



**NOTICE OF THE REGULAR MEETING OF THE GENERAL ASSEMBLY**

**TOWN OF OPHIR, CO 81426**

**TUESDAY 7:00 PM, AUGUST 16th, 2022**

OPHIR TOWN HALL 36 PORPHYRY ST.

[Join Zoom Meeting](#)

Meeting ID: 867 0143 8435 Passcode: 373146

**AGENDA**

1. CALL TO ORDER
2. ADOPTION & SIGNATURE OF JULY 19, 2022 MEETING MINUTES
3. APPROVAL OF AGENDA
4. BUSINESS ITEMS
  - a. Second Reading/Public Hearing of Ordinance 2022-02 An Ordinance Amending Ordinance 2012-05 And Increasing Municipal Water Fees
  - b. Planning and Zoning Commission Appointments
    - i. 2 open positions-2 regular seats (1 year appointment)
  - c. Nominations for Mayoral Election on September 20, 2022
5. STAFF REPORTS
6. NEW BUSINESS
7. ADJOURN

**MINUTES OF THE REGULAR MEETING OF THE GENERAL ASSEMBLY**

**TOWN OF OPHIR, CO 81426**

**TUESDAY, July 19, 2022 7:00 PM**

**REMOTE MEETING VIA ZOOM PLATFORM**

**CALL TO ORDER**

(TIME: 7:02 PM)

Voting Members: Mason Osgood, Melanie Kent, Judah Kuper, Phil Hayden, Allyn Hart, Eric Beermann, Kim Wheels, Ernie Watenpaugh, Tyler Shultz, Matt Williamson, David Calicott, Ryaan Ehlers, Sonya Allen, Leigh Sullivan, Michael Kuhnly, Jacey DePriest

Non-Voting Members: John Wontrobski, Ken Page, Starr Jamison, Lance Waring, Ryan Riggetti, Mark Rosenthal

**ADOPTION & SIGNATURE OF June 21, 2022 MEETING MINUTES**

Judah Kuper motions to approve and adopt the June 21, 2022 Ophir GA meeting minutes, Mason Osgood seconds.

Voting Members: Mason Osgood, Melanie Kent, Judah Kuper, Phil Hayden, Allyn Hart, Eric Beermann, Ernie Watenpaugh, Tyler Shultz, Matt Williamson, David Calicott, Ryan Ehlers, Sonya Allen, Leigh Sullivan, Michael Kuhnly, Jacey DePriest

Not in Favor (Nay): None

Abstain: Kim Wheels

Motion to approve meeting minutes passes unanimously

**APPROVAL OF AGENDA**

Judah Kuper motions to approve the July 19th, 2022 Ophir GA Agenda

Voting Members: Mason Osgood, Melanie Kent, Judah Kuper, Phil Hayden, Allyn Hart, Eric Beermann, Kim Wheels, Ernie Watenpaugh, Tyler Shultz, Matt Williamson, David Calicott, Ryan Ehlers, Sonya Allen, Leigh Sullivan, Michael Kuhnly, Jacey DePriest

Not in Favor (Nay): None

Motion to approve the agenda passes unanimously

**BUSINESS ITEMS**

**4a Discussion-Tri State Transmission Line Vegetation Management Plan Update**

Kim Wheels, John Wontrobski, Jacey DePriest, and Lance Waring presented updates regarding the Tri-State Transmission line project. In general, the GA agreed to the following request to Tri-State and USFS during weekly or bi weekly coordination meetings. Kim Wheels also expressed her observation that the project trucks have been coming into Ophir earlier than expected. Representatives from San Miguel County would follow up in regards to the allowable times for the county haul permit.

Request from the Town of Ophir:

- Request for two new gates at top of Swamp and Iron Springs roads to keep unauthorized traffic off improved administrative roads
- Request for USFS Law Enforcement officer presence to keep unauthorized traffic off those roads
- Request for a temporary chain to be installed during project to keep unauthorized traffic off those roads when crews are not present
- Request for name and contact info of chief on-site USFS enforcement officer to whom people can make complaints, inquiries, compliments

#### **4b First Reading of Ordinance 2022-02 An Ordinance Amending Ordinance 2012-05 And Increasing Municipal Water Fees:**

Janice Gerona motions to approve Ordinance 2022-02, Mason Osgood seconds

Discussion is had regarding water infrastructure improvements, especially water meters. Ken Page expresses that water metering is certainly on the docket for the water committee to investigate, and that this ordinance is a first step to insuring our future water security as a community.

Voting Members: Mason Osgood, Melanie Kent, Judah Kuper, Phil Hayden, Allyn Hart, Eric Beermann, Ernie Watenpaugh, Tyler Shultz, Matt Williamson, David Calicott, Ryan Ehlers, Sonya Allen, Leigh Sullivan, Michael Kuhnly, Jacey DePriest, Kim Wheels

Not in Favor (Nay): None

Motion to approve the first reading of Ordinance 2022-02 passes unanimously.

#### **4c Notice of Special Mayoral Municipal Election: September 20, 2022**

John Wontrobski presented to the GA about the official process of having a special mayoral election as Corinne Platt is ready to step away from her position after many successful years.

#### **4d Planning and Zoning Commission Appointments**

Judah Kuper motions to re-appoint Phil Hayden and Janice Gerona to the P&Z commission for 1-year appointments. Mason Osgood seconds

Voting Members: Mason Osgood, Melanie Kent, Judah Kuper, Phil Hayden, Allyn Hart, Eric Beermann, Kim Wheels, Ernie Watenpaugh, Tyler Shultz, Matt Williamson, David Calicott, Ryan Ehlers, Sonya Allen, Leigh Sullivan, Michael Kuhnly, Jacey Depriest

Not in Favor (Nay): None

Motion to approve Phil Hayden (regular) and Janice Gerona (alternate) to P&Z commission passes unanimously

Two P&Z seats still remain open (both regular members)

#### **4e Wildfire Awareness Banner**

John Wontrobski presented idea recommended from Janice Gerona for a wildfire awareness banner, similar to those at the entrance to ski ranches. Discussion was had regarding the size, placement, and use of the banners. Generally people agreed they should be simple banners, and only put up during high fire risk periods.

Janice Gerona motions for John W. to purchase two wildfire awareness banners. Mason Osgood seconds

Voting record for Business Item 4e unrecoverable due to data issue with Zoom recording. Minutes below reflect written recording from the Town Clerk.

Motion for John W. to purchase two wildfire awareness banners passes with 8 yes, 1 no, and 6 abstain.

#### **STAFF UPDATES**

Corinne Platt (Mayor)-N/A

Mason Osgood (Clerk)-N/A

Cindy Wyszynski (Treasurer)-N/A

Jacey Depriest (OEC)-Tri-State project ongoing.

Phil Hayden (P&Z)-Next P&Z meeting the Hope's building application is up for discussion. Cornwall Whittaker ongoing.

John Wontrobski (Manager)-John will be on vacation for a week during the week of the 8<sup>th</sup>.

#### **NEW BUSINESS**

Leigh presents new business, the repaired flow meter is back and she plans to get it to use soon!

**ADJOURN**

Having reached the end of the agenda, and with no new business presented, Mason Osgood declared the meeting adjourned at 8:50pm

\_\_\_\_\_  
Town Clerk, Mason Osgood

\_\_\_\_\_  
Date

*Minutes prepared by Mason Osgood, Town Clerk*

*Audio recordings of all General Assembly Meetings are available to the public. Please contact the Town Clerk if you would like a copy of this month's audio of the meeting minutes.*

**ORDINANCE No. 2022-02**

**AN ORDINANCE AMENDING ORDINANCE 2012-05 AND INCREASING MUNICIPAL WATER FEES**

**WHEREAS**, the provision of healthy and dependable potable water supplies for regular municipal use and the provision of such supplies as needed to ensure adequate fire protection are necessary for the preservation and promotion of the health, safety and welfare of the Ophir community; and

**WHEREAS**, the Town of Ophir operates a public water system throughout the Town of Ophir, which system is fiscally maintained solely through the operation of the Town’s Enterprise Fund; and

**WHEREAS**, the current user fees may be insufficient to cover the costs of current operations, together with anticipated costs of completing significant improvements to the system; and

**WHEREAS**, the Ophir General Assembly finds that raising the water user fees will promote the health, safety and general welfare of the Ophir community by raising revenues for water system improvements;

**NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR:**

**SECTION 1: ORDINANCE 2012-05 AMENDED**

Section 1 -- Water Fee -- of Ordinance 2012-05 is hereby repealed in its entirety and reenacted to read, “Water Fee: seven- hundred, eighty U.S. Dollars per year minimum for each tap-holder within the Town of Ophir. The \$780 per year minimum shall be paid quarterly at the rate of \$195 (one hundred ninety-five) dollars per quarter.” In addition, the tap fee will be increased to \$15,000 per tap (from \$7,000).

**SECTION 2: EFFECTIVE DATE:** This Ordinance shall be effective as of January 1, 2023, following final adoption.

**SECTION 3: PUBLICATION:** Notice of final adoption of this Ordinance shall be published in the *Telluride Daily Planet* along with a brief description of this Ordinance.

**Introduced, Read and Approved on First Reading by the General Assembly on the 19th day of July, 2022.**

**Approved and Adopted on Second and Final Reading by the General Assembly of the Town of Ophir on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.**

**By:** \_\_\_\_\_  
**Corinne Platt, Mayor**

**Attest:** \_\_\_\_\_  
**Mason Osgood, Town Clerk**

\_\_\_\_\_  
**Approved as to Form: Town Attorney**