

RICO TOWN BOARD MEETING MINUTES

Date: October 16, 2024
Call to Order 7:01PM

Trustees Present: Mayor Nicole Pieterse
Mayor Pro Tem Patrick Fallon
Trustee Joe Dillsworth
Trustee Benn Vernadakis
Trustee Chris Condon (Arrives 8:02PM)

Trustees Absent:
Trustee Cristal Hibbard

Staff Present. Chauncey McCarthy, Anna Wolf (Zoom), Wilton Anderson (zoom),

Approval of the Agenda

Motion

To approve the agenda with an added Action item of a letter of support to the Colorado Broadband office.

Moved by Trustee Joe Dillsworth, seconded by Trustee Benn Vernadakis

Vote. A roll call vote was taken and the motion was approved, 4-0.
Trustee Chris Condon not present at vote.

Approval of the Minutes

Columbia Tailings misspelled. Liquor license motion is missing the word approved.

Motion

To approve the minutes of September 18 with the corrections.

Moved by Trustee Benn Vernadakis, seconded by Mayor Pro Tem Patrick Fallon.

Vote. A roll call vote was taken and the motion was approved, 4-0.
Trustee Chris Condon not present at vote.

Consent Agenda

Payment of the Bills

Motion

To approve payment of the bills.

Moved by Trustee Benn Vernadakis, seconded by Mayor Nicole Pieterse.

Vote. A roll call vote was taken and the motion was approved, 4-0.
Trustee Chris Condon not present at vote.

Public Comment:

Anna Wolf: reminder of the Meet the Candidates on October 28 from 6:30 – 8:00PM

Action Items:

Colorado Broadband office letter of support

Town Manager gives summary.

Board has discussion.

Motion

Move to approve the letter of support for the Colorado Broadband office. With the following additions. The 4th line down add and sustainability. Add services after government.

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

Vote. A roll call vote was taken and the motion was approved, 4-0.

Trustee Chris Condon not present at vote.

Consideration of a cash contribution to the Dolores Watershed Collaborative for their WARP grant application to the Colorado Water Conservation Board

Town Manager Chauncey McCarthy gives summary.

Presentation given by Nina Williams.

Board has discussion.

Public Comment: Dylan Robertson, Kiplynn Smith

Board has more discussion.

Motion

Move to approve a cash contribution of \$5000 to the Dolores Watershed Collaborative for their WARP grant application to the Colorado Water Conservation Board

Moved by Trustee Joe Dillsworth, seconded by Mayor Nicole Pieterse.

Vote. A roll call vote was taken and the motion was approved, 4-0.

Trustee Chris Condon not present at vote.

Consideration of Resolution 2024-04 A Resolution of the Board of Trustees of the Town of Rico, Colorado supporting a yes vote on Ballot Issue 3A referred by the San Miguel Authority for Regional Transportation ("SMART") seeking voter approval for a .82%% sales tax increase, a 1.25% lodging tax increase, and a 1.336 mill levy increase for the purpose of funding regional transportation

Town Manager Chauncey McCarthy gives summary.

David Averill gives summary of the resolution.

Board of Trustees has discussion.

Public Comment: Kiplynn Smith, Leah Chiemelski, Joe Croke

Board of Trustees has more discussion.

Motion

Move to approve Resolution 2024-04 A Resolution of the Board of Trustees of the Town of Rico, Colorado supporting a yes vote on Ballot Issue 3A referred by the San Miguel Authority for Regional Transportation ("SMART") seeking voter approval for a .82%% sales tax increase, a 1.25% lodging tax increase, and a 1.336 mill levy increase for the purpose of funding regional transportation

Moved by Mayor Nicole Pieterse, seconded by Trustee Joe Dillsworth.

Vote. A roll call vote was taken and the motion was approved, 3-2. Mayor Pro Tem Patrick Fallon and Trustee Benn Vernadakis votes no.

Consideration of a lease agreement between the Town of Rico and Dolores County Library for the Town of Rico Library located at 2 North Commercial Street
Town Manager Chauncey McCarthy gives summary.
Board of Trustees has discussion.

Motion

Move to approve of a lease agreement between the Town of Rico and Dolores County Library for the Town of Rico Library located at 2 North Commercial Street with the following changes: change tenant to Dolores County Library in section 5.1.

Moved by Mayor Nicole Pieterse, seconded by Trustee Benn Vernadakis.

Vote. A roll call vote was taken and the motion was approved, 5-0.

Consideration of certificate of appointment judges of election

Town Clerk gives summary.

Mayor Nicole Pieterse recuses herself due to her husband being one of the election judges.
Board of Trustees has discussion.

Motion

Move to approve of certificate of appointment judges of election

Moved by Trustee Joe Dillsworth, seconded by Trustee Chris Condon.

Vote. A roll call vote was taken and the motion was approved, 4-0.

Mayor Nicole Pieterse recuses herself and did not vote.

Consideration of liquor license renewal for Boulder City Mixology LLC, DBA The Enterprise Bar and Grill

Town Manager gives summary.

Board has discussion.

Motion

Move to approve liquor license renewal for Boulder City Mixology LLC, DBA The Enterprise Bar and Grill

Moved by Trustee Benn Vernadakis, seconded by Mayor Pro Tem Patrick Fallon

Vote. A roll call vote was taken and the motion was approved, 5-0.

Consideration of an application to vacate a portion of West Soda Street and vacate Leah Lane, McCroke Venture LLC applicant

Mayor Nicole Pieterse recuses herself due to her working relationship with the permit holder

Town Manager gives summary.

Applicant gives presentation.

Wilton Anderson Town attorney gives legal advice to the Board regarding the application. In accordance with State Statutes supersedes the Town code, it prohibits the Town from vacating the right of way as it leaves properties without a public access. The road building permit is now a vested property right and would be an unconstitutional taking

Board has discussion.

Public Comment: Dylan Robertson, Kylinn Smith, Leah Chiemelski, Joe Croke

Motion

Move to deny this application for vacation based on State precedence.

Moved by Trustee Benn Vernadakis, seconded by Trustee Joe Dillsworth.

Vote. A roll call vote was taken and the motion was approved, 4-0.
Mayor Nicole Pieterse recuses herself and did not vote.

Second reading of Ordinance 2024-04 an Ordinance of the Board of Trustees of the Town of Rico, Colorado adopting town soils overlay zone regulations and adopting by reference Appendix D of the Rico Land Use Code (lead soils management regulations).

Mayor Nicole Pieterse gives summary.

Motion

Move to approve Second reading of Ordinance 2024-04.

Moved by Trustee Benn Vernadakis, seconded by Trustee Joe Dillsworth.

Vote. A roll call vote was taken and the motion was approved, 4-1. Mayor Pro Tem Pat Fallon votes No.

First reading of Ordinance 2024-05 an Ordinance of the Town of Rico, Colorado adopting the year 2025 Town budget; appropriating sums of money; and setting and certifying Town mill levies

Town Manager gives summary.

Board has discussion

Motion

Move to approve First reading of Ordinance 2024-05 an Ordinance of the Town of Rico, Colorado adopting the year 2025 Town budget; appropriating sums of money; and setting and certifying Town mill levies.

Moved by Trustee Joe Dillsworth, seconded by Mayor Pro Tem Pat Fallon.

Vote. A roll call vote was taken and the motion was approved, 5-0.

Staff Report

Clerk's report:

Election update.

New floors in the Clerk's office week of October 21st.

CMCA conference.

Manager's report

Dennis going into surgery November 12, most likely will be out of the office until late December.

VCUP pubic meeting.

Board of County commissioner Rico meeting on October 21st at courthouse

Vacation over Thanksgiving week.

Discussion Items

Stormwater system design

Town manager Chauncey McCarthy gives update.

Town project updates

Town manager Chauncey McCarthy gives update

Motion

Move to adjourn.

Moved by Mayor Nicole Pieterse, seconded by Trustee Benn Vernadakis.

Vote. A roll call vote was taken and the motion was approved, 5-0.

Anna Wolf
Rico Town Clerk

Patrick Fallon
Mayor