

RECORD OF PROCEEDINGS

TOWN OF KREMMLING REGULAR TOWN BOARD MEETING September 21, 2022

The Board of Trustees, for the Town of Kremmling, met in the Boardroom located at 200 Eagle Avenue, Kremmling, Colorado 80459. With Mayor Grover Pryor presiding, the meeting was called to order at 6:00 PM. Trustees present: Trustee Miller, Trustee Pesch, Trustee Bakke, Trustee Howell, Trustee Prewitt and Mayor Pro Tem Sammons. Staff present: Town Manager Ashley Macdonald, Interim Public Works Director Dillon Willson and Deputy Town Clerk Teagan Serres.

Conflicts of Interest: None.

Additions/Deletions to the Agenda: None

Consent Agenda:

Expenditures dated August 18, 2022 – September 21, 2022, pulled for discussion as New Business Item 1.

MAYOR PRO TEM SAMMONS MOTION TO APPROVE the Consent Agenda excluding expenditures dated August 18, 2022 – September 21, 2022. TRUSTEE PESCH SECONDS. Voice vote taken; all “aye” votes. MOTION APPROVED.

Citizen Comments:

Before Citizen Comments Mayor Pryor made a mayoral announcement regarding the Police Chief.

Lydia Dell, 3rd and Kinsey, provided a comment regarding a Code Enforcement citation. She explained that this property owner spent many hours and dollars cleaning up his property and that it is the best it has looked in years. She was very upset to hear he received a citation after the property had been cleaned and requested that The Board of Trustees thank him for cleaning up his property and support his local restaurant.

Michele Mierzykowski, 8th Street, provided a comment regarding the Pavilion Project. She is the Chairman of the Design Group and is asking The Board of Trustees to wait to vote on the Pavilion Project until the Design Group has a plan together with more community involvement.

Bob Dell, 3rd and Kinsey, provided a comment concerned about the structural integrity of the pavilion and requested clarification of what exactly is compromised.

Steve Skinner, Hot Sulfur Springs Resident, introduced himself and announced that he is running for County Commissioner.

Rich Rosene,, provided a comment regarding the Pavilion Project stating that this project is moving too quickly and there should be more thought and outside input.

Mayoral Announcements, Proclamations, and Appointments: Open Lands, Rivers, and Trails Advisory Committee (OLRTAC)-Kremmling Appointment, Laurie Pope:

The Board of Trustees interviewed the OLRTAC candidates at the September 7, 2022, Work Session and it has been recommended that Laurie Pope be the Kremmling Appointment to the Open Lands, Rivers and Trails Advisory Committee.

TRUSTEE BAKKE MOTION TO APPOINT Laurie Pope as the Kremmling representative to the Open Lands, Rivers, and Trails Committee to fill Jeff Millers seat that expires in 2023. TRUSTEE PESCH SECONDS. Voice vote taken; all “aye” votes. MOTION APPROVED.

Liquor Licensing Authority:

Adjourn as the Town of Kremmling Regular Board of Trustees Meeting and opened the Liquor Licensing Authority at 6:13 PM

The Dean West submitted their annual renewal for their Hotel and Restaurant Liquor License. A review of the application found the establishment is in good standing with the Colorado

Secretary of State, the establishment is current with sales tax and the Kremmling Police Department reported no issues directly related to the establishment's Liquor License. The establishment has legal possession of the premise through a rental agreement that expires May 2024 and there were no issues or concerns during a visual inspection of the premise. Staff recommends approval.

TRUSTEE HOWELL MOTION TO APPROVE the renewal of The Dean West Liquor License. MAYOR PRO TEM SAMMONS SECONDS. Voice vote taken; all "aye" votes. MOTION APPROVED.

Adjourn as the Liquor Licensing Authority and reconvened as Town of Kremmling Regular Board of Trustees Meeting at 6:15 PM

New Business:

1. Discussion and Action – Expenditures dated August 18, 2022 – September 21, 2022:

This item was pulled from the Consent Agenda for clarification.

Discussion included the following topics:

- A Water Treatment Plant expenditure was mislabeled as plowing.
- Mountain Parks meters labeling.
- Youth Sports.

TRUSTEE HOWELL MOTION TO APPROVE the expenditures dated August 18, 2022 – September 21, 2022, in the amount of \$159,769.29. TRUSTEE MILLER SECONDS. Voice vote taken; all "aye" votes. MOTION APPROVED.

2. Discussion and Action – Pavilion Project Approval:

This project was first presented to the Board of Trustees at the September 7th Work Session by Mr. Willson. He provided a recommendation for a Pavilion, the different personalization aspects and explained the timeline for demolition and construction.

Discussion included the following topics:

- The Town's insurance company deemed the pavilion as a liability and unsafe, and it needs to be demolished.
- The Pavilion Project has been a discussion for a long time, and it needs to be finished.
- Community involvement.
- Local bidding opportunities.
- Demolition timeline weather permitting.
- Prefabrication vs. other types of engineered plans.
- How local suppliers get notified of bids.
- More options of pavilion structures.
- Additional beautification items that can be provided by the community.

TRUSTEE MILLER MOTION TO TABLE the Pavilion Project Approval until the next Board Meeting. TRUSTEE BAKKE SECONDS. Voice vote taken; all "aye" votes. MOTION APPROVED.

3. Discussion and Action – Public Hearing and Adoption of Ordinance NO. 707 AN ORDINANCE REPEALING AND REENACTING CHAPTER 13.12 OF THE KREMMLING MUNICIPAL CODE CONCERNING BACKFLOW PREVENTION AND CROSS-CONNECTION CONTROL:

Ordinance NO. 707 was presented at the August 17, 2022, Regular Board Meeting and a Public Hearing was scheduled for September 21, 2022. The Ordinance was published in the Sky-Hi newspaper on September 7, 2022, and notification was posted on the "Public Notices" webpage. The Ordinance will be posted again immediately following approval and will be in effect 30 days after being posted on the Town's website.

MAYOR PRO TEM SAMMONS MOTION TO OPEN THE PUBLIC HEARING FOR ORDINANCE NO. 707 AT 6:50 PM. TRUSTEE MILLER SECONDS. Voice vote taken; all "aye" votes. MOTION APPROVED.

There were no public comments or concerns regarding the adoption of Ordinance No. 707.

MAYOR PRO TEM SAMMONS MOTION TO CLOSE THE PUBLIC HEARING FOR ORDINANCE NO. 707 AT 6:51 PM. TRUSTEE MILLER SECONDS, Voice vote taken; all “aye” votes. MOTION APPROVED.

TRUSTEE HOWELL MOTION TO ADOPT Ordinance 707 AN ORDINANCE REPEALING AND REENACTING CHAPTER 13.12 OF THE KREMMLING MUNICIPAL CODE CONCERNING BACKFLOW PREVENTION AND CROSS-CONNECTION CONTROL. MAYOR PRO TEM SAMMONS SECONDS. Voice vote taken; all “aye” votes. MOTION APPROVED.

4. Discussion and Action – RESOLUTION NO. 2022-03 A RESOLUTION OPTING OUT OF THE TOWN’S SHARE OF THE OPIOID SETTLEMENT FUND AND REDIRECTING THE FUNDS TO REGION ONE.

TRUSTEE BAKKE MOTION TO APPROVE Resolution No. 2022-03 a resolution opting out of the Town’s share of the opioid settlement fund and redirecting the funds to Region One. TRUSTEE PESCH SECONDS. Voice vote taken; all “aye” votes. MOTION APPROVED.

5. Discussion and Action - RESOLUTION NO. 2022-04 A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF KREMMLING, COLORADO, DECLINING FULL PARTICIPATION IN THE COLORADO STATE-RUN PAID FAMILY AND MEDICAL LEAVE INSURANCE PROGRAM.

TRUSTEE HOWELL MOTION TO APPROVE Resolution No. 2022-04 a resolution of the Board of Trustees of the Town of Kremmling, Colorado, declining full participation in the Colorado State-run paid family and medical leave insurance program. TRUSTEE PREWITT SECONDS. Voice vote taken; all “aye” votes. MOTION APPROVED.

6. Discussion and Action – 2023 CIRSA Insurance Renewal:

TRUSTEE PESCH MOTION TO APPROVE the 2023 CIRSA renewal quote in the amount of \$43,275.93. TRUSTEE HOWELL SECONDS. Voice vote taken; all “aye” votes. MOTION APPROVED.

7. Discussion Item – OHV and ATV Enforcement:

This discussion item was requested by TRUSTEE PREWITT.

Discussion included the following topics:

- ATV’s running stop signs in town and driving too fast by the schools.
- Impact to commercial businesses.
- Needs to be more heavily enforced.
- Municipal Code is very clear on OHV and ATV regulations.
- Working on signage with the BLM.
- Potential highway crossings.
- Maps of routes delivered to the commercial ATV businesses.

The Board of Trustees requested that Staff Reports be moved up in the agenda before the Executive Session.

Staff Reports:

Public Works Report – TRUSTEE HOWELL requested clarification on the streetlight map. Mr. Willson explained that an inventory system was created so the Public Works Department can easily identify and maintain the streetlights. TRUSTEE PESCH requested an update on the timeline of the path survey by the Kremmling Mercantile. Mr. Willson confirmed that those results are one week out and waiting on sewer line and multiple utility easements. TRUSTEE PESCH requested an update on capital streets and sidewalks projects. Mr. Willson confirmed that the Town has received all the Engineering plans and are in a good position moving forward for next year to accomplish these projects.

Town Manager Report – The Board of Trustees had no questions regarding the Town Manager Report. Ms. Macdonald announced that the Deputy Town Clerk Teagan Serres has become a Notary Public and there are now two full time notaries at the Kremmling Town Hall. Ms. Macdonald then introduced Miss Serres to make a few announcements. Miss Serres announced that she will be attending the Colorado Municipal Clerks Association Annual Conference in Canon City in October and that she has received a \$575.00 scholarship to attend the Conference. She also announced that the cemetery ground penetration survey maps have been delivered and she is moving forward with a new cemetery database that will be more up to date.

Executive Session:

TRUSTEE MILLER MOTION TO ENTER EXECUTIVE SESSION pursuant to Colorado Revised Statutes Section 24-6-402(4)(e) to determine the Town's position regarding matters that are subject to negotiation, develop strategies and instruct negotiators regarding potential employee incentives. TRUSTEE PREWITT SECONDS. Roll Call Vote was taken; Mayor Pro Tem Sammons, Trustee Prewitt, Trustee Howell, Trustee Bakke, Trustee Pesch and Trustee Miller. 6 "aye" votes, 0 "nay" votes; MOTION PASSED.

The Executive Sessions concluded at 7:46 PM. The recording will reside with Mayor Pryor for 90 days. Motion was made by Mayor Pro Tem Sammons to come out of Executive Sessions and resume the Regular Meeting at 7:46 PM. Roll Call Vote was taken; Mayor Pro Tem Sammons, Trustee Prewitt, Trustee Howell, Trustee Bakke, Trustee Pesch and Trustee Miller. 6 "aye" votes, 0 "nay" votes; MOTION PASSED. Town Manager Ashley Macdonald was also present during the executive session.

Discussion and Action – Employee Incentives: *Town Manager, Ashley Macdonald*

TRUSTEE PESCH MOTION TO APPROVE an employee retention bonus of \$5,000 with a consideration of six (6) months. MAYOR PRO TEM SAMMONS SECONDS. Voice vote taken; all "aye" votes. MOTION APPROVED.

Board of Trustee Reports: None.

Adjournment:

MAYOR PRO TEM SAMMONS MOTION TO ADJOURN. TRUSTEE BAKKE SECONDS. Voice vote taken; all "aye" votes. MEETING ADJOURNED at 8:36 PM.



Ashley Macdonald, Interim-Town Clerk



Grover Pryor, Mayor