

**TOWN OF ARRIBA  
BOARD OF TRUSTEES REGULAR MEETING  
Monday August 11, 2014  
Arriba Town Hall, 711 Front Street, Arriba, CO 80804**

**Call to Order**

Mayor Pro-tem Troy McCue called the meeting to order at 7:38. Roll call for the Arriba Town Board was read and those answering were Karen Kovar, Jody Schiffers, Caleb Brent, Mike Koehn and Marcella Flores. Alex Flores was absent.

**Pledge of Allegiance** was led by Karen Kovar.

**Public Audience** included: Ted Grundmeier, Kay Willoughby, Douglas and Dianne Reisman, Maria Root, Jay Spurling and Lisa Nolder.

Dainne Reisman renter of 224 Main St. told the Board that they had moved in around July 4<sup>th</sup>. The property was a mess when they moved in with a lot of junk and trash in and around it. They cleaned a lot of it up and hauled a lot of it off. 25 days after moving in they received what she felt was a nasty letter from the Town of Arriba telling her she needed to clean up the property. Dianne Reisman felt very strongly that the letter should not have been sent. Douglas Reisman noted that the letter was not signed- it just said "Sincerely, the Town of Arriba". They wanted to know who the letter was from, who said to send the letter. The Board told them that the letter was from the Board, the Board had agreed that a letter should be sent.

Dianne Reisman said that they did not deserve the letter and it was unwarranted. She said that the letter sends the wrong message and is a nasty way to welcome someone to Arriba.

The Board told the Reisman's that 224 Main St. had been a problem before them moved in and it was just bad timing that they received that letter when they did.

Jay Spurling said that he was the representative for the owner of 224 Main Street, Judy Deist. He felt that the renters should not have received the letter, the owner should have gotten the letter.

Clerk Hart commented that technically both parties should have received a letter.

Jay Spurling said that 224 Main Street has very low water pressure in the house and on the property. He said that the water pressure was 7 pounds. He said that the house has all new plumbing. The Board questioned if it could be the line going into the house. Jay Spurling said that all the lines had been replaced. The Board agreed that Leroy King would need to check the pressure at the meter. Nobody else along that water line has low water pressure.

**Approval of Agenda** Trustee Schiffers moved to add 'Pat Parker' and 'Tourism Board-Christmas Lights' under New Business and to approve the Agenda as amended. Trustee Kovar seconded and the motion passed.

**Lisa Nolder with LCEDC** Lisa Nolder is the new director for the Lincoln County Economic Development Corporation. She asked the Reisman's why they picked Arriba to live in. Dianne Reisman said that she had been told it was a nice, safe, small town with friendly people. She thought it would be a good place to retire.

Lisa Nolder told everyone a little bit about herself and about her job. Her job is to visit each business in Lincoln County to see what they need and what their plans are. She also is in contact with new businesses who are considering locating to Lincoln County. She said that she is here to help businesses in Lincoln County. She suggested that the Town put together a growth plan or a strategic plan. She said that she would like to view the Town's budget some time.

Lisa Nolder talked about new businesses that might locate in Lincoln county and what they would need from the rural communities.

Rod Child asked about getting a recreation center in Arriba. Mayor Pro-tem McCue commented that Flagler is having a hard time keeping the swimming pool open. He also commented how the Bethel Church was trying to remodel the skating rink north of Arriba.

He wondered if it would be good for the Town to join with another entity on something like that. Lisa Nolder agreed saying it might be beneficial for everyone if small communities joined efforts. The Board thanked Lisa Nolder for coming to the meeting.

**Approval of Minutes** The Reisman's asked for copies of the minutes. Clerk Hart said that if they gave her their email address she could email the minutes to them. Trustee Kovar moved to approve the minutes from the July 14 regular meeting and the July 29 action meeting. Trustee Brent seconded and the motion passed.

**Approval of Accounts Receivable and Payable July** Clerk Hart answered a question from the Board about the payment to Ted Miller (Clerk Hart thought it was for recalibrating the flow chart meter at the sewer pond) and the payment to Independent Water Works (Pat Parker's business name).

Trustee Kovar moved to approve the Accounts Receivable and Payable for July. Trustee Schiffers seconded and the motion passed.

**Approval to Pay August Bills** The Board reviewed the August Bills. Trustee Schiffers asked what the Jayhawk software bill was for. Clerk Hart explained that it was an annual fee for the water and sewer billing software. Trustee Schiffers asked how many time cards had been bought. Clerk Hart said that is was a huge box that will probably last forever. Mayor Pro-tem McCue asked how many installments the Town pays for the Town's insurance. Clerk Hart said she thought there were only 2 a year. Clerk Hart asked them what account they wanted to pay the \$3,209.70 DOLA wastewater loan payment from. She suggested paying it out of the General account as the sewer reserve account only has around \$7,000 in it. The Board agreed that the DOLA payment would be paid from the General Account. Trustee Schiffers wondered about the Town getting a credit card or a pre-paid card since the Town has had to reimburse Clerk Hart and Mayor Pro-tem McCue for Town items purchased with their personal credit cards. The Board discussed what the Town had done when Steffanie Bell was clerk, Trustee Schiffers

thought that the Town had had a credit card. Clerk Hart thought that it was just a pre-paid visa card.

There was discussion on getting a quote for Town insurance through CIRSA. Clerk Hart said that she is still working through the application and hopes to get a quote when the Town's renewal date is closer. There was discussion on getting Leisure Pines covered under the Town's policy and if this would be cheaper.

The Board discussed the next Leisure Pines board meeting. Mayor Pro-tem McCue said that he thought there might be a meeting on August 21<sup>st</sup> sometime in the evening.

Trustee Kovar moved to approve the August Bills for payment, Trustee Schiffers seconded. Motion passed.

**Code Enforcement** Trustee Schiffers reported that the property on 819 Front Street had been mowed and hopefully will be maintained from now on. Trustee Schiffers said that Dolle Lehrkamp had told them that when issuing a ticket to give people at least 30 days and the time and date of the municipal court needed to be stated on the ticket. Because of this the ticket to Clint Rand concerning the issue with his dog Tailgate had to be reissued with a new court date of September 8<sup>th</sup>. Normally municipal court is held the first Monday of the month at 9:00 am unless there is a holiday then it will be held the second Monday of the month.

The Board reviewed the letters that had been sent out. Clerk Hart asked what the Board wanted to do about Edna Robert's daughter Beth Vaughn and her dogs' barking issue. Clerk Hart said that she thought there had been some improvement with the barking. Leroy King agreed with her.

Clerk Hart reported that Deanne Smithburg had paid the \$10 dollar fine for not mowing her property but had not mown the property.

Trustee Brent questioned the clean-up letters that had been sent out. He questioned if these properties were really in violation. He questioned if Monte Rand's property was in violation. Mayor Pro-tem McCue said that Ordinance 112 states over grown weeds, accumulation trash, and abandoned or unlicensed vehicles. Leroy King noted that Monte Rand had mown, but there were still vehicles and part of the trailer that had caught on fire several years ago that were still on the property.

Trustee Brent asked if Ordinance 112 was the same ordinance that Jon Hart circulated a petition against. The Board agreed that it was. Trustee Brent asked if Ordinance 112 had been revised since that petition was signed. The Board didn't think it had been revised, and agreed that the petition had never been officially handed in to the Board. Trustee Brent asked that the Board reconsider some of these letters until the Board knows absolutely that these properties were in violation. He said that he had been told that the petition that Jon Hart had circulated had around 50 signatures. Trustee Brent felt that that many signatures in a town this size was substantial. The Board asked Trustee Brent if he had seen the petition. He said that he had not but that he could have Jon Hart bring it to the Board.

Trustee Brent said that he could study the ordinance and see what properties were in violation and bring a list to the Board. Trustee Schiffers had concerns about how that petition had been presented and how it was a year ago that it had been circulated.

Clerk Hart said that she thought it was about 2 years ago that it had been circulated and that to make it all legal she felt that a new petition should be circulated. She also said that she thought that that petition had been written specifically addressing the Board at the time and their regulation and enforcement of ordinance 112.

Trustee Brent said that he thought the Board should make absolutely certain the properties are in violation before pursuing any legal action or sending out any letters.

There was discussion about the properties that had received letters and if they were really in violation.

**Marijuana Ordinance** The Town has to have a new Ordinance in place by October 15<sup>th</sup>. Stan Kimble put together a Marijuana Ordinance for Arriba. The Board agreed that a public hearing would be held at 7:00pm before the regular Board meeting on Monday, September 8<sup>th</sup>.

**Park Grant** Mayor Pro-tem McCue said that he has been working on a funds request to present to the Tourism Board, he thinks the Town should ask for around \$3,000 - \$5,000. He said that the Tourism Board's next meeting is on August 21 at 9:00 a.m. and he will do his best to make it to the meeting. He said that he has been in contact with Erin Starr with the Colorado Health Foundation who came and did a presentation for updating the park play equipment. She has given him information and ideas on how new park equipment could benefit tourism and residents. The park grant will not only include new play equipment but exercise stations as well. Trustee Kovar mentioned a program where cadets come out to help install new park equipment.

**Concert in the Park** Mayor Pro-tem McCue said that Larry Kitzel's brass group would like to hold a concert in the park. The plan would be to play for around 45 minutes, then the Town provide refreshments. The dates suggested for this were Saturday, August 30<sup>th</sup>, Friday, September 5<sup>th</sup>, Saturday, September 6<sup>th</sup>, or September 12<sup>th</sup> or 13<sup>th</sup>. The event will start around 6:00 p.m. The Board discussed serving ice cream, or if it's cooler possibly cookies and hot chocolate. The Board agreed that it should be held either August 30<sup>th</sup> or September 5<sup>th</sup>. Mayor Pro-tem McCue said that he would let Larry Kitzel know the dates and let everyone know which date he prefers.

**Pat Parker** Pat Parker had emailed the Town his resignation letter. His last day will be October 31<sup>st</sup> 2014. Leroy King should have his water and sewer license by then. There was discussion on Leroy King's study material for the license testing.

**Tourism Board- Christmas Lights** The Board discussed requesting funds from the Tourism Board for Christmas lights. Mayor Pro-tem McCue suggested waiting until September to make this request.

**Maintenance Report** Leroy King gave the Board a brief report on different things he has done with Pat Parker. Leroy King said that concerning the low water pressure on 224 Main Street he was pretty sure the problem is on the property side of the meter. There was discussion on how to check the pressure at the meter and show the property owners and renters what the pressure was there.

Leroy King said that he had to order some fairly expensive cleaner for the sewer pond. He explained that they had been using a shop vacuum to try to clean up something but it just wasn't working very well. He said that things went a lot better when they got the cleaner.

Leroy King said that he has repaired or replaced a lot of meters that were not working or reading properly. There was discussion on where the meter was at 201 Oak Street. Some of the Board members thought it was somewhere along the sidewalk.

Clerk Hart said that a lot of the meter numbers that Leroy King had read did not match what she had on file from what Tom Rush had read. Because of this she had to estimate a lot of the water bills. She hopes that next month things will match up better. Trustee Brent asked how far off the numbers that Leroy King read were from what Tom Rush had read. Clerk Hart said that the numbers she had on file would start with a 1 whereas some of the numbers Leroy King handed in would start with a 4 or 5 and in some cases a 9.

There was discussion on not replacing Ted Grundmeier's meter since it is a large meter and it would cost too much to replace it. Ted Grundmeier isn't in Arriba often and when he is he doesn't use much water at all.

Leroy King mentioned that he couldn't find a key to the maintainer.

There was discussion about spare keys for the Town buildings and equipment. There are spare keys for most everything, but some of the equipment probably needs spare keys.

**Clerks Report** Clerk Hart said that she had received a call from a lady with the Colorado Department of Agriculture last week. The lady said that the Dept. of Ag might open an investigation because a complaint had been filed of illegal application of pesticide (and herbicide) by the Town of Arriba. Clerk Hart said that before Leroy King even started spraying she had called the Colorado Department of Ag and had talked to a Jonathan Hardy about what the Town was using to fog mosquitoes and if it required a Public Applicators license. Jonathan Hardy had looked up the product (Malathion 5) and had told her that the product was not labeled as restricted use so really Leroy King did not need an applicators license to fog for mosquitoes. Jonathan Hardy did suggest that Leroy King might want to get an applicators license anyway just because he was using the chemical for public application for a municipality. Clerk Hart said

that she told the lady all of this and the lady said that she would check with Jonathan Hardy about that conversation. Clerk Hart had to send the fogging schedule to this lady as well as the name of the pesticide and herbicide Leroy King has been using. Clerk Hart noted that Leroy King has been keeping excellent records of when he fogs for mosquitoes. Clerk Hart said that she received a phone call and an email from the Department of Ag saying that the Town of Arriba was not in violation of anything and the investigation was closed. Clerk Hart told the Board that if the Town does want Leroy King to get a public applicators license it's kind of a long and detailed process because of all the requirements. The Board agreed that this could probably be done next summer.

**Treasurers Report** The Board reviewed the Treasurer's report. All accounts looked good. No discrepancies had been found.

**Trustees Report** Trustee Schifferns said that it would be nice if the Town of Arriba sponsored a concession stand at the Fair next year. There was brief discussion on who would head this and how this would work out.

Trustee Brent said that the Reisman's had brought up a good point that when the Town sends out a letter someone needs to sign it. The Board agreed that this needed to be done, and that all Board members names and titles needed to be listed on the letter as well. Clerk Hart asked whose signature they wanted on the letters. She stated that she didn't want to sign letters addressing clean-up. The Board agreed that that the Mayor should sign the letters.

Trustee Brent asked what the limit is for how many dogs a person can own in Arriba. The Board agreed that 3 dogs were allowed per household.

Trustee Brent mentioned that the Board should consider in the future pursuing an energy impact grant through the state for the use of College Ave by the wind farm companies.

Leroy King asked if trash cans had been ordered for the park. Clerk Hart said that they should be delivered sometime this week.

**Mayors Report** Mayor Pro-tem McCue had nothing to report.

**Adjournment.** Mayor Pro-tem McCue adjourned the meeting at 9:35pm.

Submitted by: Josie Hart

Signed by:

Approved by the Board on: September 8, 2014