**BOARD OF TRUSTEES**

**TOWN OF WESTCLIFFE**

**TUESDAY, APRIL 15, 2025**

**REGULAR MEETING**

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**CALL TO ORDER**

Mayor Wenke called the meeting to order at 5:30 P.M.

**ROLL CALL**

**The following members were present:** Mayor Wenke**,** Mr. Dembosky, Mr. Jagow, Mr. Fulton, Mr. Nordyke, Ms. Patterson, and Mr. Wilhelm.

**PLEDGE OF ALLEGIANCE**

Mayor Wenke led the Pledge of Allegiance.

**OTHERS PRESENT**

Neal Marrs, Erin Christie, Melane Rella, Jerry Peters, Rich Smith, Bob Senderhauf, Bill Canda, Dave Scheinder, Kathy Taylor, Debi Van Doren, John & Margaret Hugo, Byron & Stacy Altman, Justin Reymos, Matt Granger, John & Amber Loughrey, Teri Munson, Meagan Agnew, Julie Vanlaanen, Amy Good, Jordan Hedberg (Zoom), Francesca Pellerano (Zoom), Ashley Ruth (Zoom), Stan Bulson (Zoom), and Attorney Clay Buchner (Zoom).

**TREASURER’S REPORT**

**REVENUE RECEIVED BALANCE OF ACCOUNTS**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **General Fund Checking:** | $ | 70,475.53 |  | $ | 245,558.74 |
| CSafe-GF Core 11: | $ | 2,032.16 |  | $ | 535,791.00 |
| CSafe-3% Tabor Reserve 13: | $ | 272.56 |  | $ | 71,818.34 |
| CSafe-General Fund Reserve-14 | $ | 1,678.22 |  | $ | 442,462.82 |
| CSafe-Tennis Ct.-Core-16 | $ | 81.90 |  | $ | 21,553.26 |
| **Tennis Court Checking:** | $ | 0.00 |  | $ | 5,219.32 |
| **Municipal Court Checking:** | $ | 0.00 |  | $ | 3,607.70 |
|  |  |  |  |  |  |
| **Conservation Trust Fund Checking:** | $ | 1,545.94 |  | $ | 15,839.12 |
| CSafe-CF Core 15 | $ | 171.82 |  | $ | 45,258.06 |
| **Capital Fund Checking:** | $ | 29,180.53 |  | $ | 744,912.80 |
| CSafe-CF Core 12: | $ | 2,933.46 |  | $ | 773,438.18 |

**EXPENDITURES**

|  |  |  |
| --- | --- | --- |
| **GENERAL FUND:** | **$** | **53,718.30** |
| **MUNICIPAL COURT:** | **$** | **0.00** |
| **TENNIS COURT:** | **$** | **0.00** |
| **CONSERVATION TRUST FUND:** | **$** | **0.00** |
| **CAPITAL FUND:** | **$** | **7,700.00** |

**APPROVAL OF CONSENT AGENDA**

1. Approval of minutes
2. Treasurer’s Report
3. Approval of Bills

**ACTION: Mr. Wilhelm** moved, and **Mr. Nordyke** seconded to approve the consent agenda. Motion carried.

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**OLD BUSINESS**

**a. Consideration of a request to approve employment contract for Town Attorney.**

Mr. Fulton reported that there was one minor correction to make regarding a reference to a paragraph – the reference should be to Paragraph 10 instead of 6. Clerk Christie will correct it.

**ACTION: Mr. Fulton** moved, and **Mr. Jagow** seconded to approve employment contract for Town Attorney. Motion carried.

**b. Continued discussion of parking ticket device.**

Sheriff Smith reported that it costs him $25.00 to write a parking ticket because of the time it costs for a deputy to write the ticket and it must be called in to dispatch which costs money to process it. Stan Bulson from Clancy Parking Systems was on Zoom and provided an explanation of how the parking ticked device works – it takes a picture of the license plate and the computer looks it up rather than a deputy calling it in. It then prints the ticket out and the fee payments go to Clancy Parking Systems which then sends it to the Town after deducting the monthly user fee. Sheriff Smith recommended that the Town change their parking violation fees to what Silver Cliff has.

**ACTION: Mr. Jagow** moved, and **Mr. Fulton** seconded to approve using the parking ticket device with a four month trial period. Motion carried.

**c. Consideration of a request to increase parking ticket fees.**

It was decided that parking ticket fees will be amended to reflect the following changes: handicap permit $150, fire lane/fire hydrant $350, yellow curb $50, overlength vehicle $50, and time violations $50.

**ACTION: Mr. Dembosky** moved, and **Mr. Jagow** seconded to approve increasing parking ticket fees. Motion carried.

**NEW BUSINESS**

**a. Consideration of a request to approve a Sexual Assault Awareness Month Proclamation.**

Ashley Ruth from Family Crisis Services read the proclamation.

**ACTION: Mr. Wilhelm** moved, and **Mr. Nordyke** seconded to approve a Sexual Assault Awareness Month Proclamation. Motion carried.

**b.**  **Complete Business Solutions IT report.**

This agenda item was moved to next month.

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**c. Discussion of Farmer’s Market use of Jess Price Park.**

Mr. Granger reported that the Farmer’s Market would like to use Jess Price Park as their regular location. He presented a drawing of where the vendors would set up their tables and a plan as to how to protect the grass.

**ACTION: Mr. Fulton** moved, and **Ms. Patterson** seconded to approve the Farmer’s Market use of Jess Price Park. Motion carried.

**d. Consideration of a request to contribute funds to Round Mountain.**

Commissioner Canda reported that the County is donating $40,000 to Round Mountain to assist with the sludge removal. He would like both Westcliffe and Silver Cliff to donate as well, and suggested $5,000 to start with. The total cost to Round Mountain to remove the sludge is $98,000. Mr. Scheinder from Round Mountain reported that CDPHE put a compliance order on them in 2015 to replace the waste water treatment system due to a spill on private property. They received grants from DOLA and USDA to assist but then the EPA discovered that Grape Creek was impaired so the waste water treatment system could not be replaced, and this is why they need to de-sludge. Denali is the company that Round Mountain is using. It was suggested that a sludge fund be set up at a local bank so both citizens and municipalities can donate to it.

**ACTION: Mr. Jagow** moved, and **Mr. Fulton** seconded to approve contributing $10,000 to Round Mountain. Motion carried.

**e. Executive Session Subject to C.R.S. 24-6-402(4), the Town of Westcliffe Board of Trustees will meet in an executive session upon affirmative vote of 2/3 of the quorum present, for the sole purpose of considering: (b) Conferences with Town Attorney and Special Counsel for the purpose of receiving legal advice on specific legal questions regarding *Jordan* *Hedberg v. Town of Westcliffe*, *Case No.* *2025CV30005, Custer County District Court* and *Jordan Hedberg v. Town of Westcliffe*, *Case No. 2025CV30006, Custer County District Court.***

**ACTION: Mr. Jagow** moved, and **Mr. Nordyke** seconded to approve entering the Executive Session. Motion carried.

FOR THE RECORD A 10 MINUTE BREAK OCCURRED PRIOR TO THE EXECUTIVE SESSION

Another motion was made to enter the Executive Session with the entire agenda item language above included.

**ACTION: Mr. Dembosky** moved, and **Mr. Jagow** seconded to approve entering the Executive Session. Motion carried.

**EXECUTIVE SESSION**

At 7:37p.m., the Regular Meeting was recessed. Executive Session was convened at 7:40 p.m.

At 8.27 p.m., Mayor Wenke reconvened the Regular Meeting and announced that the Executive Session had been concluded. He stated that in addition to himself, the participants in the Executive Session were Mr. Nordyke, Mr. Wilhelm, Ms. Patterson, Mr. Dembosky, Mr. Fulton, Mr. Jagow, Melane Rella, and Erin Christie. For the record, Mayor Wenke asked that if any person participating in the Executive Session who believed that

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any substantial discussion of any matters not included in the motion to go into Executive session occurred during the Executive Session in violation of the Open Meetings Law to state his or her concerns for the record.

matters not included in the motion to go into Executive session occurred during the Executive Session in violation of the Open Meetings Law to state his or her concerns for the record.

**f. Possible action and direction to Special Counsel by Board of Trustees related to litigation in *Jordan Hedberg v. Town of Westcliffe, Case No. 2025CV30005, Custer County District Court.***

Agenda items f. and g. were combined into one motion below.

**g. Possible action and direction to Special Counsel by Board of Trustees related to litigation in *Jordan Hedberg v. Town of Westcliffe, Case No. 2025CV30006, Custer County District Court.***

**ACTION: Mr. Dembosky** moved, and **Mr. Jagow** seconded to direct Special Counsel to accept the offer of $6,000 to settle both cases related to *Jordan Hedberg v. Town of Westcliffe, Case No. 2025CV30005 and Case No. 2025CV30006, Custer County District Court*. Motion carried.

**ADDITIONS TO THE AGENDA**

None

**STAFF & COMMITTEE REPORTS**

**a. Report from Town Clerk**

Ms. Christie reported that two letters of interest have been submitted for the Planning Commission vacancy which will be on next month’s agenda.

**PUBLIC COMMENT**

None

**Mr. Wilhelm** moved, and **Mr. Fulton** seconded to adjourn. Motion carried.

**ADJOURN**

Recorded by:

Erin Christie

Town Clerk