

Music festival plans questioned

Mike Bailey of Tri-Lakes Radio spoke during public comments, proposing a two-day "Monument Indie Fest" music festival to be held this Labor Day weekend at Dirty Woman Creek Park. He suggested the event could bring in "indie" bands from across the country, with as many as 4,600 spectators. The event would benefit the town's park and recreations programs by sharing 25% of event proceeds, estimated to total \$25,000.

Trustees Jeffrey Bornstein and Greg Coopman asked Town Counsel Joseph Rivera if they could suspend the normal rules of public comment to discuss the festival, so the agenda was amended to include a discussion of the event. Board consensus was that Town Manager Mike Foreman should have requested an agenda amendment at the beginning of the meeting to make this topic a discussion item.

Foreman spoke briefly, telling the trustees he had sent them an email July 11 immediately after meeting with Bailey and receiving the application. He said staff has not made a decision due to concerns about the logistics of the event but thought the trustees should hear about this proposal and ask questions before town staff made any decisions. None of the trustees replied to that email with questions before the meeting. Public Works Director Tom Tharnish said special events applications are reviewed by all the department directors before they are approved, but he was not aware of asking the BOT for approval unless there is a liquor license request.

Bailey said he had been approached six to eight weeks ago by Indie On Air Records, an independent record label producing events in smaller municipalities. After Mayor Pro Tem Kelly Elliott asked if this is the standard time frame for planning such an event, Bailey acknowledged the time for preparation has been rushed.

Coopman and Bornstein were visibly upset, asking multiple, logistical questions about neighborhood impacts, parking issues, security, noise levels, medical support, alcohol sales, overtime costs, and liability insurance. Bailey didn't have answers to all the questions, since he was waiting to hear back from several entities including School District 38, Tri-Lakes Monument Fire Protection District and American Medical Response.

Mayor Don Wilson summarized for the board by saying they were not comfortable with going forward with the event unless there are more answers to their questions. He said the board could even call a special meeting to discuss new solutions as Bailey worked with Foreman.

Note: As of July 20, OCN noticed that Indie On Air's Eventbrite.com site lists the Western Museum of Mining and Industry in Colorado Springs as the event location.

Attorney fees over budget

Trustee Laurie Clark asked for the "Checks over \$5,000" to be moved off consent agenda for discussion. She requested that the Murray, Dahl, Beery & Renaud LLP invoices for Rivera's legal service be emailed to her prior to the meetings, since it appeared they were being emailed only to Wilson and Foreman. However, Wilson said he wasn't receiving emails on this and only got the information in the board packets. Rivera said he would now email them to all the trustees plus Foreman.

Elliott confirmed they would also continue to be included in the board packet that is publicly posted before all meetings.

During board authorizations, Bornstein suggested the town begin looking for a full-time attorney because using contract legal services is putting them \$70,000 over budget. "This is not directed at our current counsel," Bornstein said, because Rivera is excellent. Foreman said an attorney who works onsite is more effective for the staff. The board directed Foreman to put together the requirements for a full-time attorney position.

Elliott noted the invoices reflect a lot of time spent researching questions from Clark outside the regular meetings. Rivera said the research is purely clarification and expansion upon previously discussed items. It is unclear why Clark doesn't ask her questions during meetings rather than paying for extra time.

Background: In the past, the town has used both on-staff and contract attorneys. Attorney Gary Shupp was the town's "contract attorney" for at least 15 years. In 2017, the trustees suddenly replaced Shupp with a "staff attorney," Alicia Corley, who was not reappointed. The town had no legal counsel until the trustees finally appointed Rivera as the town's "contract attorney" in December 2018. See www.ocn.me/v17n7.htm#mbot, www.ocn.me/v18n6.htm#mbot, www.ocn.me/v19n1.htm#mbot.

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Well needs full replacement of pipes and cabling

At the July 1 meeting, Tharnish asked the board for \$100,000 to fix Well 9 after the motor and pump experienced catastrophic failures.

On July 15, he told the board that upon further inspection, his team determined the entire pipe and power cabling systems within the well needed to be replaced as well due to corrosion, so he requested \$25,000 more for repairs. The board unanimously approved his request.

Economic Development Committee

Foreman asked the board to place two members on a new Economic Development Committee he is creating that will most likely meet quarterly for the next few years. He said two citizens will also be selected for the committee that will be run by town Community Relations Specialist Madeline VanDenHoek. Triview Metropolitan District will also put two members onto the committee. It was not stated whether this is related to the partnership between the town and Triview to work with Buxton Co. on economic development.

Coopman said he hoped the board members selected to the committee will share what they learn with the other BOT members. Clark asked to be on the committee, but Bornstein said her real estate business should be considered a conflict of interest. "I've substantially removed myself from" sales in Monument, she said, also noting her relationship with developers has been minimized.

Clark and Wilson were selected by consensus as committee members since they could represent both sides of town, east and west of I-25.

Public Works annual projects

Every year the town's Public Works Department selects roads that need to be chip sealed and/or paved.

A-One Chipseal was selected to complete the chip seal project at a cost of \$81,478. Clark asked if there were any other bids for the project, but Tharnish said the

town subscribes to governmentcontracts.us for Colorado, a consortium of pre-vetted businesses that can reply to requests for bid.

The paving project was awarded to Martin Marietta for \$174,518 after Tharnish solicited bids from companies already working in the area. Both projects combined are well within the 2019 budgeted amount for asphalt repairs.

Tharnish apologized that he accidentally allowed the paving project to move forward without getting board approval. "The work was scheduled and was underway before I realized that I had not sent to the board for contract approval," he said. Trustee consensus was that this was unacceptable, but Foreman said oversight steps have been added so that this cannot happen in the future.

BOT opposes National Popular Vote bill

Wilson asked the board to approve his resolution in opposition of the National Popular Vote Interstate Compact, which was enacted into law by the Colorado Legislature and Gov. Jared Polis in March, not by a vote of Colorado citizens. The National Popular Vote bill would guarantee the presidency to the candidate who receives the most popular votes across all 50 states and the District of Columbia. Wilson said this devalues the smaller states and increases the leverage of larger metropolises, "opening the door for new forms of gerrymandering." Trustee Ron Stephens said he isn't in favor of the bill because it disrupts the prevention of voter fraud our founding fathers put into place.

The bill would take effect when states with a total of 270 electoral votes enact it into law. As of July 2019, states totaling 196 electoral votes have

approved the bill.

The board unanimously voted in favor of the resolution.

Checks over \$5,000

- CIRSA Insurance - third-quarter installment Property & Casualty Coverage, \$30,295.
- CIRSA Insurance - third-quarter installment Worker's Comp Coverage, \$24,915.
- CIRSA Insurance - Property and Casualty Deductible, \$5,000.
- Common Knowledge Technology Inc. - Technology management, \$5,000.
- Murray, Dahl, Beery & Renaud - Legal services, \$14,490.

The board went into executive session at 8:13 p.m. for negotiation of the Northern Monument Creek Interceptor and legal questions on water use litigation with Forest Lakes. According to Town Clerk Laura Hogan, there were no actions taken after the executive session. This meeting recording is not posted on the town's website, but the video may be seen at <https://www.youtube.com/watch?v=ggj3mhU114U>.

The Monument Board of Trustees usually meets at 6:30 p.m. on the first and third Mondays of each month at Monument Town Hall, 645 Beacon Lite Road. The next meeting is scheduled for Aug. 19. Call 884-8014 or see www.townofmonument.org for information. To see upcoming agendas and complete board packets for BOT or to download audio recordings of past meetings, see <http://monumenttownco.minuteson-demand.com> and click on Board of Trustees.

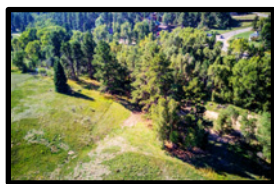
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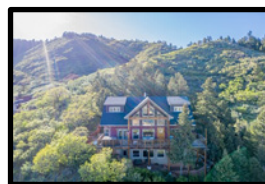
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★ 411 Viola Street★
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Elevated elegance on a treed 1 acre lot in the heart of town! Open concept w/soaring 20' plus ceilings & a wall of windows that welcomes sunlight & highlights billion dollar views! Kitchen features gorgeous island, retro range/oven, coffee station & wine bar! Romantic main level master w/en suite 5 piece bath! Unfinished basement is a blank canvas w/rough in for additional bath & wetbar. Covered front deck! Plenty of parking, asphalt driveway, & new water heaters! Oversized garage fits 3 cars and/or houses your new workspace!
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★ 715 Circle Rd★
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Delightful 2,400 SF rancher w/4 bedrooms, 3 baths, & a 2-car garage in beautiful Palmer Lake. Main-level living! Kitchen w/42" hickory cabinets, stainless appliances & tile backsplash. Living room w/cozy gas FP walks out to new composite deck! Upgrades throughout! Expansive family room features wet bar w/granite bar top/counters & authentic tavern display! Central air conditioning! Corner lot w/fenced backyard! Stucco exterior & your own well!
Offered at \$359,000



**18315 Steeplechase Dr.
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Turnkey rancher on a gorgeous 5 acre treed, corner lot in Peyton Pines! Over 2800 SF, 5 bedroom, 3 bath, fully renovated home! Kitchen w/top of line stainless appliances, slab granite counters, a center island, & a pantry! Main level master w/en suite bath featuring jetted tub, custom tile, & vanity! Spacious living room & cozy study or family room both on main and both with remote control fireplaces! Huge rec room in lower level! Pikes peak views! Zoned for horses!
Offered at \$499,000