

**REGULAR MEETING
PONCHA SPRINGS BOARD OF TRUSTEES
330 BURNETT AVE., PONCHA SPRINGS, CO**

TUESDAY, NOVEMBER 13, 2012 - 6:30 p.m.

The meeting was called to order at 6:30 p.m. by Mayor Furton, who asked for a roll call. Those present:

Mayor:	Richard Furton
Mayor Pro-tem:	Ben Scanga
Trustees Present:	Aaron Kroschel, Galen Angelo, Rebecca Massey
Town Attorney:	Brad Redmiles - Absent
Town Administrator:	Jerry L'Estrange
Public Works Director:	Greg Smith
Clerk/Treasurer:	Diana Heeney
Town Planner:	Dee Miller
Visitors:	

APPROVAL OF MINUTES:

MOTION: Trustee Kroschel made a motion to approve October 22, 2012 Board meeting minutes; seconded by Trustee Angelo. Motion carried unanimously.

OLD BUSINESS:

CDOT Update Hwy 50/285 Poncha Springs Intersection

Administrator L'Estrange reported a project update for the US Hwy. 50/285 Intersection from Arthur Miller, CDOT was included in the packets. He went on to say more detailed information from CDOT could be available late in 2012 or early 2013. Mayor Furton ask for clarification on the medians, asking if the agreement was to paint them in. Planner Miller stated CDOT will come to the Board for a determination, noting this was a topic of discussion when Mike McVaugh, CDOT, came to the Board with the project proposal. Mayor Pro-tem Scanga stated his understanding was CDOT would present plans to the Board at 30% completion for a determination from the Board on this item. Administrator L'Estrange stated the Project Schedule was included in the information provided in the packets, noting CDOT projected November as a go to date for meeting with the Board, but he did not know if this timeline would be met.

Water Storage Agreement with the UAWCD Discussion

Administrator L'Estrange reported:
for over a year and a half the Town has been working with the UWACD to extend our water storage agreement in the upper Chaffee County lakes/storage vessels. He stated we have the language for the storage agreement worked out after several tries, noting the sticking point comes with the Operating Policy for the reservoirs. L'Estrange stated Water Attorney, Steve Monson, has serious concerns regarding protecting our release rights of stored water. He went on to say UWACD has taken a very strong stand they are not going to accept any of our proposed language regarding their policy. L'Estrange stated the Town has old storage rights and the UAWCD policy language includes release per need. He noted this is of some concern if the Town would loose water to other entities that use the storage due to need and not priority. L'Estrange stated the question becomes do we have a contingency from our Board requesting to

appeal directly to the total UAWCD Board with our concerns? L'Estrange stated staff has talked to Town Water Engineer, Matt Loose, regarding reduced storage with UAWCD, noting the Town has storage in the Friend Ranch Reservoir and Pueblo Reservoir. Mayor Pro-tem Scanga stated his understanding is the Town's decrees are tied to the storage. Mayor Furton ask if L'Estrange has talked to UAWCD Manager. L'Estrange stated UAWCD Manager has indicated UAWCD will not change this policy. He went on to say costs associated with this storage are considerable. Mayor Furton ask if UAWCD storage costs were included in the 2013 budget. L'Estrange stated they are. L'Estrange stated he has a gentleman's agreement with UAWCD Manager to allow more time, if needed, to complete the agreement between the parties. PW Director Smith stated the Maintenance & Utilities Committee discussed this item and recommends the Board have Town Water Engineer, Matt Loose, compile a report on the Town's storage needs, noting the cost to be approximately \$800. The Board agreed to have the Town Water Engineer complete this task to determine the Town's needs. Staff will follow up.

NEW BUSINESS:

CCEDC Annual Investors/Member Meeting

Information included in the packets. Administrator L'Estrange ask those that would like to attend to let staff know.

ADMINISTRATOR'S REPORT:

Geothermal Update

Administrator L'Estrange reported: work is still going on behind the scenes with the geothermal project with various pieces of information being gathered and cost estimates being finalized. Salida has put together a Draft agreement for the parties to review and make comments. Poncha is limited to an in-kind participation to any activity of project development at this time. He stated as this goes forward he will bring the document to the Board for review. Mayor Pro-tem Scanga requested a copy of the Draft Agreement. Staff will follow up.

Salida Elks Lodge Request

MOTION: Trustee Kroschel made a motion to donate \$50 to the Salida Elks Christmas Basket Program; seconded by Trustee Angelo. Motion carried.

Salida Business Alliance Invitation – 2012 Parade of Lights

Information provided in the packets.

Holiday Christmas Party

Administrator L'Estrange reported it is time to make a decision regarding the Holiday Christmas party. He stated staff has been looking at this in light of budget concerns and are willing to entertain ideas about other uses for those funds. The Board agreed to use the \$1,000 that would usually be spent on the Holiday Party for year end bonuses for staff.

MOTION: Trustee Angelo made a motion to use \$1,000 as year end bonuses for staff, to be split equally between the six Town employees, in lieu of the Town hosted holiday party; seconded by Trustee Massey. Motion carried, with Trustee Kroschel dissenting.

National Electric Code Update

Administrator L'Estrange ask for Board guidance on Attorney recommendation to provide a copy of the NEC for all Board members. The Board agreed that one copy should be kept on file at Town Hall for use by the Board, staff, and citizens.

PLANNING & ZONING:

November 6, 2012 minutes

Included in the packets.

Planning Commissioner Appointment

Mayor Furton re-appointed Ken MacNicol as a Planning Commissioner for the ensuing term.

Planner Miller referred to the November 6, 2012 minutes noting the Planning Commissioners discussed an annual retreat with the Board of Trustees, noting this would be a time the Board and Commissioners could determine town projects and priorities. Miller referred to the Planning Commission list of agenda items for the proposed retreat that were included in the P&Z minutes. She went on to say a date and location need to be determined for the retreat. Planner Miller stated a Draft of the P&Z bylaws and a Mock Form Based Code Proposal were included in the packets for Board review and comment for the November 20th P&Z meeting. Miller informed the Board that Davis and/or Matt Farrah would not be able to do the Town's Land Use Code Update due to scheduling and timeline. Mayor Furton ask if other contract planners have been contacted regarding the LUC update. Miller stated Christy Culp, DOLA, had provided contacts, but when she contacted them they did not have interest due to monetary and timeline matters. Mayor Pro-tem Scanga ask what the timeline was. Miller stated August of 2013. Miller informed the Board that the Town has budgeted \$25,000 for a dollar for dollar DOLA grant, noting staff is working on other grant funding sources to help defray the Town's cost. She added an RFP has not been sent out, noting in this economic climate it could be possible to complete the LUC update for the \$50,000 budgeted. She also noted the \$1,500 budgeted for LUC update in 2012 would need to be rolled to the 2013 budget.

Broadband Update

Planner Miller referred to the P&Z minutes regarding progress on the Broadband project, noting municipalities or government entities must make a case to EagleNet as to why it would be beneficial for them to open fiber access to a carrier neutral facility in the area. Miller stated she has/is contacting entities in the area to help make this case for Poncha Springs. She added Administrator L'Estrange or herself will meet with Bob Christiansen, Chaffee County, regarding a Carrier Neutral Location as a joint effort. Administrator L'Estrange stated a drop for service would be beneficial if/when EagleNet installs fiber optic cable to the schools in the area, thus the reason for making the case to EagleNet.

MAINTENANCE & UTILITIES:
November 7 2012 meeting report

Included in the packets.

Town's Long Term Storage Analysis

This item was handled under Water Storage Agreement with the UAWCD under Old Business.

CR 120 Trail Direction

PW Director Smith reported the CR 120 Trail initial design is almost complete. He went on to say the preliminary estimates of cost for completion of the entire trail are well above the actual monies available from the grant. Smith stated the M&U Committee discussed options and recommends the trail be built from east to west using the funds that are available. The Board discussed other options for completion of the trail to the Welcome Center. Staff will follow up with CDOT to find out what might work. The Board agreed the trail should be built from east to west.

Meeting Rescheduled

January 2, 2013 meeting rescheduled for January 9, 2012.

OTHER:

Ordinance Adopting Amendments to Chaffee County Building Code regarding Electrical, Plumbing, and Mechanical Fees

Planner Miller passed out the Draft Ordinance provided by Attorney Redmiles for Board review.

With no further business the regular Board meeting adjourned at 7:50 p.m.

Respectfully Submitted:

Diana K. Heeney
Clerk/Treasurer

Approved As To Form and Content:

Richard Furton, Mayor

Attest:

Jerry L'Estrange
Town Administrator