



## **BOARD OF TRUSTEES REGULAR MEETING JULY 2024**

**July 16, 2024 at 5:00 PM  
0110 Whispering Pines Circle, Blue River, CO**

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### **MINUTES**

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**The public is welcome to attend the meeting either in person or via Zoom.**

**The Zoom link is available on the Town website:**

**<https://townofblueriver.colorado.gov/board-of-trustees>**

**Please note that seating at Town Hall is limited.**

#### **5:00 PM WORK SESSION:**

Discussion of 2024-2025 Plow Contract and review of current contract.

Mayor Decicco opened the work session at 5:00 p.m.

The Trustees reviewed the current plow contract for discussion of changes to be applied to the 2024-2025 contract. David Allen with Highland Excavating, the contractor, attended via Zoom to answer questions.

Discussion to have additional reporting locations for snow measurement. Discussion to have addresses as reporting areas. Suggestion to reduce amount to 3" versus 4" and multiple pack cutting times and replenishing the road base per the contract. Recommendation to remove the map reference.

Suggestion to either remove the road base repair requirement. Dave noted that the most accurate way to determine snow fall accumulation is to drive around to assess the snow depth. Dave noted a concern at 3" and scraping more base off the road. He stated the issue with road base in the spring when it's melting. He recommended getting it packed in the fall. Dave reviewed the timing of storms and when to go out to ensure that it is clear within the 24-hour time period. He was open to cutting pack one or two more times of year to keep the pack low.

Kasey Grosskreutz, the Town summer maintenance contractor noted there is an issue with ditches and the need for easements and agreement with the comments on the road grader from the plow contractor. He noted there wasn't significant issue from winter to summer for road maintenance

issues. He noted he also sends out crews as cameras don't show amounts well. He stated a loader is more efficient especially to push snow high.

It was recommended to remove the map and road base requirement. Add an additional road cut in the contract and have the contractor provide a bid accordingly. Recommendation to coordinate with staff and the contractor when issues arise.

Manager Eddy and Attorney Widner will work to draft a new contract and collect a bid from the contractor.

## **6:00 PM REGULAR MEETING:**

### **I. CALL TO ORDER, ROLL CALL**

Mayor Decicco called the regular meeting to order at 6:00 p.m.

Mayor Nick Decicco

Trustee Johnathon Heckman

Trustee Noah Hopkins

Trustee Ted Slaughter

Trustee Barrie Stimson

Trustee Jodie Willey

Excused: Trustee Ted Pilling

Also present: Town Manager Michelle Eddy; Town Attorney Bob Widner; Chief of Police David Close; Deputy Clerk John Debee; Building Official Kyle Parag; Plow Contractor David Allen; Roads Contractor Kacey Grosskreuz.

### **II. APPROVAL OF CONSENT AGENDA**

Motion made by Trustee Willey, Seconded by Trustee Heckman to approve the consent agenda. Voting Yea: Trustee Stimson, Mayor Decicco, Trustee Heckman, Trustee Willey, Trustee Hopkins, Trustee Slaughter. Motion passed unanimously.

A. Minutes for June 13, 2024 Regular Meeting and July 2, 2024 Work Session

B. Approval of Bills-\$145,523.19

### **III. COMMUNICATIONS TO TRUSTEES**

**Citizen Comments (Non-Agenda Items Only- 3-minute limit please). Any written communications are included in the packet.**

There were no written communications received.

Paul Semmer-Blue Grouse Trail: commented on the road maintenance presentation from July 10th. He commented on the Clyde Lode subdivision and what was included in the packet.

#### **IV. ORDINANCE CONSIDERATION FOR APPROVAL**

C. Public Hearing Ordinance 2024-02 An Ordinance of the Board of Trustees of the Town of Blue River Amending Section 17-1-40 of the Blue River Municipal Code (Land Use Code) to Authorize a Waiver or Exemption from the Requirements of Chapter 17 for Property to be Owned by the Town to Serve a Public Purpose, to Clarify the Authority of the Town Board Concerning Procedures

Mayor Decicco opened the public hearing at 6:04 p.m.

Attorney Widner reviewed the proposed ordinance and the reason for passing it as an emergency ordinance.

Mayor Decicco closed the public hearing at 6:06 p.m.

There was a discussion on the need for the emergency ordinance and the sequence of events if they are unable to pass as an emergency.

D. Ordinance 2024-02 An Ordinance of the Board of Trustees of the Town of Blue River Amending Section 17-1-40 of the Blue River Municipal Code (Land Use Code) to Authorize a Waiver or Exemption from the Requirements of Chapter 17 for Property to be Owned by the Town to Serve a Public Purpose, to Clarify the Authority of the Town Board Concerning Procedures, and Declaring an Emergency.

Motion made by Trustee Heckman, Seconded by Trustee Stimson Ordinance 2024-02 An Ordinance of the Board of Trustees of the Town of Blue River Amending Section 17-1-40 of the Blue River Municipal Code (Land Use Code) to Authorize a Waiver or Exemption from the Requirements of Chapter 17 for Property to be Owned by the Town to Serve a Public Purpose, to Clarify the Authority of the Town Board Concerning Procedures, and Declaring an Emergency.

Voting Yea: Trustee Stimson, Mayor Decicco, Trustee Heckman, Trustee Willey, Trustee Hopkins, Trustee Slaughter. Motion passed unanimously.

#### **V. PUBLIC HEARING**

E. Subdivision Lot 586 Clyde Lode

Mayor Decicco opened the public hearing at 6:08 p.m.

Paul Semmer-Blue Grouse asked about location of the trail.

Attorney Widner noted the plat does not show a trail. That is determined later.

Discussion of where the trail lies and how it is laid out.

Mayor Decicco closed the public hearing at 6:13 p.m.

## **VI. RESOLUTIONS**

### **F. Resolution 2024-08 Clyde Lode Subdivision Plat Approval**

Motion made by Trustee Hopkins, Seconded by Trustee Stimson Resolution 2024-08 Clyde Lode Subdivision Plat Approval. Voting Yea: Trustee Stimson, Mayor Decicco, Trustee Heckman, Trustee Willey, Trustee Hopkins, Trustee Slaughter. Motion passed unanimously.

### **G. Resolution 2024-07 IGA Clyde Lode Trail Funding**

It was noted the resolution allows the Town Manager and Town Attorney to clean up any language and grammar within the agreement.

Trustee Hopkins reviewed minor housekeeping items as well asked to ensure that the trail will be realigned within the 30-days.

Attorney Widner noted this is a draft and the resolution allows for the Attorney and Manager to make the necessary corrections.

Motion made by Trustee Hopkins, Seconded by Trustee Heckman to approve Resolution 2024-07 IGA Clyde Lode Trail Funding. Voting Yea: Trustee Stimson, Mayor Decicco, Trustee Heckman, Trustee Willey, Trustee Hopkins, Trustee Slaughter. Motion passed unanimously.

## **VII. NEW BUSINESS**

### **H. Review of Short-term Regulations.**

Manager Eddy reviewed the information that was requested last month as well as information on a proposed new position for code enforcement.

Trustee Willey discussed adding more information in the application to include all third-party listings. Recommend having a responsible agent within 60 minutes.

Discussion of how the code enforcement position could work and the benefit of adding the additional staff.

Discussion to create a comprehensive list and proposed job description with wage for the work session on August 6th.

Discussion on whether or not to instill a cap.

Discussion on whether or not to develop incentives for long-term rentals. It was also discussed to allow ADU's for this purpose.

#### I. Discussion of Law Enforcement Reporting

Manager Eddy noted that at the work session it was requested to have a list of properties where police are being called to.

Trustee Stimson clarified that it was specific for short-term rentals.

Attorney Widner reviewed best practices.

Discussion of continuing to include code violations in monthly reports.

### **VIII. OTHER BUSINESS**

#### J. Trustee Heckman

Trustee Heckman reported on a meeting with the Theobald Family about the Tarn. There is no desire for structures or power at the Tarn. The Town of Breckenridge is responsible for the reseeded. They are agreeable to creating a one-way road in and out. It will require road base and the Theobald family for construction. The family would like to see enforcement and a simple agreement. Suggestion to upgrade signage for ease of sight and directions. Recommendations for signage replacement and addition will be emailed to Manager Eddy. A simplified agreement with the Theobald Family will be drafted.

### **IX. REPORTS**

#### K. Mayor

Mayor Decicco reported briefly on upcoming asks for support by organizations.

#### L. Trustee Reports

Trustee Heckman asked for more communication from staff on events coming up. Additionally, he would like additional communication concerning complaints. Discussion of the Citizen Serve portal and challenges.

Discussion of potentially changing the permit requirements for the Tarn in 2025.

Discussion with the Building Official Kyle Parag about the process for building complaints and violations. He noted he works on an educational approach first before fining. He reviewed a couple of current complaint issues from projects.

#### M. Attorney

Attorney Widner noted he is working with his firm to provide coverage for the first work session of the month.

N. Staff Reports

No additional information was provided beyond the staff report.

**X. EXECUTIVE SESSION**

O. Executive Session pursuant to CRS 24-6-402(4)(b) and (e) to receive legal advice and to instruct negotiators concerning a potential land acquisition.

Trustee Hopkins moved and Trustee Slaughter seconded to adjourn into executive session pursuant to CRS 24-6-402(4)(b) and (e) to receive legal advice and to instruct negotiators concerning a potential land acquisition at 7:52 p.m. Motion passed unanimously.

Trustee Decicco moved and Trustee Heckman seconded to adjourn out of executive session at 8:34 p.m. with no action taken. Motion passed unanimously.

**XI. ADJOURN**

Trustee Willey moved and Trustee Hopkins to adjourn the meeting at 8:35 p.m. Motion passed unanimously.

**NEXT MEETING -**

**Work Session: August 6, 2024, 5:00 p.m.**

**Regular Meeting & Work Session: August 20, 2024, 5:00 p.m.**

Respectfully submitted:

Michelle Eddy, MMC

Town Clerk

*Reports from the Town Manager, Mayor and Trustees; Scheduled Meetings and other matters are topics listed on the Regular Trustees Agenda. If time permits at the work session, the Mayor and Trustees may discuss these items. The Board of Trustees may make a Final Decision on any item listed on the agenda, regardless of whether it is listed as an action item.*