

Town of Silverton
Regular Meeting
April 25, 2016

**TOWN OF SILVERTON
MINUTES OF THE BOARD OF TRUSTEES
REGULAR MEETING
April 25, 2016**

CALL TO ORDER:

The regular meeting of the Board of Trustees, which was properly posted, was called to order by Mayor Chris Tookey @ 7:37 PM at the Silverton Town Hall.

Mayor: Christine M. Tookey
Trustees: Malcolm MacDougall, Tiffany deKay, Peter Maisel, Barbara Renowden, and Larry Gallegos. Jess Wegert was absent.

Staff: Michelle Hamilton, Bob Nevins, John Sites

Administrator: Bill Gardner

Others: Please see sign-in sheet

- I. Staff and/or Board Revisions to Agenda:** The Mayor removed Item B (SSJFA) from the agenda.
- II. Public Comment:** Karla Pendleton commended moving the update of town code to priority status. She mentioned that following an election there are candidates who won votes but not a seat. She would like to see the Board codify a seat for the next vacancy to the next highest voter.
- III. Appointments:** None
- IV. Consent Agenda**
 - A. Payroll, Accounts Payable, Meeting Minutes from 4/11/16
 - B. April Financial Statement
 - C. Visitor Center Financials

Trustee MacDougall motioned and Trustee Gallegos seconded to approve the Consent Agenda. The motion passed unanimously with a roll call vote.

V. Department Reports

Public Works Director, John Sites, welcomed Trustees deKay, Renowden, and Wegert to the Board. He asked that if anyone notices anything after hours, please call public works. He said it is very helpful for them to stay on top of emergencies. He mentioned that they are ramping up for spring and summer. He stated that the power at Memorial Park needs work. He then said that the streets are a battle. Pot holes cannot be maintained when the streets are wet. Next, he said that Molas Lake Campground is about to open up. June 1st is the scheduled opening date. Mr. Sites then mentioned grant funds for source water protection. He talked about the

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proposed Backflow Prevention and Cross Connection Contamination Policy Ordinance. He told the Board that the policy is required, and that CDPHE will fine the Town if they don't have this in place. He explained what is needed. There will be some kickback from businesses because there will be an expense. Trustee Maisel asked if the Town will be giving recommendations for inspectors. He asked if Public Works will install the monitoring device. Trustee Maisel mentioned that this is the time of year when you save. He asked if there are plans to chip seal Greene St. He also asked about gravel. Mr. Sites replied that Jack Clark has gravel in the county. He said he has looked at crushing multiple rock piles to create gravel.

Town Clerk, Michelle Hamilton, updated the Board on the meeting facilitated by SWCCOG and Neo-Connect regarding consulting in the region for fiber needs. She explained that the SWCCOG is intending to partner with CDOT to run more lines of fiber from Durango to help create a fair competitive market. Next Ms. Hamilton announced a small business workshop presented by the Small Business Development Center (SBDC) coming up on May 16th, as well as a housing workshop presented by USDA on May 25th. Next she stated that staff has continued the work on the municipal code with the contracted codifying company. Ms. Hamilton then explained that she received a notice from Bruin Waste Management that all base rates will be going up 7%. She stated that the refuse fund is already in decline, and that rates need to be evaluated. The Board agreed to hold a work session to discuss the issue. Next Ms. Hamilton referenced the documents in the Board's packet that explain the recent bills passed by the House and Senate, that allow municipalities to pass an Ordinance allowing OHVs to cross state highways. She explained that it would be a great opportunity for the Town to alleviate the strain on OHV recreationists who need gas. She urged the Board to take the first step and reach out to the regional CDOT Director. Finally, Ms. Hamilton remarked that a calendar was provided to all the Board members for the next two months, because there are so many meetings and events coming up. The Board agreed to hold a work session to discuss OHVs and refuse rates on Monday May 2nd at 7:30p.m.

Town and County Planning Director, Bob Nevins, announced that he received comments back from the Town Attorney regarding vacation rentals. He expressed an urgent need to discuss the issue. The Board agreed to add it to next Monday's work session. Mr. Nevins then said that the Historic Review board commended the Grand Imperial for the new addition and the complete application.

Town Administrator, Bill Gardner, announced that the Silverton San Juan Volunteer Fire Department will be cleaning streets May 5th. He then said that tomorrow there will be an EPA remediation project manager, Rebecca Thomas, visiting Silverton. She will have a morning meeting with County staff, and there will be a public hearing on Wed. May 2nd @ 7:30. Next he announced that there will be a workforce housing forum on Wednesday, facilitated by Megan Prigott from Prior and Associates. He then said he would like to tentatively schedule a

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May 16th, work session @ 6pm to discuss housing. Bob mentioned that there was a positive response for boarding up Ordinance and it was a success. He welcomed everyone back and thanked the year round businesses for the support over the winter. He mentioned that he would like to send a letter to each of the businesses for their compliance.

Trustee MacDougall motioned and Trustee Gallegos seconded to approve the commission of a letter to thank business members for the no boarding up. The motion passed unanimously with a roll call vote.

Mr. Gardner mentioned a possible grant that would be used for and economic development employee that could be housed at the Visitor Center and work for both the Town and the County. He also mentioned that the Town has some concern for the lack of movement on the proposed development of the West Side Improvement District, but that it is in the hands of their attorney, Nick Anisi.

VI. Unfinished Business

- A. EIAF 8138: John Sites explained that staff scored two firms on seven criteria and they selected SGM based on criteria.

Trustee MacDougall motioned and Trustee Gallegos seconded to accept agreement and authorize the Mayor to sign it. The motion passed unanimously with a roll call vote.

VII. New Business

A. Appoint three signators for Citizen State Bank

Mayor Tookey appointed Tiffany deKay, Malcolm MacDougall and Chris Tookey as authorized signators for the Town's checking and savings accounts at Citizens State Bank.

Trustee MacDougall motioned and Trustee Gallegos seconded to accept the appointment of the three named signators. The motion passed unanimously with a roll call vote.

B. Public Hearing – Use Subject to Review SFR, ED District Lots 23-24, Block 1

Bob Nevins gave a synopsis of the Use Subject to Review application. He explained that reason it is use subject to review is to put applicants on notice of what might become their neighbors. He said that it is a buildable lot. One adjacent property owner did inquire why there is a public hearing. Staff recommends approval of the application. Mr. Nevins did say that there is an issue with the sewer line. There will need to be an additional 5 feet for a water line in the alley way. Trustee MacDougall asked if adjacent property owners received reports and conditions. John Sites mentioned that other folks have expressed interest in developing the properties along Cement St., but they all require an extension of setbacks to allow a placement of a water line. He said the Board can expect to see future requests for 10 foot setbacks for water lines.

Trustee MacDougall asked how R2 developments behind him have the security of 10 foot setbacks. Mr. Nevins replied that these are challenges that he and John are working on, on a

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case by case basis. Trustee MacDougall mentioned that most of the ED zone is single family residences. He asked if it was necessary for them to be Use Subject to Review. Mr. Nevins mentioned that the applicants have requested a variance for side yard setbacks, but that it is a different issue.

Trustee MacDougall motioned and Trustee Gallegos seconded to approve the Use Subject to Review SFR, ED District Lots 23-24, Block 1, with the conditions of approval. The motion passed unanimously with a roll call vote.

C. Forethought Service Contract

Trustee Maisel gave an update on the process of fiber reaching the community. Forethought is providing IP service to the Town and County as anchor institutions, which will allow them to create a base for providing service to the private sector.

Trustee MacDougall motioned and Trustee Gallegos seconded to approve the Forethought contract with authorization for the Mayor to sign it. The motion passed unanimously with a roll call vote.

D. Karp, Neu, & Hanlon Engagement Letter

Public Works Director, John Sites, explained an awarded grant for a source water protection Ordinance. Karp, Neu and Hanlon is offering their consulting services per the grant.

Trustee MacDougall motioned and Trustee Gallegos to approve the Karp, Neu and Hanlon engagement letter and authorize the Mayor to sign it. The motion passed unanimously with a roll call vote.

E. HB 16-1030

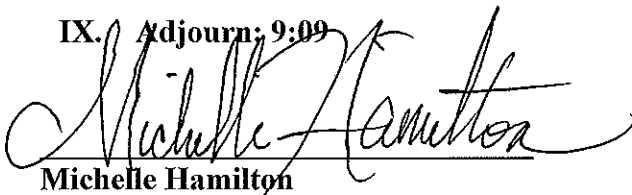
The Board discussed the recently passed House bill that allows OHVs to cross state highways, and agreed to discuss it further at the scheduled work session.

F. Ordinance 2016-03 BFCCCP

Public Works Director, John Sites, explained that CDPHE requires a backflow and cross connection contamination policy. He said that it was reviewed by the Town Attorney and approved. The Board discussed the contents of the proposed Ordinance. Trustee MacDougall questioned what it would take to get someone certified to do the inspections.

Trustee MacDougall motioned and Trustee Gallegos seconded to approve Ordinance 2016-03. The motion passed with a roll call vote of 4:2, with Trustees Maisel and Gallegos voting "No".

IX. Adjourn: 9:09



Michelle Hamilton
Town Clerk/Treasurer



Christine M. Tookey
Mayor