

RECORD OF PROCEEDINGS

The Board of Trustees for the Town of Akron held a **Regular Meeting** on **Monday, October 1st, 2018 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 7:02 pm with the Pledge of Allegiance.

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

STAFF IN ATTENDANCE: Dennis Brandenburg, Town Attorney
Dencia Raish, Town Clerk/ Administrator
Larry Johnson, Town Building Inspector

OTHER IN ATTENDANCE:

Joanne Busing - Akron News Reporter, Jerry O'Halloran & Jon Stivers- Washington County Sheriff Office, Randy Hayes – Hayes Aviation, three members of the public.

Approval of Minutes

The Council reviewed the minutes of the regular meeting held on September 4th, 2018. A motion was made by Derek Glosson to approve the minutes, seconded by Harry Slusser; Susan Watson abstained due to absence, all other votes were yes, motion passed.

The Council reviewed the minutes of the special meeting held on September 25th, 2018. A motion was made by Harry Slusser to approve the minutes, seconded by Brittani Kusel; Jacque Hayes abstained due to absence, all other votes were yes, motion passed.

Approval of September Bills

Dencia Raish presented the September 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 he was not able to contact Aviation for an update of the Master Plan before the meeting, but knows that everything is coming along well. Randy share that Aviation engineers are working on grant applications for a special grant approved by Congress with funds up to a billion dollars that are to be used specifically for rural airports. That grant application is due at the end of October and would hope to have notice of award before the end of the year. The Airport Development Committee has been actively meeting and discussing potential business for the airport specifically avionics applications. The County has approved \$1,000 for marketing efforts in the pursuit of business.

Randy also reported that members of the committee, Derek Glosson, Amy Miller, and Dencia Raish have been discussing High-speed internet. They are trying to look into the need for that within Akron and exploring the scope of that issue.

Derek Glosson pointed out that since it is the budget season the timing would be right to remember and explore the budget to see if there would be funds available for economic development.

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Sheriff Report

Investigator Jerry O'Halloran was in attendance to report for the Sheriff Office. He reported that Akron had 34 incidents in September with six citations written. Nancy Lightle said that she and Sheriff Stivers had talked about concerns that ordinances are being investigated based on complaints only. It was explained that this is not always the case. If the violation is obvious, to the officer, they are allowed to address it such as a car parked backward or loose dog wandering the streets. If the violation is based on an offensive action such as a barking dog or loud music it needs to be considered differently. Someone (other than an officer) must be witness to the concern for it to be addressed. Jon Stivers joined the conversation and stated that an officer could address an issue without issuing a ticket, it just depends on the situation.

Jacque Hayes asked Jon Stivers to speak to a dangerous dog situation that happened just a few days ago and why the dogs were not impounded. Jon explained to the Council that different violations could be written into different courts depending on the severity of the charge. If a dangerous dog is charged in Akron, the dog can be impounded directly. If a dangerous dog is charged into the State Court, the dog does not have to be impounded depending upon other circumstances. Jon wanted Council to know if there are ever any questions it is important to call Sheriff Stivers, the Undersheriff Furrow, or Investigator O'Halloran.

Mayor Nancy Lightle presented a Special Event Liquor License for Akron Tablesetters dated 2/9/19. Jon Stivers had no objections in issuing the license. A motion was made to issue the license by Brittani Kusel, seconded by Jacque Hayes; all votes were yes, motion passed.

County Report

Commissioner Terry Hart did not attend the meeting, no report was submitted.

YW Electric

General Manager Terence Hall was not in attendance.

Public Invited To Be Heard

Mollie Dreitz introduced herself as the new Ag teacher for the Akron High School. She wanted to talk to Council about reissuing permission to use the east side of the school property for animal projects for the FAA kids. Council instructed Dencia to find the previous minutes for that conversation. Mollie also wanted to let Council know that she and her students intend to fix a sign located east of Town in front of the new YW building.

Review S. Randell Lease of 110 Acres – Final Extension

The Town of Akron holds a lease with S. Randel that will expire in December 2018. There is one more extension pre-written within the lease. After discussion, a motion was made to sign the renewal for another two years, ending December 2020 by Brittani Kusel, seconded by Jacque Hayes; all votes were yes, motion passed.

Review V. Friedly Lease of 64 Acres

Dencia reminded Council that to sign a lease longer than a year there must be an ordinance passed. V. Friedly's current lease is set to expire February 28th, 2019. Dencia reported that after the agenda was made she spoke with Mr. Friedly and he was not sure how he wanted to proceed. Council agreed to table till closer to the expiration date.

Review Colorado Compost Lease – Final Extension

The usual extension for this lease is five year. Since opportunities for compost have changed since the original signing of this lease Council agreed that they would like to visit with an agent of Colorado Compost to see if they want to sign a final 5-year extension. The current contract extension expires on 10/5/18. Dennis pointed out that the leaseholds over and becomes a month to month agreement if not renewed. Council tabled further discussion until next month.

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Planning & Zoning Commission Reformation

Dencia explained to Council that in the last month she had been contacted by multiple people inquiring about zoning questions. In light of the new inquiries, Dencia referred to the Planning & Zoning (P/Z) Commission listed in the Akron Municipal Code. The information within the code provides a broad scope for P/Z. In looking for finer detail, Dencia used Clerklist to request information from other small towns in Colorado. Council discussed the difference between the P/Z Commission and the Board of Adjustments (Variance Board). Council recommended seeing if the BoA members would be willing to serve as the P/Z Commission members. It was decided that Dencia, Derek, and Scott would meet a different time to review the Akron P/Z code vs. other bylaw applications.

IGA Between Akron Rural Fire District & Town of Akron

There has been concern whether the Town of Akron workers compensation insurance (w/c) would cover the Akron Volunteer Firemen if they were on a call in the rural district. It is Dennis's opinion that the rural district should have its own w/c insurance. Dencia and Melanie Krening, a representative of the ARFD, have been talking to CIRSA about their recommended course of action. Tami Tanoue from CIRSA recommended that an IGA between the ARFD and the Town of Akron would specify that the members of the AVFD can be made available to respond to emergencies within the district's boundaries on a mutual aid basis pursuant to the applicable provisions of the mutual aid statues, then under CRS Section 29-5-109 the Town's w/c coverage would continue to apply to the members even when they are responding to emergencies within the district's boundaries. Further discussion was had on combining the w/c vs. separating. After reviewing Tami's statement, Dennis said that he could create an IGA and then we would get Tami's approval before signing. Dencia shared the concern of just accomplishing this ASAP to ensure the safety of the firemen. Dennis said that he could put together quickly and send to Tami for approval. Without CIRSA approval of the IGA Dennis would recommend the rural district get their own. It was clarified to the Council that the Rural Dist pays for their share (around half) of all expenses of the Akron Fire Dept. Council agreed to create the IGA and see what CIRSA says.

2019 Health Insurance Extension

Friday Health Plans provides health insurance for the Town of Akron and brokered by a private company. The renewal is usually November 1st, but Friday has offered to maintain the current coverage until January 1, 2019. Dencia recommended maintaining the coverage to allow for time to see what other options are available. While it is not confirmed, there was an estimate of a 30% increase in the cost of health insurance. A motion was made to continue the coverage through 12/31/18 as offered by Brittani Kusel, seconded by Derek Glosson; Susan Watson abstained because that is her coverage, all other votes were yes, motion passed.

2019 CIRSA WC/PC Quote

The 2019 insurance quote for the Town of Akron for workers compensation and property/casualty was \$56,954.00. This amount is over \$10,000 less than the year before. A motion was made to accept the quotes by Harry Slusser, seconded by Susan Watson; all votes were yes, motion passed

2019 Budget Presentation

Dencia presented the Council the 2019 budget. Budget meetings shall continue for adjustments until the final presentation of the 2019 budget in December. After discussion by Trustees for items they would like considered by the Budget Committee a motion was made to publish notice of the budget as presented by Jacque Hayes, seconded by Scott Porteus; all votes were yes, motion passed.

Board of Adjustments Appointment

The Town published notice for a vacancy to the Board of Adjustments on September 19th. One written application was received from John Horn. After discussion a motion was made to appoint John Horn to the Board of Adjustments by Derek Glosson, seconded by Harry Slusser, all votes were the year, motion passed.

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Akron's Right of Way Permit

After the approval of the Akron's Right of Way Permit at the September 4th meeting, the permit was delivered to Viaero to be completed. Viaero had a couple of suggestions for adjustment. Upon review by Dennis Brandenburg, he recommended that Akron made the two adjustments of a comma in the beginning paragraph and edited the warranty period from 3 years to 2 for the permit holder. A motion was made to approve the adjustments by Brittani Kusel, seconded by Susan Watson; all votes were yes, motion passed.

The Resignation of Appointed Town Attorney

A written resignation from Dennis Brandenburg was received by the Town of Akron via the USPS on October 1st. The letter stated that he had been appointed as the Morgan County Judge effective January 8th, 2019. Dennis will no longer be able to fulfill his duties as the Akron Town Attorney. His resignation will be official on November 30th, 2018. He is willing to assist Akron in finding a new attorney and will be proactive in transitioning to the new attorney. With some resistance, a motion was made to approve his resignation letter by Scott Porteus, seconded by Derek Glosson; Brittani Kusel voted no, all other votes were yes, motion passed.

Council, Committee, and Staff Reports

Public Works Director Shane Watson reported that he has winterized the big pool and is working on winterizing the baby pool. He reported that the parks had been mowed a final time and the restrooms will be winterized soon. PW is currently one trash truck short as it is having mechanical issues that Shane has not been able to fix yet. Derek asked Shane for any information on the sewer pond liner investigation. Steve told Dencia that an engineer with CIRSA had created a 10-page report suggesting that the liner had been put together wrong under their findings. CIRSA will not be covering any cost to fix. Ken White suggested that the Town Attorney send a letter to Simbeck requesting them to correct their mistake. Dennis asked for the warranty to compose a letter.

Dencia submitted a written report for September including 1) update on WM 2) a request for written purchasing policy for the Town of Akron 3) information on M. Brandon estate 4) Akron Clinic drill w/ local law enforcement 5) town map proposal 6) volunteers organizing to paint house numbers on curbs 7) tier change with 811 membership

8) beginning process for a new website 9) information and minutes from an accessory building built in Westin Ridge 10) over-grown tree letters to residents 11) ROW permit received.

The Akron Library report was written and shared with Council

Dennis Brandenburg had no report.

Scott Porteus asked Dencia if any residents had shared concerns in the last month for a building in Westin Ridge that had been placard for pesticide storage, Dencia reported that she received no calls. The owners of the property were in attendance at the meeting, and Scott continued with the Council to address the concerns shared with him. A long discussion followed reviewing the history of the building and sub-division. Concerns for zoning allowances, pesticide storage, and commercial happenings were deliberated. A proposed solution would be for variance requests be made to the Board of Adjustments to set the record straight for what is out there and create a new process by which future builders would adhere. Council further discussed which properties may need approval from the Board of Adjustments. At the end of the discussion Council agreed that the area needed further consideration. It was suggested that the Planning and Zoning Committee review the specific details for all properties in Westin Ridge. After that review, a public meeting could be scheduled to allow the Town and landowners of Westin Ridge to discuss the concerns openly and work toward a resolution that works for all parties.

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Derek Glosson reported that he had an update about the Republican River Water Conservation District. It seems that they are looking into expanding the boundary and not offering contracts as previously reported. Derek reported that the expansion would affect greater areas to the south than just us. He intends to see if other municipalities will be affected and see what their plan of action is. Deb Daniels has offered to come back to the Town and discuss anything further.

Susan Watson reported that Chamber had not had a quorum at the last meeting. They reported in their minutes about the happenings with the Viaero fiber along Second Street should any business want to investigate further. She also reported that the theme for the 2018 Christmas Parade is Disney Christmas. The route has been adjusted to start at the Nursing home and end at the Event Center. The AVFD Noodle Supper will be held at the Event Center this year to allow for more room instead of the Fire Hall.

Mayor Nancy Lightle asked about permits for the pond project and when will groundbreaking be. Dencia reported that the design engineer Kyle Dorrenbacher had not had time to work with the pond project due to additional requirements at his regular job. He and Dencia had talked, and they hope to have more done before the end of October. Dencia shared that the committee should meet soon to discuss the pond. Dencia could not specify when an official groundbreaking would occur. Dencia said it could be done ceremonially anytime. Dencia reminded that this is a great big project. Akron is doing well because they have the grants, but the details of the project are specific and time-consuming. Dencia is learning how to do things as she attempts to get them done.

Adjournment

There being no further business, Brittani Kusel moved to adjourn the meeting at 9:53 pm. With no objections, motion carried.

ATTEST: _____
 Dencia Raish, CMC
 Town Clerk/Administrator

 Nancy Lightle, Mayor