

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

November 14, 2019

1. CALL THE MEETING ORDER

Mayor Wilkening called the meeting to order at 6:30 p.m.

Roll call was taken and those present were Sheila Maki, Esther Koontz, Patrick Webb, Mary Hockenbery, Pat Medina and John Marta.

Those present recited the Pledge of Allegiance.

2. CONSENT AGENDA

Esther Koontz had two (2) corrections one on page 4, third paragraph; it should be Engineer Fagan, not Attorney. The second correction was #9, take out the word 'so'.

Esther Koontz moved to approve the minutes with the above noted corrections. Seconded by Patrick Webb, motion passed.

3. CONSIDERATION OF THE BILLS

John Marta moved to approve payment of the bills as presented. Seconded by Esther Koontz, motion passed.

4. PUBLIC COMMENT

None

5. OLD BUSINESS

BUILDING CODE UPDATE-MAYOR WILKENING

Mayor Wilkening said that he met with Building Inspectors John Caven and Bruce Stanley recently. There should be a preliminary draft in December with a final draft for possible adoption in January of 2020.

HANSON MESA DOMESTIC WATER COMPANY

Attorney Nerlin said that his office has spoken with Steve Harper, attorney for Hanson Mesa Domestic Water Company. More data has been provided and staff will look everything over. This item will be revisited at the December meeting.

SET WORK SESSION FOR MOBILE HOME REGULATIONS UPDATE

This work session was set for Thursday, December 5, 2019 at 6:00 p.m.

6. PUBLIC HEARINGS

None

7. NEW BUSINESS

LIQUOR LICENSE RENEWAL-CREAMERY ARTS CENTER

Esther Koontz moved to approve the Liquor License renewal for the Creamery Arts Center. Seconded by Mary Hockenbery, motion passed.

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 2
11/14/19

7. NEW BUSINESS (cont.)

LIQUOR LICENSE RENEWAL-MAHALO BEVERAGES DBA TRI R LIQUOR

John Marta moved to approve the Liquor License renewal for Mahalo Beverages. Seconded by Sheila Maki, motion passed.

LIQUOR LICENSE RENEWAL-ELKS LODGE B.P.O.E. #1807

Sheila Maki moved to approve the Liquor License renewal for Hotchkiss Elks Lodge B.P.O.E. # 1807. Seconded by Mary Hockenbery, motion passed.

SPECIAL EVENTS LIQUOR LICENSE-DELTA COUNTY LIVESTOCK ASSOCIATION

Zach Hotchkiss represented the Delta County Livestock Association for this request. This event will be held Saturday, December 7, 2019 from the hours of 5:30 p.m. to 1:00 a.m.

John Marta moved to approve the Special Events Liquor License for the above noted day and time. Seconded by Esther Koontz, motion passed.

HOPEWEST PROCLAMATION-NANCY HOVDE

Nancy Hovde told the Board about the many programs that HopeWest has to offer to the Hotchkiss Community. Mayor Wilkening read the proclamation to the Board.

Esther Koontz moved to approve the proclamation that proclaims November as Hospice and Palliative Care Month. Seconded by Mary Hockenbery, motion passed.

DONATION REQUEST-NORTH FORK CHILDREN'S CHRISTMAS PARTY

Pam Bliss represented the North Fork Children's Christmas Party for this request. This is the 28th year for this party. December 14, 2019 from 11:00 a.m. to 1:00 p.m. is the date set for this year. The request is to sponsor four (4) children at \$50.00 a piece making the total donation \$200. They are expecting to have 180 children at the party this year.

Mary Hockenbery moved to approve the above noted donation request at \$200 to sponsor four (4) children. Seconded by Esther Koontz, motion passed.

TAP VARIANCE REQUEST-DANIEL FERGUSON

Daniel Ferguson and his wife Sabrina own the property at 266 E Bridge Street. They have remodeled the house and are now working on a shed behind the house that they would like to have water and sewer taps. Daniel asked the Board to waive the tap fees for the water and sewer taps. The fee to purchase a water tap is \$5500 and the fee to purchase a sewer tap is \$4100 for a total of \$9600. Daniel is not sure at this time what the building will actually be for, whether an office for him or an addition to the house.

The Board engaged in several minutes of discussion. Some of the concerns were; setting of precedence and the amount of money involved in waiving the fees. Setting up a payment plan was also discussed.

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 3
11/14/19

7. NEW BUSINESS (cont.)

TAP VARIANCE REQUEST-DANIEL FERGUSON (cont.)

John Marta moved to deny the tap variance request to waive the tap fees for the water and sewer taps for Daniel and Sabrina Ferguson at 266 E Bridge Street. Seconded by Esther Koontz, motion passed.

The Board told Daniel to talk to the Town Clerk and Deputy Clerk about a possible payment plan for the taps.

REQUEST FOR THE KEEPING OF HORSES IN TOWN-BEN & JESSICA SMART

Jessica Smart of 501 Clara Vista Street told the Board that she and her husband recently purchased this property. She explained that they have two (2) horses that they would like to keep on the property with them. They have nine (9) acres of land that is zoned R1 and is in the Town limits of Hotchkiss. Jessica passed out an aerial view of the property and explained that the whole property would be fenced and divided into four (4) different pastures so that the horses would not be in one place the whole time but would be moved around. Jessica said that the horses will be well cared for and the property will be kept clean. Ben and Jessica had some of their neighbors sign a petition in support of the keeping of their horses. (Attached to the original minutes)

Mary Hockenbery moved to give permission to Ben and Jessica Smart to keep two (2) horses on their property at 501 Clara Vista Street, Pat Medina seconded. John Marta said that he would like to amend the motion to add that if Ben and Jessica Smart would like to have more horses on this property, they need to come before the Board to request permission.

Jessica Smart did not agree with the limiting of the two (2) horses and asked the Board why they would limit them when the Ordinance says that as long as they have an acre for each animal they are allowed to keep them.

Attorney Nerlin told the Board that the Ordinance calls for permission from the Board for this variance and restrictions can be put into place.

Mary Hockenbery amended the motion to give permission to Ben and Jessica Smart to keep horses on their property with the stipulation of limiting them to two (2) horses, more than two (2) horses will need additional permission from the Board. Patrick Webb seconded, motion passed with Esther Koontz abstaining.

DCED (DELTA COUNTY ECONOMIC DEVELOPMENT) INFORMATION

Amy Crick, Treasurer and Scott Thomason, President of DCED were present. Amy told the Board that DCED has been reorganized to meet the needs of Delta County. Mayor Wilkening, Mayor Pro-Tem Mary Hockenbery and Trustee Sheila Maki have attended some of the meetings for the reorganization of this entity and have had a lot of good input. Amy explained how the reorganization will work and the areas of opportunity in Delta County that they would like to work on such as supporting and retaining businesses. The cost of the reorganization will be addressed in the dues and will gradually increase over the next three (3) years with Delta County and the City of Delta taking on a lot of the cost for the first year.

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 4
11/14/19

7. NEW BUSINESS (cont.)

DCED INFORMATION (cont.)

The Town of Hotchkiss will see an increase of \$181 in the first year, making the dues \$681 for 2020. The second year, dues will be \$1021 and the third year dues will be \$1361.

The County has not currently committed to this new restructuring and the cost but Amy hopes that by getting all of the municipalities on board with the plan, it will help the County with their decision.

If the County does not agree, a new plan will follow.

Mayor Wilkening said that the Town will take this into consideration as the budget is looked over for 2020.

TOWN EMPLOYEE YEAR END BONUSES

Mayor Wilkening told the Board that every year the Town gives the employees bonuses in the form of City Market gift cards. Employees receive \$250 and Trustees receive \$50.

Sheila Maki moved to approve the bonuses for Town employees in the form of City Market gift cards with employees receiving \$250 and Trustees receiving \$50. Seconded by Mary Hockenbery, motion passed.

8. STAFF REPORTS

TOWN ENGINEER REPORT

Town Engineer Joanne Fagan told the Board that the dome on the water tank has been completed. The paint inside the tank is good and Pitt Construction will start in the next week or two (2) on control valves.

The Public Works Shop Building will hopefully be starting on foundation work next week.

TOWN MARSHAL'S REPORT

Nothing to add to the written report.

TOWN PUBLIC WORKS REPORT

Public Works Director told the Board that the Public Works crew has been sweeping and patching potholes. The dump truck is broke down so snow removal could be tricky.

TOWN CLERK'S REPORT

Deputy Town Clerk Ginger Redden told the Board to look over the budget received tonight. Any changes or concerns need to be addressed as the next time it is received it will be for possible adoption.

Sheila Maki expressed concerns about not having a reporter from the DCI (Delta County Independent) present for the last few meetings.

9. COMMITTEE REPORTS

Patrick Webb told the Board that there were three (3) building permits in the month of October.

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 5
11/14/19

9. COMMITTEE REPORTS (cont.)
PLANNING COMMISSION REPORT
Mayor Wilkening told the Board that minutes for the last meeting were included in their packet. The IGA (Intergovernmental Agreement) with the County has been put on the back burner for a while. Meetings for November and December have been cancelled unless something comes up for the Planning Commission to address.
10. MAYOR'S REPORT
Mayor Wilkening attended two (2) CDOT (Colorado Department of Transportation) Regional Transportation Planning Meetings to discuss projects being considered for the year 2045. Roger's Mesa will be a top priority for CDOT and will hopefully start in the next couple of years. The Downtown Steering Committee chose a company to head another feasibility study for Hotchkiss. The study will start in December of 2019 and go through June of 2020. The county has decided to eliminate camping at the Fair Grounds except for special events.
11. UPCOMING EVENTS
November 23rd-Town Craft Fairs
November 29th-Crawford Parade of Lights
Every Friday Night the Elks hosting supper
12. POSSIBLE ITEMS FOR THE NEXT AGENDA
Budget Possible Adoption
13. EXECUTIVE SESSION
Sheila Maki 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 Public Works Shop Project. Seconded by Esther Koontz, motion passed. The time was 8:25 p.m.

RETURN TO OPEN MEETING

Mayor Larry Wilkening read the following;

The time is now 8:37 p.m., and the executive session has been concluded. The participants in the executive session were; Mayor Larry Wilkening, Patrick Webb, Pat Medina, Mary Hockenbery, Sheila Maki, Esther Koontz, John Marta, Attorney Bo 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....

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 6
11/14/19

14. ADJOURNMENT

Pat Medina moved to adjourn the meeting at 8:38 p.m. Seconded by Sheila Maki, motion passed.

Respectfully Submitted,

Ginger R Redden, Deputy Town Clerk