

- Having the director of Development Services change roadway standards administratively.
- Having the board define a town policy that sidewalk ordinance enforcement would be handled the same way as code enforcement is performed—in a reactive-only mode where the town staff responds primarily to citizen complaints.
- Having the town's engineering assistant report any sidewalks that are potentially hazardous to the director of Development Services for a decision on what town actions are appropriate.

Some of the criteria that Kassawara proposed that are used by Colorado Springs and Pikes Peak Rural Transportation Authority were:

- Differential settlement between sidewalk sections or heaving of a sidewalk section must be a half-inch or greater.
- For surface deterioration, there must be a minimum of a half-inch vertical distance between the original surface and the deteriorated section.
- Any other conditions deemed to be hazardous to the public based upon good engineering judgment. In these cases, the director would make the final decision based upon personal observation of the conditions.

There was a lengthy discussion with Kassawara with most of the trustees stating that they were opposed to requiring property owners repair town sidewalks in town rights-of-way sidewalks where the town allowed these sidewalks to be incorrectly installed with inadequate town oversight or inadequate town construction inspections. But some trustees were opposed to the concept that the town would be required to pay for all sidewalk repairs when it appears that no such requirement or precedent exists elsewhere and the change would make the town more vulnerable to expensive liability lawsuits.

One contentious issue was the current ordinance making a property owner responsible for a sidewalk repair when there are so many third-party private contractors breaking town residential sidewalks in Triview with snowplows.

Another issue was whether the proposed revision would only apply in Triview when there appears to be no mechanism to force Triview to repair town-owned sidewalks in its service area. Nor was there a realistic

option for the town to make a required repair in Triview and make Triview pay for it directly or withhold some of Triview's sales tax revenue to compensate the town.

Furthermore, as pointed out by Public Works Director Tom Tharnish, no money was budgeted or appropriated in the 2014 budget for town repairs of town-owned residential sidewalks or hiring additional Public Works employees to implement a town-wide repair program or construction inspection program.

There was consensus on resolving this matter before

the April board election. The board asked Kassawara and Town Attorney Gary Shupp to discuss a revision to the 2003 sidewalk ordinance that would delete homeowner

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