

**Regular Meeting  
of the Town Of Ignacio Board of Trustees  
Wednesday, July 15, 2015**

- I. **CALL REGULAR MEETING TO ORDER: PLEDGE OF ALLEGIANCE AND ROLL CALL:** Mayor Stella Cox called the Regular Meeting to order at 7:00 p.m. Trustees Present: Mayor Protem Alison deKay, Thomas Atencio, Sandra Maez, Edward Box III, and Dixie Melton Staff: Kirk Phillips, Acting Town Manager; Georgann Valdez, Town Clerk; Diana Briar, Town Treasurer; Dan Naiman, Community Development Coordinator; David Liberman, Town Attorney. Audience: Carol Mc Williams from Pine River Times; Veronica Silva, Marilyn Brandau, Lillian Mestas, Rudy Mestas, Johnny Valdez, Jimmy Valencia, Pete Vigil, Richard Olguin.
  
- II. **PUBLIC COMMENT:** Johnny Valdez presented a letter to the Board, from Four Corners Motorcycle Rally cooperation proposal, to relieve The Town of some of the burden brought on by the rally. He offered 5% usage fee up to \$100,000 of general admission ticket sales; and 2% usage fee for ticket sales that exceed \$100,000.00. A \$5000 deposit was offered for this usage and cooperation is provided, as the minimum and is not subject to reduction if the Rally does not attain the \$100,000 in paid general admission attendance ticket sales. Events, banners, trash, parade, welcome address, vendor fees, emergency services and traffic issues have been discussed with Dan Naiman. Special Event license, attendance, history of management, promoters and boards were addressed by Mr. Valdez. Board Members commented on expectations, future working relationships and communications with Town staff. The Board asked what is expected from the Town for the \$5000 check offered to the Town. The Board directed Mr. Naiman to work with Mr. Valdez on the specifics. A Memorandum of Understanding will be drawn up by Mr. Liberman for the \$5000 deposit for 'cooperation'. Mr. Valdez asked the Board to keep the vendor fees comparable to FCMR. Further action will be on the next Board meeting agenda.
  
- III. **APPROVAL OF MINUTES: May 20, 2015, June 17, 2015, and July 1, 2015. Trustee Melton moved to approve the minutes in block. Trustee Box seconded. The motion passed by unanimous voice vote.**
  
- IV. **UNFINISHED BUSINESS: Senate Bill 05-152 – Concerning Local Government Competition in the Provision of Specified Communications Services (Broad Band) and approval of letter to Tiffany Parker, La Plata County Clerk and Recorder notification of the Town's intent to place an issue on the November 3, 2015 ballot:** The Town of Bayfield, City of Durango and La Plata County are placing the issue on the November ballot to have the municipalities opt out SB152. Dan summarized SB152 limits municipality's ability to provide broad band services to their community, and makes them dependent on service providers. By opting out, it enables us to provide the broad band service to the community and to control the competition. July 24 is the deadline to submit a letter to the County Clerk notifying her of our intent to participate in the coordinated election and place the issue on the ballot in November, at a cost of \$400. An option would be to place it on the ballot for our Regular Municipal Election in April at no cost.

**Mayor Protem deKay moved to submit a letter to the La Plata County Clerk, of our intent to participate in the coordinated election in November and to place the issue on the ballot. Seconded by Trustee Maez. The motion passed by unanimous voice vote.**

**V. NEW BUSINESS:**

**A. Wells Liquor License Renewal:** Chief Phillips stated the establishment has had no violations. **Trustee Melton moved to approve Wells Liquor License Renewal. Second by Mayor Protem deKay. The motion passed by unanimous voice vote.**

**B. Approve Preliminary Subdivision Submittal for Rock Creek Complex (Richard Olguin);** Dan explained Rock Creek Complex is one large lot that will be subdivided into three smaller lots, selling off a lot to Family Dollar. The geotechnical report, El Paso Hill disturbance, access road, IACAP Plan, utility lines, and easements were all addressed. Mr. Naiman stated a subdivision agreement will be prepared which led to Mr. Liberman asking if the agreement should be in place prior to the Preliminary Plat approval. Further discussion followed regarding deadlines, the steps for a subdivision and timeline regarding which should come first, the Subdivision and development agreement or the preliminary plat, and if they could be done concurrent. Mayor Protem deKay moved to approve the Preliminary Plat contingent on the Subdivision Agreement. Attorney Liberman suggested delaying any action until the Subdivision Agreement is approved. The item was tabled until the next Board meeting on August 5, 2015. A special meeting was considered.

**C. Authorize Signers for Alpine Bank and Pine River Bank accounts, allow Diana Briar access and remove Lisa Rea. Mayor Protem deKay moved to authorize Diana Briar access to Alpine and Pine River Bank accounts for purpose of viewing and reconciliation; authorize Mayor Cox and Mayor Protem deKay as signers on Alpine Bank and Pine River Bank; to remove Lee San Miguel, Michael Lee, Lisa Rea, from the Alpine Bank and Pine River Bank accounts, and to make Alpine Bank a dual signature account. Seconded by Trustee Box. The motion passed by unanimous voice vote.**

**VI. STAFF REPORTS:**

**A. Police Department:** Nothing to report.

**B. Public Works:** Kudos to Paul Whetten for his job on weed control.

**C. Treasurer:** Reports and Fund Balances were clarified.

**D. Planning:** Playing catch up on weed control letters; reviewing building plans from Family Dollar; 5 permits issued in July; letter received from Ken Charles for additional funds for gas line replacement, review contract when it arrives; working with Growth Fund, for GIS utility mapping project, yet to purchase hardware and licensing agreement; attended meetings.

**E. Town Manager:** Quarterly meeting with the County Commissions was attended by Mayor Cox, Trustee Atencio, Dan and myself; Stop sign on north end of Browning was removed after finding it was in violation of the Model Traffic Code: A Stop Sign cannot be used to control speed, and the Stop sign was posted on the back of Do No Enter sign. A town

resident was upset following a water leak and high utility bill and felt the Town should be responsible to notify the customer, brief discussion followed and suggestions to put a notice in the newsletter; two letters complimenting the Public Works Department; Tax workshop webinar August 25; invited to Colo. Oil and Gas Conservation meeting August 6; Recognize Lisa Rea for outstanding job with a \$50-\$100 Gift certificate.

**F. Attorney:** Work with Chief on Stop sign, sales tax issue, and Interim Town Manager contract for Mark Garcia. Will be working with Dan on Subdivision and MOU for Bike Rally; July 30 conference in Water Court; rights of way ask for a continuation for 6 months, not much has changed.

**VII. TRUSTEE REPORTS:** Mayor Cox attended a CML Board Conference in Durango and another with DOLA.

**VIII. EXECUTIVE SESSION For Legal Advice pursuant to C.R.S. 24-6-402-(4)(b):** Trustee Melton moved to go into Executive Session for negotiations. Mayor Protem deKay seconded. The motion passed by 5-1 with Trustee Atencio voting no. He wanted to discuss the Contract with Mark Garcia first and in open session. The regular meeting was closed at 8:57 p.m. The Executive Session was held for the purpose previously stated. No action followed the Executive Session and concluded at 9:40 p.m.

**IX. EXECUTIVE SESSION FOR determining positions relative to matters that may be subject to negotiations under C.R.S. 24-6-402(4)(e):** Trustee Atencio wanted to discuss the contract in open meeting. No Executive Session was held.

**X. APPROVE CONTRACT WITH MARK GARCIA FOR INTERIM TOWN MANAGER:** The Board, Town Attorney and Interim Town Manager discussed the Contract; questions arose over compensation. Mayor Protem deKay moved to accept the Independent Contract Agreement with Mark Garcia, with the following change, and contingent upon his approval, that he be paid a flat rate of \$100 per travel day, with no IRS per diem mileage or hourly rate compensation. Trustee Melton seconded. The motion passed by unanimous voice vote. Attendance of meetings was discussed; a work session will be held to clarify his work duties.

**XI. ADJOURNMENT:** Being no further business before the Board, Mayor Cox adjourned the meeting at 9:50 p.m. The next regular meeting will be August 5, 2015 at 7:00 p.m. at the Abel F. Atencio Community Center at 570 Goddard Avenue.

---

**Stella Cox, Mayor**

---

**Date**

---

**Attest: Georgann Valdez, Town**