

**LYONS BOT WILL MEET FOR A WORKSHOP AT 6:00 PM, TUESDAY, JULY 6, 2010 @ THE LYONS TOWN HALL PRIOR TO THE REGULARLY SCHEDULED MEETING (THIS WILL BE A WORKSHOP WITH HONEYWELL FROM 6:00 – 7:00 PM) – THE PUBLIC IS WELCOME TO COME BUT NO PUBLIC COMMENT WILL BE TAKEN AT THE WORKSHOPS**

AMENDED AGENDA

TOWN OF LYONS

7:00 P.M., TUESDAY, JULY 6, 2010

BOARD OF TRUSTEES MEETING

SHIRLEY F. JOHNSON COUNCIL CHAMBER

LYONS TOWN HALL, 432 5<sup>TH</sup> AVENUE, LYONS, COLORADO

I. Roll Call and Pledge of Allegiance

**Roll Call.**

**Present:** Mayor Julie Van Domelen, Trustee Lavern Johnson, Trustee Sandy Banta, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson.

**Absent:** Trustee Kirk Udovich.

II. Recognition of our Citizens in the Armed Forces – Mayor Van Domelen asked for a moment of silence for those serving in the Armed Forces.

III. Sgt Kevin Parker, Lyons Substation Supervisor, Report



Sgt Parker stated very busy weekend but low call load, nothing significant to report on calls. The first information about the what to do in case of a flood has been posted to the Sheriff Web Site and was in the Lyons Recorder last week, there will be 3 separate posting the second one was posted today this is a third this is a reissue of the pamphlet Dan Barber and I put together a few years ago.

Sgt Parker stated there has been a lot of questions concerning golf carts/electric vehicles - as of July 1 a lot changes to the Model Traffic Code went into place, Kristin Brown, Town Prosecutor and I have been reviewing those to see how they will relate to the Lyons Municipal Code. Once that is done the Sheriff's Dept will address this with a public educational campaign.

Mayor Van Domelen stated she received an email from a citizen about cars parked under No Parking signs and that emergency vehicles would not be able to get up 5<sup>th</sup> Ave. Sgt Parker stated a host of tickets were issued, we can only issue tickets if No Parking is posted. Sgt Parker stated anytime the town has a busy weekend we get complaints about parking on 5<sup>th</sup> Ave. Discussion concerning what could be done to alleviate the problem.

Mayor Van Domelen asked if you can drive a golf cart down Main Street. Sgt Parker stated technically they are not to be driven on a State Hwy, you can drive across but not down the hwy.


Mayor Van Domelen suggested getting a fact sheet together for the public once the new laws are in effect so the public is aware of the regulations. Sgt Parker stated the newer golf carts/electric cars will have a vin number and will be licensed for the road as long as the top speed is under 35 mph. Trustee Carroll asked about child safety restraints. Sgt Parker stated the new ones will have to comply with seat belts, we will address this as we see them.

IV. Audience Business - All comments will be limited to 4 minutes per person



1. Pat Ward, Park Drive, Lyons, on the Board of Trustees for the Lyons Ditch stated the pump he has for the ditch tripped and overloaded the breaker box and shut down the electric to their apartment. Mr. Ward stated there are people in town who rely on oxygen and this could be a problem. Mr. Ward stated the town was to make changes to the Lyons Ditch diversion at Meadow Park. Mr. Ward stated the town had promised to do some work to the diversion structure and it has not been done yet. Mayor Van Domelen stated staff would look into this. Mr. Ward stated if the town did not fix the diversion he would personally go cut it out. Town Administrator Simonsen stated Mr. Ward should not do anything to the diversion. Mr. Ward stated he also wanted to know why no one in town can park in front of their own home legally, if I go to the hardware store on the weekend someone parks in front of my house, I don't have a place to park, I own 2.25 lots, I should be guaranteed a parking place in front of my own home. I have been told by a police officer there is nothing he can do that it is public parking. I had guests after church on Sunday and there was nowhere for them or myself to park in front of our own home. I parked them in front of the town hall and public works, they get to have no parking signs. Mr. Ward stated I should have some rights as a citizen of the

Town of Lyons. Mr. Ward stated I have one more thing. Mayor Van Domelen stated Mr. Ward your 4 minutes are up. Mr. Ward stated why did I expect that your majesty and left the meeting.

2. Reed Speer, 4<sup>th</sup> Ave, own dispensary,  know taking the question up of the 1000 feet from the school, I have the application for the dispensaries, centers.....it is about 30 pages. Mr. Speer talked about the requirements of the application and stated his concerns about the 1000 ft rule from a school. I have a vested interest in the town and am a former member of the EDC, I would hope the BOT will bypass the 1000 ft rule when it comes up and that any concerns you have will be addressed in the application. Mayor Van Domelen thanked Mr. Speer for the additional information and stated she believes the town will have the ability to change the 1000 ft rule in the zoning regulations for the town.

V. General Business

1. Appointment of Kristin Brown as the Municipal Judge for the Town of Lyons

Resolution 2010-26, a Resolution Appointing Kristin Nordeck Brown, PC as THE Town of Lyons Municipal Judge  
Town Administrator Simonsen stated due to the untimely death of Judge William Long the town advertised for the position. There were a total of 8 applicants of which 4 were interviewed by Trustees Jacobson, Trustee Udovich, Sgt Parker and Court Clerk Deborah Russell. Kristin Nordeck Brown has been the Prosecuting Attorney for the Town of Lyons for the last 20 years along with Frederick, Erie and several other towns in the area. Ms. Brown is also the Hearings Officer as well as an Associate Judge for Brighton and Thornton. Town Administrator Simonsen stated staff recommends appointing Kristin Brown as the Judge for the Town and for the BOT to direct staff to hire a Prosecuting Attorney.

Kristin Nordeck Brown, PC stated Judge Long was a dear friend and getting this appointment is bittersweet. Judge Long was always able to keep everyone in court laughing. Ms. Brown stated she always teased Judge Long that she would take his place when he retired.

**Motion:** Trustee Ed Bruder moved to appoint Kristin Nordeck Brown, PC as the Lyons Municipal Judge.

**Action:** Approve, **Moved by** Trustee Ed Bruder, **Seconded by** Trustee Kathy Jacobson.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Mayor Julie Van Domelen, Trustee Lavern Johnson, Trustee Sandy Banta, Trustee Ed Bruder, Trustee Carroll, Trustee Jacobson.

Town Administrator Simonsen stated due to Trustee Udovich's schedule over the next month he will not be available to be a part of the interview committee to recruit and select a prosecuting attorney. After discussion it was determined that Trustee Kathy Jacobson, Sgt Parker and Court Clerk Deborah Russell would be the selection committee.

**Motion:** Trustee Lavern Johnson moved to continue Resolution 2010020, first reading of Ordinance 882 and Resolution 2010-22 to the July 19, 2010 Board of Trustees Meeting.

**Action:** Approve, **Moved by** Trustee Lavern Johnson, **Seconded by** Trustee Kathy Carroll.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Mayor Julie Van Domelen, Trustee Lavern Johnson, Trustee Sandy Banta, Trustee Ed Bruder, Trustee Carroll, Trustee Jacobson.

\*\*\*\*\*CONTINUE # 2- #4 TO THE JULY 19, 2010 BOT MEETING\*\*\*\*\*

2. Resolution 2010-20, a Resolution Approving an Application for a Plat Amendment and a Variance from the Required Right of Way Width for Lots 17-19, Block 1 of the Turner Reed Addition Plat Amendment A in the in the SE ¼ Section 18, Township 3 North, Range 70 West of the 6<sup>th</sup> PM, Town of Lyons, Colorado

3. First Reading, Ordinance 882, an Ordinance Approving the Vacation of Certain Public Right of Way Adjacent to Portion of First Avenue, Ute Trail and Ouray Avenue, Located in Turner Reed Addition in the SE ¼ Section 18, Township 3 North, Range 70 West of the 6<sup>th</sup> PM, Town of Lyons, Colorado

4. Resolution 2010-22, a Resolution Approving a Subdivision Agreement for Turner Reed


5. April 2010 Financials

6. May 2010 Financials



Finance Director Jody McClurkin gave the BOT sales tax comparisons for the current year and 2009. Town Administrator Simonsen stated sales tax can be paying monthly, quarterly or annually and is not reported to the town

until a full month later. Mayor Van Domelen asked how we know where we are with sales tax in comparison to previous years. Finance Director McClurkin stated the numbers through May at this time, the next column shows the increase/decrease over last year, the General Fund and Parks share this, 2/3 going to the General Fund and 1/3 going to the Parks, the fund is down about \$10,000 over all from 2009, down about 8.5% from 2009 at this time. Town Administrator Simonsen stated if you correlate the numbers to the Main Street project for the first quarter you can see the numbers are lower than the first quarter in 2009, we were hoping the second quarter would show an increase with Main Street being opened back up. Mayor Van Domelen asked are you expecting us to be down \$85,000 at the end of the year. Finance Director McClurkin stated yes, everything is off. Discussion concerning monthly, quarterly and annual sales tax reporting, downward trend for the first quarter. Trustee Bruder stated it would be helpful to know what businesses are up and down so we know what needs rescuing. Finance Director McClurkin stated disposable income needs to be increased. Town Administrator Simonsen stated it is an analysis issue, we hope to start producing more reports. Discussion about enhancing businesses and getting the Chamber involved. Mayor Van Domelen stated word on the street is more people are stopping, I would be surprised if the sales tax does not go up. Town Administrator Simonsen stated we need to be more proactive and educate the businesses and the

consequences of businesses not paying sales tax. Discussion of the sales tax. 

Mayor Van Domelen stated it is difficult during budget when you are late getting revenue information and you don't know what you are dealing with for the fund balances. Trustee Bruder stated it would be helpful to find out what industry needs attention on behalf of the Economic Development Committee. Finance Director McClurkin explained the information concerning the fund balances, debt service and loans. Discussion concerning anticipated sales tax, policy not to go below certain reserves and reimbursement for grants for the Main Street project. Mayor Van Domelen stated the BOT needs to get the financial reports prior to the meeting and requested that Finance Director McClurkin get the reports in the BOT packet so they have ample time to review and have their questions ready for the meeting. Mayor Van Domelen stated the numbers on the report are too small, the reports need to be formatted differently in order to see what is going on, we cannot overshoot the 2010 budget. Trustee Carroll asked about the anticipated column on the report and that is not what it will be at year end. Finance Director McClurkin stated that is just an assumption, I took what was budgeted and divided it by twelve months. Trustee Bruder asked if there was some way to flag all the funds and if they get within 10% you could alert us. Finance Director McClurkin stated keep in mind it is like monopoly money and dividing by 12 there is not an actual deficit. Trustee Banta asked if that meant the bottom lines were then not true. Discussion concerning the grants, tracking grants and total fund revenues. Trustee Banta stated she would like the report spelled out more. Discussion concerning workshops before the regular meetings to work on the budget issues. Mayor Van Domelen asked Finance Director McClurkin to have the documents in the packet from now on so the BOT would have time to look the documents before the meeting and have their questions prepared.

Mayor Van Domelen asked to hear Resolution 2010-25 before Resolution 2010-24. BOT agreed unanimously.

8. Resolution 2010-25, a Resolution Approving a Memorandum of Understanding with the Colorado Department of Local Affairs and CSU Extension – Lyons East Entry and Trail Connection

Town Administrator Simonsen stated both of these were negotiated last year, I am not sure why they were held back, maybe budgeting or the library design scheme. Resolution 2010-25 refers to the east entry from the Black Bear Hole to 3<sup>rd</sup> and Main Street, including town signage, trails, sidewalk locations, landscaping treatments and lighting.

Students from CSU will work with the BOT and the citizens. Mayor Van Domelen stated this is a key project in regards to submitting a TIP application; this would serve as the preliminary design project in continuation to the downtown project. Staff recommends approving Resolution 2010-25. Mike Tuppa has stated he can start next week, he knows there is a deadline in August for the TIP grant. Trustee Jacobson stated I am in favor of this but due to the budget it is really within our means. Town Administrator Simonsen stated the expense will be shared with DOLA, the town would pay about \$1,470 and DOLA would pay \$2,450, I think it would pay to move forward with this project but I would recommend holding off on Resolution 2010-24. Mayor Van Domelen stated I want to clarify this would be from the Black Bear Hold to 3<sup>rd</sup> and Main. Town Administrator Simonsen stated yes and recommended they include potential parking at the triangle at 3<sup>rd</sup> and Main. The period of performance would be less than 3 months. Discussion included training appropriate staff, traffic access, business access, parking, lighting and a steering committee.

**Motion:** Trustee Ed Bruder moved to approve Resolution 2010-25, clarifying it is from the Black Bear Hole to 3<sup>rd</sup> and Main Street.

**Action:** Approve, **Moved by** Trustee Ed Bruder, **Seconded by** Trustee Lavern Johnson.

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 6).

**Yes:** Mayor Julie Van Domelen, Trustee Lavern Johnson, Trustee Sandy Banta, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson

7. Resolution 2010-24, a Resolution Approving a Memorandum of Understanding with the Colorado Department of Local Affairs and CSU Extension – Trail Planning and Illustration



Town Administrator Simonsen stated this is similar to Resolution 2010-24 and included planning and illustration from the northern trail from the Black Bear Hole to Hwy 7, from the Black Bear Hole to Hwy 36 – Boulder Connector Trail and the Northern Loop by the cemetery. Mayor Van Domelen stated this is clearly Parks and Rec issue, and since the Connector Trail was defeated it would be best to hold off on this at this time. I would like to see the Northern Loop done but would refer the project to Parks and Rec for a GOCO grant and they could speak with CSU. Trustee Banta stated this is an important trail from the Black Bear Hole to Hwy 36, it is a very dangerous piece of highway and it would be good for people riding bikes and walking to stay out of the traffic.

**Motion:** Trustee Ed Bruder moved to table Resolution 2010-24 with the understanding that Parks and Rec would look at this and give the BOT their input as they will have a better understanding of the scope of the work.

**Action:** Approve, **Moved by** Trustee Ed Bruder, **Seconded by** Trustee Kathy Carroll.

Trustee Jacobson stated we should state a reasonable amount of time to communicate with CSU. Mayor Van Domelen stated it could be in next year's budget or GOCO but yes a reasonable time frame.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Mayor Julie Van Domelen, Trustee Lavern Johnson, Trustee Sandy Banta, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson.

#### VI. Staff Reports

Town Administrator Simonsen stated Boulder County has responded (attached) to the meeting that was held on May 27, 2010, regarding the proposed second amendment to the Intergovernmental Agreement (IGA). Staff would like feedback from the Board and PCDC regarding how to proceed with the proposal. Administrator Simonsen, PCDC Chair Cornell and Mayor Van Domelen met with Dave Hawkins recently and toured his property that is being considered as part of the planning area. The owners of Stone Mountain Lodge have also requested that the Town consider annexation of their property as part of the IGA renewal process.

Mayor Van Domelen, Trustee Carroll and Administrator Simonsen recently met with staff from Boulder County Transit to discuss transit services in Lyons. The county is conducting a mountain transit study and will use data from that survey to help determine what needs and services would be most appropriate for our community. RTD is one option, but there is also special transit, van pools, etc). The data will be collected in July and August with results by late summer. Eco Pass is an unlimited, annual pass that is paid annually by a business, HOA, or town. Boulder County will subsidize three years of Eco Pass (60/30/30%) to help get the program started.

Town Administrator Simonsen stated attendance at Good Old Days was down on Friday night, but rebounded on Saturday despite a rain storm late afternoon. Although final numbers are not available, it appears that the town lost money after paying all expenses. There have been no complaints to town staff from local businesses following this year's festivities. The Parks and Recreation Commission will discuss this year's event and make recommendations for next year.

Town Administrator Simonsen stated HB10-1284 requires that "On July 1, 2010, a person who is operating an established, locally approved business for the purpose of cultivation, manufacture, or sale of medical marijuana or other marijuana-infused products or a person who has applied to a local government to operate a locally approved business for the purpose of cultivation, manufacture, or sale of medical marijuana or medical marijuana-infused products which is subsequently granted may continue to operate that business in accordance with any applicable state or local laws. "Established", as used in this paragraph (a), shall mean owning or leasing a space with a storefront and remitting sales taxes in a timely manner on retail sales of the business as required pursuant to 39-26-105 C.R.S., as well as any applicable local sales taxes.

Town Administrator Simonsen stated Staff met or talked with each of the current business license holders and confirmed that they were current on their payment of sales taxes. Lyons Herbal Apothecary (440 Main Street) indicated that they are not pursuing this business. Five of the businesses have current licenses and sales tax data as of July 1<sup>st</sup>. Two businesses have not minimum standards for local government licensing, or have indicated that they are not planning to move forward with a medical marijuana business. This leaves five remaining businesses that meet local licensing requirements.

Town Administrator Simonsen stated she and Mayor Van Domelen attended the annual Colorado Municipal League Conference in Breckenridge on June 23, 24, and 25<sup>th</sup>. They attended a variety of sessions including topics such as: sustainability, tax exempt financing, technology and new media, local purchasing preference policies, buy local campaigns, medical marijuana update, wild urbanism, libraries link to communities, sales tax and use tax collection, as well as significant networking with peers and professionals. We were able to obtain several free resources from the

connections, including free advertising through Colorado Lottery for a local event, USDA Rural Development water and waste water system analyses, contact with DOLA and GOCO for upcoming grant opportunities, potential recipient of a 'green' project involving converting algae to biodiesel, application for interns in the area of public policy and administration, grant information from the Division of Wildlife, Loans and grants for community facilities and libraries, removal of our obsolete water tanks, as well as submitting our town for a 'financial checkup'. The attendance at the conference was well worth our time and effort!

## VII. Trustee Reports



Trustee Johnson stated my Good Old Days things turned out good. The Square Dancers caller was honored for 55 years of calling. Trustee Johnson wanted to pursue the idea of paying to use the RV dumpster.



Trustee Banta met with LAHC, they are making plans to get art on Main Street, and they do have some grant money from the Lyons Foundation. Some of the grant money received from the Lyons Foundation will be used for permanent bases on Main Street for art. They have spots identified and have been working with Deputy Clerk Watson and Town Engineer Blakenship to see if the places located will work. The art will be changed periodically as the bases would be permanent. One piece of art has been placed on Main Street in front of Mike Clark's business.

Trustee Bruder stated he did not have anything to report.




Trustee Carroll stated the Sustainable Committee meet with Bonnie Schoup (Transit Committee) to look at how transportation to and from Lyons could be improved. We also looked at the survey Transit will be putting out in Lyons to get input from the Lyons citizens.

Trustee Carroll stated she had taken on the timeline for the implementation workbook for the Comp Plan and will have the work done and present to the Sustainability Committee Thursday.

Trustee Carroll complimented Town Administrator Simonsen for the report on the Sustainability Committee but questioned why there are not any others listed and asked if they could be in the future.



Trustee Jacobson stated there will be another Open House for the Library on July 14, 2010 at Town Hall. This meeting will be better publicized and the students will be there to give a formal presentation.

Mayor Van Domelen  stated she attended the CML conference and there were so many good contacts there for the town including infrastructure sustainability, ideas to engage the volunteers, etc. There were also discussion on the 3 ballot initiatives that will be on the ballot in November and how they will affect the municipality's revenue. If they are passed the revenue would go down 50% . CML is helping cities and towns do the analysis, vehicle taxation would go away and we would be left with no way to carry debt. This is very concerning. Mayor Van Domelen stated she would send the links to the BOT concerning this.

Mayor Van Domelen stated she attended the Consortium of Cities meeting with Trustee Bruder, they are working on a transportation master plan and want input from different sources, this will be good for the small town voices to be heard. Mayor Van Domelen suggested someone from the Sustainability Committee to attend.

Mayor Van Domelen stated she attended the PCDC meeting and there are tasks that need to be done to finish the Comp Plan. PCDC Chair Cornell has sent the implementation work book to the BOT members to complete with the Board or Commission of which they are the liaison; we need to get through this process. Trustee Carroll asked the date of the final instructions. Mayor Van Domelen stated Deputy Clerk Watson would send out the packet again to make sure everyone was working on the final version. Trustee Jacobson asked how to complete the workbook when the Library project is not finished. Mayor Van Domelen suggested having a PCDC member guide her on the format they want. Trustee Banta stated the workbook was hard to read and she did not understand it was a workbook, that what she received was an exercise in frustration, the pages were not numbered or labeled. Mayor Van Domelen asked that the workbook be repackaged and resent to everyone.

## VIII. Consent Agenda

1. June 21, 2010 Board of Trustees Meeting Minutes
2. June Accounts Payable
3. April 2010 Clerk & Treasurer's Report
4. May 2010 Clerk & Treasurer's Report
5. First Reading - Ordinance 884, an Ordinance Extending the Temporary Moratorium Imposed by Ordinance 879 on the Acceptance, Processing and Approval of any Application for a Town of Lyons Permit or License Concerning the Operation of any Business Involving the Sale or Cultivation of Medical Marijuana Pursuant to Article 18, Section 14 of the Colorado Constitution, Declaring the Intention of the Town of Lyons Board of Trustees to Consider the Adoption

of Appropriate Regulations Governing Such Businesses to the Extent Allowed by Law, Directing Town Staff to Investigate the Town's Authority to Regulate such Businesses and to Prepare Regulations for the Board of Trustees' Consideration.

Mayor Van Domelen stated the BOT did not receive the April or May Clerk and Treasure's Report and asked to have them removed from the Consent Agenda until they are completed.

Trustee Bruder asked that item #1, the June 21, 2010 Board of Trustees Meeting Minutes and item #5 Ordinance 884 be removed from the Consent Agenda.

**Motion:** Trustee Jacobson moved to approve item #2 on the Consent Agenda.


**Action:** Approve, **Moved by** Trustee Kathy Jacobson, **Seconded by** Trustee Kathy Carroll.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Mayor Julie Van Domelen, Trustee Lavern Johnson, Trustee Sandy Banta, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson.

#### IX. Items Removed from the Consent Agenda

Trustee Bruder stated I have talked with Town Clerk Anthony about the minutes, there are some things that need clarification concerning Resolution 2010-23 that I stated at the meeting. Town Clerk Anthony stated after Trustee Bruder makes the corrections she would copy them for the BOT so they could see the changes Trustee Bruder wanted versus what she had in the minutes.

Trustee Bruder stated  I recognize that there may be the potential *for an appearance* of a conflict of interest. I own and operate a medical marijuana business here in Lyons. I will be recusing myself from the vote on this 1st reading of Ordinance 883. I want to reassure my fellow board members, the staff, and the public that I will be discussing with the Town Attorney the extent of my participation in the upcoming matters related to medical marijuana. Furthermore, I take my commitment and obligation to this town, and to this board very seriously. I am confident that I will be able to appropriately navigate my participation and balance the fact that I am in a unique position, as a Trustee, as well as a medical marijuana patient, a caregiver, and a dispensary owner, and someone who by many is considered an expert in the field of medical marijuana. I am completely sure I can be fair, unbiased and appropriate in any of my participation. For the record, I have spoken to a number of my constituents, and they have generally expressed their appreciation that I am on the board during the time the town will be determining the future of medical marijuana here in Lyons, and they are glad that I am part of the process.

Trustee Johnson asked how can you participate if you have to recuse yourself. Trustee Bruder stated this would be on a case by case basis. Mayor Van Domelen thanked Trustee Bruder for recusing himself and stated it speaks to his commitment on this matter.

Trustee Carroll stated on line 123 it needs to state approve not adjourn.

**Motion:** Trustee Kathy Jacobson moved to table the June 21, 2010 BOT minutes to the July 19, 2010 BOT Meeting

**Action:** Table, **Moved by** Trustee Kathy Jacobson, **Seconded by** Trustee Kathy Carroll.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 6).

**Yes:** Mayor Julie Van Domelen, Trustee Lavern Johnson, Trustee Sandy Banta, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson.

**Motion:** Trustee Kathy Carroll moved to approve Ordinance 884 on first reading.

**Action:** Approve, **Moved by** Trustee Kathy Carroll, **Seconded by** Trustee Kathy Jacobson.

Trustee Banta asked if Town Attorney Cox would be available for the Public Hearing of Ordinance 884. Town Administrator Simonsen stated if anyone has any questions concerning this to direct them to her and she would get them an answer.

**Vote:** Motion passed (**summary:** Yes = 5, No = 0, Abstain = 1).

**Yes:** Mayor Julie Van Domelen, Trustee Lavern Johnson, Trustee Sandy Banta, Trustee Kathy Carroll, Trustee Kathy Jacobson.

**Abstain:** Trustee Ed Bruder.

Town Administrator Simonsen stated the Board Retreat will be July 23, 2010 from 8:00 am – 12:30 pm with Corinne Pederson from NNMP officiating the meeting. Trustee Jacobson stated she has appreciated the expertise in the area of marijuana.

- X. Adjournment – Trustee Carroll moved to adjourn the meeting at 10:00 pm.

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Deb Anthony, CMC – Town Clerk

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Mayor Julie Van Domelen