

**TOWN OF LIMON  
BOARD OF TRUSTEES  
Regular Meeting  
August 2, 2001  
7:30 P.M.**

**ROLL**

Town Clerk Chris Snyder called roll. Members of the Board present: Mayor Bandy, Trustees: Beattie, Hendricks, Kudlock, Lohmeier, Templeman and Younger.

**STAFF**

Staff present: Town Administrator Kiely, Public Works Director Stone, Attorney Kimble, Chief of Police Yowell and Town Clerk Snyder.

**GUESTS**

Guests present: Joe Dunham, Lisa Hamilton, and Luci Reimer.

**APPROVAL OF MINUTES**

Trustee Templeman made a motion to approve the minutes for the July 5, 2001 regular meeting; seconded by Trustee Beattie. Motion carried unanimously.

**TEN MINUTE CITIZEN INPUT - None**

**LIMON ROTARY SPECIAL EVENTS LIQUOR LICENSE**

Trustees Beattie moved to approve the special events permit and to waive any license fee to the Town; seconded by Trustee Lohmeier. Motion carried unanimously.

**PUBLIC HEARING ON ORDINANCE 464; MANUFACTURED HOME INSTALLATION PROGRAM**

Mayor Bandy opened the public hearing at 7:40 and the hearing was closed at 7:44. There were no written oral comments received from the public.

**ORDINANCE 464; MANUFACTURED HOME INSTALLATION PROGRAM**

Town Administrator Kiely introduced and there was read in full the title of the following proposed ordinance and the entire text of said proposed ordinance was submitted in writing to each member of the Board of Trustees and the Mayor:

An Ordinance Adding Chapter 515 – Manufactured Home Installation Code to the Municipal Code of the Town of Limon, Colorado, Adopted by Ordinance 371 Relating to the Regulation of Manufactured Housing Installations in the Town of Limon, Colorado; Adopting by Reference Thereto the Colorado Manufactured Housing Installation codes Including the Primary Standard of the Home Manufacturer's Written Installation Instructions and Alternate Standards Including the Permanent Foundations Guide for Manufactured Housing, September 1996 Edition, Published by the National Conference of States of Building Codes and Standards, Inc. as

Amended by the Colorado Division of Housing; Repealing all Ordinances of the Town of Limon, Colorado, in Conflict or Inconsistent Herewith; and Providing a Penalty for Violation of the Provisions of Said Codes.

Trustee Lohmeier moved to approve Ordinance 464; seconded by Trustee Templeman. Motion carried unanimously.

### **TCI PROCLAMATION**

Trustee Templeman moved to approve the TCI proclamation; seconded by Trustee Kudlock. Motion carried unanimously.

### **RESOLUTION NO. 8-01-26; FENCING AT SMITH FIELD**

Public Works Director Stone presented and there was read in full the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor:

Resolution No. 8-01-26; A Resolution Approving a Sole Source Bid from Alliance International Group, Inc. in Excess of \$10,000 for Fiber Fencing at Smith Field.

Trustee Younger moved to approve Resolution No. 8-01-26; seconded by Trustee Kudlock. Motion carried unanimously.

### **PAY REQUEST NO. 4 FROM INDUSTRIAL PROCESS TECHNOLOGY, INC. FOR WATER TREATMENT PLANT**

Trustee Kudlock moved to approve Pay Request No. 4 in the amount of \$145,519.46; seconded by Trustee Younger. Motion carried unanimously.

### **RESOLUTION NO. 7-01-24; PROVIDER AGREEMENT WITH HMO COLORADO FOR AMBULANCE SERVICE**

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor:

Resolution 7-01-24; A Resolution Approving a Consultant Provider Agreement with HMO Colorado, Inc. for the Benefit of Limon Ambulance Service and Authorizing the Execution of Said Agreement.

Trustee Kudlock moved to approve Resolution No. 7-01-24; seconded by Trustee Younger. Motion carried unanimously.

### **RESOLUTION NO. 7-01-25; PROVIDER AGREEMENT WITH ANTHEM BLUE CROSS AND BLUE SHIELD FOR AMBULANCE SERVICE**

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor:

Resolution No. 7-01-25; A Resolution Approving a Participating and PPO Consultant Provider Agreement with Anthem Blue Cross and Blue Shield for the Benefit of Limon Ambulance Service and Authorizing the Execution of Said Agreement.

Trustee Templeman moved to approve Resolution No. 7-01-25; seconded by Trustee Beattie. Motion carried unanimously.

**RESOLUTION NO. 8-01-31; LEASE OF 590 E AVENUE TO LIMON CHILD DEVELOPMENT CENTER**

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor:

Resolution No. 8-01-31; A Resolution Approving Lease Agreement Between Limon Child Development Center and the Town of Limon for Property and Facilities Located at 590 E Avenue and Authorizing the Execution of Said Lease Agreement.

Trustee Lohmeier moved to approve Resolution No. 8-01-31; seconded by Trustee Kudlock. Voting Aye: Mayor Bandy, Trustees: Beattie, Kudlock, Lohmeier, Templeman and Younger. Abstain: Trustee Hendricks. Motion carried unanimously.

**RESOLUTION NO. 8-01-27; GATES LIBRARY GRANT FOR PATRON ACCESS**

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the Board of Trustees and the Mayor;

Resolution No. 8-01-27; A Resolution Approving a Grant Agreement No. CO-98-80828-01-A Between the Bill & Melinda Gates Foundation and the Town of Limon for Grant Funds to Expand Public Access to Computers and the Internet and Authorizing the Execution of Said Contract.

Trustee Hendricks moved to approve Resolution No. 8-01-27; seconded by Trustee Younger. Motion carried unanimously.

**RESOLUTION NO. 8-01-28; GATES LIBRARY GRANT FOR REGIONAL LAB**

Town Administrator Kiely introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the Board of Trustees and the Mayor:

Resolution No. 8-01-28; A Resolution Approving a Grant Agreement CO-98-80828-01-B Between the Bill & Melinda Gates Foundation and the Town of Limon for Grant Funds for a Regional Training Lab and Authorizing the Execution of Said Contract.

Trustee Templeman moved to approve Resolution No. 8-01-28; seconded by Trustee Kudlock. Motion carried unanimously.

**RESOLUTION NO. 8-01-29; VIDEO X-PRESS SETTLEMENT AGREEMENT**

Town Attorney Kimble introduced and there was read the title of the following proposed resolution and the entire text of said proposed resolution was submitted in writing to each member of the Board of Trustees and the Mayor:

Resolution No. 8-01-29; A Resolution Approving a Release and Settlement Agreement between Universal Distribution, L.L.C. d/b/a Video X-Press and the Town of Limon for the Release From Any and All Causes, Actions, Claims, and Demands Arising Out of Efforts by the Town of Limon to Enforce Ordinances No. 457 and 433 Including, but Not Limited to, All Claims

and Causes of Action Which Were Asserted or Could Have Been Asserted in United States District Court for the District of Colorado, Case No. 00-K-2595, Styled Universal Distribution, Inc. v. the Town of Limon, Colorado and Authorizing the Execution of Said Agreement.

Trustee Hendricks moved to approve Resolution No. 8-01-29 seconded by Trustee Beattie. Motion carried unanimously.

### **RESOLUTION NO. 8-01-30; CDOT RIGHT OF WAY AGREEMENT**

Town Administrator Kiely introduced and there was read in full the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor:

Resolution No. 8-01-30; A Resolution Approving a Right-of-Way Agreement Between the State of Colorado, Department of Transportation and the Town of Limon for Use of Public Right-of-Way and Authorizing the Execution of Said Agreement.

Trustee Kudlock moved to approve Resolution No. 8-01-30; seconded by Trustee Younger. Motion carried unanimously.

### **PORTS TO PLAINS UPDATE**

Town Administrator Kiely gave a report on Ports to Plains. Mayor Bandy commended Kiely on his efforts for Ports to Plains.

### **HOUSING DEVELOPMENT AND STUDY**

Town Administrator Kiely discussed studies that would have to be done to access state and federal grant funds and questioned if other towns in the county would like to participate with Limon. Funding from the Mountain View Round-up program could help some of the smaller towns participate. Kiely talked about steps to establish special improvement districts to develop the infrastructure for housing and to allow property owners to finish curb & gutter as well as streets.

Trustee Beattie moved to approve the housing study and to have staff do research for special districts to include housing and roads, seconded by Trustee Lohmeier. Voting Aye: Mayor Bandy, Trustees: Beattie, Hendricks, Lohmeier, Templeman, and Younger. Abstain; Trustee Kudlock. Motion carried.

### **PROPOSED ANNEXATIONS**

Town Administrator Kiely is recommending that property that the Town owns outside of the city limits be annexed into the city limits. The Planning Commission has also recommended that the Town proceed with annexation of town properties into the city limits.

### **ATTORNEY'S REPORT- None**

### **ADMINISTRATION REPORTS**

Public Works Director Stone reported to the Board that the project at the airport is complete and was under budget.

Geotech had done preliminary studies for the work on the culverts at the airport.

Stone reported on a situation in South Limon where a property owner, Grace Smith, is having problems with water pressure in her trailer court and the Town is getting complaints from her tenants. Her son, Larry Smith is talking to plumbers for alternatives and may come to the Board to see if there is anything the Town can do to help.

Town Administrator Kiely asked who could go to the Ports to Plains meeting in Lubbock in October.

Kiely asked for input from the Board on Galaxy Cablevision switching to satellite dishes. The Board instructed Kiely to continue to monitor the situation and they would wait to see what Galaxy does.

The Board was given a letter from the KOA Campground owners and a letter from Attorney Kimble to Trustee Beattie regarding dust and the Flying J. After discussion the Board instructed Attorney Kimble to write a letter to KOA and Town Administrator Kiely to write a letter to Flying J.

Board Retreat dates were discussed but no final date was set.

### **MAYORS REPORT**

Mayor Bandy received a thank you card from Rita Feddern and a letter from Tom Hubbard.

The Mayor requested a moment of silence in honor of Denny Coonts who was a former Mayor of Limon and who's funeral had been held in Limon today.

### **TRUSTEES REPORT**

Trustee Hendricks mentioned that the cemetery looks nice.

Trustee Beattie thanked Public Works Director Stone and his crew for the work being done on the water and wastewater system. He also thanked Town Administrator Kiely for his work on Ports to Plains.

### **APPROVAL OF BILLS**

Trustee Younger moved to approve the bills that were submitted for the month of July; seconded by Trustee Hendricks. Motion carried unanimously.

### **ADJOURNMENT**

At 10:10 p.m. Trustee Lohmeier moved to adjourn; seconded by Trustee Kudlock. Motion carried unanimously.

TOWN CLERK \_\_\_\_\_ MAYOR \_\_\_\_\_