

RICO TOWN BOARD MINUTES

July 18, 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, Sophia Kyriakakis and Keith Lindauer. Absent was Nicole Pieterse, Stephan Roberts and Genevieve Yellowman.

Staff Present. Kari Distefano, Ryan Taylor and Linda Yellowman.

Guests Present. James Gregg, Allyn Svoboda and Jennifer Fox.

Approval of the Agenda. The agenda for July 18, 2018 was presented for approval. Barbara Betts made a motion to approve the agenda for July 18, 2018 as presented and seconded by Keith Lindauer. The motion passed unanimously.

Consent Agenda:

Approval of the Minutes. The Rico Town Board minutes for June 20, 2018 were presented for approval. Barbara Betts made a motion to approve the minutes as presented for June 20, 2018 and seconded by Sophia Kyriakakis. The motion passed unanimously.

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

Approval of the Treasurer's Report.

Approval of the 2017 Audit. The 2017 audit was presented for approval. Nicole Pieterse made a motion to approve the 2017 Audit as presented. Seconded by Barbara Betts. The motion passed unanimously.

Citizens Communication. None.

Town Clerk. Town Clerk Linda Yellowman asked the Board if we could get a phone line installed in the meeting room. The request was granted.

Public Works. A new meter will be replaced at the well.

Water Consultant. Working on the engineer report. Will be available in August.

Parks & Recreation. Waiting on stone gravel for the park. The old propane tank needs to be removed. Working on getting picnic tables and grill.

Town Board Reports. Bear proof trash containers was brought up and discussed. Waste Management will replace the containers. Bear proof ordinance were mailed out to box holders.

Geothermal Committee. Barbara Betts mentioned the final report has been received and testing was successful. The report will be presented to the Rico Center meeting next month.

Grant Writer. No report.

Town Manager's Report. An Update on the Activities of Intern Ryan Taylor. In March of this year, Rico was awarded a Paradox Community Trust grant to finance an intern. At the end of May, Ryan Taylor who is a student at Western State in Gunnison joined the Town to help with projects that support the economic development of the Town of Rico, Mr. Taylor will be at the meeting to tell everyone what he has been up to and show some examples of his work. Mr. Taylor reports that he is working on some projects and presented them to the Board to review.

Action Items:

Public Hearing: Request for Rezoning of Lot 21 and the East ½ of Lot 22, Block 16, Town of Rico (Engel's House). The Rico Historic Society would like to do some structural work on the Engel's house located at 208 E. Mantz Avenue. They would also like to use the building as a visitor's center. To accomplish these two goals, they are requesting a rezoning of the lot from residential to public facility and to vacate a portion of the alley located to the east of the building. The foundation of the building encroaches on the alley and prior to spending money on repairs, they would like to rectify the encroachment. On June 27, 2018, the Rico Planning Commission approved both requests siting public benefit. There were no comments from the adjacent landowners on any other members of the public. Kari Distefano stated she reviewed the application according to the following checklist and the application is complete. The application to the Rico Planning Commission is included in the packet. After a brief discussion and no comments from the public, Keith Lindauer made a motion to approve the request for Rezoning of Lot 21 and the East ½ of Lot 22, Town of Rico (Engel's House). Seconded by Barbara Betts. The motion passed unanimously.

Request for Partial Alley Vacation of the Alley East of the Engel's House. Keith Lindauer commented that the Town should not be giving away their property. Mr. Lindauer prefers an agreement for revocable easement for encroachment onto public right-of-way. Also the applicant should be present when their application is presented to the Board of Trustees. After some discussion, Keith Lindauer made a motion to deny the request for Partial Alley Vacation of the Alley East of the Engel's House due to encroachment. Seconded by Zach McManus. The motion passed unanimously.

Appointment of Jennifer Fox as an Alternate to the Rico Planning Commission. Town Manager Kari Distefano stated Jennifer Fox has expressed interest in being a member of the Rico Planning Commission. Although currently the town has a complete board, there are often instances that all members cannot attend. It would be helpful to have an alternate. Jennifer Fox was present and introduced herself and expressed her interest for the alternate position on the Rico Planning Commission. With no further discussion, Zach McManus made a motion to appoint Jennifer Fox as an alternate to the Rico Planning Commission. Seconded by Keith Lindauer. The motion passed unanimously.


Discussion Items.

Montezuma County Resolution to Assert an R.S. 2477 Claim on Certain Roads and Trails in the Rico Area. On June 18, 2018, the Montezuma County Commissioners passed the 1st Reading of an Ordinance to assert an R.S. 2477 claim on roads and trails in Montezuma County as well as Dolores County and San Miguel County. A map of the trails and roads outlined in red that are in the Rico area was presented. The Dolores County Commissioners wrote a letter on the 3rd of

April 2018 after having been approached by Montezuma County Commissioner Casey McClellan requesting their assistance in this claim. Margret Daves from Dolores County emailed a copy of this letter. In the letter, the Dolores County Commissioners stated that they did not want to be involved because they have made progress improving their working relationship with both the Forest Service and the BLM and would like to maintain those relationships. They also pointed out, correctly I believe from my experience with a San Miguel County R.S. 2477 claim, that the process is neither easy nor inexpensive. They understand that if you own the roads and trails, you have to manage and maintain them. The letter also seems to contend that the Dolores County Commissioners support the existing system whereby the Federal entities take comments from local entities and develop travel management plans collaboratively. Mrs. Distefano doesn't believe that Montezuma County can actually afford to take this on, but as a Town Board, the Board may want to consider whether or not the board wants to make a statement supporting the Dolores County Commissioners and the travel management plan process. With no further discussion, the Town Board would like a letter be drafted by Town Manager Kari Distefano on behalf of the Board.

Zach McManus made a motion to adjourn the meeting at 7:55 pm. Seconded by Barbara Betts. The motion passed unanimously.


Linda Yellowman
Rico Town Clerk


Zach McManus
Mayor

