

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

November 4, 2010

1. Mayor Koontz called the meeting to order at 6:30 p.m. Those present were Sheila Maki, George Brauneis, Dustyn Foster, and Marlin McCracken. Lindee Cantrell came in at 6:45 p.m.
2. Those present recited the Pledge of Allegiance.
3. Sheila Maki moved to approve the minutes for October 14, 2010 as presented, seconded by George Brauneis, with all in favor.
4. Vacant Trustee Position
Jane Wills, 159 W. Main Street, introduced herself and gave the Trustees a short background. Sheila Maki moved to appoint Jane Wills to the Board of Trustees until April, 2012, seconded by Dustyn Foster, with all in favor.
Town Clerk Marlene Searle swore Jane Wills in.
5. Public Hearing – Keeping of Livestock in Town
Julie Cunningham was present to request keeping cows/calves on property at 555 Cedar Street at two different times. December 1 to December 30, 2010 and February 15 to April 15, 2011. They have fixed some fencing and will continue to monitor the fence.
There was no public comment.
Mike Owens commented that a few years back there were complaints of overgrazing. Julie said they would watch that and that she supplements with hay.
George Brauneis moved to approve both grazing permit times, seconded by Marlin McCracken. The motion passed with Lindee Cantrell abstaining, due to being late to the meeting.
6. DMEA – Jim Heneghan
Jim updated the Trustees on the Hydro Electric plant upgrade by DMEA. The estimated cost of the upgrade to DMEA could be as high as \$ 75,000. They will work with the Town on the current contract and a future contract after DMEA recoups their investment.
Jim will come to the January 2012 Trustee meeting to discuss the contract.
7. Liquor License Renewal

Marshal Miller stated he had no problems with either establishment.
Sheila Maki moved to approve the liquor license renewal for the North Fork Valley Restaurant, seconded by George Brauneis, with all in favor.
Sheila Maki moved to approve the liquor license renewal for the Elks B.P.O.E. 1807, seconded by Lindee Cantrell, with all in favor.
8. Bulldog Booster Club
Christy Hawk and Anita Violet were present to inform the Trustees what the Booster Club does as a group. They have donated over \$ 100,000 in money and items to the Hotchkiss High School and K8 School over the past six years. They receive donations and the members work for different entities for funding. They thanked the Town for the donation.
9. Donation Requests
Hotchkiss Community Dinner – Larry Jakubiak
Larry could not attend the meeting. Clerk Searle told the Trustees about the request.
Sheila Maki moved to donate \$ 500, seconded by George Brauneis with the following amendment; if funding/donations were down this year that Larry could return to the Trustees for additional funding, with all in favor.
North Fork Children’s Christmas Party
Sheila Maki moved to donate \$ 500, seconded by Dustyn Foster, with all in favor.
10. Planning Commission Vacancy
Mayor Koontz appointed Mary Hockenbery to the Planning Commission Board.

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 2
11/4/10

11. **Building Code Update**
Mayor Koontz reported Mark Sprinkle had resigned as of November 1, 2010. The Town will advertise the position.
12. **SBA Cell Tower Buy Out Offer**
The Trustees discussed the \$ 90,000 offer and the extension request from SBA. Dustyn Foster moved to counteroffer with \$ 250,000 buy out and no extension on the current contract, seconded by George Brauneis, with all in favor. The Trustees asked the Clerk and Attorney Briscoe to notify SBA with the Town's counteroffer.
13. **Leroux Creek Planning**
No meeting was held in October.
14. **Medical Marijuana Discussion**
Attorney Briscoe told the Trustees the State regulations may be in effect by March 2011. The Town needs to decide if they want to establish regulations or to ban marijuana centers and growing operations within the Town limits. Attorney Briscoe stated a lot of Western Colorado communities are banning centers and growing.
The Attorney recommended the Trustees have a Public Hearing on December 9th during the regular Town meeting to receive Hotchkiss citizen input prior to making a decision. The Trustees agreed. The Clerk will advertise the hearing.
15. **Draft Sidewalk Amendment**
The Trustees discussed the sidewalk amendment and the Public Works Director gave the Trustees a list of questions/concern with the current draft. Attorney Briscoe stated enforcement is a major part of this ordinance. Attorney Briscoe is concerned that this draft is open ended as to what it may cost the Town. Mike feels the current ordinance is good, but needs to be enforced.
The Trustees tabled this draft amendment until next year.
16. **Resolution 2010-7 – Non Bonding of Court Clerk**
Attorney Briscoe stated that CML recommends all Court Clerks be bonded. The Clerk for Hotchkiss is already bonded, so the additional bond is not needed. The Town needs a resolution that states the Town is not requiring a bond for court clerk.
Marlin McCracken moved to adopt Resolution 2010-7, seconded by Sheila Maki, with all in favor.
17. **HHS Water Line Discussion**
Engineer Fagan has met with the County and they have agreed on a location for the easement. Their surveyor will complete his work and send the information to Attorney Briscoe to complete the easement with the County.
The bid for the water line will go out early 2011.
18. **Enhancement Project**
Engineer Fagan asked the Trustees which trail they would like to pursue; Cedar Street or Orlando/BLM. The Trustees agreed on Cedar Street. Engineer Fagan stated it could take up to a year to receive permission to cross the railroad. Most of the trail would be on the west side of Cedar.
19. **Five Minute Public Appearance**
None
20. **Hotchkiss Planning Commission**
Mayor Koontz appointed Chad Lloyd to the Commission. The Planning Commission will start working on trails, continue working on the sidewalk amendment and zoning for marijuana

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 3
11/4/10

20. centers, with direction from the Trustees. The Planning Commission will not meet in November or December, unless needed.
21. County Land Use Update
This is the same group as Leroux Creek Planning. They will be combined on the agenda.
22. Department Reports
Mike Owens told the Trustees that curb and gutter was completed on Orchard between 2nd and 3rd Streets. Sheila Maki asked about signage on HWY 133 for the school crossing. Mike will check with CDOT.

Marshal Miller introduced Deputy James Shackelford. Marshal Miller reported it had been quite month for the police. He reminded the Trustees he has a ride along policy if anyone is interested.
23. Hotchkiss Chamber of Commerce Update
Marshal Miller reported the North Fork Ambulance Assoc. gave a presentation at the Chamber meeting. There is a great need for drivers and EMT's. The Chambers is recruiting members.
24. Mayor's Report
Mayor Koontz will rejoin the Gunnison Basin Round Table group, per a request from Commission Olen Lund. There will be a staff meeting on November 17, 2010.
25. Town Clerk Report
The Clerk asked if the Trustees wanted another work session for the 2011 budget. The Trustees decided not to have a work session.
26. Upcoming Events/Schedule
Hotchkiss Football on November 6th,
Creamery Arts Open Reception on November 12th.
27. New Business
Marlin McCracken asked what the Town was doing to encourage new business in Town. Mayor Koontz said the Town is working with the Chambers and Marlin should attend the Chamber meetings. Marlin stated that rent on business properties in the Town are too high.

Mayor Koontz stated the NFAA wants to attend the December meeting to do a presentation about the lack of EMT's and drivers in the Hotchkiss area. The presentation is rather long and the Trustees do not have that kind of time at the December meeting. He asked the Trustees to talk to people about volunteering for the ambulance.
28. Consideration of Bills
George Brauneis moved to pay all bills, seconded by Sheila Maki, with all in favor.
29. Lindee Cantrell moved to adjourn the meeting at 8:45 p.m., seconded by George Brauneis, with all in favor.

Respectfully Submitted,
Marlene F. Searle, Town Clerk

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