

## RECORD OF PROCEEDINGS

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*Town of Estes Park, Larimer County, Colorado, June 26, 2003*

Minutes of a Regular meeting of the **PUBLIC SAFETY COMMITTEE** of the Town of Estes Park, Larimer County, Colorado. Meeting held in the Municipal Building in said Town of Estes Park on the 26<sup>th</sup> day of June, 2003.

Committee: Chairman Gillette, Trustees Jeffrey-Clark and Newsom  
Attending: All  
Also Attending: Town Administrator Widmer, Police Chief Richardson, Fire Chief Dorman, Police Commander van Deutekom, Support Services Manager Bartram, Sgt. Rose, Clerk O'Connor  
Absent: None

Chairman Gillette called the meeting to order at 7:30 a.m.

### POLICE DEPARTMENT.

#### Reports:

**Model Traffic Code, Revised 2003 – Presentation.** Chief Richardson reviewed the revised Code and reported that the public hearing for adoption of said Code is July 22<sup>nd</sup>. The Appendix for local traffic regulations must be re-adopted with the Code. Clarification of local restrictions followed, with the Committee noting that the Code, Appendix and Ordinance will be presented for adoption during the Town Board meeting July 22<sup>nd</sup>.

**Mutual Aid Request with the Mesa County Sheriff's Office for "Country Jam USA".** In a letter dated June 19<sup>th</sup>, Sheriff Stan Hilkey requested assistance with public safety operations at the four-day country music festival and campground scheduled June 26<sup>th</sup> – 29<sup>th</sup>. The Incident Command System and crowd control techniques as well as orientation to the event is planned on June 25<sup>th</sup>. Commander Filsinger and Sgt. Kufeld are participating in the training and worthwhile expertise should be gained for future Estes Park events.

**Underage Drinking Enforcement Activities Outside Town Limits - Larimer County Sheriff's Office.** Chief Richardson reported on a \$10,000 grant from CDOT that will be used to address underage drinking issues (through education and enforcement) within the community. However, with many of the youth residing outside Town Limits, substantial roadblocks are created for the Police Department. Thus, as allowed by State law, the Larimer County Sheriff's Office has agreed to allow the Police Dept. to conduct enforcement efforts outside Town Limits. Procedure: Police Dept. staff will notify the Sheriff's on-duty supervisor of their activity and the locations they intend to address. **The existing MOU with the County will be updated and presented to the Committee in the near future.**

**Legal Opinion – Municipal Court/Drivers License Suspension-Possession and Use of a Controlled Substance.** The Committee reviewed a letter dated June 10, 2003 submitted by Town Attorney White responding to the Committee's request (4/23/03) on the Court's ability to go beyond the state statute and mandate identical treatment for underage consumption and/or possession of a controlled substance with regard to drivers license revocation. In summary, based on 42-2-125(l)(m), CRS and 42-2-125(l)(b) CRS, the Town does not have

the grant of statutory authority to require the revocation of a drivers license for anything other than those offenses set forth in Section 9.20.010 of the Municipal Code. A change in the state statutes would be necessary for the Town to have the authority to pass an ordinance.

Chief Richardson recommended that any discussion with state legislators include the following language: “possession or be under the influence of”—this language is identical to underage drinking language. Town Administrator Widmer stated that Trustee Barker serves on the CML Policy Committee where issues to be presented to the State Legislature are determined. Following discussion, **the Committee recommended “Drivers License Suspension for Possession and Use of a Controlled Substance” be presented during a Town Board meeting to determine support.**

**Crime Analysis Report on Vandalism.** CSO Dennis van der Avoort, Crime Analysis Expert, conducted an analysis utilizing “spot” maps to ascertain the probability that criminals will strike again within the area that covers E. Elkhorn Ave. and Big Thompson Ave., from Riverside Plaza east to Lone Pine Drive. Pursuant to the data, extra patrol and regular checks on E. Elkhorn-Big Thompson Ave. are recommended between 8:00 p.m.-3:00 a.m., particularly on Monday and Tuesday, and Saturday and Sunday evenings. Extra attention between 10:00 p.m.-12:00 midnight in the 500-1000 Block of Big Thompson Ave. is also recommended. Discussion followed concerning profiling and confirmation that these crimes have generally involved destruction of property. Chief Richardson added that the Department is using all available resources to solve these crimes, and that this study will prove invaluable. **The Committee commended CSO van der Avoort for the presentation and completeness of the study.**

**Pedestrian Flag Pilot Project.** Town Administrator Widmer confirmed that staff has replaced the flags for the third, and most likely, the final time. A less expensive version of the flag may be researched.

**McDonald’s Parking Lot Incident – Report.** Sgt. Rose briefed the Committee on this recent incident that occurred in the McDonald’s Restaurant Parking Lot. It was reported that a gun was being waived about by juvenile occupants in a vehicle. All on-duty personnel responded; officers handled the incident in a professional manner; and the vehicle and occupants were secured. Mgr. Bartram confirmed that the tapes verify that although the informant’s English was broken, the message was clear and Department staff verified hand motions that accompanied the verbal report. Four Sheriffs Officers, 1 State Patrol Officer, and local on-duty EPPD officers responded. A search uncovered a BB pistol and suspected drugs and drug paraphernalia; two persons were arrested due to the suspected drugs.

However, as the EPPD was placed in a backup role in their jurisdiction, Chief Richardson will be discussing this incident and procedure with the Sheriff’s Dept., and any additional information will be shared with the Committee.

## **FIRE DEPARTMENT.**

**Mutual Aid Agreement with PRPA – Request Approval.** Chief Dorman reported that PRPA is requesting the current Agreement be revised to include a provision authorizing the fire chiefs of the respective parties the authority to establish written protocols, plans and procedures. Town Attorney White has reviewed the MOU. **The Committee recommends approval of the revised Mutual Aid Agreement with PRPA as presented.**

**Memorandum of Understanding (MOU) with RMNP – Request approval of Extension.** The current 5-yr. MOU provides for services and assistance between the two agencies and expires 7/20/03. Discussions are underway and due to new issues being addressed, both agencies recommend a one-year extension. **The Committee recommends approval of a one-year extension of the MOU with RMNP.**

**Correspondence.** Chief Dorman read a letter from Randy Deck/Student Venture, expressing his appreciation to the Department for their rescue efforts. The rescue occurred between 11:00 p.m.-7:00 a.m. and involved a team member who got stuck in the cave located on Old Man Mountain. The 6-hr. rescue ended successfully with the individual suffering minor hypothermia.

**Rescue Truck – Funding Donation/Inspection.** The new rescue truck has been delivered and Chief Dorman presented a check in the amount of \$100,000 issued by the Estes Park Volunteer Fire Dept. to the Town for their funding share of said vehicle. On behalf of the community, Chairman Gillette accepted the check and commented on the Town's research into forming a fire district. The Committee will inspect the vehicle following the meeting.

**Miscellaneous.** Trustee Jeffrey-Clark presented emergency management reference material gathered at a recent NLC Small Cities Meeting. The material will be forwarded to Commander Filsinger and the **Committee requested Filsinger give a presentation on the Integrated Emergency Management Course held at the Emergency Management Institute in Emmitsburg, MD.**

There being no further business, Chairman adjourned the meeting at 8:28 a.m.

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Vickie O'Connor, CMC, Town Clerk