

The Board of Trustees for the Town of Akron held a **Regular Meeting** on **Monday, February 1, 2021, at 7:00 pm** at the Akron Town Hall in full conformance with the laws and ordinances of said Town.

**Mayor Brittani Kusel opened the meeting at 7:00 pm.**

**TRUSTEE PRESENT:**       Derek Glosson       Jared Jefferson  
                                   Brandon Hill         Harry Slusser  
                                   Susan Watson

**TRUSTEE ABSENT:**       Andy Bowin

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

**OTHER IN ATTENDANCE:**

Randy Hayes – Colorado Plains Regional Airport, Dennis Rish & Jordan Steinke – Washington County Sheriff, Gary Brandon, Keith Damrow, Daryl, Annette, & Dallas Bowin

**Approval of Minutes 1/04/21**

No discussion. Trustee Glosson moved to approve the regular meeting minutes from January 4, 2021, as presented. Seconded by Trustee Slusser, five yes votes, motion carried. 1:05

**Approval of Special Minutes 1/11/21**

No discussion. Trustee Glosson moved to approve the special meeting minutes from January 11, 2021, as presented. Seconded by Trustee Hill, five yes votes, motion carried. 1:24

**Approval of January Bills**

Clerk Raish presented the January bills list. Trustee Glosson moved to approve the bills as presented. Seconded by Trustee Slusser, five votes yes, motion carried. 2:08

**Airport Report**

FBO Randy Hayes was in attendance and reported that the Airport Development Committee still hasn't met due to concerns for COVID. Amy Miller has resigned as the NE Colorado representative for the Division of Aeronautics - they are moving to South Carolina. Mike Matz, with the F.A.A., is our engineering representative and is still working to conclude our grant with the ASOS move from 2019. Akron had to pay the F.A.A., and we are waiting to see if we get some credit back from that project. Randy reported there would be another grant from COVID relief this year. The Div. of Aeronautics at the State has asked that we push back any C.I.P. project as funds are down. 5:55

**Sheriff Report**

Deputy Dennis Rish introduced himself as one of the newest members of WCSO. Dennis's previous experience was with Colorado State Patrol. He also reported that Jay Serl had been hired as a Deputy for WCSO. There are two deputies with previous municipal experience working for the sheriff's office, which will be good for Akron. January statistics for Akron; 42 (47.2%) incidents, 9 (45%) citations, 103 calls for Akron, and 394 in the County. 9:07

**F.M.B. Off-Premise Renewal, Odells Grocery**

Odells F.M.B. Off-Premise License expires 3/10/21 Trustee Glosson moved to approve the renewal for their license. Seconded by Trustee Slusser, five votes, motion carried. 9:40

**County Report**

Commissioner Tony Wells was not in attendance. Mayor Kusel reported that there would be COVID vaccinations available in Washington County by appointment. 10:44

**Public Invited To Be Heard**

Keith Damrow wanted to address Ordinance 561. He is concerned that the number of animals at his neighbors does not align with the ordinance. He pointed out that as the ordinance is written, the Board does not have the discretion to allow greater than five animal units. 12:35

Gary Brandon wanted to address the Board in response to Mr. Damrow's previous statements. He explained his reason for being in Akron and what he intends to do with the animals at his property. He continued with information about the Constitution and United States. At the end of his allotted five minutes, Mayor Kusel asked him to stop so we could move on to the next agenda item. 19:00

**Alvina & Gary Brandon Special Use Permit for Goats @ 836 E. Railroad Ave**

Mayor Kusel allowed Mr. Brandon ten additional minutes to share what he wanted about the permit application. He took the time permitted to share a multitude of information he found important. Trustee Glosson asked Mr. Brandon about his proposed plan for the goat kids raised and sent to market. Mr. Brandon reported there is an ideal weight to take kids to market, which is what he would do. Trustee Glosson reported visiting the property and found one billy, 14 nannies, and 14 kids and thought that seemed reasonable. In the discussion, Mr. Brandon was asked if birds were still on the property and how many. He wasn't sure he had to answer that question. According to him, that use of the property was grandfathered in. Mayor Kusel explained that the birds would have to be counted as animal units in the permit per the application. Mr. Brandon disagreed. Further discussion was had about the weight of the kids and selling them. Mayor Kusel thanked Mr. Brandon for his time and stated that the Board would have to discuss the permit with the attorney. He asked to be a part of the discussion. Mayor Kusel said that Mr. Brandon had submitted his application asking for five animal units. The number of animals on the property is greater than five units; therefore, the Board would have to discuss options with the town attorney. Ordinance 561, as written, will not allow the Board to grant a permit for animal units greater than five. No action was taken. 40:38

**Annexation Agreement for Yeamans Addition**

Mrs. Bowin reported that they had reviewed the updated agreement and found the changes to align with the intentions of the property. The changes included allowing septic systems, corrections to a name and date in the agreement, modification of the responsibility for fire protection in perpetuity, and water development fee that the Town currently does not have. 42:37

## **Second Reading Ordinance 571 - Annexation of Yeamans Addition**

Trustee Glosson reported that the legal description needs to be corrected to read the same as 572. Trustee Glosson moved to approve the second reading of ordinance 571 with the legal description corrections, seconded by Trustee Slusser five votes yes, motion passed. 43:49

## **Second Reading Ordinance 572- Zoning for Yeamans Addition**

A motion was made to approve the second reading of ordinance 572 as presented by Trustee Glosson, seconded by Trustee Slusser five votes yes, motion passed. 44:13

Attorney Richardson pointed out that the Board should take action for the annexation agreement. A motion was made to approve the annexation agreement presented by Trustee Glosson, seconded by Trustee Slusser five votes yes, motion passed. 44:56

Mrs. Bowin asked if the Board would like to discuss the application for the State Highway Access Permit. The Bowins were unsure if they should apply for access as property owners or if the Town should. They are ready to start developing the property from south to the north whenever the highway accesses are set. The Bowins have completed the application and asked the Town to follow up with the State for it. Attorney Richardson thought the applications would be a condition of a subdivision, not the annexation; therefore, the discussion now may be premature. Trustee Glosson reported that the landowners and municipality had worked hand in hand on these permits as part of a subdivision plan. Clerk Raish said that she would reach out to the State to see how they would like the permits submitted. 50:02

## **Town Board, Committee, and Staff Reports**

### Public Works Director Shane Watson

- Written report provided.
- Mayor Kusel voiced concern about speed limit signs of 15 M.P.H. being placed on Railroad Ave. In comparison, the school limit is 20 M.P.H. PW Director Watson explained that Mark Abney, manager at Global Harvest, had been in discussions with the public works committee and had requested the slower speed. Further discussion continued about that street. Trustee Glosson reported that with research, it was determined that from the north property line traveling 30' to the south, that portion of the road was dedicated as public R.O.W. the remainder of the road seemed to be the property of the Railroad. Still, it was believed that Global Harvest (Hall Grain) had purchased that portion of the street from the Railroad. Global Harvest was planning to investigate. In conclusion, it is assumed that the Town owns part of the road with Global Harvest. If this is found to be accurate, it would be essential to develop a maintenance agreement between the two parties to share the road's responsibilities. 56:25

### Town Clerk/Administrator Dencia Raish

- A written report was provided.
- Clerk Raish reported hiring a new Library Director, Heidi Hobson, who will start March 1. She has previous experience working in Library settings and is excited about the position. 58:57

### Library Report

- Written reports provided, library board minutes x 2 & one report from Jan. 59:04

Town Attorney Matt Richardson

- No report unless the Board required an executive session for legal advice regarding the Brandon special animal permit application. Mayor Kusel would like an executive session after the regular reports. 59:26

Trustee Derek Glosson

- CML legislative meetings on February 12.
- The public works committee had recommended Element Engineering as the on-call engineer advertised for in January. He asked Dencia if she had given notice she had not. 1:00:30

Trustee Susan Watson

- Chamber will be hosting their annual shred event on April 27. 1:01:02

Trustee Harry Slusser

- Reported meeting with Deputy Clerk Lori Baer, Deputy Sam McCoy, and Code Enforcement Officer Shelby Ison for the law enforcement committee. He said the meeting went quite well. Lori had presented many questions and situations. It was a fair exchange of information. He is excited about future meetings. He reported fees at the pound may need discussion. 1:04:35

Mayor Brittani Kusel

- Reported that she and Clerk Raish had attended a zoom meeting with representatives of a recycling organization called Replenish out of California. They intended to propose a way for Akron to begin recycling again. Once they provide the written agreement, we will have Attorney Richardson review it.
- They would provide a platform to get information to consumers and arrange a "pickup day" that recyclables could be brought to a single location. The goal would be to have enough consumers participate for a small cost to cover the Town's collection cost and platform cost. 1:08:06

**Executive Session**

Trustee Watson motion to enter an executive session for a conference with the town attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(3)(a)(II); in reference to the Brandon Special Use Permit. Seconded by Trustee Slusser, five votes yes, motion carried. 1:12:25

Brittani Kusel ended the executive session at 8:52 pm. The participants in the executive session were: Derek Glosson, Brandon Hill, Susan Watson, Shane Watson, Brittani Kusel, Dencia Raish, Matthew Richardson, Jared Jefferson, and Harry Slusser. No concerns were stated from the executive session. 1:07 (21.02.01 RMa.MP3)

**Adjournment**

There being no further business, Trustee Watson moved to adjourn the meeting at 8:53 pm. With no objections, motion carried.

ATTEST: \_\_\_\_\_  
Dencia Raish, Town Clerk/Administrator

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Brittani Kusel, Mayor