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**TOWN COUNCIL MEETING MINUTES
TUESDAY, FEBRUARY 2, 2016
Town Hall Council Chambers
551 Hot Springs Blvd
5:00 p.m.**

- I. **CALL MEETING TO ORDER** – Mayor Volger, Council Member Alley, Council Member Bunning, Council Member Egan, Council Member Lattin, Council Member Patel, Council Member Schanzenbaker, School Representative Thompson
- II. **PUBLIC COMMENT** – None
- III. **CONSENT AGENDA**
 1. **Approval of the January 21, 2016 Meeting Minutes**
 2. **Liquor License**
 - a. **Special Event Liquor Permit – Pagosa Springs Youth Music March 11, 2016 at the Ross Aragon Community Center**
 - b. **Special Event Liquor Permit – Friends of the Upper San Juan River Cruise-a-thong July 16, 2016 at the Town Park**
 - c. **Special Event Liquor Permit – Town of Pagosa Springs High Rollers Dance April 29, 2016 at the Ross Aragon Community Center**
 3. **Proclamation Recognizing Rita Prokop for 36 Years of Service to the Town** – Council Member Lattin moved to approve the consent agenda, Council Member Egan seconded, unanimously approved. Mayor Volger read and presented Deputy Clerk Rita Prokop with a proclamation recognizing her for 36 years of service to the Town. Rita will be retiring on Friday February 5th.
- IV. **NEW BUSINESS**
 1. **Phase 1 Urban Single Track – Annie Sewell** - Urban Single-track is a dirt trail system in a town or city setting. The vision of DUST2 initially for Pagosa Springs is build engineered trail systems so that students and teachers can safely walk, ride, or run between the Elementary School and the High School (Phase I). The group seeks to establish a collaborative partnership with Town of Pagosa Springs in order to build a greater downtown cycling district. For this first Phase, DUST2 proposes to partner with the Town and the School District to plan, construct, and maintain a single track trail from the Elementary School to the High School. As part of this partnership, the Town agrees 1) not to vacate an easements, right of way, or property that might be used as part of a single track trail system within the Town; 2) permit the use of Town property for use in the Phase I segment (Elementary School to High School); 3) Be the recipient of an easement from the Matthews property that is needed to make the Phase I connection; 4) budget in 2017 the cost to build Phase I of the trail network, estimated at \$14,000 to \$9,000 depending on volunteer labor and budget for the cost to construct two road crossings (estimated from \$10,000 to \$20,000); 4) perform on-going trail maintenance not provided by DUST2 volunteer trail maintenance workers, as needed. Council Member Alley is behind the program and encourages young families to come and stay in Pagosa.

School Representative Thompson said the High School kids could assist in community service on the trail. Council Member Lattin would like to go with the 30 to 36 inch trail width. She is not comfortable having a policy to never vacate an easement or right-of-way. Town Manager Schulte said the resolution could be written to allow easements after review by the Town board or Council. The Parks and Recreation department has been involved in discussion and understand the need to maintain the trail. Council Member Lattin moved to direct staff to bring back to Council a Resolution of stating a policy that the Town shall not vacate or release any easements, rights of way, or Town-owned property until a review has been conducted to ascertain if the property in question does not impair the implementation of an urban single track trail network, Council Member Schanzenbaker seconded, unanimously approved. Council Member Lattin moved to approve the Town's participation in Phase I of an urban single track trail connecting the Elementary School to the High School. The Town's participation in Phase I includes the use of Town property necessary for the Phase I segment from Elementary School to High School, agreement to be the recipient of an easement from the Matthews property that is needed to make the Phase I connection, budgeting the cost to build Phase I of the trail network estimated at \$14,000 to \$9,000 depending on volunteer labor, budgeting the cost to construct two road crossings estimated from \$10,000 to \$20,000, agreement to perform on-going trail maintenance, as needed, not provided by volunteer trail maintenance workers, and direction to staff to work with the school district to establish any necessary agreements for the Phase I segment, Council Member Bunning seconded, unanimously approved.

2. **Habitat for Humanity Funding Request** – Habitat for Humanity is dedicated to eliminating poverty housing in Archuleta County by building decent, simple, and affordable homes for families and individuals earning 20% - 60% of the area median income. HFHAC works towards developing self-reliance and independence by helping families become more self-sufficient through participation in the home building process. Town Council allocated funding in the amount of \$50,000 for Early Childhood / Attainable Housing Council Initiatives, \$20,000 of that amount is already allocated to an El Pomar match and Seeds of Learning snack lunch program. HFHAC is requesting \$15,000 for general operating expenses. Mr. Kyle Cox said Habitat has built 28 in Archuleta County. They build homes for the community keeping those families in the community. The funds will help pay for administrative staff. Habitat owns properties uptown, two donated this year, and they purchased a few with water taps. They have completed about 12 remodeling projects in the Town proper area. They haven't asked the County Commissioners for funds. Mayor Volger would like Habitat to work with the affordable housing person the Town is hiring for the community. Council Member Bunning would like to have a new house or repairs downtown, Council Member Schanzenbaker would like to see repairs downtown. Council Member Schanzenbaker moved to authorize \$15,000 for Habitat for Humanity of Archuleta County for general operating support for 2016 to be paid from the Early Childhood / Attainable Housing Council Initiatives line item of the Economic Development section of the 2016 Budget, Council Member Bunning seconded, unanimously approved.

V. OLD BUSINESS

1. **Ordinance 837, Second Reading, Calling for Municipal Election** - The date for the 2016 regular election to be held on Tuesday April 5, 2016 between the hours of 7:00 am and 7:00 pm. Along with the telecommunication question, three at-large Town Council seats currently held by Clint Alley, Tracy Bunning and David Schanzenbaker will expire. Three nomination petitions were received for the incumbents to be seated for another four years. No intent as a write in candidate were received by the Clerk's office by the February 1st deadline. Ordinance 837 sets the election to be conducted as a mail ballot election. The Town Clerk is designated as the election official and is responsible for conducting the mail ballot election, appoint and train election judges, post and publish election notices, print ballots and direct all other appropriate actions. Council Member Alley moved to approve Ordinance 837, second reading, an ordinance calling the 2016

Town of Pagosa Springs regular election to be held on April 5, 2016 as a Mail Ballot Election, Council Member Egan seconded, unanimously approved.

2. **Ordinance 838, Second Reading, Amending Municipal Code 1.6.2 Regarding Pawnbrokers Regulations** - The owners of San Juan Trading Post have brought to staff's attention a particular section of the Colorado Revised Statutes (CRS 12-56-101) passed by the Legislature in 2012 that regulates Pawnbrokers on a statewide basis. In this legislation it also defines "fixed price" and specifies that it is not to exceed 20% for any contract for service. The Town's current Municipal Code restricts the fixed price amount to 10% which is in conflict to CRS 12-56-101. Ordinance 838 amends the Town's municipal code to be less restrictive and the same as the State legislation. Council Member Alley moved to approve Ordinance 838, second reading, amending Municipal Code Article I, Section 6.2 regarding the regulation of pawnbrokers within the Town of Pagosa Springs, Council Member Lattin seconded, unanimously approved.

VI. EXECUTIVE SESSION

1. **Revision to Springs Partners 10-Year Vested Right Agreement Pursuant to C.R.S. Section 24-6-402(4)(e) Determining Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations, and Instructing Negotiators** – This is to update the Council regarding the negotiations between the Town and Springs Partners. Council Member Lattin moved to enter executive session pursuant to C.R.S. Section 24-6-402(4)(e) in determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators, Council Member Bunning seconded, unanimously approved at 6:15pm. Mayor Volger called the meeting back in regular session at 7:38pm.

VII. PUBLIC COMMENT – None

- VIII. COUNCIL IDEAS AND COMMENTS** – Council Member Egan said that Plaza Liquors the empty lot is not getting their sidewalks shoveled. Town Manager Schulte said they have been in touch with the Moity's. Council Member Lattin said she understood there would be saw logs from the thinning on Reservoir Hill. Town Manager Schulte said there will be two loads of saw logs that can be used by the Town. Council Member Schanzenbaker said the original agreement was that the material from the hill would go to JR Ford for his bio plant. Apparently the plant isn't ready and so JR Ford does not want the wood off the hill. The saw logs are a problem to be administered due to how to transport, store, cut, split, and distribute. Council Member Schanzenbaker would like to get firewood off the hill and give to people who could use it over the winter. Town Manager Schulte said JR Ford's machine is not set up for cutting and hauling firewood logs. Mr. Schulte will check with JR Ford regarding the cost for logs. A worksession is scheduled Friday 12th of February at 7:30am to review accomplishments and suggested improvements for the Community Center. A worksession with the public for the trails and options on S 8th Street on February 16th in the evening around 6pm.

IX. NEXT TOWN COUNCIL MEETING FEBRUARY 18, 2016 AT 5:00PM

- X. ADJOURNMENT** – Upon motion duly made, the meeting adjourned at 8:00pm.

Don Volger
Mayor