

## RECORD OF PROCEEDINGS

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Hotchkiss Board of Trustees

December 10, 2020

Zoom Meeting

1. CALL THE MEETING TO ORDER

Mayor Wilkening called the meeting to order at 6:35 p.m. Verbal roll call was taken and those present were Mary Hockenbery, Patrick Webb, Pat Medina, Jim Wingfield, Kris Hillman and John Marta.

Those present recited the Pledge of Allegiance.

2. CONSENT AGENDA

MINUTES FOR NOVEMBER 12, 2020

Mary Hockenbery noted that on page five (5) Brownsfield is a program not a company.

Jim Wingfield moved to approve the minutes as amended, Patrick Webb seconded. A verbal vote was taken with all Trustees voting "Yes", motion passed.

MINUTES FOR NOVEMBER 30, 2020

John Marta moved to approve the minutes as presented, Pat Medina seconded. A verbal vote was taken with all Trustees voting "Yes", motion passed.

3. CONSIDERATION OF BILLS

Mary Hockenbery moved to approve all bills as presented, Pat Medina seconded. A verbal vote was taken with all Trustees voting "Yes", motion passed.

4. PUBLIC HEARINGS

None

5. OLD BUSINESS

RESOLUTION 2020-12 CREATING A SEPARATE PUBLIC SAFETY IMPROVEMENT SALES TAX FUND

Mayor Wilkening explained about this fund and how it was needed for transparency to show where the sales tax revenue from this new county wide sales tax would be spent by the Marshal's Department.

John Marta moved to approve Resolution 2020-12 a Resolution of the Board of Trustees of the Town of Hotchkiss, Colorado creating a separate Public Safety Improvement Sales Tax Fund Budget, Jim Wingfield seconded. A verbal vote was taken with all Trustees voting "Yes", motion passed.

RESOLUTION 2020-13 BUILDING CODE RATE STRUCTURE FEE

DISCUSSION/POSSIBLE ADOPTION

This item was tabled for discussion until the January meeting. Patrick Webb stated that he would like to increase the percentage for the new building fees go from 75% of the National average to 80% to generate more income for the Town. After several minutes of discussion, Attorney Nerlin told the Board that they could rediscuss this item in the January meeting.

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### HOTCHKISS CHAMBER OF COMMERCE UPDATE/ONE DELTA COUNTY UPDATE-KIM SHAY

Kim Shay told the Board that the Chamber of Commerce held their annual meeting at Memorial Hall on November 17<sup>th</sup>. Marlene Searle was Citizen of the Year, North Fork Pool, Park and Recreation District was the non profit of the year and Bank of Colorado was the business of the year. The Christmas light judging will be happening tomorrow for both business and residential. Nathan has retired as President of the Chamber but there is enough money in the budget to keep him on as a consultant since he has so much knowledge.

Kim sent over One Delta County investor information for the Board to look at. Greg Pope is the Head of One Delta County with Gary Peebles as Chair and Kim as Vice Chair. Kim told the Board that she got to tour the old Public Works Building and asked if there was any kind of clean up that needed to be done. Public Works Director Mike Owens said that there was some mitigation done and the Brownsfield program will check for any other substances that may need to be removed.

### POSSIBLE NEW PLANNING COMMISSION MEMBER APPOINTMENT

Mayor Wilkening asked the Board for a Volunteer to fill the position on the Planning Commission that was vacated by Esther Koontz. The term will go until 2022 when Esther's term would have expired. Jim Wingfield said that he might have an interest in the position. A decision will be made at the January meeting.

### RENEWING DISASTER DECLARATION DISCUSSION

Attorney Nerlin told the Board that several of his clients are extending their declarations in the event that things get worse with COVID 19.

John Marta moved to extend the declaration of disaster to the end of March 2021, Pat Medina seconded. A verbal vote was taken with all Trustees voting "Yes", motion passed.

Town Clerk Ginger Redden will get the new declaration done for Mayor Wilkening to sign and send it to the County.

#### 6. PUBLIC COMMENT

Terry O'Brien had some comments that were lost due to audio difficulties.

#### 7. NEW BUSINESS

##### OUT OF TOWN WATER TAP REQUEST-MIKE PITT

Mike Pitt told the Board that he would like to purchase another water tap to have for the eighty (80) acres that he owns on Back River Road. There is a possibility that in the future they could split that property or build a new home and the extra tap would be nice.

Public Works Director Mike Owens told the Board that the supply in that area is minimal and the pipes are small. Mike Pitt said that they may have to put in a tank with a booster pump and would agree to do that.

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### 7. NEW BUSINESS (CONT.)

At this time it was noted that Pat Medina and Jim Wingfield had lost their connection and did not hear the last part of the meeting for the out of Town Water tap. A quick recess was taken from 7:30 to 7:35 to get them back in the meeting.

Attorney Nerlin said that there were three (3) options available to the Board

- 1) They can attempt to call back in
- 2) Check and see if they are okay and give them an excused absence
- 3) Reschedule

Jim and Pat called back in. After several minutes of discussion to catch Jim and Pat up on all that they missed a motion was made.

Mary Hockenbery moved to approve the out-of-town domestic water tap with an agreement that the owner understands that water pressure is not reliable and the Town is not responsible for it, Patrick Webb seconded. A verbal vote was taken with all Trustees voting “Yes”, motion passed.

### PUBLIC COMMENT

At this time, Terry O’Brien was back in the meeting and would like to say a few words.

He talked about the current COVID statistics.

He asked for an update on the Town website. Town Clerk Ginger Redden told him the website would be up and running by the end of the month or the first week of 2021. A link will be put on Facebook once it is up.

Terry asked if the Trustees were in support of the Mayor and some of the comments that he made to the paper.

Attorney Nerlin told the Board that this is a Public Comment section not a question section. The Board was under no obligation to answer Mr. O’Brien’s questions.

### LIQUOR LICENSE RENEWAL-PAT’S BAR AND GRILL

At this time, Pat recused herself from the Board for this item. Liquor Enforcement passed a law stating that renewing Liquor Licenses did not require a fee to renew with the State and the Town could waive their fee as well. The law went into effect this month and will stay in effect until December of 2021.

Jim Wingfield moved to approve the Liquor License renewal for Pat’s Bar and Grill with the fees in question being worked out by the State and Town, seconded by Mary Hockenbery. A verbal vote was taken with all Trustees voting “Yes”, motion passed.

### CARL SMITH RESERVOIR AUTOMATIC HEAD GATE DISCUSSION

Mike Owens told the Board that Steve Tuck approached him a couple of weeks ago to discuss the possible installation of an automatic head gate at the Carl Smith Reservoir. The cost of the headgate is \$25,000.00 and would help conserve water as well as save time getting the water to the head gate once it was called for. It could conserve as much as fifty (50) acre feet of water. Steve asked if Mike thought that the Town would be interested in helping with the cost of the automatic headgate.

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7. NEW BUSINESS (CONT.)  
CARL SMITH RESERVOIR AUTOMATIC HEAD GATE DISCUSSION  
Mary Hockenbery moved to approve the authorization for Mike Owens to find out more information and to help Leroux Creek water company with a share of the cost not to exceed the amount of \$10,000.00, seconded by Kris Hillman. A verbal vote was taken with all Trustees voting “Yes”, motion passed.

### 2021 BUDGET

#### ORDINANCE 2020-04 ADOPTION OF THE 2021 BUDGET

John Marta moved to approve the adoption of Ordinance 2020-04, an Ordinance adopting a budget for the Town of Hotchkiss, Colorado for the calendar year 2021, Pat Medina seconded. A verbal vote was taken with all Trustees voting, “Yes”. Motion passed.

#### ORDINANCE 2020-05 ADOPTION OF THE MILL LEVY

Mary Hockenbery moved to approve the adoption of Ordinance 2020-05, an Ordinance amending established rate of tax to be levied upon all taxable property within the Town of Hotchkiss, Colorado for municipal purposes for the calendar year 2021, seconded by Kris Hillman. A verbal vote was taken with all Trustees voting “Yes”. Motion passed.

#### ORDINANCE 2020-06 ADOPTION OF 2021 APPROPRIATIONS AS AN EMERGENCY

Jim Wingfield move to approve the adoption of Ordinance 2020-06, an Ordinance appropriating sums of money to defray expenses and liabilities of the Town of Hotchkiss, Colorado for the 2021 calendar year and declaring an emergency, seconded by Kris Hillman. A verbal vote was taken with all Trustees voting “Yes”. Motion passed.

#### RESOLUTION 2020-14 RESOLUTION TO APPROPRIATE ADDITIONAL SUMS OF MONEY

Jim Wingfield moved to approve the adoption of Resolution 2020-14, a resolution appropriating sums of money to defray expenses in excess of amounts budgeted for the Town of Hotchkiss, Colorado. A verbal vote was taken with all Trustees voting “Yes”. Motion passed.

#### CLOSING AT 12:00 P.M. ON CHRISTMAS EVE, DECEMBER 24, 2020

After several minutes of discussion about how busy the Town Hall is on Christmas Eve, Mary Hockenbery moved to close the Town Hall for the day on Christmas Eve, seconded by Pat Medina. A verbal vote was taken with all Trustees voting “Yes”. Motion passed.

#### MAYOR’S REPORT-CDOT PROJECTS INFORMATION

Mayor Wilkening noted the nice thank you note that was received by the North Fork Pool, Park and Recreation District for the donation from the Town.  
All Trustees need to set up their Town of Hotchkiss email account.

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7. NEW BUSINESS (CONT.)

CDOT (Colorado Department of Transportation) worked on Highway 92 going to Crawford to mile marker 48.5. Currently the plans that CDOT have to finish Highway 92 and Highway 50 project in Delta are suspended until January 5<sup>th</sup> due to material shortages. Once construction starts on Highway 50 at Blue Creek Canyon the Town will have heavier traffic due to a detour that will be needed. The closure dates will be from April 2021 to April 2022.

There was some discussion about grants being offered to small business for COVID relief as well as the County's incentive program for businesses.

ORDINANCE 2020-07 PENALTIES TO 2020 MODEL TRAFFIC CODE AS AN EMERGENCY

Attorney Nerlin explained this Ordinance to the Board. This Ordinance updates the fee schedule to go along with the Model Traffic Code update adopted in August.

Mary Hockenbery moved to approve the adoption of Ordinance 2020-07 adopting penalties for the 2020 Model Traffic Code adopted in August and declaring an emergency, seconded by Jim Wingfield. A verbal vote was taken with all Trustees voting "Yes". Motion passed.

8. ADJOURNMENT

Pat Medina moved to adjourn the meeting at 9:02 p.m., seconded by Jim Wingfield. A verbal vote was taken with all Trustees voting, "Yes". Motion passed.

Respectfully Submitted,

Ginger R. Redden, Town Clerk