

## RICO TOWN BOARD MEETING MINUTES

Date: August 2, 2023

Call to Order 7:01

**Trustees Present:** Mayor Nicole Pieterse  
 Mayor Pro Tem Patrick Fallon  
 Trustee Benn Vernadakis  
 Trustee Jordan Carr  
 Trustee Joe Croke  
 Trustee Chris Condon

**Trustees Absent:** Trustee Joe Dillsworth

**Staff Present.** Chauncey McCarthy, Anna Wolf

### Approval of the Agenda

#### Motion

To approve the agenda.

**Moved by** Trustee Chris Condon, seconded by Trustee Benn Vernadakis.

**Vote.** A roll call vote was taken and the motion was approved, 6-0.

### Approval of Minutes

Add who voted no on the May 17<sup>th</sup> meeting motion on page 1030.

#### Motion

To approve the May 17, February 15, June 21, 2023 minutes with correction.

**Moved by** Mayor Nicole Pieterse, seconded by Mayor Pro Tem Patrick Fallon.

**Vote.** A roll call vote was taken and the motion was approved, 6-0.

### Public Comment:

Nicole Pieterse commented that the revision of the VCUP funding agreement came back. There will be a phone call tomorrow morning regarding it.

Other VCUP assessments and completions are happening around town. These are not part of the Town wide VCUP proposal.

### Action Items

Consideration of first reading of Ordinance No. 2023-05 an ordinance of the Board of Trustees of the Town of Rico, Colorado amending the year 2023 budget and approving supplemental appropriations of money

Chauncey McCarthy gave summary.

Mayor Pro Tem requested a meeting with the Town Manager to go over the budget and answer questions before the second reading.

### Public Comment:

Allyn Svoboda: Asked funding question regarding why the funding is in the general fund rather than a separate account. The Town manager explained the regulations on Town funding.  
Jonathan Hay asked where the budget can be found to review.  
Mayor Nicole Pieterse commended Town Manager Chauncey McCarthy on getting the \$987,000 Grant for the new Town shop.

### **Motion**

To approve first reading of Ordinance No. 2023-05 an ordinance of the Board of Trustees of the Town of Rico, Colorado amending the year 2023 budget and approving supplemental appropriations of money with the 2 corrections noted.

**Moved by Mayor Pro Tem Pat Fallon, seconded by Trustee Chris Condon.**

**Vote.** A roll call vote was taken and the motion was approved, 6-0

### **Discussion Items:**

#### Dust mitigation and road conditions

Mayor Nicole Pieterse explains that there is a lot of misinformation out there. The best way to be informed is to attend the Board meetings. Dust is not a new condition in Rico. She explained that Governments funds need to be spent within their category. Sewer nor Park funds can be spent on Street issues.

The Street fund only received 1.7 mil levy's which is not enough to cover staff salaries or snow removal.

The Board has never voted against a water truck or mag chloride. 10 years ago when there was dust control the Board received a lot of complaints and it was not affordable for the Town.

Trustee Benn Vernadakis explained that 2 years ago there was a street mil levy on the Ballot that got voted down by the citizens.

Trustee Joe Croke explains that if the VCUP were to pass it will resolve the dust issue.

Trustee Chris Condon asks for clarification for the citizens on what the capping of the road will look like if the VCUP passes.

Town Manager Chauncey McCarthy explains the VCUP mitigation process on the roads. This would include extensive engineering of the roads including storm water system. These improvements would capture the water rather than have it erode the roads. The top 12 inches of the road would be replaced with clean road base.

The Town Manager has looked into dust mitigation options. No other municipality uses or recommends spreading water as it is ineffective. Pet and environmentally friendly options are 5-7 times more expensive.

The Town is looking into potentially borrowing a truck from the county or looking into monthly rentals for a water truck. This is not a long term solution however.

Mayor Nicole Pieterse explains that grants for general operations are few and far between. It takes more than just the Water truck. Lots of expense associated with this that the Street fund does not have.

Mayor Pro Tem Pat Fallon expresses that there are many different topics being discussed and asked the public to focus on the subject at hand during Public Comment.

### **Public Comment:**

Clay Hall: He is concerned about the construction dust from the Dolores River Trail subdivision improvements. He would like to figure out who is responsible for this dust. A water truck would not be futile for this purpose. This is just the beginning of construction dust as 5 homes will be built out there.

Lynda Hackleton: handed out an image of a water truck attachment to the Board of Trustees as a solution. She explained that the dust on Silver Street is not construction dust rather just dust from traffic in the neighborhood.

Mary Jondrow: expressed that the traffic is moving too fast. People don't slow down, this is not only a dust issue but a safety issue. Perhaps posting the speed limit or yield signs could help. Lots of families with small children walking around Silver and Soda Street.

Garan Mangan-Dimuzio: While the dust is an issue the primary concern is the speed of the traffic. He has a 3 year old and has had a couple of close calls on Soda Street.

Jonathan Hay: in his experience it is on the developer to mitigate the dust.

Jim Ostrem: A lot has changed in the last 10 years. He believes there would be a little different response to dust control. He asks staff or the board if there is an estimate of what it would cost to mitigate the dust. That would make it feel like there was a path going forward.

Mayor Nicole Pieterse explains that she hears 3 different issues being brought up construction dust mitigation, dust control, and speed control. She would like to go over all of these one at a time with the Board.

#### Construction dust mitigation:

Chauncey McCarthy: the Town nor the County have any regulations on dust control. This is something that will need to be addressed.

Trustee Benn Vernadakis expresses this is something that should be addressed before the moratorium is over. Would like to see a draft ordinance.

Trustee Chris Condon would like to see this on the agenda in the near future.

Set to be discussed at the September meeting.

Mayor Pro Tem apologized for not catching this during the subdivision process. He would like some time to make sure all construction concerns are addressed in the new ordinance.

Trustee Joe Croke: the Town could enact an impact fee for construction. Chauncey McCarthy explains that engineering is required to support an impact fee, it would be too expensive to have that study done.

#### Dust Mitigation:

Chauncey McCarthy: It cost Montrose county 60-80 cents/ lineal foot. The Town off Rico would cost close to \$30,000 to mag chloride.

Nicole Pieterse would like the town to look into speed bumps or dips.

Trustee Benn Vernadakis recommends talking to your neighbors in person or via social media.

#### Speed Control:

The Board discussed the Marshalls being stationed at the critical intersections such as Mantz and Silver or Soda and Silver.

Potentially putting temporary speed bumps up at Silver and Soda intersection.

ATVs and UTVs are not allowed on Town roads.

#### Public Comment:

Mary Jondrow: Recommended road condition based speed limits.

Florence Ezell: Asked about an ordinance regarding ATVs.

Ann Williams: Add summer speed bumps to encourage slower speeds in Town.

Clay Hall reminded the Board that they represent the citizens regardless of their presence in the Room.

Speed bumps to be put out on Soda and Silver as a trial to see if it helps with speeding traffic.


**Motion**

To adjourn.

**Moved by** Trustee Benn Vernadakis, seconded by Trustee Jordan Carr.

**Vote.** A roll call vote was taken and the motion was approved, 6-0

The meeting adjourned

  
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Anna Wolf  
Rico Town Clerk

  
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Nicole Pieterse  
Mayor