

Town of Bayfield
Regular Town Board Meeting
December 21, 2010
1199 US Highway 160B Bayfield, CO 81122

Town Board Members Present: Rick Smith (Mayor), Tom Au (Mayor Pro-Tem), Dan Ford, Debbi Renfro, Ed Morlan

Town Board Members Absent: Justin Talbot, Gabe Candelaria

Staff Members Present: Justin Clifton (Town Manager), Dirk Nelson (Town Attorney), Marianne Jones (Town Clerk), Ron Saba (Director of Public Works)

The meeting was called to order @ 7:04 p.m.

The Mayor called for a moment of silence for Thomas Jones who was killed in a car accident on December 20th, 2010. Thomas was the husband of long-term employee, Brenda Jones.

Minutes: Ed made a motion to approve the minutes from the December 7th, 2010 Regular Town Board Meeting as submitted. Tom seconded the motion. All were in favor except Dan, who abstained from the vote.

General Public Input: Kaye Phelps (1048 N. Oak Drive) thanked the Board for listening to the Seniors and taking their comments into consideration.

Macel Hahn (550 W. North) commented about the letter that was sent out by Scott Key (the Director of Parks & Recreation) and she suggested that there are a lot of ways that the Town or the seniors could close the financial gap. She suggested that it might be worthwhile to get the center's toiletries donated but she was concerned about whether or not the people renting the building would get to use those toiletries. She also asked if the building has individual meters for utilities and if the seniors can get access to that information.

Justin Clifton answered that the building does have a meter for each of the utilities and the staff has provided the monthly breakdown of costs to the site committee. He also explained that these records are available for view to the public.

Macel asked if the seniors are responsible for getting rentals of the building.

Justin Clifton answered that the seniors are not responsible for getting people to rent the center.

Dan Djovak (632 San Moritz) asked if the Senior Board of Directors can have a key to the center.

Rick responded that the Town Board has agreed to have a meeting with the newly elected Senior Board. The meeting will include Rick & Ed from the Town Board, the entire Senior Board, Justin Clifton and Scott and will cover all of these questions and issues.

Jean Elliott (211 San Moritz) asked who's decision it was to disallow the seniors to have a key.

Rick answered that it was a decision made by the Board by recommendation of the staff.

Charlene Johnson asked why the instructors of the exercise classes & the people renting the building are allowed to have a key but the seniors are not. She commented that it's a very hurtful thing that the seniors are not allowed to have a key to their own building.

Rick responded that the place for these types of discussions is at a meeting like the one that will be held in the middle of January rather than in the public Town Board meeting. He explained that the Town Board is a policy-making Board and these matters need to be handled in another type of venue.

Barb Luebchow (1734 Hwy 160B) asked if the meeting will be time limited.

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Rick answered that Justin Clifton & Scott will meet with the Senior Board President and create the agenda.

Betty Abernathy (74 East North Street) asked who owns the Senior Building.

Rick answered that the Town of Bayfield owns the building.

Public input was closed.

Action Agenda Item #1: Approval Of The Bills

Ed made a motion to approve the bills dated December 17th, 2010 as submitted. Dan seconded the motion. All were in favor, motion passed unanimously.

Action Agenda Item #2: Town Updates

Ed asked if the Board could go ahead and schedule the meeting between the Senior Board and the selected representatives.

Justin Clifton answered that he didn't have his calendar in front of him and that he would also need to find a day that works best for all of the Senior Board Members as well. He had suggested to Phyllis Ludwig (the new President) that a time in the middle of January would probably work best for everyone involved.

Phyllis Ludwig responded that she would need to meet with her Board to come up with a time that works best for them.

Ed asked for clarification on the search for a new Finance Director.

Justin Clifton responded that the Town has not received a strong enough pool of candidates to justify conducting interviews so the staff is expanding the search in an effort to get more applications.

Tom asked about the CDOT EIS (Environmental Impact Study) and if the Town is just trying to get CDOT to move the Highway 160B intersection or if the Town is actually submitting preliminary design plans also.

Justin Clifton answered that in order to get CDOT to amend their EIS the Town has to provide a plethora of documentation to prove why it is prudent to keep the intersection where it is currently.

Ed asked if the Town is funding the Westside Traffic Study.

Justin Clifton answered that the landowners are paying for the Traffic Study. They have not requested a contribution of any sort from the Town at this time. The Town will create an agreement with the landowner which will negotiate the terms of the contract.

Action Agenda Item #3: Detox Intergovernmental Agreement

Justin Clifton gave his staff report. He stated that Bayfield is part of a Memo of Understanding (MOU) with La Plata County, Ignacio, Durango, Fort Lewis College and the Southern Ute Indian tribe to contract services with Axis Health systems to run the Detox Facility. The MOU is renewed annually and this year things are a little different. The budget for the center has been relatively stable but local governments have been cutting funding

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for community service type organizations. This year the organization was not able to agree on an operating budget that was restricted to flat or reduced funding from the MOU members. In other words, for the first time in years there is a gap in funding. Axis Health has reserves capable of filling the gap but the gap forces them to address whether the contract was sustainable. Everyone agrees that there is a need for a detox facility but it is not clear whether there is funding to support it.

The outcome of the discussions was to fund the contract for one year and rely on reserves to close the gap. Over the course of the next year the MOU members are having a series of meetings to try and increase funding or find ways to reduce expenses.

The MOU extension simply indicates that everything will stay the same for 1 year, including Bayfield's contribution of \$4,850.

Debbi asked if it would be possible to raise fund by charging those people who utilize the services.

Justin Clifton responded that there is a long history with self-pay. Most of the people that use the services are indigent people or those who don't care if they are sent to collections because they aren't going to pay. They have implemented a credit card system and an incentive system which rewards those who pay immediately (this did increase the revenues received from self-pay) but there is still an issue with getting payment from the remainder of the patrons.

Tom made a motion to accept the amendment to the 2007 MOU with Axis Health. Debbi seconded the motion. All were in favor, motion passed unanimously.

It was discovered that an action agenda item was left off the agenda.

Ed moved to amend the agenda to add Action Agenda Item #4: Resolution #253 – Sale of the Old Town Hall. Debbi seconded. All were in favor, motion passed unanimously.

Action Agenda Item #4: Resolution #253 – Sale of the Old Town Hall

Justin Clifton gave his staff report. He explained that the staff is set to close the sale of the Old Town Hall on December 22nd. The Resolution #253 is needed to complete the transaction. He also mentioned that this is a big triumph for both the Town and the Heritage Society. It took 4 years for it to happen but he expressed that it's great when things work out. He commended the Town Board for having the vision to use the building for this new use and to the Heritage Society and the community for persevering to make it happen.

Dan made a motion to pass Resolution #253 authorizing the sale of certain real property to Pine River Valley Heritage Society, a Colorado non-profit corporation and authorizing officers of the Town to execute appropriate documents to complete the sale and conveyance. Tom seconded the motion. All were in favor, motion passed unanimously.

Rick moved on to New & Unfinished Business.

Marianne explained that the liquor license renewal for Wells Liquor (which was not originally listed on the agenda) needed to be approved. The owners did not get their paperwork in on time due to comedy of errors and it is due to the State by January 5th, 2011.

Dirk stated that the agenda would need to be amended to include the liquor license renewal.

Dan made a motion to amend the agenda to approve the liquor license renewal for Wells Liquor. Ed seconded the motion. All were in favor, motion passed unanimously.

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Action Agenda Item #5: Liquor License Renewal – Wells Liquor

Dan made a motion to approve the liquor license renewal for Wells Liquor. Tom seconded the motion. All were in favor, motion passed unanimously.

Action Agenda Item #6: New/Unfinished Business

Dan stated that he hopes that the committee that has been formed to address the senior matter will ensure the institutional control of the Town Board as the responsible party to make sure that the property is maintained and cared for but he also thinks that the Town needs to increase the authority and responsibility of the users of the facility and put these matters more in their hands (especially in light of the fact that the center will no longer have a coordinator). He hopes there will be some avenues that will allow the Town to give some control to the users but still maintain the Town's control as well.

Ed asked if Ron Saba, the Director of Public Works is asking for Board action (in his memo that was sent out in the packet) regarding grease trap maintenance.

Justin Clifton answered that Ron really needs clarification from the Board more than anything else. The staff has a very robust program to observe the tanks and trying to get the businesses on a standard program. After they have their traps serviced, the Town goes out every two weeks to see how full the traps are until figuring out exactly how often the traps need to be serviced to keep the impact to a minimum. (Basically the Town is only requesting the best practices that are put in place by the grease trap manufacturers recommend). But there are still some businesses that are not following the program and Public Works has a lot of difficulty dealing with the grease at the sewer plant. The staff really needs a policy that would clarify what the best practices are and outline that all businesses must abide by those practices. The reason for this would give the Town some penalty authority, which it does not have right now. Justin Clifton stated that he hopes to bring back a policy to the Board in the near future for approval but that him and Ron need to do a little more research on it before it is completed. He wants to make sure that the policy maintains a good balance between not overburdening the local businesses but still protects the Town's investment in the sewer plant.

Tom asked about the waterlines on Highway 160B that were discussed in his memo.

Ron Saba answered that there has been three major water leaks in between the Town Hall and the Post Office. There are many places where the waterlines are galvanized pipe or black poly pipe which is below standard for what is required for service lines. He suggested that it might be a good idea (once the Town takes over Highway 160B) to invest in replacement or movement of those lines before spending a lot of money on repaving that road.

**Action Agenda Item #7: Executive Session: C.R.S. Section 24-6-402(4)(e)
Mesa Meadows**

Tom made a motion to go into executive session for the purpose of determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402-(4)(e) and requested that Justin Clifton and Dirk be included in the discussion. Dan seconded. All were in favor, motion passed unanimously.

The Board came out of executive session.

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The meeting was adjourned.

Minutes were approved as submitted on January 18th, 2011.

Approved:

Rick K. Smith
Mayor

Marianne Jones
Town Clerk