



**MINUTES**  
**Meeting of the Board of Trustees**  
**Town of Red Cliff Council Chambers, 400 Pine Street, Red Cliff**  
**TUESDAY, AUGUST 17, 2021**

**CALL TO ORDER at 7:42pm**

**ROLL CALL**

Mayor Duke Gerber	Trustee Art Fox	Trustee Tom Henderson
Trustee Dana Veljacic	Trustee Mary Walker	Trustee Andy Fobair
Trustee Bob Hill	Administrator Barb Smith	Clerk Melissa Matthews

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF AGENDA**

Motion by Duke Gerber to approve the agenda with the addition of a discussion item dealing with Trustee attendance, seconded by Mary Walker, unanimously approved.

**APPROVAL OF MINUTES**

1. August 3, 2021

Motion by Andy Fobair to approve the minutes, seconded by Art Fox, unanimously approved.

**PUBLIC COMMENTS**

Jim Tange, 387 Eagle Street. Addressing his concerns about 396 Eagle Street (the old church) in regards to the parking situation and inquired about what was approved initially. He also inquired about whether or not the owner is currently complying appropriately. He would like to see something done about this.

William Marsh, 148 Water Street. Inquired about enforcement of parking regulations in Town. His concerns are largely regarding parking issues around the Townhomes. Along with parking, he also has suspicion of short-term rentals at the same location. Staff will make the Code Enforcer aware of this. There was some discussion about potential consequences in regards to enforcement as well as the costs, such as costs incurred when a vehicle is towed. Staff explained that this cost is passed off to the owner, unless the vehicle goes unclaimed in which case the Town absorbs the cost. In addition, Marsh has concerns about potential snow storage issues this winter season. Staff will stay apprised of situations in this area.

Charles Fleming, 417 Eagle Street. Inquired about the possibility of undergrounding power lines during the streetscape project. He sees a need for this in regards to fire prevention, and discussed that there could be a possible private/public partnership to cover this expense. Fleming offered to reach out to some contacts who may be able to assist, which the Board gladly accepted. Other residents also expressed a strong desire to work on this project and offered to reach out to their contacts as well. Staff explained that some of this is being done on Monument Street, currently. Staff will also continue to have this conversation with Xcel Energy. Fleming mentioned that it could also be helpful to have Eagle River Fire visit Red Cliff to assess the situation and give a recommendation to Birch Barron. This would get the efforts documented for future reference.

Trish Marcine, 522 Water Street. Expressed a strong agreement that the Town needs to work towards burying power lines. She also inquired about grants for this specific topic.

Kevin Francis, 356 Eagle Street. Expressed a strong agreement that burying the powerlines should be a top priority. He recommended to start a petition, be in constant contact with Xcel Energy, and inquire about infrastructure improvements that Xcel Energy is supposed to be doing (that we are all paying for).

Jake Blevins, 137 High Street. Requested approval to exercise the curb stop at his High Street property to ensure that the water line is active and in working condition. Staff will schedule this test.

Garrett Alexander, 196 Monument. Inquired about the power poles once the powerlines are undergrounded. Staff informed him that the poles will remain, in order to house the transformers. Staff will ask Britt with Xcel Energy about the line over Garrett's home.

Kevin Francis 356 Eagle Street. Based on a past issue with an adjacent neighbor not honoring the Town Code which created a significant problem, he is concerned that there are inconsistencies around Town with code enforcement (specifically building code). He explained situations that he has seen around Town in which he feels that the Code was not appropriately enforced. Francis wants the Board to focus on consistency and more strictly enforcing these rules – especially since once things are aloud, they are often allowed again in the future. Mayor Duke Gerber expressed gratitude for the input and the Board will continue to work to get better at this.

### **DISCUSSION & ACTION ITEMS**

1. Melanie & Greg Dennis, 157 Water Street, Single Family Home Application  
Owner, Greg Dennis, explained the proposed design. This home would be built on the south lot. It will be a small, single-family home. This will be done with very efficient construction and will be a home that will fit the overall 'feel' of the Town.

Motion by Duke Gerber that the final plans for a new residential structure at 157 Water Street be approved with the following conditions because the plans submitted for review are in general conformance with the requirements of Chapter 16 Town of Red Cliff Town Code.

1. Prior to or concurrent with building permit application, the Applicant shall revise the site plan to clearly show all proposed snow storage areas.
2. Prior to or concurrent with building permit application, the Applicant shall work with the Town to apply for a floodplain development permit.
3. Prior to or concurrent with building permit application, the Applicant is shall secure an agreement of responsibility of snow storage removal and maintenance of Groom Alley.
4. Prior to or concurrent with building permit application, the Applicant will establish a drainage agreement along the shared property line (between Lots 2A and 2B).
5. Prior to or concurrent with building permit application, the Applicant will establish a utility easement agreement along the shared property line (between Lot 2A and 2B).

The motion was Seconded by Andy Fobair, unanimously approved.

2. Meeting options for the scheduled meeting on September 21, 2021  
Manager Barb Smith and Clerk Melissa Matthews will be out of town on that date. The Board agreed to move the scheduled meeting to Monday, September 20, 2021.

3. Discuss Trustee attendance  
As discussed at the last meeting, per code a Trustee is automatically considered resigned if they miss three consecutive meetings unless it is an emergency. Trustee Bob Hill missed four consecutive meetings. The initial absences were due to a family emergency. The subsequent absences were due to an injury. Hill expressed that he would like to remain on the Board, as he considers Red Cliff his home, enjoys being a part of this Board, and would like to remain a Trustee. Discussion by the Board ended with an agreement that Trustee Bob Hill has not had previous offenses, has added value to the Board, and will be a benefit to the Town if retained.

Motion by Duke Gerber to retain Bob Hill as a Trustee, seconded by Mary Walker, unanimously approved.

## **ORDINANCE:**

### **ORDINANCE 01, SERIES 2021 – FIRST READING**

AN ORDINANCE ADOPTING BY REFERENCE THE INTERNATIONAL BUILDING CODE, 200918 EDITION, THE INTERNATIONAL RESIDENTIAL CODE, 2018 EDITION, THE NATIONAL ELECTRICAL CODE AS ADOPTED BY THE STATE OF COLORADO, THE INTERNATIONAL FIRE CODE (2018 EDITION) THE INTERNATIONAL FUEL GAS CODE, 2018 EDITION, THE INTERNATIONAL PLUMBING CODE, 2018 EDITION, THE INTERNATIONAL MECHANICAL CODE, 2018 EDITION, THE INTERNATIONAL ENERGY CONSERVATION CODE, 2018 EDITION, UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, 1997 EDITION, ALL AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL.

Residents express that moving forward with this will benefit our Town. Moving forward with the energy code will cost more upfront, but will save significantly in the future. There was discussion about the possibility of moving to this newer code making it cost prohibitive for many people who may wish to build in our Town.

After discussion, there was a consensus that this can be a working document, however the Board needs to study the details further.

The Board agreed that a work session on this would be beneficial. The first reading of the Ordinance will be postponed. Staff will work to get a work session scheduled which will include Colorado Code Consulting.

## **UPDATES**

### 1. Staff/Trustee Updates:

Administrator, Barb Smith:

- The maintenance team has begun their curb stop locate project. Staff showed the Board the current status of the project and showed that they are progressing quickly.
- The Rally to Save the Homestake Valley on August 7<sup>th</sup> was a success. There was a vibrant crowd who marched through Town. Red Cliff is a part of an alliance to fight the building of the Whitney Creek Dam.
- Met with SGM about the Streetscape project. They will be bringing their initial presentation to the Board as well as to the full community at Community Unity Day.
- The County meeting was last Friday where they addressed the main areas that need attention. Transit was at the top of the list, with a discussion about establishing a Transit Authority. This Authority would be involved with the County, and will address whether or not to increase the tax for additional funding. Another main issue is Early Childhood Development – there is an enormous shortage in the valley. Housing is continuing to get worse, and will also continue to be a focus. The County does have programs to help people buy homes. Finally, drought is going to continue to be a problem and will remain a focus. We will continue to keep a keen eye on our pond and should look into ways for it to retain more water than it currently does.
- COVID cases are on the rise, so the Board will need to keep in mind how they want to move forward with meetings in regards to going virtual. We must meet in person unless the State or the County declares a State of Emergency.

Clerk, Melissa Matthews:

- Continuing to complete trainings/continuing education, including notary training and CML Institute.
- The ice-skating rink will be getting a new bladder. After some discussion, the Board agreed that the rink will move forward this season with the same rules as last year.
- Community Unity Day will be Sunday, September 12, 2021.

**BILL PAY**

1. General Account

Acorn Petroleum, Inc	5092 · Fuel	\$ (159.95)
CMCA	5043 · Education/Training	\$ (650.00)
Home Depot	5032 · Repairs, Testing & Maintenance	\$ (17.73)
Karp Neu Hanlon, PC	5013 · Attorney	\$ (378.00)
Maxon America	5093 · Maintenance - Radios	\$ (754.00)
NWCCOG	5009 · Benefits Health Insurance - August 2021 - reissue	\$ (701.42)
Xcel Energy x7923-0	5084 · Xcel Street Lights	\$ (27.34)
Xcel Energy x7080-4	5082 · Xcel TV Tower	\$ (81.43)
Smith, Barbara J	Payroll	\$(1,802.26)
Smith, Barbara J	Reimbursement - Health Insurance	\$ (349.15)
Sandoval, Lorenzo	Payroll	\$ (877.79)
Gallegos, Nick	Payroll	\$(1,090.75)
Matthews, Melissa	Payroll	\$(1,286.82)
Matthews, Melissa	Reimbursement - Health Insurance	\$ (349.15)
Matthews, Melissa	Reimbursement - Events	\$ (4.29)
Matthews, Melissa	Expense Reimbursement - Community Fund	\$ (737.37)
Martinez, William	Payroll	\$(1,179.84)

Motion by Duke Gerber to approve the General Account bill pay, seconded by Mary Walker, unanimously approved.

2. Enterprise Account

CDPHE	5024 · Discharge Permit-Annual	\$ (100.00)
Xcel Energy -x1529-6	5023 · Utilities - WTP	\$ (520.22)
Xcel Energy -x8434-7	5033 · Utilities - WWTP	\$(1,057.68)

Motion by Art Fox to approve Enterprise Account bill pay, seconded by Dana Veljadic, unanimously approved.

**ADJOURNMENT**

Motion by Art Fox to adjourn, seconded by Andy Fobair, unanimously approved at 9:57pm.