

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

August 15, 2019

1. CALL THE MEETING TO ORDER

Mayor Wilkening called the meeting to order at 6:29 p.m. Roll Call was taken. Those present were Esther Koontz, Sheila Maki, Patrick Webb, Mary Hockenbery, John Marta and Pat Medina.

PLEDGE OF ALLEGIANCE

Those present recited the Pledge of Allegiance.

2. CONSENT AGENDA

MINUTES FOR JULY 11, 2019

Mary Hockenbery moved to approve the above noted minutes as presented. Sheila Maki seconded, motion passed.

3. CONSIDERATION OF BILLS-RATIFYING BILLS

Due to the County Fair being the week of August that the Town meeting normally is held, the meeting was changed to August 15 with the Board of Trustees directing Staff to pay the bills before the meeting.

Esther Koontz moved to ratify the payment of the bills for August. John Marta seconded, motion passed.

4. PUBLIC COMMENT

Tony Beyette of 668 E Bridge Street #4 in the Mountain View Trailer Park told the Board that he has made several complaints to the Marshal's Department about the noise and would like a clear definition of the Noise Ordinance. He says that he was told by the Marshal's Department that maybe he should move if it is too much for him. The bass from the music in the cars really affects him and Fair Time is worse but it is always bad. He has talked to his neighbors but the situation has not been resolved.

Marshal Miller told the Board that he will sit down with Mr. Beyette and try to come up with a solution to this problem.

Dan Bolton, a non resident landlord, told the Board that he feels that if he has a renter that leaves him with an outstanding bill, they should not be allowed to rent anywhere else in Town until that bill is paid. He also feels like he should be notified by the Town every time he has a renter that is delinquent in paying their bill. He also stated that if the renter is delinquent he should be able to turn their water off until the bill is paid. Mr. Bolton was reminded that the meter pits are owned by the Town and only the Town employees can turn the water on and off.

The Board discussed this for several minutes and gave him suggestions such as holding the security deposit until all bills are paid and stating in the contract all conditions. Mr. Bolton was also told that the landlord is ultimately responsible for the bill since it stays with the property.

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5. OLD BUSINESS

MOBILE HOME REGULATIONS AMENDMENT DISCUSSION

Mayor Wilkening read from the list of possible amendments to the current Mobile Home Regulations.

Some of the amendments being considered were:

- No impact if the mobile home changes hands/sells
- Non Conforming mobile homes are grandfathered-pre HUD
- If a building permit is pulled, the mobile home must be brought up to the current code
- No mobile home older than 15 years may be brought in to Town

Mayor Wilkening invited public input and said that the Town staff would hopefully have the amendments put together for the meeting in September.

After several minutes of discussion with the public, a work session was set for Tuesday, September 10th at 6:00 p.m. with the public invited to add their input and ideas.

RATIFYING ADOPTION OF EASEMENT VACATION-DAN BOLTON PROPERTY

Mayor Wilkening refreshed the Board's memory that this item was addressed last month with the Board directing the staff and Mayor Wilkening to complete this vacation of the abandoned water lines on this property and ratify it at this meeting.

Dan Bolton told the Board that both of these properties have been sold.

Mary Hockenbery moved to ratify the vacation of abandoned water lines on the Bolton property. Pat Medina seconded, motion passed.

6. PUBLIC HEARINGS

None

7. NEW BUSINESS

MARY HOCKENBERY-BANNER REQUEST FOR ART AND AG TOUR

Mary Hockenbery told the Board that the Creative Coalition is hosting the North Fork Valley Art and Ag Tour August 31st and September 1st. She is representing them to ask the Town if they can hang a sixteen (16) foot by three (3) foot banner between trees at the intersection of Highways 92 and 133. Several businesses in the Town of Hotchkiss are participating in this tour and it will also serve as a notice of the event. It will be hung August 31st and removed September 1st once the tour is complete.

Sheila Maki moved to approve the hanging of the above mentioned banner for the dates listed. Pat Medina seconded, motion passed.

CONTRACT SIGNING LETTER-ADD DEPUTY TOWN CLERK AS ADDITIONAL SIGNOR FOR ALL PROJECTS

Engineer Joanne Fagan explained that there is only one signor allowed for DOLA (Department of Local Affairs) and they must be in the contract. This item was cancelled.

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7. (cont.) NEW BUSINESS

LIQUOR LICENSE RENEWAL-SADDLEBACK

Mary Hockenbery moved to approve the renewal of the Liquor License for Saddleback. Patrick Webb seconded, motion passed.

LIQUOR LICENSE RENEWAL-TUCKER'S PIZZA, PUB AND ARCADE

Mayor Wilkening noticed that the application has the box checked as being a business that is leased but there is no expiration date.

Mary Hockenbery moved to approve the Liquor License renewal for Tucker's Pizza, Pub and Arcade with the stipulation that a current lease agreement be brought in and an expiration date be added. Sheila Maki seconded, motion passed.

SCENIC BYWAY DUES REQUEST

The Board discussed the request for several minutes.

Esther Koontz moved to approve the dues request in the amount of \$150.00 to be paid to the West Elk Scenic Byway. Sheila Maki seconded, motion passed.

8. STAFF REPORTS

TOWN ENGINEERS REPORT

Engineer Joanne Fagan told the Board that the final pricing plans for the new Public Works building are being discussed and the contract with DOLA to fund the project is in Denver being signed.

TOWN MARSHAL'S REPORT

Marshal Miller had nothing to add to his written report

TOWN PUBLIC WORKS REPORT

Public Works Director Mike Owens told the Board that the new pick up was received.

TOWN CLERK REPORT

None

9. COMMITTEE REPORTS

Esther Koontz told the Board that AspenWhite, LLC came before the Planning Commission to ask how a commercial greenhouse could be permitted to be used and was told that it would be a use by review. No Impact Subdivisions and the IGA (Intergovernmental Agreement) with the County was also discussed. Chairperson Sean Cantrell stepped down and Roger Christian will be the new chairperson.

Patrick Webb said that the building permits were down for the month of July.

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9. (cont.) COMMITTEE REPORTS
Mary Hockenbery told the Board that five (5) premade park benches have been ordered and four (4) more benches are being designed by local artists. All are to be placed in different areas along Bridge Street. This project is being funded by a grant received from the State for hosting a Colorado Streets Workshop in April.

10. MAYOR'S REPORT
Mayor Wilkening, Public Works Director Mike Owens and Engineer Joanne Fagan did the presentation to DOLA to request funding for the new Public Works Building.
Delta County Commissioners sponsored the first music event at the Fair Grounds. The next one will be September 21st.
The Fair was well attended.
Mayor Wilkening and Mayor Pro Tem Mary Hockenbery toured a hemp facility in South Delta where Mary's daughter works.
DCED (Delta County Economic Development) is realigning their board.
The Prosperity Plan meeting on Tuesday was well attended.
Mayor Wilkening congratulated Town Clerk Marlene Searle and Deputy Town Clerk Ginger Redden on the finance managing and the audit for 2018. Auditor Pete Blair told Mayor Wilkening that the Town of Hotchkiss has an exceptional staff that works well together to keep the finances in good shape.

11. UPCOMING EVENTS
August 20-CPR Training at the Creamery
August 31 & September 1-Art and Ag Tour
Coffee at the Coal Train Wednesday mornings at 8:00 a.m.
August 21-First Day of School

12. POSSIBLE ITEMS FOR THE NEXT AGENDA
George Hamm Easement Agreement

13. EXECUTIVE SESSION
Esther Koontz moved to go into an Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy of negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402 (4)(e) pertaining to the Water Tank Project. Sheila Maki seconded, motion passed. The time was 7:48 p.m.

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13. (cont.) EXECUTIVE SESSION
RETURN TO OPEN MEETING

Mayor Larry Wilkening read the following;

The time is now 8:18 p.m., and the executive session has been concluded. The participants in the executive session were; Mayor Larry Wilkening, Patrick Webb, Esther Koontz, John Marta, Pat Medina, Mary Hockenbery, Sheila Maki, Attorney Nerlin, Deputy Town Clerk Ginger Redden, Public Works Director Mike Owens, and Engineer Joanne Fagan.

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 the 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....

14. ADJOURNMENT

Pat Medina moved to adjourn the meeting at 8:18 p.m. Sheila Maki seconded, motion passed.

Respectfully Submitted,
Ginger R Redden, Deputy Town Clerk