

RECORD OF PROCEEDINGS

The Board of Trustees for the Town of Akron held a **Regular Meeting** on **Monday, February 4th, 2019 at 7:00 p.m.** at the Akron Town Hall in full conformance with the laws and ordinances of said Town.

Mayor Nancy Lightle opened the meeting at 7:03 pm with the Pledge of Allegiance.

TRUSTEE PRESENT:	Scott Porteus	Susan Watson
	Derek Glosson	Brittani Kusel
	Harry Slusser	Jacque Hayes

TRUSTEE ABSENT:

STAFF IN ATTENDANCE: Matthew Richardson, Pre-appointed Town Attorney
Dencia Raish, Town Clerk/ Administrator
Shane Watson, Public Works Director

OTHER IN ATTENDANCE:

Joanne Busing - Akron News Reporter, Bryant McCall – Washington County Emergency Manager
Randy Hayes – Hayes Aviation, Catherine Engelken & Micky George - NECHD

Approval of Minutes

The Council reviewed the minutes of the regular meeting held on January 7th, 2019. A motion was made by Derek Glosson to approve the minutes, seconded by Brittani Kusel; all votes were yes, motion passed.

Approval of January Bills

Dencia Raish presented the January bills list. A motion was made to approve the bills as presented, by Derek Glosson, seconded by Jacque Hayes; all votes were yes, motion passed.

Airport Report

Airport Manager Randy Hayes reported that Aviation had presented a final Airport Layout Plan which is a key component for finalizing the Master Plan. It was reviewed by the Airport Development Committee on January 31st. The committee recommends that Aviation comes to Akron and describe their consideration in the development of the ALP to make sure that it isn't a boilerplate plan.

Sheriff Report

Brittani Kusel presented the incident and citation statistics by WCSO for the Town of Akron in January. There were 24 incidents with seven citations written. Brittani reported the SO had hired a new Code Officer, and they expect the person to start in March. She also shared that the Akron School has reported kids vaping during school functions. It was found that there was a violation in the previous codification of the Akron Municipal Code for minors in possession of tobacco products 9.24.120 Illegal Possession or Consumption of Tobacco Products by Underage Persons. That violation was not found published in the current Akron Municipal Code by Sterling Codifiers. Ordinance 439 prohibited the possession of tobacco products to persons under the age of 18. Council asked Matt Richardson to review the ordinance and municipal code and bring a solution to the next meeting.

Public Invited To Be Heard

No public was in attendance to be heard.

Review Viaero Lease

Matt Richardson said that he had used the Verizon lease as a model to create a proposed lease for Viaero and the Akron property they have requested to place a cell tower. The contract is a five-year lease with four options to renew.

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Council asked for language within the lease that backup power would be provided to the siren that Akron has on the property. Matt asked Dencia for a legal description of the property, and Dencia said she could provide after the meeting.

First Read of Ordinance #555 – Smoke-Free Parks

Matt Richardson presented a first draft ordinance for smoke-free parks in Akron. The area would include the three parks in Akron; City Park, State Park, and the Swimming Pool Park. Dencia shared that a couple of residents had asked in the last month if Akron is modeling after Boulder. A point was made that the parks are public places, and it isn't unusual in this era for public places to be smoke-free. Catherine Engelken and Micky George were in the audience and shared that the Akron percentages were higher than State percentages by 5-20% in all tobacco-related exposures. Due to those statistics, the NECHD has chosen Akron to start the smoke-free park initiative. It was pointed out that this ordinance provides a tool for enforcement if needed, but as with all ordinances, it does not guarantee violations. Discretion is used by the Town and Law Enforcement before tickets are written. Council requested that the border for the line of nonsmoking follow the Colorado Clean Air Act of 15'. Council also requested a \$100 fine for the violation and mandatory court appearance for minors. Matt also requested the legal descriptions to be listed in the final ordinance. A motion was made to approve the first reading with correction by Brittani Kusel, seconded by Jacque Hayes; all votes were yes.

CoWarn Mutual Aid Agreement

CoWARN is a statewide Water/Wastewater Agency Response Network (WARN) of "utilities helping utilities" to prepare for the next natural or human-caused emergency, organize response according to established requirements, and share personnel and other resources statewide, by agreement. For Akron to become a member, they must sign a mutual aid agreement and designate an authorized official contact. Council agreed that Dencia Raish should be the initial contact with Shane Watson being the alternate. A motion was made to draft the agreement with Akron information, sign, and turn into the State by Derek Glosson, seconded by Brittani Kusel; all votes were yes, motion passed.

City Job Description Review

Council had not had time to review the job descriptions present by Dencia Raish. A special meeting was set for Monday, February 11th at 6:00 pm.

Council, Committee, and Staff Reports

Public Works Director Shane Watson reported that he has been looking at replacing a bobcat and also upgrading one of the town-owned pickups. He has also reached out to Matt Wilson about an automatic circulator for the baby pool. He will be attending the CRWA annual conference on February 11-14th.

Dencia Raish shared a letter inquiring about taps available at Westin Ridge. She reported that she was able to contact Ron Thomas in Florida and he said that he would share a copy of the contract between Thomas Brothers and the Town of Akron in 2000, which should offer clarification on tap availability in Westin Ridge. Dencia said that she had received the application for disconnection from Steve Diamond. Matt Richardson asked for further information so he can advise the Council on how to proceed. Dencia also reported that it is time to start advertising for a pool manager. Council will review that job description and lifeguard description at the meeting on 2/11/19. Dencia also reported that Chip Powell with KCI had met with the Airport Development Committee and shared his intentions of bringing fiber highspeed internet to Akron. He was not able to define an exact time but assured the committee that it is what he intends to do, and has begun the initial investigations and planning to achieve that goal.

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Matt Richardson reported that he had spoken with Steve Vasquez about the tear in the WWTP pond liner. He had also visited with Mike Wagner at CIRSA.

With that information, Matt will draft a letter defining the manufacturing defect that led to the tear. He reported that he would be sending that letter out to the manufacturing company.

Brittani Kusel reported that she and Dencia would like to host a going away gathering for Nancy Lightle at the Akron Elks on Sunday, February 24th starting at 3 pm.

Scott Porteus asked if there had been any further investigation by the Town into the YW Building that will eventually be vacant. Dencia Raish reported that she, Derek Glosson, and Nancy Lightle had taken a tour of the entire building and shop. Washington County Emergency Manager, Bryant McCall spoke up and said that he too had reviewed the building. It was agreed in conversation that the building might be too big for just one organization, but potentially multiple groups could benefit from discussion possibilities of ownership. Council requested that Dencia set up a meeting with any potentially interested entities to see what could come from a brainstorming session.

Jacque Hayes reported as a representative of the Perk Up the Park committee that they believe they will have the funds to construct the gazebo at the Akron Pool Park this June.

Susan Watson reported that a citizen had inquired about residents using box storage containers on their property. Dencia Raish said that she has required a building permit be filed to place on a property. The legality of the containers is based on the zoning of the property.

Derek Glosson reported that the wetlands had been surveyed at the Akron Pond and the reports now need to be turned into the Army Corp of Engineers to begin the permitting process. He reported that the Akron Pond is approximately .3 acre of wetlands which is below the threshold of .5 and should simplify the permitting process. It was estimated that the permitting process should be completed within 60 days. Once the permits are acquired the Town will be able to contract an excavating company to begin digging. Derek updated council with good news in terms of Akron and the RRCD. The State's Water Engineer Office said that the Compact states any municipal well that is non-irrigation and pumps less than 50AF annually is not subject to the compact accounting that pays for augmentation. The wells that are applicable in Akron are South well, 50 well, Atterbury well, and #1 well. If any of these wells pump over 50 AF individually in a year, the augmentation fee will be applicable when the boundary of the district is expanded.

Nancy Lightle tendered her resignation from Akron Town Council. An arduous motion to accept the resignation was made by Jacque Hayes, a dispirited second was made by Susan Watson. The vote tally was as follows: Brittani Kusel – no, Harry Slusser – no, Susan Watson – abstain, Derek Glosson – yes, Jacque Hayes – yes, Scott Porteus – abstain. The Council votes were tied causing the Mayor to vote for action, Nancy Lightle voted yes, motion passed.

Adjournment

There being no further business, Brittani Kusel moved to adjourn the meeting at 9:13 pm. With no objections, motion carried.

ATTEST: _____
Dencia Raish, CMC, Town Clerk Administrator

Brittani Kusel, Mayor Pro Tem