

MINUTES -Silverton Board of Trustees, October 24, 2011
CHANGE OF LOCATION: San Juan County Commissioners' Room
Call to Order and Roll Call – 7:30pm

Call to Order – 7:33 PM:

Mayor: Terry Kerwin
Trustees present: Jim Lindaman, David Zanoni, John Schertz, Pat Swonger, Karla Safranski, Chris Tookey
Staff: Jason Wells, Gilbert Archuleta, Brian Carlson
Others: Rose Raab, Paul Joyce, Gary Davis, Michael Maxfield, Mark Esper, Clark Damron, Gary Davis, Larry Raab, Rose Raab, Barbara Renowden, Ron Renowden

- I. (0:25) Public Comment Regarding Agenda and non-Agenda Items
Mr. Maxfield inquired as to whether MSI has implemented a change-of-use for their rented property, referring to a flyer distributed by MSI which included short-term rental rates and information.

Mr. Wells stated that he and Mr. Michaelson are in discussion with Marcie Bidwell of MSI to clarify their use, and that a variance request may be needed from MSI. He stated that his understanding of MSI's use of the building was that it would house students, and not that it would be open for rental to the general public.

Trustee Safranski encouraged support of MSI, and stated that they would be highly valued in any other community in the region.

Mr. Archuleta noted that Trustee Safranski, during the October 10th Board meeting, initiated discussion that was not part of the agenda, and requested Mayor Kerwin to review procedures for such discussion.

Mayor Kerwin reviewed these procedures, and observed that these discussions usually have to do with purchasing policy.
- II. (13:50) Trustee Reports**
Trustee Lindaman reviewed Finance Committee proceedings, noting approval of payroll and accounts receivable.

Trustee Zanoni reviewed Buildings and Grounds Committee proceedings, noting that the contract with Karen Srebacic for facilities bookings is being negotiated. Mr. Wells added that this may entail a second committee meeting, followed by final contract approval by the full Board.
- III. Consent Agenda*
 - a. Approval of October 10, 2011 Minutes
 - b. Approval of Accounts Payable
 - c. Approval of Payroll
 - d. Approval of Letters to Public Lands Office, County Commissioners re Sheep Guard Dogs

Trustee Zanoni motioned to approve the consent agenda; Trustee Schertz seconded, and the motion passed unanimously via roll-call vote.
- IV. New Business
 - a. (17:13) Town-County Intergovernmental Agreement Creating Silverton-San Juan Fire and Rescue Authority

Mr. Wells provided background, noting that the Department will reorganize as a separate entity. He further stated that the County will consider approval during its Wednesday meeting, and that there is some urgency as CIRSA will not provide the Fire Department with an insurance quote until after the agreement is in place.

Trustee Lindaman verified that the agreement is approved by Paul Sunderland, Frank Anesi, Jeff Robbins, and CIRSA General Counsel.

Trustee Schertz motioned to approve the IGA creating the Silverton-San Juan Fire and Rescue Authority; Trustee Tookey seconded.

DISCUSSION:

Trustee Swonger observed that there is no Town Board nor County Commissioner representation among the Fire Department Board, and stated that a funding entity usually has some representation. Mr. Wells stated that the IGA under consideration simply reflects the current arrangement of the Fire Department Board, which has not generated any concerns or complaints since the reorganization has been under discussion. Mr. Archuleta stated that the attorneys involved in the drafting of this document feel that the funding entities would have their influence each year when funds are budgeted. Mr. Renowden reminded the Board that this document only establishes the authority of the newly created entity, and that discussion of services and budgeting are not part of this document.

Trustee Safranski asked whether separate agreements are required to establish services such as inspections. Mr. Wells stated that they are needed, and that he will draft these documents separately.

Trustee Tookey stated that notarization is not required, and therefore the last page can be stricken.

The motion passed unanimously via roll-call vote.

b. (37:50) Consideration of Transfer Station Operations Plan

Mr. Wells provided background, stating that the State of Colorado Health Department requires this plan. He requested a motion to approve, and that the final plan will be brought to the Board in Resolution format.

Trustee Tookey motioned to approve the draft of the Transfer Station Operations Plan; Trustee Safranski seconded.

DISCUSSION: Mr. Wells will add language regarding acceptance of tires and restaurant grease to the final document.

The motion passed unanimously via show-of-hands vote.

V. (44:00) Unfinished Business

a. Resolution 2011-06 – Supporting the Proposed County Mil Levy Increase

Trustee Zanoni motioned to approve Resolution 2011-06; Trustee Tookey seconded, and the motion passed unanimously via show-of-hands vote.

VI. Department Reports

a. San Juan County Sheriff

b. (46:47) Public Works

i. Discussion of Greene Street Chip/Seal Quote

Mr. Archuleta reviewed the Greene Street Chip/Seal bids, noting an \$11,000 difference in favor of Oldcastle. He stated that the bid does not include cross-walk painting. He anticipated \$152,000 to \$155,000 for the entire project, which is scheduled to commence in May of 2012, and to last approximately four days.

Trustee Zanoni motioned to approve the Oldcastle bid and to approve execution by staff; Trustee Tookey seconded, and the motion passed unanimously via roll-call vote.

VII. (57:08) Administrator's Report

a. Town Hall Boiler Replacement Status **

b. Discussion re Acceptance of Tires at Transfer Station**

- c. Discussion re Waste Oil Surcharge for Silverton Restaurants**
- d. Meetings
 - i. Past – Silverton & Durango Narrow Gauge Railroad; 4 Core
 - ii. Upcoming – Historic Review Committee; County Mil Levy Informational Meeting; Animas River Protection Group;
- e. Review of J. Robbins Memo on Status of Town Water Rights (executive session optional)
- f. Discussion re American Tower Cell Tower Lease (executive session optional)

Trustee Zanoni motioned to continue with the ten-year lease; Trustee Tookey seconded.

DISCUSSION: Trustee Swonger reiterated his preference to place a portion of these proceeds in a restricted telecommunications infrastructure fund.

The motion passed unanimously via show-of-hands vote.

- g. Consideration of Assignment of U.S. Forest Service Recreational Permit (executive session recommended)

EXTRA ITEM: Discussion of State Historic Fund Cultural Survey Grant.

Trustee Tookey motioned to enter executive session to discuss items subject to negotiations, and to include Mr. Carlson and Mr. Wells; Trustee Swonger seconded, and the motion passed unanimously via show-of-hands vote.

The Board entered executive session at 9:00pm

The Board re-entered regular session at 9:23pm

Trustee Tookey motioned to approve a payment deadline for Mr. Singer’s second installment of June 30, 2012; Trustee Schertz seconded, and the motion passed 601 via show-of-hands vote, with Trustee Lindaman opposed.

VIII. Adjourn 9:25 pm

*The following items on the Board of Trustees Agenda are considered routine by the Town Administrator and shall be approved or adopted by motion and majority vote of the Board of Trustees unless the Mayor or a Trustee specifically requests during “Approval of Agenda” that such item be considered under the regular business of the Board. In such event, the item shall be removed from the “Consent Agenda” and Board action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading “Consent Agenda” will appear in the Board minutes in their proper order.

**There are no written materials to accompany this agenda item

Brian Carlson, Clerk/Treasurer

Terrence M. Kerwin, Mayor