

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

August 13, 2009

1. Mayor Jakubiak called the meeting to order at 6:30 p.m. Those present were Sheila Maki, Wendell Koontz, Tom Wills, Gerald Pearson, and West McKee. George Brauneis was not present.
2. Those present recited the Pledge of Allegiance.
3. Tom Wills moved to approve the minutes for July 9, 2009 after the following corrections; Paragraph #11-first line should state “if they received” and on line three concerning Dan Stucker should read “the zone for Dan Stucker’s rental business (Hotchkiss Rentals) will be C-2 Mixed Use (MU) with “rental center” specifically added under uses by review. “Selected light industrial uses” was also added to the C-2-MU definition”, and on the next line it should read “adult businesses should be compatible with other uses in the area”, seconded by Sheila Maki, West McKee abstained. The motion passed.
4. **Donation Request**
The Trustees reviewed a donation request from Little League Summer Baseball for the Cal Ripken North Fork All Stars team. There was not anyone present to address questions from the Trustees. They wondered if this was the same group the Town donated to earlier this year. This donation is a request to help with the expenses for the North Fork All Stars to compete in Regional Play-offs in MN. NOTE: The All Star Team had already competed in the Regional and had lost. Wendell Koontz moved to donate \$ 100, seconded by Gerald Pearson. Discussion; Tom Wills read the donation application information and he stated this donation seemed to be for a small number of children and did not fit the Town’s donation policy. Voting for the motion was Wendell Koontz, Gerald Pearson and West McKee, voting against was Tom Wills and Sheila Maki. The motion passed.

The donation request from the North Fork Pool and Recreation District was withdrawn. Wendell Koontz told the Trustees that the NFPRD will be completing a master plan before they approach the Town.
5. **Hotchkiss/Crawford Historical Society**
There was not an update.
6. **Water Plant Project Update**
Engineer Fagan reported that the water plant equipment will be shipped next week. The electric for the plant will be started about the same time. The plant should be on line by the end of the year.
7. **Enhancement Project Update – Walking Trails**
Engineer Fagan reported the IGA has been signed by all parties. The design funds have been allocated. Engineer Fagan and Mike met with CDOT concerning the right-of-way and everything looks good. The Town needs to send a letter to CDOT addressing the utilities, right-of-way, and the environmental issues, if any. The plans are 2/3 complete. The Town staff will meet with CDOT when all the information is submitted to them. Should break ground in November. The Town staff has not met with Orlando’s on the trail south of town.
7. **High School Line**
Engineer Fagan submitted a \$ 400,000 grant request to DOLA and should know something in December. The Town may have some problems accepting the grant because of TABOR. The staff is researching all avenues. The Fire Department said they will donate a small amount of money or even apply for the grant, if needed, to get the water line completed. DOLA stated that if the grant was granted to the Fire Department they would own the water line. The Town applied for 232 funds from Federal Impact Funds, but the City of Delta requested all of the allotted monies for the truck by-pass and the County is supporting that request. The Trustees said they would also support Delta and asked Joanne to withdraw the Town’s request for funding from that source.

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8. Zoning Discussion

The Trustees were given the final draft of the zoning regulations and the ordinance to look over. They will consider the regulations and ordinance for adoption at the September meeting.

Tom Wills stated he felt the zone for the Buettgenbach subdivision on River Ridge Road on HWY 92 should be zoned a R-2 mixed use instead of R-1 residential. The zoning regulations will be changed as needed after adoption. The Trustees agreed. Attorney Briscoe will change that zone in the ordinance and regulations.

Attorney Briscoe said the Trustees could adopt the Ordinance at this meeting and publish the Zoning Regulations. Attorney Briscoe said he will talk to the DCI about doing a pamphlet for the regulations to put in the paper rather than publication in the legal section, it may be less expensive.

West McKee said he thought the Trustees were going to have another public meeting to discuss the comments from the Public Hearing. Mayor Jakubiak and Tom Wills said all the concerns from the Public Hearing were addressed and they did not feel another meeting was needed.

Bonita McKee stated she feels three zones would be better than seven. Attorney Briscoe said three zones would be more restrictive and create a lot of reviews.

Wendell Koontz said he feels the proposed zoning regulation allows the Town to grow and make changes as needed.

Kathy Browning stated that the agenda states "Zoning Discussion" not adoption of the ordinance or regulations.

Sheila Maki stated she would like to study the regulations and ask questions of different people to clarify anything she did not understand completely.

Mayor Jakubiak admonished the Trustees and told them that they have had this regulation for months and should know and understand it by now.

Tom Wills told the Trustees he has been working on forms that will be needed for the zoning regulations.

Wendell Koontz asked about the Board of Adjustment, the Clerk said she had advertized for members and did not receive any response.

The Trustee will consider the Zoning Ordinance for adoption in the September meeting.

9. Five Minute Public Appearance

None one was present.

10. Hotchkiss Planning Update

Tom Wills said they discussed the IGA with the County.

11. County Land Use Update

Tom Wills said they did not have a meeting so there was nothing to report.

12. Adult Business Ordinance

Attorney Briscoe gave the Trustees a draft copy of the ordinance and asked them to review and give him comments and the Trustees can consider adoption of the ordinance at the September meeting.

13. Department Reports

Mike Owens asked if there were questions on his written report.

Mike Owens reported he had not researched the railroad crossing on 4th Street.

Mike reported the Town had received 27 applications for the Public Works position. He has scheduled interviews for the first of next week.

Mike told the Trustees the Town Hall needs a new roof and he would like to check on prices and use funds from the Capital Improvements Fund. The Trustees asked Mike to get the information and report back to them.

Wendell Koontz asked what had happened with CIRSA and the claim from Steve O'Connell. The Clerk reported Mr. O'Connell had not given the Town any information to turn into CIRSA.

Mike reported that the Chevy pickup had to have about \$ 700 of work done on it.

Marshal Miller asked if there questions on his written report. He reported the fair went well with no problems.

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14. Mayor's Report
Mayor Jakubiak asked Sheila Maki how the fair parade went this year. Sheila said it went well with just a few problems with the floats entering and exiting the fair grounds.
15. Town Clerk Report
The Clerk said she attended the All Points Transit meeting and the ridership by senior citizens is increasing and the budget contributions by the communities will remain as projected for 2010.
16. New Business
Gerald Pearson asked, on behalf of John McCallister, First State Bank, if anything can be done about the old Coyote building concerning weeds and the looks of the building. Mayor Jakubiak said he would look into the Town's regulations.

Sheila Maki asked what the Town does if people do not comply with the weed notice for accumulation of weeds. The Clerk stated she reminds the property owner and if nothing is done then the Town can clean it up and charge the property owner.
17. Consideration of Bills
Wendell Koontz moved to pay all bills, seconded by Sheila Maki, with all in favor.
18. Sheila Maki moved to adjourn the meeting at 7:40 p.m., seconded by Gerald Pearson, with all in favor.

Respectfully Submitted,
Marlene F. Searle,
Town Clerk