

## RECORD OF PROCEEDINGS

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Hotchkiss Board of Trustees

May 12, 2016

1. Mayor Koontz called the meeting to order at 6:30 p.m. Those present were John Marta, Lindee Cantrell, Tom Wills, Jim Roberts and Larry Jakubiak.
2. Mayor Koontz read a quote from Abraham Lincoln.
3. Those present recited the Pledge of Allegiance
4. Minutes 4/14/16  
Jim Roberts moved to approve the minutes as presented, seconded by Larry Jakubiak, with all in favor.
5. Clerk Searle swore in Mary Hockenbery as a Trustee. Mary will serve the two year term.
6. Liquor License Renewal - Taco Hut  
Marshal Miller said there were no problems with the license. Attorney Nerlin stated there were no problems with the renewal application.  
Lindee Cantrell moved to approve the renewal, seconded by Larry Jakubiak, with all in favor.  
  
The Special Events Liquor License Application was withdrawn.
7. Farm to Fiddle Update  
Lynda Cannon updated the Trustees on the plans for the festival. She stated that it is going well. The Farm to Fiddle committee will be requesting a road closure at the June meeting.
8. Donation Request  
Karen Martin and Ray Katzdorn, "H" Restoration committee members, were present to request a donation for the "H" Restoration project and update the Trustees on the project.  
Lindee Cantrell moved to approve a donation of \$200, seconded by Mary Hockenbery, with all in favor.
9. Microbrewery Discussion  
Steve Ziemer and Shad Dirks discussed the establishment of a microbrewery in Town. They are currently looking for a location and are still in the planning stages. They asked if the Board would be favorable of this type of business within Town.  
The Trustees were supportive of the idea in general.
10. Lynda Cannon and Nathan Sponseller - 2nd and Bridge Streets Park Discussion  
Nathan stated a citizen group is forming to increase the downtown pedestrian activity. They feel by establishing a Town Park/Town Square it could increase the downtown activity. All is still in the planning stages. Nathan read a letter discussing the ideas and projections for this project (see attached).  
Dave Mitchell, NF Creative Coalition, said this is the type of thing that works with the Creative Coalition and its goals.  
They will be applying for grants with Doug Fritz helping write the grants.
11. North Fork Valley Creative Coalition Update  
None
12. Ordinance 2016-31st Reading Discussion - The Mayor as Quorum Member  
Attorney Nerlin stated he had researched other communities, 4 home rule and 4 statutory, for regulations on if the Mayor counts as a member of the Board to determine whether a quorum is present. This question came up as a concern if the board meeting does not have a quorum.  
Tom Wills stated he has no problem with the Mayor as a quorum member but he feels the Mayor should also be a voting member so there would not be three members making decisions for the entire board. This discussion will continue at the June Trustee meeting.

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13. **Ordinance 2016-4 1st Reading and Discussion of Black Hills Gas Franchise**  
This is a renewal of the current franchise agreement and change of ownership from Source Gas to Black Hills Gas. This agreement mirrors the previous one.  
Mike Owens and Engineer Fagan had some concerns about the current lease and would like to discuss with the Attorney. The Clerk said that this franchise agreement requires 2% franchise fee and the other two we have are paying 3% franchise fees.  
Larry Jakubiak moved to have the Attorney and Staff discuss and negotiate the franchise agreement with Black Hills, seconded by James Roberts, with all in favor.
14. **Elyse Ackerman, DOLA**  
Elyse introduced herself to the current Board of Trustees and explained what DOLA is and does for the communities in Colorado. DOLA is funded by federal dollars, mineral leasing and severance money from oil, gas and coal. These funds may be down by as much as 70% in 2017 because of the mine closures. DOLA has varied programs for communities; planning grants for design and viability of a park/open space idea, REDI grants for economic development.
15. **Building Code Update**  
Attorney Nerlin told the Trustees he had reviewed and visited with other people about the 2015 State adopted building code. The 2015 code is good but the energy standards are very tough. Attorney Nerlin will have a memo for the Trustees at the June meeting for discussion.
16. **Municipal Quarterly Report**  
Larry Jakubiak attended the meeting and reported the following;
  1. Train traffic in Town has gone from 9 trains a day to 1
  2. Miners employed is about 310, was 1200 before layoffs and closures
  3. Mineral Leasing and Severance dollars will decrease, 48 million dollar lose in Delta County
  4. Broadband - Region 10 will do middle mile and DMEA from there to homes,  
4 to 5 year project with 4,000 miles of cable to complete
  5. Region 10 is working on branding for Delta County
17. **Town Engineer Report**  
Engineer Fagan reported that the sewer line replacement project is wrapping up. William's were having the lines videoed but the equipment had technical problems, that is on hold until the equipment is fixed.  
Engineer Fagan and Mike are looking at replacing an additional one block of clay tile line with remaining funds depending on the video of that line.  
Second Street was damaged during the current project. (Engineer Fagan gave the Trustees cost estimates for the repairs) The State Health Department said 10% of the grant/loan can be used to replace or repair 2nd Street. Engineer Fagan is checking with DOLA and see if some of that grant can be used for street repair. The Town will need to spend \$100,000+ from Capital Projects to complete the street repair.  
The Trustees directed Engineer Fagan and Mike Owens to repair as much of the street as possible with available funds.
18. **BLM Resource Management Plan Update**  
The plan is held up in Washington, D.C. Report may be out by June.
19. **Downtown Improvement Update**  
Mary Hockenbery reported she attended Colorado Creative Industries Change Leader Institute and is now a Certified Leader. She has received a \$500 grant for youth art which will be used for a photo project.
20. **Delta County Housing Task Force**  
They are looking at affordable housing. They feel mobile homes are affordable low income housing. They are sponsoring a rehab program for mobile homes upgrades up to \$ 5,000.

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21. Hotchkiss Planning Update  
Tom Wills reported they are still working on the mobile home regulations and updating of the Master Plan. Both will go to Public Hearings.
22. Leroux Creek Planning Update  
Tom is attending meetings and commenting on Delta County Regulations for Specific Development. He gave the Trustees a copy of his comments. Larry Jakubiak asked to see the document that Tom is responding to.
23. Five Minute Public Appearance  
Angela Cerci, RezDawg Rescue, opened Buried Treasures, a non-profit store at 290 W. Bridge Street. Mayor Koontz welcomed her to the community.  
Eric Gould introduced himself. He was covering the meeting for DCI, Tamie Meck could not attend the meeting.
24. Department Reports  
Mike reported the LED lights have been installed by DMEA. The water plant is doing well. Mayor Koontz said the cleanup day went well.  
  
Marshal Miller reported they are starting code enforcement, they collected 42 lbs of prescription drugs on collection day, e-waste collection, mock crash for HHS and the Prom all went well.
25. Hotchkiss Chamber Update  
None
26. Mayor's Report  
He would like a picture of Trustees at the June meeting for the web site.  
K8 Spring Fling went well and Sheep Dog Trials was a good event.  
Trustee training is scheduled for May 26th at 5:00 p.m. for food and training 5:30 p.m.  
Mayor Koontz said he will write an impact statement to Department of Interior on the federal coal program. He will have a draft at the June meeting for Trustees.
27. Town Clerk  
None
28. Upcoming Events  
HHS Graduation 5/15  
Church of Art Opening 5/13  
Shop Hotchkiss Saturday 5/14  
Downtown Improvements meeting 5/17  
Town Hall closed Memorial Day 5/30
29. New Business  
None
30. Consideration of Bills  
Lindee Cantrell moved to pay all bills, seconded by Tom Wills, with all in favor.
31. Lindee Cantrell moved to adjourn the meeting at 8:50 p.m., seconded by James Roberts, with all in favor.

Respectfully Submitted,  
Marlene F. Searle, Town Clerk