



TOWN OF DOLORES BOARD OF TRUSTEES MEETING AGENDA

April 08, 2024 at 6:30 PM
Town Hall – 420 Central Avenue

If you wish to attend virtually, please visit the town website under the government tab for the
zoom link: <https://townofdolores.colorado.gov>

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Action/Approval of the Agenda
5. Identification of Actual or Perceived Conflicts of Interest
6. Citizens to Address the Board

This is an opportunity for citizens to address the board at this time or during a public hearing. Each person will have 5 minutes. The town board encourages public comment by the following sources: live at the town hall, virtually via zoom (see the town website for the link), or by submitting your comments, via email, to the town clerk at tammy@townofdolores.com any time before the dated board meeting.

7. Action/Approval of the Consent Agenda

The consent agenda is intended to allow the board by a single motion approve matters that are considered routine or non-controversial. Here will be no separate discussion of these items unless a board member requests an item to be removed from the consent agenda and considered separately. Items removed from the consent agenda will be considered under specific agenda item numbers.

[a.](#) Minutes from March 11th, 2024 and March 25th, 2024

[b.](#) Expenditures for the month of March 2024

8. Removed Consent Agenda Items
9. Staff Reports/Presentations

(For the record the town clerk, building official, and public works have submitted reports to the packet, if not scheduled).

- a.** Manager's Report: Leigh Reeves
- b.** Sheriff's Report: Steve Nowlin
- c.** Attorney's Report Jon Kelly
- d.** Treasurer's Report: Heather Robertson
- e.** Building Official: David Doudy

10. Trustees Reports and Actions (5 Minutes)

Mayor Chris Holkestad

Trustee Mark Youngquist

Trustee Duvall "Val" Truelsen

Trustee Sheila Wheeler

Trustee Andy Lewis

Trustee Kalin Grigg

Trustee Chris Curry

- a.** Commissioner Jim Candelaria

11. Board/Commissions

- a.** Parks/Playground Advisory Committee
- b.** Planning and Zoning Committee

12. Public Hearings

- a.** Second and final reading Ordinance 572 Series 2024. Amending the terms of the Planning and Zoning Commissioners

13. Action/Approval Ordinance/Resolutions

- a.** Amending Title 13 of the Dolores Municipal Code pertaining to separate water and sewer lines.
- b.** Filling Vacancies on the Planning and Zoning Commission.
- c.** Appointing Members to the Dolores Community Center Advisory Board.
- d.** Increasing the base rate for water and sewer services.

14. Upcoming Board, Committee and Special Group Meetings

15. Adjournment



**MINUTES
TOWN OF DOLORES
BOARD OF TRUSTEES MEETING
MONDAY MARCH 11th, 2024
DOLORES TOWN HALL AT 6:30 P.M.
TO REVIEW THE MEETING RECORDING PLEASE VISIT THE TOWN WEBSITE
<https://townofdolores.colorado.gov>**

- 1. **CALL TO ORDER:** Mayor Holkestad called the meeting to order at 6:31 p.m.
- 2. **PLEDGE OF ALLEGIANCE**
- 3. **ROLL CALL: Board Members present:** Mayor Chris Holkestad, Trustees Duvall ‘Val’ Truelsen, Sheila Wheeler, Kalin Grigg, and Andy Lewis (virtually). Trustees Mark Youngquist and Chris Curry were absent.
 - 3.1 **Staff Present:** Manager Leigh Reeves, Clerk Tammy Neely, Building Official David Doudy, Attorney Jon Kelly, and Sheriff Steve Nowlin.
- 4. **ACTION/APPROVAL OF THE AGENDA:** *Mayor Holkestad moved to approve the agenda, amending the addition of Commissioner Candelaria to item 9, seconded by Trustee Grigg. Motion was approved by a group vote.*
- 5. **IDENTIFICATION OF ACTUAL OR PERCEIVED CONFLICTS OF INTEREST:** No conflicts were identified.

6. CITIZENS TO ADDRESS THE BOARD: This is an opportunity for Citizens to address the Board at this time or during a Public Hearing. Each Person will have 5 minutes. The Town Board encourages public comment by the following sources: Live at the Town Hall, virtually via ZOOM (see the Town Website for the link), or by submitting your comments, via email, to the Town Clerk at tammy@townofdolores.com any time before the dated Board meeting.

6.1 Patsy Sainz/Owner Burger Depot:
PATSY SAINZ <paznias@msn.com>
To: "tammy@townofdolores.com" <tammy@townofdolores.com>

Hi, Tammy,
I just wanted to voice some concerns I have.
First, the matter of the board dictating how I should landscape should I decide to upgrade my parking lot. Everyone has an opinion but not everyone pays. I resent someone requiring me to pay for their opinion. The second concern is the unfairness of putting requirements on business that are on Railroad Ave. just because they are on Railroad Ave. Unfair to say the least. This silliness does nothing but cause grief. What incentive is there to make any changes if the powers that are dictated on the business owners' dime...I think not.

6.2 Jen Stark commented to the Board that has turned in her application for the Community

Advisory Committee. She gave kudos to the Public Works Dept for the River Trail maintenance.

6.3 Nick Mustoe District Manager for the Forest Service introduced himself and addressed the Board concerning prescribed fires. The Forest Service will be burning 10,000 acres, and part of the burns will take place in Boggy Draw, Haycamp Mesa, and Stoner. The smoke may cause some concerns with the Community. The Forest Service will provide information on air and smoke.

7. ACTION/APPROVAL OF THE CONSENT AGENDA: The Consent Agenda is intended to allow the Board by a single motion approve matters that are considered routine or non-controversial. Here will be no separate discussion of these items unless a Board Member requests an item to be removed from the Consent Agenda and considered separately. Items removed from the Consent Agenda will be Considered under specific Agenda item numbers.

7.1. Minutes for the meetings of February 12th, Continuation February 15th, and February 22nd, 2024.

7.2 Expenditures for the month of February 22nd, 2024.

7.3 Special Event Liquor License: to be held April 12th, 2024, from 5:00 p.m. to 10:00 p.m., at the Dolores Community Center, by the Southwest Colorado Cycling Association Incorporated (SWCCA).

7.4 Liquor License Renewal: Montezuma Mexican Restaurant, hotel/restaurant liquor license.

Trustee Grigg moved to approve the consent agenda, seconded by Trustee Wheeler. Motion was approved by a group vote.

8. REMOVED CONSENT AGENDA ITEMS: No consent agenda items were removed.

9. TRUSTEES REPORTS AND ACTIONS: (5 minutes)

9.1 Commissioner Jim Candelaria updated the Board on Congressional directed spending on Dolores Norwood Road. Kudos to Mr. Mustoe because they received funding; \$8.5M to resurface from Dolores to 12.2 miles. 39K tons, 5K tons shouldering. Starting fiscal year 2025. Got \$75K last year so it is better than last year. 100 more legislative bills in the hopper than this time last year. Love’s travel center opened Feb 28th. A permit was approved for a new Maverik across the street by the end of 2024. Packing plant McElmo bridge then USDA packing plant. Big Deal. LUC continues to be important. Quasi-judicial items do not deal with until in front of the board. Solar at Fairgrounds should be done this month. Main area and facilities to the south. The big barn. Mesa Verde phase two discussion CDOT funding. 2026 project. Have not lost hope. Cell 5 at the land fill. Move into new cell. Letter we sent to Congress NCA the monument through which they will reach. Upper Dolores. Conservation area and can have a say. When the monument comes through you get what you get. WE do not want a monument. Natural resource committee. Mining claims. If you get conservation, it will prohibit Monument. We have more control.

Mayor Chris Holkestad Talked about the use of the pavilion at JRP, he would like to see a timer on the lights, and. blocking off the community garden. The big problem is with people opening the gate at JRP, as it damages trees and utility lines. Gazebo do not let people come through chains and posts. Event rentals should not use 2nd street and Ken let them go in there and it caused a lot of damage. No parking on the basketball court. Water valves are very susceptible.

Trustee Mark Youngquist : Not available for comment

Trustee Duvall “Val” Truelsen commented on Patsy Sainz letter, saying that she has no room for

landscaping in her parking area, the rule is extremely excessive to none. People did not have regard for what it does to businesses. It can hinder a business. He requested Leigh to talk to Patsy about her concerns.

Trustee Sheila Wheeler talked about the meeting held by the League of Women Voters at the Dolores Library.

Trustee Andy Lewis no comments.

Trustee Kalin Grigg thanked the town’s support with the Montelores Coalition.

Trustee Chris Curry no comment

10. ADMINISTRATIVE BUSINESS:

10.1 Discussion: Town Hall Demolition, the Board deflected from talking about the demolition of the old town hall as Building Official Doudy reported that the new Town Hall received some damaged from a vehicular accident that occurred on Tuesday March 5th, 2024, by a learning driver. State Farm is putting together payment. If they are higher than they think they should be \$50K construction 8K to do electrical. Shifted drop in ceiling and walls. David is working on platform for Dias, plumbers are in there today. David is still trying for the 2nd week of April. Depending on how long doors and windows take.

10.2 Discussion: Accessory Dwelling Sewer and Water Tap compliance. Attorney Kelly addressed this issue. Ordinance 571 Series 2024 is proposed to update the current ordinance, it is unlawful for more than one structure to on the tap. Some structures were built before ordinance and some after. Somehow some people got approval from the town. This issue has come up recently. This is our solution that is more equitable. The definitions are problematic. Does not define structure or premise. Premise = lot. structure is not defined and is at odds with LUC. Dwelling unit, accessory dwelling unit. A garage is not an accessory dwelling unit. Making things consistent. All structures on the same premise will be served in a separate line. More burden on additional sinks, toilets etc. Compensating the town for two residences. First reason reflecting additional burden and 2nd reflect favorably when applying for grants. Find a way to fairly recognize the problem and deal with folks that are doing this. From this point forward all facilities will require a 2nd water tap. Life and safety issue

10.3 Discussion: Notice of Planning and Zoning Commission Vacancies, including setting staggered terms. Currently there are 5 commissioners up for appointment, 2 in May and 2 in April. The interested party must be residents of the town. Since 1986 the Board has just appointed interested candidates, but through attrition it has been ignored. The Board just appointed Lainey Nemanic for a two-year term. Term will expire in 3 odd years and 2 in even. The proposed is all terms will expire April 22nd, 2024.

11. PUBLIC HEARINGS:

11.1 Action/Approval: Ordinance 570 Series 2024 second and final reading, Amending Title 12 of the Dolores Municipal Code to regulate the Dolores Community Center Property. The hearing was opened for comment. No comments were made, and the hearing was closed. *Mayor Holkestad moved to approve Ordinance 570 Series 2024 amending the terms of Community Center Board member to 1 Ex-Officio, and 4 at large members, seconded by Trustee Truelsen. Motion is carried by a roll call vote.*

11.2 Action/Approval: Beer & Wine license application: The Italian, V2Cpartnership LLC, Anthony, and Marie Roan. The premises are located at 101 South 5th street, Dolores Colorado.

Trustee Truelsen moved to approve a Beer and Wine Liquor License to V2C Partner LLC/The Italian, seconded by Trustee Wheeler. Motion was approved.

12. ACTION/APPROVAL ORDINANCE/RESOLUTIONS:

12.1 Ordinance 571 Series 2024 First Reding: Amending Title 13 of the Dolores Municipal Code pertaining to separate water and sewer lines. No action was taken.

13. STAFF REPORTS/PRESENTATIONS:

(For the record The Town Clerk, Building Official, and Public Works have submitted reports to the packet, if not scheduled).

13.1 Sheriff’s Report: Steve Nowlin reported the calls for service for the month of February. There were 87 calls, mainly traffic citations, graffiti on Town and Scholl property (the case was solved). A snapchat threat was reported resulting in the suspension of 2 students. The bears are waking up and the community needs to make sure their trash is locked up as the bears will be hungry.

13.2 Manager’s Report: Leigh Reeves reported on the following:

- Working with CDPHE, Steve DiNardo, Ken Charles, and David Doudy on the demolition of the current Town Hall.
- Candidate Forum for Wednesday March 13th, 2024, at Town Hall.
- Community Center Closing
- Nina Williams of the Dolores Watershed Resilient Forest Collaboration (DWRF) to the Planning and Zoning Commission.
- Asked Rob Englehart of the Montezuma County Road Dept. about the Mag-Chloride for the roads. The Road Dept is no longer authorized to provide services to the Town of Dolores as per Travis Anderson County Administration.
- Requested that the Board Dissolve the Affordable Housing Task Force

13.3 Attorney’s Report: Jon Kelly remarked that he will draw up a resolution for the Affordable Housing Task Force to be dissolved.

13.4 Treasurer’s Report: Heather Robertson

14. BOARD/COMMISSIONS:

14.1 Parks/Playground Advisory Committee:

14.2 Planning and Zoning Committee:

14.3 Attainable Housing Task Force:

15. UPCOMING BOARD, COMMITTEE AND SPECIAL GROUP MEETINGS:

15.1 Candidate Forum: March 13th, 2024, from 6:30 p.m. to 8:00 p.m. at the Dolores Town Hall, Facilitator Sean Gantt.

15.2 Parks/Playground Advisory Committee Meeting March 14th, 2024

15.3 Review of letters of interest for the Dolores Community Center Advisory Committee March 15th, 2024.

16. ADJOURNMENT:

Mayor Chris Holkestad

Town Clerk Tammy Neely



MINUTES

TOWN OF DOLORES COLORADO

BOARD OF TRUSTEES MEETING/WORKSHOP

March 25th, 2024, WORKSHOP/MEETING 5:30 P.M.

THE MEETING WILL BE HELD AT TOWN HALL 420 CENTRAL AVENUE.

IF YOU WISH TO REVIEW THE RECORDING, PLEASE VISIT THE TOWN WEBSITE UNDER GOVERNMENT TOWN BOARD MEETING FOR THE ZOOM LINK

<https://townofdolores.colorado.gov>

WORKSHOP: 5:30 p.m.:

- 1. Community Center update and advisory board applications.
 - A. Advisory Board procedure for selection.
 - B. Updates to the center
 - C. Application for manager
- 2. Town Cleanup days staff changes.
- 3. Letters of Interest for Community Center Advisory Board

BOARD MEETING: 6:30 p.m.

1. CALL TO ORDER: Mayor Holkestad called the meeting to order at 6:33 p.m.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL: Board Members present: Mayor Chris Holkestad, Trustees Duvall “Val” Truelsen, Sheila Wheeler, Kalin Grigg, Chris Curry, Mark Youngquist and Andy Lewis.

3.1 Staff Present: Manager Leigh Reeves, Clerk Tammy Neely, Treasurer Heather Robertson, Public Works RJ Cross, and Attorney Jon Kelly.

4. ACTION/APPROVAL OF THE AGENDA: *Trustee Grigg moved to approve the agenda, removing item 10.1 Sheriff’s contract, seconded by Mayor Holkestad. The motion was approved unanimously.*

5. IDENTIFICATION OF ACTUAL OR PERCEIVED CONFLICTS OF INTEREST. No conflicts were identified.

6. REMOVED AGENDA ITEMS: Item 10.1 Sheriff’s Contract 2024, was removed from the agenda per motion. Item 4.

7. CITIZENS TO ADDRESS THE BOARD: This is an opportunity for Citizens to address the Board at this time or during a Public Hearing. Each Person will have 5 minutes. The Town Board encourages public comment by the following sources: Live at the Town Hall, virtually via ZOOM (see the Town Website for the link), or by submitting your comments, via email, to the Town Clerk at tammy@townofdolores.com any time before the dated Board meeting.

7.1 Sara Vass: Commented to Board about the discussion at the workshop concerning Staff changes for the cleanup days in the Town.

8. CONSENT AGENDA: *Trustee Grigg moved to approve the consent agenda, seconded by Trustee Youngquist. The motion was approved unanimously.*

7.1 Liquor License Renewal: GST Liquors 2024 Retail Liquor Store renewal.

9. STAFF REPORTS/PRESENTATIONS:

- 9.1 Manager:** Leigh Reeves: Updated the Board on the following:
- Discussion of the damage at the new Town Hall. Staff notified CIRSA and turned in a claim to get started on the repairs.
 - The RFQ for the asbestos abatement and demolition mitigation is now noticed.
 - RFQ for the Phase II water project is noticed.
 - Planning for the Flanders Park restrooms has started.
 - Noxious Weed program: Educate the Public on how to get rid of noxious weeds, if not wanting to use herbicide.
- 9.2 Attorney:** Jon Kelly discussed the damage to the new Town Hall. He asked the Board if they plan to seek restitution. The Board had no interest in seeking restitution.
- 9.3 Treasurer:** Heather Robertson recapped reports from the previous meeting.

10. BOARD MEMBERS COMMENTS AND REPORTS: (5 minutes only)

- Commissioner Jim Candelaria: Reported Montezuma County projects:
- Noxious weeds – James Dietrich is directing the program and is in transition. Back to state for what we have to provide for weeds. Identification of weeds. Cost share. Russian olives are a B listed tree. Grants 5.25M in grants 1.3M into work 2M still outstanding
 - Fairgrounds: Solar project will be on main barn. County resiliency for backup generators.
 - Land fill: Last year’s waste resulted in 84 -169 tons. 503 appliances, plastic E-waste of semi-trailer load. 243 items sold out of County Landfill store. 605 tons of green waste. Made compost 262 tons sold to users. RFP for cell 5 to construct.
 - Meeting with Dobbs Whitney on the monument. Opposed to the monument and make it a protected watershed.
 - Cost sharing on weeds \$20K weed help and 50% of chemicals.
 - Iron wood the facility nothing new but courts system.

- USDA meat processing facility is being built in Cortez. There is a facility in Mancos also. The new USDA facility is moving along. Not sure if they will process game meat.
- Mayor Chris Holkestad: The light timer at JRP before summer and list of Jen Stark's. Yes, it will be done before summer. Challenge chamber on what is missing from Cortez, business friendly, how can we do economic development. How are you attracting new businesses? Annexing some land for more land for businesses. Possible workshop for annexing down the road. Logo contest April or May. Behavioral signs for Railroad Avenue. Generator early summer. Val's party April 18th 6-8.
- Trustee Val Truelsen: No comment
- Trustee Sheila Wheeler: Attended the public hearing for the Biochar plant, the County is delaying because of criminal indictments. Trustee Truelsen said the Board needs to stay informed of that because it could be permanent. Thursday the 14th. Dollar General N and 145 did not pass with any P&Z member. Turn lanes are already there.
- Trustee Andy Lewis: No comment
- Trustee Kalin Grigg: No comment
- Trustee Mark Youngquist: Intersection at 4th street.
- Trustee Chris Curry: Questioned the activity of the Del Rio. Less than 30 days R1 category so no changes in occupancy. He asked to bring it up at the April meeting. Attorney Kelly stated it was zoned as R1 and they are using it within the guidelines. Chris also mentioned tons of rebar and concrete that is laying under the 4th street bridge.

11. ADMINISTRATIVE BOARD BUSINESS:

11.1 JRP Update: There were no updates, Manager Reeves will contact Jacob Carloni for updates on the Bike Park.

12. ACTION/APPROVAL: PUBLIC HEARINGS, ORDINANCES/RESOLUTIONS:

12.1 Public Hearing/Action/Approval for a hotel/restaurant liquor license for Kelly's Kitchen LLC, located at 315 Central Avenue Unit B Dolores Colorado. Mayor Holkestad opened the hearing. Clerk Neely introduced the liquor license application. Trustee Truelsen questioned the sidewalk use for service. The sidewalk is Town property and Kelly Gregory will need to obtain permission to use the sidewalk for service. Mayor Holkestad closed the public hearing. ***Trustee Truelsen moved to approve a restaurant/hotel liquor license for Kelly's Kitchen LLC contingent of an agreement between the Town and Kelly's Kitchen for use of the sidewalk, seconded by Trustee Youngquist. Motion passed by individual vote.***

12.2 Resolution R580 Series 2024, awarding a contract for asbestos abatement to Ensolum LLC. On the demolition of the old Town Hall. ***Trustee Grigg moved to award the contract to Ensolum LLC, seconded by Trustee Youngquist. The motion was passed unanimously.***

12.3 Discussion of Ordinance 571 Series 2024 First Reading. Amending Title 13 of the Dolores Municipal Code pertaining to separate water and sewer lines. Attorney Kelly introduced the Ordinance with concerns of water tap systems that have lines attached to one tap (Commercial) and housing that has one tap but has a detached unit using the same tap. The Board discussed and instructed Attorney Kelly to clarify the ordinance.

13. FUTURE AGENDA ITEMS AND MANAGEMENT ITEMS: No future items were presented.

14. FUTURE MEETINGS & EVENTS:

- 14.1 P&Z Committee Meeting** April 2nd, 2024, at 6:30 p.m.
- 14.2 Board Meeting:** April 8th, 2024, at 6:30 p.m.
- 14.3 Parks/Playground Meeting:** April 11th, 2024

15. AJOURNMENT: Mayor Holkestad adjourned the meeting at 8:34 p.m.

Mayor Chris Holkestad

Town Clerk Tammy Neely

TOWN OF DOLORES

Section 7, Item b.

Check Register
 Reporting All Cash Accounts
 From: 3/1/2024
 To: 3/31/2024

Number	Seq	Date	Void	Vendor Name	Invoice Number	Comments	Amount	Manual Chk
28069		03/01/2024		AT&T MOBILITY	02282024		\$208.13	
28070		03/01/2024		HACH	13940359		\$33.69	
28071		03/01/2024		JON LEWIS KELLY, P.C.	FEB 2024		\$5,337.50	
28072		03/01/2024		KIMBALL MIDWEST	101957706		\$332.40	
28073		03/01/2024		U.S. POSTAL SERVICE	7		\$320.00	
28074		03/01/2024		UTILITY NOTIFICATION CENTER	224020403		\$1.29	
28075		03/14/2024		JAMES CAMPUZANO	3/1-3/6 CC MANAGER		\$116.00	
28076		03/18/2024		ALSCO	FEB 2024		\$464.44	
28077		03/18/2024	Voided	AMERICAN WATER WORKS ASSOC.	7002188931	VOID*VOID*	\$412.00	
28078		03/18/2024		ANN SWOPE	MILEAGE REIMBURSEMENT		\$603.60	
28079		03/18/2024		CHOICE BUILDING SUPPLY, INC.	525730		\$1.66	
28080		03/18/2024		COLORADO CORRECTIONAL INDUSTRIES	209739		\$37.90	
28081		03/18/2024		DOLORES GENERAL STORE	FEB 24		\$59.35	
28082		03/18/2024		DOLORES MOUNTAIN INN	REFUND FINAL WATER BILL CREDIT		\$85.61	
28083		03/18/2024		BALLENTINE COMMUNICATIONS	20001		\$14.04	
28084		03/18/2024		FLYERS ENERGY, LLC	CFS-3757968		\$480.02	
28085		03/18/2024		FOUR CORNERS WELDING	CC388423		\$323.48	
28086		03/18/2024		FRALEY PROPANE, LLC	414843411		\$540.72	
28087		03/18/2024		IMAGENET CONSULTING LLC	INV848315		\$273.22	
28088		03/18/2024		Kenneth Charles	JAN & FEB		\$650.00	
28089		03/18/2024		LEPEW PORTA JOHNS, INC	2024-02-078		\$498.00	
28090		03/18/2024		MOUNTAINLAND SUPPLY COMPANY	S105939388.001-.002		\$1,370.04	
28091		03/18/2024		NETFORCE PC, INC.	23465		\$3,783.95	
28092		03/18/2024		PARTNERS IN PARTS	1/31-2/28		\$800.37	
28093		03/18/2024		PERSONNEL SAFETY ENTERPRISES - ZEE	94423		\$149.35	
28094		03/18/2024		SHARP LOCKS	4131		\$50.00	
28095		03/18/2024		STONE SAND & GRAVEL, LLC	FEB 2024		\$556.64	
28096		03/18/2024		SUPERIOR AUTO SUPPLY CO	5559-539956		\$14.70	
28097		03/18/2024		USA BLUEBOOK	INV00283968		\$1,052.79	
28098		03/18/2024		WASTE MANAGEMENT OF NM	0429829-4889-7		\$422.85	

* Indicates Out Of Sequence Check Number

TOWN OF DOLORES

Section 7, Item b.

Check Register
 Reporting All Cash Accounts
 From: 3/1/2024
 To: 3/31/2024

Number	Seq	Date	Void	Vendor Name	Invoice Number	Comments	Amount	Manual Chk
28099		03/19/2024	Voided	AMERICAN WATER WORKS ASSOC.	7002188931	VOID*VOID*	\$412.00	
28100		03/19/2024		AUDRA HAGER		REIMBURSEMENT SCREEN PROTECTI	\$18.86	
28101		03/19/2024		CATERPILLAR FINANCIAL SERVICES COR	35075804/001-1051144-000		\$1,765.60	
28102		03/19/2024		CATERPILLAR FINANCIAL SERVICES COR	35075804/001-0900387-000		\$1,904.10	
28103		03/19/2024		CEBT PAYMENTS	INV0064637		\$12,720.20	
28104		03/19/2024		CENTURYLINK	MARCH 2024		\$158.71	
28105		03/19/2024		CIRSA	W24270		\$1,560.47	
28106		03/19/2024		CIRSA	240774		\$12,722.15	
28107		03/19/2024		TRISHA COBERLY	22		\$240.00	
28108		03/19/2024		COLORADO CORRECTIONAL INDUSTRIES	210010		\$24.94	
28109		03/19/2024		COLORADO CORRECTIONAL INDUSTRIES	210009		\$24.95	
28110		03/19/2024		CORTEZ ELECTRIC, INC.	39812		\$53.10	
28111		03/19/2024		DELUXE BUSINESS CHECKS	9003985253		\$66.81	
28112		03/19/2024		FASTTRACK COMMUNICATIONS, INC.	MARCH 24		\$757.50	
28113		03/19/2024		FLYERS ENERGY, LLC	CFS-3776410		\$430.44	
28114		03/19/2024		GREEN ANALYTICAL LABORATORIES	2403034		\$100.00	
28115		03/19/2024		LA PLATA COUNTY	2071		\$321.20	
28116		03/19/2024		PRINCIPAL MUTUAL FUNDS	3/2 ER		\$442.57	
28117		03/19/2024		PRINCIPAL MUTUAL FUNDS	3/2 EE		\$647.27	
28118		03/19/2024		PVS DX, INC	747000385-24		\$590.41	
28119		03/19/2024		STONETOP LUMBER	6270		\$300.00	
28120		03/19/2024		USA BLUEBOOK	INV00294814		\$258.57	
28121		03/21/2024		David Doudy		REIMBURSEMENT DALLAS TRIP	\$129.72	
28122		03/21/2024		EMPIRE ELECTRIC ASSOCIATION		GROUP BILL MARCH	\$4,141.48	
28123		03/21/2024		EMPIRE ELECTRIC ASSOCIATION		NEW TOWN HALL MARCH	\$570.60	
28124		03/21/2024		EMPIRE ELECTRIC ASSOCIATION		SOLAR BILL MARCH	\$971.79	
28125		03/21/2024		EMPIRE ELECTRIC ASSOCIATION		COMMUNITY CENTER MARCH	\$20.00	
28126		03/21/2024		PRINCIPAL MUTUAL FUNDS	3/21 EE		\$647.86	
28127		03/21/2024		PRINCIPAL MUTUAL FUNDS	3/21 ER		\$458.66	
28128		03/21/2024		BANKCARD CENTER		FEBURARY 2024	\$3,320.10	

* Indicates Out Of Sequence Check Number

TOWN OF DOLORES

Section 7, Item b.

Check Register
Reporting All Cash Accounts
From: 3/1/2024
To: 3/31/2024

Number	Seq	Date	Void	Vendor Name	Invoice Number	Comments	Amount	Manual Chk
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EFT Check Count:	0	Amount:	\$0.00
Regular Check Count:	<u>58</u>	Amount:	<u>\$63,949.80</u>
	58		\$63,949.80
Voided Check Count:	2	Amount:	\$824.00

Signature

These invoices are approved for payment.



Interim Manager's Report

Date: April 8, 2024

To: Board of Trustees

From: Leigh Reeves

- Townhall – We are so close. Walls are repaired, window replaced and new door on order. Dias is set. We have to finish some final items and then get ready to move the Server. This will cause us to be down for at least 3 days if all goes well. We will push the message to our website, facebook and word of mouth. We will hopefully be done moving by the May 13th meeting.
- Election – Congratulations to new members Linnea Peterson, Marie Roan and Chris Curry. Our tax increase has passed for street maintenance. Heather is working with businesses to notify getting their tax tables updated by July 1st, 2024 when this goes into effect. The new board will be sworn in at old townhall on April 22nd.
- Orientation for the new board – We will be hosting 2 sessions. The first session will be on April 22nd after the swearing in and the second will be May 13th at a workshop that starts at 5:30pm. It will be presented by Sam Lightfoot from CIRSA. We will also be talking about an understanding of what the town staff does for the town.
- P&Z – Dan Heeney has retired from P&Z after 17 years of service. We will be having a public hearing and voting on new terms for the planning and zoning



committee. Once we have completed that vote will be seating new commissioners for 1 year and 2 year terms to be determined by the board.

- Community Center – the first meeting of the new advisory board for the community center will be held on April 10th at 6pm in Townhall. We will be discussing a new manager job description and some guidelines for working in the community center.
- Townhall demolition – We have 3-4 contractors looking at the RFP right now. There will be a walk through for everyone interested on April 9th at 10am. We then will give them two weeks to put in their bid and bring those to the board on the 22nd.
- Flanders park bathroom – As you can see we have started the prep work for the bathroom in Flanders. RFP went out last week and the bid process starts again. A project manager will cost roughly \$30K for the entirety but David will be doing this with the help of the Maintenance team where needed.
- Baseball fields – The Dolores High School is fielding a team, as well as, little league. The school district has been working on the condition of the field. Brock Smith is working with the little league to get more dirt into the infield area. Randy's team repaired the electric for the pitching machine. We have ordered more portable bathrooms for the baseball fields. Randy's team also repaired the fence.
- P&Z – Jon will be presenting several issues at the meeting. We will be discussing the CMU/DMU zone and how it is affecting residential properties. Met with P&Z on April 2nd. Met with Elizabeth Garvin on April 4th to discuss.



- Clean up days – We are picking up green waste from citizens’ homes and allowing them to bring trash to the dumpster, Monday through Wednesday, May 6-9. We will have times available for trash drop off after business hours on Wednesday.
- May 27th board meeting – This is a holiday – Memorial day. We would like to move the board meeting to Tuesday as a result. Additionally, can we switch the workshop date to May 13th to accommodate training with CIRSA.
- We will be modernizing our time keeping system with the Payroll Department. Electronic clocking in will be used for our team. Everything will be electronic so no more paper reporting. We will also be using geofencing to accommodate this new method of time tracking.
- I will be traveling to CCCMA in Glenwood Springs next week. April 16th-19th.



TOWN OF DOLORES
MARCH
2024

MONTEZUMA COUNTY SHERIFF'S OFFICE

730 EAST DRISCOLL STREET
CORTEZ, CO 81321
STEVE NOWLIN - SHERIFF
970-565-8452
970-564-3731



Dolores Summons

Total Records: 39

CITATION NUMBER	CHARGES	Count
C33261		1
Date Reported		Issuing Officer
3/5/2024 12:00:00 AM		LAMBERT, REBECCA
CITATION NUMBER	CHARGES	Count
C33383		1
Date Reported		Issuing Officer
3/6/2024 12:00:00 AM		DAULTON, ANDREW
CITATION NUMBER	CHARGES	Count
C33230		1
Date Reported		Issuing Officer
3/7/2024 12:00:00 AM		GILBERTO, JACOB
CITATION NUMBER	CHARGES	Count
C32213		1
Date Reported		Issuing Officer
3/7/2024 12:00:00 AM		GILBERTO, JACOB
CITATION NUMBER	CHARGES	Count
C33137		1
Date Reported		Issuing Officer
3/18/2024 12:00:00 AM		SMITH, STEVEN
CITATION NUMBER	CHARGES	Count
C33073		1
Date Reported		Issuing Officer
3/26/2024 12:00:00 AM		MANN, HEATHER
CITATION NUMBER	CHARGES	Count
C33070	CRIMINAL VIOL - 2ND DEGREE CRIMINAL TRESPASS	1
Date Reported		Issuing Officer
3/6/2024 12:00:00 AM		GUTTRIDGE, DAYLAN
CITATION NUMBER	CHARGES	Count
C33354	CRIMINAL VIOL - 2ND DEGREE CRIMINAL TRESPASS	1
Date Reported		Issuing Officer
3/10/2024 12:00:00 AM		KENNEDY, ALEXANDER

CITATION NUMBER	CHARGES	Count
C33382	CRIMINAL VIOL - ASSAULT IN THE THIRD DEGREE	1
Date Reported		Issuing Officer
3/3/2024 12:00:00 AM		DAULTON, ANDREW
CITATION NUMBER	CHARGES	Count
C33348	CRIMINAL VIOL - ASSAULT IN THE THIRD DEGREE	1
Date Reported		Issuing Officer
3/4/2024 12:00:00 AM		JEWELL, JARROD
CITATION NUMBER	CHARGES	Count
C33384	CRIMINAL VIOL - ASSAULT IN THE THIRD DEGREE	1
Date Reported		Issuing Officer
3/6/2024 12:00:00 AM		DAULTON, ANDREW
CITATION NUMBER	CHARGES	Count
C33385	CRIMINAL VIOL - ASSAULT IN THE THIRD DEGREE	1
Date Reported		Issuing Officer
3/6/2024 12:00:00 AM		DAULTON, ANDREW
CITATION NUMBER	CHARGES	Count
C33266	CRIMINAL VIOL - ASSAULT IN THE THIRD DEGREE	1
Date Reported		Issuing Officer
3/9/2024 12:00:00 AM		LAMBERT, REBECCA
CITATION NUMBER	CHARGES	Count
C33602	CRIMINAL VIOL - ASSAULT IN THE THIRD DEGREE	1
Date Reported		Issuing Officer
3/25/2024 12:00:00 AM		RUIZ, DANIEL
CITATION NUMBER	CHARGES	Count
C33386	CRIMINAL VIOL - ASSAULT IN THE THIRD DEGREE, CRIMINAL VIOL - DOMESTIC VIOLENCE, CRIMINAL VIOL - DROVE VEHICLE DUI - ALCOHOL/DRUGS/OR BOTH , CRIMINAL VIOL - CHILD ABUSE (M1), CRIMINAL VIOL - CHILD ABUSE (M1)	1
Date Reported		Issuing Officer
3/7/2024 12:00:00 AM		DAULTON, ANDREW
CITATION NUMBER	CHARGES	Count
C33267	CRIMINAL VIOL - CRIME OF VIOLATION OF A PROTECTION ORDER (M1), CRIMINAL VIOL - CRIME OF VIOLATION OF A PROTECTION ORDER (M2)	1
Date Reported		Issuing Officer
3/24/2024 12:00:00 AM		LAMBERT, REBECCA
CITATION NUMBER	CHARGES	Count
C33652	CRIMINAL VIOL - CRIME OF VIOLATION OF A PROTECTION ORDER (M2), CRIMINAL VIOL - CRIME OF VIOLATION OF A PROTECTION ORDER (M2), CRIMINAL VIOL - CRIMINAL ATTEMPT, CRIMINAL VIOL - CRIMINAL ATTEMPT	1

Date Reported	Issuing Officer	Section 9, Item b.
3/13/2024 12:00:00 AM	FROST, THOMAS	

CITATION NUMBER	CHARGES	Count
C33072	CRIMINAL VIOL - CRIME OF VIOLATION OF A PROTECTION ORDER, CRIMINAL VIOL - DOMESTIC VIOLENCE, CRIMINAL VIOL - CRIME OF VIOLATION OF A PROTECTION ORDER, CRIMINAL VIOL - DOMESTIC VIOLENCE	1

Date Reported	Issuing Officer
3/20/2024 12:00:00 AM	COPELAND, JEFF

CITATION NUMBER	CHARGES	Count
C33075	CRIMINAL VIOL - DOMESTIC VIOLENCE, CRIMINAL VIOL - CRIME OF VIOLATION OF A PROTECTION ORDER, CRIMINAL VIOL - CRIME OF VIOLATION OF A PROTECTION ORDER, CRIMINAL VIOL - DOMESTIC VIOLENCE	1

Date Reported	Issuing Officer
3/20/2024 12:00:00 AM	COPELAND, JEFF

CITATION NUMBER	CHARGES	Count
C33071	CRIMINAL VIOL - DROVE VEHICLE DUI - ALCOHOL/DRUGS/OR BOTH	1

Date Reported	Issuing Officer
3/15/2024 12:00:00 AM	GUTTRIDGE, DAYLAN

CITATION NUMBER	CHARGES	Count
C32618	CRIMINAL VIOL - DROVE VEHICLE DUI - ALCOHOL/DRUGS/OR BOTH , TRAFFIC VIOL- STATUTE - FAILED TO DRIVE IN A SINGLE LANE/WEAVING	1

Date Reported	Issuing Officer
3/25/2024 12:00:00 AM	JEWELL, JARROD

CITATION NUMBER	CHARGES	Count
C33387	CRIMINAL VIOL - MENACING (PLACED ONTHER PERSON IN FEAR), CRIMINAL VIOL - MENACING (PLACED ONTHER PERSON IN FEAR), CRIMINAL VIOL - CHILD ABUSE (M2)	1

Date Reported	Issuing Officer
3/25/2024 12:00:00 AM	DAULTON, ANDREW

CITATION NUMBER	CHARGES	Count
C33262	TRAFFIC VIOL-ORDINANCE - CARELESS DRIVING	1

Date Reported	Issuing Officer
3/5/2024 12:00:00 AM	LAMBERT, REBECCA

CITATION NUMBER	CHARGES	Count
30546	TRAFFIC VIOL-ORDINANCE - DISREGARDED/FAILED TO STOP AT STOP SIGN, TRAFFIC VIOL-ORDINANCE - DISREGARDED/FAILED TO STOP AT STOP SIGN, TRAFFIC VIOL- STATUTE - SPEEDING 25-39 MPH > POSTED LIMIT IN CONSTRUCTION/SCHOOL ZON, TRAFFIC VIOL-STATUTE - RECKLESS DRIVING , CRIMINAL VIOL - VEHICULAR ELUDING CREATED RISK OF INJURY (RECKLESS), TRAFFIC VIOL-STATUTE - FAILED TO REMAIN AT SCENE/GIVE INFO/AID AFTER ACCIDENT INVOL	1

Date Reported	Issuing Officer
3/28/2024 12:00:00 AM	GALARZA, VICTOR

CITATION NUMBER	CHARGES	Count
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C33349	TRAFFIC VIOL-ORDINANCE - SPEEDING-	Section 9, Item b.
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Date Reported	Issuing Officer
3/12/2024 12:00:00 AM	JEWELL, JARROD

CITATION NUMBER	CHARGES	Count
C33134	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/3/2024 12:00:00 AM	SMITH, STEVEN

CITATION NUMBER	CHARGES	Count
C33135	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/3/2024 12:00:00 AM	SMITH, STEVEN

CITATION NUMBER	CHARGES	Count
C33136	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/10/2024 12:00:00 AM	SMITH, STEVEN

CITATION NUMBER	CHARGES	Count
C29212	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/16/2024 12:00:00 AM	JEWELL, JARROD

CITATION NUMBER	CHARGES	Count
C33138	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/17/2024 12:00:00 AM	SMITH, STEVEN

CITATION NUMBER	CHARGES	Count
C33139	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/21/2024 12:00:00 AM	SMITH, STEVEN

CITATION NUMBER	CHARGES	Count
C33140	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/21/2024 12:00:00 AM	SMITH, STEVEN

CITATION NUMBER	CHARGES	Count
C33141	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/22/2024 12:00:00 AM	SMITH, STEVEN

CITATION NUMBER	CHARGES	Count
C33142	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/22/2024 12:00:00 AM	SMITH, STEVEN

Date Reported	Issuing Officer	Section 9, Item b.
3/22/2024 12:00:00 AM	SMITH, STEVEN	

CITATION NUMBER	CHARGES	Count
C33653	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/23/2024 12:00:00 AM	FROST, THOMAS

CITATION NUMBER	CHARGES	Count
C33143	TRAFFIC VIOL-ORDINANCE - SPEEDING LIMITS	1

Date Reported	Issuing Officer
3/29/2024 12:00:00 AM	SMITH, STEVEN

CITATION NUMBER	CHARGES	Count
C32693	TRAFFIC VIOL-STATUTE - DISPLAYED EXPIRED NUMBER PLATES, TRAFFIC VIOL-STATUTE - DROVE (MOTOR/OFF-HIGHWAY) VEHICLE WHEN LICENSE REVOKED	1

Date Reported	Issuing Officer
3/2/2024 12:00:00 AM	HINTON, WRANGLER

CITATION NUMBER	CHARGES	Count
C33076	TRAFFIC VIOL-STATUTE - DROVE VEHICLE W/O VALID LICENSE, CRIMINAL VIOL - DROVE VEHICLE DUI - ALCOHOL/DRUGS/OR BOTH	1

Date Reported	Issuing Officer
3/29/2024 12:00:00 AM	GUTTRIDGE, DAYLAN

CITATION NUMBER	CHARGES	Count
C29213	TRAFFIC VIOL-STATUTE - SPEEDING 20-24 MPH > POSTED LIMIT IN CONSTRUCTION/SCHOOL ZON	1

Date Reported	Issuing Officer
3/28/2024 12:00:00 AM	JEWELL, JARROD

Call Type	Number Events	Avg Dispatch	Avg Response	Avg Travel	Avg Time On Scene	Avg Time	Total Time
ANIMAL AT LARGE	1	36.53	0.02	14.43	8.6	59.58	59.58
ANIMAL CARCASS	1	0	0	0	0	0	0
ANIMAL FOUND	3	1.02	2.44	0.34	18.07	21.81	65.43
ANIMAL WELFARE CHECK	1	6.25	4.95	0	0	11.2	11.2
ATTEMPT TO SERVER OTHER	1	0.32	0.08	0.02	41.88	42.3	42.3
BUSINESS CHECK	7	0.21	0.01	0.07	2.67	2.96	20.72
CIVIL	2	2.29	0.04	7.73	10.34	20.41	40.82
CIVIL STANDBY	1	3.17	7.48	0.02	15.63	26.3	26.3
CONSENSUAL CONTACT	1	0.08	0	0	0	0.08	0.08
DOG RUNNING AT LARGE	1	4.65	0.28	0	0	4.93	4.93
EXTRA PATROL	17	0.07	0.85	0.04	0.66	1.61	27.3
FLAGGED DOWN	2	0.08	0	0	0	0.08	0.15
FOLLOWUP	1	0.27	0.07	0	0	0.33	0.33
FOOT	1	0.55	0	0	0	0.55	0.55
HEAD INJURY	1	2.88	0.02	0.02	39.52	42.43	42.43
OVERDUE MOTORIST	1	5.55	1.68	12.12	9.25	28.6	28.6
RECKLESS	1	7.47	0	17.03	10.55	35.05	35.05
REDDI REPORT	1	6.2	0	0	0	6.2	6.2
RESTRAINING ORDER VIOLATION	1	7.57	3.7	0.13	41.7	53.1	53.1
SEX OFFENDER CHECK	3	0.07	1.78	0	0	1.84	5.53
SUSPICIOUS VEHICLE	2	0.2	0.01	0	0	0.21	0.42
TRAFFIC ACCIDENT	1	1.55	0.07	4.22	75.68	81.52	81.52
TRAFFIC STOP	30	0.11	0.2	0	0	0.3	9.08
TRESPASS	2	3.47	0	0	0	3.47	6.93
UNATTENDED DEATH	1	2.77	0.02	0	123.85	126.63	126.63
UNKNOWN PROBLEM	3	0.9	0.28	2.96	21.41	25.54	76.63
VERBAL DISPUTE	1	1.7	0.1	0	0	1.8	1.8
VIN INSPECTION	2	1.33	32.48	0	0	33.81	67.62
WARRANT SERVICE	1	0.08	0	0	0	0.08	0.08
WELFARE CHECK	2	12.23	0.02	0	0	12.25	24.5
WILDLIFE	1	0	0	0	0	0	0
TOTAL CALLS FOR SERVICE-MARCH	94						

Call Type	Number Events	Avg Dispatch	Avg Response	Avg Travel	Avg Time On Scene	Avg Time	Total Time
ANIMAL CARCASS	1	0.02	0	0	0	0.02	0.02
ANIMAL WELFARE CHECK	1	2.75	0.17	18.53	6.33	27.78	27.78
ASSIST OTHER AGENCY	2	0.38	0	0	0	0.38	0.77
ATTEMPT TO SERVE CIVIL	4	0.73	0.06	0	0	0.78	3.13
DOG RUNNING AT LARGE	1	10.97	0.77	7	8.03	26.77	26.77
ELDERLY ABUSE	1	0	0	0	0	0	0
FOLLOWUP	3	0.37	1.12	0.01	0.01	1.5	4.5
GAS LEAK OUTSIDE	1	3.58	0.03	4.67	50.73	59.02	59.02
INFORMATION ONLY	1	0	0	0	0	0	0
INJURED ANIMAL	1	0	0	0	0	0	0
LIGHTNING STRIKE	1	2.6	2.13	9.2	8.73	22.67	22.67
LIVESTOCK AT LARGE	4	1.66	0.1	4.34	3.65	9.75	38.98
LIVESTOCK ON THE ROADWAY	1	2.87	4.33	0	0	7.2	7.2
LOST OR STOLEN PROPERTY	1	11.8	0	0	0	11.8	11.8
MOTORIST ASSIST	3	0.36	0.14	0.02	0.67	1.19	3.57
PHONE CALL	1	0	0	0	0	0	0
RECKLESS	3	4.05	0.24	0	0	4.29	12.88
RESTRAINING ORDER VIOLATION	1	4.47	7.98	0	0	12.45	12.45
SECURITY CHECK	123	0.01	0.08	0	0.05	0.14	17.6
SEIZURE	1	0.83	0.05	5.18	34.83	40.9	40.9
SLIDE OFF	1	2.32	0.22	0	0	2.53	2.53
SUSPICIOUS VEHICLE	1	0	0	0	0	0	0
TRAFFIC ACCIDENT	2	1.58	10.98	22.74	38.73	74.03	148.05
TRAFFIC CONTROL	1	0.03	0.18	0	0	0.22	0.22
TRAFFIC PROBLEM	2	2.47	2.48	1.21	26.7	32.86	65.72
TRAFFIC STOP	3	0.01	0.41	0	0	0.41	1.23
UNDERAGE CONSUMPTION	1	131.33	10.32	0	0	141.65	141.65
UNWANTED PERSON	1	1.4	0.4	0	0	1.8	1.8
VIN INSPECTION	5	0.32	0.02	0	0	0.34	1.7
WARRANT SERVICE	2	0.13	1.14	5.8	3.63	10.7	21.4
WATER DISPUTE	1	0.23	0.02	4.47	21.17	25.88	25.88

Total Calls Sector 801-March

175

Jon Lewis Kelly, P.C.

ATTORNEY AT LAW

DATE: April 3, 2024
TO: Board of Trustees, Town of Dolores
RE: Board Report For April 8, 2024

This report concerns the recommendation of the Planning and Zoning Commission made on April 2, 2024 and concerns staff has raised around regulation of the sale of tobacco products in the Town of Dolores.

1. Planning and Zoning Commission Recommendations

The Planning and Zoning Commission was authorized to recommend changes to the existing land use code to address when compliance with the landscaping and parking requirements of the code are triggered by remodeling or redevelopment of an existing structure, including buffer yards and administrative versus commissioner review.

Their recommendations are attached to this report.

2. Tobacco regulation

Staff asked me investigate and report on the regulation of the sale of tobacco products. Currently the Town does not have provision for this in its codes.

A statutory town can regulate the sale of tobacco products to minors:

§ 29-30-101. Regulation of cigarettes, tobacco products, and nicotine products

The city council of a statutory or home rule city or the town council of a statutory town may adopt an ordinance to regulate the possession or purchasing of cigarettes, tobacco products, or nicotine products, as defined in section 18-13-121 (5), by a minor or to regulate the sale of cigarettes, tobacco products, or nicotine products to minors.

Colo. Rev. Stat. § 29-30-101 Regulation of cigarettes, tobacco products, and nicotine products (Colorado Revised Statutes (2024 Edition))

This is what the Town of Mancos has done for example:

Sec. 10-6-60. - Sale of cigarettes and tobacco products.

(a) For purposes of this Section, the following words shall have the meanings ascribed hereafter:

Cigarettes means premanufactured cigarettes and/or hand-rolled cigarettes.

Minor means a person under the age of eighteen (18) years.

Tobacco products means cigars, cheroots, stogies, periques, granulated, plug cut, crimp cut, ready rubbed and other smoking tobacco, snuff, snuff flour, cavendish, plug and twist tobacco, fine cut and other chewing tobaccos, shorts, refuse scraps, clippings, cutting and sweepings of tobacco, and other kinds and forms of tobacco, prepared in such a manner as to be suitable for chewing or smoking in a pipe or otherwise, or both for chewing and smoking.

(b) Any person who knowingly furnishes to a minor, by gift, sale or any other means, any cigarettes or tobacco products commits an offense and, upon conviction thereof, shall be punished by a fine of two hundred dollars (\$200.00). It shall be an affirmative defense to a prosecution under this Subsection that the person furnishing the cigarettes or tobacco products was presented with and reasonably relied upon a valid state driver's license or other government-issued form of identification which identified the person receiving the cigarettes or tobacco products as being eighteen (18) years of age or older.

(c) Any minor who purchases or attempts to purchase any cigarettes or tobacco products, and/or is found to be in possession of any cigarettes or tobacco products, commits an offense and, upon conviction thereof, shall be punished by a fine of one hundred dollars (\$100.00); except that, following a conviction or adjudication for a first offense under this Subsection, the Court in lieu of the fine may sentence the person to participate in a tobacco education program. The Court may allow such person to perform community service and be granted credit against the fine and court costs at the rate of five dollars (\$5.00) for each hour of work performed, for up to fifty percent (50%) of the fine and court costs.

(d) No retailer shall sell or permit the sale of cigarettes or tobacco products by use of a vending machine or other coin-operated machine; except that cigarettes may be sold at retail through vending machines only in:

- (1) Factories, businesses, offices or other places not open to the general public;*
- (2) Places to which minors are not permitted access at any time during the day or night; or*
- (3) Places where the vending machine is under the direct supervision of the owner of the establishment or an adult employee of the owner, including but not limited to establishments holding a valid liquor license issued pursuant to Article 47 of Title 12, C.R.S.*

(e) Any person who sells or offers to sell any cigarettes or tobacco products shall display a warning sign as specified in this Subsection. Said warning sign shall be displayed in a prominent place in the building and on such machine at all times, shall have a minimum height of three (3) inches and a width of six (6) inches and shall read as follows:

WARNING IT IS ILLEGAL FOR ANY PERSON UNDER 18 YEARS OF AGE TO PURCHASE CIGARETTES AND TOBACCO PRODUCTS AND, UPON CONVICTION, A \$100.00 FINE MAY BE IMPOSED

(f) Any violation of Subsection (e) above shall not constitute a violation of any other provision of this Section.

I do not believe that a statutory town has the authority to impose an additional tax on tobacco products but a business license is required for a smoke shop.

Our land use code does not impose special restrictions on where tobacco can be sold.

Colorado law does provide that the Town can impose distance restrictions on the sale of Tobacco from schools:

Section 44-7-104.7 - Restrictions on sales - minimum distance requirement - advertising restriction - online sales prohibited - exemptions - rules

(1)

(a) Unless a local authority has approved an application for a new retail location pursuant to an ordinance or resolution adopted pursuant to subsection (1)(d) of this section, the division shall not approve a state license application for the new retail location if the new retail location is located within five hundred feet of a school. The distance between the new retail location and the school is measured

from the nearest property line of land used for school purposes to the nearest portion of the building where cigarettes, tobacco products, or nicotine products will be sold, using a route of direct pedestrian access.

(b) This subsection (1) does not apply to retail locations at which cigarettes, tobacco products, or nicotine products were sold before July 14, 2020.

(c) If a retail location that was in existence as of July 14, 2020, is transferred to a new owner after July 14, 2020, the new owner need not comply with this subsection (1).

(d) A local authority may by ordinance or resolution:

(I) Eliminate one or more types of schools from the distance restriction set forth in subsection (1)(a) of this section; or

(II) Adopt shorter distance restrictions.

(2) A retailer shall not advertise an electronic smoking device product in a manner that is visible from outside the retail location at which the product is offered for sale.

(3)

(a) Except as provided in subsection (3)(b) or (3)(c) of this section, a person shall not ship or deliver cigarettes, tobacco products, or nicotine products directly to a consumer in this state.

(b)

(I) A retailer licensed to sell cigarettes, tobacco products, or nicotine products pursuant to this article 7 that complies with this subsection (3)(b) and rules promulgated pursuant to this subsection (3)(b) may deliver cigarettes, tobacco products, or nicotine products to a person twenty-one years of age or older if:

(A) The person receiving the delivery of cigarettes, tobacco products, or nicotine products is located at a place that is not licensed pursuant to this article 7;

(B) The delivery is made by an owner or employee of the licensed retailer who is at least twenty-one years of age; and

(C) The person making the delivery verifies that the person receiving the delivery is twenty-one years of age or older by requiring the person receiving the delivery to present a valid government-issued photographic identification. The licensee or employee shall make a determination from the information presented whether the person receiving the delivery is twenty-one years of age or older.

(II) The executive director shall promulgate rules as necessary for the proper delivery of cigarettes, tobacco products, or nicotine products, and the division is authorized to issue a permit to any retailer that is licensed under this article 7 and delivers cigarettes, tobacco products, or nicotine products pursuant to this subsection (3)(b). A permit issued under this subsection (3)(b) is subject to the same suspension and revocation provisions as are set forth in section 44-7-105(1)(b).

(c) The prohibition set forth in subsection (3)(a) of this section does not apply to the direct shipment or delivery of cigars and pipe tobacco to a consumer who is twenty-one years of age or older.

At the direction of staff the question is posed whether the board wishes to consider regulation of tobacco products to minors and/or examine modifying the land use code to modify the 500 foot restriction on the sale of tobacco products from a school.

Thank you.

Very Truly Yours,

Jon Lewis Kelly

Presentation on Planning & Zoning Commission Recommendations for April 8, 2024

Section 7.2. Applicability

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B. Redevelopment: Expansion, Enlargement, and Nonconformities

1. When landscaping would otherwise be required for new development, this article shall Apply under the following circumstances:

- (a) CHANGE OF OCCUPANCY OR MAJOR ALTERATION. THERE IS A CHANGE OF OCCUPANCY OR LEVEL 3 ALTERATION TO A STRUCTURE AS DEFINED BY THE APPLICABLE BUILDING CODES ADOPTED UNDER TITLE 15 OF THE DOLORES MUNICIPAL CODE; or,
- (B) CHANGE OF SURFACE AREA/TYPE OF SURFACE. ANY PROPOSED EXPANSION OF AN EXISTING PARKING LOT IN COMMERCIAL USE THAT WILL INCREASE THE TOTAL PARKING AREA BY 10 PERCENT OR MORE; AND ANY PROPOSED RESURFACING OF 10% OR MORE OF AN EXISTING PARKING LOT IN COMMERCIAL USE WITH A DIFFERENT MATERIAL.

~~Minimal Change. Square footage changes that increase the total gross floor area of a structure by less than 10 percent, as determined by the building permit application, shall not be required to provide additional landscaping.~~

~~(cb) Proportionate Change. Square footage changes that increase the total gross floor area of a structure by more than 10 percent but less than 75 percent, as determined by the building permit application, shall require a corresponding percent increase in compliance with landscaping standards until the site reaches compliance.~~

~~(dc) Full Compliance. Square footage changes that increase total gross floor area of a structure by 75 percent or greater, as determined by the building permit application, shall be required to fully comply with these standards.~~

~~(de) Measurement is based on changes to an individual structure that is subject to improvements, regardless of the total number of structures on the site.~~

////

C. Bufferyards [NO CHANGE]

1. Applicability

(a) When made applicable by new development or development change as described in Section 7.2.B, the exterior boundary of a lot that adjoins or is located across an alley from a different zone district, structure, or use, and that does not adjoin a public street right-of-way, shall meet the bufferyard requirements shown in Table 7.2, below.

Section 8.2 Applicability

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B. Expansion, Enlargement, Change of Use, and Nonconformities

1. Whenever any existing building is enlarged in height or in ground coverage, or the use is changed to a use that requires additional parking per Table 8.1, off-street parking shall be provided WHENEVER as follows:

- (a) CHANGE OF OCCUPANCY OR MAJOR ALTERATION. THERE IS A CHANGE OF OCCUPANCY OR LEVEL 3 ALTERATION TO A STRUCTURE AS DEFINED BY THE APPLICABLE BUILDING CODES ADOPTED UNDER TITLE 15 OF THE DOLORES MUNICIPAL CODE; or,
- (B) CHANGE OF SURFACE AREA/TYPE OF SURFACE. ANY PROPOSED EXPANSION OF AN EXISTING PARKING LOT IN COMMERCIAL USE THAT WILL INCREASE THE TOTAL PARKING AREA BY 10 PERCENT OR MORE; AND ANY PROPOSED RESURFACING OF 10% OR MORE OF AN EXISTING PARKING LOT IN COMMERCIAL USE WITH A DIFFERENT MATERIAL.

~~b. Minimal Change. Square footage changes that increase the total gross floor area of a structure by less than 10 percent, as determined by the building permit application, shall not be required to provide additional off-street parking.~~

~~c. Proportionate Change. Square footage changes that increase the total gross floor area of a structure by more than 10 percent but less than 75 percent, as determined by the building permit application, shall require a corresponding percent increase in compliance with off-street parking standards until the site reaches compliance. For example, if the full off-street parking requirement for an existing structure is 20 spaces and the site already includes 10 spaces, a 50% expansion of the current structure requires 50% compliance with the missing 10 spaces, or 5 new parking spaces.~~

~~d. Full Compliance. Square footage changes that increase total gross floor area of a structure by 75 percent or greater, as determined by the building permit application, shall be required to fully comply with these standards.~~

e. Change of Use. A change, expansion, or addition of any use that requires off-street parking in addition to that already provided shall meet the requirements of Table 8.1 for the change, expansion, or addition. If the current use has insufficient parking to meet the requirements of Table 8.1, that parking shall only be required to be remedied if the entire use of the structure is changed, and then only to the maximum extent feasible on the site.

////

Section 8.7 Parking Lot Design and Layout [NO CHANGE]

A. Parking Space Dimensions, Lighting and Design

1. Each off-street parking space shall consist of an open area measuring at least nine feet wide by 18 feet long and seven feet high; provided, however, parallel parking spaces shall measure at least nine feet wide by 23 feet long and seven feet high.
2. Off-street parking shall be free of weeds, properly drained, and surfaced with concrete, asphalt, sealed pavers, cobbles, sealed brick any other material with similar characteristics and uses and shall be maintained in a usable condition at all times.
3. Off-street parking areas serving development in mixed-use, commercial, or industrial zone districts shall be landscaped and screened in accordance with requirements of Article 7, Landscaping, Screening, and Trees.

///

Section 13.23 Site Plan Review [NO CHANGE]

C. Procedure

1. Common Procedures

Common procedures for site plan review are established in Table 13.2 and are summarized here for applicant convenience.

2. Administrative Determination

Site plan applications are processed as a Section 13.6, Administrative Decision.

3. Referral to Planning Commission

The Zoning Administrator may refer any site plan application to the P&Z that, in the Zoning Administrator’s opinion, presents issues that require P&Z attention.

Treasurer's Report April 8th 2024

Capital Expenditures- Streets

	2024 Budget Amount	2024 Actual
NEW PICK UP	\$35,000	\$42,070
NEW MOWER	<u>\$25,000</u>	<u>\$17,035.35</u>
	\$60,000	\$59,105.35

Sales Tax Increase

The Town of Dolores asked the voters on the April 2024 ballot for an ½% increase in Sales Tax effective July 1, 2024. That vote has been unofficially passed. This increase will generate approximately \$124,219.96 in revenue for the Town annually. This revenue will be used solely for the maintenance and improvement of the Town's streets and other public improvements for a period of 5 years from the effective date, and for any general purpose of the Town thereafter.

New Town Hall

We have \$119,654 remaining funds of the \$275,881 from DOLA for our Town Hall remodel and \$91,018 of the \$100,000 remaining for demolition.

Water Treatment Generator

In August 2023 the Town requested an additional \$26,642.00 from FEMA to cover the cost of our water treatment generator. The quote we originally received was from Fall of 2021 was in the amount of \$65,823.00. The actual cost for the project ended up being estimated at \$92,465.00. FEMA let us know in February they have no additional funding to cover this request. The Town will supplement \$16,224.30 of this shortfall with ARPA funds.

TREASURER'S REPORT
TOWN OF DOLORES
April 4th, 2024

Section 9, Item d.

Petty Cash	\$300.00
Hi-Fi Savings Account	\$822,591.23
Checking Account	\$114,269.07
Conservation Trust Fund	\$30,472.67
ColoTrust	\$1,146,887.61
Bonds	\$593,673.16
Business Account (AFLAC)	\$3,233.41
Playground Account/Donations	\$3,170.33
Total	\$2,714,597.48

Community Center Hi-Fi	\$21,164.35
Community Center Checking	\$2,750.00

MONTHLY ACTIVITY



Report to the Board of Trustees on the
 Planning & Zoning Commission meeting held
 April 2, 2024

Discussions of potential interest to the Board and items for upcoming P&Z meeting agendas

Agenda Item/Description		Discussion
8.a.	Interim Manager's Report: Watershed Management Plan	Interim Manager Reeves will continue to coordinate with Nina Williams (Coordinator Dolores Watershed Resilient Forest Collaboration) and Sensa Wolcott (Watershed Coordinator, Mancos Water Conservancy District), about their fund-raising and planning efforts and to see about arranging a combined workshop for the Dolores Town Board and P&Z. Staff and the Commissioners discussed the importance of watershed management and flood mitigation for the Town, agreeing that both required consideration and inclusion in the Town's Comprehensive Plan.
8.b.	Staff Updates: Attorney's report	In continuation from discussions begun at the January 9 meeting, Attorney Kelly discussed incorporating language from the Building Code to clarify the trigger for the 2022 LUC's requirements for landscaping and parking lots for remodels of existing commercial properties. The Commissioners approved the approach, noting that it would create consistency between the Land Use Code and Building Code. <u>See 11.a., below.</u>
9.a.	Commissioner Updates: Weed Management Plan	Commissioner Tucker updated the group on the County's weed-management activities, emphasizing that their efforts have been severely curtailed by budget cuts. As additional information becomes available, he and Interim Manager Reeves will monitor and report back to the P&Z Commission on the County's weed-management efforts and compliance with State requirements.
11.a.	Conditions under which the New Land Use Code regulations for commercial parking lots and landscaping would be triggered	In a continuation of discussions begun at the January 9 meeting, Attorney Kelly, the Commissioners, and staff agreed that there would be two triggers for the 2022 LUC's requirements for landscaping and parking lots for remodels of existing commercial properties: <ul style="list-style-type: none"> • One focused on the size of the "work area" identified in the building permit for the proposed alterations, and • The other focused on changes in the surface treatment of the parking lot This approach will have the added benefit of creating consistency in the language used in both the Land Use Code and Building Code. Attorney Kelly will present draft language for both triggers at the May meeting.
11.b.	Bufferyards	Staff and the commissioners confirmed their consensus reached during the February 6 P&Z meeting: that streets / highways would could serve as bufferyards under the Applicability Standards in the 2022 LUC (Section 7.2.C.1.) for bufferyards.
12	Potential May agenda items and presenters	<ul style="list-style-type: none"> • Draft language specifying the conditions under which 2022 Land Use Code regulations for commercial parking lots and landscaping would be triggered: Attorney Kelly • Watershed Management Plan: Interim Manager Reeves • Weed Management Plan: Commissioner Tucker, Interim Manager Reeves

ORDINANCE NO 572

SERIES 2024

AN ORDINANCE AMENDING THE TERMS OF THE PLANNING AND ZONING COMMISSIONERS

WHEREAS, pursuant to CRS § 31-23-202 the Board of Trustees has the power to and is authorized to amend ordinances pertaining to the Town’s Planning and Zoning Commission.

WHEREAS, four of the five current commissioners have terms expiring in 2024 and the current ordinance has created confusion concerning the length of the commissioner’s terms and the number of ex officio members of the Planning and Zoning Commission.

NOW THEREFORE, BE IT ORDAINED BY TOWN OF DOLORES BOARD OF TRUSTEES THAT section 2.08.010 to the Dolores Municipal Code shall be amended as follows:

Section 1. Sectio 2.08.019 of the Dolores Municipal Code is repealed and replaced in its entirety as follows:

2.08.010 - CREATED—MEMBERSHIP—FILLING OF VACANCIES.

- A. THERE IS CREATED A PLANNING AND ZONING COMMISSION FOR THE TOWN, CONSISTING OF FIVE MEMBERS, WHO SHALL BE RESIDENTS OF THE TOWN AND SHALL BE APPOINTED BY THE BOARD OF TRUSTEES.
- B. TWO COMMISSIONERS SHALL BE APPOINTED TO SERVE TERMS EXPIRING AT THE FIRST REGULAR MEETING OF THE BOARD OF TRUSTEES IN APRIL OF EVEN NUMBERED YEARS AND THREE COMMISSIONERS SHALL BE APPOINTED TO SERVE TERMS EXPIRING AT THE FIRST REGULAR MEETING OF THE BOARD OF TRUSTEES IN APRIL OF ODD NUMBERED YEARS.
- C. WHEN A VACANCY OCCURS, THE BOARD OF TRUSTEES SHALL APPOINT A NEW COMMISSIONER TO FILL THE VACANCY FOR THE REMAINDER OF THE TERM OF THE VACANT SEAT.
- D. IN ADDITION, THE MAYOR SHALL APPOINT TWO EX OFFICIO MEMBERS OF THE PLANNING AND ZONING COMMISSION FROM AMONG THE BOARD OF TRUSTEES. EX OFFICIO MEMBERS ARE NON-VOTING MEMBERS OF THE PLANNING AND ZONING COMMISSION AND ARE NOT COUNTED FOR PURPOSES OF DETERMINING A QUORUM.

Section 2. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

PUBLIC HEARING. This ordinance shall be considered for second or final reading on the 8th day of April 2024, in the Town Board Chambers in Town Hall, Dolores, Colorado, at which time and place all persons may appear and be heard concerning the same.

Passed adopted and approved on the first reading this 25th day of March 2024.

DOLORS BOARD OF TRUSTEES:

By: _____

Mayor Chris Holkestad

Attest

By: _____

Town Clerk Tammy Neely

Passed adopted and approved on the second and final reading this 25th day of March 2024.

DOLORS BOARD OF TRUSTEES:

By: _____

Mayor Chris Holkestad

Attest:

By: _____

Town Clerk Tammy Neely

ORDINANCE NO 571

SERIES 2024

**AN ORDINANCE AMENDING TITLE 13 OF THE DOLORES MUNICIPAL CODE
PERTAINING TO SEPARATE WATER AND SEWER LINES**

WHEREAS, Colorado Revised Statutes, § 31-15-401 grants general police powers to the Board of Trustees to promulgate ordinances for the health, safety, and welfare of the public, including regulation of lands owned by the Town within its corporate boundaries.

WHEREAS, Colorado Revised Statutes, § 31-35-402 grants general powers to the Board of Trustees to regulate public utilities including water, mains, and taps. promulgate ordinances for the health, safety, and welfare of the public, including regulation of lands owned by the Town within its corporate boundaries.

WHEREAS, there is a need to amend the Town’s ordinances pertaining to manner in which water lines and taps to the Town’s customers are regulated in order to achieve an equitable and fair result for those property owners who’s premises are currently served by single service line.

WHEREAS, the Board of Trustees, in order to promote the health, safety, and welfare of the public and regulate the Town’s water mains and taps and achieve a fair and equitable result for the citizens of the Town, wishes to amend Section 13.04.160 of the Dolores Municipal Code related to the circumstances in which separate connections are required.

WHEREAS, the additional minimum charge provide for herein is necessary to offset the financial burden to the taxpayers for increased impact to the Town’s water and sewer infrastructure.

NOW THEREFORE, BE IT ORDAINED BY TOWN OF DOLORES BOARD OF TRUSTEES THAT a new Chapter 13.04.160 to the Dolores Municipal Code as follows:

Section 1. Dolores Municipal Code Section 13.04.010 is amended to include the following definitions:

“PREMISES” MEANS AN UNDIVIDED PROPERTY, TRACT OR PARCEL OF LAND UNDER ONE OWNERSHIP.

ANY TERM THAT IS OTHERWISE UNDEFINED IN THIS CHAPTER 13 SHALL HAVE THE SAME MEANING AS SET FORTH IN THE DOLORES LAND USE CODE.

Section 2. Dolores Municipal Code Section 13.04.160 is repealed and replaced as follows:

13.04.160 - Separate lines required.

A. EACH PREMISES SHALL BE SERVED BY ITS OWN SERVICE LINE, AND NO CONNECTION WITH THE TOWN’S WATER UTILITY SHALL BE MADE BY EXTENDING

THE SERVICE LINE FROM ONE PREMISES TO ANOTHER. EXCEPT AS OTHERWISE PROVIDED HEREIN, EACH DETACHED STRUCTURE ON A PREMISES IS REQUIRED TO HAVE A SEPARATE WATER AND SEWER CONNECTION. IT SHALL BE UNLAWFUL TO CONNECT A SERVICE LINE FROM ONE PREMISES TO ANOTHER AND IT SHALL BE UNLAWFUL TO CONNECT DETACHED STRUCTURES ON THE SAME PREMISES TO A SINGLE SERVICE LINE. A TOWNHOME, AS DEFINED IN THE DOLORES LAND USE CODE, THAT IS CONSTRUCTED AFTER APRIL 8, 2024 SHALL BE CONSIDERED A DETACHED STRUCTURE FOR PURPOSES OF THIS CHAPTER 13 REQUIRING A SEPARATE WATER AND SEWER LINE.

B. WHERE DETACHED STRUCTURES ON A SINGLE PREMISES HAVE BEEN SERVICED BY OR “PIGGYBACKED” ON A SINGLE SERVICE LINE ON OR BEFORE APRIL 8, 2024, SUCH USE MAY CONTINUE PROVIDED THAT:

(1) A SEPARATE MONTHLY MINIMUM FOR WATER AND SEWER USE SHALL BE CHARGED FOR EACH SUCH ADDITIONAL CONNECTION.

(2) THIS EXEMPTION ONLY APPLIES TO SITUATIONS IN EXISTENCE AT THE TIME OF THE ENACTMENT OF THE EFFECTIVE DATE OF THE APRIL 8, 2024 AMENDMENT TO THIS SECTION.

(3) THE OWNER OF THE TAP SHALL BE LIABLE FOR ALL FEES AND CHARGES ASSESSED AGAINST SAID TAP. IN THE EVENT THE PIGGYBACKED WATER USER FAILS TO PAY THE NECESSARY MONTHLY FEES AND CHARGES, THE TOWN SHALL TERMINATE WATER SERVICE TO THE TAP IN ACCORDANCE WITH THE RULES AND REGULATIONS PROVIDED BY THIS CHAPTER.

(4) IN ADDITION TO ANY AND ALL OTHER REMEDIES THE TOWN MAY HAVE UNDER THIS CHAPTER, THE TOWN LEVIES A LIEN AGAINST THE OWNER OF SAID WATER TAP FOR ALL OTHER SERVICES INCURRED BY ANY PIGGYBACKED WATER CONNECTIONS AS THOUGH ASSESSED AGAINST SAID WATER TAP.

(5) ALL NOTICES FOR THE DELINQUENCY OF RATES AND CHARGES CONCERNING THE PIGGYBACK CONNECTION OR THE TAP USER'S CONNECTION SHALL BE MADE DIRECTLY TO THE TAP-HOLDER IN ACCORDANCE WITH THIS CHAPTER. THE TOWN MAY OR MAY NOT ELECT TO PROVIDE ADDITIONAL NOTICE TO THE ADDITIONAL TAP USER.

(6) THE LIEN RIGHTS AND NOTICE OF SHUT-OFF RIGHTS GRANTED TO THE TOWN UNDER THIS SECTION SHALL BE ENFORCED AS PROVIDED IN THIS CHAPTER BY THE TOWN.

(7) THIS EXEMPTION SHALL EXPIRE WHEN THERE IS A CHANGE OF OCCUPANCY OR LEVEL 3 ALTERATION TO ANY DETACHED STRUCTURE AS DEFINED BY THE APPLICABLE BUILDING CODES ADOPTED UNDER TITLE 15, IN WHICH CASE A SEPARATE METERED WATER LINE AND SEWER LINE SHALL BE REQUIRED TO BE INSTALLED PRIOR TO THE ISSUANCE OF A CERTIFICATE OF OCCUPANCY.

C. ATTACHED ACCESSORY DWELLING UNITS, APARTMENTS, DUPLEXES, TRIPLEXES, COMMERCIAL PROPERTIES, HOTELS AND MOTELS MAY BE SERVICED

BY A SINGLE WATER AND SEWER LINE, PROVIDED THAT THE TAP AND METER ARE SIZED AND ADEQUATE UNDER THE APPLICABLE PROVISIONS OF THE INTERNATIONAL PLUMBING CODE AND INTERNATIONAL BUILDING CODE ADOPTED BY THE TOWN UNDER TITLE 15.

D. RV AND MANUFACTURED HOMES PARKS MAY BE SERVICED BY A SINGLE WATER AND SEWER LINE, PROVIDED THAT THE TAP AND METER ARE SIZED AND ADEQUATE UNDER THE APPLICABLE PROVISIONS OF THE INTERNATIONAL PLUMBING CODE AND INTERNATIONAL BUILDING CODE ADOPTED BY THE TOWN UNDER TITLE 15.

E. WHEN REQUIRED BY APPLICABLE PROVISIONS OF THE INTERNATIONAL RESIDENTIAL CODE, INTERNATIONAL BUILDING CODE AND INTERNATIONAL FIRE CODE ADOPTED BY THE TOWN UNDER TITLE 15, A SEPARATE SERVICE LINE MAY BE REQUIRED FOR A FIRE SUPPRESSION SYSTEM.

F. SUBMETERING MAY BE PERMITTED UPON APPROVAL BY THE PUBLIC WORKS DIRECTOR AND BUILDING OFFICIAL.

G. Part of the commercial highway district located on Highway 145 (Railroad Avenue), Town of Dolores, electrical, water and sewer hook-ups with grease traps shall be allowed for mobile restaurant facilities.

H. These electrical, water and sewer hook-ups shall not be temporary in nature, i.e. garden hose from residential or other building hose bib or through a hose into sewer clean out or electrical extension cords from building outlets but shall be in accordance with the exiting building electrical, plumbing codes and water and sewer ordinances of the Town of Dolores now in effect or as maybe amended from time to time.

I Hook-ups shall be installed and inspected pursuant to the applicable town electrical, building, and plumbing codes and town water and sewer ordinances.

J. These hook-ups to existing structures without the purchase of an additional water and sewer tap shall be only when the owner of the business, which is run from the mobile facility or trailer, is the owner of the trailer or mobile facility and has control of the building through lease or ownership that the mobile facility/trailer received services from.

K. This chapter does not authorize the temporary hook-up of food service or other trailers to existing water, sewer or electrical sources through other temporary means.

Section 2. The Town Trustees hereby finds, determine, and declare that this Ordinance is promulgated under the general police power of the Town of Dolores, that it is promulgated for the health, safety, and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Trustees further determine that the ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 3. If any section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 5. This Ordinance shall take effect immediately upon adoption. The Town of Dolores Board of Trustees hereby find, determines and declares this ordinance is necessary for immediate preservation of the health, safety and welfare of its citizens.

PUBLIC HEARING. This ordinance shall be considered for second or final reading on the 25th day of March, 2024, in the Town Board Chambers in Town Hall, Dolores, Colorado, at which time and place all persons may appear and be heard concerning the same.

Passed adopted and approved on the first reading this 25th day of March, 2024.

DOLORS BOARD OF TRUSTEES:

By: _____

Mayor Chris Holkestad

By: _____

Town Clerk Tammy Neely

Passed adopted and approved on the second and final reading this 8th day of April 2024.

DOLORS BOARD OF TRUSTEES:

By: _____

Mayor Chris Holkestad

Attest:

By: _____

Town Clerk Tammy Neely

RESOLUTION R581

SERIES 2024

A RESOLUTION FILLING VACANCIES ON THE PLANNING AND ZONING COMMISSIONERS

WHEREAS, pursuant to CRS § 31-23-201 et seq. the Board of Trustees has the power to create a Planning and Zoning Commission and appoint Commissioners and fill vacancies.

WHEREAS, four of the five current commissioners have terms expiring in 2024 and are now vacant and the Board of Trustees wishes to fill these vacancies in accordance with an ordinance recently adopted intended to stagger the terms of the commissioners.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES:

1. _____ and _____ are found to meet the qualifications of office and are hereby appointed to serve two year terms to the Town of Dolores Planning and Zoning Commission with staid terms to expire at the first regular meeting the Board of Trustees in April of 2026. This board notes that the terms of these seats shall thereafter be three-year terms as provided in the revised ordinance recently adopted by the Board.
2. _____ is found to meet the qualifications of office and are hereby appointed to serve three year terms to the Town of Dolores Planning and Zoning Commission with staid terms to expire at the first regular meeting the Board of Trustees in April of 2027.
3. The Trustees find that the term of recently appointed Commissioner Lainey Nemanic shall expire at the first regular meeting of the Board of Trustees in April 2027.
4. A vacancy on Planning and Zoning Commission is declared which shall be filed after soliciting applications for a three-year term.

Introduced, passed, and adopted April 8th, 2024.

DOLORES BOARD OF TRUSTEES:

By: _____

Mayor Chris Holkestad

By: _____

Town Clerk Tammy Neely

**RESOLUTION R582
SERIES 2024**

**A RESOLUTION APPOINTING MEMBERS TO THE DOLORES COMMUNITY
CENTER ADVISORY BOARD**

WHEREAS, the Town of Dolores has adopted an ordinance creating an advisory board to assist with the management and oversight of the Dolores Community Center;

WHEREAS, the Town has solicited applications from interested persons to serve on the Dolores Community Center Advisory Board and having considered the qualifications of the applicants, the Board of Trustees wishes to appoint person to the fill these positions.

NOW THEREFORE, BE IT RESOLVED BY TOWN OF DOLORES BOARD OF TRUSTEES:

1. The Board of Trustees has considered the qualifications of four persons and appoints them to serve two-year terms on the Dolores Community Center Advisory Board:
 - a. _____;
 - b. _____;
 - c. _____; and,
 - d. _____.

2. The Town staff is directed to continue to solicit applications to fill the fifth and final vacancy on the advisory board.

Section 1. Dolores Municipal

Passed adopted and approved on the first reading this 8th day of April 2024.

DOLORES BOARD OF TRUSTEES:

By: _____

Mayor Chris Holkestad

By: _____

Town Clerk Tammy Neely

TOWN OF DOLORES

RESOLUTION R583

SERIES 2024

A RESOLUTION INCREASING BASE RATE FOR WATER AND SEWER SERVICES

WHEREAS, the Town of Dolores, Colorado is a statutory town incorporated under the laws of the state of Colorado;

WHEREAS, the Town has the authority to set rates by resolution for water and sewer services pursuant to CRS § 31-35-402 and Dolores Municipal Code Sections 13.04.340, 13.04.430, 13.04.070 and 13.04.080.

WHEREAS the Town has found it necessary to undertake significant improvements to the water and sewer lines in the Towns water and sewer system at significant expense to the Town.

WHEREAS, the cost of operating the Town’s water and sewer systems have and continue to increase as the result of significant inflationary pressures while revenues have not increased.

WHEREAS, in the judgment of the Board of Trustees current water and sewer rates are insufficient to defray the costs of furnishing water and sewer service to the inhabitants of the town and the costs of providing reserve for depreciation, obsolescence and all other costs.

WHEREAS the Town last set water and sewer rates by Resolution No R506 SERIES 2022 on October 10, 2022, which called for a 3% per annum increase commencing January 1, 2024.

WHEREAS the Town has experienced an unexpected increase in costs of providing sewer and water services due to historic inflation. A one-time base rate increase is necessary to help offset these additional costs.

WHEREAS increasing rates to offset the anticipated cost of such improvements and to offset the increased costs of operating and maintaining the Town’s water and sewer systems generally, the Town of Dolores Board of Trustees finds it appropriate to increase the rates charged by the Town of Dolores charges for water and sewer services.

WHEREAS to encourage water conservation amid continuing drought conditions, the Board of Trustees finds it appropriate to redefine the gallons used each month in its rate tier system.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF DOLORES that Resolution No. R506 Series 2022 is amended to modify the increase the rates charged for water and sewer services as follows:

1. Definitions. The following definitions shall apply to this Resolution.
 - a. As used herein “**Base Rate**” means the basic monthly charge for water or sewer services provided within and without the incorporated boundaries of the Town of Dolores regardless of usage.
 - b. As used herein “**Commercial**” refers to a user receiving water or sewer services provided by the Town of Dolores by means of a commercial tap.
 - c. As used herein “**Residential**” refers to a user receiving water or sewer services provided by the Town of Dolores by means of a residential tap.

2. Water rates charged to customers serviced by Town of Dolores are amended as follows:
 - a. The base rate for water services for all residential and commercial users within and without the incorporated limits of the Town of Dolores shall be increased from its current rate by \$10.00 per month effective January 1, 2025.
 - b. The provisions of the prior resolution calling for an increase of an additional 3% each year commencing January 1, 2025, through January 1, 2027, are rescinded.

3. Sewer rates charged to customers serviced by Town of Dolores are amended as follows:
 - a. The base rate for sewer services for all residential and commercial users within and without the incorporated limits of the Town of Dolores shall be increased from its current rate by \$10.00 per month effective January 1, 2025.
 - b. The provisions of the prior resolution calling for an increase of an additional 3% each year commencing January 1, 2025, through January 1, 2027, are rescinded.

4. The prior resolution setting and increasing rates shall otherwise remain in full force and effect except as expressly modified herein.

- 5. The Town of Dolores Town Clerk and Town Manager are hereby authorized to notify users of the Town's water and sewer services of the rate increase upon passage of this Resolution.

Introduced, read, and passed as a resolution at the regular meeting of the Board of Trustees of the Town of Dolores held on April 8, 2024, at which a quorum was present.

THE BOARD OF TRUSTEES OF THE TOWN OF DOLORES:

By: _____, Mayor Chris Holkestad

Attest: _____, Town Clerk Tammy Neely

TOWN OF DOLORES
RESOLUTION NO. 506
SERIES 2022

A RESOLUTION INCREASING BASE RATE FOR WATER AND SEWER SERVICES

WHEREAS, the Town of Dolores, Colorado is a statutory town incorporated under the laws of the state of Colorado;

WHEREAS, the Town has the authority to set rates by resolution for water and sewer services pursuant to CRS § 31-35-402 and Dolores Municipal Code Sections 13.04.340, 13.04.430, 13.04.070 and 13.04.080.

WHEREAS the Town has found it necessary to undertake significant improvements to the water and sewer lines in the Towns water and sewer system at significant expense to the Town.

WHEREAS, the cost of operating the Town’s water and sewer systems have and continue to increase as the result of significant inflationary pressures while revenues have not increased.

WHEREAS, in the judgment of the Board of Trustees current water and sewer rates are insufficient to defray the costs of furnishing water and sewer service to the inhabitants of the town and the costs of providing reserve for depreciation, obsolescence and all other costs.

WHEREAS the Town last set water and sewer rates by Resolution No 423 SERIES 2020 on April 13, 2020.

WHEREAS increasing rates to offset the anticipated cost of such improvements and to offset the increased costs of operating and maintaining the Town’s water and sewer systems generally, the Town of Dolores Board of Trustees finds it appropriate to increase the rates charged by the Town of Dolores charges for water and sewer services.

WHEREAS to encourage water conservation amid continuing drought conditions, the Board of Trustees finds it appropriate to redefine the gallons used each month in its rate tier system.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF DOLORES that Resolution No. 423 Series 2020 is amended in increase the rates charged for water and sewer services as follows:

1. Definitions. The following definitions shall apply to this Resolution.

- a. As used herein “**Base Rate**” means the basic monthly charge for water or sewer services provided within and without the incorporated boundaries of the Town of Dolores regardless of usage.
 - b. As used herein “**Commercial**” refers to a user receiving water or sewer services provided by the Town of Dolores by means of a commercial tap.
 - c. As used herein “**Residential**” refers to a user receiving water or sewer services provided by the Town of Dolores by means of a residential tap.
 - d. As used herein “**Tier 1**” shall refer to the first 5,001 to 10,000 gallons of water used by each metered customer provided by the Town of Dolores within and without the incorporated boundaries of the Town of Dolores.
 - e. As used herein “**Tier 2**” shall refer the next 10,001 to 20,000 gallons of water used by each metered customer provided by the Town of Dolores within and without the incorporated boundaries of the Town of Dolores.
 - f. As used herein “**Tier 3**” shall refer to water usage over 20,001 gallons of water used by each metered customer provided by the Town of Dolores within and without the incorporated boundaries of the Town of Dolores.
2. Water rates charged to customers serviced by Town of Dolores are amended as follows:
- a. The base rate for water services for all users within the incorporated limits (0 to 5,000 gallons) of the Town of Dolores shall be increased from its current rate of \$30.84 to \$33.34 commencing January 1, 2023, and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - b. The base rate for water services for all users outside of the incorporated limits (0 to 5,000 gallons) of the Town of Dolores shall be increased from its current rate of \$44.35 to \$46.85 commencing January 1, 2023, and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - c. The rate for Tier 1 water usage (5,001 to 10,000 gallons of water used each month) for each 1,000 gallons of water used for all users within the incorporated limits of the Town of Dolores shall be increased to \$3.00 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.

- d. The rate for Tier 1 water usage (5,001 to 10,000 gallons of water used each month) for each 1,000 gallons of water used for all users outside of the incorporated limits of the Town of Dolores shall be increased to \$4.50 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - e. The rate for Tier 2 water usage (10,001 to 20,000 gallons of water used each month) for each 1,000 gallons of water used for all users within the incorporated limits of the Town of Dolores shall be increased to \$4.00 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - f. The rate for Tier 2 water usage (10,001 to 20,000 gallons of water used each month) for each 1,000 gallons of water used for all users outside of the incorporated limits of the Town of Dolores shall be increased to \$6.00 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - g. The rate for Tier 3 water usage (20,001 gallons or more of water used each month) for each 1,000 gallons of water used for all users within the incorporated limits of the Town of Dolores shall be increased to \$5.00 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - h. The rate for Tier 3 water usage (20,001 gallons or more of water used each month) for each 1,000 gallons of water used for all users outside of the incorporated limits of the Town of Dolores shall be increased to \$7.50 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
3. Sewer rates charged to customers serviced by Town of Dolores are amended as follows:
- a. The base rate for sewer services for all users within the incorporated limits of the Town of Dolores shall be increased from its current rate of \$31.16 to \$36.16 commencing January 1, 2023, and shall increase an additional

3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.

- b. The base rate for sewer services for all users outside of the incorporated limits of the Town of Dolores shall be increased from its current rate of \$51.87 to \$56.87 commencing January 1, 2023, and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - c. The Commercial sewer rate for Tier 2 water usage (10,001 to 20,000 gallons of water used each month) for each 1,000 gallons of water used for Commercial users within the incorporated limits of the Town of Dolores shall be increased to \$2.66 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - d. The Commercial sewer rate for Tier 2 water usage (10,001 to 20,000 gallons of water used each month) for each 1,000 gallons of water used for Commercial users outside of the incorporated limits of the Town of Dolores shall be increased to \$3.99 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - e. The Commercial sewer rate for Tier 3 water usage (20,001 gallons for more of water used each month) for each 1,000 gallons of water used for Commercial users within the incorporated limits of the Town of Dolores shall be increased to \$2.81 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
 - f. The Commercial sewer rate for Tier 3 water usage (20,001 gallons of water used each month) for each 1,000 gallons of water used for Commercial users outside of the incorporated limits of the Town of Dolores shall be increased to \$4.22 commencing January 1, 2023 and shall increase an additional 3% each year commencing January 1, 2024 through January 1, 2027 as shown on the table herein.
4. A schedule of water rates and sewer rates reflecting these increases are attached hereto and incorporated herein as Exhibit A and is approved by the Board of Trustees by this resolution.
5. Any prior resolution in conflict herewith is amended accordingly.

6. The Town of Dolores Town Clerk and Town Manager are hereby authorized to notify users of the Town's water and sewer services of the rate increase upon passage of this Resolution.

Introduced, read and passed as a resolution at the regular meeting of the Board of Trustees of the Town of Dolores held on October 10, 2022, at which a quorum was present.

THE BOARD OF TRUSTEES OF THE TOWN OF DOLORES:

By: _____, Mayor Leigh Reeves

Attest: _____, Town Clerk Tammy Neely

EXHIBIT A

	In-Town Water	In-Town Water Proposed	Increase 3%	Increase 3%	Increase 3%	Increase 3%
	Base Rate 1/21 (4,000 gallons)	Base Rate 1/23 (5,000 gallons)	2024	2025	2026	2027
Base	\$30.84	\$33.34	\$34.34	\$35.37	\$36.43	\$37.52
Tier 1	\$1.55	\$3.00	\$3.09	\$3.18	\$3.28	\$3.38
Tier 2	\$1.68	\$4.00	\$4.12	\$4.24	\$4.37	\$4.50
Tier 3	\$2.04	\$5.00	\$5.15	\$5.30	\$5.46	\$5.62
	Out-of-Town Water	Out-of-Town Water Proposed	Increase 3%	Increase 3%	Increase 3%	Increase 3%
	Base Rate 1/21 (4,000 gallons)	Base Rate 1/23 (5,000 gallons)	2024	2025	2026	2027
Base	\$44.35	\$46.85	\$48.26	\$49.71	\$51.20	\$52.74
Tier 1	\$2.49	\$4.50	\$4.64	\$4.78	\$4.92	\$5.07
Tier 2	\$3.04	\$6.00	\$6.18	\$6.37	\$6.56	\$6.76
Tier 3	\$3.67	\$7.50	\$7.73	\$7.96	\$8.20	\$8.45
	In-Town Sewer	In-Town Sewer Proposed	Increase 3%	Increase 3%	Increase 3%	Increase 3%
	Base Rate 1/21	Base Rate 1/23	2024	2025	2026	2027
Base	\$31.16	\$36.16	\$37.24	\$38.36	\$39.51	\$40.70
Commercial	\$31.16	\$36.16	\$37.24	\$38.36	\$39.51	\$40.70
Tier 2	\$1.77	\$2.66	\$2.74	\$2.82	\$2.90	\$2.99
Tier 3	\$1.87	\$2.81	\$2.89	\$2.98	\$3.07	\$3.16
	Out-of-Town Sewer	Out-of-Town Sewer Proposed	Increase 3%	Increase 3%	Increase 3%	Increase 3%
	Base Rate 1/21	Base Rate 1/23	2024	2025	2026	2027
Base	\$51.87	\$56.87	\$58.58	\$60.34	\$62.15	\$64.01
Commercial	\$51.87	\$56.87	\$58.58	\$60.34	\$62.15	\$64.01
Tier 2	\$3.40	\$3.99	\$4.11	\$4.23	\$4.36	\$4.49
Tier 3	\$3.78	\$4.22	\$4.35	\$4.48	\$4.61	\$4.75