

RICO TOWN BOARD MEETING MINUTES

Date: June 15, 2022

Call to order

Mayor Pro Tem Patrick Fallon called the meeting to order at 7:04PM.

Trustees Present:

Mayor Pro Tem Patrick Fallon
Trustee Christopher Condon (arriving 7:09)
Trustee Joe Croke
Trustee Joe Dillsworth
Trustee Benn Vernadakis
Trustee Linda Yellowman

Trustees Absent:

Mayor Nicole Pieterse

Staff Present. Chauncey McCarthy, Anna Wolf

Approval of the Agenda

Motion

To approve the agenda with tabling the VCUP discussion until the July Board of Trustee meeting.
Moved by Trustee Joe Croke, seconded by Trustee Benn Vernadakis.

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

Approval of Minutes

Motion

To approve all minutes with the correction of Lyons being approved.
Moved by Trustee Benn Vernadakis, seconded by Trustee Joe Dillsworth.

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

Payment of Bills

Motion

To approve the payment of the bills.
Moved by Trustee Joe Dillsworth, seconded by Trustee Linda Yellowman.

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

Public Comment.

The Lottery Committee awarded the Town of Rico \$2000 for a new lawn mower.

The Rico Mine Shaft In would like to have the lodging tax repealed for commercial properties. The Board decides that this will be a discussion item during the July Board of Trustee meeting.

Action Items

Consideration of an application for a road building permit, Block 9 S Commercial Street, Flatt Family LLP, applicant

Town Manager Chauncey McCarthy gave summary of the application. The applicant was not present due to a scheduling conflict.

The Board had concerns about the long term maintenance of this new road section. The Board

would like more information from the applicant before approving this road. The Board directed staff to look into a maintenance agreement or potential deed transfer possibilities.

Public Comment:

Gerrish Willis suggested that the town vacate the town's portion of the road.

Legal representative Joely expressed it would be a conveyance of the right of way. It would have to be an HOA situation.

Motion

To table it until next month's regular meeting and ask the applicant and his consultants to provide additional engineering if necessary and perhaps a solution to the expense long-term to the town for maintenance of the street drainage and snow removal

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

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

Consideration of an application for a special use permit for the purpose of a short-term rental, 464 Silverglance Way, Michael Turrin, applicant

Town Manager Chauncey McCarthy gave summary of the application.

Board discussed adding an expiration date to STR applications in the future as to avoid perpetual Special Use Permits.

Public Comment:

Public supports a sunset date for the Special use permit.

Motion

To approve the conditions of the sunset expiration of December 31st, 2023 and the conditions of smoke and CO2 detectors, off street parking, and local contact.

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

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

Consideration of an application for a special use permit for the purpose of a short-term rental, 11 B N River, Holly and Tom Bennett, applicants

The Board wanted to ensure that the permit was only for one building on the property. The applicant clarified that it is only for one of the buildings.

Motion

To approve Tom and Holly's application with the same conditions. The sunset applies for December 31st, 2023. CO2 and Smoke detectors, off street parking, and local contact and this special use permit is only for one house on the property.

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

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

Consideration of second reading of ordinance No. 2022-05 ordinance of the town of Rico, Colorado establishing a licensing process for short-term rentals and amending the Rico land Use Code to remove short-term rentals from special use permit review

The Town Manager gave a detailed summary of the Ordinance, the first reading and all pdates that were added following the first reading.

Public Comment:

Gerrish Willis: In favor of this ordinance.

Darrell Huber: is concerned with noise issues. A curfew time of 10:00PM should be added in their

contract.

Motion

To approve the second reading of Ordinance number 2022-05.

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

Vote. A roll call vote was taken and the motion was approved, 4-2.

Consideration of second reading of ordinance No 2022-06 an ordinance of the town of Rico, Colorado amending the Rico land use code fee schedule and review process for subdivision applications

Town Manager Chauncey McCarthy gave a summary of the ordinance. The fee of \$300 for extension was added after the first reading. The Town Manager explained the pass through accounts that we currently use. This ordinance would add additional revenue to the Town.

This was a staff driven request. Legal helped strengthen the code.

Motion

To approve the second reading of Ordinance No. 2022-06.

Moved by Trustee Benn Vernadakis, seconded by Trustee Linda Yellowman.

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

Consideration of second reading of ordinance No 2022-07 an ordinance of the town of Rico, Colorado amending ordinance no. 2022-02 to adjust the collection schedule and required documentation for lodging tax return

Town Manager Chauncey McCarthy gave a summary.

Legal summarized the difference between the first and second reading. The returns are confidential and cannot be shared.

Motion

To approve the second reading of Ordinance No. 2022-07.

Moved by Trustee Joe Dillsworth, seconded by Trustee Linda Yellowman.

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

Consideration of Resolution No. 2022-01 a Resolution of the Town of Rico electing to opt out of receiving opioid settlement funds and providing said funds to the regional pool.

Town Manager Chauncey McCarthy gave a summary.

No Board comment.

Motion

To approve resolution 2022-01

Moved by Trustee Linda Yellowman, seconded by Trustee Benn Vernadakis.

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

Consideration of CSAFE investment opportunity and Resolution 2022-02 a Resolution of the Town of Rico electing to participate in the Colorado Surplus Asset Fund Trust

The Town Manager provided a summary of the presentation from the previous month. Projection is 3% by the end of the summer.

The Board discussed the option and agreed on investing \$300,000 from the General Fund.

Board agrees with the Town Manager Chauncey McCarthy's recommendation of \$300,000 on top of the \$73,000 currently on ColoTrust to be transferred into CSAFE.

Motion

Move to approve as recommended.

Moved by Trustee Joe Dillsworth, seconded by Trustee Linda Yellowman.

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

Consideration of request for extension of time to file audit for year-end December 31, 2021

Summary provided by the Town Manager.

Motion

To approve the request for an extension for extension of time to file audit for year-end December 31st, 2021

Motion

Move to approve as recommended.

Moved by Trustee Linda Yellowman, seconded by Trustee Joe Dillsworth.

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

Staff Reports

Clerk's Report.

The Town Clerk is now a Notary.

Manager Report.

The town has access to Nixel notifications.

Spring Clean-up was a success. The Town Manger is looking into an alternative as the town clean-up has turned into a mattress disposal as well as construction disposal.

Chauncey will be out of the office June 20-24 to attend the CML conference.

The Dolores School district is considering engaging in a use permit with the town. They are backing out of conveying the land. The School district would like to see the town in the building. This will be a discussion item likely next month.

Shop Update: Working on a sizable match opportunity however the deadline is close so it is not certain if the town can meet that deadline. The town needs a budget so the Town manager can apply for grants.

Discussion Items

4th of July celebration: Currently in sage 2 fire restriction. If this stage remains there will be no fireworks. Board agreed that the town should have a fire wise sign to put out.

Vacant Planning seat: The Town Manager brought the Boards attention that Rebecca is no longer a Rico resident. This vacancy SHALL be filled.

Motion

To adjourn Board of trustee meeting

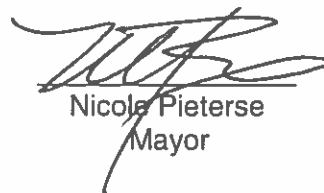
Moved by Trustee Joe Croke, seconded by Trustee Benn Vernadakis.

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

The meeting adjourned at 8:57pm.



Anna Wolf
Rico Town Clerk



Nicole Pieterse
Mayor