

**TOWN OF ARRIBA  
BOARD OF TRUSTEES MEETING  
Monday, September 10, 2018  
Arriba Town Hall, 711 Front Street, Arriba, CO 80804**

**Call to Order** Mayor Alex Flores called the meeting to order at 7:48. Roll call for the Arriba Town Board was read and those answering were Carolyn Steinsiek, Bob Rush, and Troy McCue. Jack Petty and Leigh Anna Andersen were absent.

**Pledge of Allegiance** was led by Trustee McCue.

**Public Audience** included: Ted Grundmeier, Jody Schiffers, Marcella Flores, Ken Stroud, Ron Christensen (with Viaero Fiber Networks), and James Dingwall.

Ted Grundmeier asked when Viaero comes through with their fiber optics will the Town be receiving any sort of access to it. Ron Christensen said Viaero could offer it to some of the businesses. He said they're not really into providing it to residential. He said that there is a Home Internet 365 that they offer residents. Ted Grundmeier asked if Town Hall would be able to access the fiber optics. Ron Christensen said yes they could probably bring it to Town Hall, but it would be through town funds, local grants, whatever can be worked out.

Jody Schiffers said that with the Viaero tower coming in and people complaining about it- this is why we need zoning.

Ted Grundmeier said not we don't need zoning.

Marcella Flores was concerned about the health effects of the Viaero cell phone tower.

Ron Christensen is with Viaero Fiber Networks, he said that those questions can be addressed along with whatever questions the Town may have, we can hold another meeting and bring the right people in to answer those questions. He said as far as the signal radiation, things like that, it's not going to hurt anybody and he can get letters to prove that.

Mayor Flores said but people are printing off letters that prove that it does hurt people so who do you believe.

Ron Christensen said he is in charge of the fiber optics which is totally harmless, but in his past life he did get letters that state the towers are not going to harm anybody unless you stand in front of the tower that's way up in the sky.

There was brief discussion about how there were no building permits issued for the tower because Arriba doesn't require anything.

Ron Christensen said they would have had to get licensing with FAA or something like that for the Viaero tower.

He said he is here to connect the fiber optics to the tower from a switch. He said he was here to give the Board a chance to look at his proposed plan of going up College Ave and over on Curtis Street to the tower. He said that he was here because Arriba doesn't have any permit in place to give a right of way to utilities. He said he won't put a shovel in the ground until there's an agreement in place. He said he is here to give the Board a change to look at the plans, he's not here to rush or get any decisions today. He said the fiber optic line will be 4 foot deep.

There was brief discussing about how deep the water line is- maybe 6 feet- and where it's at. He said the fiber optic is coming over 71 to Genoa and then to Arriba. He said that trenching will be done but he will go back and restore the landscape. He said if there's anywhere the Town doesn't want trenched they can go across the street if need be.

There was brief discussion on where the gas meters and water and sewer taps are on College Ave.

Ron Christensen said the fiber optic project probably wouldn't be started until December or January. He said it should only take 2-3 weeks to complete. He said he didn't need anything done tonight by the Board and that he could attend the Board's next meeting on October 8<sup>th</sup>. He said Viaero has a right of way permit with Lincoln County and the Town of Limon that Arriba could use as samples. He mentioned that for Lincoln County he has to send notifications to all the land owners along the fiber optic route. Ron Christenson said that the Town should write a letter with any questions and concerns about the tower and he will make sure the right people will get it.

There was brief discussion about the internet service Viaero will be providing to any residents wanting to sign on as customers.

**Approval of Agenda** Clerk Hart asked that 'CIRSA Renewal' be added to the Agenda and '2019 Budget' be removed for this meeting since she had nothing new for it. She said that Ernie Espinoza wants to call in and discuss the new sewer tap being put in. Trustee McCue moved to approve the Agenda as amended. Trustee Steinsiek seconded and the motion passed unanimously.

**Approval of Minutes** Trustee McCue moved to approve the minutes from the August 13 regular meeting. Trustee Steinsiek seconded and the motion passed unanimously.

**Approval of Account Receivable and Payable**

Clerk Hart confirmed that the payment to DOLA was for the wastewater loan. She said that the payment to Russ Myers was for work done on the mosquito sprayer. Mike Becker said the sprayer broke again after that.

Clerk Hart said that the \$40 to Jack Petty was mileage reimbursement for taking the kegs back. Trustee Rush moved to approve the Receivables and Payables for August. Trustee McCue seconded and the motion passed unanimously.

### **Approval of Bills**

Clerk Hart said CIRSA does an audit every year on the payroll for workman's comp.

Mike Becker said the bill from Mike Nichols is for improvements to the in town wells control panel under the Source Water Protection Plan. Clerk Hart said the Town will be reimbursed for that and the Steel Corner bill through the SWPP grant.

Trustee McCue moved to approve the September bills for payment. Trustee Steinsiek seconded and the motion passed unanimously.

**Emergency Preparedness Plan** Ken Stroud is the Lincoln County Emergency Director. He said he regretted not having Les and Kathy Swanson with him as they are doing training and taking classes with Red Cross. Ken asked the Board what they are looking for in an emergency plan, he said there are many facets to a plan. Trustee Steinsiek said that she was the one who had brought this issue up, she said that she has seen when the area has bad storms and people are stranded over at the rest area or at DJ's Petro. She asked if there were any grants available for supplies if the Town wanted to set up the senior center for stranded travelers.

Ken Stroud said that the Swanson's would know and he will be taking all of this information back to them, he said that the Red Cross will contract with people that want to open shelters and they will do all the preliminary ground work.

There was discussion about stocking cots and water vs. perishable food for stranded travelers.

There was discussion about having a plan for older residents in town that need to be checked on in case of power outages.

Ken Stroud said anyone in Arriba that is interested is welcome to do the training with the Red Cross that the Swanson's are doing. Trustee Steinsiek said she was interested. Courtney Dean said she was too.

There was discussion about using the churches in town for shelter for stranded travelers. Trustee Steinsiek said she had hoped to talk to the churches about the issue.

There was discussion about what residents would do in the event of a disaster, having an evacuation plan, having supplies for people.

Ken Stroud said he would do some research and would visit with the Board again about this issue.

**Appoint Trustee** Courtney Dean was the only person present that was interested in the vacant trustee position on the Town Board. Courtney Dean said she's lived in Arriba for nearly 6 years and she's always been welcome in the community.

Trustee McCue moved to appoint Courtney Dean to the vacant trustee position. Trustee Steinsiek seconded and the motion passed unanimously.

Clerk Hart gave Courtney Dean the Oath of Office for Trustee and Courtney Dean took her place on the Town Board.

**Right of Way Permit for Viaero** Clerk Hart said she would get Limon's and Lincoln County's permits for Arriba to pattern a permit off of.

**CIRSA Renewal** Clerk Hart said that the 2019 CIRSA renewal premium for Property and Liability insurance is \$7,452 but that there will be a bit of a credit bringing it down to \$7,346 She said that Workman's Comp premium for 2019 is \$2,027

Clerk Hart said that 2018's Property and Liability insurance premium was \$7,125 and that 2018's Workman's Comp premium was \$2,435.

Trustee McCue moved to approve the renewal with CIRSA for 2019. Trustee Steinsiek seconded and the motion passed unanimously.

**Sewer Liner Issue / Upgrade Waste Water Treatment Facility** Clerk Hart said she wasn't sure if there was anything new with the sewer liner but there was an issue with a sewer tap the Town was supposed to put in for some people on Elm Street. They are going to put a couple of campers on the property. She said that Ernie Espinoza, the Town's water and sewer license operator wanted to talk to the Board about it. She called Ernie on the phone and he addressed the Board via speaker phone.

Ernie said he wanted to talk to the Board about an advisory on Lead and Copper rules the Town received from Colorado Department of Health and Environment.

Ernie said he wanted to go over the permitting issue with the sewer tap, he said he had talked to Mike and Josie about the service tap and the scope of work- he had been informed that it is an RV that will be put into the lot. Mayor Flores said he believed that was true. Ernie said that correlates into the lead and copper rule, and the next one coming out is the backflow prevention cross contamination rule that precedes the notice from the Water Quality Control Division. He said with the wastewater treatment and trying to declassify that to a lower treatment plant which is an evaporative system because it doesn't make sense financially or any other ways to have the new regulations in 2028 to make the Town absorb that cost. He said but if we can alleviate this now the Town would be a lot better. He said so with the excavation of the line for the sewer tap, looking for contractors and their liability and experience and insurance, safety training operation and maintenance, the scope of what they've done- he came across a company that does service taps and pipes jetting and scoping. Clerk Hart said the pipes have been jetted but not scoped. Ernie said that he was concerned about a contractor coming out and doing the work, where is he going to run a line to if a camper is going to be set on the property and who is going to run that service line from the main.

Ernie said that at an 11 foot depth it's dangerous if you don't have shoring and a proper crew, excavation falls and trench collapses are pretty terrible.

Mayor Flores said it's been a while since the last sewer tap was put in. He said there is no sewer line to the property in question, it's never been on Town sewer.

Ernie asked where the service line is going to come into the main line. He said he has concerns about the property owner taking the RV in and out of the property and hooking back into the Town's lines and potentially contaminating and damaging the Town's lines. Ernie questioned who would supply the materials, would the contractor take care of the tap and line, does the Town have a timeline for the property owner to build a permanent structure to match the rest of the community. Trustee McCue said probably not because Arriba doesn't have any zoning or building codes. Trustee Steinsiek asked why the Board was considering putting a sewer line in

for an RV. Clerk Hart said the Town doesn't have any ordinances against this so the Town can't refuse this. Clerk Hart said a few other people have the same set up- a property with sewer and water hookup and not structures. The Town has allowed this sort of hook up in the past. Clerk Hart said the Town Board tried to regulate this exact issue several years ago and it got smashed down.

Ernie said there are certain compliance issues that come up with an RV or mobile unit connecting to the Town lines. He said this was just one thing that was going to be regulated. Ernie explained the lead and copper sampling advisement is saying that the State has never had the full documentation of the Town. This would include the sampling pool which factors in the age of the home, what the pipes are made of, and the mobile homes in the community. The mobile homes are going to have different requirements than a standard home. Ernie talked about a few regulations and preventions the Town can have in place and if the Town is going to require the property owner to pay for backflow prevention devices or if the Town is paying for it. Ernie said for the sewer tap it's going to be hard to get a contractor out just to install a saddle, but the shoring requirement, insurance, certifications- the Town still needs a contractor to do this. Ernie talked about different options of putting the sewer tap in. Clerk Hart said the people have already paid the \$2000 tap fee, so if the Town hires a crew to come in the Town is going to have to eat the extra cost. The Board discussed how Flagler handles taps. There was discussion about the Town's RV permit and lack of ordinances regulating building. There was discussion on if the Town was going to put in the tap and the service line or just the tap.

Ernie told the Board that the property owners needed to have a plan on where the service line was going and needed to have some sort of back flow prevention or cross contamination device installed.

Ernie explained how with the Lead and Copper rules the Town might get a different classification depending on how many RV's and campers are on the system and it makes compliance a little more intricate.

Ernie said as more wastewater and drinking water rules become effective there will be more and more State inspectors out to look at the Town's system.

There was discussion of the dangers of trenching the sewer tap and how it needs to be done properly.

There was discussion about backflow prevention devices for residents or businesses filling up sprayers or tanks. Ernie said that the Town can promote and ensure these people have devices to prevent backflow, either on the meter or on the hoses and tanks themselves.

Clerk Hart said one of the problems with the people needing the sewer tap is that they don't speak English so communication has been difficult.

The Board discussed if they should have the contractor that Ernie suggested dig the sewer tap or find someone local such as Gerald Masters. Clerk Hart said that Mike Becker had suggested having Gerald Masters to do the excavating then Mike will put in the sewer tap and service line and bill the property owner for the service line. Trustee Steinsiek suggested that Mike put a

backflow device on the meter while he's there.

Mayor Flores said that the Town's tap fees need to be raised. There was discussion about what surrounding towns' tap fees are and how they handle RV parks. There was discussion about the dangers of people with RV's dumping chemicals down the sewer pipes and how the town can prevent that happening on this particular property. Trustee Steisneik suggested putting some guidelines in writing that can be handed out.

The Board decided to go with Mike's plan on hiring Gerald Masters to do the excavation, this will be \$95 an hour, and he is licensed and insured. The contractors Ernie suggested will cost about \$7,000.

Trustee McCue made a motion to support Mike Becker's plans to use a local contractor. Trustee Steinsiek seconded. Trustees McCue, Dean and Steinsiek voted yes. Trustee Rush abstained since Gerald Masters is his uncle. Motion passed.

There was discussion about the lead and copper rule. Mayor Flores explained that it came about because of a town, Flint, Michigan, that the chemicals they put in the water to clean the water went through the pipes in the people's houses and stripped the pipes which contaminated the water. He said that's why the Town has to find out what kind of pipes are in each house on the system. It was suggested to send out a letter informing residents of this. Clerk Hart said that she will with Ernie and Mike on gathering this information.

**SWPP Grant** Clerk Hart said that labor for building in-town wells fence, repairs to out of town shed comes to \$1,112.00, leaving about \$600 left in the grant. Clerk Hart asked if the Board wanted to purchase a spill kit or just leave the remaining. The Board agreed to leave the remainder at this time.

**Town Cleanup** Clerk Hart said she had nothing new on this issue. Trustee Schifferns asked where the dirt was coming from that's in piles on Littlehorn's property. Clerk Hart said it was either coming from the Viaero site or the Fire House site. Nobody knew who had hauled it over there for Littlehorn.

**Maintenance Report** Mike Becker said the people with the new sewer tap have told him they are going to build a house but will stay in the trailer for the winter and that wherever the service line is run is where they'll keep it. He said they do know that they will be charged for the material, labor and equipment for him putting in the service line. He said the property already has water it just needs turned on and a backflow device installed. There was discussion if it needed to be a testable backflow prevention device.

There was discussion about loose dogs running around town. Trustee Steinsiek reported that there had been a red dog and a black dog in her trash. These may have been Carl Myer's dogs. Trustee Dean reported that the black Pitbull had been in her yard and is always on the street behind her house. Mike Becker said he has received many complaints about the black Pitbull. Clerk Hart said the black Pitbull belongs to Talon Fitzgerald, she said she has sent him warning letters and a first offense fine of \$15. Clerk Hart said she has had many complaints of him and Trustee Jack Petty has complained about the dog chasing him.

The Board agreed that Clerk Hart should fine Talon Fitzgerald \$75 for the black Pitbull running loose around town.

**Clerks Report** Clerk Hart said that at the last meeting she had reported that Marcella Flores had complained about Russ Pilgrim parking on the sidewalks in Town, she corrected this saying that Marcella had complained about Russ Myers parking on the sidewalks not Russ Pilgrim.

Clerk Hart said she talked to the County and the Auditor about the Road and Bridge money and the Town can transfer that money to the general account and it will not affect the Town in anyway.

Clerk Hart said that Mike's meter reading wand is not working, so she's getting it ready to send in to be repaired.

Clerk Hart said she talked to Greg Etl and he told her that with the sewer project the next time the town needs engineering services the Town should put it out for bid because that way whoever gets the bid the Town can cover those expenses with a grant. Since GMS Engineering is already working on the sewer project the Town cannot use grant funds for their expenses. She said that Greg Etl did say that the Town can pass a resolution that states which engineering company the Town will be using that year and the next few years, but before the Town does this the Town needs to put it out for bid so a current one is on file. Clerk Hart said so Greg Etl said that for this sewer project the engineering fees would not be able to be covered by a grant but that if the Town works with him through DOLA and USDA he thinks he could get the Town some good grants.

Clerk Hart said that the Town Board really needs to consider raising water and sewer tap fees and possibly water and sewer usage rates as well because of the influx of people interested in property in the area. She said she receives a lot of calls from people from the city looking for property and houses to buy or rent. She said that in her opinion the Town needs to start looking at zoning, building codes, and RV ordinance too because of this.

Trustee Steinsiek asked Clerk Hart how her classes are going. Clerk Hart said so far they were going good and the quality was good. She said she planned on taking a grant writing class next.

**Treasurers Report** None.

**Trustees Report** Trustee Rush said that Mary Ruth Black's property has been surveyed and staked. The manhole cover is actually right on the corner of the property so they'll be setting a post to the north or south of that but keep in mind that's not the true corner of the property. Trustee Rush wasn't sure if William Walker had his property surveyed at the same time.

**LCEDC Report** Trustee McCue had a written report of what he has been doing with LCEDC and general news concerning other towns (the report is attached to these minutes). Trustee McCue said he's been working with Greg Etl as well with putting out bids for the company that will be doing the housing market study, he said they have been approved but are

waiting on documents, he said the study will cover all of Lincoln County.

Trustee McCue said the Northwest Lincoln Fire Protection District received a \$12,200 grant from Black Hills Energy for the fire house expansion in Arriba.

He said Bethel Church put a new addition on the west side of the activity building which will be a new kitchen, restrooms and meetings rooms. He said the Bethel activity building could be considered for an emergency location too. He said he eventually wanted to work on getting the rest of the road out to Bethel paved.

He said that Karval is working on their community building as well.

He said that the historical assessment had been done on the Lincoln Theater. He said Bill Bennet is retiring from working at the theater. He said that Bill Bennet did a lot for the theater and they would have to decide who would take over his duties.

James Dingwall, Trustee McCue's VISTA volunteer talked about picking up where James Russell left off last year and moving forward with the strategic plan. He said his goal was to rework and restructure the plan into an implementation / action plan. He said he wanted to hold workshops where it's more of an in depth look at where Arriba fits into the county wide plan. He said there is a survey that he would like the Board to take before the workshop. He said this will save time so the workshop won't be so long. He said he'd like the first workshop to be in October but before October 17<sup>th</sup>. The Board agreed to hold the Strategic Plan workshop on Monday, October 8<sup>th</sup> at 7:00pm with the regular board meeting following afterwards.

**Mayors Report** Mayor Flores said there is a Budget Meeting on Tuesday, September 25<sup>th</sup> at 7:00pm.

**Adjournment** Trustee McCue moved to adjourn the meeting, Trustee Steinsiek seconded and the motion carried unanimously. Mayor Flores adjourned the meeting at 10:03pm.

Submitted by: Josie Hart, Arriba Town Clerk

Signed by:



Mayor Alex Flores

**Approved by the Board on:**



Town of Arriba  
Board of Trustees Regular Meeting  
Monday, September 10, 2018  
7:45pm

Sign In Sheet

Ron Christensen VIAERO WIRELESS.

Jody Schifferns

Maralla Flue Arriba

Paul Anderson

JAMES DINGWALL - LCEDC

Lincoln County EDC – County Commissioner Report

September 10, 2018

- I. **Lincoln County –**
  - A. Planning entrepreneurship activity with area school districts with Ogallala Commons
  - B. Participating in planning and media functions with LCHCC.
- I. **Arriba –**
  - A. Assisting with Firehouse expansion funding, awarded grant from Black Hills Energy
  - B. Reviewing options for wastewater facility redesign for compliance
  - C. Met with Gates Family Foundation at Bethel Community Center, touring new addition
- II. **Genoa --**
  - A. Assisting with transportation with See Six States for Pedal the Plains
  - B. Attended Genoa Town Board meeting 8/15
- III. **Hugo –**
  - A. Working on housing “toolbox” for future development-USDA/CDOH/CHFA
  - B. Attended hotel industry Expo with HEDG for investment outreach on 8/23
  - C. Second CSBC sign delivered for east Hugo access
- IV. **Limon –**
  - A. Participating in Pedal the Plains planning
  - B. Warehouse and distribution center company closed 8/24 on 10 acre Marketplace site
  - C. Attended 9/6 board meeting, signing housing market study – will apply to entire county
- V. **Karval –**
  - A. Attending 9/12 KCA meeting, delivering CSBC sign
  - B. Planning to apply to CO Health Foundation – October 15<sup>th</sup> deadline for community building improvements
- VI. **Small Business Development Center (SBDC) Activities**
  - A. Completed Year 1 fund usage, moving into Year 2 funding.
  - B. Seeing good volume of new client load
- VII. **Your Community Foundation**
  - A. Saw completion of historical assessment report, held annual meeting on 8/21
  - B. Meeting 9/11 to reallocate duties due to Bill Bennett retiring from theater operations
- VIII. **Americorps/VISTA**
  - A. James Dingwall making good progress for first round planning session scheduling
  - B. James attending facilitation training workshop 9/17 and strategic planning training workshop 9/27
  - C. James participating in all levels of countywide and town meetings, took recent tour of northern and southern Lincoln County.