

**TOWN OF SAGUACHE
BOARD OF TRUSTEES
REGULAR SESSION OF THE
July 9, 2018**

Roll Call:

Call to Order 6:30 p.m.

Board Present – Trustee Aldrich, Trustee Wilson, Trustee Torrez, Mayor Pro-Tem Arredondo, Mayor Samora, Trustee Hansen. Trustee Collins arrived at 7:05pm

Staff Present – Town Clerk Garcia, Deputy Clerk Sanchez, Colten Murphy, Maintenance and Town Attorney Gene Farish

Moment of Silence and Pledge of Allegiance

Changes and Adoption of Agenda

Add Amber Johnson request to new business #2

Motion: Trustee Hansen moved to move new business and old business after the consent agenda and add Amber Johnson under new business

Second: Mayor Pro-Tem Arredondo

Discussion:

Vote: Aye – 6, No – 0, Abstain – 0 *Let the record show the motion passes.*

Sheriff's Report:

Written report presented by Town Clerk Garcia

Motion: Mayor Pro-Tem Arredondo

Second: Trustee Hansen

Discussion: None

Vote: Aye - 6, No - 0, Abstain - 0, *Let the record show the motion passes.*

Citizen Comments:

This time is established for the public to address the Board regarding any item not otherwise listed on the agenda. **Citizen comments are limited to 3 minutes per person.**

Mike Wheeler – Just wanted to talk about 4th street. The money for the bathroom must be spent by the end of July and wanted to know if the project would be completely done. When the lines were being painted was the job halted because of shoddy workmanship? They are incredibly messy. There is a storm drain with a pile of paint on it. The board agreed to clean it up.

Approval Items:

Consent Agenda:

This list includes “housekeeping” items that have been reviewed by staff and Board members prior to meeting. A single motion of the Board will approve these items. The Mayor will ask if any Board members or a member of the public requests that item(s) be removed from the Consent Agenda for further discussion. The Mayor will then ask if Board members have minor corrections to Content Agenda items: Board members may make minor corrections without removing items from the Consent Agenda. All items not removed from the Consent Agenda will then be approved without any corrections. A member of the Board may vote no on specific items without asking that they be removed from the Consent Agenda for full discussion.

1. June 11, 2018 Regular Session Minutes – Add Luana Lovato’s last name to her comment and refer to Elvie Samora as Mayor Samora, Complete Trustee Hansen’s comment on Page 9 of the June 11, 2018 minutes
2. June 19, 2018 Special Session Minutes
3. June 22, 2018 Special Session Minutes – Add roll call to the minutes to reflect the six board members present.
4. List of Bills July 2018

Motion: Mayor Pro-Tem Arredondo

Second: Trustee Wilson

Discussion: none

Vote: Aye - 6, No - 0, Abstain - 0, *Let the record show the motion passes*

Old Business:

1. Jerry Burgess – SGM update – Jerry Burgess was not able to attend the meeting but did provide Town Clerk Garcia with a written summary which she read out to the Board. The Board did not have any questions.
2. Move New/Old business under consent agenda and add time slot to each area. Trustee Hansen asked that we move the mentioned items to better serve citizens attending the meeting and to keep the meeting moving so they end in a timely manner.

Motion: Trustee Hansen

Second: Trustee Wilson

Discussion: Mayor Pro-Tem Arredondo would like to know what is meant by time slots. Trustee Hansen clarified that she would like to assign time frames for each item on the agenda.

Vote: Aye – 6, No – 0, Abstain – 0 *Let the record show the motion passes.*

New Business:

1. Review/Discuss/Approve Luana Lovato Variance Request – Would like to put a 5th wheel on the property where a trailer once was. She has a friend who needs a spot and would like to rent it to her friend.

Motion: Mayor Pro-Tem Arredondo moved allow Luana Lovato to place, for one year, a recreational vehicle on 50 Denver Avenue.

Second: Trustee Torrez

Discussion: Mayor Samora was concerned that this is setting a precedence regarding this ordinance. Trustee Wilson asked if there was a need for a building permit. Trustee Hansen asked about the variance fee and if the property would become more permanent if the RV was skirted. Trustee Aldrich finds no problem with it.

Vote: Aye – 4 Mayor Pro-Tem Arredondo, Trustee Torrez, Trustee Hansen, Trustee Aldrich, No – 2 Trustee Wilson and Mayor Samora, Abstain -0, *Let the record show the motion passes.*

2. Amber Johnson, Village Pub, street closure request – Marilyn and Riff Fenton represented Amber Johnson in her request to close off San Juan Avenue between 4th and 5th street on August 11, 2018 from 8AM to 12AM. They will set up a stage for live music and dancing on the street.

Motion: Trustee Wilson moved to approve a street closure from 4th to 5th on San Juan from 8am to 12am on August 11, 2018.

Second: Mayor Pro-Tem Arredondo

Discussion: Trustee Aldrich had an issue with open containers outside the designated beer garden at the last event. The Board asked Town Hall to remind the Village Pub that alcohol needs to be contained on premise with in the beer garden. Trustee Hansen asked that Town Hall contact the Village Pub and our insurer to make sure they have adequate insurance.

Vote: Aye – 6, No – 0, Abstain – Trustee Collins. *Let the record show the motion passes.*

Boards/Committees Reports:

Review/Discuss/Approve MOU with Saguache County for the Historic Preservation Commission.

Motion: Mayor Pro -Tem Arredondo moved to approve the MOU between the Historic Preservation Commission for the Town of Saguache and Saguache County.

Second: Trustee Hansen

Discussion: None

Vote: Aye - 7, No - 0, Abstain - 0 , *Let the record show the motion passes*

Review/Discuss/Approve historic designation of Susan Crutchfield property.-

Tabled until next meeting so that Attorney Farish can draft an ordinance. Loren Aldrich will also now be on the HPC board as the Board of Trustee liaison.

Ordinances/Resolutions/Public Hearing:

1. Review/Discuss/Approve Ordinance 2018-E Cargo Container Moratorium
Motion: Mayor Pro-Tem Arredondo moved to approve Ordinance 2018-E, Cargo Container Moratorium.

Second: Trustee Collins

Discussion: Trustee Aldrich wanted to know if there should be more information describing storage containers and thinks the wording is vague. Attorney Farish points out that the wording is for illustrative purposes only. We can add language that describes it better. Mayor Pro-Tem Arredondo believes it explains it in section 1. Trustee Hansen asked how long this would go on since we do not have a planning commission. Multiple citizens asked for clarification on definitions and the study of other dilapidated properties. Moratorium will be for 6 months.

Vote: Aye – 6 Mayor Samora, Mayor Pro-Tem Arredondo, Trustee Torrez, Trustee Collins, Trustee Wilson, Trustee Aldrich, No – 1 Trustee Hansen, Abstain - 0 , *Let the record show the motion passes.*

2. Review/Discuss/Approve Resolution 2018-P - Amended Fire Ban
Motion: Mayor Pro-Tem Arredondo moved to adopt the fire ban included in the Board of Trustees packet.

Mayor Pro-Tem Arredondo rescinded his motion so that it can be redrafted by Attorney Farish to include municipal language.

Vote: Aye - , No - , Abstain - , *Let the record show the motion fails for lack of motion.*

3. Resolution 2018 – P Amended Fire Ban Shortened -Version 2
Motion: Trustee Wilson moved to approve shortened version, effective immediately, of the Fire Ban until Attorney Farish can update the long version.

Second: Trustee Aldrich

Discussion: Mayor Pro-Tem Arredondo wanted to know if we have one already in place. The original ordinance was read by Attorney Farish. Trustee Collins asked if bagged weeds could combust and asked that we add “materials subject to internal combustion”. Trustee Hansen asked why they short version was presented rather than amending the long version? Attorney Farish explained they used BLM and other agency language to shorten the language.

Vote: Aye – 7, No – 0, Abstain – 0. *Let the record show the motion passes.*

Break:

Attorney Report:

Wanted to comment to the board regarding the variances. The town is mandated to have a Board of Adjustments. Giving variances puts the board in an awkward position by asking the board to vary from the ordinances they enacted and presents a public perception problem. Normally, variances are given for an undue hardship or other extreme situation that doesn't allow citizens to conform with code. Would have the board consider the implications of having to do variances themselves and try to get people together to create a board of adjustments, which will have the authority to deny or grant variances and appeals which will then go automatically to district court. The Board of Adjustment is not the same as the planning commission.

Staff Reports:

1. Maintenance Report- Written
2. Town Clerk – Written

Trustee Comments:

Executive Session (if needed):

For the discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) regarding personnel issues.

For consultation with town attorney under C.R.S. Section 24

Motion: Trustee Wilson moved to go into executive session for the discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) regarding personnel issues and for consultation with town attorney under C.R.S. Section 24

Second: Trustee Hansen

Vote: Aye – 7, No – 0, Abstain – 0 *Let the record show the motion passes*

Mayor Samora: The time is now 10:38 pm, and the executive session has been concluded. Participants in session were Trustee Collins, Trustee Aldrich, Trustee Wilson, Mayor Samora, Trustee Torrez, Trustee Arredondo, Attorney Farish, Town Clerk Garcia and Town Maintenance Murphy. For the record, if any person believed that any substantial discussion of any matters not included in the motion to go into executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meeting Law, I would ask you to state your concerns for the record.

Mayor Pro Tem Arredondo thought that the board had gotten slightly outside of the intended purpose.

Motion: Mayor Pro-Tem moved to add \$2.00 an hour for 5 hours per week for Colten Murphy and Tina Sanchez to work on code enforcement.

Second: Trustee Torrez

Discussion: Trustee Aldrich wanted verification of the motion.

Vote: Aye -4 Trustee Torrez, Mayor Pro-Tem Arredondo, Mayor Samora, Trustee Aldrich, No -3 Trustee Hansen, Trustee Wilson, Trustee Collins, Abstain -0 *Let the record show the motion passes.*

The board scheduled a tentative Special Session for Monday, July 23, 2018 at 6:30pm

Adjournment:

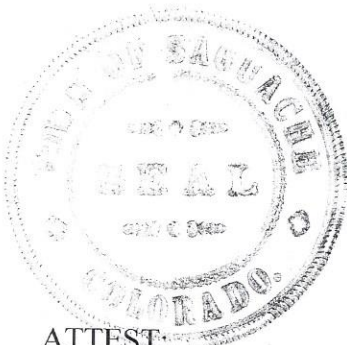
Motion: Mayor Pro-Tem Arredondo moved to adjourn

Second: Trustee Wilson

Discussion:

Vote: Aye -7, No - 0, Abstain - 0, *Let the record show the motion passed*

Adjourned at 10:52p.m.



TOWN OF SAGUACHE, COLORADO

BY: Elvie M. Samora

Mayor, Elvie M. Samora

ATTEST:

Town Clerk, Iris Garcia