



# PUEBLO WEST METROPOLITAN DISTRICT

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**REGULAR BOARD MEETING  
109 E. INDUSTRIAL BOULEVARD  
TUESDAY, APRIL 24, 2018 – 6:00 P.M.**

**MINUTES**

The Board of Directors of The Pueblo West Metropolitan District met at 109 East Industrial Boulevard, Pueblo West, Colorado, on April 24; at the hour of 6:00 P.M. President Leonard called the Regular Meeting to order.

- A. CALL TO ORDER**
- B. INVOCATION, SCOTT BAILEY**
- C. PLEDGE OF ALLEGIANCE**

**D. ROLL CALL**

President Leonard called the roll: Director Mike French, Director Terry Zupan, Director Mark Carmel, and President Judy Leonard were present. Director Barbara Bernard was excused and not present at the time of roll call but was present at 7:35 pm.

Also present was District Manager Darrin Tangeman; Laura Savage, Assistant to the District Manager; Scott Eilert, Utility Director; Shawn Winters, Assistant Engineer; Brad Curtis, Public Works Director; Jay-Michael Baker, Communications and Engagement Manager; Mary Bullock, Human Resources Manager; and seven members of the audience.

**E. APPROVAL OF AGENDA**

Director French requested to move Item J-4 from the Consent Agenda to Old Business. Director Zupan motioned for the approval of the agenda as amended; it was seconded by Director Carmel. Motion unanimously passed 4-0.

**F. SPECIAL INTRODUCTIONS**

David Stanford was introduced as the new SCADA Coordinator in the Utility Department, then went into detail about how his position plays a role in the water and wastewater department.

**G. CITIZEN'S COMMENTS**

Emily Price mentioned Commissioner Ortiz has visited every community and held mini town halls within his district. However, the advertised event for Pueblo West was poorly attended as only two individuals participated whereas the Avondale event garnered almost 50 individuals. Ms. Price sees vocal and active participants behind a keyboard yet they do not meet face-to-face and recommends the community become more involved.

**H. COMMITTEE REPORTS**

Director Carmel reported he attended the Action 22 Broadband Summit where the District's IT Manager and Communications Manager were present, then stated at least one-half of the community lacks internet connection and the remainder have slow internet speeds. As a community issue, he feels high-speed internet should be a priority and the Board should pursue avenues to serve the community.

President Leonard reported she attended the Planning Commission Meeting where the tower at Fire Station #2 was continued for Verizon to continue community outreach; it will be reviewed in two months. Also, the Conservancy District was concerned about water flows but Pueblo Reservoir is currently at capacity and water will not need to be spilled.

**I. DIRECTOR'S COMMENTS**

Director French commended the Fire Department on their efforts offering mutual aid during recent fires, specifically the 117 fire. Also, Pueblo West High School students did a fantastic job hosting and managing the candidate forum. Director French congratulated the candidates who participated and he anticipated the crowd was over 150 individuals. He will attend the citizens' academy session at the fire department, then reminded the Board he will not be in attendance at the May 8 meeting.

Director Zupan also commended the high school students for the successful candidate forum as she was pleased to hear all candidates, and she found it refreshing. She looks forward to working with a new group of elected officials. The livestream option was a great way to allow residents to participate without attending in person. Regarding the Pueblo West View, she has received numerous complaints about the weekly paper lying on driveways throughout the community and recommends they be placed in bins for distribution throughout the district. She challenged residents to contact the Pueblo West View and request the same.

Director Carmel stated that despite the disagreements he has had with any and all Board members, that it is not personal. He thanked Judy Leonard, Barbara Bernard, Jerry Martin, Mike French, and Terry Zupan for the honor of serving alongside him. The greatest legacy, in his opinion, is that the Board has always tried to do the best thing. He wholeheartedly agreed that the Pueblo West View is a littering problem and requested a solution be found. He drew

attention to the fact that the Pueblo Chieftain will be sold in May 2018, and a policy statement should be made to enforce codes and rules regarding the issue. Additionally, he has attempted to discuss community issues on the private I Live In Pueblo West Facebook page and he feels as though he is being censored. Lastly, Director Carmel echoed the positive sentiments regarding the candidate forum and the fire response to the mutual aid requests. He then spoke of the successful high school athletics and that the Board continues to attract leaders to improve and support the community.

President Leonard additionally gave kudos to the Fire Department regarding their mutual aid efforts.

#### **J. APPROVAL OF CONSENT AGENDA**

Director Carmel requested removal of item J-2. Director Zupan motioned for the approval with the aforementioned item removed; seconded by Director French. Motion carried 4-0.

##### **1. FINANCIAL REPORTS**

##### **2. DISTRICT MANAGER REPORT**

Mr. Tangeman reported the Fire Department continues to be very busy with local fire suppression efforts and mutual aid responses in Pueblo County due to high fire danger. The fires in Pueblo County have been larger in size than those in Pueblo West and have required a lot of resources to contain them. Due to high fire danger we ask residents to report any possible fire immediately so that firefighters can rapidly respond and quickly stop any fire before it becomes a major event. The District is very proud of how our fire fighters are responding and performing in these hazardous situations and Pueblo West should feel confident that our community's safety remains a high priority with our experienced and well-trained crews.

On April 12, we responded to a major wildland fire incident that started near Apple Road and 56th Lane in eastern Pueblo County. Driven by 50 plus MPH winds, the advancing fire was headed toward the Town of Boone, promoting a mandatory evacuation order given for the entire town. Due to the great work of firefighters and changing wind directions, the fire advancement into Boone was stopped. Final containment of the fire at 100% was not declared until Friday April 13th. Pueblo West Fire also responded to a mutual aid request from El Paso County for a rapidly moving fire along I-25 at the El Paso and Pueblo County line named the "117 Fire". This fire consumed nearly 41,000 acres, 10 homes and various other structures. Another major fire broke out in eastern Pueblo County named the "Barnett Fire" driven by 40-50 MPH winds. Unfortunately, this fire consumed five homes and various outbuildings in a very short time frame.

The Parks and Recreation Department held our annual fishing derby on Saturday, April 7. Despite the low temperatures, the event was a success with 166 children participating and braving the cold weather. Not as many fish were caught (20) as have been caught in the past, but the children had fun and received lots of goodies to take home.

The Streets and Roads Division has expressed continuing concerns about recent increasing illegal dumping in Pueblo West that is having a significant impact on the scheduling of road and drainage maintenance work. Despite these obstacles, road crews continue to do a fantastic job with the limited resources they have to accomplish scheduled maintenance and MyPuebloWest CRM responses. Staff is currently preparing contract documents for the upcoming crack sealing project. Approximately 3 miles of roadway crack sealing (15 tons of material) is anticipated.

The District is moving forward with grant funding and requests for proposals for the High Risk Rural Road program that were awarded in 2017. The District has received the IGA from CDOT and it will be presented to the Board at an upcoming meeting. The RFQ for consultant services for these projects has been published and the deadline for receipt of the RFQs is May 16, 2018. The projects included will be Capistrano at PWHS, N. McCulloch Blvd & Platteville Intersection, and Spaulding Ave. & Capistrano Ave. Intersection.

Mr. Tangeman responded to Director Carmel's request for information regarding a strategic broadband plan, stating that there is a need for broadband, yet discussions with Irv Halter with DOLA indicate there is a need to collaborate with other entities to do a county-wide SB-152 opt-out as Pueblo West has not been included in any formal rural broadband studies. Mr. Tangeman recommended options be researched to determine how much revenue would be required to implement.

##### **3. MINUTES OF JANUARY 23 AND JANUARY 25, 2018**

##### **4. RESOLUTION NO. 2018-44 A RESOLUTION AUTHORIZING THE PAYOFF OF ENGINE 3 TO US BANCORP**

The item is on the agenda and requires Board approval to authorize \$148,000 to pay off the engine as a result of the accident and release the title in order for a new engine to be built. Director Zupan motioned for the approval of the resolution; seconded by Director French. Ayes: Zupan, French, and Leonard. Nays: Director Carmel. Abstained: None. Motion carried 3-1.

#### **K. OLD BUSINESS**

##### **1. BUSTANG OUTRIDER SERVICE UPDATE**

Brad Curtis reported that staff met with Outrider Service individuals who stated they do not have an intent to utilize Pueblo West staff or facilities. Their location will be the McCulloch West CDOT Parking Lot and operations

will commence in May. Future locations and needs will be brought to the Board for future approval if needed. Director French requested that future locations be centrally located in the community.

**2. RESOLUTION NO. 2018–45 A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF COLORADO DEPARTMENT OF TRANSPORTATION REGARDING THE FEDERAL HIGH RISK RURAL ROADS GRANTS – PROJECT NO. M087-010, (22355)**

Director Carmel motioned for the approval of the resolution as presented; seconded by Director Zupan. Ayes: Zupan Carmel, French and Leonard. Nays: None. Abstained: None. Motion carried 4-0.

**3. RESOLUTION NO. 2018–46 A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF COLORADO DEPARTMENT OF TRANSPORTATION REGARDING THE FEDERAL HIGH RISK RURAL ROADS GRANTS – PROJECT NO. M087-011, (22356)**

Director Carmel motioned for the approval of the resolution as presented; seconded by Director Zupan. Ayes: Zupan Carmel, French and Leonard. Nays: None. Abstained: None. Motion carried 4-0.

**4. RESOLUTION NO. 2018–47 A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF COLORADO DEPARTMENT OF TRANSPORTATION REGARDING THE FEDERAL HIGH RISK RURAL ROADS GRANTS – PROJECT NO. M087-012, (22357)**

Director Carmel motioned for the approval of the resolution as presented; seconded by Director French. Ayes: Zupan Carmel, French and Leonard. Nays: None. Abstained: None. Motion carried 4-0.

**L. NEW BUSINESS**

**1. RESOLUTION NO. 2018–48 A RESOLUTION APPROVING A LEASE AGREEMENT AND EASEMENT WITH SAN ISABEL ELECTRIC ASSOCIATION, INC.**

Director French motioned for the approval of the resolution; seconded by Director Carmel. Ayes: Zupan, French, Carmel and Leonard. Nays: None. Abstained: None. Motion carried 4-0.

**2. RESOLUTION NO 2018–49 A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT (IGA) WITH THE STATE OF COLORADO DEPARTMENT OF TRANSPORTATION REGARDING THE TRANSPORTATION ALTERNATIVE PROJECT (TAP) NO. M087-09, (22130)**

Director Zupan motioned for the approval of the resolution; seconded by Director French. Ayes: Zupan, French, Carmel and Leonard. Nays: None. Abstained: None. Motion carried 4-0.

**3. RESOLUTION NO. 2018-\_\_ A RESOLUTION APPROVING A CONTRACT FOR SALE OF DISTRICT PROPERTY TO GORDON HESS**

Director Zupan motioned for the removal of the resolution from the agenda; seconded by Director French. Ayes: Zupan, French, Carmel and Leonard. Nays: None. Abstained: None. Motion carried 4-0.

**4. SCOPE OF WORK DISCUSSION FOR INCORPORATION STUDY RFP**

Mr. Tangeman stated that a year ago an incorporation feasibility study was conducted with the University of Colorado at Colorado Springs School of Public Affairs as a graduate level project. The results indicated it would be favorable to move forward with a comprehensive incorporation study with the intent to inform voters and provide a guide for incorporation in the future. The Department of Local Affairs has provided a \$25,000 grant and Siemens has promised a \$20,000 grant to assist in funding the study. The Board had agreed to provide \$15,000 if the County agreed to provide \$15,000, yet they declined the District's request. It has been determined to move forward with a RFP to see total cost for the study. Mr. Tangeman provided a preliminary scope of services for the Board to review. Director French noted that a full-blown study is imperative to have answers for the community regardless of support, then recommended asking for everything and paring back dependent upon results. He feels a roadmap is important, and if citizens decide to incorporate, it would be a multi-year process. It is his opinion that it be detailed as possible. Mr. Tangeman agreed that a schedule of fees for options they provide be requested, then he stated a minimum approach could be adopted to determine organizational structure, financial needs, and mandated services. Also, a District-led approach is better in his opinion than being blindsided by residents taking the lead on incorporation, forcefully leaving the District out of the equation altogether. Mr. Tangeman then described current challenges facing the City of Castle Pines and Castle Pines Metro District, where residents led the incorporation effort. Director French discussed possible phased-in approaches which he would like to see provided in a study. Director Carmel seconded what Director French discussed, and agreed a study is needed and recommended the Board move forward. However, he favored Mr. Tangeman's minimalist approach recommendation. As an adamant opponent of incorporation, Director Carmel's mind has changed as he fears future City of Pueblo annexation efforts to take over the industrial park. He also referenced the County's 1A Joe Martinez extension project which would allow for annexation of the Liberty Point residential area. He stated that the District has committed to the study, and therefore he would perhaps approve a tax increase for the roads if Pueblo West became a city. Mr. Tangeman discussed the intent of using a cost schedule and budget to accommodate the \$60,000 available. A discussion was held that Pueblo West is at its tipping point and a road map is needed to make tough decisions to maintain the community's culture and feel. Mr. Tangeman reiterated that the community is unpredictable and a redundant form of government could negatively impact the positive direction of the community, and the process will involve the residents although it is imperative a non-biased consultant provide the study. Director Zupan noted sustainability should be considered if incorporation occurs. Mr. Tangeman requested Board feedback and then will move forward with the RFP.

**M. ANNOUNCEMENTS**

See Agenda for list.

**N. EXECUTIVE SESSION**

Director French motioned to move into executive session and cited items as indicated below. The motion was seconded by Zupan. Motion carried 4-0 to go into executive session. Director Bernard was present for Executive Session via phone.

1. **§24-6-402(4)(e), C.R.S., DEVELOPING STRATEGY FOR NEGOTIATIONS, INSTRUCTING NEGOTIATORS, AND DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS; DISTRICT LAND SALE NEGOTIATIONS**
2. **§24-6-402(4)(B) C.R.S. CONFERENCES WITH AN ATTORNEY FOR THE PUBLIC ENTITY FOR THE PURPOSES OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS; SENATE BILL 18-259**
3. **§24-6-402(4)(B) C.R.S. CONFERENCES WITH AN ATTORNEY FOR THE PUBLIC ENTITY FOR THE PURPOSES OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS; PERSONNEL ISSUE DISTRICT MANAGER**

**O. ADJOURN**

There being no further business to come before the Board, President Leonard adjourned the meeting at 8:27 pm. The next regular meeting is scheduled for May 8<sup>th</sup>, 2018 at the hour of 6:00 P.M., presently set for the meeting room of the Board of Directors, 109 East Industrial Boulevard, Pueblo West, Colorado.

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**Secretary**

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Approved 10/9/2018