

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

July 9, 2020

1. CALL THE MEETING TO ORDER

Mayor Wilkening called the meeting to order at 6:31 p.m. Roll call was taken and those present were Mary Hockenbery (Calling In), Jim Wingfield, Esther Koontz, Patrick Webb, and John Marta. Absent was Pat Medina.

Those present recited the Pledge of Allegiance.

2. CONSENT AGENDA

MINUTES FOR JUNE 11, 2020

Larry Wilkening had a correction under #5. One Delta County is a 501-3c. They are taking over the 501-3c that DCED (Delta County Economic Development) was working under.

Esther Koontz moved to approve the minutes with the above noted correction. Patrick Webb seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

3. CONSIDERATION OF BILLS

Jim Wingfield moved to approve all bills as presented. Esther Koontz seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

4. PUBLIC COMMENT

Terry O'Brien told the Board that he would love to help get the website for the Town of Hotchkiss up and running. Mayor Wilkening told him that the State has been contacted and thanked Terry for his offer.

5. OLD BUSINESS

MOU BETWEEN THE TOWNS OF HOTCHKISS, CEDAREEDGE AND PAONIA FOR VICTIM ADVOCATES

Mayor Wilkening told the Board that this item was held over from the last meeting because it needed to be redone. Attorney Nerlin said that there was some confusion over the earlier contract.

Esther Koontz moved to approve the MOU (Memorandum of Understanding) conditional to the Towns of Paonia and Cedaredge also approving to facilitate the Victim Advocacy Program. Jim Wingfield seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

MAYOR APPOINTMENT OF TRUSTEE TO THE PLANNING COMMISSION

Mayor Wilkening told the Board that John Marta said that he would be willing to replace Sheila Maki on the Planning Commission for the period of two (2) years.

Jim Wingfield moved to approve Mayor Wilkening appointment of John Marta as the new Planning Commission member. Esther Koontz seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

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6. PUBLIC HEARINGS
None

7. NEW BUSINESS
SPECIAL EVENTS LIQUOR LICENSE (4 DAYS)-DELTA COUNTY-DARNELL PLACE-WISE

Darnell told the Board that the County would like to have a Special Events Liquor License for four (4) days starting at the end of July. The dates will be July 24th, August 14th, August 21st and August 28th. The County will be having Music at the Fairgrounds on these days and the time on each day will be from 4:00 p.m. to 9:00 p.m. Darnell is not sure if all of the dates will happen due to COVID-19 but they are hopeful that it will work out.

Jim Wingfield moved to approve the Special Events Liquor License for Delta County on the dates and times listed above. John Marta seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

COUNCIL PARTICIPATION IN BALLOT INITIATIVE DISCUSSION-BACK THE BADGE
Mayor Wilkening told the Board that the County would like to put the Back the Badge question back on the ballot in November. They changed the tax amount from 1% to .8% and added a 10 (ten) year Sunset provision. The tax increase would be divided among the Police Departments in Delta County. The County would like to have the Board support the ballot initiative.

Esther Koontz moved to support the ballot initiative for Back the Badge that the County will have on the November ballot. Patrick Webb seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

APPOINTMENT OF TOWN REPRESENTATIVE TO ONE DELTA COUNTY BOARD OF DIRECTORS

Mayor Wilkening told the Board that One Delta County is asking for a representative from each Town in the County. He will to volunteer to be on this Board unless there is someone else interested.

Jim Wingfield moved to approve Mayor Wilkening as the Representative of the Town of Hotchkiss for the One Delta County Board. Esther Koontz seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

8. 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) relative to matters that may be subject to negotiations, to negotiate Bo James Nerlin, P.C. as Town Attorney. The time was 6:58 p.m.

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8. (cont.) RETURN TO OPEN MEETING

Mayor Larry Wilkening read the following;

The time is now 7:07 p.m., and the executive session has been concluded. The participants in the executive session were; Mayor Larry Wilkening, Patrick Webb, Mary Hockenbery, Esther Koontz, John Marta, Jim Wingfield, Attorney Bo Nerlin and Deputy Town Clerk Ginger Redden.

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....

MOTIONS IN REFERENCE TO THE EXECUTIVE SESSION

Esther Koontz moved to enter into a professional agreement with Attorney Bo Nerlin and instructing Attorney Nerlin to write a letter to J David Reed to terminate the previous agreement that the Town has currently. Patrick Webb seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

ENGINEER REPORT

Engineer Joanne Fagan told the Board that she would like to split the final payment to Ford Construction into two (2) parts. She would like to give Ford Construction a check for everything that they currently owe their contractors but still hold the retained amount until the date that the final payment comes due.

Jim Wingfield moved to approve the paying of Ford Construction in two (2) parts. Once the liens are released and the final payment comes through, Ford can be paid the rest of the retainage amount. Esther Koontz seconded. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

14. ADJOURNMENT

Esther Koontz moved to adjourn at 7:15 p.m. Seconded by Jim Wingfield. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

Respectfully Submitted,

Ginger R. Redden, Deputy Town Clerk