

September 12, 2006

Regular Meeting of the Board of Trustees of Pitkin, Colorado

Minutes prepared by Robin M. Wilcox, Town Clerk/Treasurer

Full and timely notice of this meeting was given to the public pursuant to CRS 24-6-402(2)(c).

CALL TO ORDER/ROLL CALL: Mayor Pinkston called the meeting to order at 7:04 p.m. Trustees present were Patrice Boyd, Bill Bickley, James Sharpton, Jimmie Young, and Suzy Metzler. Nancy Duetsch arrived at 7:13 p.m.

APPROVE MINUTES OF August 15, 2006 REGULAR MEETING: Motion to approve minutes made by Trustee Metzler, seconded by Trustee Sharpton; no discussion; motion carried 6-0.

CLERK'S REPORT: Robin Wilcox gave verbal report on upcoming workshops.

TREASURER'S REPORT: Robin Wilcox passed out copies of the report. Motion to approve expenditures made by Trustee Bickley, seconded by Trustee Young; no discussion; motion carried 6-0.

MAYOR'S REPORT: 1) Mayor Pinkston is still looking for someone to take care of weed eaters; can be summer resident. Job requires maintaining supply of gasoline and string for equipment. 2) The Pitkin Volunteer Fire Department is in the process of getting rated for property insurance purposes. 3) We are still needing volunteers to help move/clean up antique serving bar donated to Town. 4) Town received letter and \$50 donation for Fire Department from Mr. & Mrs. Fisher from California; they own a cabin in Quartz Creek Mining District. Mayor Pinkston read letter aloud. Robin Wilcox will give donation to Fire Department.

ATTORNEY'S REPORT: nothing to report.

PUBLIC COMMENTS: 1) Russ Barr was present and asked about having the draft minutes available for public review prior to next meeting. This could help put aside misunderstandings coming out of meeting. The Town Attorney advised not to release draft minutes before the next meeting, but resuming reading of the minutes at the meetings is a good idea. There could also be copies at the meeting for people to review right before the meeting. 2) Connie Breshear gave Town check for \$521.30 to be used for Town Hall restoration. This was proceeds from PHCA garage sale and the North Denver Street Chamber Players concert. Ron Blue also presented a check to Town for \$500 to be used for Town Hall restoration; this is donated from PHCA.

COMMISSIONERS' REPORTS:

- § Building: Trustee Sharpton reported on four new building permit requests. Mr. Williams is working on septic design for property purchased by Dennis Olmstead.
- § Zoning: Trustee Metzler gave Town copy of roof setback agreement with neighbors and a check for \$300 zoning fine.
- § Fire Department: There will be training Wednesday, September 20. There have been several false alarms. Russ Barr reported that the electric company was in Town today; false alarms possibly were due to electrical problems; hopefully has been fixed.
- § Parks/Rec: no report.
- § EDC: no report.
- § Environmental Health: Trustee Metzler reported still receiving reports on septic inspections/pumping.
- § Streets: no report.
- § Ditches: no report.

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- § Cemetery: Trustee Sharpton reported having a meeting on August 17. There needs to be some road repair, but most dump trucks are too large to get through gate. They received a letter from the Asburys again claiming overlapping property with cemetery belongs to their mining claim. The Town believes their deed pre-dates the Asburys' claim.
- § PHCA: President Ron Blue present.
- § Town Hall: Garry Winget was not present but forwarded his report to Mayor Pinkston. Two fire extinguishers have been purchased and he is working on occupancy signs. An architect from Crested Butte was at Town Hall on August 25. Garry Winget will submit his plans and his resume at the October meeting. The construction documents should be completed by December 2006; he will write new grants in January 2007 and should know results by spring/summer 2007.

OLD BUSINESS:

No old business.

NEW BUSINESS:

- A. Report on enforcement of Town laws by Chuck Kolinski. Everyone should try to be there, leave your petitions at home, ATVs will still be legal: Mayor Pinkston gave brief history of speeding cars and ATVs in Pitkin. The Mayor had talked to Sheriff Murdie regarding enforcement of speeding and underage riding of ATVs; the Sheriff indicated they could enforce those issues if the Town rescinded its Resolution allowing ATVs in Town. After the last meeting, Chuck Kolinski, a resident of Pitkin, offered to talk to the Sheriff and do research on the situation. The Mayor said okay. Mr. Kolinski was present to present his report. First he clarified the correct usage of OHV, meaning Off Highway Vehicle, versus ATV, which means All Terrain Vehicle. OHV encompasses all unlicensed motorized vehicles. He got involved after hearing rumors from the last meeting regarding OHV usage in the Town limits and he started asking questions about the issue. The Mayor allowed him to go forth with his research on behalf of the Town. He met with the Sheriff and found out that OHV accidents are pandemic across Colorado, not just in Gunnison County. Pitkin's 1991 Resolution allows OHVs to travel through the Town legally. Chuck discovered a State statute which read that the Sheriff can enforce all laws in the State of Colorado. State-wide, Sheriffs are trying to get the legislature to tighten the OHV laws; they are currently vague. Sheriff Murdie is ready to send a deputy to Pitkin for special enforcement, but he is worried that special enforcement makes some people unhappy. Chuck polled the businesses in Town and the majority was okay with enforcement of speeding cars and OHVs. County-wide enforcement will be happening over the next nine months. Tickets issued in Pitkin would go to County court; we would not have to convene a municipal court. The Town can also hire off-duty deputies to work historically busy times; those citations would also go to County court. Chuck also talked to the County sign shop about costs of signs to deter speeders (radar in use, etc.). The cost of a deputy to work here off-duty would be about \$30 per hour. The Town would have to budget some money if this is what they wanted to try. The Town may not benefit monetarily from any tickets issued. Anyone concerned about this or with ideas to pass on should give written and signed letter to Mayor Pinkston and he will pass them on to Chuck. Trustee Young asked if the business owners who interact with the non-local OHV riders could help to educate them about safety and consideration issues. Chuck replied that he knows of Becky George at the Quartz Creek Lodge already taking that approach. Mayor Pinkston thanked Chuck for his work on this issue. Trustee Duetsch asked if speed bumps would be effective at limiting speeds. The consensus was they would not be effective for OHVs and would maybe be fun for dirt bikes and such. Connie Breshear asked about stop signs. MaryAnn Rafaelli reported her experience at

the Silver Plume was that stop signs do not work well in Pitkin for slowing people down. Mayor Pinkston reported that rescinding the Resolution would be out of the question since the County can enforce the existing laws. Russ Barr said the Resolution was originally enacted so the Sheriff could not give people tickets solely for riding their unlicensed vehicles through and in Town. He also reported that the Town may be able to receive some of the money from tickets issued in the Town. Trustee Sharpton commented that the Town put OHVs and snowmobiles in the same Resolution even though the State deals with them separately. Lois Sharpton wanted to know exactly what the Resolution allows. Harold Trauernicht suggested that telling individuals that they are speeding and need to slow down could also help to reduce the speeding. MaryAnne Rafaelli said she talks to the OHV'ers who come to her store and remind them to please be courteous of other people living and visiting Pitkin. She suggested some Reduced Speed Ahead signs before getting to Town limits. Russ Barr commented that in his 28 years in Pitkin, only two things have been really effective for speeding: the flower boxes in the middle of the road and telling people to stop speeding. Trustee Duetsch asked about widening the roads where the flower boxes go so they can be in the middle of the road without tearing up the sides of the road. Mayor Pinkston said the Town needs to think about putting aside some money in next year's budget for possible enforcement next year. MaryAnne Rafaelli asked about forming a neighborhood watch. Chuck Kolinski wondered if that would create any liability for the Town. The Attorney advised that if it was not organized by the Town Board, there should be no liability for the Town. MaryAnne Rafaelli also suggested that a large banner across the road may be attention-getting.

ADJOURN: With no further business to conduct, Mayor Pinkston adjourned the meeting at 8:55 p.m.

THE NEXT REGULAR MEETING IS SCHEDULED FOR TUESDAY, OCTOBER 10, 2006 AT 7:00 P.M. IN THE NEWCOMB COMMUNITY CENTER. ALL AGENDA ITEMS MUST BE RECEIVED BY THE MAYOR, IN WRITING, AT LEAST 48 HOURS PRIOR TO THE SCHEDULED MEETING TIME.