

**TOWN OF SILT  
REGULAR BOARD OF TRUSTEES MEETING  
AUGUST 24, 2020 – 7:00 P.M.**

The Silt Board of Trustees held their regularly scheduled meeting on Monday, August 24, 2020. Mayor Richel called the meeting to order at 7:00 p.m.

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<b>Roll call</b>	Present	Mayor Keith Richel Mayor Pro-tem Kyle Knott Trustee Justin Brintnall Trustee Sam Flores Trustee Andreia Poston Trustee Jerry Seifert
	Absent	Trustee Sam Walls

Present remotely were Town Administrator Jeff Layman, Town Clerk Sheila McIntyre, Town Treasurer Amie Tucker, Public Works/Utilities Director Trey Fonner, Chief of Police Mike Kite, Town Attorney Michael Sawyer, Planning Commissioner Chair Chris Classen and members of the public.

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**Pledge of Allegiance and Moment of Silence**

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**Public Comments** – There were no public comments.

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**Consent Agenda**

- 1) Minutes of the August 10, 2020 Board of Trustees meeting
- 2) **Resolution No. 31, Series 2020**, A RESOLUTION SUPPORTING THE GRANT APPLICATION FOR A GARFIELD COUNTY FEDERAL MINERAL LEASE DISTRICT GRANT IN THE AMOUNT OF \$25,000, FOR A TOTAL PROJECT COST OF \$83,000.00, IN ORDER TO OFFSET THE COSTS ASSOCIATED WITH THE INSTALLATION OF A HOIST AND RAIL SYSTEM IN THE WASTEWATER PLANT
- 3) **Resolution No. 32, Series 2020**, A RESOLUTION SUPPORTING THE GRANT APPLICATION FOR A GARFIELD COUNTY FEDERAL MINERAL LEASE DISTRICT GRANT IN THE AMOUNT OF \$774,005.40, FOR A TOTAL PROJECT COST OF \$1,213,994.00, IN ORDER TO OFFSET THE COSTS ASSOCIATED WITH THE 7<sup>TH</sup> STREET INFRASTRUCTURE IMPROVEMENTS WITHIN THE TOWN OF SILT, GARFILED COUNTY, STATE OF COLORADO
- 4) Approval of Acquisition Agreement for property located at 135 S 8<sup>th</sup> Street
- 5) Renewal of Burning Mountain Pizza & Subs – Hotel & Restaurant liquor license

**Trustee Seifert made a motion to approve the consent agenda as presented. Mayor Pro-tem Knott seconded the motion, and the motion carried unanimously.**

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**Conflicts of Interest** – There were no conflicts of interest.

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**Agenda Changes** – Attorney Sawyer stated that he would like to add an executive session for the purpose of receiving advice from the Town Attorney related to the litigation of Richard Dally P.C. v. Town of Silt.

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**Resolution No. 18, Series 2020, A RESOLUTION OF THE TOWN OF SILT, COLORADO APPROVING A MINOR SUBDIVISION FINAL PLAN AND PLAT FOR PROPERTY KNOWN AS THE VILLAGE AT POINTED PASTURES ANNEXATION, LOCATED SOUTH OF THE EXISTING PAINTED PASTURES SUBDIVISION AND EAST OF THE LYON COMMERCIAL PLANNED UNIT DEVELOPMENT, WITHIN THE TOWN OF SILT, GARFIELD COUNTY, STATE OF COLORADO (continuance requested to September 14, 2020)**

Planner for the applicant Doug Pratte was present and stated that the reason for the continuance was that along with the final plat they also have a site plan application that is being reviewed by the town and that a number of the site plan items will affect the final plat. Once everything has been formalized and resolved between the applicant and the town, they would be able to move forward with the final plat discussion.

**Mayor Pro-tem Knott made a motion to continue Resolution No. 18, Series 2020, A RESOLUTION OF THE TOWN OF SILT, COLORADO APPROVING A MINOR SUBDIVISION FINAL PLAN AND PLAT FOR PROPERTY KNOWN AS THE VILLAGE AT POINTED PASTURES ANNEXATION, LOCATED SOUTH OF THE EXISTING PAINTED PASTURES SUBDIVISION AND EAST OF THE LYON COMMERCIAL PLANNED UNIT DEVELOPMENT, WITHIN THE TOWN OF SILT, GARFIELD COUNTY, STATE OF COLORADO until the September 14, 2020 meeting. Trustee Brintnall seconded the motion, and the motion carried unanimously.**

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**Resolution No. 29, Series 2020, A RESOLUTION OF THE TOWN OF SILT APPROVING THE SCHLEIN/ELLISON SPECIAL USE PERMIT TO ALLOW FOR THE 2<sup>ND</sup> UPPER LEVEL APARTMENT IN AN EXISTING BUILDING LOCATED AT 602 MAIN STREET, OTHERWISE KNOWN AS LOTS 11 AND 12, BLOCK 17, ORIGINAL TOWNSITE, WITHIN THE TOWN OF SILT, COLORADO**

Planning Commissioner Chair Chris Classen went over the staff report stating that the applicant has proposed another studio apartment on the upper level of their commercial unit. He added that it complies with the towns comprehensive plan, that it is a good use for the building and that the Commission unanimously recommended approval.

The public hearing was opened at 7:16 p.m. There were no public comments and the hearing closed at 7:16 p.m.

Applicant Susy Ellison stated that as time has passed, they have realized that this unit would make an ideal home studio apartment/office space as there doesn't seem to be much need for regular office space any longer.

**Mayor Pro-tem Knott made a motion to approve Resolution No. 29, Series 2020, A RESOLUTION OF THE TOWN OF SILT APPROVING THE SCHLEIN/ELLISON SPECIAL USE PERMIT TO ALLOW FOR THE 2<sup>ND</sup> UPPER LEVEL APARTMENT IN AN EXISTING BUILDING LOCATED AT 602 MAIN STREET, OTHERWISE KNOWN AS LOTS 11 AND 12, BLOCK 17, ORIGINAL TOWNSITE, WITHIN THE TOWN OF SILT, COLORADO. Trustee Flores seconded the motion, and the motion carried unanimously.**

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### **7<sup>th</sup> Street Sidewalk replacement bid award**

Director Fonner explained the sidewalk replacement grant that the Town was awarded from CDoT in the amount of \$36,024.00 and that requires a 10% match by the Town. He added that the bids received came in at a maximum of \$35,739.75. Director Fonner stated that a condition of the grant is that the project must be started within thirty-days adding that the majority of the project should be completed by the end of the year.

**Mayor Pro-tem Knott made a motion to award the 7<sup>th</sup> Street sidewalk replacement bid to Miles Rippey Excavating in the amount of \$34,719.00. Trustee Poston seconded the motion, and the motion carried unanimously.**

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### **July 2020 financials and balance sheets**

Treasurer Tucker went over the July 2020 financials and balance sheets.

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### **Administrator & Staff updates**

Administrator Layman went over his staff report regarding the progress of the irrigation action plan, the upcoming Board retreat, how the town is working with Planners Davis Farrar and Mark Chair to proceed with town projects with the recent resignation of Janet Aluise and the status of the water and wastewater plants after the recent retirement of Jack Castle and now operators Zubin Falberg and Dano McCue who have also turned in their two-week notices. Staff does have a plan of action to obtain someone with an ORC to oversee the plants and is confident that the plants will continue to run as necessary to provide the required services to the community.

There was brief discussion regarding the quality of the water being pulled from the river into our water plant due to the Grizzly Creek fire upstream. Mayor Pro-tem Knott also commented about the status of the improvements at the water plant that savings from the bond were to be used towards, adding that the sense of urgency doesn't appear to be there and that maybe staff needs to put more pressure on the engineers so that these improvements could get done.

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### **Updates from Board / Board comments**

Trustee Seifert commented about the construction of the new roundabout and also asked everyone to keep up the good work. Trustee Brintnall thanked staff for the Farmer's Market and asked everyone to support it. Trustee Flores thanked staff for all of their hard work especially right now while we are shorthanded, and to let the Board know if they need anything. Mayor Pro-tem Knott concurred with Trustee Flores as well as Mayor Richel who also asked about the status of the marijuana moratorium and the ordinances that are being prepared to address changes in the marijuana code. Staff stated that they would be bringing them to the Board soon.

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Mayor Richel adjourned for a break at 7:43 p.m. and reconvened at 7:47 p.m.

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**Executive Session**

Trustee Seifert made a motion to go into executive session for a conference with the Town Attorney, for the purpose of receiving legal advice on a specific legal question under C.R.S. Section 24-6-402(4)(b). Mayor Pro-tem Knott seconded the motion, and the motion carried unanimously. The Board adjourned to executive session at 7:47 p.m.

At the end of executive session, Mayor Richel made the following statement: "The time is now 8:07 p.m., and the executive session has concluded. No formal action was taken in executive session. The participants in the executive session were: Keith Richel, Andrea Poston, Jerry Seifert, Kyle Knott, Justin Brintnall, Sam Flores, Michael Churchill, Jeff Layman, Michael Sawyer and Sheila McIntyre. For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record". No objections were stated.

**Adjournment**

Trustee Seifert made a motion to adjourn. Trustee Brintnall seconded the motion, and the motion carried unanimously. Mayor Richel adjourned the meeting 8:08 p.m.

Respectfully submitted,

  
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Sheila M. McIntyre, CMC  
Town Clerk



Approved by the Board of Trustees  
  
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Keith B. Richel  
Mayor