

TOWN OF EMPIRE

30 East Park Ave. PO Box 100 Empire, CO 80438

303-569-2978 clerk@empirecogov.us



PUBLIC NOTICE

Public Notice

The Board of Trustees of the Town of Empire will hold a working session on Tuesday, March 21, 2017 at 6:00PM, just prior to the regularly scheduled Board of Trustees meeting. The agenda is as follows:

- 1) Discussion of potential RV Slots at Empire Ball Park
- 2) Adjournment

No decisions are to be made at this working session. Please contact the Town Clerk with any questions or information prior to the working session.





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Town of Empire

30 East Park Avenue/P.O. Box 100 Empire, Co 80438
303.569.2978/f303.569.2282

Public Comment

Sign-up Sheet

March 21, 2017

If you would like to address the Empire Board of Trustees at this meeting, please place your name on the sign-up sheet. You will be recognized to speak during the "Public Comment" portion of the addenda.

This is a governmental meeting held to conduct the business of the Town of Empire. We welcome you here and thank you for your time and concern. If you wish to address the Board, this is the time set on our agenda for you to do so. When you are recognized, please stand, state your name and then address the Board. Your comments will be limited to 5 minutes. This is the appropriate time on the meeting agenda for you to address the Board on matters that are not scheduled for public hearing. The Town Board may not respond to your comments during this meeting, rather they may take your comments and suggestions under advisement and your questions will be directed to the appropriate person or department for follow-up.

The Town Board request that all speakers conduct themselves in a respectful and civil manner and avoid disorderly behavior or personal attacks against any individual. In the event any person interrupts the business of the Board or acts in a disorderly or disrespectful manner, the Board may require such person to cease the offensive behavior and/or to leave the meeting. Thank you.

Please sign your name below if you wish to speak to the Board.

Narla Schiera ✓
Phil Wick ✓
Tony Kaspari ✓
HANS BERG ✓
DAVE CASTENS ✓
BRANDON HARVEY ✓
JAKE SPARKS ✓
Michael L. Ellington ✓

Henry P. Whitney ✓
Mike Spier ✓
Daniel Laine ✓
Bob McCork ✓

1. Introduction

2. Background

3. Methodology

4. Results

5. Discussion

6. Conclusion

7. References

8. Appendix

The following table shows the results of the experiment.

The data was collected from 100 trials.

The results are as follows:

The mean value was 1.23.

The standard deviation was 0.45.

The confidence interval was 1.05 to 1.41.

The p-value was 0.001.

The results are significant.

The null hypothesis was rejected.

The alternative hypothesis was accepted.

The results are consistent with the theory.

The experiment was successful.

The results are reliable.

The data is accurate.

The experiment was well conducted.

The results are clear.

The experiment was informative.

The results are useful.

The experiment was a success.

The results are impressive.

The experiment was a great success.

The results are outstanding.

The experiment was a masterpiece.

The results are exceptional.

The experiment was a triumph.

The results are remarkable.

The experiment was a feat.

The results are extraordinary.

The experiment was a wonder.

The results are amazing.

The experiment was a miracle.

The results are incredible.

The experiment was a marvel.

The results are unbelievable.

The experiment was a miracle.

The results are unbelievable.

The experiment was a miracle.

The results are unbelievable.

Town of Empire

Board of Trustees

March 21, 2017

BOT - Agenda March 21, 2017

- Board of Trustees Working Session 6:00PM – 6:30 PM
 - Call Regularly Scheduled Meeting to order
 - Pledge
 - Roll Call
 - Approval of Agenda
 - Approval of minutes
 - Honorable Judge – Presentation to the Board of Trustees
 - *Public Hearing – Ordinance 248* – First Reading and Public Hearing on Ordinance 248, An Ordinance of the Town of Empire Concerning the Taking of Action Minutes for Regular Board of Trustee Meetings.
 - Budget/ Sales Tax
 - RV Discussion
 - Public Comment
 - GOCD- Trail Head Grant
 - Grants
 - East Town sign
- *Reports:*
 - • *Police*
 - • *Fire Authority*
 - • *Attorney*
 - • *Water/Waste Water*
 - • *Facilities*
 - • *Maintenance*
 - • *Admin*
 - • *Mayor*
 - *Adjournment*

The Regularly Scheduled Empire Board of Trustee Meeting on March 21, 2017 was called to order at 6:38 P.M.

Board of Trustees in attendance: Trustee Davis, Trustee Gilbert, Trustee Koch, Trustee Tennant, Trustee Adams, Trustee McElroy,

TRUSTEE GILBERT MOTIONED TO APPROVED THE EMPIRE BOARD OF TRUSTEES AGENDA FOR MARCH 21, 2017. TRUSTEE TENNANT PROVIDED THE SECOND AND ALL WERE IN FAVOR.

TRUSTEE GILBERT MOTIONED TO APPROVE THE EMPIRE BOARD OF TRUSTEES MEETING MINUTES FOR FEBRUARY 13, 2017. TRUSTEE KOCH PROVIDED THE SECOND AND ALL WERE IN FAVOR.

**HONORABLE JUDGE
RICHARD TOUSSAINT**

Honorable Judge, Richard Toussaint provided the BOT with updated information on Municipal court.

Ordinance 248

TOWN OF EMPIRE
Clear Creek County, Colorado
Ordinance 248

AN ORDINANCE OF THE TOWN OF EMPIRE CONCERNING THE TAKING OF ACTION MINUTES FOR REGULAR BOARD OF TRUSTEE MEETINGS

Whereas, the Town of Empire has decided that to prepare action minutes for regular board of trustee meetings moving forward from the adoption of this ordinance and

Whereas, a Board of trustee meeting minutes will follow the same procedure:

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF EMPIRE, COLORADO, AS FOLLOWS:

SECTION 1- Definitions

MINUTES For purposes of the Town of Empire Code, the term minutes shall mean action minutes of the meeting of board of trustees. Action minutes shall mean motions, resolutions and/or ordinances, the vote of any motions, resolutions and/or ordinances, and the name of any citizen speaking under public comment and/or public hearings and their stance

In case of conflict or need for clarification between the action minutes and the board of trustee meeting audio recording, the audio recording shall be consulted for interpretation. The audio recordings of meetings shall be kept in accordance with the Town of Empire Records Retention Policy effective January 2011. Following the Colorado Municipal Records Retention Schedule, as currently approved by the Colorado State Archives and as it may be revised and amended from time to time.

SECTION 2- Severability

If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of this ordinance. The Board of Trustees hereby declares that it would have passed this ordinance, including each part, section, subsection, sentence, clause or phrase hereof, irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or phrases may be declared invalid.

SECTION 3- Repealer

All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that this repeal shall not repeal the repealer clause(s) of such ordinance nor revive any ordinance thereby.

INTRODUCED, READ AND PASSED ON FIRST READING at a Regular Meeting of the Board of Trustees of the Town of Empire, Colorado, held on the 21st day of March, 2017.

PUBLIC HEARING held on the 21st day of March, 2017.

PASSED, ADOPTED AND APPROVED, on first reading and following public hearing, by the Board of Trustees of the Town of Empire, Colorado, on the 21st day of March, 2017.

TRUSTEE GILBERT MOTIONED TO APPROVE ORDINANCE 248- AN ORDINANCE OF THE TOWN OF EMPIRE CONCERNING THE TAKING OF ACTION MINUTES FOR REGULAR BOARD OF TRSTEE MEETING. TRUSTEE KOCH PROVIDED THE SECOND AND ALL WERE IN FAVOR.

Budget

Government-Wide Financial Analysis (continued)

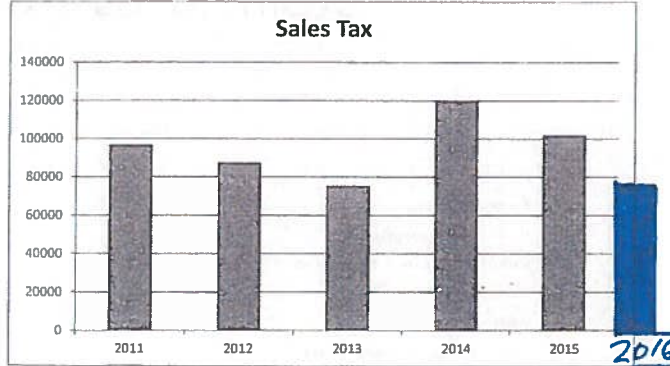
Proprietary funds. The Town of Empire's proprietary funds provide the same type of information found in the government-wide financial statements, but in more detail.

Capital assets. The Town of Empire's government-wide capital assets, net of accumulated depreciation decreased due to depreciation. Additional information as well as a detailed classification of the Town of Empire's net capital assets can be found in the Notes to the Financial Statements on pages D16, D17 and D18 of this report.

Long-term debt. At the end of the current fiscal year, the Town of Empire had \$-0- in governmental long term debts. Additionally, the Town of Empire's Water Fund had \$-0- in loans. Additional information regarding the Town of Empire's debt can be found on pages E and D20.

Sales and Use Tax: The Town of Empire has 3% sales and use tax that is used to fund its governmental operations. 25% of the tax collected is placed in the Utility Improvement Fund, future capital acquisitions. The decrease in sales tax from 2014 was \$17,822 or 15%. The following chart indicates changes in the sales tax over the past several years.

following chart indicates changes in the sales tax over the past several years.



Next year's budget and rates: The Town of Empire's General Fund balance at the end of the current fiscal year was \$93,486. The Town of Empire's 2016 budget anticipates an ending General Fund balance of \$163,209.

B9

Business loss/ Gain

Lost Business

Peck House
East Park Antiques
East Park Stain Glass Studio
Annie's Gold
Altitude Sickness
Tomato liquors and Store
Laundry Mat
Subway
1860 Tavern
Mad creek BB
Karen's Coffee Shop

New Business

Clock Shop
Colorado Country
Serene Wellness Retail
Serene Wellness Medical
Empire Liquor Store

Town recommendations

Sales tax increase to 8.9 up from 6.9

Business licenses increased to \$75,000

Raise mil levies to 9.375 from 7.977

Combine town clerk and bookkeeper position into one

Convert town hall lighting to LED lighting

Replace town sidewalk lights with LED lights

Discontinue bookkeeper's cell phone

All invoices must have line charge indicated and initialed by Mayor

Staff must be given a copy of the budget monthly, so everyone can be held accountable for their departments.

All hours over 32 for the week must be preapproved

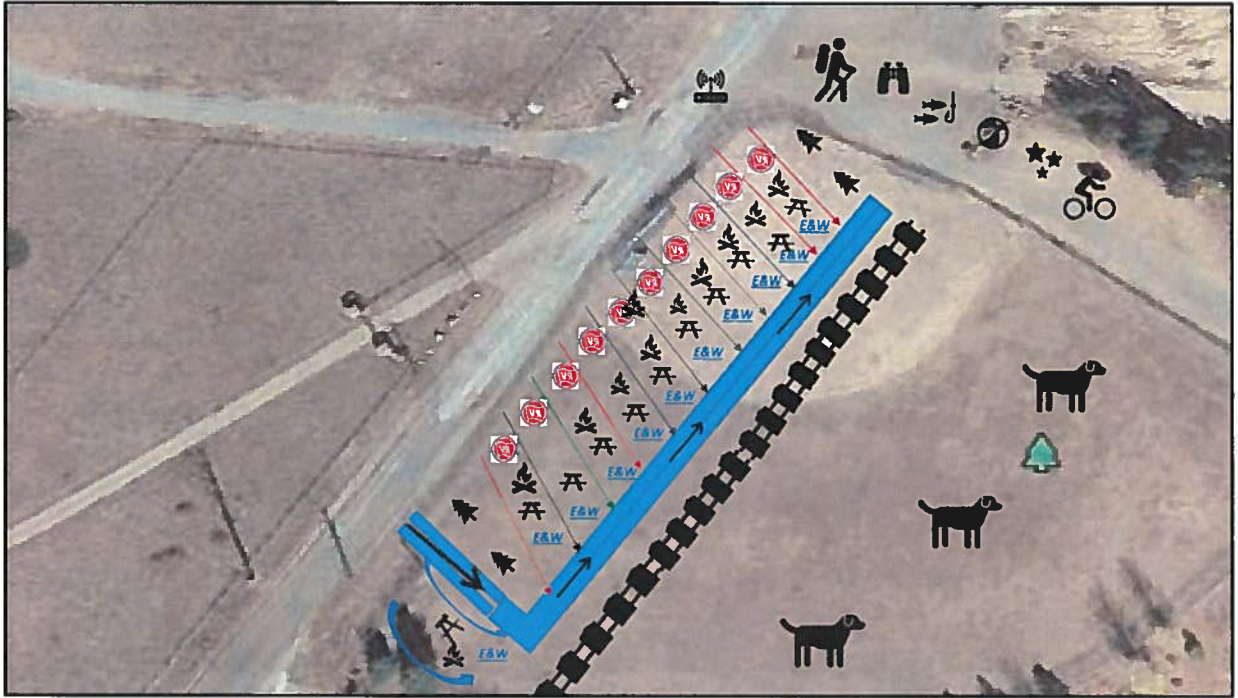
Revenue from the PIT

2013 - \$22,052.00

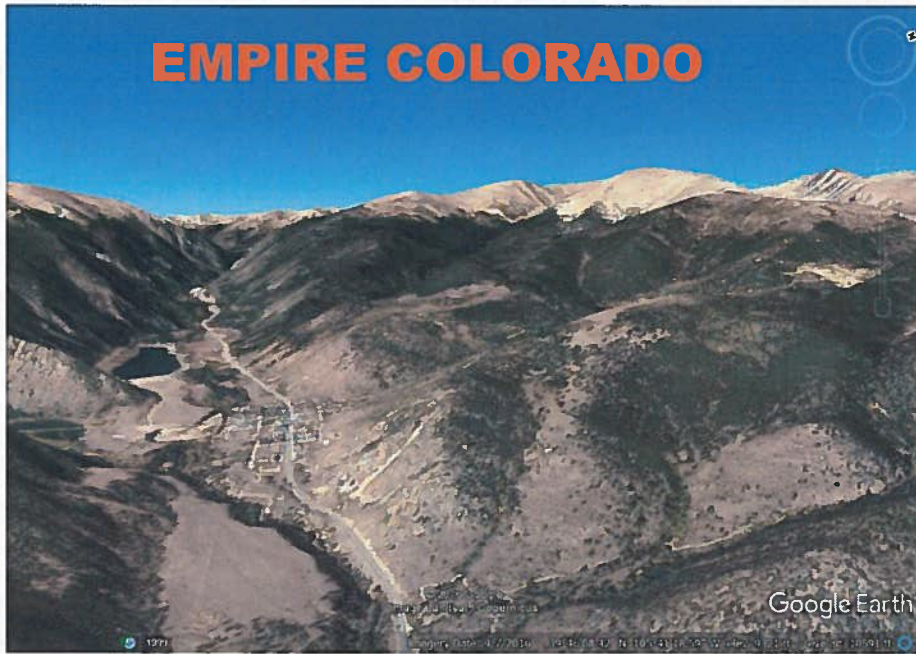
2014 - \$13,131.00

2015 - \$37646.00

2016 - \$47685.00



EMPIRE COLORADO



Google Earth

1271

© 2016 Google. All rights reserved. 39°13'31.42"N 109°43'11.99"W (4290.230m) 1271







The motorhome is a large, modern vehicle with a prominent front grille and large windows. It is parked on a paved surface, and a dark-colored car is visible in the background. The scene is set outdoors with lush green trees and a clear sky.

PUBLIC COMMENT

Public Speakers: Public Comment

Unaware until seeing it at Post Office and enjoy the amenity and not crazy about it and pleased about the space being left for the dog but less negative 412 E Mountain

Phil Wick Bard Creek Valley; never seen a camp space. Community success in Morrison and tourists because it was well maintained. W/o businesses, we can't get people into town. RV spots 67.5% 5 slots with 60k outlay and would take 5 years for ROI. CO GOV website is the largest number of concentrated artistic value. Gaming industry – it would take their money not ours. 42% employed in Blackhawk. 12-25/night at the RV's spendature versus 258/night in blackhawk

Toney and closing of the Henerson mine is going to impact us. Habitat for Humanity – serene, quiet, noisy, and mostly positive and cohesive as a community and not liking the RV because it doesn't benefit the residents – perhaps the town, but not "me". Toys on the roads, not eating in the restaurants because they have a kitchen, shooting, illegal campfires, trash, RV PARK will make it work. Income gained is not worth the destruction of our area. Firmly believe the dog park will go away as RV's grow. People come in here and worry about vandalism and isn't safe.

Hanz from North Empire: 3M people live in front range and DIA and they all go to the parks, skiers, etc... A lot of this is spatial and location is what counts. We're in the middle of everything because it's a quiet community because people say no to things but we have financial problems. Millions are moving here. Unique and amazing w/l a 1k miles, this town. Infrastructure needs to make sense for the long haul. Respect the community, revenue, and landscape. Long-term vision is the pit. Amazing location for a big plan – dumped millions of pounds of toxic debris and then dirt on top of that, the trees have been removed from their natural state. Making the problem bigger. Trail from town to ball field.

Amphitheatre. Picnic tables. Structure of some state for conference rooms or biz's rent out. Bathrooms. Road and parking. MTN Bike playground. MTN biking coming to this area and wants LEO's to ensure payment for 10/day. FIFA Soccer fields. Soccer moms could rent this out. RV Park tucked in by the creek who spend money in town – long walks so they drive into town but a pedestrian bridge would be good for income. Trail from park to town. Think big and not piecemeal. Venues, biz meetings, international soccer and keep it open space. Private parcel of land critical to our future development. Water rights.

Quaint little town. Don't want central city and Blackhawk, nor jeep club, or the dogs on the sidewalk. Don't need to spend a bunch more money and don't want people in my town. Not going to know the soccer moms or want anyone to dump on my town. Please don't take a dump in the middle of my town. No RV's up here and there's a reason they are not there anymore. Please be careful of our time.

Brandon Harvey: Live in GTown. Bungee jumping tower 20 years ago in same spot. Property manager for the Newtons and speaking on behalf of them. Afraid of drinking and trespassing on their property. Town attracts characters and hard to agree on anything. Steve Newton is not good with it.

Jake Sparks 278 Bard Creek: Security and enough trespassers as it is. Doing what it takes to keep people off their property – not building a fence, but will do anything to keep their family safe.

132 E Park: Travel and campgrounds are dirty and rude. Works in the city and wants safety, peace and quiet. Utilize the dog park and not against the city making income, but want a better way to do it. Americana was great. More than happy to help but doesn't think a RV park. ATV's all summer and they are annoying and doesn't think it's a good idea.

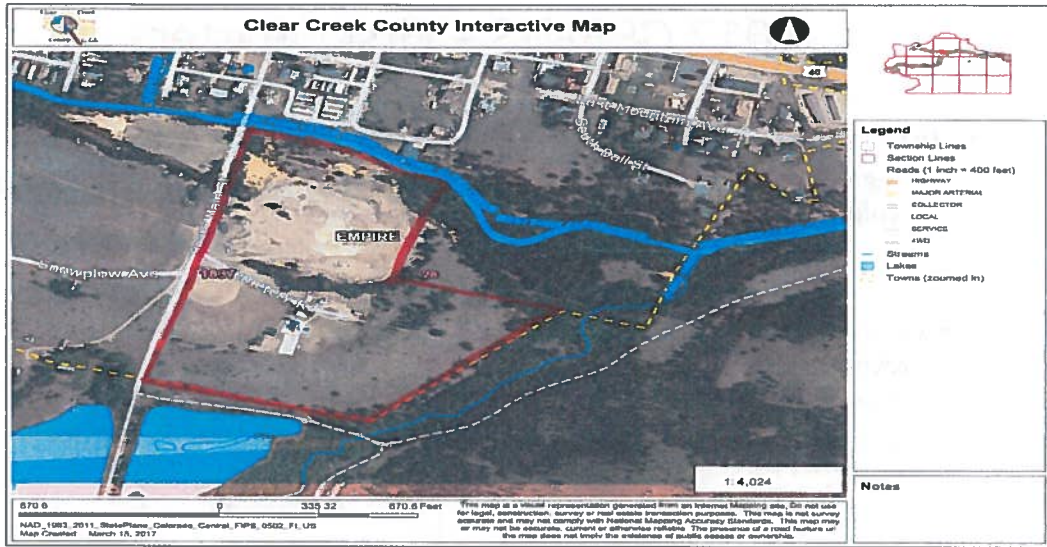
Henry: My big concern is what are we leaving for the kids. Sue got the park started but not raised up again. The people founded this town and wants the town kept pristine without kids getting run over on the bike.

Mike 267 MTN Ave: We're getting 175.00/person and state avg is

1200/person. We don't have grocery and we don't spend money here and need other peoples money here. This town is close to the road, 10 RV's bring 1000 people to town but we can only do 300 because we can't support them! We have to do small things for a small town. Wants to see us put in 10 and its not a huge number but we can support it. If it doesn't work, we can reevaluate. Dog park stays. More park space but the town can't survive without something and has the least impact and budget. Wants site, budget and planning info but all in favor of moving forward to see if we can make it work.

Daniel- waived his right to speak stating they have been covered

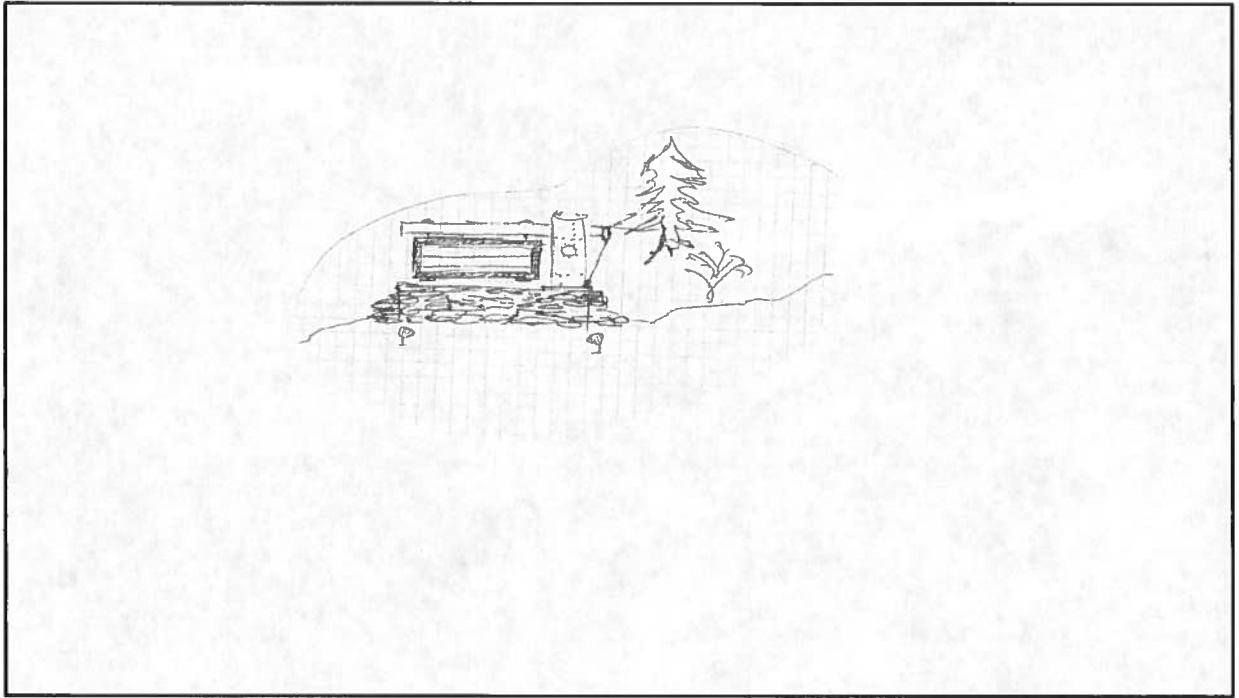
Bob on N Main: Town is looking up – town maintains sense of serenity as people pass through here. Stop for gas but RV's can't pull into that station. Questions and problems around this proposal is a gamble – will it grow, expand, unforeseeable issues. Toys that come with the homes on hweels, dealt with RV's ATV's/Jeeps on roads obliged to look into and if that comes back again with this addition and cannot drive accros HWY 40 would precipitate further legislating in town. These problems will be here again. The addition of ATV's running on main street is illegal and is an additional problem of the trap. No sidewalk, kids playing on the street. Statue slows down traffic. Summer brings north empire playground and they spend money in town. Don't have any idea what we'd do but new ideas for open space. Serenity of our space and walking up the mountain. Concerts occasionally – generate more ideas like jeeps and concerts. Morrison is different built to bring people in with art shows. Empire not a destination town and is a good thing and appreciate night quiet. Aesthetic of empire in tis valley has remained as its been long before we all got here – no idea of what the pit was used for and revenue is varied by construction. Guess the point is gamble on bringing in a secure point or not, can't go back and unbuild it. Appreciates the thought but the problems are usage and what the people come here for. People are going to hike and park and go somewhere else. Keep in mind, the effects on our main road to Bard Creek and North Ridge. Consider the aesthetic of the town.



2017 GRANTS – First Quarter

- CDOT- Law Enforcement - \$3,360.00
High Visibility Impaired Driving Enforcement
 - CIRSA – Loss Control and Prevention \$5,637.00
Two Radios
1 Bullet Proof Vest
 - PENDING APPROVAL
 - Timothy Endowment- CIRSA \$2,965.00
 - Body Worn Cameras
 - Police Officer Identifying Patches
- IN PROCESS OF SUBMITTAL
 - CLIMAX -\$40,000.00
 - FIREHOUSE SUBS-\$30,000.00
 - GOCO- RESTROOM- AMOUNT TO BE DETERMINED
 - GOCO- TRAIL HEAD- AMOUNT TO BE DETERMINED
 - CDOT- \$11,760.00 (2017/2018 ENFORCEMENT)





THANK YOU

- Next scheduled Empire Board of Trustees meeting will be held on April 18, 2017 at 6:30 P.M.

MAYOR, RICHARD SPRAGUE



ATTEST: EMPIRE MUNICIPAL CLER, NICHOLE LENTZ

THANK YOU

Thank you for your contribution to the
Empire State Energy Authority
on 11/11/11 at 11:30 A.M.

STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL
JULIA E. MILLER
11/11/11

Town of Empire

30 East Park Avenue/P.O. Box 100 Empire, Co 80438

303.569.2978/303.569.2282

March 22, 2017

Called to order at 18:47

Planning Commission Members Present

Chairperson, Sue Hauser, Mayor Sprague, Patrick Adams, Sally Rush,

Police Chief Glen Hardey

Audience

None present

Approval of Agenda

MS. RUSH MOVED TO APPROVE THE REGULAR SCHEDULED PLANNING COMMISSION AGENDA FOR MARCH 22, 2017, WITH NO CHANGES, MAYOR SPRAGUE PROVIDED THE SECOND AND ALL WERE IN FAVOR.

Approval of February 22, 2017 Minutes

MAYOR SPRAGUE MOVED TO APPROVE THE PLANNING COMMISSION MINUTES FOR JANUARY 25, 2017, WITH NO CORRECTIONS. MR. ADAMS PROVIDED THE SECOND AND ALL WERE IN FAVOR.

Public Comment

There was no public present to commit.

Mayor's Report

Habitat Community Meeting. Mayor Sprague reported that the meeting with the community was very positive, and the general feeling was that the people who live here like Empire. Habitat thinks the cleanup of US 40 would be a good project for the group. They have scheduled another meeting for Thursday, April 20 at the church.

Use of Town Park

Ms. Rush brought up the possibility of making the dog park for "members" only. She suggested charging people for use and issuing permits. Mayor Sprague pointed out that the dog park would not go away if we allowed RV's, it would just become smaller. Ms. Rush also felt the Town should have emphasized that an RV park would be on a test basis, and if it posed problems the Town could discontinue it. Mayor Sprague agreed and said he should have emphasized that more at the public hearing.

Town of Empire

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Ordinance 248 – Nuisance Ordinance – Second Draft

The Planning Commission proof read the changes from the last meeting. They added some verbiage on trash accumulation and agreed that the rest of the changes were fine. The Planning Commission will table this ordinance until they finish the General Offenses Ordinance to make sure there are no overlaps or contradictions.

Mayor Sprague reminded the commission to put the back-flow regulations back on the agenda.

Adjournment

MS. RUSH MOVED TO ADJOURN THE MEETING AT 19:30, MAYOR SPRAGUE PROVIDED THE SECOND AND ALL WERE IN FAVOR.


Chairperson, Sue Hauser

ATTEST: 
Town Clerk, Nicole Davis-Lentz