

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

July 10, 2014

1. Mayor Koontz called the meeting to order at 6:30 p.m. Those present Carrie Wingfield, Tom Wills, James Roberts, Lindee Cantrell, Larry Jakubiak and Dustyn Foster.
2. Mayor Koontz read a quote from Samuel Adams.
3. Those present recited the Pledge of Allegiance.
4. Minutes for June 12, 2014
Lindee Cantrell moved to approve the minutes for June 12, 2014, seconded by Carrie Wingfield, with all in favor.
5. Public Hearing – Residential Marijuana Growing Regulations
Mayor Koontz opened the Public Hearing and stated the Trustees are taking public comment on growing of marijuana in Town. The Trustees may establish regulations based on comments received.
**Attached to these minutes are the comments received.
Mayor Koontz closed the Public Hearing and thanked the citizens for their comments. The Trustee will have a work session on July 24, 2014 to discuss the comments received.
6. Street Closure Request
The Black Mesa Cattlewomen's are having a 5K Run/Walk on August 2nd from 8:00 a.m. to 9:30 a.m. The event will be from Willow Heights Park to L50 Rd over Barrow Mesa. Marshal Miller requested signage only and no road closure.
Carrie Wingfield moved to approve this request, seconded by Tom Wills, with all in favor.
7. Appointing Substitute Judge
Marshal Miller introduced Attorney Steve Schultz. Attorney Schultz will cover for Judge French at Hotchkiss Court when needed.
James Roberts moved to appoint Attorney Steve Schultz as substitute Hotchkiss Judge, seconded by Carrie Wingfield, with all in favor.
8. Salary Increase for 2014
The Trustees reviewed the 2014 budget as of June 30th. The 2014 budget is as projected. The 3% employee raise is in the 2014 budget.
Larry Jakubiak moved to approve the 3% employee raise, seconded by James Roberts, with all in favor.
9. Work Session – Sign Code and Marijuana Grow Regulations
Mayor Koontz reminded the Trustee of the work session on July 24th and 6:00 p.m.
10. Enhancement Trails Project Update
Engineer Fagan reported Town staff met with the County and the plan is to have a trail along the southern portion of the fair grounds that will connect with the new road into the fair grounds and a trail along the river to the proposed boat ramp.
Engineer Fagan will be preparing plans and will submit to the County. The project will be in 2015.
11. Engineer Report
Engineer Fagan reported the Public Works crew is continuing monitoring of the sewer lines. The Town received funding from DOLA and the contract is being completed. The videoing of the lines will start after the DOLA contract is signed by the State and the Town.
Engineer Fagan is preparing the loan application and Engineer report, due by August 1, 2014, for State Revolving Funds for the sewer line project.
Carrie Wingfield moved to execute the contract with DOLA, seconded by Lindee Cantrell, with all in favor.
Carrie Wingfield moved to have the Engineer and staff continue working on the grant application for State Revolving funds and authorize the Mayor to sign documents, seconded by Lindee Cantrell, with all in favor.

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12. BLM Resource Management Plan Update
Mayor Koontz said it will be September before the town receives further information.
13. Downtown Improvement Update
Mayor Koontz thanked Dustyn Foster and Tom Wills for the work on the Fair/Barney Park. He thanked Larry Jakubiak for the redesign and rearrangement of the park area.
Larry thanked the Public Works crew for their help moving tables and planters.
Larry asked the Trustees if he could buy some heavy duty enamel paint for the tables.
James Roberts moved to authorize Larry to purchase paint for up to \$75.00 from the Downtown Improvements line, seconded by Tom Wills, with all in favor.
14. Delta County Housing Task Force Update
Larry Jakubiak said there was not a meeting.
15. Hotchkiss Planning Commission Update
There was not a Planning Commission meeting in June, lack of quorum.
Mayor Koontz appointed Chad Lloyd and Dustyn Foster to the Planning Commission.
(Dustyn Foster resigned his Planning Commission seat later in the meeting.)
Tom Wills and Lindee Cantrell were interested in the Trustee appointed seat. The Trustees vote ended in a tie and Mayor Koontz broke the tie and seated Tom Wills to the Planning Commission seat for a two year term.
Dustyn Foster stepped down from the Planning Commission and Mayor Koontz appointed Lindee Cantrell.
16. Leroux Creek Planning Update
Carrie Wingfield reported there was not a meeting.
17. Five Minute Public Appearance
Sharon Schmidt, Planning Commission, the Commission is still in need of two members.
18. Department Reports
Mike Owens asked if there were questions on his written report. There were none.
The sidewalk project is ongoing. An air compressor for the water plant has been ordered, will take about 40 days to receive. Mike said he will be on vacation for the next week and Leonard McCulloch will be in charge.

Marshal Miller reported it has been quiet and they are preparing for fair week.
19. Chamber of Commerce
Tom Wills said the e-waste day went well they collected over 20,000 lbs of e-waste.
The Chamber is looking at expanding the e-waste day next year to include Town cleanup, and toxic waste disposal. They will work on that with the Town.
The Chamber board was expanded to 12 members. The American Flags are not putting out on a regular basis. The Chamber will be talking to organizations to see if a plan can be put together to get the Flags out.
20. Mayor's Report
EPA is accepting public comments until October 20, 2014 concerning proposed rules for navigable water of the U.S. They are redefining the rules for how navigable water is regulated.
21. Town Clerk Report
None

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22. Upcoming Events
Church of Art Youth Art Show thru 7/19/14
Creamery Summer Art Classes
Farmers Market @ Creamery Saturday's 9:00 a.m. to 3:00 p.m.
Hotchkiss/Crawford Historical Society –
 Service for George Duke III on 7/27/14
 Volunteers needed
5K Cattlewomen's Fun Run 8/2
Trustee Work Session 7/24/14
Hotchkiss Planning 7/23/14
Delta County Fair 8/2 thru 8/9
23. New Business
None
24. Consideration of Bills
Lindee Cantrell moved to pay all bills, seconded by Carrie Wingfield, with all in favor.
25. Lindee Cantrell moved to adjourn the meeting at 8:00 p.m., seconded by Carrie Wingfield, with all in favor.

Respectfully Submitted,
Marlene F. Searle, Town Clerk

Comments from 7/10/14 Marijuana Growing Regulations Public Hearing

Georgia Hopper, 484 Duke Hill Rd, Hotchkiss

Make all decisions with citizens in mind

Importance to the citizens,

Percentage of citizens, who do or do not want these regulations,

The possible harm to citizens and community.

Trustees should postpone votes until input from citizens is heard and discussed.

Is this the right or wrong thing for Hotchkiss?

Research effects on Hotchkiss.

John Marta, 583 Juniper Street

Marijuana not needed in Hotchkiss,

Affects all of the population in Town,

Affects Police Department man hours,

Kids affected by drugs.

Mary Hockenbery, 610 Poplar Way

Growing of Marijuana is State Law,

Trustees need to regulate where and how it is grown,

6 ft fenced in area locked gates,

Recommends; grown outdoors. fenced, locked, and number of plants within legal limit.

Jane Wills, 159 W Main Street

Wanted medical marijuana,

Grown where children cannot get to it,

Recommends; outdoors, 6 ft fenced and locked,

Sharon Schmidt, 603 Cottonwood Ln

Gave information on the amount of revenue the state has collected from the sale of medical and recreational marijuana,

Teenagers are the problem not the marijuana,

Citizens should be able to grow marijuana as long as it can't be seen off the property and a 6 ft fence.

Esther Koontz, 937 Ryan Ct

Town should be informed of who is growing,

Set distance from schools and children areas,

Be thoughtful and careful creating regulations,

Patrick Webb, 382 Duke Hill Rd

Growing in yard only, out of sight out of mind, out of view of public,
Fenced areas are a designated target for those who obtain it illegally,
No reporting to police, they have right to grow,
Ordinance should be flexible and reasonable.

Tim Owens, 35210 Hanson Mesa Rd

Should have freedom to grow as long as the law is followed,
Medical marijuana is for personal use,
No reporting to police,
County and Towns should allow growing of Hemp,

John Sell, 619 Willow Dr

Carrie Wingfield read a letter from Mr. Sell
Letter attached

July 7, 14

Town of Hotchkiss Board of Trustees

Re: Growing of Marijuana on private property within town limits.

Trustees:

As a resident of the Town of Hotchkiss, I admit to having very mixed feelings regarding marijuana. However, since the cat is out of the bag so to speak, I turn my thoughts to our area youth.

I am no doctor nor am I an expert of any kind on health or marijuana but I have read enough articles and have seen enough news reports to have concern about adolescents getting access to marijuana, outside of certain strains and refined products that have shown useful in the treatment of certain disorders in children. These articles and reports show that at a basic level, we do not know the long-term affect of marijuana on the adolescent brains. Some have even shown that even short-term exposure can have negative effects. As such, I believe we must try our best to keep youth away from any marijuana legally grown within the town limits.

My greatest concern is marijuana grown openly in a backyard or other open-air environment. Having once been a youth myself, I know that even the tallest fences of normal construction (chain-link, wood, block) can be climbed and climbed quickly buy determined and wiry youths. The only deterrent in that manner that I would see as effective would be barbed wire or other painful means that I am sure are probably not within code and would not be what I would want to see in town. Cameras are marginally useful at the time of the theft (if monitored at the exact moment) and best for identifying individuals after the fact, most likely after the marijuana had already been used.

As such, I would strongly encourage the town to enact a measure that would require the growing of marijuana in some form of enclosed structure with an attached roof that is easily secured. A greenhouse or a permanently installed, chain-link, dog kennel / run are two options that come to mind.

I would also prefer the town restrict the amount of marijuana that can be grown. I would think the size of the lot / yard should be considered. Small yards maybe only one adult, six plants, would be allowable. Larger yards possibly up to three adults, eighteen plants, would be allowable.

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