

PITKIN TOWN MEETING

At the Newcomb Community Center

August 8th at 7:00PM

MINUTES

- 1. CALL TO ORDER/Roll Call and Pledge of Allegiance** - Mayor Rachel New called the meeting to order at 7:05 p.m. Trustees Chris Nasso, Eddy Balch, Ralph Bush, Cory Nasso and Brad Wick were present
Present/Approve Minutes of the July 11th regular meeting - Clerk/Board
Motion to approve minutes of the July 11th regular meeting made by Ralph Bush. Seconded by Brad Wick. Motion carried 4-0. Trustee Eddy Balch abstained.
Present/Approve Minutes of the July 10th work session – Clerk/Board
Motion to approve minutes of the July 10th work session made by Eddy Balch. Seconded by Ralph Bush. Motion carried 5-0.
Present/Approve Minutes of the July 5th Board of Health hearing – Clerk/Board of Health
Motion made to reverse the order of the final two events in the BOH hearing minutes and approve as amended made by Brad Wick. Seconded by Eddy Balch. Motion carried 3-0. Trustees Chris Nasso, Cory Nasso and Ralph Bush abstained.
- 2. TOWN REPORTS:**
Clerk's Report – Sara Gibb – website live on August 22nd. New email address: thetownofpitkin@gmail.com – please use.

Treasurer's Report/Approve Disbursements – Sara Gibb/Board
Motion to approve the disbursements as presented made by Brad Wick. Seconded by Eddy Balch. Motion carried 5-0.

Attorney Jim McDonald wondered if any of the disbursements are subject to the resolutions being reviewed for the first time tonight. Treasurer Sara Gibb reported that they are not.

Mayor's Report – Rachel New – Mayor New addressed the inappropriate sign posted to the bulletin board at the post office.

Attorney's Report – Jim McDonald – No report
- 3. COMMISSIONER AND COMMUNITY REPORTS:**
Building Inspector – Rand Makowski - Final inspection for 2 homes, working on a permit for an addition on a 3rd home.
Zoning Board – Ralph Bush – report on private improvements on the public right of way is not yet complete.
Cemetery – James Sharpton – Cemetery Board meeting last Saturday. Work day is scheduled for August 21st beginning at 10a.m. Lunch will be provided.
Environmental Health – Gayla Gibb – OWTS inspectors are appreciated. A meeting was held to discuss the new inspection form and possibly adding new inspectors. A fee increase was also discussed, which would allow for a Town surcharge and payment for both inspectors. Fees will be submitted to the Town at the end of each inspection month. The cost for all letters and notices adds up and currently there is no recuperation of these funds. Inspectors have been asked to go in pairs, either one inspector and an assistant, or two inspectors. EHA Gayla Gibb would like to post a sign-up sheet for anyone interested in becoming an inspector.
PHCA – Gary Winget – There will be a sealed bid process for the slipper slide. On August 21st the bids will be opened and the slide will have a new owner. Free delivery of slide. Pitkin Day was successful, thanks to the volunteers. A garage sale is planned for 2018. Parks&Rec, QCIA and the Fire Department will participate. PHCA has a new building, donated by Jim Dunn.
Town Hall – Juliet Serrato – Town Hall has a squirrel, bell tower repairs need to be done before winter, Town Hall is ok'd for public use for another year.
Ditches – Cory Nasso – Plan to mow 1-2 more times before ditches are shut off
Streets – Jesse Garetson – working on filling the holes created by the rain
Parks & Rec. – Sara Lamar – The new playground is a huge success – 88-90 volunteers to put up the park. Over 60 hours of work to put up the playground. A grant was won from the Gunnison Metropolitan Recreation District to pay for ground cover and some concrete. The merry-go-rounds will be turned into picnic tables.
Fire Department – Rand Makowski – Five calls in the last two weeks. Three were serious.

Richard Henley for the Fire Department – The fire department has identified a need to improve creek access on 7th (currently undeveloped) to maintain fire protection to the nearby homes. The PVFD would like to use the thirty-two foot path of 7th down to the creek to place an above-ground pipe and is requesting the Town's permission to do so (sketches provided). Permission has already been granted by the Army Corps of Engineers.

4. **PUBLIC COMMENTS TO THE TOWN COUNCIL: none**

5. **SPECIAL ADDITION TO THE AGENDA: none**

6. **FOR POSSIBLE ACTION:**

- Discuss and vote on trustee position
Debbie Henley and Rand Makowski both expressed interest. Mayor Rachel New reminded the Board that they should consider which choice best represents constituents and also consider that trustees are held to a very high standard of conduct.

Debbie Henley and Rand Makowski each addressed the Board.

Debbie Henley was voted in as trustee by a vote of 4-1. Trustee Brad Wick cast his vote for Rand Makowski.

Debbie Henley was sworn in.

- Discuss and vote to approve Resolution 2017-5 (Resolution to amend budget – Cemetery)
Motion to approve Resolution 2017-5 made by Trustee Ralph Bush. Seconded by Trustee Eddy Balch. Motion carried 6-0.
- Discuss and vote to approve Resolution 2017-6 (Resolution to amend budget – Streets)
Motion to approve Resolution 2017-6 made by Trustee Eddy Balch. Seconded by Trustee Brad Wick. Motion carried 6-0.
- Discuss and vote to publish Resolution 2017-8 (Resolution to amend budget – Legal)
Motion to approve Resolution 2017-8 for publication made by Trustee Brad Wick. Seconded by Trustee Ralph Bush. Motion carried 6-0.
- Discuss and vote to publish Resolution 2017-9 (Resolution to amend budget – Town Hall)
Motion to approve Resolution 2017-9 with a revised amount of \$9,000.00 made by Trustee Ralph Bush. Seconded

Motion amended – **Motion to publish Resolution 2017-9 with a revised amount of \$9,000.00 made by Trustee Ralph Bush. Seconded by Trustee Brad Wick. Motion carried 6-0.**

Trustee Ralph Bush would like to give BluSKy the go-ahead with the repairs for the bell tower. He also suggests appropriating funds for the entire bid to get the work done. He suggests having a board member as a point person once construction begins.

The Board agreed to appropriate \$9,000.00 for the entire bid to be completed.

Public comments: Robbin King, Kathleen Rose, Gary Winget

- Discuss and vote to approve 2012 Zoning Code with 2013 amendments
Motion to approve the 2012 Zoning Code with 2013 amendments and map made by Trustee Chris Nasso. Seconded by Trustee Ralph Bush. Motion carried 5-1. Trustee Brad Wick cast a nay vote.

The code was published in the Gunnison Country Times on July 20, 2017. The date of adoption in the first paragraph will be changed to August 8, 2017. Ordinance # will be blank because the ordinance has not yet been passed.

Trustee Brad Wick has a digital version of the map.

Trustee Brad Wick believes the amendment of 2015 should have been included.

Public comments: Rand Makowski, Ramon Reed, James Sharpton, Suzy Metzler, Gayla Gibb, Jo Buchanan, Robbin King, Gwen Mataisz

- Discuss and vote to publish ordinance adopting 2012 zoning code with 2013 amendments
Motion to publish Ordinance 2017-5 adopting the 2012 zoning code with 2013 amendments and map made by Trustee Chris Nasso. Seconded by Eddy Balch. Motion carried 5-1. Trustee Brad Wick cast a nay vote.

Mayor Rachel New reminded the Board and public that the Board decided to adopt the 2012 code with 2013 amendments so it could be done in a timely manner. Adoption of the 2012 code with 2015 amendments would have required lengthy discussion.

Public comments: Ramon Reed

- Discuss and vote on STR ordinance
No vote taken

Combine definitions 8 and 9

Trustee Brad Wick will submit a rewrite of the OWTS language portion. He believes Section 5, item 6 needs to be re-written to better define what the Board is looking at. There should also be an attached checklist of permit requirements listed in Section 4. Trustee Cory Nasso pointed out that one was already created by the STR committee.

Change language in Section 3 to reflect OWTS and Zoning Code control over STR ordinance

Enforcement language is incomplete.

Public comments: Rand Makowski, Suzy Metzler, Ramon Reed

- Discuss and vote to adopt Resolution 2017-7 (PHCA resolution)
Motion to adopt Resolution 2017-7 made by Trustee Cory Nasso. Seconded by Trustee Chris Nasso. Motion carried 6-0.
- Discuss and vote on private improvements on Town property
Item tabled
- Discuss and vote on presentation by PVFD
Motion to approve the Pitkin Volunteer Fire Department request to have access to the right-of-way of 7th Street between State St. and River St. made by Ralph Bush. Seconded by Eddy Balch. Motion carried. 6-0.

The PVFD is exploring options to move water from the creek to distant areas of town via a 32x120 foot path that utilizes the 7th Street right-of-way.

Trustee Ralph Bush wonders how many residents are potentially served by the proposed structure. Richard Henley reported possibly 38 on the River Street side and more on the opposite side of the creek.

Trustee Brad Wick believes the PVFD should be given access to the full street (66 feet) instead of the requested 32 feet.

Installation of hydrants along River Street was discussed.

Attorney Jim McDonald believes an easement in writing should be created.

7. DISCUSS AND VOTE ON COMPLAINTS FILED WITH THE TOWN OF PITKIN: no complaints filed

8. FOR DISCUSSION/UPDATE:

- Discuss trustee conduct relating to the local board of health (possible executive session to discuss trustee conduct relating to the local board of health)

There was concern regarding the photographs taken by Brad Wick, which were included in Ramon Reed's evidence packet.

Trustee Brad Wick stated that the photographs were intended for the property next door (Rupp) and that he [Brad] was approached by John Wise to look at something. Phil Deutsch wanted pictures after being approached by Trustee Brad Wick about the system. Trustee Brad Wick maintains that he neither spoke to Ramon nor gave him photographs.

John Wise stated that he supplied the pictures to Ramon Reed.

Trustee Ralph Bush is concerned that at the hearing, Trustee Brad Wick made the statement that he had "no earthly idea" how Ramon Reed obtained the photos, when in fact he did and could have made the statement that he made this evening. He believes this gave the appearance of impropriety.

Trustee Chris Nasso would like to recess to executive session. Trustee Brad Wick would like to continue the discussion in public.

Trustee Eddy Balch wonders in what capacity Trustee Brad Wick was acting when he photographed the system.

Attorney Jim McDonald suggested the lesson that should be learned is that every Board member must be vigilant about the appearance of impropriety and the risk of ex parte communication, even without negative intent.

- Discuss plowing in the Town of Pitkin (possible executive session to discuss plowing)
Snow plow committee continues to work diligently to come to a resolution with the county.

Motion to recess to executive session for ten (10) minutes to discuss 0.5% sales tax returned to the Town from

Gunnison County in relation to plowing expenses made by Trustee Brad Wick. Seconded by Trustee Eddy Balch. Motion carried 6-0. The Board moved into executive session.

Mayor Rachel New called the regular meeting back to order. The Board was polled as to whether anything was discussed in executive session outside of the motion. Each Board member stated nay.

The following items were not addressed and will be on the agenda at a future meeting:

- Discuss business licenses in the Town of Pitkin
- Discuss Town restrooms
- Discuss ordinance(s) to regulate/classify commissioner and contract positions for the Town of Pitkin
- Discuss nuisance and dangerous animal ordinances

9. ADJOURN MEETING: Meeting adjourned at 9:52 p.m.

The next regularly scheduled meeting will be held Tuesday, September 12th at 7:00PM at the Newcomb Community Center. Council meetings are scheduled to adjourn at 9:00PM. At the council's discretion agenda item(s) not addressed by this time will be tabled until the next regular meeting. Approved minutes, ordinances, resolutions, future agendas, and other Town of Pitkin public notices can be found at pitkincolorado.com under "Government" or at pitkin-news.com under "Pitkin's Government."

To add an item to the agenda, please submit it in writing to the Town Clerk at thetownofpitkin@gmail.com no less than **48 hours** before the next regularly scheduled meeting. If the requested agenda item has supporting documentation it must be submitted no less than five (5) days before the next scheduled meeting.

**Public comment to the Board of Trustees is encouraged. Public comments on agenda items will be taken by the Mayor before final action on the item is taken. Comments may be limited at the mayor's discretion*

If special accommodation or handicapped access is required, please contact the Town Clerk at thetownofpitkin@gmail.com or (970)787-0968 at least 48 hours prior to the scheduled meeting