

The Board of Trustees for the Town of Akron held a **Regular Meeting** on **Monday, April 6, 2020, at 7:00 p.m.** at the Akron Town Hall in full conformance with the laws and ordinances of said Town.

**Mayor Brittani Kusel opened the meeting at 7:03 pm.**

**TRUSTEE PRESENT:** Scott Porteus Susan Watson  
Derek Glosson Harry Slusser

**TRUSTEE ABSENT:**

**STAFF IN ATTENDANCE:** Matthew Richardson, Town Attorney (by videoconference)  
Dencia Raish, Town Clerk/ Administrator

**OTHER IN ATTENDANCE:**

Jon Stivers – Washington County Sheriff (by videoconference), three nominees, and one member of the public.

### **Approval of Minutes 03/02/20**

The Council reviewed the minutes of the regular meeting held on March 2, 2020. A motion was made by Derek Glosson to approve the minutes, seconded by Susan Watson; all other votes were yes, motion passed.

### **Approval of Minutes 03/17/20**

The Council reviewed minutes from the special meeting of the effect of COVID-19 for the Town of Akron held on March 17, 2020. A motion was made by Derek Glosson to approve the minutes with the change, seconded by Harry Slusser; all votes were yes, motion passed.

### **Approval of March Bills**

Dencia presented the printed March bills list. A motion was made to approve the bills as presented by Derek Glosson, seconded by Harry Slusser votes were yes, motion passed.

### **Airport Report**

Randy Hayes was not in attendance, and no airport report was given.

### **Sheriff Report**

Sheriff Jon Stivers reported 29 incidents with 8 citations written for Akron in March. Citations are down because guys doing reports. In March, dispatch handled 110 total calls for Akron. There were 424 total calls in the County for March. Due to the COVID-19 pandemic, the WCSO off has shut down to the public and has stopped all transports. The jail currently contains inmates in the low 100's. Things are hard but manageable. Dispatch received a complaint of a birthday at City Park since the Shelter in Place order was given by the Governor of Colorado.

The Sheriff wanted to discuss the shooting range located on Town property out by the tree dump pile. Stivers wanted clarification on if the gun range is open to the public. He reported that since 1995 when he became an officer, WCSO has used that area for their practice range. His concern is that they have equipment for their practice out that, but it is being shot up by the general public, pictures provided. Detailed discussion was had on whether the current site is open to the public, other options, and what expectations are. Attorney Matt Richardson suggested writing up a license agreement between the Town and the WCSO with the specific details of how the range will be utilized. It will be presented at the next meeting.

**Sheriff Report (continued)**

Council next discussed closing the Akron parks due to the Stay at Home order issued by the Governor of Colorado. Matt Richardson said that the Town has the authority to do what they need to do with their property to protect the public. A detailed discussion was held. Due to a misunderstanding, the action for the parks was taken later in the meeting, see record just before the Council, Committee, and Staff Reports section.

**Five Star Dining & Grill Renewal**

Dencia Raish presented a renewal for a Hotel & Restaurant Liquor License for Five Star Dining and Grill. Sheriff Stivers reported no objections in issuing the license. A motion was made to approve the license by Harry Slusser, seconded by Derek Glosson; all votes were yes, motion passed.

**County Report**

County Commissioner Tony Wells was not in attendance but presented the Council a written report. Due to COVID-19, the Commissioners will be meeting twice a month via zoom instead of weekly.

**Public Invited to Be Heard**

Jared Jefferson shared the thought that the shooting range could be an economic opportunity if managed with the public. He was concerned about closing the parks for too long. Council agreed that they do not like closing the park, but it may be best at this time.

**Appoint Additional Substitute Election Judge**

Dencia reported that she is ready for the municipal election tomorrow. One judge needed to be replaced because she was concerned with potential exposure with COVID. Dencia was able to replace that judge with Cheyenne McGuire. Judges will be in at 6:30 am and will be excused after the ballots are correctly tallied.

**Simbeck Pond Contract Amendment | Irrevocable Letter of Credit in Lieu of Performance Bond**

Matt Richardson reported that the Board had previously awarded Simbeck a contract for the liner portion of the pond project. Their bid amount required them to be bonded. After the contract was awarded, Simbeck reported that they were unable to acquire a bond due to complications with a different project they had. Simbeck had asked Akron if they would be willing to accept some other assurance and if Akron would be willing to shorten the term of the assurance from the time stated in the contract.

Per C.R.S., the Town would be able to accept an irrevocable line of credit (IRC) from Simbeck's bank. Matt recommended that the Town should not change the time required to hold the IRC, as stated in the contract. Since the Town had already approved the original agreement requiring Simbeck to be bonded, it would take formal action to change the terms to and IRC. Simbeck would be required to provide the exact documentation of the IRC from their bank for the Boards approval.

Derek Glosson reported to the Council that the constant exchanges for substitutions with Simbeck have become cumbersome. He requested Matt to update Simbeck via email that the Town would consider the IRC, but must have the documentation from their bank on or before 4/17/2020.

**Continued Park Action**

During the discussion of closing the town parks, no action was taken. Matt Richardson encourages the Council to take formal action. Derek Glosson motioned that we close all three Akron parks effective 4/7/2020 and to coincide with the Governors Stay at Home order. Susan Watson seconded

**Continued Park Action continued**

the motion, votes were as follows: Scott Porteus – no, Susan Watson – yes, Harry Slusser – yes, and Derek Glosson – yes, motion passed.

**Council, Committee, and Staff Reports**Public Works Director Shane Watson

Shane was not in attendance but provided the Council with a written report.

- Street repairs with cold asphalt
- Status of WP Well and contact with Forrest Leaf
- Pond line bid information from Element Engineering
- Pool maintenance schedule

Town Clerk/Administrator Dencia Raish

- Financial report, sales tax report, and Q1 full financial report
- Municipal Election is tomorrow, 4/7/2020
- Reported about Staff and COVID-19, everyone is working even and practicing social distancing
- Dencia said that Municipal Court has been canceled for April and May and will reconvene in June.

A motion to approve Judge Hansen continuing court as needed for COVID-19 was made by Harry Slusser, seconded by Derek Glosson; all votes were yes, motion passed.

Library Report

Written Report provided to the Council.

Trustee Susan Watson

SBA has a forgiveness loan/grant for payroll applications. As of now, Chamber still intends to host its annual shred event on 4/28/20 from 4 pm to 6 pm.

Trustee Derek Glosson

He has completed the drawings for the Stallings addition. There are minimal effects on most properties, and it should turn out nice. He will get with Harry and Shane on how to proceed.

Mayor Brittani Kusel

She is impressed with the way Akron has responded to COVID-19. She is very thankful for Odells, the restaurants, and everyone within our small town doing good things. She encouraged everyone to keep in mind what our local store can provide and shop in town for their needs!

**Adjournment**

There being no further business, Derek Glosson moved to adjourn the meeting at 8:15 pm. With no objections, motion carried.

ATTEST: \_\_\_\_\_

Dencia Raish, CMC, Town Clerk Administrator

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Brittani Kusel, Mayor