

**BOARD OF TRUSTEES
TOWN OF WESTCLIFFE
MONDAY, JANUARY 4, 2021
REGULAR MEETING**

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CALL TO ORDER

Mayor Wenke called the meeting to order at 5:35 p.m.

ROLL CALL

The following members were present: Mayor Wenke, Mr. Frickell, Ms. Snow, Mr. Nordyke and Mr. Johnston

ABSENT: Ms. Cole and Mr. Clince

PLEDGE OF ALLEGIANCE

Mayor Wenke led the Pledge of Allegiance

OTHERS PRESENT

Sheriff Byerly, Attorney Buchner, Wanda Jennings and Kathy Reis in person, Remote attendees: Kristen Iverson, Debbie Adams, John Van Doren, Linda Poole, Mary Shepherd, Joanie, Liebman, Cathy Haddon and George Vujnovich

Financial:

- a. Treasurer's Report: Clerk Reis submitted written reports. With 100 percent of the year having elapsed, General Fund has collected 136.3 percent of budgeted revenues and spent 98.3 percent of budgeted expenditures. Capital Fund has collected 59.5 percent of budgeted revenues and spent 93.9 percent of budgeted expenditures. Sales tax for October was up by 25.43 percent, which is up 27.58 percent from the previous year-to-date.

Account balances:

General Fund Checking:	\$ 347,488.14
CSafe-GF Core 11:	\$ 146,935.18
CSafe-3% Tabor Reserve:	\$ 221,394.98
CSafe-General Fund Reserve-14	\$ 161,606.86
Municipal Court Checking:	\$ 907.70
Tennis Court Checking:	\$ 12,528.15
Conservation Trust Fund Checking:	\$ 31,874.85
Capital Fund Checking:	\$ 186,672.31
CSafe-CF Core 12:	\$ 219,876.02
Total C.D.'s plus interest:	\$ 202,357.95

APPROVAL OF CONSENT AGENDA

- a. Approval of minute's for Dec. 7th 2020 special and Dec. 7th 2020 regular minutes.
b. Treasurer's Report
c. Approval of Bills

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

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OLD BUSINESS

None

NEW BUSINESS

a. Sheriff's 3rd and 4th quarter reports.

Sheriff Byerly gave the 3rd and 4th quarter reports. In the 3rd quarter there were 1008 calls for service county wide, Westcliffe had 214 service calls. There were six accidents, sixteen traffic stops, eight animal complaints, twenty-nine medical calls that the department assisted with and fourteen traffic stops. The reporting system has been modified to reflect more consistent and accurate numbers.

In the 4th quarter there were 1095 service calls county wide, Westcliffe had 183 service calls. There were three accidents, three burglaries, nineteen traffic stops. There has been a 48% up tick in crime since Covid and how the system has changed. There are very few court hearings currently, it is being done by WebEx or by phone.

b. Consideration of request to approve the 2021 Sheriff contract.

ACTION: Mr. Johnston moved and Mr. Frickell seconded to approve the 2021 Sheriff contract. Motion carried.

c. Consideration of request to approve the 2021 San Isabel Land Protection Lease/Maintenance Agreement.

Attorney Buchner suggested that he be allowed to contact San Isabel Land Protection Trust's attorney regarding the C.R.S. 33-41-103. It is not as well known that specifically transfers from private land to public entities leasing that property. It states that a private land owner shall not be liable for public entities management the land or a portion thereof to a public entity for recreational purposes. It also transfers all immunity under the Colorado Governmental Immunity Act.

After much discussion it was determined that Town Attorney Buchner will contact and the liability issue of snow sledding on the Bluff. This will be put on the February agenda for further consideration.

d. Consideration of request to continued funding to High Country Recycle that was used for the UAACOG Recycle program.

ACTION: Ms. Snow moved and Mr. Nordyke seconded to approve funding the High County Recycle \$475.00 annually. Motion carried.

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NEW BUSINESS CONTINUED

e. Consideration of request for financial support for the Custer Visitor's Center-Tourism Board.

Debbie Adams on behalf of the Tourism Board is requesting support for the Visitor's Center. Clerk Reis reported that the Community Investment grant is for non-profits, not government entities and funding for the Visitors Center was not approved in the 2021 budget.

The Town supports tourism by providing improvements to our streets and parks. Everything the Town does goes hand in hand supporting tourism.

After much discussion it was determined that unfortunately the Town of Westcliffe would not be able to support it this year.

f. Consideration of request to approve a Lease between the Town and Jim & Sherly Nugent for 30 Main Street previous Roth property.

This is the property west of the super market we have leased in the past that is used primarily by the Blue Grass event for parking.

ACTION: Mr. Johnston moved and Mr. Nordyke seconded to approve the lease between the Town and Jim and Sherly Nugent. Motion carried.

g. Consideration of repealing Resolution 11-2020, Declaring the Town's commitment to indemnify its police officers against liability under Senate Bill 20-217.

Mayor Wenke reported that the Town attorney reviewed this and wanted to get feedback from Sheriff Byerly. Sheriff Byerly understood that the Town can't indemnify the officers due to them not being employees of the Town. Attorney Buchner suggested that the resolution be amended to support sheriff's office in defense of the bill, by and through the appropriate entity, which is the county.

ACTION: Mr. Johnston moved and Ms. Snow seconded to amend the resolution asking the attorney rewrite with the correct verbiage. Motion carried.

h. Designate the Town Hall bulletin board as the official posting place for public notices.

ACTION: Mr. Johnston moved and Mr. Frickell seconded to designate the Town Hall bulletin board as the official posting place for public notices. Motion carried.

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NEW BUSINESS CONTINUED

i. Consideration of appointing a citizen to the vacant Planning Commission seat.

Mayor Wenke requested that the Planning Commission members interview the two candidates, then make a recommendation for appointment.

STAFF & COMMITTEE REPORTS

a. Report from Mayor Wenke

It was reported that one of the Street & Park Techs turned in their two-week notice.

Mayor Wenke moved and **Mr. Johnston** seconded to adjourn. Motion carried.

ADJOURN

Recorded by:
Kathy Reis
Town Clerk