

RECORD OF PROCEEDINGS

March 2, 2010

Page 1 of 4

REGULAR BOARD MEETING:

Mayor Schmidt called the meeting to order at 7:01 p.m.

Pledge of Allegiance.

Trustees present for roll call were Trustees Fowler, Keairns, Webb, Blanken, Yarbrough and Davis.

MINUTES:

Trustee Webb moved to approve the minutes of the meeting held on February 16, 2010 as corrected. Trustee Keairns seconded the motion. The vote was unanimous. Motion carried.

TREASURER'S REPORT:

The Board acknowledged receipt of the treasurer's report.

OLD BUSINESS:

CAROL HOUK AND REED WHITE – COMMERCIAL DEVELOPMENT PERMIT APPLICATION:

Mayor Schmidt noted that a public hearing had been held prior to the meeting to receive public input into the application of Carol Houk and Reed White for a restaurant and microbrewery to be located on a portion of Lots 18-22, Block 35 more commonly known as 1010 South Oak. Trustee Fowler moved to approve the Commercial Development Permit for a restaurant and microbrewery located on a portion of Lots 18-22, Block 35 more commonly known as 1010 South Oak. Trustee Yarbrough seconded the motion. The vote was unanimous. Motion carried.

RAILROAD TICKET OFFICE LEASE:

Mayor Schmidt noted that the lease had just been signed. Mathew Abbey introduced himself as the General Manager. Mr. Abbey was asked about the emergency plan and Mr. Abbey noted that they felt they had a good plan and he would bring the information back to the Board next month.

NEW BUSINESS:

CORAL ANDERSON – SPECIAL EVENTS LIQUOR LICENSE APPLICATION AND REQUEST FOR STREET CLOSURE FOR SALOON NITE:

Trustee Davis moved to approve the closure of Francisco Street from Oak to Yvette Lane on June 5, 2010 from 2 p.m. to 9 p.m. Trustee Yarbrough seconded the motion. The vote was unanimous. Motion carried.

Trustee Davis moved to accept the application for special events permit and to set the application for hearing on April 7, 2010 at 6:50 p.m. Trustee Webb seconded the motion. The vote was unanimous. Motion carried.

JUDY BENINE – REQUEST FOR USE OF COMMUNITY CENTER FOR ELECTION:

Trustee Davis moved to allow the use of the community center for the general election and to schedule the community center for that use from Monday, November 1 in the evening to Tuesday, November 2, 2010 for the purpose of the election and to schedule the Town Board meeting for Wednesday, November 3, 2010 at 7:00 p.m. Trustee Yarbrough seconded the motion. The vote was unanimous. Motion carried.

DAVID ENKE – CONCERT SERIES IN THE PARK:

Mr. Enke spoke to the Board regarding the desire to have a concert series in the park in June, July and August and would like to have 2 concerts per month. The Board was very supportive of the effort.

RECORD OF PROCEEDINGS
March 2, 2010
Page 2 of 4

CANDIDATE FORUM:

It was noted that the candidate forum was to be held on March 25, 2010 at the Community Center.

BOARD REPORTS:

HPC: Mayor Schmidt noted that the ordinance to complete Title 19 regarding contributing and landmark structure needed to move forward and get on the agenda.

TREE BOARD: The tree board minutes were provided to the board.

CORRESPONDENCE:

An invitation from the Colorado Rural Water Association to attend a meeting on March 10, 2010 at 7 p.m. at the Library regarding source water for Huajatolla Valley Estates was provided to the Board.

RESOLUTION #5-10:

Mayor Schmidt read Resolution #5-10 into the record. The resolution redefined the fees for review of an annexation application. Trustee Yarbrough moved to adopt Resolution #5-10. Trustee Davis seconded the motion. The vote was as follows: Trustee Fowler, aye; Trustee Keairns, nay; Trustee Webb, aye; Trustee Blanken, aye; Trustee Yarbrough, aye; Trustee Davis, aye; Mayor Schmidt, aye. Motion passed six ayes, one nay.

COUNTER SETTLEMENT OFFER – GRANDOTE:

Mayor Schmidt read into the record a counter settlement offer made to Grandote with the offer to expire on March 15, 2010.

Mayor Schmidt noted that Grandote had requested a continuance of case 2009CV38. Trustee Fowler moved to instruct the attorney to oppose the continuance. Trustee Blanken seconded the motion. The vote was as follows: Trustee Fowler, aye; Trustee Keairns, aye; Trustee Webb, aye; Trustee Blanken, aye; Trustee Yarbrough, aye; Trustee Davis, aye; Mayor Schmidt, aye. The vote was unanimous. Motion carried.

COMMITTEES:

Museum:

- The Board had received three letters of interest to serve on the Museum Board.
- Trustee Yarbrough moved to appoint Maurice Heikes to the Board. Trustee Davis seconded the motion. The vote was unanimous. Motion carried.
- Trustee Keairns moved to appoint Gary Bailey to the Board. Trustee Fowler seconded the motion. The vote was unanimous. Motion carried.
- Trustee Webb moved to appoint Shirley Jameson to the Board. Trustee Keairns seconded the motion. Trustees Webb and Keairns, aye; Trustees Fowler, Blanken, Yarbrough, Davis and Mayor Schmidt, nay. Motion failed.
- Mayor Schmidt noted that the Huerfano County Historical Society would be meeting on Wednesday, March 3, 2010 at 5:30 p.m. at the Spanish Peaks Library and that the Board was invited. The HCHS wanted to talk about the collections at Francisco Fort Museum.
- The Board agreed to look into some restrooms available at Larkspur that the Town might be able to use at the Museum.

Streets and Alleys:

- A workshop was scheduled for Friday, March 5, 2010 at 11:00 a.m. The workshop will be mobile.

Police, Code Enforcement and Building:

- It was reported that the Regional Building Authority had 10 new application for contractor licenses.
- Mayor Schmidt read Ordinance #256 into the record regarding unzoned property. Trustee Fowler moved to adopt Ordinance #256. Trustee Keairns seconded the motion. The vote was as follows: Trustee Fowler, aye; Trustee Keairns, aye; Trustee Webb, aye; Trustee Blanken, aye; Trustee Yarbrough, aye; Trustee Davis, aye; Mayor Schmidt, aye. The vote was unanimous. Motion carried.

RECORD OF PROCEEDINGS

March 2, 2010

Page 3 of 4

Water and Sewer:

- Mayor Schmidt noted that the Certification of Occupancy was received on the water treatment plant building.
- Mayor Schmidt noted that the Mexican Ditch case was moving forward and the closer to trial the case came the more activity there had been to see if stipulations could be reached with objectors.

Personnel:

- There was no report.

Finance:

- There was no report.
- Mayor Schmidt noted that he would try to get something written up regarding the ballot question regarding the Museum operations and maintenance funds.

AIRPORT LEASE:

It was reported that the Town had been notified of violations on their underground fuel storage tanks. After discussion, Trustee Webb moved to put into motion the necessary steps for a permanent closure of the fuel farm at the airport. Trustee Keairns seconded the motion. The vote was unanimous. Motion carried.

BILLS:

GENERAL FUND		
30343	Museum I & M	\$ 2,907.48
30344	Streets & Sidewalks	\$ 2,907.48
30345	Community Bank of Colorado	\$ 617.80
30346	Jerry Bumgarner	\$ 835.49
30347	Nancy Culbreath	\$ 37.62
30348	Al Drum	\$ 33.45
30349	Richard Dunn	\$ 132.98
30350	FPPA	\$ 656.06
30351	Family Support Registry	\$ 207.00
30352	Jason Vaughan	\$ 747.56
30353	Jason Vaughan	\$ 41.04
30354	Harold Willburn	\$ 1,192.92
30355	Wachob & Wachob	\$ 250.00
30356	The Bugman	\$ 70.00
30357	WCI of Pueblo	\$ 71.55
30358	Richard Dunn	\$ 256.81
30359	Gobin's	\$ 39.00
30360	Hans Buljung	\$ 20.00
30361	Hart InterCivic	\$ 174.78
30362	Ludvik Propane	\$ 259.74
30363	La Veta Oil	\$ 297.52
30364	Pinnacol Insurance	\$ 1,113.00
30365	La Veta Senior Citizens	\$ 100.00
30366	The Signature	\$ 141.12
30367	La Veta True Value	\$ 275.09
30368	CEBT	\$ 1,269.08
30369	Verizon Wireless	\$ 123.33
30370	Xerox Capital	\$ 142.86
	TOTAL DISBURSEMENTS	\$ 14,920.76
WATER FUND		
7219	General Checking	\$ 1,076.30
7220	Community Bank of Colorado	\$ 2,725.18
7221	CJ Bynum	\$ 738.06
7222	Nancy Culbreath	\$ 916.94
7223	Chris Knowles	\$ 941.05
7224	US Postmaster	\$ 142.52
7225	Rob Saint-Peter	\$ 1,032.41
7226	Shannon Shrout	\$ 935.87
7227	General Checking	\$ 17.40
7228	Sewer Checking	\$ 11,343.54
7229	Cuchara Valley Electric	\$ 2,295.00
7230	Genova Construction	\$ 25,003.68

RECORD OF PROCEEDINGS
March 2, 2010
Page 4 of 4

7231	Accutest Mountain States	\$ 656.00
7232	Dana Kepner	\$ 2,040.27
7233	Hach Company	\$ 100.40
7234	US Postmaster	\$ 185.00
7235	La Veta True Value	\$ 480.27
7236	CEBT	\$ 2,508.86
7237	USA Bluebook	\$ 216.69
	TOTAL DISBURSEMENTS	\$ 53,355.44
SEWER FUND		
2571	Dana Kepner	\$ 90.98
2571	CEBT	\$ 391.46
	TOTAL DISBURSEMENTS	\$ 391.46

Trustee Fowler moved to approve payment of the bills. Trustee Davis seconded the motion. The vote was unanimous. Motion carried.

ADJOURNMENT:

There being no further business to come before the Board, Mayor Schmidt adjourned the meeting at 9:32 p.m.

Mickey L. Schmidt, Mayor

Nancy Culbreath, town clerk