

## RICO TOWN BOARD MINUTES

November 14, 2018

The Regular Town Board meeting was called to order at 7:00 p.m. by Mayor Zach McManus.

**Members Present.** Zach McManus, Barbara Betts, Keith Lindauer, Nicole Pieterse, Stephan Roberts and Genevieve Yellowman. Absent was Sophia Kyriakakis.

**Staff Present.** Kari Distefano and Linda Yellowman.

**Guests Present.** Allyn Svoboda.

**Approval of the Agenda.** The agenda for November 14, 2018 was presented for approval. Town Clerk Linda Yellowman said that Mountaintop Liquor/Liam Chamberlain's liquor license is up for renewal and he may show up with his renewal license. Keith Lindauer made a motion to approve the agenda for November 14, 2018 as presented and seconded by Genevieve Yellowman. The motion passed unanimously.

**Appointment of Members to the Rico Board of Trustees.** Barbara Betts, Zach McManus and Stephen Roberts have submitted letter of interest. The Board were in favor to appoint Barbara Betts and Stephen Roberts as Board of Trustee and Zach McManus as Mayor.

**Approval of the Minutes.** The Rico Town Board minutes for September 17<sup>th</sup>, October 15<sup>th</sup> and October 24<sup>th</sup>, 2018 were presented for approval. Keith Lindauer made a motion to approve the minutes as submitted. Barbara Betts seconded the motion. The motion passed unanimously.

**Consent Agenda:**

**Approval of the Monthly Bills.** The Monthly bills for November 2018 were submitted for approval. Keith Lindauer made a motion to approve paying the Monthly Bills for November 2018 as presented. Barbara Betts seconded the motion. The motion passed unanimously.

**Citizens Communication.** Allyn Svoboda had some questions regarding the noticing of election with procedures, geothermal report and 2019 Budget specifically Park Fund. Staff responded to Mr. Svoboda's questions.

**Town Clerk.** No report.

**Public Works.** No report.

**Water Consultant.** Town Manager Kari Distefano mentions that the staff will do a site visit with SCADA to look at the water tanks.

**Parks & Recreation.** Mr. McManus gave an update on the ice rink and the shed by Silver Creek. Mr. McManus says the Rico Womens Club will turn over the maintenance of the plants on Main Street in 2019 and the Fun Run will also be the Towns. The Rico Trail Alliance will use the shed to store stuff.

**Town Board Reports.** None.

**Geothermal Committee.** None.

**Town Manager's Report.** REDI Grant Application. One of the recommendations from the community meeting on September 13, 2018 was that the Town should provide an economic analysis of the potential benefits of constructing a central sewer that would serve the commercial core. Mrs. Distefano says she applied for a grant from the Rural Economic Development Initiative to seek funding for an economic development analysis that would examine the importance of infrastructure for economic growth and the barrier that the lack of infrastructure imposes on the community. With this analysis, the town should be able to offer the community important information regarding the construction of a sewer system and help answer the question: would the cost of construction be worth the potential economic gain? The town recently received word from the Department of Local Affairs that our grant application has been approved. The next step will be to create a request for proposals for a firm to do that analysis.

The town also applied for funding for the economic analysis through the Telluride Foundation Community Grant Program and have a phone scheduled with them on November 13, 2018 and will have an update at the meeting.

Electric Vehicle Charging Station Update. The conduit and the concrete pad has been installed for the electric vehicle charger but we ran into a small glitch with the final installation. When the State electric inspector came, he noticed that the hookup for the propane tank was too close to the electric panel and was in violation of the State code. The town has contacted Sparks Plumbing and they are going to relocate the propane hookup so that the town will no longer be in violation. Hopefully they will be able to do the work before Thanksgiving but the town got an extension on the grant deadline just in case.

Rico Center Grant for Larger Bus. The town has received a promise of funding for a larger bus from the Rico Center. The next step will be to negotiate an agreement with the San Miguel Authority for Regional Transit (SMART) for a driver and maintenance. The town has been working with David Averill, the executive director of SMART and hope to have an agreement ready for the December Trustee's meeting. A bus has been picked out and a description of the bus was submitted to the Board.

Logo. Since nobody seemed wildly enthusiastic about the proposed logos, Mrs. Distefano decided to give it a try. A copy of the logo with Discover Rico on it was submitted and asked the Board to let her know what they thought of it.

**Action Items:**

2<sup>nd</sup> Reading of an Ordinance to Repeal Ordinance No. 312 and 2002-5 and Replace with Ordinance No. 2018-8, an Ordinance Concerning the Regulations of Dogs. At the last meeting the Board of Trustees approved an ordinance to repeal Ordinances No. 312 and 2002-5 and replace them with an updated version that resolved the discrepancy in fines. There were a couple of revisions recommended by the Trustees – allowing free licensing for service dogs and the other was softening of the shooting language. An updated copy of the ordinance was presented for 2<sup>nd</sup> reading. With no other changes, Keith Lindauer made a motion to approve the 2<sup>nd</sup> Reading of an Ordinance to Repeal Ordinance No. 312 and 2002-5 and Replace with Ordinance No. 2018-8, an Ordinance Concerning the Regulations of Dogs. Barbara Betts seconded the motion. Motion passed unanimously.

1<sup>st</sup> Reading of an Ordinance to Adopt the Rico Town Budget for 2019. Town Manager Kari Distefano says there are no changes to the budget from last month, however, she will do a re-

calculation of the expected revenues and expenses when she receives the November treasurers report before the final reading and there will likely be some revisions then. Keith Lindauer had concerns about the Rico Center funds. Keith Lindauer made a motion to have the Town Board request to the Rico Center that they post all of their financial reports. Lack of second, the motion died. Barbara Betts made a motion to approve the 1<sup>st</sup> Reading of an Ordinance to Adopt the Rico Town Budget for 2019. Genevieve Yellowman seconded the motion. Motion passed unanimously.

McCroke Ventures Indemnification Agreement and Revocable License Agreement. Mrs. Distefano submitted the Indemnification Agreement and the Revocable License Agreement that the Board discussed back in August 2018 when Joe Croke applied for some variances for his housing project. Both Joe Croke and Kathy McJoynt have signed the Indemnification Agreement. Now we are waiting for their signature on the Revocable License Agreement. The Board directed the town manager to meet with them and gave their consensus to move forward with the Indemnification agreement.

River Corridor – Easement Agreement with Disposition Properties. Town Manager Kari Distefano said that Disposition Properties is doing the same easement agreement that O'Grady/ Burnette did. Keith Lindauer made a motion to approve the easement agreement with Disposition Properties. Barbara Betts seconded the motion. Motion passed unanimously.

Change of Date for Next Meeting. The State statutes require that the Board approve a budget and certify the mill levy by December 15<sup>th</sup>. So the Board will have to do an early meeting again. The 15<sup>th</sup> of December falls on a Saturday this year. So if it works for everyone, we could do it on December 12, 2018, which is prior the Wednesday prior to the 15<sup>th</sup> of December 2018. The Board were in favor of December 12<sup>th</sup> Board meeting.

#### **Discussion Items.**

Rico Land Use Code Revisions. Town Manager Kari Distefano says she has finally made some progress on updating the Rico Land Use Code. She said she is using a template provided by the Department of Local Affairs for small communities. The majority of the revisions are housekeeping items, such as making the document more user friendly and making the list of requirements for subdivision approval more comprehensive. Town staff is still working on some of the articles and will make them available as they get done. Mrs. Distefano says she realizes that we're all busy but would appreciate it if the board would take some time to review the document and offer any suggestions. The Rico Planning Commission will also be reviewing the document and making it available on the website for members of the public. Staff is also working on a development permit with the help of the BP environmental consultants and including a protocol for lots that have soil contamination or that have been remediated. Town Manager Kari Distefano suggested to the Town Board to review the code and if they have comments to let her know.

#### **Adjournment.**

Keith Lindauer made a motion to adjourn the meeting at 9:00 pm. Seconded by Barbara Betts. The motion passed unanimously.

Linda Yellowman  
Rico Town Clerk

Zach McManus  
Mayor