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TOWN COUNCIL MEETING MINUTES TUESDAY, JUNE 3, 2008 5:00 P.M.

- I. CALL MEETING TO ORDER** –Mayor Aragon, Council Member Atkinson, Council Member Cotton, Council Member Holt, Council Member Jackson, Council Member Pierce, Council Member Weiler
- II. APPROVAL of MEETING MINUTES FROM MAY 6 and MAY 15, 2008** –Minutes approved as read.
- III. LIQUOR LICENSES**
 - 1. Liquor License Renewal – Everyday Store -**
 - 2. Liquor License Renewal – Junction Restaurant Inc. –**
 - 3. Special Event Liquor License - Archuleta Seniors Inc. –** Council Member Cotton moved to approve the liquor license renewals and the special events liquor license, Council Member Holt seconded, unanimously approved.
- IV. DELEGATIONS/REPORTS**
- V. NEW BUSINESS**
 - 1. Ordinance No. 712 (First Reading) Adoption of the International Energy Code –**

During the 2007 legislative session the Colorado State Legislature passed HB 1146 which requires that all jurisdictions that have adopted a building code, adopt a minimum energy code standard by July 1st of 2008 as part of the state’s New Energy Economy initiative. Though this is an unfunded mandate and there may be a potential legal avenue to challenge this mandate through the Town’s Home Rule Charter, it is the recommendation of CML, former Town manager Mark Garcia and Town building official Scott Pierce to adopt the International Energy Conservation Code – 2006. The adoption of this code requires subsequent language changes within the original building code and incorporating language regarding day care centers from ordinance appendix chapter M of the 2006 IRC previously adopted, thus providing continuity and clarity to the building code. Other significant changes include; rewording of the building codes to reflect Town Council’s decision to defer building permit fees until the issuance of Certificate of Occupancy, incidental rewording, or changes to outdated code references within the LUDC to make them current. Council Member Weiler suggests getting the input of the building community to find out their ideas with respect to the fiscal impact. Bob Hart volunteered to put a request out through the builders association to find the possible impact from developers and architects. Mayor Aragon tabled this ordinance until further input is obtained.
 - 2. Springs Resort Sketch Plan Planned Unit Development Request –**The Springs Resort is requesting the sketch plan review of the planned unit development which includes approximately 300 hotel rooms, 193 timeshare/condominium units and 61,000 square feet of commercial/retail space, located on approximately 30 acres and upon subdivision, six parcels will be created. The planning commission reviewed this request at the public hearing held May 13, 2008, and recommends the approval of the sketch plan with ten conditions, however the tenth condition, related to the river trail alignment, will most like be motioned to retract this condition from the Planning condition motion. The first nine conditions include (1) establish permitted use chart based on the underlying base zone district for each proposed parcel; (2) establish cross sections from Reservoir Hill to the

bluffs on S. Sixth Street, representative of the grades and proposed building heights showing mass and scale of the proposed structures; (3) participate in joint utility meeting prior to preliminary plan submittal; (4) address access easement concerns onto adjacent Lot 6 & 7, Block 51; (5) submit shared parking analysis concurrently with preliminary plan; (6) modify site plans to include additional access point into the 265 stall parking lot; (7) revise subdivision summary form, as necessary; (8) submit sidewalk reimbursement; and (9) establish multi-modal/transit options within the development plan of Hot Springs Boulevard. Tracy Reynolds produced a cross section as per condition #2, and the taller buildings have been positioned in the lowest area of the property as to not obstruct the neighbors, the other conditions have been accomplished. Mr. Reynolds said the alignment easement of the trail referring to condition #10 would not be conducive to the hotel atmosphere. Council Member Atkinson advised that the tenth condition is not an issue of approval, that there are discussions to continue for the benefit the developer and the Town. Mr. Reynolds would like to keep their options open to move the commercial/retail space and possibly increase density in the timeshare/residential area, the parking areas may be reduced, and additionally the developer would like to keep open the flexibility of the plan. Regarding the riverwalk trail, staff explained the CDOT enhancement funds require the project commence this summer per grant regulations although the easements have not been obtained; the Town have only obtained the Springs Resort cooperation and not the Water's property easements or cooperation. There is an increase in cost to put the trail through the Water's property and the Town hopes to work an agreement out with the Springs Resort to realign the trail through their property. Mr. Jeff Hester suggests modifying the trail plan to go through the wetlands Water's area with a more primitive trail in this area. Staff indicated that the Town has not been in contact with the Water's property owner for over two years however, the Springs Resort property owners represent that they have been in contact recently and has extended an offer to the Water's property owners. Council Member Jackson moved to direct staff to direct the Town attorney to contact the Water's letting them know that the Town desires an easement, seconded by Holt, unanimously agreed. Council Member Cotton moved to approve the Springs Resort Sketch Plan Planned Unit Development, based on the recommendation of the Planning Commission with the nine conditions, recognizing there will be modifications to the commercial uses and potential increases in density, and recognizing there are ongoing negotiations for the Riverwalk Phase II alignment, Council Member Holt seconded, unanimously approved.

3. **Ordinance No. 713 (First Reading) Amending Residential Zoning District Heights** –At the September 4, 2007 Town Council meeting, Ordinance No. 697 created a temporary moratorium on building over 28 feet in height within residential zone districts until January 31, 2008 to address concerns in regards to the height of building being allowed within residential areas. At the January 15, 2008 Council special meeting, the first reading of Ordinance No. 704 was completed which established residential zone district heights at 28 feet (based on the LUDC mid-span height definition). In addition, the motion established the stipulation that allowed residential densities greater than 18 dwelling units per acre be allowed a maximum building height of 35 feet (based on the LUDC mid-span height definition). The second reading was subsequently tabled and staff was directed to utilize the LUDC Advisory Committee to establish height recommendations. The LUDC Advisory Committee discussed appropriate residential heights and agreed on the following recommendations; (1) residential height limits be implemented into the draft code based on proposed zone district categories; and (2) 28 foot mid-span height (35 foot ridge height) limit for all residential zone districts as defined in the current LUDC until the adoption of the draft LUDC. Ms. Chrissy Karas suggests providing flexibility of height or square footage to builders who incorporate solar or green concepts, or a better looking design that would increase the attractiveness of the residential area. Mr. Bob Hart suggests this ordinance should be presented with the complete LUDC recommendations included to create a true feeling of the LUDC committee's ideas and make sure their process has been taken into consideration and the overall LUDC plan. Holt suggests this is only a temporary building height recommendation until the LUDC is adopted. Mr. Whiting is under the impression that the heights are dependant on the design standards the LUDC is still discussing and the design standards and height standards are in the same package and go together in one item. Mr. Bobby Hart believes this decision should be made by an entire

LUDC committee vote. Mr. Glenn Walsh asked when the LUDC will be completed; staff expects it to be completed by the end of the 2008 summer and is required to have it done by the end of the year. He asked if the ordinance is an extension of the current ordinance or a new ordinance; staff explained this ordinance was a direction to them from Council. Additionally, staff said there have been no residential building applications this year for homes over 35 feet. Council Member Atkinson feels the LUDC was asked to go over the height issue without enough information or direction from Council, and that the Council is open to alternative compliance depending on the specific project. Council Member Cotton moved to formally apologize to the LUDC and not act on Ordinance 713, Council Member Weiler seconded, unanimously approved.

4. **Ordinance No. 714 (First Reading) Amending Deferral of Impact Fee Regulations** – January 2007 Council meeting Ordinance No. 684 was adopted which authorized the deferral of impact fee payments for projects recognized as a public benefit and funded by a governmental or a non-governmental, non-profit organization. March 2007 Council meeting adopted ordinance No. 687 which expanded the authorization of impact fee deferrals to include land development activities associated with affordable or attainable housing. April 17, 2008 Council meeting determined that requests to defer impact fees would be considered on a case by case basis with the following provisions; (1) ten year deferment period; (2) applied 3.5 percent per annum interest factor; and (3) execution of an impact fee deferral agreement between the Town and Applicant. In order to entertain impact fee deferral request, modifications to Section 21.12.12 of the Municipal Code should be completed. Ordinance No. 714 established the ability to defer impact fees for land development activities that under Council’s determination provide a public benefit to the residents of the Town. Council Member Pierce moved to approve the first reading of Ordinance No. 714, repealing and readopting Section 21.12.12 of the Pagosa Springs Municipal Code, in regards to impact fee deferral regulations, Council Member Atkinson seconded, unanimously approved.
5. **Impact Fee Deferral Request – DeClark Granite Addition at 152 14th Street** –Dale and Kathi DeClark request a deferral of their impact fees for their proposed building at 152 14th Street with the conditions as considered by Town Council at the April 17, 2008 meeting. Staff has drafted an impact fee deferral agreement for this project that outlines the obligation of the DeClarks to make annual payments towards the balance of the fee due over the course of ten years with 3.5% per annum interest. Kathi DeClark’s letter states the deferral will allow DeClark to proceed with the addition to their shop this year. Council Member Holt moved to grant an impact fee deferral for DeClark Granite at 152 14th Street and authorize Mayor Aragon to execute the Agreements, and include the Springs impact fee deferral as well, Council Member Weiler seconded, unanimously approved.
6. **Impact Fee Deferral Request – Springs Resort Hotel at 305 Springs Street** –The Springs Resort is requesting that the Town of Pagosa Springs defer the impact fees associated with the building permit application at 305 Hot Springs Blvd. over the course of ten years, interest in the amount of 3.5% annum. Approved with the above item.
7. **Resolution 2008-13, Fees for Court Appointed Counsel** –This resolution will change the hourly rate paid to defense council from \$45 hourly for out-of-court work and \$55 hourly for in-court work to \$60 hourly both in-court and out-of-court work. The increase will ensure that Municipal Court has competent, licensed attorneys available to accept court-appointments as defense counsel for adults that meet the financial eligibility requirements. The 2008 annual budget allocation of \$1,500, for this line item, will not require adjustment. Council Member Cotton moved to approve resolution 2008-13, a resolution establishing fees for Court-Appointed Counsel for the Town of Pagosa Springs, Council Member Holt seconded, unanimously approved.
8. **Ordinance No. 715, (First Reading) Amending Truancy and Tenure of Judges** –This ordinance amends two Municipal Codes; (1) Section 10.1.7 currently states a Municipal Judge may be removed with or without cause, the CRS Section 13-10-105(2) states a judge may be removed with cause by four members of the Town Council. By amending the language in the Municipal Code Section 10.1.7 will keep consistent with the Colorado Revised Statutes; (2) Section 12.7.3 establishes compulsory school attendance until the age of sixteen, in 2007, the Colorado State Legislature passed an amendment to CRS 22-33-107 establishing compulsory school attendance until age seventeen. Amending the language in

Municipal Code Section 12.7.3 will keep consistent with the CRS and allow Municipal Court and the schools to efficiently continue their partnership to reduce truancy. Council Member Jackson moved to approve Ordinance No. 715, amending Section 10.1.7 and Section 12.7.3 of the Municipal Code, in addition Council Member Jackson added that the Town also include a four year term for Municipal Court judges with automatic reappointment, Council Member Holt seconded, unanimously approved.

9. **Discussion in regards to the River Restoration Capital Project** –This project conceived and supported by the Town in 2004, was designed to provide kayaking, and boating features, fishing holes, bank stabilization, and improved access to waters edge. The Mayor has directed this project as a priority for 2008. Staff has proceeded to work with REP to finalize the conditions of the Corp permit and all conditions have been met excluding the need to obtain easements from the Springs Resort property located on the South edge of this project. The Springs representatives indicated they were not in support of this project citing that this stretch of river was appropriate for fishing and not other recreational opportunities such as kayaking. The also included the project, as currently designed, was not compatible with their vision for uses abutting their property, and as planned will have minimal economic impact to the community. They requested the town cease work on the project as currently designed and proceed with constructing features similar to those that currently exist within the river channel. The Town has expended nearly \$220,000 on this project since 2004, not including \$50,000 budgeted for this year, and feels the river plan demonstrates positive economic impacts for the Town. DOW has required additional provisions for fishing habitats from the 6th Street bend to the Apache St. Bridge. Additional information regarding the benefits REP feels will come with this project include large economic stimulation. Staff suggests the Davey wave was verbally agreed between all parties during the installation of that wave, the new Army Corps of Engineers permit insists the Town move the Davey’s wave upstream 100 feet. This is being moved due to flood impact to the Springs Resort property, bank and erosion concerns, and liability and identification issues on the Springs Resort property. The current Corp permit allows the Town to install six drop features, one at the Chamber of Commerce and five more below the pedestrian foot bridge to the 6th Street bend and four fishing structures from the 6th Street bend to the Apache St. Bridge. Mr. Whittington, owner of the Springs Resort, stated that Mr. Mark Garcia began taking out the Rosgen’s W structure two years ago without consent by the Army Corp of Engineers and without a permit. This resulted in a possible \$10,000 to \$15,000 fine per day to the Springs Resort from the Army Corps and a personal attack on Mr. Whittington, additional unapproved concrete in the river and bank erosion. The Springs Resort worked with The Army Corps to resolve the issues; however Mark Garcia did nothing to help. The Springs Resort was also impacted with insurance increases and fencing in the property in order not to lose their insurance and increased fines. Council Member Atkinson agrees the trust issue between the Town and the Springs Resort is a problem and asked Mr. Whittington if future negotiations could move forward. Council Member Jackson agrees it is a trust issue with Mr. Whittington, and asked how the new design came about and if there is a new engineer for these features to address the past problems. Staff said that in 2004 there was an RFP to revitalize the river and REP (Recreation Engineering and Planning) was selected due to their vision, and Town Council supported them. Council Member Atkinson said she doesn’t remember the number of drops and other items when this was originally discussed and designed but they did take into consideration the shale cliff and other items. Staff said there were Fishing is Fun grant monies received and a violation of the grant occurred, however REP has re-designed the new Davey’s wave to be used as a multi use feature for fish habitat and boating and the four fishing habitats after the 6th St bend more than accommodates the Army Corps and DOW fishing grant. Council Member Weiler suggests that although he had good intentions Mark Garcia did not follow the instructions of the Town Council, the Army Corp of Engineers or Division of Wildlife. He is concerned for the commitments made and would like the Council to take responsibility of the mistakes and correct them instead of continuing down to the wrong path. Staff says the Town is positioned to move forward on the project and rectify past issue with the DOW and Army Corps of Engineers. Mr. Jerry Rohwer sees the benefits of the river running through town and suggests the Corps and DOW will work with the Town. He feels the river is a major benefit for everyone involved

including rafters, kayakers, and fisherman and would like to see the Town Council move forward with the planned projects. Mr. Jeff Hester doesn't believe the structures are exclusive to fishing or kayaking and perhaps the Town can help the Springs pay for insurance increases and that the visitors coming to the community generates a lot of money and jobs. Mr. Doug Large with the Friends of the Upper San Juan has held past river celebrations. They have seen a strong support from outside sources that will come to the river celebration and they'd like to see the Town make a decision and move forward. He suggests the W structures are not a good option for boating or the fishing due to sediment building in the area. Mr. Mark DeVoti feels the river is a great asset and a sort of recreation center for the Town. He said boating is a great value to the community along with the Springs Resort economic attraction. Mr. Shad Royer says he is a Pagosa Springs salesman living in the Farmington area. He explained the feedback he receives in San Juan County includes fishing and boating excitement from the tourists in that area. He says now the tourists are not sure if they will buy in Pagosa if the river restoration is not on the priority list. Mrs. Jenny Middendorf suggests the river, the mountains is like a breath of fresh air. She says the retirement community is here because they can see the recreation opportunities and people come for these reasons. Mrs. Julie Simmons was involved in the removal of the W's in 2003, and said it was removed because of safety reasons and aesthetics with the river. She agrees they did do things expediently and asked Lacey to get the first drop done before the river rose and while they had machinery available to do the drop. Mr. Davey Pitcher admitted to being responsible for the construction of the project which was intended to bring the community together and he felt the excitement when the project had started. He believes the concerns of the landowners needs to be addressed by the Council. The responsibility to restore and improve Mr. Whittington's property is necessary and the equipment from Wolf Creek Ski Area is still available for Town use. Council Member Weiler believes the engineers designing the river project have the responsibility to indemnify the property owners rather than the Town. Staff said in any case the engineer does get named in any suit and the Town's attorney has worked with the Springs Resort attorney to create a document to indemnify the Springs Resort for their easements in which they may grant. Mr. Whittington stated he has never had knowledge of this type of exchange between attorneys. Mr. Whittington says the W's were put in for a reason and a purpose and the Springs Resort did help to put them in and maintain. He said with the W's installed, the flow changed into the Davey's wave area which affected his property. He has talked with the current engineers to create the new features and move the structure upstream, but has not received the answers he had hoped. Council Member Jackson suggests Mr. Whittington get with the current engineers to address problems and concerns, and ask staff to address the increase in insurance costs and if the Town can help with the costs. Mr. Whittington believes hunting and fishing activities create a lot of money and would like to make sure the rafting doesn't wipe out the hunting and fishing in the community. Staff said Council needs to wrap up the conditions of the Army Corps permit, excluding the easements, by the end of June in order to begin construction in the river in 2008. Council Member Atkinson suggests clearing the historical space by paying the previous fines imposed on the Springs Resort and move forward with this project. Mr. Whittington doesn't feel the grant monies were used appropriately and believes the staff ran wild. Staff explained the Fishing is Fun grant includes the four structures that are a direct result from DOW for fishing habitat structures and these structures will take care of previous grant requirements. Council Member Weiler suggests we sold the Town a bill of goods that we don't have the ability or the agreements to support. Staff said there were prior agreements in place and the new permit rectifies the past flaws and mistakes, however this does not fill the trust issue missing with Mr. Whittington. Council Member Atkinson says the positioning of the drops is critical with the elevation of the river and a fair amount of thought went into the challenges of the river. Council Member Pierce asked Mr. Whittington if there is a chance for him to give the current council an opportunity to fix the issues and move forward, Mr. Whittington said he is happy to look at anything and after two years nothing has happened and he is not unapproachable. He states he has donated money to the community and he doesn't know if they can solve the past problems or not, but is willing to look at whatever is presented and move forward. Council Member Pierce directed staff to address the engineering concerns, to have a plan set out ahead of time

when the water level is appropriate to go in, and insurance costs. Mr. Whittington said there are other property owners the Town needs to address and get commitments from. Staff says there are property owners on the west side of the river that have not been contacted to address the river restoration at this time. Council Member Holt believes the easements issues are holding up the whole project. Council Member Atkinson said a work session to address easements issues and the issues with Mr. Whittington. The work session will be held Thursday the 12th of June at 12noon.

10. **Discussion in regards to Impact Fees** - During the Council retreat it was requested to put this item on the agenda concerning the downtown area. Council Member Jackson suggested a half day work session to discuss the impact fees and Lewis Street reconstruction. It is agreed these items will be discussed at the work session on Thursday the 12th of June.
11. **Discussion in regards to Lewis Street Reconstruction** – The information will be discussed at the work session. The engineering plans has been received from Davis Engineering and has gone out to bid through the 19th of June. This project is over budget by \$150,000 and staff will look into additional funds from DOLA. DOLA had suggested additional monies may be available for the Waste Treatment Plant. Mayor Aragon suggests this is top priority, Mike Davis, with David engineering, said he believes the projects completion depends on weather.
12. **Litter Proclamation** - Mayor Aragon is trying to push the sensitivity and will not back off, he believes this is important to the community. Participation from the County and PLPOA is included in this proclamation and would like staff to thrust the importance of this proclamation to include anti-litter signs and education for the community. Mayor Aragon suggests designating Jim Miller with the Parks Department to pick up the baton and get with the Mayors litter group to discuss visions and goals. Council Member Jackson reverted back to the motion approving the Springs Resort Sketch plan and does not feel the Springs Resort is responsible for the Riverwalk trail item. Council Member Holt believes it is understood it is not the Springs Resort responsibility. Council Member Atkinson asked if perhaps the possible intern might have time to dedicate to this priority. Council Member Pierce stated that the litter campaign is a priority of Council and suggests Tamra find a staff member who has a stake in the benefit of this project.

VI. OLD BUSINESS

1. **Ordinance No. 711 (Second Reading) Amending Council Districts** – This ordinance amends Ordinance No. 654 establishing Town Council voting districts. The Schlaefli Annex and Putnam Annex need to be included in a specific council district. This ordinance adds portions of these newly annexed areas into District 1 and District 2 as reflected on the map within the proposed ordinance. This keeps consistent with the Town’s Charter to be contiguous, compact and have approximately the same number of registered electors. Council Member Cotton moved to approve the second reading of Ordinance No. 711, Council Member Jackson seconded, unanimously approved.
2. **Mayor Aragon Greenhouse item.** Mayor Aragon asked the Council to allocate \$15,000 to match a possible DOLA grant for an intern or private contractor to complete a feasibility study for the community Greenhouse economic viability. Council Member Pierce believes in the project and feels however that unexpected expenses like the Mercer Group, Lewis Street, and others, she’d like to wait until after the department head reports regarding the current budget.

VII. DEPARTMENT HEAD REPORTS

1. **Municipal Court Clerk and Judge Report** – Judge Anderson offered his priorities to the Town Council, including giving people their “day in court” with dignity and respect to all persons. He feels the extra time spent with juveniles is a positive aspect and the municipal court has been successful with the juveniles. Community Youth Task Force is a great project that has been an aggressive program. Security to the court room is a top priority; this includes an officer in the court to represent the Town. He feels an armed officer gives a presence necessary for any court room. Court Clerk Candace Dzielak says the grant funding from CYTS should be approved and available October 1st of 2008. Evaluations are a priority for all new juveniles, including drug testing; the new evaluation data should be available in October. CYTF is a group of 21 volunteers who meet with juvenile and

parents to evaluate and help to serve the Judge with information for sentencing items. Staff prosecutor is on her wish list and explained that the Town is not represented by a person on staff. The current Town prosecutor is Larry Holtus who has a private practice to operate in addition to his hourly time spent as the Town's prosecutor.

2. Streets Department Report –

3. Parks and Recreation Department Report - The Parks and Recreation Commission meeting focused on a renewed request from Pagosa Peak Disc Golf to evaluate the possible construction of a permanent, 27-hole, disc golf course on Reservoir Hill. Council Member Atkinson is concerned with the strategic plan on Reservoir Hill taking until the end of the year and she would like to hear from the commission if this disc golf course is in alignment with Town Council thoughts. She asked that Brian or Tom come to the July 1st Town Council meeting to discuss options and ideas. A surge in the baseball participation was a positive result. Youth tennis program begins again this summer with support from Wyndham Resorts. Park Fun begins this week home based at the community center. Numerous summer events in the Town parks have kept staff busy along with daily chores and maintenance. Sports complex Phase II has proceeded according to schedule and should be completed by September 1st. The Town to Lakes trail planning grant has been secured by the county and the top trail priority identified in the Parks, Recreation, Open Space and Trails Master Plan. The skate park has begun to evaluate other designers in order to expedite the engineering of a new skate park.

4. Planning Department Report – Historic Preservation board has advertised for former member Patty Baratti-Sallani seat with no avail. Planning Commission has an opening due to Angela Atkinson's resignation. The Planning Commission is evaluating the request to modify the sign code regulations and will forward recommendation to Town Council upon completion. The LUDC committee will meet with Clarion Associates to review downtown development standards as a part of the expanded scope of this code revision project. The annexation training will be rescheduled for late June or early July if DOLA is available. Nuszer-Kopatz presented the draft Wayfinding signage, streetscape and logo development plan to the Steering Committee on April 16, 2008; they will revise the plan elements based on comments and direction received from the committee and return with a final plan.

5. Town Manager Report – The sales tax collection is down this month, however year-to-date represents an increase of .14%. Tamra suggests Council sit down to reevaluate this years budget at next Thursday's work session to discuss the drop in sales tax revenue and what this means for our budget along with the potential unexpected expenditures. The Mercer Group met with Town Council members and Town staff on May 27th and 28th and will be working to prepare a position profile. Staff has commenced work with Opportunity Builders to submit a CDBG on behalf of their affordable housing project. The application will request \$10,000 to help cover administrative costs the town anticipated incurring. Work with the Town's water attorney, Janice Sheftel to create a lease with Jeff Greer for the Town's Raumbaugh well has begun. Town Attorney Bob Cole will be available to talk with council on the 19th of June meeting, before and after. Council Member Atkinson says the TTC advisory board is carrying the weight of not funding every request presented and asked for direction from Council on budget and expenditures.

VIII. APPROVAL OF BILLS – Council Member Cotton moved to approve the bills, Council Member Weiler seconded, motioned carried.

Council Member Weiler Council Retreat Results – The retreat was a great success for the Council to include a Cooperative, Planned, and Responsible stake in the Town. The impact of CPR includes public optimism and the feeling of being heard. The Town Council commits the outcome to CPR will be sales tax revenue stream, more jobs, and more, this is the outcome of the two day retreat that the Town Council attended in late May.

IX. ADJOURNMENT – On a motion duly made meeting adjourned at 9:06pm.

**Ross Aragón
Mayor**



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**PAGOSA SPRINGS SANITATION
GENERAL IMPROVEMENT DISTRICT MINUTES
TUESDAY, JUNE 3, 2008
5:00 P.M.**

- X. CALL MEETING TO ORDER** – Mayor Aragon, Council Member Cotton, Council Member Holt, Council Member Pierce, Council Member Weiler
- XI. APPROVAL of MINUTES FROM MAY 6th, 2008 MEETING** – The minutes were approved as read.
- XII. DELEGATIONS**
- 1. Robbie Pepper – Change of Use Tap Fees at 468 Lewis Street** – This delegation continued until the next meeting.
- XIII. OLD BUSINESS**
- 1. Update on New Waste Water Treatment Plant** - The Water and Power Authority came to a resolution and requires a \$160,000 loan from 2002 to be paid off in order to move forward. The final designs are forthcoming and hope to have that in fall and ground breaking in spring of 2009. Council Member Weiler suggested a CDBG grant might pay off the loan that is holding us back from moving forward with the project. The project consists of a 2 million dollar grant from DOLA, a 1% Water and Power Authority loan, and the mill levy and fee structure to support the project.
- XIV. DEPARTMENT HEAD REPORT**
- 1. Supervisor Report** – April's flows were .339 MGD on average and we had an 86% removal rate for BOD. There were no violations in April. We have contracted with Southwest Water Resources Inc. for line cleaning and video inspection of 30,000 feet of sewer main line for this year. They will also inspect the Overlook and Fair Grounds sewer lines to close out the LEA's from those line extensions done in 2006. Bayfield is building an SPR from the same manufacturer as the Town's proposed plant, Bayfield's price tag came in at 5.4 million. The Town's design is a 2 gbd and Bayfield's is a 1 gbd design, which looks to increase our plant at being more than expected. DOLA has said suggest that the Town ask for more grant funding.
- XV. APPROVAL OF BILLS** – Council Member Weiler moved to approve the bills, Council Member Pierce seconded, motion carried.
- XVI. ADJOURNMENT** – On a motion duly made meeting adjourned at 9:16pm.

**Ross Aragón
Mayor**