

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

September 11, 2014

1. Mayor Koontz called the meeting to order at 6:30 p.m. Those present were Lindee Cantrell, Dustyn Foster, Tom Wills, James Roberts and Larry Jakubiak. Carrie Wingfield was not present.
2. Mayor Koontz read a quote from Ronald Regan in remembrance of 9/11.
3. Minutes for 8/14/14
Tom Wills moved to approve the minutes with the following corrections;
Spelling and # 16 Larry Jakubiak reported on the Delta County Housing Task Force and # 17 review of the Master Plan not update, seconded by Dustyn Foster, with all in favor.
4. Special Events Liquor License
Hotchkiss Elk's #1807
Larry Hill, Manager, told the Trustees that the Elk's will hold their annual Charity Ball on September 27th and are requesting a Special Events Liquor License so they can invite the public. The event will be from 6:00 p.m. to 2:00 a.m. They will serve a meal and have a dance. Marshal Miller reported he had no problems with this request.
Lindee Cantrell moved to grant the license, seconded by James Roberts, with all in favor.

KVNF
Thomas Smith is requesting a Special Events Liquor License for KVNF for their 35th anniversary/birthday fundraiser at Memorial Hall. This is an event for all ages and they will have security at all doors and wrist bands for those over 21.
Marshal Miller did not have a problem with this event.
Lindee Cantrell moved to approve the license, seconded by Tom Wills, with all in favor.
5. North Fork Valley Restaurant – Temporary Permit
The restaurant has sold to Pat Medina and Juan Mendoza and they are requesting a temporary liquor permit. This permit allows the new owners to serve alcohol using the prior liquor license until their license is granted by the State.
Marshal Miller does not have a problem with this permit.
Lindee Cantrell moved to approve the temporary permit effective 9/11/14 for up to 90 days to Pat's Bar and Grill, seconded by Tom Wills. The motion passed with Larry Jakubiak abstaining.
6. Welcome to Hotchkiss Sign on HWY 133
Nathan Sponseller, Hotchkiss Chamber of Commerce, reported to the Trustees that TDS had removed the old posts and installed new posts for the sign on Highway 133. The Chamber is purchasing new sign board. They are requesting a donation toward the purchase.
Bill Long and Mary Hockenbery are working with local artist to paint the sign. The Chamber has authorized \$1,000 to pay the artists. The estimate for the completed sign is \$ 1,800.
Larry Jakubiak moved to donate \$ 850 for the new sign, seconded by James Roberts. Motion passed with Tom Wills abstaining.
7. Neighborhood Watch Program Update
McKenzie Cowan asked if the Trustees would form a board for the Neighborhood Watch under their direction. They feel this will make the program more official and more formal. The Board at this time consists of McKenzie Cowan, Tom Wills, Lindee and Sean Cantrell, Kim Shea, Wes Jacobson, and Sharon Schmidt. The Neighborhood Watch Program is for the entire Town of Hotchkiss.
There will be a Block Party BBQ on the 21st in Willow Heights Park. They are requesting a \$50 donation from the Town toward the purchase of meat for the BBQ.
Attorney Nerlin said the Trustees need a Resolution to form the Neighborhood Watch Board. He will have one for the October meeting.
James Roberts moved to donate \$ 50, seconded by Dustyn Foster. Motion passed with Tom Wills and Lindee Cantrell abstaining.

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8. Dan Bolton – Request Delay of Payment of Water/Sewer Tap Fees
Mr. Bolton is buying an established trailer court that needs 10 additional taps, five taps for water and five taps for sewer. He asked the trustees for a 6 month variance on paying the tap fee total of \$96,000.00.
Attorney Nerlin recommended that a 6 month Performance Bond be provided by Mr. Bolton to the Town and have it effective as of September 11, 2014.
Tom Wills moved to approve the variance on the purchase of the water and sewer taps until March 31, 2014 with a Performance Bond in place, Lindee Cantrell seconded the motion with all in favor.
9. Tim Gonzales and Gretchen Gonzales
Tim and Gretchen Gonzales own Back Country Goods. They have been in their current location for 2 ½ years and are interested in moving to a location on Bridge Street. They currently own the location of the old Town Hall but that is not where they are looking to relocate too. They would like to offer their interest in buying the Public Works building which is located on Bridge Street, and is currently being used by Public Works.
10. Tom Wills moved to go into an executive session at 7:10 pm to have a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402 (4)(b) and to discuss the purchase, acquisition, lease, transfer or sale of real, personal, or other property interest under C.R.S. 24-6-402 (4)(a), seconded by Larry Jakubiak, with all in favor.
11. The Trustees returned to the regular meeting at 7:54 p.m.
Mayor Koontz read the following statement;
The time is now 7:54 p.m. and the executive session has been concluded. The participants in the executive session were:
Mayor Koontz, Lindee Cantrell, Larry Jakubiak, Dustyn Foster, Tom Wills, James Roberts, Marlene Searle, Ginger Redden, Mike Owens and Attorney Bo Nerlin.
For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record.
Seeing none, the next agenda item is the possible actions to be taken after the executive session. The Trustees felt it is in the best interest of the Town to pursue the selling of the current Public Works building.
The Trustees directed Mike Owens and Engineer Fagan to pursue cost estimates to build a new Public Works building.
The Trustees will consider the following two options;
 1. Putting the matter of selling the building to a vote of the citizens,
 2. Abandoning the building after a new building is constructed.
 3. Postpone the decision until a later date.
12. Building Inspector Report
Mayor Koontz gave a report of permits issued this year.
13. Ordinance 2014-2
Attorney Nerlin reviewed with the Trustees the Marijuana Grow Regulations Ordinance. After discussion Tom Wills moved to adopt Ordinance 2014-2 regarding Marijuana Cultivation and Public Consumption, seconded by Dustyn Foster. The motion passed with Larry Jakubiak voting against.

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14. Sign Code Discussion and Review
The Trustees reviewed the draft Ordinance. Attorney Nerlin will incorporate the suggested changes and will present it for a first reading at the October meeting.
15. Enhancement Trails Project Update
Engineer Fagan reported she met with the County and CDOT. CDOT's goal is to have some type of trail to the high school. They were not in favor of the fairgrounds project. The County and the Town will look into changing the scope of the project. If the Town is not an action player in this project, we should remove ourselves from the IGA. Engineer Fagan is now waiting to see what the County wants to do and she will report back to the Trustees.
16. Town Engineer Report
Combined with Trails and Sanitation Line Upgrade Project.
17. Public Hearing
Mayor Koontz opened the Public Hearing for the Sewer System Rehabilitation and Preliminary Engineering Report.
Engineer Fagan reported the problems within the sewer line system are being identified with flow monitoring and videoing of the lines.
Some of the lines downtown are about 100 years old. Replacing and rehabilitation of the existing lines is needed.
The estimated project cost is three million dollars. The Town has applied to the State for Revolving Fund dollars and to DOLA. Funding from the State will be a grant and a low interest loan and the funding from DOLA will be grant. Sewer rates to the citizens will need to be increased to receive funding. The Town's current sewer rates are lower than the State average.
Public Comment. None
Mayor Koontz closed the Public Hearing.
The Trustees support the sewer line upgrade project.
Tom Wills moved to approve the application for funding to the State for Revolving Fund for two million dollars, seconded by Larry Jakubiak, with all in favor.
Larry Jakubiak moved to approve the grant application to DOLA for one million dollars, seconded by Lindee Cantrell, with all in favor.
18. BLM Resource Management Plan Update
Mayor Koontz said they should have public hearing in mid November.
19. Downtown Improvement Discussion
Tom Wills said there has not been a lot going on at this time.
20. Delta County Housing Task Force
Larry Jakubiak said there has not been a meeting.
21. Hotchkiss Planning Commission
Tom Wills reported they are working on reviewing the Community Downtown Core and Highway Corridors Improvement Plan, Master Plan, Subdivision Regulations, and doing general housekeeping.
22. Five Minute Public Appearance
None
23. Department Reports
Marshal Miller said there will be additional training for the department this year. The State required training will be for dog attacks and abuse of the elderly.
Marshal Miller reported that there is a mountain lion in Town. The citizens need to be aware and keep their animals in at night and make sure trash is not left out.
The department is getting ready for Halloween and the Christmas Santa program.

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23. (continued) Leonard McCulloch reported for the Public Works Department, Mike Owens is on vacation. The crew cleared a plugged water main on Pinon Street and have been mowing around Town.
24. Chamber of Commerce Update
Tom Wills said the minutes from the Chamber meeting were including in the packets. The Trustees did not have questions.
25. Mayor's Report
Mayor Koontz suggested the Town place an ad in the NF Creative Coalition Directory. The 2015 preliminary budget will be presented at the October meeting. The Trustees will need to set a work session. Mayor Koontz said he would like the Trustees to consider a shared employee between Police and Public Works department.
26. Town Clerk Report
The Clerk reported Ginger Redden has completed her 90 days probation. She is doing a good job and learning fast. The Clerk will be on vacation in October. Mineral Leasing and Severance Tax has been received for 2014.
27. Upcoming Events
Neighborhood Watch Block Party 9/28 Willow Heights Park
Zombie Run 10/18
Creamery Arts Open Reception 9/12
Tomato Fest - Hotchkiss Library 9/20
Blood Drive - City Market Parking Lot 10/1
Friday Night Dinner - Elks Club
HHS Sports
HHS Homecoming 10/10
28. New Business
Bulldog Booster Club membership. The Trustees would like someone to come to a meeting.
29. Consideration of Bills
Lindee Cantrell moved to pay all bills, seconded by Tom Wills, with all in favor.
30. Lindee Cantrell moved to adjourn the meeting at 9:15 p.m., seconded by Larry Jakubiak, with all in favor.

Respectfully Submitted,
Marlene F. Searle, Town Clerk