

**TOWN OF LIMON
BOARD OF TRUSTEES
Regular Meeting
June 5, 2008
7:30 P.M.**

Notice of this meeting was published in The Limon Leader on June 5, 2008.

ROLL

Town Clerk Chris Snyder called roll. Members of the Board present: Mayor Beattie; Trustees: Coonts, Hawthorne, Hendricks, King, and Metcalf. Trustee Williams was absent.

STAFF

Staff present: Town Administrator Kiely, Public Works Director Stone, and Town Clerk Snyder.

GUESTS

Kay Christie, Summer Hutsell, and Vicki Moore.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Trustee King moved to approve the minutes for May 1, 2008, as corrected, seconded by Trustee Coonts. Motion carried unanimously.

TEN MINUTE CITIZEN INPUT – NONE

PLAINS MEDICAL CENTER

Vicki Moore gave the monthly report for Plains Medical Center.

ORDINANCE NO. 524; LEASE WITH MORGAN COMMUNITY COLLEGE

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said ordinance was submitted in writing to each member of the Board of Trustees and the Mayor.

Ordinance No. 524; An Ordinance Approving the Third Amendment to Lease With Morgan Community College for Use of a Portion of the Limon Memorial Library and Authorizing the Execution of Said Lease Agreement.

Trustee Hendricks moved to approve Ordinance No. 524; seconded by Trustee Coonts. Motion carried unanimously.

RESOLUTION NO. 05-08-18; HALDE REDI-MIX

Public Works Director Stone introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 05-08-18; A Resolution Approving a Proposal from Halde Redi-Mix in Excess of \$10,000 for Chip Rock.

Trustee Coonts moved to approve Resolution No. 05-08-18; seconded by Trustee Hendricks. Motion carried unanimously.

RESOLUTION NO. 05-08-19; DENTAL ENTERPRISES

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 05-08-19; A Resolution Approving a Reimbursement to Plains Medical Center for a Purchase from Dental Enterprises in Excess of \$10,000 for Dental Equipment.

Trustee Coonts moved to approve Resolution No. 05-18-19; seconded by Trustee King. Motion carried unanimously.

RESOLUTION NO. 05-08-20; NON PROFIT MANAGEMENT

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 05-08-20; A Resolution Approving a Purchase from Non-Profit Management Consultants in Excess of \$10,000 for Accounting Software and Implementation.

Trustee Hendricks moved to approve Resolution No. 05-08-20; seconded by Trustee Coonts. Motion carried unanimously.

ATTORNEY'S REPORT

Attorney Kimble was absent.

ADMINISTRATION REPORTS

Public Works Director Stone reported that LaFarge's rates for asphalt are going up 19% to \$69.25 a ton and could be changed if the market does.

He also reported on the Big Sandy water study.

Stone will be scheduling a facilities tour in July.

Town Administrator received a letter from Kirk Chirco wanting to prevent a sale of a building to the BOCES organization because of parking concerns. Parking is a use by right in the zone and the Town cannot get involved.

The audit should be done by the next month and the meeting will be held at the regular time in July.

The East Central Council of Governments is looking into expanding into an economic development district. Joe has been asked to be on an advisory committee.

Code enforcement was discussed at the board workshop and the Chamber is invited to the next meeting to talk about property clean up.

Greg Westfall has offered to re-open discussion about an emergency access road on Highway 24 through his property. Kiely asked for permission to get the groups involved together and was told to proceed.

Town Administrator Kiely reported on the Big Sandy Board Water Meeting. The Cedar Point LLC application was denied and he gave to the Town Board the presentation he gave to the Big Sandy Board.

Public Works Director Stone left the room at 8:35 p.m.

Alternative for the Cedar Point project were discussed. The Board reviewed a copy of an application for surface rights that the Town was granted for sewer outfall water by the state.

At 8:40 p.m. Trustee Hendricks moved to go into executive session to determine positions relative to a sale of water to Cedar Point, LLC. Under C.R.S. Section 24-6-402(4)(a). The specific negotiation addressing a potential agreement to sell up to 35 acre feet of surface water to Cedar Point LLC for construction purposes. Included in the executive session shall be, Joe Kiely Town Administrator. Trustee Coonts seconded the motion. Motion carried unanimously.

The Board came out of executive session at 9:22 p.m.

Trustee King moved to allow Town Administrator Kiely and Attorney Kimble to negotiate the sale of 35 acre feet of surface water to Cedar Point LLC; seconded by Trustee Hendricks. Motion carried unanimously.

The Board then discussed how to proceed with any legal process regarding the Cedar Point LLC denial by the Big Sandy Water Board . Kiely would like to research with Attorney Kimble some of the points brought up in the process. He would report back to the Board before any legal action is taken.

Trustee Hendricks moved to have Town Administrator Kiely and staff, to include the attorney to pursue means to deal with the situation at hand; seconded by Trustee Hawthorne. Motion carried unanimously.

MAYORS REPORT

Mayor Beattie did not have a report.

TRUSTEES REPORT

Trustee King asked about the Municipal Code dealing with noxious weeds.

Trustee Hawthorne asked about scheduling a workshop for reviewing the nuisance ordinances and was told by Town Administrator Kiely that he wanted to wait until after the July meeting.

Trustee Coonts thanked the Chamber for their work on cleaning up the town. She also thanked Love Funeral Home for the granite bench at the golf course.

Trustee Hendricks asked about the drainage north of Kelly's and Kollath's.

APPROVAL OF BILLS

Trustee Hawthorne moved to approve the bills that were submitted for the month of May; seconded by Trustee King. Motion carried unanimously.

ADJOURNMENT

At 9:45 p.m. Trustee Metcalf moved to adjourn; seconded by Trustee Coonts. Motion carried unanimously.

TOWN CLERK _____

MAYOR _____