

**TOWN OF ARRIBA
BOARD OF TRUSTEES ACTION MEETING
Tuesday April 29, 2014
Arriba Town Hall, 711 Front Street, Arriba, CO 80804**

Call to Order

Mayor Alex Flores called the meeting to order at 7:30. Roll call for the Arriba Town Board was read and those answering were Mike Koehn, Caleb Brent, Jody Schifferns, and Troy McCue.

Pledge of Allegiance was led by Marcella Flores.

Public Audience included: Marcella Flores, Stan Kimble, Karen Kovar and Beverly Langley.

Approval of Agenda Trustee Schifferns requested that Sewer Line Rings be added as a New Business item. Trustee McCue moved to approve the Agenda as amended. Trustee Koehn seconded and the motion.

Meeting with Stan Kimble The Board explained to Stan Kimble that right now the main issues in Town are Ordinance 112 concerning property appearance and safety, and the Town's dog ordinance. Mayor Flores asked about zoning in the Town of Arriba. Stan Kimble explained the difference between use zoning: residential, commercial, industrial, and setback zoning which regulates how far back or where buildings can sit. Stan Kimble said that a zoning ordinance is very extensive and some properties would need to be grandfathered in.

Stan Kimble explained that the Board first needs to make sure there is an ordinance in place creating a municipal court for the Town. Stan Kimble explained the difference between a court of record the Judge must be an attorney and court must be taped and a court not of record the Judge does not have to be an attorney, and court does not have to be taped. Court not of record is the cheapest but it can be appealed at the county court with a brand new trial. In a court of record the appeals can only be on errors of law and would go to the district court.

Stan Kimble said that the Board needs to appoint a Code Enforcer. He explained the role of the Municipal Judge and the role of the Code Enforcer when issuing citations and holding municipal court.

Trustee Koehn asked if the Town could tie a fee to the Town's services. Stan Kimble said that no the Town could not, the Town can fine from \$0 to \$500.

There was discussion on where the Town should start on Town cleanup. Stan Kimble said that the law allows the Board to start with the worst properties first. He said that the Board can do it on a complaint basis also by only addressing a property if a complaint has been issued about it.

Stan Kimble explained issues that could come up with condemning old and abandoned buildings. The Board can have an ordinance addressing this, but it can get complicated with recouping losses if the Town pays to have a building torn down, and there is always the problem of asbestos.

There was discussion on the Town of Seibert's cleanup process.

Clerk Hart asked him if the Town can have an ordinance against pit bulls. Stan Kimble said that the Town did pass an ordinance against pit bulls several years ago but the State ruled that Towns cannot breed profile, so you cannot ban pit bulls. The Town can have an aggressive dog ordinance. Stan Kimble gave several suggestions of things that could be added to a dog ordinance.

Stan Kimble said he could send the Town a sample citation form that the Town can use. He suggested that the Town review each Ordinance to see what needs changed or updated, compare them with other Town's ordinance then send them to him so that he can review them. If any changes are made to an ordinance a hearing will need to be held and the ordinance has to be published in the paper.

New Computer for Town Clerk Hart told the Board that she had found an HP computer with 8GB memory and 2 TB hard drive for \$550 and a Dell computer with 8GB memory and 1 TB hard drive for \$450. The Board had approved \$400 for purchasing a new computer tower. Clerk Hart said she thought it would be better for the Town to have more memory because of all the documents and files the Town has to keep. She told the Board she had found a HP with 12GB memory and 2TB hard drive for \$750 and a Dell with 12 GB memory and 1TB hard drive for \$588. The Board discussed getting a computer with more memory. Trustee Koehn said the Town didn't really need a computer with larger memory, he said that he had looked at the 8GB Dell for \$450 online and thought the Town should get that one. There was discussion on external hard drive for added memory. There was a question as to why the Town didn't just purchase an external hard drive for the current computer. Clerk Hart explained that the current computer is at least 7 years old and runs on Windows XP; a lot of the new programs won't run on windows XP. Clerk Hart commented that if the Town planned to upgrade the computer every few years the Town wouldn't necessarily need a larger computer right now.

Trustee McCue moved to approve purchase of the 8GB Dell for \$450 plus shipping or other associated purchasing costs. Trustee Koehn seconded and the motion passed.

Clerk Hart asked the Board if it was okay if she used her personal credit card for the purchase and then the Town reimburse her. The Board was fine with this.

Sewer Line Rings/Risers The Board discussed the sewer line cleaning that Work Force Inc did on Monday and the issues with the manhole covers. Mayor Flores said that he had received a call from Tom Rush explaining that cleaning the three sewer lines as proposed would exceed the \$5000 the Board had approved, but two lines could be cleaned for \$5000. Mayor Flores had told Tom Rush to keep the cost at \$5000.

Clerk Hart explained that Todd Simon had come in Monday and explained to her that because the manhole covers were buried a foot or more under dirt he would need to raise them with rings. Because of this the cost for all three lines would increase to \$7000. The Board questioned why Todd Simon had to raise the manhole covers. Todd Simon did go ahead and clean all three sewer lines for from Main to Elm and College to Railroad for the increased cost of \$7000 with a few Board members approval on Monday. He is planning on attending the May 12 meeting where the Board can address the manhole cover issues. The long-term plan for the sewer lines is to have a 3rd of the Town done each year,

There was discussion on the notification to the residents that sewer lines were being cleaned. Clerk Hart said that she tried calling as many people as she could but not everyone has an answering machine or is even listed in the phone book. The Board agreed that next time better efforts will be made to notify everyone.

There was discussion on mapping the sewer lines and manhole covers.

There was discussion on why Todd Simon has an agreement with the Town and not a contract.

Comments There was discussion on the Board making decisions for the Town outside of meetings.

Trustee Brent had information on getting licensed for water and sewer facility operator. He explained that there is a class the next 2 days that he could go to if the Board wanted him to. The next class won't be held until October. He said that it would cost around \$1000 for him to get licensed. The Board agreed that Trustee Brent didn't need to get started on this right away, they would like to see him do it for the Town but they want to see what other options are out there. This issue will be discussed at the next meeting.

Adjournment There being no further business to bring before the Board, Trustee Schiffers moved to adjourn the meeting, Trustee Brent seconded, and Mayor Flores adjourned the meeting at 9:00pm.

Submitted by: Josie Hart

Signed by:

Approved by the Board on: