

**TOWN OF LIMON
BOARD OF TRUSTEES
Regular Meeting
April 6, 2000
7:30 P.M.**

ROLL

Town Clerk Chris Snyder called roll. Members of the Board present: Mayor Bandy, Trustees: Hendricks, Kelly, Kudlock, Templeman and Younger. Trustee Beattie arrived at 7:40 p.m.

STAFF

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

GUESTS

Guests present: Leta Tarver, Julie Beyeler, Jennifer & Tom Allison, Michelle Johnson, Cary Lohmeier, Russell Covington, Barbara Berry, Brian Atkinson, Becky Osterwald, Gale Lukow, Robert A. Bunch, Joe Martin, Jennifer Kiely, Ted Templeman, Jodi Hilferty, Carla Gelvin, Matthew & Josette Gallegos, Angie & Bob Haley, Janet & John Bierd, and Ken Morrison.

APPROVAL OF MINUTES

Trustee Kudlock made a motion to approve the minutes, as corrected, for the March 6, 2000 regular meeting; seconded by Trustee Hendricks. Voting Aye: Mayor Bandy, Trustees Beattie, Hendricks, Kelly, Kudlock and Younger. Abstain: Trustee Templeman. Motion carried.

After the minutes were approved the Mayor presented Mike Kelly a plaque and thanked him for his years of service. A short break was taken to honor Trustee Kelly.

TEN MINUTE CITIZEN INPUT - NONE

OATH OF OFFICE FOR MAYOR AND TRUSTEES

Town Clerk Snyder administered the oath of office to Mayor Bandy, and Trustees Hendricks, Lohmeier and Younger.

APPOINTMENT OF TOWN ADMINISTRATIVE OFFICIALS

Trustee Beattie moved to appoint the following town administrative officials; seconded by Trustee Kudlock.

Town Administrator	Joe Kiely
Public Works Director	Dave Stone
Town Clerk/Treasurer	Chris Snyder
Police Chief	Lynn Yowell
Municipal Judge	Vicki Edwards
Town Attorney	Stan Kimble
Deputy Clerk	Jodi Hilferty

Motion carried unanimously.

At 7:50 p.m. Trustee Templeman left the meeting for health reasons.

FIRESIDE JUNCTION, INC. LIQUOR LICENSE RENEWAL

Trustee Younger moved to approve the liquor license renewal request from Fireside Junction, Inc.; seconded by Trustee Hendricks. Motion carried unanimously.

RUSTY SPUR SALOON LIQUOR LICENSE RENEWAL

Trustee Kudlock moved to approve the liquor license renewal request from Rusty Spur Saloon; seconded by Trustee Beattie. Motion carried unanimously.

REQUEST FOR CHANGES IN ZONING

Leta Tarver, Community Development Manager for Rural Development, asked the board to consider changes in zoning in R1 districts that would include manufactured homes built to UBC standards. Matthew Gallegos also addressed the board with the same request.

Town Administrator Kiely briefed the board about zoning and the process we have to use to make changes. There will be a planning commission hearing on May 2 and a special town board meeting on May 9 and Kiely encouraged everyone in the audience to attend. He also reported to the board changes in the code that he would like addressed.

ORDINANCE NO. 441; HERITAGE SOCIETY LEASE AGREEMENT

Barbara Berry, Heritage Society approached the Board asking for help with the liability insurance premium for the new building the Heritage Society is building.

Trustee Beattie moved to donate \$1,000 to the Heritage Society; seconded by Trustee Lohmeier. Voting Aye: Trustees Beattie, Younger, and Lohmeier. Voting Nay: Mayor Bandy, Trustees Kudlock and Hendricks. Motion failed.

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said proposed ordinance was submitted in writing to each member of the board of trustees and the mayor:

Ordinance No. 441; An Ordinance Approving a Lease Agreement for Real Property Between the Limon Heritage Society and the Town of Limon and Authorizing the Execution of Said Agreement.

Trustee Lohmeier moved to adopt Ordinance No. 441; seconded by Trustee Younger. Motion carried unanimously.

CEMETERY BOARD APPOINTMENT

Trustee Kudlock moved to appoint B.J. Olson to a 5-year term on the cemetery board; seconded by Trustee Lohmeier. Motion carried unanimously.

AMBULANCE BOARD APPOINTMENT

Trustee Hendricks was appointed by the Mayor to be the Board representative to the ambulance board.

Trustee Beattie moved to appoint Mike Kelly to the ambulance board; seconded by Trustee Younger. Motion carried animosity.

LIBRARY BOARD APPOINTMENT

Trustee Kudlock moved to appoint Rhonda Blackwelder to a term that will expire in December 2004; seconded by Trustee Hendricks. Motion carried unanimously.

PLANNING COMMISSION

Trustee Beattie moved to appoint Dale Kudlock and Cary Lohmeier to the Planning Commission; seconded by Trustee Hendricks. Motion carried unanimously.

Mayor Bandy appointed Doug Ratzlaff and Mike Kelly to 6-year terms on the Planning Commission.

Trustee Hendricks moved to rescind based on Limon Town Code Procedure, the motion to appoint Dale Kudlock and Cary Lohmeier to the Planning Commission; seconded by Trustee Younger. Motion carried unanimously.

Trustee Kudlock moved to appoint Trustee Lohmeier to the Planning Commission; seconded by Trustee Beattie. Voting Aye: Mayor Bandy, Trustees Beattie, Hendricks, Kudlock and Younger. Abstain: Trustee Lohmeier. Motion carried.

RESOLUTION NO. 4-00-9; USER RATES AT GOLF COURSE

Public Works Director Stone introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the board of trustees and the mayor:

Resolution No. 4-00-9; A Resolution Setting User Rates for the Tamarack Country Club

Trustee Younger moved to adopt Resolution No. 4-00-9; seconded by Trustee Kudlock. Motion carried unanimously.

RESOLUTION NO. 4-00-6; COLORADO STATE DRINKING WATER CONSTRUCTION GRANT FUNDS CONTRACT

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the board of trustees and the mayor:

Resolution No. 4-00-6; A Resolution Approving a Contract Between the Colorado Department of Public Health and Environment and the Town of Limon for Colorado State Drinking Water Construction Grant Funds and Authorizing the Execution of said Contract.

Trustee Younger moved to adopt Resolution No. 4-00-6; seconded by Trustee Kudlock. Motion carried unanimously.

PROPOSALS FOR CONCRETE AND ASPHALT RE-CYCLING

Public Works Director Stone reported to the board about proposals received by the town for crushing asphalt and concrete we have stockpiled. Trustee Kudlock moved to authorize Stone to proceed with the lowest bid for the concrete/asphalt crushing; seconded by Trustee Younger. Voting Aye: Mayor Bandy, Trustees Hendricks, Kudlock, Lohmeier, and Younger. Nay: Trustee Beattie. Motion carried.

ARBOR DAY PROCLAMATION

Trustee Hendricks moved to approve the Arbor Day proclamation; seconded by Trustee Beattie. Motion carried unanimously.

PURCHASING POLICY

Town Administrator Kiely reviewed the draft purchasing policy and answered questions from the board. The policy will be brought back to the board for final approval.

ORDINANCE NO. 442; TOWN OF LIMON WATER ACTIVITY ENTERPRISE

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said proposed ordinance was submitted in writing to each member of the board of trustees and the mayor:

Ordinance No. 442; An Ordinance Formally Establishing the "Town of Limon Water Activity Enterprise."

Trustee Hendricks moved to adopt Ordinance No. 442; seconded by Trustee Kudlock. Six board members voted Aye. Motion carried unanimously.

ORDINANCE NO. 443; TOWN OF LIMON SEWER ACTIVITY ENTERPRISE

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said proposed ordinance was submitted in writing to each member of the board of trustees and the mayor:

Ordinance No. 443; An Ordinance Formally Establishing the "Town of Limon Sewer Activity Enterprise."

Trustee Kudlock moved to adopt Ordinance No. 443; seconded by Trustee Hendricks. Motion carried unanimously.

ORDINANCE NO. 444; TOWN OF LIMON RECREATIONAL FACILITIES ENTERPRISE

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said proposed ordinance was submitted in writing to each member of the board of trustees and the mayor:

Ordinance No. 444; An Ordinance Formally Establishing the "Town of Limon Recreational Facilities Enterprise."

Trustee Hendricks moved to adopt Ordinance No. 444; seconded by Trustee Kudlock. Motion carried unanimously.

ORDINANCE NO. 445; TOWN OF LIMON AIRPORT FUEL ACTIVITY ENTERPRISE

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said proposed ordinance was submitted in writing to each member of the board of trustees and the mayor:

Ordinance No. 445; An Ordinance Formally Establishing the "Town of Limon Airport Fuel Activity Enterprise."

Trustee Lohmeier moved to adopt Ordinance No. 445; seconded by Trustee Younger. Motion carried unanimously.

ORDINANCE NO. 446; TOWN OF LIMON AMBULANCE ACTIVITY ENTERPRISE

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said proposed ordinance was submitted in writing to each member of the board of trustees and the mayor:

Ordinance No. 446; An Ordinance Formally Establishing the "Town of Limon Ambulance Activity Enterprise."

Trustee Younger moved to adopt Ordinance No. 446; seconded by Trustee Kudlock. Motion carried unanimously.

ORDINANCE NO. 447; APPROVING GRAZING LEASE

Town Administrator Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said proposed ordinance was submitted in writing to each member of the board of trustees and the mayor:

Ordinance No. 447; An Ordinance Approving Grazing Lease and Authorizing the Execution of Said Lease Agreement.

Trustee Hendricks moved to adopt Ordinance No. 447; seconded by Trustee Younger. Motion carried unanimously.

ATTORNEY'S REPORT

Attorney Kimble reported no court activity this or last month.

Referring to Public Works Director Stone's memo, and the sewer backup incident at the Holmstedt house, Kimble asked the board to consider that Cirsa should be notified of any claims before any of the board makes any statement.

At 10:00 p.m. Trustee Beattie moved to go into executive session with staff per CRS 24-6-402(4b) to get specific legal advice on legal questions regarding sewer backups; seconded by Trustee Kudlock. Motion carried unanimously.

At 10:20 p.m. Trustee Beattie moved to come out of executive session; seconded by Trustee Lohmeier. Motion carried unanimously.

ADMINISTRATION REPORTS

Public Works Director Stone reported to the board about recreation activities and questioned whether the town should start charging a participation fee for baseball and softball. After discussion the board instructed Stone to continue the way we have in the past and not charge fees for baseball and softball.

Stone asked how the board wanted to proceed with the air conditioning and heating units at the golf course. After discussion the board decided to do 2 heaters this year and the condensers next year.

Dave will be sending invitations to bid out the first of next week on the P1 Re-Drill Project.

We are continuing to have problems with getting the system running for the fuel at the airport.

Town Administrator Kiely reported on financing options for the water treatment plant brought up by Colorado Water and Power.

Kiely asked for permission to draft two letters for the mayor to sign. One deals with letters to legislators for the Ports to Plains project. The other is a problem he sees with the 20-year plan and wants to send a letter to the transportation committee. The board gave permission.

Health insurance premiums will go up 9.5%, which is under the amount budgeted for this year.

MAYORS REPORT

Mayor Bandy welcomed Trustee Lohmeier to the board.

Trustee Templeman sent a thank you for the flowers the board sent to her in the hospital.

Mayor Bandy attended a County Commissioner meeting and thanked the county for their assistance in the feed lot clean up.

Mayor Bandy assigned the following departments to the following trustees:

Trustee Hendricks – Streets, Alleys, Ambulance and Cemetery

Trustee Kudlock – Water, Sewer, and Airport

Trustee Templeman – Mayor Pro Tem, Police Commissioner and Community Building

Trustee Lohmeier – Planning Commission, Library, Clerk Pro Tem, and Fireman's Pension

Trustee Younger – Finance Officer and Golf

Trustee Beattie – Fire, Pool, Parks/Recreation

Chief of Police Yowell has reported on the graffiti problem at the baseball field and at the school and wondered if the town should offer a reward for arrest and conviction of responsible parties. After discussion it was decided to wait for awhile and see how the problem progresses.

The Mayor has been getting complaints about potholes but has noticed that the crew is out and some of the problem areas are being addressed.

TRUSTEES REPORT

Trustee Hendricks questioned where commercial trucks can park in a residential area.

Trustee Kudlock asked if the Department of Corrections had contacted the town again about dumping brine in the sewer system. Our engineer told Public Works Director Stone we should not allow this in a previous communication with DOC but Stone said he would review the letter Trustee Kudlock has to see if it was the same communication.

He asked if the West Pump property has been put out to bid and was told staff is still working on the process to do so.

Trustee Lohmeier questioned a problem with the runway at the airport and was given a brief report of what the problem is and that the board and administration are working on correcting the problem.

APPROVAL OF BILLS

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

ADJOURNMENT

At 11:12 p.m. Trustee Kudlock moved to adjourn; seconded by Trustee Younger. Motion carried unanimously.

TOWN CLERK _____ MAYOR _____