

October 6, 2011

The meeting began at 7:18 p.m.

Present: Bill Muse, Mayor; Dennis Bertucci, Randy Ripplinger, Sue Inman, Gladys LeFevre, Council Members; Judi Davis, Clerk, Mark McIff, Attorney.

Public Present: Donna Jean Wilson, Cynthia Wilson, Peg Smith, Ashley Coombs, Matt Cochran and Constance Lynn, Pete and Cookie Schaus, Alan Scott.

Randy made a motion we accept the minutes of the meeting held September 1 as written. Gladys seconded the motion. The vote was unanimous.

Randy made a motion we accept the changes to the 2011-12 budget as presented in the public hearing. Gladys seconded the motion. The vote was unanimous.

Gladys made a motion we appoint Donna Jean Wilson, Larry Davis, and Cynthia Wilson as election judges, with Sue Inman as alternate. Dennis seconded the motion. The vote was unanimous.

Matt asked the Council to appeal the decision of the Forest Service on the use of rotenone and gave an update on the process. He feels there are inconsistencies and questions that were not answered on the reported connection between rotenone use and Parkinson's disease. He doesn't trust the science and feels the fisheries people aren't objective in their studies. He mentioned newspaper articles supporting the town. Once appeals are filed, it will probably clear the district level, but they are seeking legal help, which will probably cost \$3,000-5,000. He has found a group who will file a lawsuit, but the town may have to become involved. (Sam Stout, Tom Jerome, and Mary Jane Coombs came.)

Bill has talked with the County Commissioners about the irrigation water issue to see why charges haven't been filed in the taking of our water. He and Clare Ramsey will meet with the State Attorney General on Oct. 14 to see about continuing with charges in the matter. If charges aren't filed by the County or the State, he said we would go back to the press. The irrigation water matter is tied to the rotenone project because of the Garkane re-licensing process. Matt thinks that tomorrow is the deadline for appeals to be filed. The forest have told him in writing that October 11 is the deadline, but he's encouraging people to postmark or email their appeals by October 7. The Irrigation Company can cover the \$5,000 legal fees if necessary.

Matt drafted two versions of an appeal for the Council to consider filing. Bill proposed that we send the tough one. Gladys is not in favor of the town taking a tough stance, but in this case feels the Forest Service have disregarded the Town's concerns. Randy made a motion we send the tougher letter. Sue seconded the motion. The vote was unanimous.

In discussing development of the tract park, Bill reported that the horses will be removed soon. Sam reported that Brian Bremner said we can use pit run and gravel from their pit for very little,

if any, cost for the parking lot, since it is being used for government purposes. It will cost about \$6,700 to do the grading and graveling to open the road and put in the parking lot. He can start within a week or two. Gladys made a motion we pay Boulder Excavating Company no more than \$6,700 to open the street and create the parking lot. Dennis seconded the motion. The vote was unanimous.

The fencing was discussed next. We will be putting in a new fence around the whole park. The Sanders aren't in a hurry to get the fence done; they just want it to be in the right place. Bill suggested a four-rail stacked fence and suggested that we do that section (between the park and the Sanders' property) in the first phase. He is going to ask if any ranchers have extra fence posts that they would donate. The Council committed to do the 571 feet of fencing between the park and the Sanders lot in the first phase. We should get a more-or-less uniform size of posts—4" at the top and 8' high. We should get uniform rails and agreed that aspen might be easier to get. We've had Jones & DeMille do a partial survey of the tract piece, marking the corners and some in between. The goal is to have a sign done by December. Bill proposed that we put it out to the community to design a Boulder Town Park sign. We'll have lots of rocks that could be used. We understand that Laura DeMay has volunteered to help with it.

Bill would like to have Sam, Tom, Tina, Julie and Loch help stake out a path that could be mowed. Bill and Sam can brush hog it. Boulders could help define the path. Tom stated that there is still a good pile of boulders on the tract piece and asked that we please leave 4-5 boulders on the town grounds for landscaping there. Pete wondered if there are grants coming up that would need matching funds—perhaps CDBG or CIB? It may be that neither of those will accept labor or donations as a match.

We need to prioritize the furnishings that we need for the Community Center. We need a chair stacker and a few nice tables. We need something in the glassed-in room. Chairs should be matching. We need an office desk and perhaps a permanent meeting room table. Cheryl is willing to donate a round table, and Tom will donate some chairs. We need to get a feeling for the building before we get permanent furnishings.

The custodial contract was discussed. There is a lot more building to take care of. Peg suggested that they finish out the year under their current arrangement while we decide what we want to do. We may want to put it out for bid again, although the custodial work is the main source of funding for the library, so they'd like to continue. However, they're not sure how much extra work there will be and what the expectations will be. Gladys made a motion that we keep the same custodians through December at the same rate of pay and then reconsider the contract in January. Randy seconded the motion. The vote was unanimous.

Cookie asked about the restrooms being open and wondered if it would be possible to have hand dryers instead of paper towels because of the potential for waste and mess with the paper. We

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don't know what the plans call for, but if they haven't wired for electric dryers, we won't be able to get them at this point.

We need to have a policy on building use and key distribution. We will contact some other places that have similar buildings. New policy will not allow keys to be duplicated at will.

Tom suggested that people should be able to use the building, especially in the winter. Maybe we can have volunteers staff the building during its use. They would have to sign up and be responsible for what goes on while they are there. We could have a few places where keys can be checked out. He asked if we will schedule the open room or whether it will always be open. Will it be part of the library? Will the rest of the rooms always be open? Or only during scheduled events?

We would like to have a short program and a potluck dinner for the ribbon cutting ceremony. We may have a prayer of some kind, or a prayer circle open to anyone who wants to voluntarily offer a spiritual message. Anyone who wants to come a half hour before the ribbon cutting can participate in the prayer circle.

Farlan has dug a new, big pit. The yard waste pit needs to be burned. A road excavation permit has been issued to Josh Ellis. We need to repair the excavation across the road in front of the Community Center as soon as possible, or we can wait until next summer when the Boulder King project is underway. We will leave it as it is for now. The culverts in the subdivision are our responsibility. We need one on the south end of the subdivision and need to assess whether we need to put one on the north end. The engineers for the Boulder Farmstead project had planned to take up all the pavement, rotomill it, and replace it, but Brian Bremner said that won't work on this road because the pavement isn't deep enough. We should have the contractor leave as much of the chip seal on the road as possible. Jay Brooks and Brian have checked the Winovitch culvert and will fix it. We need to clarify the size of the culvert.

Donna Jean asked if we could brush hog her road on both sides. We will see if Doran will do it. Is it possible for us to give the building contractor a credit against the cost of the fire doors since we will fix the doors? Bill will check with Nate.

Bill is checking with Jack to see about surveying the cemetery. He will have him put markers on the corners. It needs to be done before we can place the cemetery sign.

The Planning Commission will hold a public hearing for a Conditional Use Permit application for a borrow pit next Tuesday.

The Fire Department had a busy month. Randy hosted a dinner for the EMT's and firefighters. They had seven calls this month, including a carryout on Black Mesa, a fire at the Salt Gulch

dumpster, a rollover on Boulder Top involving a life flight, a motorcycle accident on Boulder Top, Ed Vaughn's shed fire, a road accident involving a motorcycle and a deer near Garkane, also involving a life flight, and a call in the Baker Pasture area for a person kicked by a horse, with another life flight.

Jodi Reeder would like to volunteer as an EMT next time there is a class taught. In spite of what was said before, the basic course will require the same hours of training as before, although it is a new program. The County will teach the course. It will require 48 hours of training and the certification will be good for four years, the same as a first responder used to be. They recommend that the fire people take the course. An EMT Basic will be an EMT. An EMTA will be advanced. An EMT Intermediate will be moved to a paramedic. The Basic course is 120 hours and will be offered next winter. It will be a national standardized course, and an EMT will be certified anywhere for life. Randy will find out for sure when the next class will be.

Randy made a motion we adjourn to executive session to discuss potential litigation. Gladys seconded the motion. The vote was as follows: Gladys, yes; Bill, yes; Sue, yes; Dennis, yes; Randy, yes. Open meeting adjourned at 8:52 and resumed at 9:40, when Gladys made a motion to open the meeting. Randy seconded the motion. The vote was: Gladys, yes; Sue, yes; Randy, yes; Dennis, yes; Bill, yes.

Dennis made a motion the meeting adjourn. Gladys seconded the motion. The vote was unanimous.

The meeting adjourned at 9:40.