

MINUTES –Silverton Board of Trustees
Silverton Town Hall – Monday, December 12, 2011
Finance Committee – 7:15 PM
Call to Order and Roll Call – 7:30 PM

Call to Order – 7:32 PM:

Mayor: Terry Kerwin
Trustees present: David Zanoni, John Schertz, Pat Swonger (arrived late), Karla Safranski, Chris Tookey,
Jim Lindaman
Staff: Jason Wells, Gilbert Archuleta, Brian Carlson, Dave Michaelson
Others: approximately fifteen in attendance; please see sign-in sheet

- I. (0:34) Public Comment Regarding Agenda or non-Agenda items
***We ask that attendees kindly limit their comments to two minutes duration.
Please turn off cell phones during the meeting.***

Mr. Wells requested that item V.B be considered before item V.A, and that item VI.A be considered along with item V.A.i.

- II. (1:53) Trustee Reports

Trustee Lindaman reviewed Finance Committee proceedings, noting approval of accounts payable and payroll.

Trustee Zanoni reviewed Public Works committee proceedings regarding street-sign replacements.

Trustee Tookey reviewed Personnel Committee proceedings regarding interviews for the Building/Code Official position. She also reviewed EMS meeting proceedings, noting that Ms. Metzler is now Director, and Mr. Messich is Assistant Director, owing to his relocation to Hermosa. She further noted that Mr. Messich visited the plant where the new ambulance is being built, and that this process will take six months. The old ambulance will be donated to an EMS group in Indiana.

- III. (6:08) Consent Agenda*
 - a. Approval of November 28, 2011 Minutes
 - b. Approval of Accounts Payable
 - c. Approval of Payroll

Trustee Zanoni motioned to approve the Consent Agenda; Trustee Tookey seconded, and the motion passed unanimously via roll-call vote. Trustee Lindaman abstained from approval of November 28th minutes.

- IV. (6:43) Public Hearing
 - a. Public Testimony re: 2011 Budget**

Mr. Wells summarized the 2012 budget, noting that the ending deficit is now approximately \$7,000, resulting from the failure to include the full cost of the newly-created Fire and Rescue Authority. Mr. Carlson reviewed changes to the proposed budget since the most recent budget meeting. He further noted two expense line items that he had reduced, which must be restored. These two items (snow grooming, dust control) total approximately \$5,000, thereby increasing the 2012 deficit to \$12,000.

Mayor Kerwin acknowledged the late-timing of the budget revisions, and suggested that the deficit be appropriated from unreserved fund balance. Trustee Zanoni asked whether Mr. Carlson's tuition could be reduced. Trustee Safranski recommended that a final vote be postponed until the full Board is present (Trustee Swonger was absent during this discussion).

(15:35) Trustee Tookey motioned to hold the San Juan Seniors partnering contribution at \$300, and to appropriate the 2012 budget deficit of \$12,000 from unreserved fund balance; Trustee Safranski seconded, and the motion passed 5-2 via roll-call vote, with Trustees Zanoni and Lindaman opposed.

b. Resolution 2011-09, Adopting 2012 Budget

Trustee Tookey motioned to approve Resolution 2011-09 ;Trustee Schertz seconded, and the motion passed 5-2 via roll-call vote; Trustees Zanoni and Lindaman opposed.

c. Resolution 2011-10, Appropriating 2012 Lodging Fees

Trustee Tookey motioned to approve Resolution 2011-10 ;Trustee Swonger seconded, and the motion passed unanimously via roll-call vote.

d. Resolution 2011-11, Appropriating 2012 Funds

Trustee Schertz motioned to approve Resolution 2011-11; Trustee Swonger seconded, and the motion passed 6-1 via roll-call vote, with Trustee Zanoni opposed.

e. Resolution 2011-12, Certifying 2012 Mill Levies

Trustee Schertz motioned to approve Resolution 2011-12; Trustee Safranski seconded, and the motion passed unanimously via roll-call vote.

f. Resolution 2011-13, Setting 2012 Utility Rates

Trustee Schertz motioned to approve Resolution 2011-13; Trustee Tookey seconded, and the motion passed unanimously via roll-call vote.

g. Resolution 2011-14, Adopting 2011 Supplemental Budget

Trustee Schertz motioned to approve Resolution 2011-14; Trustee Tookey seconded, and the motion passed unanimously via roll-call vote.

h. Approval of Governmental Services Agreement, San Juan County

Trustee Schertz motioned to approve the Town/County IGA; Trustee Swonger seconded, and the motion passed unanimously via roll-call vote.

i. Approval of Law Enforcement Contract, San Juan County Sheriff

Trustee Schertz motioned to approve the contract for Law Enforcement Services; Trustee Tookey seconded, and the motion passed unanimously via roll-call vote.

j. Approval of Fire Protection Services Contract, Silverton/San Juan County Fire Authority

Trustee Schertz motioned to approve the Fire Authority Services agreement, contingent upon review and approval by the Fire Authority; Trustee Tookey seconded. DISCUSSION: Mr. Wells noted that final approval may require a special meeting if the Fire Authority proposes revisions. He further noted that the total legal expenses will be divided equally between the Town and County. Mr. Wells clarified for the Board that the provision of bylaws, rosters, etc. is required by the agreement establishing the Fire Authority, within 90-days of the effective date of that agreement. Those documents are not required for the approval of the services agreement now under consideration. **The motion passed unanimously via roll-call vote.**

V. New Business

a. (36:39) Review of Contracts and Leases (other than Inter-Governmental):

i. Ice Pirates, Molas Lake Trail Use

Mr. Wells provided background regarding the existing lease between San Juan Backcountry and the Town, noting that this was assigned from Clear Mountain Enterprises, and is in effect through April 15, 2012. The request from San Juan Backcountry is to extend the lease until the end of 2013 so as to coordinate this lease

schedule with the Federal permitting schedule. He suggested that the Ice Pirates contract be considering well, as they also wish to expand their services and their use of Town property.

Eric Loyer (Ice Pirates) suggested offering the Molas Lease currently held by San Juan Backcountry via competitive bid. Jim Lockey opposed a competitive bid, listing the benefits brought to the area by Clear Mountain Enterprises and the Snowmobile Club.

Mayor Kerwin suggested that all parties discuss the options together in an attempt to come to an agreement. The Board instructed staff to arrange for a meeting of all concerned parties.

Trustee Swonger motioned to approve the Ice Pirates contract; Trustee Tookey seconded, and the motion passed unanimously via roll-call vote.

- ii. (58:16) Lift Services, Grooming of Kendall Ski Area and Town Trails

Trustee Swonger motioned to approve the Lift Services contract; Trustee Schertz seconded, and the motion passed unanimously via roll-call vote.

- iii. (58:38) Bruce E. Haring, MA, LPC, Employee Counseling

Trustee Schertz motioned to approve the contract with Bruce E. Haring; Trustee Swonger seconded, and the motion passed unanimously via roll-call vote.

- iv. Durango Chiropractic Clinic, Clinic Lease **REMOVED FROM AGENDA**
- v. (1:00:33) Silverton Youth Center, Services and Visitors Center Lease

Trustee Schertz motioned to Silverton Youth Center lease; Trustee Tookey seconded, and the motion passed unanimously via roll-call vote.

- vi. (1:00:57) The Clean Team, Janitorial Services

Trustee Swonger motioned to approve the Clean Team contract; Trustee Schertz seconded, and the motion passed unanimously via roll-call vote.

- vii. (1:01:24) Glenwood Medical Associates, Clinic Lease

Trustee Swonger motioned to approve the Glenwood Medical Associates lease; Trustee Schertz seconded, and the motion passed unanimously via roll-call vote.

- b. (1:03:00) Review and Discuss Proposed Amendments to Town Employee Handbook

Trustee Tookey motioned to approve the employee handbook amendments; Trustee Swonger seconded, and the motion passed unanimously via show-of-hands vote.

(1:08:50) EXTRA AGENDA ITEM:

Mayor Kerwin introduced the topic of an Interim-Administrator during Mr. Wells' time off.

Trustee Tookey motioned to appoint Mr. Carlson as acting Administrator during Mr. Wells' time off; Trustee Swonger seconded, and the motion passed unanimously via show-of-hands vote.

VI. Unfinished Business

- a. (36:39) Consideration of San Juan Backcountry Molas Lake Lease Extension Request
DISCUSSED UNDER ITEM V.A ABOVE
- b. (1;10:51) Discussion re Silverton Lakes Campground Re-Plat

Mr. Michaelson provided a summary of the proposed re-plat.

Anthony Edwards, on behalf of Silverton Lakes Campground, discussed the easement corridor along the river, noting that the river itself changes over time. He mentioned the utility easement along the access road, which was after some discussion determined to be not necessary. Mr. Michaelson argued that future utility

improvements may require such an easement. Mr. Edwards stated that the gazebo area will be used by various tenants of the property owners. Mrs. Andraetta reiterated this point. There was additional discussion regarding ADA public-accommodation requirements for a proposed park. Mr. Michaelson differentiated public-spaces from parks. Mr. Edwards stated that the lease as currently written is adequate for the time being, and that the re-plat is a departure from previous discussions, and as such requires more deliberation. Mr. Edwards will consult with the property owners, and will bring their proposals to Mr. Michaelson prior to involvement by any committees.

(1:34:54) EXTRA AGENDA ITEM

Mr. Wells asked the Board whether they are satisfied with the official BLM response re Sheep-Guard Dogs in the backcountry. As this was a late addition to packets, the Board requested that this be discussed during the next Board meeting.

- VII. (1:35:20) Department Reports
- a. Silverton Chamber of Commerce
 - b. Public Works

Trustee Lindaman requested monthly department reports from the Planner and the Code/Building Official beginning in 2012.

- VIII. (1:38:46) Administrator's Report**
- a. Update on Town-County Building and Code Officer Position

Mr. Wells announced that Mr. Thompson has been offered the Building and Code Officer position, with the caveat that he re-locate during his work-week, if not permanently.

- b. Introduction to Outlook Calendar Tool
- c. Kendall Mountain Ski Area Update
- d. Meetings
 - i. Past – State Procurement Webinar; Building & Grounds Committee; Public Works Committee; Code Revision Workshop – Chapter 11, Streets & Sidewalks; Chapter 13, Utilities; Blair Street Merchants
 - ii. Upcoming – San Juan Development – December 13; COG General Manager Interview – December 13; COG Elected Officials Forum – January 13, noon-2:00, Durango Public Library

- IX. Adjourn: 9:39pm

*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