



**MINUTES**  
**Meeting of the Board of Trustees**  
**Town of Red Cliff Council Chambers, 400 Pine Street, Red Cliff**  
**TUESDAY, NOVEMBER 16, 2021**

**CALL TO ORDER at 7:16pm**

**ROLL CALL**

|                          |                       |                          |
|--------------------------|-----------------------|--------------------------|
| Mayor Duke Gerber        | Trustee Art Fox       | Trustee Tom Henderson    |
| Trustee Dana Veljacic    | Trustee Andy Fobair   | Open Seat                |
| Administrator Barb Smith | Clerk Melissa Mathews | Absent: Trustee Bob Hill |

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF AGENDA**

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

**APPROVAL OF MINUTES**

1. October 19, 2021

Motion by Dana Veljacic to approve the minutes, seconded by Duke Gerber, unanimously approved.

2. November 2, 2021

Motion by Andy Fobair to approve the minutes, seconded by Dana Veljacic, with Mayor Duke Gerber abstaining.

**PUBLIC COMMENTS**

Nathalie Roy, 410 Eagle Street Unit A – Would like to address the pot holes on Eagle Street and ask that they get filled before plowing begins. Also, would like to ensure that more follow up happens with future building permits in order to prevent situations such as the current project at 396 Eagle Street.

This generated discussion about the enforcement of the code as well as potential adjustments to Chapter 16 of our current code. It was also agreed upon that the Commission could require more time from applicants in order to have better outcomes on future projects.

**DISCUSSION & ACTION ITEMS**

1. Michael Rainville, 396 Eagle Street – Minor change to original plans: addition of entry and back deck

Mayor, Duke Gerber, summarized the two adjustments to the previously approved plans. The adjustments are: 1) an entryway including a shed that covers the trash can, and 2) a deck which is 18 x 12 with an 8 x 8 storage shed that overlaps the deck. These changes do not contradict the Code, per the report by Planner Scot Hunn.

Motion by Duke Gerber to approve the presented changes to the project at 396 Eagle Street, seconded by Andy Fobair, unanimously approved.

2. Animal Control Code presentation by Nathan Lehnert

Nathan, Lehnert presented the changes in the proposed Animal Control Code. The goal is for this to take effect in the first quarter of 2022 (once adopted by the County). The main changes discussed were leash laws for dogs as well as feral cat procedures.

There will be a change to the regulations regarding controlling dogs from allowing voice control to requiring physical control (leash). There will be places throughout the County that will have allowed 'off-leash' spaces. The Town can decide about the areas within our Town that would allow for 'off-leash'. After discussion, it was decided that a possible off-leash area in Red Cliff could be the old baseball field.

Regarding feral cats, the procedure is to spay/neuter, check their health, and then return them to their original location. There are options, such as relocating to a barn home, if the problem is small and if there is a barn available.

### **ORDINANCE AND RESOLUTIONS:**

#### **ORDINANCE 2, SERIES 2021 – SECOND READING**

AN ORDINANCE SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET FOR THE TOWN OF RED CLIFF FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2022, AND ENDING ON THE LAST DAY OF DECEMBER 2022.

Motion by Duke Gerber to approve Ordinance 2, Series 2021, seconded by Art Fox, unanimously approved.

#### **ORDINANCE 3, SERIES 2021 – SECOND READING**

AN ORDINANCE APPROPRIATING ADDITIONAL SUMS OF MONEY TO DEFRAY EXPENSES IN EXCESS OF AMOUNTS ORIGINALLY BUDGETED FOR THE FISCAL YEAR 2021, FOR THE TOWN OF RED CLIFF, COLORADO.

Motion by Andy Fobair to approve Ordinance 3, Series 2021, seconded by Duke Gerber, unanimously approved.

#### **ORDINANCE 4, SERIES 2021 – SECOND READING**

AN ORDINANCE APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS, IN THE AMOUNT AND FOR THE PURPOSE AS SET FORTH BELOW, FOR THE TOWN OF RED CLIFF FOR THE 2022 BUDGET YEAR.

Motion by Art Fox to approve Ordinance 4, Series 2021, seconded by Duke Gerber, unanimously approved.

#### **RESOLUTION 8, SERIES 2021**

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2021 TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE TOWN OF RED CLIFF FOR THE 2022 BUDGET YEAR

Motion by Duke Gerber to approve Resolution 8, Series 2021, seconded by Art Fox, unanimously approved.

#### **RESOLUTION 9, SERIES 2021**

A RESOLUTION REGARDING 2021 FUNDS TRANSFERS FOR THE TOWN OF RED CLIFF FOR THE 2022 BUDGET YEAR

Motion by Art Fox to approve Resolution 9, Series 2021, seconded by Andy Fobair, unanimously approved.

### **UPDATES**

#### 1. Staff/Trustee Updates:

Mayor, Duke Gerber:

- Climate Action Committee meeting key points:
  - Basalt & Vail currently have idling ordinances, for leaving vehicles running too long. They are looking at extending this throughout the valley.
  - There was discussion about e-bikes and electric car charging requirements.
  - They will be adding an option on land use permits for people to choose to give a donation to power companies which would go towards expanding alternative energy.
  - There was discussion on how to expand the grid with more charging stations.
- The Tour of the Water Treatment Plant with John Volk was helpful and interesting.

Administrator, Barb Smith:

- We have ordered a complete tool set for the maintenance department, which will be high quality and should be complete. We were able to get them locally and for a fair price.
- Regarding the lien process for delinquent water bills, the current process requires a signature return for the notice letters. Discussion with staff and the Board ended with direction to staff on this process in the future: to contact residents via email when possible, and to use staff's discretion when deciding how to reach these residents.
- Sturgeon Electric is done with the project on Monument Street and will be pulling out over the next week. We will be giving them and Xcel Energy the feedback about the problems that were caused during this project.
- Mike Kelly went to the internet tower last week to check on it. The generator has a malfunction as well as a problem with the fan. Instead of replacing the generator, there may be an option to put some solar panels and batteries there. These costs could be covered with the COVID grant dollars that we have received.

Clerk, Melissa Matthews:

- The Regional Transit Authority Formation Committee has their first meeting on Thursday, 11/18/21 at 9-10:30am at Gypsum Town Council Chambers or via Zoom. Trustee Andy Fobair is the primary representative and Dana Veljacic is the alternate. They will each plan to attend virtually.
- The annual town wide Thanksgiving event is this Sunday, 11/21/2021 at 4:00pm. Mango's and RMAR are donating the time and the main food (turkey, stuffing, mashed potatoes, gravy), with attendees bringing pot luck items. We will have BINGO games with prizes. Some Trustees asked that we use reusable dishware where possible to cut down on waste, a few volunteers offered to wash plates. We will also ask attendees to bring their own dishware/cups.

Trustee, Dana Veljacic:

- Inquired about giving gifts to the Town's main vendors.
- Eco Transit:
  - 80% of the driving staff is vaccinated, and they are mostly staffed.
  - They are adding 3 routes to Red Cliff this winter season, as a part of the Minturn Route.
- The potential RTA will have to go on the ballot because some of its funding would be through taxes. They are trying to figure out what sort of fare structure they will have.
- Eagle Valley trails is looking for three representatives from each commissioner's district.

## **BILL PAY**

### 1. General Account

|                                   |  |    |            |
|-----------------------------------|--|----|------------|
| CML                               | 5182 · Dues & Memberships  | \$ | (381.00)   |
| Home Depot                        | 5110 · Road/Bridge   | \$ | (102.50)   |
| Hunn Planning & Policy, LLC       | 5012 · Planner   | \$ | (1,182.53) |
| IRS/US Treasury                   | Payroll Liabilities - Federal Wage Withholding -<br>October 2021 | \$ | (3,568.88) |
| Karp Neu Hanlon, PC               | 5013 · Attorney  | \$ | (324.00)   |
| Utility Notification Center of CO | 5100 · Building/Grounds  | \$ | (120.37)   |
| Waste Management                  | 5086 · Trash Collection  | \$ | (96.77)    |
| Smith, Barbara J                  | Payroll  | \$ | (1,856.01) |
| Smith, Barbara J                  | Reimbursement - Health Insurance                                 | \$ | (349.15)   |
| Sandoval, Lorenzo                 | Payroll  | \$ | (1,022.32) |
| Matthews, Melissa                 | Payroll  | \$ | (1,458.64) |

|                   |                                  |               |
|-------------------|----------------------------------|---------------|
| Matthews, Melissa | Reimbursement - Health Insurance | \$ (349.15)   |
| Gallegos, Nick    | Payroll                          | \$ (1,024.56) |
| Martinez, William | Payroll                          | \$ (842.10)   |

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

2. Enterprise Fund

|                                     |                                      |               |
|-------------------------------------|--------------------------------------|---------------|
| USDA/Rural Development              | 2075 · Refunding Bonds - Series A    | \$ (777.00)   |
| USDA/Rural Development              | 2085 · Refunding Bonds - Series B    | \$ (829.00)   |
| Water Quality Control Professionals | 5021 · WTP Operators/5022 · Repairs  | \$ (2,327.24) |
| Water Quality Control Professionals | 5031 · WWTP Operators/5032 · Repairs | \$ (2,343.12) |

Motion by Art Fox to approve Enterprise Fund Account bill pay, seconded by Duke Gerber, unanimously approved.

**ADJOURNMENT**

Motion by Art Fox to adjourn, seconded by Andy Fobair, unanimously approved at 9:03 pm.