

**TOWN OF SILT  
REGULAR BOARD OF TRUSTEES MEETING  
APRIL 12, 2021 – 7:00 P.M.**

The Silt Board of Trustees held their regularly scheduled meeting on Monday, April 12, 2021. Mayor Richel called the meeting to order at 7:01 p.m.

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

Present remotely were Town Administrator Jeff Layman, Town Clerk Sheila McIntyre, Public Works Director Trey Fonner, Town Treasurer Amie Tucker, Police Chief Mike Kite 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 March 22, 2021 Board of Trustees meeting
2. Approval of the 2021 Intergovernmental Agreement between the Town of Silt and Garfield County for Mosquito Control
3. Proclaiming April 16, 2021 as Arbor Day in the Town of Silt
4. Senior Programs Contribution Refund

**Trustee Seifert made a motion to approve the consent agenda as presented. Trustee Walls 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** – There were no agenda changes.

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**Recycling Survey Report**

Present tonight was Kevin Hillmer-Pegram with Colorado Mountain College who assisted the town with the development and interpretation of the results of the recycling survey. Administrator Layman explained that in preparation of issuing a new contract for trash and

recycling this year staff and the Board had determined that a survey should be circulated to see how much citizens value the current recycling program.

Mr. Hillmer-Pegram thanked Administrator Layman for reaching out and proceeded to go over the strengths and weaknesses of the survey that was well designed and distributed. He stated that his analysis was that people who took the survey overwhelming were in favor of the current recycling program and had expressed anxiety over the services potential to go away. He added that out of 1100 households, 164 responses were received and that 91% of citizens wanted to keep the service.

Administrator Layman stated that he believes it would be good for the town to continue educating the public more about the recycling program, how it works, where it goes, bin sizes, etc. Trustee Walls reminded citizens to participate in these types of surveys if they want to have a say in things, plus people need to understand what can be recycled and what goes to the landfill.

Mayor Richel commented about the survey pointing out that it doesn't ask if people would want to continue to pay for recycle at an increased cost from what they currently pay, adding that the town can't continue offering the program without an increase. He added that once the Board does start having discussions with the carrier that they could still negotiate with them or even shop around.

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### **Trash/Recycling Agreement discussion**

Administrator Layman stated that staff had spoken with Mountain Waste representative Mike Hinkley about the concept of exercising the renewal provision as stated in our contract with them rather than putting this out for bid this year. The renewal provision allows for 2, 2-year extensions. Administrator Layman stated that should the Board pursue an agreement with Mountain Waste, they could state that if the town didn't accept the new fees, they could still opt to put out an RFP.

There was discussion about having an extension agreement to the Board early enough so that should they choose to do an RFP there would still be sufficient time to get another carrier on board prior to the expiration of the current contract. Mountain Waste had asked the Board to consider the renewal option and had suggested a slight increase in the weekly rate of \$7.04 up from \$6.92 but that the amount could change before the end of the contract in July.

Mayor Richel stated that he agrees that if a set cost could be presented to the Board by May 24 that maybe the town could negotiate a price in the middle at \$6.98 that way we could continue to serve our citizens the best we can with a company who has done a good job. Director Fonner stated that he would get with Mountain Waste and have something back to the Board at the May 24 meeting.

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### **Second reading of Ordinance No. 1, Series 2021, AN ORDINANCE OF THE TOWN OF SILT AMENDING TITLE 13, CHAPTER 13.02 OF THE SILT MUNICIPAL CODE REGARDING IRRIGATION WITHIN THE TOWN OF SILT**

Administrator Layman stated that the only change to this ordinance from the first reading was to clarify that the 3500 square feet applies to "newly constructed residential lots", not to existing

lots. Director Fonner added that residents could certainly reduce their irrigable space if they choose.

The public hearing was opened at 7:35 p.m. There were no public comments and the hearing closed at 7:36 p.m.

**Trustee Seifert made a motion to approve second reading of Ordinance No. 1, Series 2021, AN ORDINANCE OF THE TOWN OF SILT AMENDING TITLE 13, CHAPTER 13.02 OF THE SILT MUNICIPAL CODE REGARDING IRRIGATION WITHIN THE TOWN OF SILT. Trustee Brintnall seconded the motion, and the motion carried unanimously.**

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Second reading of **Ordinance No. 3, Series 2021, AN ORDINANCE OF THE TOWN OF SILT, COLORADO AMENDING CHAPTERS 1.12, 2.08, 2.36, 6.04, 9.09, 9.28, 9.32, 10.04, 10.05, 10.10 AND 10.14 OF THE SILT MUNICIPAL CODE PERTAINING TO THE MUNICIPAL COURT, ANIMALS, PUBLIC PEACE, MORALS AND WELFARE AND THE MODEL TRAFFIC CODE**

Administrator Layman stated that there have been no changes made to this ordinance since the first reading and recommends approval.

The public hearing was opened at 7:38 p.m. There were no public comments and the hearing closed at 7:39 p.m.

**Trustee Poston made a motion to approve second reading of Ordinance No. 3, Series 2021, AN ORDINANCE OF THE TOWN OF SILT, COLORADO AMENDING CHAPTERS 1.12, 2.08, 2.36, 6.04, 9.09, 9.28, 9.32, 10.04, 10.05, 10.10 AND 10.14 OF THE SILT MUNICIPAL CODE PERTAINING TO THE MUNICIPAL COURT, ANIMALS, PUBLIC PEACE, MORALS AND WELFARE AND THE MODEL TRAFFIC CODE. Trustee Walls seconded the motion, and the motion carried unanimously.**

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**Resolution No. 10, Series 2021, A RESOLUTION ADOPTING A PENALTY ASSESSMENT SCHEDULE AND SCHEDULE OF ADMINISTRATIVE FEES FOR THE TOWN OF SILT, COLORADO MUNICIPAL COURT**

Clerk McIntyre went over the changes made from the previous version adding that some fees have been revised and brought up to a more current rate. She stated that fees have also been addressed regarding watering violations and business licenses and that the victim's fees have all been rounded to the nearest dollar as allowed by municipal code.

**Trustee Seifert made a motion to approve Resolution No. 10, Series 2021, A RESOLUTION ADOPTING A PENALTY ASSESSMENT SCHEDULE AND SCHEDULE OF ADMINISTRATIVE FEES FOR THE TOWN OF SILT, COLORADO MUNICIPAL COURT. Trustee Flores seconded the motion, and the motion carried unanimously.**

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### **Code Enforcement discussion**

Administrator Layman stated that staff has discussed code enforcement in the past with the Board including the costs associated with establishing a more robust and formal program. He

stated that this discussion would describe staffs' suggestions on how to incrementally improve our code enforcement efforts, with an emphasis on a spirit of working together to achieve results while at the same time building our capacity. He stated that our goal is to provide effective, community-building outcomes without resorting to rigid, heavy-handed application of police power.

Administrator Layman stated that staff addresses code enforcement frequently and would continue to do so. He went over the Town's Mission and Vision Statements that states that the town strives to enhance the quality of life for our citizens as well as our services and provide a sustainable town with strong community connections.

Administrator Layman went over the eight reasons to enforce compliance:

1. Increased likelihood of economic development
2. Increased sense of community
3. Improved public image
4. Improved quality of life
5. Improved land values
6. Decreased numbers of attractive nuisances
7. Improved safety
8. Reduced health threats

He went on to explain that code enforcement in small towns can be very difficult and that in order to succeed we need to take an incremental approach and not to enforce every code all of the time, all at once. He stated that we should continue what we are doing and ease into the program more and more.

Administrator Layman provided three recommendations: to have a positive view, involve the community and take a measured approach. He then went over an enforcement plan that included an audit of our current code to make sure that the provisions in it work, regular reports to both the Board and the Planning Commission on staff progress, compliance training, clean-up days and complaint response. He also went over staffs' current priority list and asked the Board to let staff know of any other areas of concern that they feel should be addressed.

Chief Kite explained that the officers currently meet with citizens first and try to educate them before they could possibly be issued a summons into court. He added that many people comply once they are familiarized with the code and understand what is allowed.

Mayor Richel stated that he thinks the plan looks good adding that he feels that staff is already handling code enforcement appropriately by using the educate first before enforcement approach. Trustee Flores stated that he isn't totally on board with code enforcement and feels that the town is overreaching with this. Trustee Poston stated that we need to have order and that includes enforcing the code. She added that we all need to work together and support our officers and that we need to focus on health and safety so that people want to come here to live.

Mayor Richel thanked staff for putting this together and also for everything that the police department does.

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## **Street Improvements budget update**

Director Fonner explained that staff would like to use budgeted money to rebuild Home Avenue from 1<sup>st</sup> Street to 9<sup>th</sup> Street. He stated that due to the increased use of this street since the construction of the Dollar General store that an overlay would not be sufficient and that a total replacement would be the best course of action at a cost of \$162,426.83. Staff is proposing to use \$90,000 that has already been budgeted for this project along with \$48,000 that was budgeted for a chip seal project in Eagles View to cover the majority of the cost. Staff provided options that the project could be shortened by two blocks to bring the cost down, that the 500 block of Main Street project could be reduced or that the money could be taken out of reserves.

There was a consensus of the Board to pull money from the towns reserves to do this project in its entirety.

**Mayor Richel made a motion to approve the Home Avenue project from 1st Street to 9<sup>th</sup> Street using the \$90,000 that was originally budgeted for the overlay, the \$48,000 that was allocated for the chip seal project in Eagle's View Subdivision and an additional \$24,426.83 from the reserve account. Trustee Seifert seconded the motion, and the motion carried unanimously.**

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## **Administrator & Staff Reports**

Administrator Layman went over his staff report and reminded everyone of the tour of the water and wastewater plants prior to the next Board meeting on April 26 at 5:30 p.m. He also stated that the Planning Commission would be coming before the Board to ask to spend unbudgeted funds on a technical fix that would allow them to conduct in-person/hybrid meetings.

Trustee Walls asked about the boat ramp and where the discussions were on making that a "paid use". Administrator Layman explained that staff is just beginning to get information on this and will report back. He did add that if a charge was implemented those funds could go towards improvements and maintaining the ramp and parking lot.

Trustee Poston commented how great the Easter Egg hunt was and what a beautiful day it was for it. Administrator Layman stated that staff estimated 500-600 people were in attendance. The Board asked that due to the culvert failure on 7<sup>th</sup> Street if the other culverts in town have been checked and Director Fonner stated that his crew did check the others around town and that they are all still in good shape. He was also asked about the leak on 7<sup>th</sup> street and Director Fonner stated that they are still looking to see where the water is coming from that is affecting the house on 7<sup>th</sup> Street.

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

The entire Board thanked staff for all of their hard work and expressed how happy they are to have such a good administration and that they are all appreciated. They also recognized staff for their ability to adapt and overcome adding that they are an amazing team that works well together. The Board also thanked staff for the extra efforts to put on the Easter Egg hunt, looking for leaks and soccer for the kids. Trustee Seifert reminded the public that they could still Zoom in and attend these public meetings and encouraged people to voice your opinions adding that you can't complain after the fact.

Mayor Richel stated that he would like to see if we can have some public attend our meetings even if it is only two or three people. He added that he feels that we should be open and would like staff to explore the options of allowing the public to attend, adding that Town Hall is open to the public. He thanked Nicole for her work with the soccer and basketball programs and stated that he thinks that the town is pushing forward safely while still dealing with COVID.

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### Executive Session

Mayor Richel made a motion to go into an executive session for discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) – Town Administrator evaluation. Trustee Brintnall seconded the motion, and the motion carried unanimously. The Board adjourned to executive session at 8:54 p.m.

At the end of executive session, Mayor Richel made the following statement: “The time is now 9:25 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, Jerry Seifert, Andreia Poston, Sam Walls, Justin Brintnall, Samuel Flores and Jeff Layman. 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.

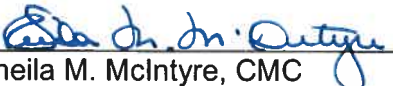
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### Adjournment

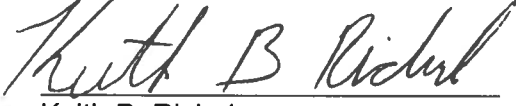
Trustee Brintnall made a motion to adjourn. Trustee Walls seconded the motion, and the motion carried unanimously. Mayor Richel adjourned the meeting 9:26 p.m.

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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

