

**MINUTES OF A REGULAR MEETING
OF THE COUNCIL OF THE
TOWN OF SWINK
HELD
April 13, 2009 (Monday)
One Audio Tape Available – Regular Meeting
One Audio Tape – Executive Session**

CALL TO ORDER:

Trustee Wallace called the executive session to order at 6:30 pm. Council member Stone moved, Council member Headlee seconded, to go to executive session for a conference with the Town attorney for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4) (e); with council members, Rick Dell, Chief Aaron Eveatt, Eveatt Babb and Clerk Clodfelter at 6:30 pm. The motion passed unanimous.

The time is now 7:06 pm, and the executive session has been concluded. The participants in the executive session were Brent Cox, Chris Headlee, Karen Piquette, Jon Stone, Shannon Wallace, Phillip Malouff, Rick Dell, Eveatt Babb, Chief Aaron Eveatt, La Junta Fire Department and Terry Clodfelter. 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.

Seeing none, the next agenda item is to call the regular board meeting in session.

A regular meeting of the Town Council of the Town of Swink was called to order by Trustee Wallace on Monday, April 13, 2009 at 7:06 pm.

PLEDGE OF ALLEGIANCE:

Trustee Wallace led the Pledge of Allegiance.

ROLL CALL:

Town Clerk Clodfelter called roll.

Present: Cox Headlee
 Piquette Stone
 Wallace

Also in attendance were:

Phillip Malouff, Attorney
Rick Dell, Public Works Director
Terry Clodfelter, Clerk

Absent:
 Cordova Lytle

AUDIENCE:

Mary Jane Maddux, La Junta, CO - Mike Steeves, La Junta
Tribune Democrat, Chief Aaron Eveatt, La Junta Fire Department -
Everett Babb, La Junta Fire Department – Jim Harper, Swink, CO

CONSENT AGENDA:

Trustee Wallace requested comments regarding the Consent
Agenda, which consisted of:

- ◆ *Minutes of the March 9, 2009 Regular Meeting*
- ◆ *Disbursement List*
- ◆ *Public Works Director Report*
- ◆ *Clerks Report*
- ◆ *Librarian Report*

Council member Headlee moved, Council member Cox seconded,
to approve the Consent Agenda. The motion passed unanimous.

Audience Participation

Committee/Boards/CML Reports/Class

- A. *Swink Recreation Update – Clodfelter*

Clodfelter reported that the Swink Recreation Program had a balance of \$ 3442.69. Clodfelter stated that she registered 77 children for soccer. She also stated that she is in the middle of baseball, softball and t-ball. The late deadline will be Thursday, April 16, 2009.

1. Annual swimming and pot luck party – August 3, 2009

Clerk stated that she has reserved the swimming pool for the end of the year annual swimming party 6:00 pm.

2. Summer Recreation Director

Dell stated that he and the clerk interview 3 applicants for the summer recreation director and we recommend that we hire Donald Cotterman. Dell stated that he has more experience in this area and he is the new football coach for Rocky Ford.

Council member Cox moved, Council member Headlee seconded, to hire Donald Cotterman at the rate of \$2,000.00. The motion passed unanimous

B. Financial Committee – Update

Wallace stated that the committee did not meet this month.

C. CML Classes

1. CML Annual Conference

Wallace stated that the CML Annual Conference will be held in Vail from June 16-20th and that all fees have been waived for the Town for two (2) people to attend. Clerk stated that the deadline for registration will be May 22nd. Wallace stated that if anyone is interested in attending to please let the clerk know as soon as possible.

D. Rick Dell – Water Report Update

Dell stated that everything is in his report.

Maintenance Building / Fire Department

A. Lease Agreement with the La Junta Fire Department

Malouff stated that the current lease agreement will need to be amended. Malouff stated that we will need to add the additional \$20,000.00 that the La Junta Fire Department will be giving to the Town. Malouff stated that the Town of Swink will expect payment at the end of the construction of the building.

B. Award the Project

Council member Headlee moved, Council member Cox seconded, to award the maintenance building project to Ponderosa Contractors out of Colorado Springs. The motion passed unanimous

Malouff stated that he will draw up a contract between the Town of Swink and Ponderosa Contractors.

Old Business:

A. 2009 Annual Celebration – Update

Stone gave an update regarding the annual celebration. He stated that we will have bingo from 11:00 am – 5:00 pm., the Swink Lions will host their annual pancake breakfast, we will have two car shows, JC Carrica will pay for the band and the Swink School may have the grand opening for the new gym that day. Stone also asked Chief Eveatt about having the firemen hosting some kind of race with water hoses. Stone will have Lytle call them this month. Stone stated that we still need donations and more parade entries and more booth entries. Piquette stated that the cost for KBLJ went up this year to \$400.00

B. Modern Woodmen – Donation – Update

Dell stated that we did receive a donation from Modern Woodmen for \$750.00. Dell stated that we also ordered trees that were budget and they have already been planted. He also stated that

Van Hooks will be helping with the landscaping and flowers. He stated that will have a total of 10 trees planted.

C. *Speed Limit on Columbia*

Dell stated that he received information from Shawn Mobley concerning the speed limit on Columbia. He suggests that all council members look at this information. Dell stated that we did not budget for signs this year and if we have Mr. Mobley volunteer his time to do this study he feels that we should install the signs that he recommends. Stone feels that we could find the money for the signs. Cox stated that the speed limit signs will not make a difference unless we have a patrolman sitting here to help enforce the speed. Malouff stated that the town could always hire a part time policeman for this job. Tabled until next month.

D. *Co-Rad Update*

Dell stated that we have a proposal from GMS and the cost of the study will be \$20,000.00. Council member Piquette moved, Council member Headlee seconded, to authorize the mayor to sign the documents. The motion passed: Cox – Yes; Headlee – Yes; Stone – No; Motion passed.

CORRECTION FROM MAY 11th MEETING: Piquette - Yes

New Business

A. *Tree Spraying*

Clerk stated that Rich's Tree Service will be doing the trees again this year on June 2nd and 3rd. She stated that she did receive a bid from another contractor but he was a lot higher than Rich's.

B. *Arbor Day Proclamation – April 22, 2009*

Wallace read the proclamation for National Arbor Day for April 22, 2009. Clerk stated that the Swink School Kindergarten class, Modern Woodmen, Tom Brubaker, and Shelly Van Landingham will all be at the new park to plant a tree to help observe National Arbor Day.

C. Southeast Co Water Conservancy District– 2009 Allocation of Water

Clerk stated that we received a form asking about water allocation for 2009. Dell stated that we should ask for 200 acre feet.

D. Water Restriction

A copy of Ordinance 2009-5 concerning the water restriction was handed out to all board members. Dell stated that we have 400 acre feet which would be stage 1; which we are currently in. The water restriction will remain the same. Council will look at again next month.

E. Special Event Liquor License

1. May 30, Bike Rally

2. June 13, 2009 – Annual Celebration

Table till next month due to the time frame of all the paperwork was not turned into the clerk.

Information

A. Census 2010

Clerk stated that she met with a representative from Census 2010 and later this year we will start receiving paperwork. She stated that they urge all of our citizens to participate in this process as it helps with some of Town funding.

B. Insurance

Clerk stated that she passed out information regarding insurance from a gentleman that was in the office today. Council decided that we would not be interested at this time.

C. Sirens

Cox stated that the sirens are going off two separate times. Dell stated that this problem will be fixed by next week.

Headlee asked about padlocks. Dell stated that there is no place to have a padlock.

D. Break-in's

Council members were informed of several break-ins in the area.

Adjourn

Trustee Wallace adjourned the meeting at 7:50 pm.