

Town of Bayfield
Regular Town Board Meeting
June 18, 2013
1199 Bayfield Parkway, Bayfield CO 81122

Town Board Members Present: Mayor Smith, Trustee Au, Trustee Nyberg, Trustee Morlan

Town Board Members Absent: Trustee Renfro, Trustee Nelson, Trustee Davenport

Staff Present: Chris La May (Town Manager), Kathleen Cathcart (Town Clerk), Dirk Nelson (Town Attorney), Joe McIntyre (Marshal)

Media Present: Carol McWilliams (Pine River Times)

The meeting was called to order @ 7:00 p.m.

Roll Call: 4 present 3 absent

Pledge of Allegiance:

Approval of Minutes: Trustee Nyberg made a motion to approve the minutes from June 4th, 2013, Trustee Au seconded.

All were in favor.

Motion carried.

Approval of Bills: Trustee Nyberg made a motion to approve the bills dated June 5th through June 13th including the bills that were sent separately in an email from Finance Director, Erin Dunavant, Trustee Au seconded.

Roll Call 4 – 0

Motion passed unanimously.

General Public Input: None was offered.

Town Updates: Trustee Morlan asked about the sewer backup that was mentioned in the updates. Town Manager La May explained that there was a sewer backup on E. East Court that affected two residences. Trustee Morlan asked if staff had spoken with the School District regarding the access to US 160 from the Pawn Shop. Town Manager La May stated that the School District is not in favor of the access being closed.

Action Agenda Item #1: Discussion And Possible Action Related To 2013 Street Maintenance Projects

Town Manager La May stated that it was decided at the last Board meeting to move forward with the \$200,000.00 that was budgeted for 2013 Street Maintenance Projects. The Town's engineer and the Public Works Director have created three options as how to best utilize the funds available for repairs. Town Manager La May explained all three options.

The Board members agreed that option two was probably the most cost effective.

Trustee Morlan made a motion to instruct staff to move forward with option two for street maintenance projects, Trustee Au seconded.

Roll call 4 - 0

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Motion passed unanimously.

Action Agenda Item #2: Discussion And Possible Action Related To Sunrise Estates Drainage Ditch

Town Manager La May stated the Town of Bayfield needs to complete the drainage improvements on the East side of Sunrise Estates Subdivision. At one point Goff Engineering prepared a bid package. Bids for the project were received from \$95,000.00 up to \$150,000.00. The Town had received \$60,000.00 from the developer, so it was decided not to move forward at that time. The Town's Engineer has looked at another option that may be a little more affordable. The new option is the "Smart Ditch System" which is essentially a lined ditch. Staff is asking for Board approval to have conversations with the Home Owners Association and BP regarding the possibility of installing this system.

Trustee Au abstained from this discussion.

Trustee Morlan stated that it sounds like a good plan. He also asked what the approximate cost would be.

Town Manager La May stated that the approximate cost would be \$60,000.00.

Mayor Smith asked if the Town has to have the Home Owners Association's approval.

Town Manager La May replied that the Town does not need the approval from the Home Owners Association for the design.

Mayor Smith stated that he feels we should invite the Home Owners Association to a meeting and let them know of our intentions and try to move forward to complete this project.

Trustee Nyberg stated that he likes the idea of inviting the home owners to a meeting and giving them a chance to voice their opinions.

Town Manager La May stated that this system is fairly maintenance free.

The Board agreed that staff should move forward with discussions regarding this project.

Action Agenda Item #3: Discussion And Possible Action Related To Retail Marijuana Establishments

Town Manager La May stated that the State Legislature has developed implementation, licensing and regulatory framework for Retail Marijuana establishments. Local municipalities have three options. The first option is to do nothing. The second option is to move forward with local regulations on Retail Marijuana establishments. The third option would be to opt out of Amendment 64 by adopting an ordinance before October 1, 2013. The Town of Bayfield currently has a moratorium, prohibiting Retail Marijuana establishments that will expire July 31, 2013.

Mayor Smith suggested that the Board extend the moratorium and invite the public to a couple of open forums to discuss this matter before making a final decision.

The Board agreed with the Mayor's suggestion.

Town Manager La May suggested having Public Forums on July 11, 2013 and July 30, 2013.

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Action Agenda Item #4: Board Reports (SWCCOG, LPCEA, RHA, SWTPR, Region 9)

Town Manager La May stated that Eagle Net was the topic of discussion at the last SWCCOG meeting.

Town Manager La May stated that the Alliance is moving forward with the Growth Initiative Program to attract companies with growth potential to the area.

Town Manager La May stated that RHA has a new Executive Director and the audit was approved at the last meeting.

Town Manager La May stated that the Ramp applications, due July 1, 2013, were the discussion at the TPR meeting.

Town Manager La May stated that Region 9 will meet later in July.

Action Agenda Item #5: New And Unfinished Business

Town Manager La May stated that he has a request from a resident to use water for a water slide on a day that is not designated for their use. Staff is asking for Board approval to issue a "Special Use" permit for the water slide.

The Board agreed that staff could issue the permit for the water slide.

Town Manager La May stated that the Fox Farm Home Owners Association is concerned about the extra traffic on their roads as a result of B.E.E.P. being built so close to the subdivision.

Trustee Nyberg asked if the Marshal's office has had any complaints about the traffic in Fox Farm Village.

Marshal McIntyre stated that he has not had traffic related complaints in that subdivision.

Trustee Au asked how staff was coming on getting water rights converted.

Attorney Nelson stated that things are in progress and he is meeting with the Ditch Company on Thursday.

Town Manager La May stated that maybe the Board should consider further water restrictions.

Mayor Smith reminded everyone of the breakfast with the County Commissioners on June 26, 2013 at the Tuning Fork at 7:30 am.

Town Manager La May explained that the purpose of the Executive Session on the agenda was to keep the value of the property in question as privileged information.

The Board agreed to discuss Action Agenda Item #6 and #7 in the public meeting.

Town Manager La May stated that staff has looked into applying for a Great Outdoors Colorado Grant through the Local Government Park, Outdoor Recreation and Environmental Education Grant Program for acquisition of park land. Grants are available up to \$350,000.00 requiring a 30% local match. Staff would like to acquire, through the G.O.C.O. Grant, the property to the Southeast of Joe Stephenson Park. In the Capital Fund we have "Park in Lieu" fees of approximately \$68,000.00, we also have roughly \$47,000.00 in the Conservation Trust Fund and the remainder of the match would have to come from the General Fund.

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Mayor Smith summarized that staff is asking for Board approval to move forward with the grant application and if the application is submitted and approved, what funds are to be used for the 70/30 match?

Trustee Morlan stated that he was in support of applying for the grant.

Mayor Smith agreed with Trustee Morlan.

Trustee Au asked if there is connectivity between this piece of land and the Senior Center.

Town Manager La May stated that there is not connectivity at this time.

Mayor Smith asked when the application for this grant was due.

Town Manager La May stated that applications were due August 15, 2013.

The Board asked staff to bring more information concerning this property to the July 2nd, 2013 meeting.

Trustee Au made a motion to go into Executive Session in accordance with C.R.S. 24-6-402(4)(e) to determine positions relative to matters that may be subject to negotiations and include Town Manager La May and Attorney Nelson, Trustee Nyberg seconded.

Roll call 4 – 0

Motion passed unanimously.

The Board adjourned to Executive Session at 8:12 pm

The Board came out of Executive Session and adjourned at approximately 8:30 pm

Minutes Were Approved As Presented On July 2nd, 2013.

Approved:

Rick K. Smith
Mayor

Kathleen Cathcart
Town Clerk