

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

**MONDAY, NOVEMBER 26, 2012 - 6:30 p.m.**

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

Mayor:	Richard Furton - Absent
Mayor Pro-tem:	Ben Scanga
Trustees Present:	Aaron Kroschel, Galen Angelo, Ron Slaughter, Darryl Wilson
Town Attorney:	Brad Redmiles
Town Administrator:	Jerry L'Estrange
Public Works Director:	Greg Smith - Absent
Clerk/Treasurer:	Diana Heeney
Town Planner:	Dee Miller - Absent
Visitors:	Ken MacNicol, Dana Nachtrieb, Cailey McDermott(Mtn Mail)

**OTHER:**

Ken MacNicol, Planning Commissioner, informed the Board the Planning Commission was planning two work sessions to include the Board, Planning Commission, and Staff. He went on to say the purpose of the first work session, in January of 2013, is to develop a priority list of projects for the year, noting the work session could take some time as the Planning Commission has put together a lengthy list of items for consideration. MacNicol stated the second work session would be held for follow up on the priority list and any further planning needed in mid-December 2013. He stated an invitation would be extended to citizens seeking their input, noting this would be a social event with refreshments served. The Board agreed to the work sessions with staff scheduling dates, times, and location.

**APPROVAL OF MINUTES:**

**MOTION: Trustee Wilson made a motion to approve November 13, 2012 Board meeting minutes; seconded by Trustee Angelo. Motion carried unanimously.**

**OLD BUSINESS:**

**DOLA Grant Received for Land Use Code Update**

Administrator L'Estrange reported receipt of the \$25,000 grant from DOLA for the Land Use Code update, noting the Town has budgeted \$28,750. He went on to say staff is applying for additional grant funding to defray some of the Town's portion of the cost.

**ADMINISTRATOR'S REPORT:**

**Update on UAWCD Storage Agreement**

Administrator L'Estrange reported:

Water Attorney Steve Monson and I have been working on the UAWCD Storage Agreement situation since our last meeting. It is not as simple as just not having an agreement because of the impact to the Town's original augmentation plan. Without an agreement we may be leaving ourselves open to a claim

by the State or other water users that the Town may not meet the terms of our aug plan and if that position were to prevail, we could have to amend the old 82CW104 case to substitute or supplement the FR Reservoir space for or with the O'Haver, North Fork, Boss space. I have never had a good experience nor would I recommend amending an old augmentation case and Steve has a similar caution. Such an amendment could be costly in terms of further legal and engineering reviews. We are exploring other avenues to create a resolution to this important problem. I will keep you informed of all progress being made towards settlement.

### **Update on Agreement with Matt Farrah for Land Use Code Graphics**

Administrator L'Estrange informed the Board that Attorney Redmiles has reviewed the agreement and made some small changes, noting the agreement will soon be finalized.

### **CCEDC Annual Investors/Member Meeting – December 13, 2012**

Administrator L'Estrange ask those that would like to attend to let staff know.

### **Broadband Update**

Administrator L'Estrange informed the Board that the County has agreed to support the Town's effort and has signed a letter of support for an access point/cabinet as the fiber optics are being installed, with the details to be worked out as the project moves forward.

### **Cross Roads Retail Park Lot - November 16, 2012 Tour/Discussion Update**

Administrator L'Estrange informed the Board a brief tour/discussion of the Poncha Springs Cross Roads Retail Park lots was hosted by: Chaffee County Economic Development Corp. with Kari Linker, Colorado State Economic Development Office, Judy Lohnes, Director of Upper Arkansas Area Regional Council of Governments - Governor's Bottom-Up Econ. Dev. Plan Initiative, and Agents from First Colorado Real Estate Co. L'Estrange stated Planner Miller reported it had favorable connotations, with the Lots to be listed on the State's site with the proposed carrier neutral room included in the discussion.

### **2012 Budget Update**

Mayor Pro-tem ask for an update on the Town's finance position mentioned in Administrator L'Estrange's memo. Administrator L'Estrange informed the Board the budgeted revenue of \$480,542 would be met in 2012, without the sale of Cross Roads Retail Park Lot(s). He went on to say tax revenues are up and six new starts(building permits) have been received to date. L'Estrange stated overall the year has proven financially more favorable than projected in the 2012 budget.

### **OTHER:**

### **Elevation Beer Update**

Trustee Slaughter reported Elevation Beer intends to expand it's production, noting the business has been very good for the Town. Mayor Pro-tem Scanga reported the events at Elevation Beer have been very successful, noting the Pairings are nice, providing exposure for local businesses.

### **ATTORNEY'S REPORT:**

Attorney Redmiles reported:

- 1 – he had reviewed/amended the Matt Farrah agreement for the Land Use Code graphics
- 2 – he is working on the Cross Roads Retail Park Quiet Titling.

Mayor Pro-tem Scanga adjourned the Board meeting and opened the 2013 Budget Public Hearing.

**2013 Budget Public Hearing**

Dana Nachtrieb, 224 Pinyon Lane, ask for clarification on the \$300,000 cost for Town employees. Administrator L'Estrange stated the Town employees six people each at a different salary, noting the salaries for each employee could be provided to Mr. Nachtrieb. Nachtrieb ask if the salaries are comparable to other town's our size and what the population of Poncha is. L'Estrange stated the Town had MSEC do a salary study in 2009 which was adopted, with the salaries being comparable to other entities. He added the population of Poncha is approximately 730. Trustee Kroschel stated employees are at the mid-point of the salary range. Administrator L'Estrange stated staff had updated the 2013 Budget to reflect the revenue & expense at year end, noting tax revenues are up and expenditures are estimated to come in under budget. L'Estrange added business license fees were not included in the 2013 Budget, noting it would be approximately \$1,000. Board discussion followed with agreement the business license revenue should be included in the budget, with the Town providing a tri-fold brochure with all the businesses listed to be placed at the Visitor's Center and other spots in town. The Board also agreed the brochure should be posted on the Town's website with links to the businesses. Mr. Nachtrieb ask if any dust control was budgeted for Pinyon Lane. L'Estrange stated \$1,000 was budgeted for dust control.

Mayor Pro-tem Scanga closed the Public Hearing at 7:19 p.m.

Mayor Pro-tem Scanga suggested contacting a local business that designs/implements QR codes, noting this could be beneficial to the Town's businesses.

**FINANCE:**

**November 26, 2012 meeting**

**MOTION: Trustee Kroschel made a motion to pay October bills; seconded by Trustee Wilson. Motion carried.**

With no further business the regular Board meeting adjourned at 7:24 p.m.  
Respectfully Submitted:

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Diana K. Heeney  
Clerk/Treasurer

Approved As To Form and Content:

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Ben Scanga, Mayor Pro-tem

Attest:

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Jerry L'Estrange  
Town Administrator