

TOWN OF RYE
RECORD OF PROCEEDINGS
JULY 8, 2020

Call to Order/Roll Call

Mayor Marty Rahl called the Regular Monthly Board Meeting to order at 6:01 pm at the Town Hall at 2067 Main Street in Rye, Colorado. Those in attendance were: Marty Rahl, Mayor; David Douglas, Mayor Protem; Sandra Steele, Trustee; Sheila Henderson, Trustee; Levi Bernal, Trustee; Patrick Ryan, Trustee; Larry Sisk, Trustee; and Sherri Beach, Clerk. Also present were: Gary Golladay, ORC; Shirley Pigg, Greenhorn Valley View; Michael Brown, Colorado Parks & Wildlife; and Kristen Bell, Resident. The Pledge of Allegiance was recited.

Audience Participation

Mike Brown of Colorado Parks & Wildlife presented information concerning the bear situation. He stated first and foremost that a "bear's life starts and stops with its nose and stomach." Mr. Brown explained that we do not have grizzly bears in the area, only black bears. He stated that black bears come in many colors (cinnamon, blond, and black). Black bears are the animals that are causing havoc in our area. He said that black bears are 90% vegetarians, and they will eat small fawns and cubs to supplement their diet. He educated us by saying that these black bears do not hibernate, they come out of their dens as weather dictates throughout all four seasons. Black bears do not breed until they are 4 years of age, and the cubs stay with their mothers for 1 ½ to 2 years. When the black bears come out of their dens, they drink a lot of water and solely eat grass to rehydrate themselves for the first month, then they begin eating ants, larva, termites, dandelions, etc. By June, black bears begin to base their diets on seeds and other vegetation. Later in the summer, the black bears begin to add berries and acorns to their diets as well as young fawns and other small animals. This year the drought and late freeze have limited the natural food supplies that black bears need for survival. Mr. Brown explained that we never had lush, green grass this spring. Many of the dandelions, seeds, and other vegetation that the black bears normally eat is non-existent this year. He stated that the black bears are hungry, and they are fighting for survival. Hence, they have turned to eating garbage, birdseed, dog food, and anything else they can get their paws on. The bears are losing their lives because they are hungry.

STEPS RESIDENTS CAN TAKE: Mr. Brown said there are many things that residents can do to protect their homes and livestock during this difficult time. He said people with chickens, goats, rabbits, etc., may choose to put up an electric fence to distract the black bears. He said that although "bunji cording" or "strapping" plastic trash dumpsters can distract a black bear, they are hungry and can break the plastic itself. The best remedy is to keep garbage dumpsters inside the garage or home until pickup day. When the plastic dumpsters are left outside, they WILL be broken into by the hungry black bears. Mr. Brown suggested that residents may want to work with neighbors and invest in a metal dumpster with a bearproof lid. He said this is a little more expensive, but the cost divided by two or three neighbors would be doable and would protect the residents and the black bears. He said to keep feeders (both seed and nectar), dog food, etc., inside overnight. He said to remove all food from vehicles and RVs. When their food source has been taken away, the bears will leave. Mr. Brown stated that the Town may consider adopting an ordinance with time restrictions and implementation of bearproof dumpsters. Sherri Beach was asked to prepare and mail a letter to residents of this information.

Kristen Bell addressed the Board with concerns she has about speeding drivers on Columbine Street. She said she has witnessed two drivers going over the speed limit, and she is concerned about a child or pet getting hit by this carelessness. There have been other complaints on Main, Boulder and Matnock, as well. Sheila Henderson made a motion that Sherri Beach order six "slow down, children at play" signs to post on the roadways. Sandy Steele seconded, and the motion passed. Trustees and residents have offered their properties as a "speed trap" for sheriff deputies to park to use radar and issue tickets. Sherri will call the sheriff's office to let them know of this availability.

Tara Marshall of DOLA was unable to attend tonight's meeting, but she will be present at the August 12, 2020 meeting. Sherri will ask that she address the board concerning their duties and responsibilities, grants, emergency management, and revenue concerns with School District 70 being 1/3 of the Town's revenues. Sherri Beach was also asked to relay to Tara that we will be asking for assistance in restructuring rate fee increases.

Consent Agenda Items

- Sheila Henderson made a motion that the Minutes of the June 10, 2020 regular Board of Trustees Meeting be approved. Patrick Ryan seconded, and the motion passed.
- The Water Treatment Plant End of Month Systems Report was presented to the Board. Gary Golladay, Operator in Responsible Charge, informed the Board that a sanitary survey will be performed this July, and it is done every 3 years. He reported that there have been several outages and that he has called on Pall Corporation for technical support several times this month. He is working with isi West to replace 2 clay valves inside the plant. Gary said that he needs to be contacted when Hanson Construction does the work at the holding pond, installing a pressure relief valve, and digging a trench so he can shut down the plant to avoid sediment from entering. Gary said he continues to work on the water usages in the reporting system. He is working to get a pump to drain the underground tank. When he gets the pump, he will contact Marty to schedule with Ken Young and Gib to drain the tank. Marty Rahl stated that the tank was installed in the 1940s and the board may need to consider replacing it instead of just patching or relining it.

The Board reviewed the PALL Agreement and Gary Golladay stated that it will include a "once-over" of all the equipment, recalibrating and examination to get everything up and running, and will include training. Once the agreement is signed and returned to PALL Corporation, Gary will schedule the meeting and will let Marty know so she can schedule Ken Young and Gib to attend the training. David Douglas made a motion to accept the PALL Corporation agreement. Sheila Henderson seconded, and the motion passed.

The Board discussed water restrictions because of the drought conditions. David Douglas made a motion that effective immediately, property owners with even numbered addresses are permitted to water outdoors from 8:00 am – 10:00 am and from 8:00 pm – 10:00 pm on even numbered days, with a maximum of 4 hours of watering per day. Property owners with odd numbered addresses are permitted to water outdoors from 8:00 am – 10:00 am and from 8:00 pm – 10:00 pm on odd numbered days, with a maximum of 4 hours of watering per day. On months that have 31 days, all residents are permitted to water from 8:00 am – 10:00 am only,

with a maximum of 2 hours of watering. Sheila Henderson seconded, and the motion passed. Sherri Beach was asked to write a letter and mail it to the residents as soon as possible.

- The Water and Sewer Monthly Meter Usage (Billing Register) was reviewed. Sherri Beach noted that she is working with RVS for accounts number 100 and 121 because it appears that these accounts were charged a usage more than what is normal or reasonable.
- The Town of Rye Summary of Accounts, RVS Systems Totals Report and CCMD Sewer Flow Chart were reviewed.
- The Summary Aged Receivables were discussed. Accounts #13, 34 and 72 were called and will make payment; #31 was not called as just an \$8.00 oversight; #69 has been referred to Pueblo County; and #71 has no phone so a notice will be left on the door next month.
- 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. Sandy Steele seconded, and the motion passed. David Douglas made a motion that a \$100 gift card to Red Lobster be purchased and sent to Bob Boyd for his work on the audit. Patrick Ryan seconded, and the motion passed.
- The Board reviewed the Profit & Loss and Balance Sheets.
- The Master Calendar was reviewed.

Unfinished Business

After a brief discussion, the Board agreed to table the hotdog meet and greet until the COVID restrictions have been lifted for the safety and health of our residents.

Brian Hanson reported via telephone message that he will be scheduling his remaining work on installing a drain in the holding pond, installing a pressure relief valve, and cementing the trench within the next two weeks. He will let Sherri know when this work will be scheduled so she can contact Gary Golladay to stop pumping water into the plant as the work is done to avoid sediment issues.

Marty Rahl brought to the attention of the Board that our attorney has recommended that we increase our tap fees to \$15,000 to be in line with other towns. The discussion of raising the tap fee to \$15,000 from \$5,000 will be tabled until the next meeting.

Mayor Marty Rahl mailed a letter to Table Mountain Church to request proof in the property purchase agreement that they received 20 new water and sewer taps in the purchase. Table Mountain Church has installed sewer and water taps without prior approval or discussion with the Board since Ordinance 2020-9 was adopted on May 13, 2020. Marty will call the attorney on Friday if she does not hear back from Table Mountain Church and ask that they mail a letter asking for proof of the sale agreement with the taps included. Mr. Holgerson claims that he purchased 32 taps from the Town of Rye. Marty, David, Sheila, Larry, and Patrick are going through Town of Rye records and have found nothing in meeting minutes or in accounting ledgers or check deposits that prove this claim by Mr. Holgerson. The attorney has indicated that Mr. Holgerson should have the burden of proof. There was a discussion on right-to-serve fees for each RV site, apartment, and places with only one Town tap.

Reports

Attorney Update

ORC Update

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

Trustee Updates

Sandy Steele updated the Board that the foundation work for the first tiny home on Boulder has begun.

Staff Updates

Sherri reported that Gib Rokich has confirmed the dumpster belonging to Account #47 is on his property and not the easement at the end of Columbine. He discovered that the property owner of Account #25 has been moving large boulders from the creek but is not obstructing the flow of water in any way.

Sherri reported that she is hopeful that Bob Boyd has completed all the work requested by the CPA, Kyle Logan, for the 2019 audit. She said everything has been submitted, and barring the CPA asking for more documentation, our part of the audit is complete.

Per Dutch Mead, Sherri reported that all the backflow recertifications have been completed or are scheduled to be completed except Account #107. She mailed a certified letter on July 1, 2020, that advised the property owner of disconnection of water service 10 days after receipt of the letter unless proof is given by a certified plumber that the backflow apparatus has passed inspection. She was advised by the Board to post a copy of that letter on each door of the apartment building so residents are aware of the pending disruption in service.

Steve Bennett tested all the fire hydrants in the Town of Rye on June 17, 2020. All the documentation was emailed to the Board on June 18, 2020. Sherri was asked to contact Gib and ask him to inspect to determine if the hydrant on Roley needs to be repaired or replaced so it does not freeze. If recommended by Gib, Account #98 has agreed to move his fence, so it does not interfere with the operation of the hydrant.

Sherri reported that Scott Thomas of Colorado Rural Water will be doing leak detection with Gary Golladay and Gib Rokich this month.

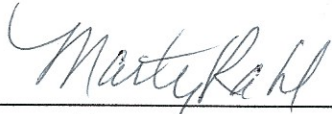
Sherri has completed three of fourteen governmental finance classes offered by CGFOA. She stated that much of the information is above her head, but the instructors assure her that her new knowledge will be helpful in keeping things organized and together for the accountant for budget and audit work in the future.

New Business

David Douglas addressed the Board and requested a new water tap for his property at 5877 Boulder. Sandy Steele made a motion that the Town approve this request and Mr. Douglas pay \$5,000 for the new water tap. Patrick Ryan seconded, and the motion passed. Sherri was asked to purchase the 3/4" meter, pit, dome, and lid from Core and Main as soon as the \$5,000 payment is made.

Adjournment

At 8:09 pm, David Douglas made a motion that the Board adjourn the meeting as there was nothing to discuss in Executive Session. Sheila Henderson seconded, and the motion passed.



Marty Rahl, Mayor



Sherri Lynn Beach, Town Clerk

**The Next Regular Session meeting will be held on
August 12, 2020, at 6:00 pm at the Town Hall at 2067 Main Street, Rye, CO 81069
Public is encouraged to attend**

Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting the Rye Town Clerk at 719-489-2011. We would appreciate if you would contact us at last 48 hours in advance of scheduled events so arrangements can be made to locate the requested auxiliary aid(s).