



551 Hot Springs Boulevard
Post Office Box 1859
Pagosa Springs, CO 81147
Phone: 970.264.4151
Fax: 970.264.4634

**TOWN COUNCIL MEETING MINUTES
TUESDAY, AUGUST 6, 2013
Town Hall Council Chambers
551 Hot Springs Blvd
5:00 p.m.**

- I. **CALL MEETING TO ORDER** – Mayor Aragon, Council Member Alley, Council Member Bunning, Council Member Cotton, Council Member Schanzenbaker, Council Member Volger.
- II. **APPROVAL of MEETING MINUTES FROM JULY 18, 2013** – The minutes were approved as read.
- III. **PUBLIC COMMENT** – Mr. Mark Weiler gave an update on the Recreation Center progress. Poll's were done by the Recreation Center Committee and also by the Sun Newspaper. Mr. Weiler said that if the town were to increase the horizon of a sales tax the town might possibly be able to get more than the Recreation Center. He suggested opportunities that might be considered include town trails, improvements to reservoir hill, and more. Mr. Weiler suggests a municipal bond of a sales tax increase of a 1.5 cent increase for \$25Mil that will be used for several projects including grant matching opportunities. He said those folks that visit Pagosa will be the ones to fund our Recreation Center. Mayor Aragon doesn't believe the time is right to move forward with this project, he said fixing up the Town's current infrastructure is priority and said this proposal will bankrupt the town. Mr. Jerry Smith spoke about the Pagosa Verde geothermal symposium. He said that people came from Africa, Iceland and other interesting places, and all spoke very highly of Pagosa Springs and the great energy coming from the town.
- IV. **LIQUOR LICENSE**
 1. **Liquor License Renewal – Gringo Grill LLC dba Kip's Grill and Cantina 127 Pagosa St.**
 2. **Liquor License Renewal – Alley House Grill LLC 214 Pagosa St.**
 3. **Liquor License Renewal – Dillon Companies dba City Market #45 165 Country Center Dr.**
 4. **Liquor License Renewal – Peter Dach dba Pagosa Bar 460 Pagosa Street** – Council Member Volger moved to approve the liquor license renewal for Gringo Grill LLC dba Kip's Grill and Cantina, Alley House Grill, Dillon Companies dba City Market #45 and Peter Dach dba Pagosa Bar, Council Member Bunning seconded, unanimously approved.
 5. **Special Events Liquor Permit – Pagosa Springs Community Facilities Coalition Summer Crush Coed Tournament August 17 at Yamaguchi Park**
 6. **Special Events Liquor Permit – Seeds of Learning Little Black Dress Event October 5 at Ross Aragon Community Center**
 7. **Special Events Liquor Permit – Humane Society of Pagosa Springs Auction for the Animals August 23 at Ross Aragon Community Center**
 8. **Special Events Liquor Permit – FolkWest Inc Free Concert August 29 at Town Park** – Council Member Volger moved to approve the special events liquor permits for Pagosa Springs Community Facilities Coalition August 17, Seeds of Learning October 5, Humane Society October 5, and FolkWest Inc August 29, Council Member Alley seconded, unanimously approved.

V. DELEGATIONS

1. **Pagosa Springs Community Development Corporation Update – Muriel Eason** – Mrs. Eason explained the CDC's direction and commitment to the community. She feels they are on track and executing their plan regarding beautification and improvement group, downtown task force, web site enhancements, etc. Mrs. Eason provided a hand out with information on everything they are working towards.
2. **Parks and Recreation Commission Update – Mike Musgrove** – Mr. Musgrove gave an update on the business that has been in front of the P&R Commission. At the last &R meeting the commission felt they needed guidance on trail signage, he showed a sample of what the P&R are considering. They are working on Phase II of the skatepark, they have received some money from the Springs Resort and would like to utilize soon. They asked the Council for guidance on how to proceed with spending the funds for the skatepark. Town Administrator Mitchem said staff could look into some grants and different ways to come up with additional funds for the park. Council agreed Phase II is a project the council is interested in proceeding.

VI. OLD BUSINESS

1. **Ordinance 792, Second Reading, Vacating Eastern 15 Feet of Tract A Along 4/5th Alley in Block 68** – During the process of working with the developer of the Cobblestone development, it was discovered the need to vacate the eastern 15 foot portion of Tract A along South 4/5th Alley in Block 68, and receive a Quit Claim Deed from the Jackson's conveying the 15 foot tract along Apache Street. The property's in Block 68 east of the 4/5th Alley have been amended and purchased consistent with recorded plat #845, with the correct 15 foot Tract A along South 4/5th Alley and Apache Street. Council Member Bunning moved to approve second reading of Ordinance 792, an Ordinance vacating the Eastern 15 foot portion of Tract A along South 4/5th Alley, in Block 68 within the Town of Pagosa Springs, Council Member Volger seconded, unanimously approved.
2. **Ordinance 793, Second Reading, Amending TTC Bylaws** - The TTC discussed with Town Council during the June 12th work session some of the concerns regarding Board Members that were over-committed to dedicate needed time to TTC Board. The TTC voted unanimously to recommend to Town Council a change in the bylaws that reduces the Board-appointed seats to one each; one Lodging Association, one Realtor's Association, one Chamber and eight at-large members. The hope is that by opening up at-large seat representation, the TTC can recruit those that are willing, interested and most importantly, able to commit the necessary time, to be an active TTC Board Member. Council Member Volger moved to approve the second reading of Ordinance 793, an Ordinance of the Town of Pagosa Springs amending Section 16.4.12(2)(a), of the Town of Pagosa Springs Municipal Code, Council Member Schanzenbaker seconded, unanimously approved.
3. **Ordinance 794, Second Reading, Medical Marijuana Business Moratorium Extension** – Town Administrator Mitchem gave an update on what was discussed at the last meeting. Clarifying 2nd reading of ordinance for temporary moratorium on medical and recreational marijuana. Staff is planning to place discussion of marijuana business options on the August 22nd Town Council work session agenda. This discussion of options, permanent prohibition or a limited number of retail businesses, will hopefully lead to a Town Council policy decision and passage of an ordinance by October 1st. Council Member Alley said a work session is the way to continue to get a feel for more options. Council Member Volger said a work session would be beneficial. Council Member Schanzenbaker agrees with a work session also. Council agreed to set Friday, August 23rd for the work session at 5:00 p.m. Council Member Volger moved to approve Ordinance 794 on second reading an Ordinance of the Town of Pagosa Springs extending the suspension of the processing of applications for medical marijuana centers, medical marijuana optional premises cultivation operations and medical marijuana infused product manufacturing businesses, suspending the delivery of medical marijuana products from outside of Archuleta County, and establishing a temporary moratorium on the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities, and retail marijuana stores through January 31, 2014, Council Member Bunning seconded. Unanimously approved.
4. **Town's Financial Participation on the Improvement to S. 4/5th Alley** - The Town has received an application for a Major Subdivision Preliminary Plan for the Cobblestone located at

651 South 4/5th Alley. The developer is requesting Town Council consider financially participating with the improvement of the 4/5th Alley improvements up to \$26,500, this would include the Impact Fees collected and applied to the alley improvement at \$12,675.00, the road base materials at an in-kind contribution amount of \$10,000.00 and an additional \$3,825.00 in cash. After much discussion Council Member Schanzenbaker moved to approve the Town's financial participation in the 4/5th Alley of up to \$10,000 for in-kind road base materials, Council Member Cotton seconded, motion carried with one nay (Council Member Volger).

VII. PUBLIC COMMENT – Steve Graham gave a brief comment on his support of the skate park. Mary Jo Coulehan gave an update on health care in Colorado and invited them to the business expo October 16th. Ms. Coulehan also thanked the Council on their participation in being awarded the Rural Philanthropy days Pagosa will host in 2014. Bill Hudson asked about the confirmation on the marijuana ordinance.

VIII. NEXT TOWN COUNCIL MEETING AUGUST 22, 2013 AT 12:00PM

IX. ADJOURNMENT – Upon motion duly made, the meeting adjourned 6:22 pm.

**Ross Aragón
Mayor**