



**MINUTES OF THE REGULAR MEETING OF THE
IGNACIO TOWN BOARD**

MONDAY, October 15, 2018 – 6:30 PM

570 Goddard—Ignacio Town Hall

I. CALL REGULAR MEETING TO ORDER: PLEDGE OF ALLEGIANCE

Mayor Cox called the meeting to order at 6:32PM and led in the pledge of allegiance.

II. ROLL CALL

Present: Mayor Stella Cox, Mayor Pro Tem Alison deKay, Trustee Tom Atencio (arrived at 6:37PM), Trustee Edward Box III, Trustee Sharon Craig, Trustee Dixie Melton

Absent: Trustee Sandra Maez

Guests: Ron Dunavant, Clark Craig, Kathy Kent, Rocco Fuschetto, Katy Pepinsky, Steve Brittain, Stephanie Smith, Christi Zeller

III. PUBLIC COMMENTS:

None

IV. CONSENT AGENDA

A. Regular Town Board Meeting Minutes of September 17, 2018

B. Financial Records – Check Register for September 2018

Action: Trustee Melton moved to approve the consent agenda; Trustee Craig seconded. The motion passed unanimously by voice vote.

V. UNFINISHED BUSINESS

A. Ordinance 334 - Local Licensing Authority for Special Event Permits – Set Public Hearing
Public hearing may not be a requirement; Attorney Liberman has been contacted for clarification. By consensus, the board requested a minimum application date for a special event permit to be 35 days prior to the planned event.

Action: This item was tabled until the next regularly scheduled board meeting.

VI. NEW BUSINESS

A. La Plata Youth Services – Presentation by Katy Pepinsky, Director

Also present were Stephanie Smith, Youth & Family Specialist, and Steve Brittain, Program Manager for the Diversion Program. LPYS serves as an advocate for youth facing challenges at school, home and in court. They focus on building protective factors for youth and on reducing the number of youth that move further into criminal justice system. All three presented statistics on the impact of the LPYS Programs and talked about funding sources and partnerships.

No action taken on this item; Treasurer Briar stated that the \$9,800 is included in the budget for next year.

B. 2019 Budget Presentation – Public Hearing

Ms. Briar commented that this is pretty much the same budget as was presented at the September meeting with a few changes from the Police and Public Works Departments and corrections to the notes.

Mayor Cox opened the public hearing; there were no comments. Mayor Cox closed the public hearing.

C. Initiation of Annexations for ISD11JT and County Road 320 – Resolution 04-2018

Mr. Garcia stated that this is the beginning of the process for the school to annex three parcels of land into the Town. School has contracted with an Engineering Firm to prepare the annexation plats. Quit Claim Deed from the County has been completed for portions of County Road 320; this would be included in this annexation. By Statute, the Town has 30 to 60 days to take action on this petition. Notice will be sent to the various agencies involved; no push back is expected, as this was part of the original IGA between the Town, County & School District. Dr. Fuschetto stated that this has been in discussion for about seven years, and described the three properties that he desires to have annexed into the Town.

Trustee Melton asked if Mr. Garcia had copies of the maps he showed to the Planning Commission when they discussed this proposal; Mr. Garcia apologized that he had not included them in the packet of information for the Board and stated he would forward them to the Board Members.

Trustee Atencio asked about the plans for the property where the Learning Center used to be; Dr. Fuschetto stated that the School Board had just signed a lease with SOCOCAA and stated that there will be a preschool and daycare in the bigger building; the offices will be in smaller two buildings. Trustee Atencio asked specifically about the infrastructure of the planned rental development. Dr. Fuschetto clarified that the Town will not be liable for any of the infrastructure; these properties are owned by the school district and the school district will carry the expense if the DOLA grant does not come through. Dr. Fuschetto also clarified that he wants to annex into the Town so that the school board can proceed with applying for other grants if the DOLA grant does not come through. Trustee Atencio stated that he wants to make sure the Town will not bear any cost for any of the infrastructure; Mayor Pro Tem deKay clarified that this is always the responsibility of the developer. Mr. Garcia stated that the Town will be working on an annexation agreement with ISD; he hopes to bring that to the Work Session on the 29th of October for any comment or input from the Board. Easement has been granted to the Town for utilities. ISD has half of the \$750,000 estimated cost already available; the other half should come through the DOLA grant. Zoning, annexation and subdivision work is all happening concurrently. The irrigation line, water line, and taps have been established for the residences that currently exist although they have not been connected yet. Trustee Atencio asked if the property has been surveyed; Dr. Fuschetto stated that Goff Engineering has done that and the school is paying for that.

Action: Trustee Melton moved to approve Resolution 04-2018, a resolution authorizing the initiation of annexation proceedings for certain Ignacio School District properties and portions of County Road 320; Mayor Pro Tem deKay seconded; motion carried unanimously by voice vote.

Trustee Atencio commented that he did not like feeling pressured into making a decision this evening simply because of the timing of the grant application, especially when he does not know the details of the land to be annexed. Trustee Melton & Mayor Pro Tem deKay stated that they knew the properties in question; Trustee Box III stated he did as well. Trustee Melton said this is why she asked about the maps. Mr. Garcia

apologized again for not having included the map in the packet for the Board and stated he would forward the map to the members first thing in the morning. He clarified that this resolution is simply the initiation of the annexation process; all the annexation plats will be part of the annexation packet that will be presented to the Board for approval or modification. Trustee Atencio stated that he would like to see more information before a vote. Dr. Fuschetto clarified that this process was begun in 2012, so it is not something that has been sprung on the Board at the last minute. Mr. Atencio stated that he is not addressing ISD; he is talking to the staff. Dr. Fuschetto stated there has been a lot of turn-over in staff at Town Hall and that has been part of the issue in not getting this addressed sooner. Mr. Atencio stated that his only point is that he wants to have all the information about what he will vote on, whether it is the preliminary meeting or final meeting. Trustee Box III expressed agreement; he said he only knew the details because he happened to attend the Planning Commission Meeting. Mr. Garcia stated again that he will send the supporting documents tomorrow. Trustees Atencio and Box III expressed appreciation. Trustee Melton stated that we have had a lot of turn-over in staff, but now Mr. Garcia is here who knows planning and annexations; this is why it is now moving forward. She disagreed with Trustee Atencio's perspective that this is being rammed through. Mr. Atencio began to disagree; Mayor Cox stated that the discussion time is over and the Board needs to move to the next item in the agenda.

D. Sidekick Lounge Liquor License Renewal

Action: Mayor Pro Tem deKay moved to approve the Sidekick Lounge Liquor License renewal request; Trustee Craig and Trustee Box III seconded the motion; it passed unanimously by voice vote.

E. Haunted House Funding Request

Trustee Box III presented the Community Halloween Carnival that is put on by SUPD and other departments in the Tribe; this event is open to the community. They are requesting a \$300 donation for prizes for Halloween Contest. This event will take place on October 31, 6-9PM at SunUte Gymnasium; there will also be a Community Haunted House at the Multipurpose Building. Mayor Cox asked if there was funding available; Treasurer Briar stated there is about 400-500 left in that line item.

Action: Trustee Atencio moved to approve the \$300 donation for the Halloween Carnival; Trustee Craig seconded; motion passed by roll call vote; Trustee Box III abstained because he is part of the committee.

Trustee Box III stated that the Tribe wants to do more community events so that Tribal descendants are not excluded from Tribal events; they also want to include the non-Tribal members of the community. Trustee Atencio expressed appreciation for this effort, especially because there are a lot of descendants in his family. Mayor Cox commended Trustee Box III for recognizing the descendants. The other Trustees expressed appreciation as well.

F. Amendment 74 – Resolution 05-2018

Mr. Garcia stated that CML has sought support from municipalities in opposition to Amendment 74 due to the unintended potential negative consequences and expenses to the state and local governments. Trustee Craig commented that while she believes that personal property rights should always be protected, she cannot support

Amendment 74. Mayor Pro Tem deKay stated that it is smartly worded, but it hides a lot of potential costs in the future. Trustee Melton asked who will receive this resolution; Mr. Garcia stated that he will forward it to CML and the Town of Ignacio will appear on their list of communities that oppose Amendment 74. Mayor Pro Tem deKay asked about the limitations of the Board members when speaking about these issues publicly. Mr. Garcia stated that, as an elected official, any board member can express their opinion on any proposed Amendment or Proposition; however, no tax-payer dollars can be used to campaign for or against any of these items.

Action: Trustee Atencio moved to approve Resolution 05-2018 opposing Amendment 74; Trustee Melton seconded the motion; motion passed unanimously by voice vote.

G. Proposition 110 – Resolution 06-2018

Mr. Garcia stated that, if this Proposition passes, our HUTF would double. Treasurer Briar stated that this year we received \$23,969; next year it would be \$24,798. Trustee Craig stated that, if this Proposition passes, CML is projecting that we would receive an additional \$26,257 in 2019.

Action: Trustee Craig moved to approve Resolution 06-2018; Mayor Pro Tem deKay seconded. Trustee Atencio stated that he was neither for or against; he wishes we could get the same amount as those in the northeast will get (he acknowledged there are more people and roads in that portion of the state). Mayor Cox stated that something is better than nothing, even if it feels unfair. Mr. Atencio stated he was opposed. The motion passed by voice vote.

H. Proposition 112 – Resolution 07-2018

Mr. Garcia stated that the resolution is basically the same as the Town of Bayfield passed based on CML's statements against this proposition. If this proposition passed, it would take away local control over negotiations with energy companies. Christi Zeller, Executive Director of The Energy Council, also spoke about this Proposition. This proposition would require any oil and gas company to have a 2,500-foot setback from any structure or "vulnerable area." 99% of all private and state lands would be off limits for drilling if this proposition passed. This would impact our economy in negative ways – loss of all energy jobs and 77% of all other jobs, loss of income to local businesses, loss of severance taxes that are currently paid by the oil and gas industry, etc. This would also reduce the energy impact grant funds that are currently available through the state. Since 1982 La Plata County has received 81 million dollars in Energy Impact grants; the Town of Ignacio has received \$5,627,000 in that same time frame. All of that would stop if this proposition passes. The wording is too extreme. Both governor candidates oppose it, and the 59th district representative opposes it, as well as the candidate (who is an independent) for the 59th district. Ms. Zeller gave some other details of negative impacts if this proposition passes, and then expressed appreciation for the opportunity to speak to the Board. Trustee Melton asked who is supporting this Proposition; Ms. Zeller stated that a group called Colorado Rising out of Boulder has gotten this on the ballot. Dr. Fuschetto made the comment (as a citizen, not as the school superintendent) that the City of Boulder was asking for a million dollars in energy impact funds and now they want to make it impossible for our entire area to have any energy funds.

Action: Mayor Pro Tem deKay moved to approve Resolution 07-2018, opposing Proposition 112; Trustee Craig seconded; motion passed unanimously by voice vote.

VII. STAFF REPORTS

A. Police Department

Sgt. Crume stated that the Board received the report from Chief and asked if they had any questions. Trustee Atencio referred to Coffee with A Cop and asked why the Board was not aware of this event. Mayor Pro Tem deKay stated that she likes the radar signs. Sgt. Crume stated that the signs are doing their job of slowing people down. Trustee Craig mentioned Coffee with A Cop again; Sgt. Crume stated that it is a national program and that fliers are put up at the Post Office and Town Hall. Mayor Cox requested an announcement via email prior to the next event. Mr. Garcia added that PD has been taking an active role in Code Enforcement, which he appreciates and wanted to publicly acknowledge.

B. Public Works

Mr. Howlett expressed appreciation to PD for radar signs. He gave a report on each area of responsibility: gas, water, (work continues with pricing for smart series water meters), sewer, parks, and irrigation. Street sweeping is being done at least once a week due to the leaves falling; Phillips Electric fixed decorative lights on west side of Goddard; gas testing by all PW department members; Orié Rivas will get his Class B CDL this month; Breast Cancer Awareness banner put up, and Fall Clean up went well. Trustee Craig complimented the PW Department on how clean the burn pile looks now. Trustee Atencio asked if Mr. Howlett has priced new vac trucks; he stated he has, but a new one is more than the Town can afford. Trustee Atencio asked if the sales tax increase monies can go toward the expense of replacing this vehicle. Mr. Garcia said he will check the language for sure, but he thinks that replacement falls under maintenance, not capital improvement. He also stated that he will approach Bayfield about cost-sharing options.

C. Treasurer

Ms. Briar explained several line items. Audit went out for bid; two auditors responded. Do any board members want to be on the committee to review the RFP's or do you want Mr. Garcia and Ms. Briar to select the firm? Prices are similar. Mayor Cox stated that she trusted Mr. Garcia and Ms. Briar to be capable of picking the auditor; Mayor Pro Tem deKay agreed, adding that it is good practice to change auditors occasionally. Ms. Briar stated that we have been with the current firm for four years.

D. Clerk

Ms. Dunton gave an update on licensing, the website, Facebook (checking into a policy to govern the use of social media), and upcoming events. Mr. Garcia asked the Board for agenda topics with La Plata Board of County Commissioners: speed limit on CR 320, maintenance of CR 320, and post-election debrief were mentioned.

E. Town Manager

No movement from Tribe on rate analysis yet. Discussion with Pat Vaughn would indicate there may be a reduction in the sewer rate in the future (no promises). The Tribe did pass on a 3.5% increase in waste water that takes effect in October; we will not pass that on to our citizens at this time. Water increases every year at 10 cents per thousand; natural gas rates are tied to the San Juan Indices. No information from State yet regarding establishing our own waste water treatment plant.

Mr. Garcia mentioned several items that will need to be addressed at budget work session on October 29.

Municipal Code Update – Planning Commission will meet for two hours each fourth Wednesday to tackle this; all Board Members are welcome to attend.

Mr. Garcia gave a brief update on Planning & Building and stated that he and Rocco will have a call with DOLA tomorrow regarding the grant application. He is working with 7-2-11 on the LED lighting that shines into the street.

Irrigation easement with the Tribe is moving forward; Mr. Liberman has been involved in this process. Discussions on this were begun in 1995; the easement actually expired in 2004. Chairman Sage wants to get this addressed and off the table. Draft Jurisdictional Agreement has been sent to the Tribe; no word back yet.

Speed mitigation near the elementary school may need a town hall meeting with the residents to determine the necessary items; work with CDOT for the Goddard crosswalk continues.

Recycling begins tomorrow; contractor was not able to start on 10/2/18 as originally anticipated.

F. Attorney

None – attorney not present

VIII. TRUSTEE REPORTS

Trustee Craig stated that she and Clark will take the corn hole boards to do a youth tournament at the Halloween Carnival. They also took them to the Inspiration Square Ribbon Cutting. She stated that she will moderate at the Economic Alliance Summit.

Trustee Box III stated that the Multicultural Committee met today and created Character Counts person of the month; they hope to have a person each month that represents that character quality. They would like to do a presentation each month at the Town Board Meeting. Trustee Box III expressed appreciation for the donation from the Town toward the Halloween Carnival; he expressed that his desire is to create a sense of community.

Trustee Atencio asked about rates for next year, if that can be discussed at the work session for the budget because the Town cannot afford to continue absorbing the rate increases from the Tribe. Mr. Garcia stated that can happen.

Mayor Cox expressed appreciation for everyone present.

IX. MISCELLANEOUS

- X. ADJOURNMENT:** Being no further business before the Board, Mayor Cox adjourned the meeting at 8:53PM. The next regularly scheduled meeting will be on Monday, November 19, 2018, at 6:30 p.m. in the Abel F. Atencio Community Room at 570 Goddard Avenue.

Stella Cox, Mayor

Date

Attest: Tuggy Dunton, Town Clerk