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TOWN COUNCIL MEETING MINUTES TUESDAY, AUGUST 4, 2009 Town Hall Council Chambers 5:00 P.M.

I. CALL MEETING TO ORDER – Mayor Aragon, Council Member Cotton, Council Member Holt, Council Member Jackson, Council Member Pierce, Council Member Weiler, Council Member Volger

II. APPROVAL of MEETING MINUTES FROM JULY 7th, 10th, 23rd and 30th 2009 – Minutes were approved as read

III. LIQUOR LICENSES

- 1. Liquor License Renewal – Gringo Grill LLC. dba Kip's Grill and Cantina 127 Pagosa Street** – Council Member Cotton moved to approve the liquor license renewal for Kips Grill, Council Member Volger seconded, unanimously approved.
- 2. Special Events Liquor Permit – Chamber of Commerce Colorfest at Town Park Sept. 11th, 12th & 13th, 2009** – Council Member Volger moved to approve the special events liquor permit for the Chamber of Commerce Colorfest, Council Member Jackson, unanimously approved.

IV. DELEGATIONS

V. NEW BUSINESS

- 1. TOWN HALL MAINTENANCE – Brick Repair and Replacement** – In October of 2006, the Town contracted with Bandy's Landscape and Sprinkler of Falcon, Colorado to install Pavestone pavers around Town Hall and Department of Human Services entrance. After installation, sub-compaction issues were discovered. Bandy's opted not to return to do the return and thus forfeiting the \$2,631 of contingency monies. In the Spring of 2009 warranty issues with the Pavestone installed on Lewis Street Renovation were discovered. In addition to replacing the bricks on Lewis Street, Pavestone has agreed pay 100% of brick and labor to replace all the bricks around Town Hall with an upgraded brick that will handle the traffic without problems. They will not pay for the materials or labor to replace the sub-grade area in the driveway in front of Town Hall. It will cost the Town an additional \$9,400 to replace the sub-grade, the Town Manager recommends amending the Town Hall Maintenance line item to accommodate this unbudgeted expense. Council Member Jackson moved to approve up to \$9,400 to budget line item 51-70-436, Town Hall Maintenance, for the replacement of sub base materials under the warranted Pavestone bricks, Council Member Volger seconded, unanimously approved.
- 2. INTERGOVERNMENTAL AGREEMENT WITH ARCHULETA COUNTY – Town Road Mills** – Archuleta County has distributed to the Town a percentage of the Road & Bridge Property Tax Revenues collected, the percentage due is equal to fifty percent of the revenue collected with the Town's corporate limits. The Town and County are formalizing the tax sharing arrangement by executing and intergovernmental agreement. The monies received by the county will be credited to the Town's Capital Improvement Fund and used for construction and maintenance of roads and streets located within the Town limits. Council Member Volger moved to approve the Archuleta County Road Property Tax Intergovernmental Agreement, Council Member Cotton seconded, unanimously approved.

VI. OLD BUSINESS

- 1. ORDINANCE NO. 742 (Second Reading) – Impact Fee Abatement & Sales Tax Rebate -**
The Town of Pagosa Springs should strive to be economically and financially self-sufficient. The adoption of a long-term perspective is required. Effective economic development relies on good government and good public-private partnerships. With the Archuleta Economic Development Association taking the lead, the Town of Pagosa Springs, Archuleta County, Town Tourism Committee, Town Planning Commission, Pagosa Springs General Improvement District, Pagosa Chamber of Commerce, and Pagosa Area Water and Sanitation District must work in unison if we are to expand our community's economy during the national recession. The Council should consider economic development goals and priorities, creating a pro-business environment, and a portfolio of economic development incentives. The Town Council should discuss the merits of waiving all land use development, building and impact fees for a period of time. Waiving land use development, building and impact fees for eighteen months should stimulate development/building activity and increase sales tax revenue. This action requires the building and planning departments to be funded from the General Fund. Mr. Mitchem explained that he will be attending the school and fire district meetings this month to encourage them to waive their impact fees, if they choose not to the Town will continue to collect impact fees for these entities. Council Member Pierce has concerns regarding the whereas on page one authorizing an exemption from the payment of impact fees and school fees, she feels this automatically requires the school district to waive fees. Council Member Jackson moved to approve the second reading of Ordinance No. 742 (2009 Series), temporarily waiving impact fees and fees in-lieu, Council Member Weiler seconded, motion carried with one nay (Council Member Pierce)
- 2. Economic Development Incentives –** This item is postponed until the mid-month meeting.

VII. DEPARTMENT HEAD REPORTS

- 1. Parks and Recreation Department Report -** Youth baseball leagues for ages 6-13 ended July 15th and adult softball will end August 16th. Youth Tennis concluded late July and the last day for “hooked on fishing, not on drugs” was July 27th with huge success. Soccer registration began and will run through August 14th. The Southwest Community Youth Corp (14 and 15 year olds) has assisted the Parks crew for the past few weeks with trail maintenance, drainage work, and noxious weed eradication on reservoir hill. The youths are being paid through a grant from LPEA Roundup Fund awarded to Jim Miller. Staff continues to gather quotes from local merchants for the Yamaguchi Park memorial. Karin Kohake has issued a RFI for the construction costs for the proposed skate park. Mr. Tom Carosello explained that the original site of the skate park is no longer an option due to the sewer treatment plant issues, he suggests moving it to the east end of Town Park, the Council agrees this is a good alternative. Tom will proceed with the grant application with this site in mind.
- 2. Planning Department Report –** Tracy Bunning, the planning commission chair, has submitted his resignation effective August 11th, 2009. The Town will be accepting letters of interest for a board chair, one regular member and two alternate members. The Planning Commission has decided to go back to one regular meeting a month, the second Tuesday of each month at 5pm. The Town Manager presented the “Economic Incentive Proposal” and received some suggestions from the planning commission with general overall support of his efforts and concept of the proposal.
- 3. Building Department Report –** Scott Pierce recently attended a Joint Utilities Committee (JUC) meeting regarding a “One Stop Shop”. It was approved to expedite the review process, an applicant can simply drop off three sets of building plans along with the application to the Town Building Department and the plans will be routed to the appropriate JUC entities for approval. These entities include, PAWSD, LPEA, Source Gas, Centurytel and the Pagosa Fire Protection District. The building department is currently working on substantial revisions to the Flood Regulations section of the Town's LUDC. The updates will update the regulations to meet all the FEMA requirements for participation in the National Flood Insurance Program. The council should expect an Ordinance updating the regulations in September.

4. Town Tourism Committee Report – Lodger’s tax collected for June 2009 was up 12% compared to June 2008. Year to date collections represent a 6.5% increase over 2008. The top 5 states requesting visitors’ information in June were Texas, Colorado, California, Arizona and Illinois, the top 5 for July are California, Texas, Colorado, Arizona and Florida. The CTC granted the TTC \$5,000 towards the Visitor Guide reprint. The TTC expects to have to borrow from the General Fund only about \$12,500.

5. Town Manager Report – Town Manager Mitchem represents the Town of Pagosa Springs and Southwest Colorado on the Colorado Workforce Development Council. The council met on July 17th and approved new and innovative workforce development programs that will assist Coloradans to acquire skills needed in the industry. Sales tax for May 2009 declined -3.53% compared to May 2008. Year to date sales tax revenue is down -7.58% compared to 2008. The Town Park Pedestrian Bridge was completed in June. The Town budgeted \$72,500 (including a \$36,250 grant from DOLA) to pay for consultant services to assist the Town Council in producing a multi-year capital improvement plan. The CMAQ monies from CDOT will be available to the Town through 2011 then will be going to the Front Range for Ozone mitigation. Many local communities are coming together to complete a joint grant to extend fiber optics, including equipment and upgrade and provide video conferencing. This grant might be a \$10 million dollar from DOLA. DOLA has asked the town to consider an intern program which DOLA sponsors half the salary.

VIII. Next Town Council Meeting August 20, 2009 at 12noon

IX. ADJOURNMENT – Upon motion duly made, the meeting adjourned at 6:05pm.

**Ross Aragón
Mayor**