



TOWN COUNCIL MEETING

April 12, 2021

MINUTES

1. The meeting was called to order at 6:00 p.m.
2. The Pledge of Allegiance took place.
3. Roll Call was taken with Council Members Buford, Watkins Romero, Smith, Pepper & Barber present.
Council member Kurtz was excused. Also present were P. Malouff (TA), C. Karle (T), D. Sprosty (C) Tony Moreland, Davida Morland & Pat Cole.
4. The following additions/changes to the agenda were proposed: Change 13 & 12 in order and discuss water in 6.
5. **The Agenda was approved with changes via consent vote, 6 (Y), 0 (N). Romero (M), Pepper (S)**
6. **The March 22, 2021 minutes were approved via consent vote, 6 (Y), 0 (N). Watkins (M), Pepper (S)**
7. Public Comment: (those individuals interested in speaking, please sign in at the beginning of the meeting. Comments are restricted to five minutes per person.
 1. **Tony & Davida Moreland, Pat Cole brought request for permission to use the park for a first responder appreciation day. The council informed the group that a First Responder night this fall was being coordinated with the school. It would be held at a home football game with a meal and a halftime activity to honor them. The only think lacking was a final date and final approval from the four town councils. The council also advised the group that they could use the park like anybody else. Their request was approved via consent vote, 6 (Y), 0 (N), Romero (M), Watkins (S)**
8. Old Business-
 - A. At this date no trash bids have been turned in. Deadline is approaching.
 - B. The Twin Lakes Water Contracts are completed.
 - C. The tree installation project has been completed.
 - D. Discussion took place on the electrical franchise agreement which ends in March of 2022.

9. Public Information Officer-None

10. New Business

A. Clerk Desiree Sprosty gave the council updates and requested approval on the following items.

1. The SIPA/WIX town website changeover is in progress and the town will be under the State portal authority.
2. Clean Up Days are scheduled for May14, 15 &16.
3. **The council voted to open the splash park with the Crowley County schools being scheduled first was approved via consent vote, 6 (Y), 0 (N), Romero (M), Watkins (S)**
4. The dog at large problem was discussed.
5. **The council voted to open the old town hall for rentals via consent vote, 6 (Y), 0 (N), Romero (M), Watkins (S)**

B. Treasure Cindy Karle gave the council updates and requested approval on the following:

- 1.. There were no purchases needing approval
2. The log of bills paid was reviewed.
3. She was able to find some assistance to aid with the cemetery plot need.

C. Other

1. The Arkansas River Basin Board was discussed and the municipal position on it.
2. There was a discussion about a town/private citizen partnership. As per policy, the town declined.
3. The Emergency Broadband Benefit Program funds were discussed.

11. Maintenance:

A. Drinking Water Consumer Confidence report timetable was given

B. Mr. Buford gave an update with the communication with Environmental Protection Agency and their

**timetable on assisting the town of Ordway. Mr. Buford made a motion to add the following addresses to the list of homes to be processed through the courts for condemnation, 305, 316, 317 Arkansas, 215 E. 4th, 448 E. 3rd, 205 E. 2nd, 208 Lake, 208 Short, 416 Idaho, Parcel 10100334, 10100333. Watkins (S).
Passed via Roll Call Vote 6-0.**

*13. Personnel

A. The leave policy was discussed and following some information provided by Town attorney Malouff, the council voted **via consent vote, 6 (Y), 0 (N), Smith (M), Romero (S).**

12. Executive Session- Pursuant to C.R.S. 24-6-402 (4), executive session may be entered into for the purpose of discussing personnel, property, legal advice, matters to be kept confidential by law, security, and negotiations. **The council voted 6-0 to go into executive session at 7:15 pm. Pepper (M), Smith (S)**

14. Next meeting is on April 26, 2021 at 6:00 PM. Water system workshop with Sugar City on Saturday, April 24.

15. Adjournment took place at 7:18 pm.

The following information was made available to the public.

*Community participation information is at bottom of the agenda. Due to COVID-19, there will not be any scheduled citizen attendance.

The following Call in or log in information was provided for attendance.

Town Council Regular Meeting Mon, Apr 12, 2021 6:00 PM - 9:00 PM (MDT)

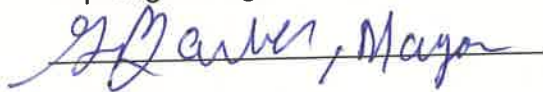
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Belinda Kurtz, PIO

4-26-21

Date

Town of Ordway
Check Detail
March 1 - 24, 2021

Name	Original Amount	
*Community Banks of Colorado	\$ 5,339.18	Loan
4 Rivers Equipment	\$ 214.04	
Arkansas Valley Lumber	\$ 152.99	
Black Hills Energy	\$ 24.93	electricity
Crowley County Administration	\$ 4,464.62	
Five Ranges Computer Consulting	\$ 300.00	Computer Consult
Gobin's Inc.	\$ 128.84	contract
INGRAM	\$ 366.66	Library
K & L CARWASH	\$ 8.00	Car Wash
La Junta Tribune-Democrat	\$ 133.62	Library
Municode	\$ 395.00	
Ordway Building Supply	\$ 201.24	
Ordway New Era	\$ 20.00	
Petty Cash	\$ 156.91	
Prairie Automotive	\$ 522.28	
Reliastar Life Insurance Company	\$ 190.78	Retirement
SECOM	\$ 284.99	Telephone/internet
Thaxton Market	\$ 11.19	Water -pipes frozen
Black Hills Energy	\$ 227.60	Natural Gas
Crowley County Administration	\$ 823.30	
Gobin's Inc.	\$ 105.10	
Black Hills Energy	\$ 354.93	Natural Gas
Crowley County Administration	\$ 4,236.00	
Black Hills Energy	\$ 283.68	Natural Gas
Black Hills Energy	\$ 786.65	electricity
Black Hills Energy	\$ 305.73	electricity
Airgas USA, LLC	\$ 72.70	rental of tanks
Bens' Gas House	\$ 821.19	Fuel
CLIC	\$ 25.00	Library Registration
Desire Sprosty (vendor)	\$ 113.68	
FlagsUSA.Com	\$ 532.20	flags
Great American Financial Services	\$ 209.52	Rent on Copier
Here's Your Sign	\$ 700.00	Cemetery Signs
Jamie Plunkett	\$ 25.90	Meter Deposit Return
PHILLIP F. MALOUFF, JR., L.L.C.	\$ 250.00	Legal Fees
Southeast Colorado Power	\$ 94.25	electricity
UTILIBILLS COM	\$ 199.00	Water Billing System
Vanessa Rubio	\$ 100.00	Meter Deposit Return
Verizon	\$ 190.29	Phone
Waste Connections Company	\$ 10,959.58	trash
ABC Plumbing	\$ 400.00	Park Sprinklers
Aflac	\$ 422.07	Insurance
Companion Life	\$ 352.31	Insurance
Country Plumbing and Heating, Inc	\$ 830.25	Insurance Claim
DPC INDUSTRIES, INC.	\$ 30.00	Chemicals

COMING SOON: Emergency Broadband Benefit Program

Health care centers, grantees and partners have an exciting opportunity to help spread the word about an upcoming program. Eligible patients and households may apply for the Federal Communications Commission (FCC) Emergency Broadband Benefit (EBB) program when it opens in late April.

Background

The Federal Communications Commission's (FCC) Emergency Broadband Benefit (EBB) program lowers the cost of high-speed internet service to ensure people have the connectivity they need during the ongoing COVID-19 public health emergency. By the end of April, \$3.2 billion in funding will be available to provide qualifying households discounts on their internet service bills and an opportunity to receive a discount on a computer or tablet. The EBB program is similar to the Lifeline program with expanded eligibility, vendors, and subsidies. This benefit is available directly to consumers on a first come, first serve basis.

Eligible patients and households may submit applications beginning around late April. Health centers and organizations are encouraged to begin preparing to increase awareness and help patients apply (e.g., outreach, internet access, and supporting applications completion). Organizations are encouraged to develop a plan now to support patients as funds are expected to go quickly.

How You Can Help

- Share information about the EBB program with patients.
 - FCC's EBB webpage
 - Fact sheet
- Provide access to the internet and basic technical support at your organization so patients can complete the application.

The Telehealth Resource Centers are available to assist with questions. For more information, including recorded technical assistance webinars, please visit the FCC-supported technical assistance provider Universal Service Administrative Company and visit the resources below.

Resources for the EBB Program:

- FCC's EBB webpage
- Consumer FAQ for Emergency Broadband Benefit
- Fact sheet
- "Become an Outreach Partner"
- Universal Service Administrative Company Technical Assistance Webinars

Click the image below for this week's **Statehouse Report** video.



In this week's edition

- **SB21-062, Jail Population Management Tools, was revisited by CML's Executive Board. The Board concluded that CML must oppose this legislation no matter how it is amended. Individual municipalities have taken positions to oppose and CML must join them.**
- CML testified in opposition to **HB21-1222, Regulation of Family Childcare Homes**, in the House Public and Behavioral Health and Human Services Committee. The bill passed committee unanimously.
- CML testified in opposition to **SB21-176, Protecting Opportunities and Workers' Rights Act**, in the Senate Judiciary Committee. The bill was heavily amended and was laid over.
- CML lobbied for support of **HB21-1051** on the House floor. The bill passed third reading in the house with a 50-13 (2 excused) vote.
- CML testified in support of **HB21-1105** in the House Finance Committee. The bill passed with a vote of 7-4.
- CML lobbied in support of **HB21-1208** and will testify in support of the bill in the House Finance Committee.
- CML submitted written testimony supporting **SB21-122**, which would streamline local governments' bulk purchase orders of Naloxone. The bill unanimously

passed the House Public & Behavioral Health & Human Services and second reading.

- CML testified in support of a strike-below version of **HB21-1168** in the House Transportation and Local Government Committee. The bill passed the committee and will be heard later in the House Finance Committee.
- CML has been working with the sponsors of **HB21-1132** on amendments. CML will testify in support of this amendment in the House Finance Committee.
- CML testified in support of **HB21-1235** and **HB21-1236**. Both passed out of committee and are up on Second Reading in the House today.
- CML testified in support of **SB21-060**, as amended by Amendment L.001. The bill was laid over for action, and the Senate Business, Labor, and Technology Committee will take a final vote today.
- **HB21-1162** was amended in the House Finance Committee to remove language that would repeal the preemption of local governments' management of plastic products. CML is now opposing the bill unless it is amended to reinstate that language.

Click the image below for this week's [Statehouse Report video](#).



In this week's edition

RESOLUTION NO. 2013-06

A RESOLUTION MODIFYING THE TOWN OF ORDWAY ASSOCIATE HANDBOOK REVISED MARCH 2008 REGARDING EMPLOYEE ANNUAL LEAVE

WHEREAS, the town of Ordway Board of Trustees previously adopted an Associate Handbook dated March 2008; and

WHEREAS, the Board of Trustees desires to modify the employee annual leave provisions to provide that annual leave be accumulated.

NOW THEREFORE, be it resolved by the town of Ordway Board of Trustees as follows:

Section 1. The annual leave section located on page 27 of the Associate Handbook dated March 2008 is hereby amended as follows.

"Annual Leave

A Annual leave may be accrued by all permanent full-time employees and part-time employees who work twenty or more hours per week. Annual leave shall accrue each pay period and while on the following approved leaves: sick leave, annual leave, compensatory time leave, funeral leave and jury duty. Annual leave accrual commences upon initial employment. Annual leave accrual is based on the following schedule.

i 1 – 10-Years..... 3.076923 hours per pay period.

ii 11+ Years..... 4.615385 hours per pay period.

iii No employee may accrue more than 160 hours of annual leave. Annual leave accrual shall cease where an employee accrues 160 hours and shall commence again with the first hour worked where the employee's annual leave accrual is reduced to less than 160 hours. Employees shall receive no annual leave credit for any period of time where the maximum number of annual leave hours is exceeded. It is solely the employee's responsibility to assure the annual leave hours do not exceed 160.

iv ~~An employee may not use annual leave during the first twelve months of employment.~~

v No employee shall receive pay in lieu of leave.

vi Annual leave may be scheduled Monday through Friday in eight (8) hour intervals. Employees may schedule compensatory time in conjunction with vacations or holidays. No two office employees may be scheduled off at the same time. Office employees shall consult among themselves regarding leave

schedules so as to conform with this sub-section. No two shop crew employees may be scheduled off at the same time. Shop crew members shall consult among themselves regarding leave schedules so as to conform with this sub-section.

vii ~~An annual leave (vacation) schedule will be passed among the employees. Each employee will indicate his / her annual leave request for that year on the schedule. Where a conflict exists between office employees or between shop crew employees as to a particular annual leave time, the employee who has the greatest seniority with the Town will prevail for choice of vacation time.~~


viii ~~All annual leave requests (vacation requests) will be submitted to the Board of Trustees through the Town Clerk. The Board of Trustees shall approve or reject the schedule on or before the first February meeting.~~

Annual leave section amended on _____, 2013."

Section 2. This amendment shall be inserted into the Associate Handbook and the Revision Date of the Associate Handbook shall be amended to read "Revised _____, 2013".

Section 3. Each employee shall be given a copy of the Revised Associate Handbook and shall sign a receipt for the Revised Associate Handbook when it is received. The receipt shall be placed in the employee's permanent file and the employee shall be given a copy of the receipt.

ADOPTED AND APPROVED this 28th day of January, 2013.



Mayor Town of Ordway

ATTEST:



Town Clerk Town of Ordway

Ordway Town Council Executive Session Motion Form

(Note: 2/3 quorum present must vote yes; the session may only occur at a regular or special meeting of the body)

Date: 4-12-21 7:15

I MOVE TO GO INTO EXECUTIVE SESSION:

(language in boldface is for inclusion in the motion as applicable; if the stated purpose of the executive session is legal advice, do not combine it with any other purpose):

 For a conference with the City/Town attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b);

 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);

 To discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402(4)(a);

For discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees;

 For discussion of a matter required to be kept confidential by the following federal or state law, rule, or regulation: _____ under C.R.S. Section 24-6-402(4)(c);

 For discussion of specialized details of security arrangements or investigations under C.R.S. Section 24-6-402(4)(d);

 Other (specify): _____

AND THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES (Presiding Officer may ask Attorney/staff to provide the details): _____

Motion: ~~PERNER~~ PERNER Second ~~SMITH~~ SMITH Vote: 6-0

7:14

Motion

DRAFT - March 20, 2008

ANNOUNCEMENT NO. 4

STATEMENT TO BE MADE BY THE PRESIDING OFFICER UPON RETURNING TO THE OPEN MEETING

The time is now 7:31, and the executive session has been concluded. The participants in the executive session were:

MARK SMITH, TRACY P., JERE B. JEWATKINS, Paul Adams

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...

I have Bx

Attorney
TOWN TREAS. Cindy,
6:47 P.M.

Mark