

**TOWN OF RYE**  
**RECORD OF PROCEEDINGS**  
**May 17, 2023**

**Call to Order/Roll Call**

Marty Rahl, Mayor called the Work Session to order at 9:00 a.m. at the Town Hall at 2067 Main Street in Rye, Colorado. Those in attendance were as follows: Marty Rahl, Mayor; Sheila Henderson, Mayor-Protem; Sandra Steele, Trustee; Patrick Ryan, Trustee; Markus Buck, Trustee; Kathy MacCormack, Trustee; Chelsie Kersey, Trustee; and Jocelyn Mower, Clerk. Those absent were: N/A.

**Regular Meeting**

The Board read, reviewed, and discussed the Pueblo West Metro District policies titled "Customer Responsibility for Maintenance" and "Adjustment Leaks". Sheila Henderson motioned to update the Town of Rye Policy Manual and replace "Outside Water Leaks/Billing" with the following:

"Customer Responsibility for Maintenance:

Each customer shall be responsible for maintaining the entire length of the service line serving his or her property. Leaks or breaks in the service line shall be repaired by the property owner within 7 business days of obtaining knowledge of the leak or from the time of notification of such condition by the Town. If satisfactory progress toward repairing said leak has not been completed within the time period allowed or if an emergency situation is deemed to exist, the Board of Trustees or designee, shall shut off this service until the leak or break has been repaired. In addition, the Town of Rye shall have the right to effect the repair and collect the cost therefore from the customer. Such cost shall constitute a perpetual lien against the property of such customer securing payment of such cost, whether or not such lien against the property is formalized.

Adjustment for Water Breaks and Leaks:

In the event of a water break or leak, the customer shall provide an invoice and/or proof of repair and a completed Water Usage Adjustment Application to the Town in order to be considered for a water usage adjustment by the Board of Trustees. For a water usage adjustment for up to a two-month billing period, the Town will modify the water usage billing based on a three-year average of the period during which the leakage occurred at the specified account address. The Town will only approve a water usage adjustment application once per year, per specified account address. A water usage adjustment application will not be considered or approved for more than a two-month billing period."

Kathy MacCormack seconded the motion. The motion passed unanimously.

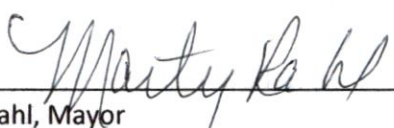
The Board reviewed the Conservation Tier Rate Examples provided by Jocelyn Mower as well as the 2023 Water & Sewer Rates and the 2019 Water & Sewer Rates. The Board discussed the importance of creating a Conservation Tier Rate in an effort to conserve treated water for all water meter sizes and discourage excessive water usage. Patrick Ryan made a motion to update the Water & Sewer Rate Resolution to include the Water Conservation Tier Rate that will affect excessive water usage rates for all meter sizes. Chelsie Kersey seconded the motion. The motion passed unanimously.

The Board discussed the request for an annual sewer usage rate adjustment made by account #44 at the Regular Monthly Board Meeting on May 10, 2023. Sheila Henderson made a motion to approve a credit for the water usage on the December 2022 and February 2023 billing statement for account #44 based on the current Town of Rye Policy, "Outside Water Leaks/Billing". Chelsie Kersey seconded the motion. Markus Buck Voted, aye. Patrick Ryan abstained from voting. Sandra Steele voted, aye. Kathy MacCormack abstained from voting. Chelsie Kersey voted, aye. Sheila Henderson voted, aye. The motion passed 4-0.

Kathy MacCormack made a motion to deny the request for an annual sewer usage rate adjustment for account #44. Sandra Steele seconded the motion. Markus Buck voted, aye. Patrick Ryan voted, nay. Sandra Steele voted, aye. Kathy MacCormack voted, aye. Chelsie Kersey voted, aye. Sheila Henderson voted, aye. The motion passed 5-1.

### **Adjournment**

At 12:10 p.m., Sheila Henderson made a motion to close the Work Session. Kathy MacCormack seconded the motion. The motion passed unanimously.

  
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Marty Rahl, Mayor

  
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Jocelyn Mower, Town Clerk

**The Next Regular Board Meeting will be held on  
June 14, 2022, at 6:00 pm at the Town Hall at 2067 Main Street, Rye, CO 81069  
The 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).*