broadband implementation and public private partnerships.

Regular Meeting at 7:00 PM

at the Buena Vista Community Center
Piñon Room – 715 East Main Street, Buena Vista, Colorado

Times noted in red refer to the audio recording of this meeting

**THE BOARD OF TRUSTEES MAY TAKE ACTION ON ANY OF THE FOLLOWING AGENDA
ITEMS AS PRESENTED OR MODIFIED PRIOR TO OR DURING THE MEETING, AND
ITEMS NECESSARY TO EFFECTUATE THE AGENDA ITEMS**

- I. **CALL TO ORDER 00.27**
- II. **ROLL CALL 00.42**
- III. **PLEDGE OF ALLEGIANCE 00.58**
- IV. **AGENDA ADOPTION 01:28**
- V. **CONSENT AGENDA 10.40**
 - A. **Minutes**
 - 1. Regular Meeting – December 8, 2015
 - 2. Beautification – November 5, 2015
 - 3. Planning & Zoning – December 2, 2015
 - 4. Planning & Zoning – December 16, 2015
 - 5. Recreation Board – November 4, 2015
 - 6. Trails Board – December 1, 2015
 - 7. Tree Board – December 3, 2015
 - B. **Police Chief Report**
 - C. **Fire Chief Report**
 - D. **Town Clerk Election Update Report**
 - E. Should the Board approve adoption of Resolution #1, Series 2016, entitled “**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, DESIGNATING THE PLACE FOR THE POSTING OF NOTICES CONCERNING THE MEETINGS OF THE BOARD OF TRUSTEES, PLANNING AND ZONING COMMISSION, AND ADVISORY BOARDS.**”?
 - F. Should the Board approve adoption of Resolution #2, Series 2016, entitled “**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, REAFFIRMING THOSE PERSONS WHO ARE AUTHORIZED TO SIGN ON TOWN BANK ACCOUNTS.**”?
 - G. **Main Street Memorandum of Understanding.**
 - H. **Final Draft of Financial Policies.**
- VI. **PUBLIC COMMENT 11:06**
- VII. **RESPONSE TO PUBLIC COMMENT 22:27**
- VIII. **BUSINESS ITEMS 22:45**
 - A. **PUBLIC HEARING** – Should the Board approve adoption of Resolution #3, Series 2016, entitled “**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, APPROVING AMENDMENTS TO A SPECIAL USE PERMIT FOR 127 HILL STREET, BUENA VISTA, COLORADO.**”?
The Board will consider an application requesting to amend the previously approved Special Use Permit to eliminate the requirements that the driveway be removed and the sidewalks be installed. 25:35
 - B. **PUBLIC HEARING** – Should the Board approve adoption of Resolution #4, Series 2016, entitled “**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, APPROVING TWO VARIANCES FROM THE FRONT AND REAR SETBACKS FOR**

This Agenda may be Amended

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Friday, January 8, 2016

602 W. MAIN STREET, BUENA VISTA, COLORADO.”? and should the Board approve adoption of Resolution #5, Series 2016, entitled **“A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, APPROVING A SPECIAL USE PERMIT FOR AN ACCESSORY DWELLING UNIT AT 602 W. MAIN STREET, BUENA VISTA, COLORADO.”**?

The Board will consider an application requesting two variances. The first variance is requesting 22 feet from the 25 foot front side setback adjacent to James Street and a variance of 12 feet from the 15 foot rear yard setback. The second variance request is for a Special Use Permit to construct a 598 square foot one-bedroom accessory dwelling unit on the Property. 34:55

- C. **PUBLIC HEARING – Should the Board approve adoption of Resolution #6, Series 2016, entitled “A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, APPROVING A SPECIAL USE PERMIT FOR 206 E. MAIN STREET, BUENA VISTA, COLORADO.”**?

The Board will consider a request for a Special Use Permit to construct four apartment units on the second floor of the building located on the Property. 49:30

- D. **PUBLIC HEARING – Should the Board approve adoption of Resolution #7, Series 2016, entitled “A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, APPROVING A VARIANCE FROM THE FRONT YARD SETBACK FOR 102 RED TAIL BOULEVARD, BUENA VISTA, COLORADO.”**?

The Board will consider a request for a variance of 2 feet from the required 25 foot front yard setback from Nighthawk Road. 01:04:23

- E. **PUBLIC HEARING – Should the Board approve adoption of Ordinance #1, Series 2016, entitled “AN ORDINANCE OF THE TOWN OF BUENA VISTA, COLORADO, AMENDING CERTAIN SECTIONS OF CHAPTER 17 OF THE TOWN OF BUENA VISTA MUNICIPAL CODE REGARDING MINOR, INTERMEDIATE AND MAJOR DEVELOPMENTS.”**? 01:13:15

The Town is seeking to revise the scope of minor and major developments and eliminate intermediate development prior to the adoption of the Unified Development Code.

- F. **History Colorado Historic Structure Assessment Contract.**

The Town of Buena Vista is working in partnership with the Buena Vista School District to assess the feasibility of restoring the McGinnis Gym location off East Main Street and North Court Street. Grant funding awarded by History Colorado will pay for the historic structure assessment. 01:34:35

- G. **Should the Board approve adoption of Ordinance #2, Series 2016, entitled “AN ORDINANCE OF THE TOWN OF BUENA VISTA, COLORADO, ADDING A NEW ARTICLE VI TO CHAPTER 6 OF THE BUENA VISTA MUNICIPAL CODE CONCERNING THE REGULATION OF RETAIL MARIJUANA ESTABLISHMENTS”**?

If the electorate passes the sale of retail marijuana and allows for marijuana cultivation facilities, the regulation of retail marijuana establishments will include Article VI to Chapter 6 to the code establishing legal guidelines for the operation marijuana businesses in Town. REMOVED FROM CONSIDERATION

- H. **Should the Board approve adoption of Ordinance #3, Series 2016, entitled “AN ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA, COLORADO, AMENDING SECTION 6-65 OF THE BUENA VISTA MUNICIPAL CODE REGARDING SIGNAGE REQUIREMENTS FOR MEDICAL MARIJUANA BUSINESSES”**?

If retail marijuana is passed at the April 5, 2016 election, the Board will consider passing an ordinance to amend the sign regulations for dual operation retail and medical marijuana businesses so that they are consistent with state regulations. 01:49:28

- I. **Should the Board approve adoption of Resolution #8 Series 2016, entitled “A RESOLUTION SUBMITTING AN ADVISORY BALLOT QUESTION REGARDING RETAIL MARIJUANA STORES AND RETAIL MARIJUANA CULTIVATION FACILITIES TO THE REGISTERED ELECTORS OF THE TOWN OF BUENA VISTA AT THE CITY’S APRIL 5, 2016 REGULAR ELECTION.”**?

The Board will consider setting ballot language for the April 5, 2016 election to include the establishment of retail marijuana cultivation facilities and retail marijuana stores, but not for retail marijuana manufacturing and retail marijuana testing facilities. 01:55:53

- J. **Should the Board approve adoption of Resolution #9 Series 2016 entitled “A RESOLUTION SUBMITTING TWO BALLOT ISSUES REGARDING AN OCCUPATION TAX ON RETAIL MARIJUANA TO THE REGISTERED ELECTORS OF THE TOWN OF BUENA VISTA AT THE TOWN’S APRIL 5, 2016 REGULAR ELECTION”**? 02:00:00

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The Board will consider setting ballot language for the April 5, 2016 election to include an occupation tax on both the sale of retail marijuana starting at \$5.00 up to \$10.00 per transaction and \$100 per sale on the transaction or transfer of unprocessed retail marijuana.

- K. Should the Board approve adoption of Resolution #10 Series 2016 entitled "**A RESOLUTION SUBMITTING A BALLOT QUESTION REGARDING THE TOWN'S AUTHORITY TO PROVIDE TELECOMMUNICATION SERVICES TO THE REGISTERED ELECTORS OF THE TOWN OF BUENA VISTA AT THE TOWN'S APRIL 5, 2016 REGULAR ELECTION**"? **02:15:33**

The Board will consider setting ballot language for the April 2016 election that gives the Town of Buena the right to provide, either directly, and/or indirectly with public and/or private sector partners, high-speed internet services within the boundaries of the Town of Buena Vista.

- L. Should the Board approve adoption of Resolution #11 Series 2016 entitled "**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF BUENA VISTA, COLORADO, APPOINTING A NEW TOWN CLERK.**"

The Board will consider appointing the new Town Clerk as an official officer of the Town of Buena Vista. **02:20:12**

- M. **Discussion of Branding, Marketing & Wayfinding.**

A presentation was made to the Board of Trustees at the December 8, 2015 trustee meeting on the recommendations made by Norris Designs on branding, marketing, and wayfinding. The Board will make a final determination on the logos presented at that meeting. **02:21:25**

IX. STAFF REPORTS

1. Town Administrator **02:35:35**
2. Town Treasurer **03:00:12**
3. Public Works Director **03:02:05**

X. DISCUSSION 03:13:00

XI. ADJOURNMENT 03:21:52

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