



**MINUTES**  
**Meeting of the Board of Trustees**  
**Town of Red Cliff Chambers, 400 Pine Street, Red Cliff**  
**TUESDAY, AUGUST 16, 2022**

**CALL TO ORDER at 7:00 pm**

**ROLL CALL**

Mayor Duke Gerber	Trustee Art Fox	Trustee Dana Veljacic
Trustee Ben Kleimer	Trustee Cassi MacUmer	Clerk Melissa Mathews
Trustee Bob Hill	Administrator Barb Smith	

Absent: Trustee Dana Veljacic & Trustee Mary Walker

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF AGENDA** - *Items to be added or pulled from the agenda*

Motion by Duke Gerber to approve the agenda with the addition of a Planning & Zoning open seat as well as a Streetscape update, seconded by Bob Will, unanimously approved.

**APPROVAL OF MINUTES**

1. August 2, 2022

Motion by Bob Will, to approve the minutes, seconded by Ben Kleimer, unanimously approved with Cassi MacUmer abstaining.

**PUBLIC COMMENTS** - *For items not on the agenda, please keep comments to five minutes or less.*

None.

**DISCUSSION & ACTION ITEMS**

1. USFS potential land acquisition support letter request

The Forest Service is asking the Town to write a letter of support for their potential purchase of the Cataract Creek Parcel of land amidst Camp Hale. This parcel includes part of the Continental Divide Scenic Trail, part of the Colorado Trail, as well as the Eagle River Headwaters Watershed. After discussion, the Board agreed to support this acquisition with a stipulation regarding the protection of water rights. Motion by Duke Gerber to support the USFS and this land acquisition at the Cataract Creek parcel, seconded by Art Fox, unanimously approved.

2. Work Session #2 for Mission Statement on September 13<sup>th</sup> at 6pm

We need to schedule a follow up work session with Brandy to continue work on the Mission/Vision statements. Her next availability is Tuesday, September 13<sup>th</sup>. The Board agreed to this date. Staff will get this scheduled.

3. High Street Rock Scaling Project

Beginning Monday, 8/22/22, High Road will be closed for workers to perform rockfall mitigation on the cliff face above High Road. Traffic will be directed to use Water Street. Eagle County will set up detour signs and we will have flaggers on Water Street below the area. Traffic will be stopped on Water Street when they are blasting. Xcel is also involved, as they have some power lines that could potentially be affected. We are hopeful that the County will be bringing in gravel to protect the road, and we will ask them to let us keep this to use on the Cemetery Road.

4. Planning & Zoning Commission open seat

Nathalie Roy will no longer be serving. Alternate Ben Kleimer will fill the position until we fill the open seat. Staff will post the opening.

## 5. Streetscape update

Working together with SGM, Xcel Energy & broadband opportunities, we have been attempting to coordinate undergrounding power lines and fiber for broadband, and now believe that this may not be an option at this time. Xcel will not use any conduit that is already in place. SGM was hoping to include planning of undergrounding of the power lines, however there is no timeline on when Xcel will actually do this work. The broadband lines could be hung on existing poles and underground it where we don't have poles. In regards to broadband, there was an in-depth discussion about how the fiber gets from the main line to the end user inside the home (service line). Staff recommending planning to include this in the grant for all current residents. Any new building would be responsible for this on their own. SGM has submitted a Subsurface Utility Engineering & Survey Change Order Request in the amount of \$54,500. This is needed to design the proposed Storm Sewer along Eagle Street. It also includes as explained in their memorandum dated 8/3/2022.

Motion by Duke Gerber to direct staff to ask DOLA for additional funding on the grant to cover these extra streetscape project charges noted in the memorandum from SGM dated 8/3/2022, seconded by Ben Kleimer, unanimously approved.

## **ORDINANCES**

### **ORDINANCE 2, SERIES 2022 – SECOND READING**

AN ORDINANCE AMENDING CHAPTER 16, PLANNING & ZONING OF THE RED CLIFF MUNICIPAL CODE TO CLARIFY PROCEDURES AND LAND USE APPLICATION REQUIREMENTS

Per memo from Planner Scot Hunn:

At their regular meetings of August 2, 2022, the Town of Red Cliff Planning and Zoning Commission as well as the Town Board of Trustees reviewed Ordinance No. 2, Series 2022, an ordinance amending Chapter 16, Article 2 – *Definitions*; Article 4 – *Zone Districts, Zone District Map and Amendments*; and Article 6 – *Development Standards and Regulations*, on first reading and provided feedback and direction to planning department staff with regard to a handful of minor revisions.

The following revisions were made based on the Planning Commission's recommendations:

1. Created a new definition for "Site Coverage" that clearly articulates that site coverage is the cumulative amount of coverage on a parcel or lot by buildings and impervious materials.
2. Created a new definition for "Building Lot Coverage" to better differentiate coverage on a lot or parcel by *buildings*, from other forms of coverage by impervious materials such as driveways, sidewalks, or patios.
3. Added the Town's existing definition of "Short Term Rental" as defined in Ordinance No. 3, Series 2020.

Motion by Duke Gerber to approve the second reading of Ordinance 2, Series 2022, seconded by Cassi MacUmbert, unanimously approved.

## **UPDATES**

1. Staff/Trustee Updates:

Mayor, Duke Gerber:

- Regarding the TransRockies event, about 25 racers trespassed on the property owned by Stephanie Winkler at 101 Eagle Street. They undressed, hung their close on her no-trespassing signs, and sprawled out in her yard. When asked to leave, they were confrontational. Discussion included the value to our businesses vs. the negative impact on the town in regards to whether or

not we allow them back in the future. Other comments included that they were blasting music all through Town at 6:45am and speeding through the streets throughout the day. Ideas included a bond of some sort in which if trespassing or other incurrences happen, they lose their \$1,000 deposit. Other ideas included a higher event fee and/or a bond. After discussion, staff will discuss what value this event brings to our downtown businesses. If these businesses want this event to return, the Board will make a plan to ensure that the event brings value to the town.

Administrator, Barb Smith:

- We are looking into purchasing a new truck for the maintenance department. They have come up with a list of what they would like. The expense would be split 50/50 between the Enterprise and the General funds. Staff will also investigate whether or not the money brought in from tap fees can be used to pay for this. Since we will not be asking the County for a truck, we can ask them for a skidster or other appropriate piece of equipment.
- Part of the streetscape project includes an in-town bus stop – likely on the corner of Eagle and Turkey Creek. This would include bike racks, info signage, etc. SGM brought up that we will need more space than the right-of-way. Staff has begun to look into options including a possible land swap. We have approached Tim Parks, owner of the parking lot in this area. He is interested in discussing options. The Board agreed that this may be a good option. Staff will ask the attorney about the feasibility of this.

Clerk, Melissa Matthews:

- Wearyman update: I spoke with Anna Nakae with the Watershed Council regarding this. This project is a partnership between the Watershed Council and the USFS and is funded by a grant through the National Forest Foundation – Ski Conservation Fund. The scope of the work is to do some temporary fixes to reopen Wearyman. They are basically going to be raising the road bed at the places where it crosses over the creek to make sure that the road and the creek are separate. They have a contractor that is in there doing the work now and they plan to be done by September.
- RTA Update: The group is getting ready to finalize the ballot language and begin the campaigning stage. The final IGA with the ballot language will be available for the Board to vote on at the next (9/6/22) meeting.
- Regarding the Old Town Hall, I am finalizing the application to get this building recognized as an ‘endangered place’. Also, Hoehn Architects will be here on Monday, 8/29/22, with their cost estimator, which is the next step in their assessment.
- The Movies Under the Stars is planned for this Saturday, depending on the weather.
- Memorial Advisory Board – The first meeting was on Wednesday, August 10, 2022. Staff briefed the Board on the ideas floated at the meeting. They will meet at least one more time before bringing their final idea(s) to the Board.
- Our tenant, Helen Hiebert, will be having her annual retreat here next week. Her guests will be in the building’s auditorium each day until about 9pm.

## **BILL PAY**

### 1. General Account

Amazon Marketplace	5041 · Postage, Print, Telephone, Supplies	\$ (33.56)
Eagle County Animal Services	5050 · Animal Control	\$ (213.00)
Forethought.net	5046 · Computer & Internet	\$ (140.00)
Hoehn Architects	5100 · Building/Grounds	\$ (3,768.75)
Hunn Planning & Policy, LLC	5012 · Planner - Replacement for lost check	\$ (600.00)
Karp Neu Hanlon, PC	5013 · Attorney	\$ (723.00)
Uline	5110 · Road/Bridge	\$ (146.07)

Xcel Energy x7923-0	5084 · Xcel Street Lights	\$ (17.66)
Xcel Energy x7080-4	5082 · Xcel TV Tower	\$ (66.81)
Smith, Barbara J	Payroll	\$ (1,915.66)
Smith, Barbara J	Reimbursement - Health Insurance	\$ (349.15)
Smith, Barbara J	Reimbursement - Mileage	\$ (128.75)
Beyer, David	Payroll	\$ (1,130.15)
Sandoval, Lorenzo	Payroll	\$ (1,147.99)
Sandoval, Lorenzo	Reimbursement - Mileage	\$ (37.50)
Matthews, Melissa	Payroll	\$ (1,375.17)
Matthews, Melissa	Reimbursement - Health Insurance	\$ (349.15)
Gallegos, Nick	Payroll	\$ (1,139.08)
Martinez, William	Payroll	\$ (1,208.09)
Martinez, William	Reimbursement - Health Insurance	\$ (349.15)

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

### 2. Enterprise Account

Town of Red Cliff - General Fund	2600 - Due to Other Funds - Enterprise Portion of 2022 Road & Bridge	\$ (31,542.00)
USDA/Rural Development	2075 · Refunding Bonds - Series A	\$ (777.00)
USDA/Rural Development	2085 · Refunding Bonds - Series B	\$ (829.00)
Water Quality Control Professionals	5031 · WWTP Operators/5032 · Repairs	\$ (1,741.02)
Water Quality Control Professionals	5021 · WTP Operators/5022 · Repairs	\$ (1,504.90)
Xcel Energy -x1529-6	5023 · Utilities - WTP	\$ (437.99)
Xcel Energy -x8434-7	5033 · Utilities - WWTP	\$ (1,470.27)

Motion by Bob Hill to approve the Enterprise Account bill pay, seconded by Cassi MacUmbler, unanimously approved.

### 3. Community Fund

City Market	5051 · Marketing & Town Events - Kids Summer Lunch Program	\$ (49.15)
Kristina Finamore	5051 · Marketing & Town Events - Kids Summer Lunch Program	\$ (431.50)

Motion by Cassi MacUmbler to approve Community Fund Account bill pay, seconded by Art Fox, unanimously approved.

### **ADJOURNMENT**

Motion by Art Fox to adjourn, seconded by Cassi MacUmbler, unanimously approved at 8:44pm.