

**BOARD OF TRUSTEES  
TOWN OF WESTCLIFFE  
MONDAY, FEBRUARY 8, 2021  
SPECIAL 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, Ms. Cole, Mr. Frickell, Ms. Snow, Mr. Nordyke, Mr. Clinice and Mr. Johnston

**PLEDGE OF ALLEGIANCE**

Mayor Wenke led the Pledge of Allegiance

**OTHERS PRESENT**

Tracy Ballard, Bob Fulton, Courtney Miller, Bob Senderhauf, Linda Poole, Elliot Jackson, Lisa Frank, Marilyn Hennessy, Gabriel Shank, Clay Buchner, Wanda Jennings and Kathy Reis

**Financial:**

- a. Treasurer's Report: Clerk Reis submitted written reports. With 8 percent of the year having elapsed, General Fund has collected 9 percent of budgeted revenues and spent 11.3 percent of budgeted expenditures. Capital Fund has collected 3.3 percent of budgeted revenues and spent .1 percent of budgeted expenditures. Sales tax for November was up by 17.77 percent, December was up 47.19, which is up 40.66 percent of the total from the previous year-to-date (December).

**Account balances:**

General Fund Checking:	\$ 348,330.52
CSafe-GF Core 11:	\$ 146,957.06
CSafe-3% Tabor Reserve:	\$ 21,398.48
CSafe-General Fund Reserve-14	\$ 161,630.98
Municipal Court Checking:	\$ 1,607.70
Tennis Court Checking:	\$ 37,528.15
Conservation Trust Fund Checking:	\$ 31,880.50
Capital Fund Checking:	\$ 214,484.23
CSafe-CF Core 12:	\$ 219,908.82
Total C.D.'s plus interest:	\$ 202,357.95

**APPROVAL OF CONSENT AGENDA**

- a. Approval of minute's for January 4<sup>th</sup>, 2021  
b. Treasurer's Report  
c. Approval of Bills

**Mr. Johnston** moved and **Mr. Frickell** seconded to the consent agenda. Motion carried.

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**OLD BUSINESS**

- a. Consideration of request to approve the lease/maintenance agreement between the Town and San Isabel Land Protection Trust.**

Attorney Buchner reported that after conversations with Silt's attorney and Linda Poole. We are working on an agreement; it has not been reached yet. Once the draft is ready for review, SILT's board will need to review, possibly make changes prior to coming back here for review.

Mayor Wenke asked that this be put on the March agenda.

- b. Consideration of approving Resolution #1-2021 amending Resolution #11-2020.**

Resolution 11-2020 was declaring the Town's commitment to indemnify its police officers against liability under Senate Bill 20-217. After further consideration we asked the attorney to amend it to remove the liability for the Town, while still supporting our law enforcement. Mayor Wenke read the resolution into the record.

**ACTION:** Ms. Snow moved and Ms. Cole seconded to approve Resolution #1-2021 amending Resolution #11-2020. Motion carried.

**NEW BUSINESS**

- a. Consideration of request to partner with Rivian Automotive to install two charging stations in the Town.**

The agenda request was pulled by Rivian Automotive.

- b. Update by Frontier Pathways and consideration of request to approve EV charging stations in the town-Bob Fulton.**

Mr. Fulton stated the Frontier Pathway and Historic Scenic Byway is trying to electrify the all twenty-six of the Byways. We need a level 3 charger, which is a fast charger.

The Colorado Office of Economic Development and the Colorado Energy Office are working with individuals and municipalities to install these EV charging stations.

A level three charging station can cost between \$30,000 to \$50,000. Charge Ahead of Colorado will provide an 80% grant up to \$35,000. Black Hill is also involved, they will fund up to \$35,000, which can be used for the 20% match. That would also cover the installation. All is needed is a place to put it. We would be the meter owner. The owner of the car will pay for the electric used. He clarified that the Town would be the meter owner.

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**NEW BUSINESS CONTINUED**

The ideal place would be the Town parking lot on Rosita.

The grant would need to be submitted by the Town, the next round will be in May and June, we will have help with the grant writing.

It was suggested that Frontier Pathways do a press release holding a public meeting opening the possibility for private businesses to take advantage of this.

The board asked Mr. Fulton to keep Clerk Reis updated and bring this back to the board in March. If Mr. Fulton isn't able to have it ready by March it will be placed on the April agenda.

**c. Consider and discuss maintenance and other obligations for the Planet Walk infrastructure-Dark Skies.**

Courtney Miller updated the board, stating the delivery is on track for April for the Planet Walk units. Frontier Pathways requested one be installed at the overlook three miles east of town. The units will be installed on the sidewalk, not to impede the walkway.

Some concerns were, who would be responsible for the long-term maintenance, replacement and vandalism cost, insurance liability.

Courtney proposed that the Town would take ownership and be responsible for the long-term maintenance. Dark Skies and Rotary are talking about raising funds for the long-term maintenance. They are warranted for ten years. The only maintenance that may need done is occasional cleaning. Dark Skies and Rotary volunteers can do that.

It was suggested that a surety bond be put in place. Attorney Buchner said there is a Donation agreement that could be written with specifics and terms for maintenance. Terms could state the Town will only take care of them as far as the warranty does and we can continue to look at it as we go.

Mayor Wenke ask Courtney to get further information from X-Trails regarding maintenance, etc. and discuss the issue with Dark Skies and Rotary regarding if you own them, you would be responsible for fixing them is there is vandalism. Courtney stated the panels are designed that they can be removed and cleaned fairly easy.

Mayor Wenke asked that this be brought back to the board at the March meeting with more facts. Please work with our Town Manager Gabriel Shank.

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**NEW BUSINESS CONTINUED**

Courtney inquired in the event the Town doesn't take ownership of them, who would be responsible for the insurance. Mayor Wenke responded we will have to contact our insurance (CIRSA) regarding that. Clerk Reis will have the information for the March meeting.

Courtney also asked for an address for delivery. Mayor Wenke replied that they can be delivered and stored outside at Valley Ace Hardware.

**d. Consideration of request to approve a Modification of Premises for Antler Liquor.**

Let the record reflect Mr. Cline has stepped down as a trustee for this.

Mr. Cline representing Antler Liquor explained that he would like to eliminate the retail side of the store to add additional space for the alcohol. Clerk Reis reported the application is complete with the correct fees. Once approved it will be mailed to the state for approval.

**ACTION:** Mr. Johnston moved and Ms. Snow seconded to approve the Modification of Premises for Antler Liquor. Motion carried.

Let the record reflect Mr. Cline has returned to his seat as a trustee.

**e. Consideration of advertising a Request for Proposal to fill the Town of Westcliffe Judge position.**

Mayor Wenke reported our current judge is resigning, we need to send out an RFP for a replacement.

**ACTION:** Mr. Cline moved and Mr. Nordyke seconded to move forward with the RFP for the judge position. Motion carried.

Mayor Wenke said the Clerk should have the authority to handle this process and report to the board as soon as possible. The board agreed.

Clerk Reis requested that we have one trustee on the interview committee. Mr. Johnston volunteered and the board accepted.

**f. Consideration of repairing the International dump truck and the John Deere road grader.**

Clerk Reis reported that C Bar C Construction provided the cost of \$3,354 to the repair the snow plow. The board agreed to move forward with the snow plow repair.

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**NEW BUSINESS CONTINUED**

Clerk Reis reported that to date \$38,167.08. Part of that was removing the ice from 7<sup>th</sup> Street to Adams Blvd. on the south side of Main and thawing out the culverts at 5<sup>th</sup>, removing ice and derbies from the culvert to prevent some houses from possible flooding in the spring. Mr. Cline reported that citizens are very happy with how the roads have been cleared.

Clerk Reis stated that Kent Beach would be happy to meet with Gabriel regarding snow removal to help determine what the Town can do to reduce our cost for the remaining season. We do have a part time seasonal employee that is available Monday through Wednesday.

It was further discussed fixing the road grader. After further discussion the board agreed that Town Manager Shank can evaluate it and the board will make the decision whether to keep it and repair it.

**STAFF & COMMITTEE REPORTS**

**a. Report from Town Clerk**

**Key Policy**-Clerk Reis suggested a policy be put in place requiring the employee to pay or rekeying if they lose or don't turn keys in. She also stated this would need to be done by resolution. The board agreed to move forward.

**Opening to the public**-Clerk Reis asked the board what their feelings were on opening the Town Hall up to the public. It was suggested that the staff wear masks when citizens come in. After some discussion, the decision would be left up to the staff. She also stated signage would remain up and changed to Mask Recommended.

**Tables**-We would like to purchase two 4' tables for the board room, the cost is \$558.00. Four tables are preferable. The board agreed to purchase four tables.

**Mr. Cline** moved and **Mr. Frickell** seconded to adjourn. Motion carried.

**ADJOURN**

Recorded by:  
Kathy Reis  
Town Clerk