

TOWN OF RYE
RECORD OF PROCEEDINGS
March 11, 2020

Call to Order/Roll Call

The Regular Monthly Board Meeting was called to order at 6:00 pm at the Town Hall at 2067 Main Street in Rye, Colorado. Those in attendance were: Mickey Smith, Mayor; Marty Rahl, Trustee; Sandra Steele, Trustee; David Douglas, Trustee; Sheila Henderson, Trustee; and Sherri Beach, Clerk. Also present were Gib Rokich, Employee; Madison Rokich, Contract Laborer; Pam Hair, Greenhorn Valley View; Levi Bernal, Patrick Ryan, Gene Beierle, Peter Burg, Nita Morano, Larry Sisk, Bryan Porter, Tammy and Randy Smith, Residents; and Jim Eccher, CCMD District Manager. The Pledge of Allegiance was recited.

Audience Participation

Nita Morano addressed the Board with a concern about the property owner at 5977 Columbine not allowing residents to walk in the public access easement from Columbine to the creek. She said he claims that he owns the property, and he has a garbage dumpster on the easement. A map was presented from Pueblo County that shows the easement clearly marked. Marty Rahl made a motion that a letter be mailed to the resident asking him to allow the public to use the easement and requesting that he move his garbage dumpster. Sheila Henderson seconded, and the motion passed.

Gene Beierle addressed the Board with a question about being charged a Right to Serve Fee for his property on Oak. He has paid the water and sewer tap fee for the property, but there is not a meter at the property at the present time. The Board agreed that we are not to assess a Right to Serve fee until a meter has been installed.

Larry Sisk, Randy and Tammy Smith, and Bryan Porter asked the Board about the notifications the residents received in the mail concerning the water quality in the Town of Rye. They were concerned about the safety of the water for themselves and their pets. Gary Golladay explained that the issues are being treated with chemicals to make the water safe for the Town. He said there is no lead in the water that is being produced from the plant, and he said the water is top grade. He stated if there was a danger, the Water Treatment Plant would have been shut down by the State of Colorado. Jim Eccher noted that solder in the pipes of old homes are the cause for lead showing in prior reports. Gary stated that the reports often use an average over a certain period, and any lead reporting that was done in the past continues to show a small amount to date and will continue until the averages run out. He said that the November and January amounts were down to ¼ of the allotted amount allowed by the Colorado Department of Public Health & Environment. Mr. Sisk and Mr. Smith requested that their homes be tested again, and Gary said he would get a sample bottle to them within a couple of days, and the test results would be returned by April 1, 2020, pending their return of the samples right away. Mrs. Smith asked about the financial responsibility of water and/or sewer line breaks. She was informed by

Mayor Smith that the resident is responsible for any water or sewer line breaks that are on their personal property.

Madison Rokich informed the Board that the FFA students at Rye High School are hosting an Oyster Fry for \$10 per ticket on March 18, 2020. She invited all to purchase tickets to attend this event.

Consent Agenda

- Sandra Steele made a motion that the Minutes of the February 12, 2020, regular Board of Trustees Meeting be approved. Sheila Henderson seconded, and the motion passed.
- Water Treatment Plant End of Month Systems Report was presented to the Board. Gary Golladay informed the Board that he needs to melt and drain the water in the underground storage tank, which is not in use. He can spray a liner into the tank to protect water in the future, and he said there needs to be a diversion of ground water from the tank and the plant. He said the TTHM levels and HAA5 numbers have decreased, the lead and copper concerns are being resolved, and that chemicals used in the past made the water more acidic. He said he will be making chemical changes and looking at altering the amounts of chemicals used. He is working on organics, and he said the Town would most likely need to look at hiring an engineer to approve and give guidance, which will be costly. He told the Board that the Water Treatment Plant is operating smoothly.
- Water and Sewer Monthly Meter Usage (Billing Register) was reviewed. David Douglas made a motion that the Town pay half of the cost of water billed to Account #103 for January and February because the water leak was behind the Playhouse and not inside the resident's home. Sheila Henderson seconded, and the motion passed. Sherri Beach will contact the customer to let him know.
- Summary Accounts (Town of Rye and Sewer Attorney) were reviewed.
- Summary Aged Receivables were discussed. Account #13 was called, and she will bring a payment for the full amount. Account #37 was called, and she will bring \$253.84 (the past due amount) in the morning. Account #81 was not contacted because her last payment was just three cents short. In addition, #69 is pending receipt of payment from Pueblo County, though the County was unable to give an estimated time for payment.
- Sheila Henderson made a motion that the Accounts Payable/Transfer of Funds from appropriate accounts be paid and that appropriate funds be transferred per the Checks Written form. Marty Rahl seconded, and the motion carried.
- The Board reviewed the Profit & Loss and Balance Sheets.
- The Master Calendar was reviewed. Sherri was asked to contact Hawkeye for a quote to do the striping of the roadways this spring. She will report to the Board at the next meeting.

Unfinished Business

- The Board reviewed the Assignment of Easement, Bill of Sale, and Mutual Release of Claims with Colorado City Metro District from our attorney. Marty Rahl made a motion to accept all these documents. David Douglas seconded, and the motion passed. Jim Eccher told the Board that he will give the Town of Rye a monthly report of the readings of the new sewer meter. He noted

that the new sewer meter did not need recalibration, and it was reading "spot on." He stated that the meter will be recalibrated either semi- or annually, and the Town of Rye will be made aware of the schedule so we can attend when recalibration is done.

- Following the resignation of Sonny Jackson on February 13, 2020, Marty Rahl made a motion to appoint Trustee David Douglas to the vacated seat of Mayor Protem. Sheila Henderson seconded, and the motion passed. Mr. Douglas was sworn in and signed an Oath of Office.
- Following the swearing in of David Douglas as Mayor Protem, Sheila Henderson made a motion that Levi Bernal be appointed to fill the vacated seat as Trustee left by David. Marty Rahl seconded, and the motion passed. Levi was sworn in and signed an Oath of Office.
- Sandra Steele made a motion to adopt Resolution 2020-8 to Cancel the April 7, 2020, Election. David Douglas seconded, and the motion passed.
- Marty Rahl made a motion to send a letter cancelling the April 7, 2020, election to Pueblo County Clerk, Gil Ortiz. In addition, a Public Notice will be mailed to Mr. Ortiz as well as posted in the Greenhorn Valley View, the Post Office, the Town of Rye Website, and the Town Hall front window. Sheila Henderson seconded, and the motion passed.
- Marty Rahl made a motion that Sherri go online to the site pertaining to the Water Shed Training in Salida that Gib Rokich will be attending on April 22 and 23 to pay for his hotel accommodations for the training. Sheila Henderson seconded, and the motion passed. If the hotel does not accept payment from the Town of Rye, Marty Rahl made a motion that Gib Rokich pay for his accommodations, and that the Board will reimburse him the cost when he gets back from the training. Sheila Henderson seconded, and the motion passed.
- The Board reviewed the loan payment schedule for the Colorado Water Resources and Power Development Authority. Marty Rahl explained that the purpose of the loan was for improvements with the Water Treatment Plant, the new water lines that were installed in 2010 in the Town of Rye, and the sewer line going to Colorado City. She said the loan was specifically for disadvantaged communities. The loan will be paid in November 2039. The Town of Rye pays biannually.
- Sherri Beach was asked to add the topic of a policy change/surcharge for water/sewer repair on right-of-way (12-15 accounts) to next month's agenda for consideration.
- Following review of estimates to perform 2019 audit submitted from CPA's Todd Mihelich (\$20,000-\$30,000); Andrew Froese (\$8,000-\$12,000); Wall, Smith & Bateman (\$20,000); and Kyle Logan (\$7,000-\$9,000); David Douglas made a motion that Kyle Logan be retained to perform the 20109 audit for the Town of Rye. Sandra Steele seconded, and the motion passed. Sherri was instructed to contact Mr. Logan to schedule this work.
- The Board reviewed estimates for work on the holding pond, drain, and pressure relief valve from A&R Construction and Hanson Construction. Sandra Steele will contact Thomas Joseph for an estimate from Colorado Backhoe, and all the estimates will be reviewed again at next month's meeting.
- Following review of estimates for framing historic Town of Rye prints, Sheila Henderson made a motion that Ray Shaw be contracted to frame all seven prints with a wooden mat, glass, and frame to replicate the sample he provided at a cost of \$140 each. Marty Rahl seconded, and the motion passed. Gib Rokich will take the prints to Mr. Shaw and ask for an invoice by the next meeting.

- Following Ordinance 2020-9 (Ordinance to require water/sewer tap for every single-family residential home and commercial residential/multi-family properties to require board approval for water and sewer taps prior to construction beginning) being introduced, read and amended, Marty Rahl made a motion that it be approved with the amendments. It is to be published in the Greenhorn Valley View newspaper prior to the April 8, 2020, meeting, at which time it will be read a second time and considered for adoption. Sheila Henderson seconded, and the motion passed.
- Sherri was asked to contact Sam Light, attorney for CIRSA, and request a Mayor/Trustee training later in the springtime.

Reports

Attorney Update:

- Our attorney's office did not attend tonight's meeting. They have agreed to have the Board call them when it is determined the Trustees would like them to come to the meetings.

ORC Update:

- Gary Golladay gave his update when he presented the Water Treatment Plant End of Month Systems Report.

Trustee Updates:

- There were no Trustee updates at tonight's meeting.

Staff Updates:

- Sherri Beach confirmed with the Board that the current voting practices for administrative purposes (ie additional days to perform work duties, requested time off, rental of the Town Hall, etc) can be done via email. An accurate accounting of votes will be notated for transparency.
- Sherri informed the Board that the current approved signatures for banking purposes are Mickey Smith, Sonny Jackson and herself. She said that when these signatures are updated, we must have it formally written in signed meeting minutes before Bank of the San Juan will make the changes. This action item will be tabled until the April 8, 2020, meeting.
- Sherri advised the Board that Gary Golladay will need a directive documented in meeting minutes that states who the contact individuals are for CDPHE since Sonny Jackson's resignation. Sandra Steele made a motion that David Douglas and Sherri Beach be the additional contacts for CDPHE, and that Gary Golladay is to submit the contact information via the portal. Marty Rahl seconded, and the motion passed. Sherri will get the contact information to Gary so he can update the portal.
- Sherri asked the Board if she could contact companies for quotes to replace and/or repair the sidewalks in the Town of Rye as she gets extra time prior to applying for grants for this purpose. She was instructed to contact DOLA for guidance on where to begin with this process. David Douglas agreed to offer his assistance in this process.

New Business:

- The Board discussed a resolution to increase sewer rates based on the winter monthly average (December, January and February). Following discussion concerning increased sewer rates for commercial entities, numbers of toilets per structure, as well as rate increases, David Douglas made a motion to have a work session at 6:00 pm on Tuesday, April 7, 2020, for the purpose of creating a resolution that would cover all aspects. Levi Bernal seconded, and the motion passed.
- Gary Golladay will be attending the CDPHE-WQDW Training in Colorado Springs on March 12, 2020. Gib Rokich called and is unable to attend because the course is full. Gib will continue watching Colorado Rural Water, Arkansas River Basin, and CDPHE for information on applicable training opportunities.

Adjournment

At 8:39 pm, Sheila Henderson made a motion that the Board close the regular meeting and enter into Executive Session. Sandra Steele seconded, and the motion passed. Those in attendance were Mickey Smith, Mayor; David Douglas, Mayor Protem; Marty Rahl, Trustee; Sandra Steele, Trustee; Sheila Henderson, Trustee; Levi Bernal, Trustee; Gary Golladay, Operator in Responsible Charge; and Sherri Beach, Clerk.

Executive Session

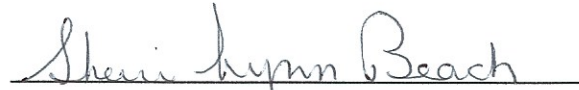
For discussion of a personnel matter under CRS Section 24-6-402(2)(f) and NOT involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees.

At 9:36 pm, Marty Rahl made a motion that the Board return to its regular meeting. Sheila Henderson seconded, and the motion passed.

Adjournment:

At 9:36 pm, Sheila Henderson made a motion that the Regular Board Meeting be adjourned. Sandra Steele seconded, and the motion passed.


Mickey Smith, Mayor


Sherri Lynn Beach, Town Clerk

**The Next Regular Session meeting will be on
April 8, 2020, at 6:00 pm at the Town of Rye Building
Public is encouraged to attend.**

**Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting the Rye Town Clerk at 489-2011. We would appreciate if you would contact us at least 48 hours in advance of scheduled events so arrangements can be made to locate the requested auxiliary aid(s).*