

**TOWN OF RYE**  
**RECORD OF PROCEEDINGS**  
**September 11, 2024**

**Call to Order/Roll Call**

Marty Rahl called the Regular Monthly Board Meeting to order at 6:00 p.m. at the Town Hall at 2067 Main Street in Rye, Colorado. Those in attendance were as follows: Marty Rahl, Mayor; Kathy MacCormack, Mayor Protem; Patrick Ryan, Trustee; Sandra Steele, Trustee; Aimee Kramer, Trustee; Geoff Pagnotta, Trustee; Jocelyn Ensley, Town Clerk; Nancy Scheen, Colorado City Resident, Neil Elliot, Colorado City Metro District Director; Brad Azuremar, Colorado City Chamber of Commerce; Mike Bowler, Colorado City Chamber of Commerce. Those absent were: Heidi Miller, Trustee.

**Audience Participation**

Brad Azuremar and Mike Bowler addressed the Board regarding the 2024 Tree Lighting & Parade of Lights Event for the upcoming holiday season. Jocelyn Ensley stated that the event date is set for Saturday, December 14, 2024, at 6:00 p.m. (exact float start time TBD). Brad Azuremar stated that the Rye Baptist Church will be volunteering and providing refreshments. Jocelyn Ensley stated that she can see if a couple food trucks would be willing to come out as well. Mike Bowler stated that he may be able to arrange a choir for residents to sing-a-long to holiday music. Marty Rahl stated that Jocelyn Ensley will continue to arrange the event with Brad Azuremar and Mike Bowler and she will provide updates to the Board as needed.

**Consent Agenda Items**

- Kathy MacCormack made a motion to approve the August 14, 2024- Regular Monthly Meeting Minutes. Geoff Pagnotta seconded the motion. The motion passed unanimously.
- The ORC Water Treatment Plant End of Month Report was reviewed by the Board. Marty Rahl stated that she and Jocelyn Ensley had a meeting with the Water Treatment Crew and ORC to deep dive into water sampling scheduling and training. Jocelyn Ensley stated that the ORC recommended having the Town take over all lead and copper sampling, which will entail the Town operators taking the samples themselves instead of asking residents to take them. Jocelyn Ensley went on to explain that this recommendation is being made due to the belief that samples are not being taken per the instruction provided by the Town. Jocelyn Ensley stated that this new process will be simplified so that residents can make an appointment for an operator to come take the sample when it fits into their schedule. Marty Rahl stated that the ORC made another

recommendation to the Board to give a water service credit to the 20 account holders who the Town is required to sample lead and copper from. The Board discussed different credit options for account holders who the Town is required to sample lead and copper from. Patrick Ryan made a motion to provide a \$25.00 water service credit, twice per year, to any account holders whose address is listed by CDPHE to have their home and/or business tested for lead and copper by the Town of Rye. Kathy MacCormack seconded the motion. Patrick Ryan voted aye, Kathy MacCormack voted aye, Geoff Pagnotta voted aye, Sandra Steele voted nay. The vote passed 3-1. Jocelyn Ensley stated that Direct Discharge was able to provide a quote for installing the GAC filtration system, the Board reviewed and discussed the quote. Geoff Pagnotta made a motion to approve the proposal from Direct Discharge. Kathy MacCormack seconded the motion. The motion passed unanimously. Jocelyn Ensley stated that a copy of the Sewer Evaluation Replacement Plan has been provided to all Trustees and that a Work Session will need to be scheduled with Element Engineering to deep dive into it. The Board agreed to add the meeting with Element Engineering to the Work Session already scheduled on November 19, 2024, at 6:00 p.m.

- The Water and Sewer Monthly Meter Usage (Billing Register) was reviewed.
- The Town of Rye Summary of Accounts, RVS Systems Totals Report and CCMD Sewer Flow Chart were reviewed by the Board.
- The Summary of Aged Receivables was discussed by the Board. Past due accounts were called by Jocelyn Ensley and reminded of their past due balance as well as the current due balance. The Board instructed Jocelyn Ensley to issue disconnect letters for all delinquent accounts surpassing 61+ days in payment. Kathy MacCormack made a motion to allow a one-time exception for account #13 to have until Friday, September 13, 2024, at 5:00 p.m., to make a minimum payment to prevent the account from disconnection. If payment is not made by September 13, 2024, at 5:00 p.m. the Clerk is instructed to post a disconnect notice on Monday, September 16, 2024, per the Policy Manual. Patrick Ryan seconded the motion. Aimee Kramer voted aye, Patrick Ryan voted aye, Sandra Steele voted nay, Kathy MacCormack voted aye, Geoff Pagnotta voted aye. The motion passed 4-1.
- Kathy MacCormack 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. Aimee Kramer seconded the motion. The motion passed unanimously.
- The Board reviewed the Profit & Loss and Balance Sheets.
- The Master Calendar was reviewed. Jocelyn Ensley has updated the calendar to reflect the date and name of persons completing monthly items.

### **Unfinished Business**



Kathy MacCormack stated that she disagreed and doesn't feel that is something the Town should pursue. Jocelyn Ensley stated that the cost of purchasing the property is not currently in the budget, and the end result of having free services such as a park, parking, etc., may not out way the cost of the property. Marty Rahl stated that Patrick is welcome to research and investigate the property and bring the information to the Board.

Staff Updates: N/A

### **New Business**

- Jocelyn Ensley stated that she will be starting to prepare the 2025 Budget and asked the Board if there are any ideas or projects they would like to include. The Board discussed projects that may be occurring during the 2025 year. Jocelyn Ensley stated that the first draft will be ready for review at the next regular monthly meeting on October 9, 2024.
- The Board reviewed and discussed the 2025 CIRSA Casualty/Property Insurance Quote. Geoff Pagnotta made a motion to approve the 2025 CIRSA Casualty/Property Insurance Quote, and to include option #2 of the No-Fault Water Line Rupture and Sewer Backup Quote. Patrick Ryan seconded the motion. The motion passed unanimously.

### **Adjournment**

At 8:30 p.m., Kathy MacCormack made a motion that the Board close the regular meeting. Geoff Pagnotta seconded the motion. The motion passed unanimously.

  
Marty Rahl, Mayor

  
Jocelyn Ensley, Town Clerk

**The Next Regular Session meeting will be held on  
October 9, 2024, 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 it 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).*

- Jocelyn Ensley stated that account #37 is under new ownership and she has been in contact with the new owner to prevent a lien being placed on the property and the meter being pulled. The new owner is cooperating and wants to pay the balance in full to maintain the current meter and prevent a lien. The Board agreed to allow the new owner to pay the account off in full and not send the account to the Attorney for a lien to be placed on the property. The Board instructed the clerk to remove account #37 from the agenda since the matter is resolved.
- The Board reviewed and discussed a quote from Main Electric to provide services to put on and take off holiday lights on the Tree located at the Rye Triangle. Patrick Ryan made a motion to approve the quote from Main Electric to put the lights on and off of the tree at the Rye Triangle. Sandra Steele seconded the motion. The motion passed unanimously.
- The Board reviewed and discussed a letter submitted by account #7 disputing a complaint to the Town that resulted in Ordinance Violation Fees being assessed on July 24, 2024. Patrick Ryan made a motion to rescind all Ordinance Violation fees assessed to account #7 on the basis that the reports made to the clerk on July 24, 2024, violated an active protective order through Pueblo County. Kathy MacCormack seconded the motion. The Board continued to discuss the matter. Geoff Pagnotta stated that based off of the statements made within the letter, he feels the Board should wait until after the court proceedings to review their findings first. Jocelyn Ensley stated that she has been subpoenaed in the civil case between the two parties and can report the court's findings to the Board following the hearing on September 20, 2024. Patrick Ryan stated that due to this being an ongoing civil matter, he wants to table the vote for his motion until the next regular monthly meeting on October 9, 2024, so that the Board can consider the findings of the court before making a final decision. Jocelyn Ensley will provide a written response from the Board to account #7 with an update.

## **Reports**

CPA Update: N/A

Attorney Update: N/A

Trustee Updates:

- Marty Rahl stated that she is going to be contacting the Pueblo County Commissioners in hopes of reestablishing a relationship, specifically pertaining to Road and Bridge management. Marty Rahl went on to explain that in previous years, the Town had agreements with Pueblo County to assist with chip and seal services. The Board agreed that having and maintaining a relationship with Pueblo County will be vitally important in the future.
- Patrick Ryan stated that account #37 will be up for sale and he believes the Town should consider purchasing the property to turn it into a park and/or to install parking spaces.