

**TOWN OF LIMON
BOARD OF TRUSTEES
Regular Meeting
March 4, 2004
7:30 P.M.**

Notice of this meeting was published in the Limon Leader on Thursday, March 4, 2004.

ROLL

Town Clerk Chris Snyder called roll. Members of the Board present: Mayor Bandy, Trustees: Beattie, Hendricks, Jackson, Kelly, and Kudlock. Trustee Younger was absent.

STAFF

Staff present: Town Administrator Kiely, Public Works Director Stone, Attorney Kimble, Chief of Police Yowell, Sergeant Lengel and Town Clerk Snyder.

GUESTS

John Hill, Ryan Smithburg, Bob & Pat Younger, Janice DeGroot, Roxie Devers and Kay Christie.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Trustee Kudlock made a motion to approve the minutes for the February 5, 2004 regular meeting; seconded by Trustee Kelly. Motion carried unanimously.

TEN MINUTE CITIZEN INPUT - NONE

SOUTH SIDE LIQUOR LICENSE RENEWAL

Trustee Hendricks moved to approve the South Side liquor license renewal; seconded by Trustee Kelly. Motion carried unanimously.

HOFFMAN DRUG LIQUOR LICENSE RENEWAL

Trustee Beattie moved to approve Smithburg Enterprise Inc., dba Hoffman Drug liquor license renewal; seconded by Trustee Kudlock. Motion carried unanimously.

RESOLUTION NO. 03-04-10; MULTI-HAZARD MITIGATION PLAN

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. 03-04-10; A Resolution Adopting the Northeast Colorado Emergency Managers (NCEM) Multi-Hazard Mitigation Plan

Trustee Kelly moved to approve Resolution No. 03-04-10; seconded by Trustee Kudlock. Motion carried unanimously.

APPOINTMENT OF ELECTION JUDGES

Trustee Kelly moved to appoint Cindy Jorgensen, Dawn Walker and Jodi Hilferty as election judges and Carla Wyler and Liz Musser as alternate judges; seconded by Trustee Hendricks. Motion carried unanimously.

RESOLUTION 03-04-09; DIRECT SERVICES CONTRACT WITH EAST CENTRAL COUNCIL OF GOVERNMENTS

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. 03-04-09; A Resolution Approving Older Americans Act Title III-B/C1-C2 Services/FTA Section 5311 Direct Services Contract, FY-04, Between the East Central Council of Local Governments and the Town of Limon for Public Transportation Services to Older Residents and Authorizing the Execution of Said Contract.

Trustee Beattie moved to approve Resolution No. 03-04-09; seconded by Trustee Kelly. Motion carried unanimously.

RESOLUTION NO. 03-04-11; GOLF RATES

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. 03-04-11; A Resolution Setting User Rates for the Tamarack Country Club and Recreation Area.

Trustee Jackson moved to approve Resolution No. 03-04-11; seconded by Trustee Kudlock. Motion carried unanimously.

RESOLUTION NO. 03-04-12; RECREATION CENTER

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. 03-04-12; A Resolution to Seek the Advice of Registered Voters of the Town of Limon Regarding a Recreation Center.

Trustee Kelly moved to approve Resolution No. 03-04-12; seconded by Trustee Jackson. Motion carried unanimously.

AMBULANCE BOARD MEMBERS

Trustee Kudlock moved to appoint Billie Given, Roger Spolarich, Linda Olsen and Jack Westfall to the Ambulance Board; seconded by Trustee Jackson. Motion carried unanimously.

HEALTH INSURANCE PROPOSAL FROM CEBT

Trustee Beattie moved to approve the proposal from CEBT; seconded by Trustee Jackson. Motion carried unanimously.

PURCHASE OF LIMON CHILD DEVELOPMENT CENTER

Town Administrator Kiely updated the Board on how financing might be done for the center.

DISCUSSION OF ADMINISTRATIVE POSITION AND DUTIES

Town Administrator Kiely told the Board that the Ports-to-Plains Trade Corridor Coalition would like to purchase a portion of his time to work on the development of the trade corridor from Limon north.

Trustee Kelly moved to go into executive session at 8:25 p.m. to determine positions relative to an agreement with the Ports-to-Plains Trade Corridor Coalition regarding the duties of the Town Administrator under C.R.S. Section 24-6-402(4)(e) and the following additional details are provided for identification purposes: The specific negotiation addresses a potential agreement to allow the Town Administrator to adjust duties to lead the Northern Strategy of the Ports-to-Plains Trade Corridor in return for financial reimbursement from Ports-to-Plains Trade Corridor Coalition benefiting both the Town of Limon and the Town Administrator; seconded by Trustee Jackson. Motion carried unanimously. Included in the executive session shall be: The Mayor and Town Board, Attorney Kimble, Town Administrator Kiely and Public Works Director Stone.

Trustee Kelly moved to come out of executive session at 9:14 p.m.; seconded by Trustee Hendricks. Motion carried unanimously.

After reconvening the meeting Mayor Bandy reported that the time is now 9:14, and the executive session has been concluded. The participants in the executive session were: Town Administrator Kiely, Public Works Director Stone, Board members, Beattie, Hendricks, Jackson, Kelly, and Kudlock and Mayor Bandy.

Mayor Bandy stated: For the record, if any person who participated in the executive sessions believes that any substantial discussion of any matter not included in the motion to go into the executive session occurred during the executive session of that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record. None were voiced.

Trustee Beattie moved to agree to the agreement in principal; seconded by Trustee Kudlock. Motion carried unanimously.

Mayor Bandy told the Board there could be a special meeting to approve the contract.

ATTORNEY'S REPORT

Attorney Kimble reported that the code violation case went to trial and the judge found in favor of the Town.

ADMINISTRATION REPORTS

Public Works Director Stone told the Board that the county is doing an equipment exchange and will be doing a crack-filling project with the Town for 2 weeks in March. They are furnishing equipment and an operator.

Stone updated the Board on the airport culvert and the Packard well projects.

Chief of Police Yowell reported to the Board that the cost of printing traffic citations could increase. Yowell is looking at options.

Town Administrator Kiely reported Mark Hillman and Greg Brophy will be at a town meeting on Friday and encouraged the Board to attend if possible.

Kiely gave the Board a copy of a letter from the Department of Corrections and reported that the recommendation is being made to accept the permit.

The Town is continuing to work with the DOC on the firefighting contract and given verbal notice the fire department would respond to fires and inspections that are needed.

Kiely gave the Board a Ports-To-Plains update and encouraged the Board to attend a meeting in Lamar on March 11th.

Public Works Director Stone updated the Board on the Dickens water and land purchase.

Town Clerk Snyder reported there have been three petitions taken out for Town Trustee and Ted Bandy has returned his. There are two petitions out for Mayor and Del Beattie has returned his.

MAYORS REPORT

Mayor Bandy asked if the next regular meeting should be changed because of the election and it was decided not to.

He asked about purple water and Public Works Director Stone said we were aware of it and that we have been flushing the system.

Mayor Bandy read a letter from the Ports-To-Plains chairman thanking the town for allowing Town Administrator Kiely to assist them and praising him for his efforts for the organization.

TRUSTEES REPORT - NONE

APPROVAL OF BILLS

Trustee Beattie moved to approve the bills that were submitted for the month of February; seconded by Trustee Kelly. Motion carried unanimously.

ADJOURNMENT

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

TOWN CLERK _____

MAYOR _____