

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

April 14, 2011

1. Mayor Koontz called the meeting to order at 6:30 p.m. Those present were Sheila Maki, Marlin McCracken, Carrie Wingfield, Lindee Cantrell and Dustyn Foster. Jane Wills was not present.
2. Those present recited the Pledge of Allegiance.
3. Lindee Cantrell moved to approve the minutes as presented, seconded by Carrie Wingfield, with all in favor.
4. **Public Hearing**
Boundary Adjustment – Philip Hassinger, 328 and 360 W. Bridge Street
Mayor Koontz opened the Public Hearing.
Steve Harper, attorney for Mr. Hassinger, stated Mr. Hassinger purchased parcels B and C and they are on one deed with two legal descriptions. Parcel C consists of the Pack Shack, the Coal Train Coffee House and the storage building north of these buildings. Parcel B is the modular building.
The boundary adjustment will provide permanent parking and access from Parcel C to Parcel B and also provide access and parking for Parcel A; that is owned by someone else.

Comments For the Boundary Adjustment;

Mr. Hassinger stated the boundary adjustment does not change anything for the Town; it just makes sense to adjust the boundary now that the properties are for sale.

Tom Wills stated he is not against the boundary adjustment, but Parcel B is a non-conforming lot and needs to be reapproved as a non-conforming lot, the town alley stops at the east side of Mr. Hassinger property. The Town should ask for an access for emergency vehicles.

Comments Against the Boundary Adjustment;

None

Staff Comments;

Attorney Briscoe stated the boundary adjustment meets the definition of land development in the Subdivision Regulations for a minor subdivision. No new lots are being developed.

Mike Owens does not see a problem with the proposal or the alley access.

Alice McCracken, Hotchkiss Planning Commission Chairperson, stated the Commission recommended approval of the boundary adjustment.

Attorney Briscoe stated the Town could ask for a legal access through the property for emergency access.

Mr. Hassinger said the alley is open and used by everyone, but he will place a legal access from the alley through the property, if the Town Trustees want that.

Dustyn Foster moved to approve the boundary adjustment request, with the requirement of a 16 foot private easement from the Towns alley across Parcel B and reapproving Parcel B as a non conforming lot, seconded by Sheila Maki, with all in favor.

Public Hearing – New Liquor License Application – Campo Fresco Restaurant, 107 W. Bridge Street, filed by Francisco Martinez-Agullo

Mayor Koontz had the Clerk do a role call of all Trustees present. He read an opening statement that explained the procedure for a Public Hearing.

Attorney Briscoe reported the neighborhood would be the boundary of the Town. He reported all the preliminary findings for the liquor licenses. (Finding are attached to permanent record)

Mr. Martinez-Agullo stated he would have a small bar area and serve drinks with meals. He will serve Italian, Mediterranean, pizza and pasta dishes.

Opponents to the Liquor License

None

Staff report

Attorney Briscoe asked if Mr. Martinez-Agullo if he had received comments from the public. Mr. Martinez-Agullo stated he had positive comments and people seem excited about a new restaurant.

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Following are questions asked by Attorney Briscoe and Staff of Mr. Martinez-Agullo and his responses;

1. Type of alcohol served,
Local Beers and wines and other drinks the diners want,
2. The menu,
Italian food, pastas, pizza, fresh salads, healthy food, Mediterranean, with the use of local products as much as possible,
3. Does this type of food lend itself to alcohol drinks served with the meal,
Yes, wine with Italian food and beer with pizza. Not a bar it will be a place to come and have a glass of wine and conversation or a drink with a meal,
4. Hours of operation
Serve lunch and dinner, the bar will be closed at 11:00 p.m. on weekdays and 12:00 p.m. on weekends,
5. Are you planning service on a patio,
Yes, outside dining on a patio, a quiet area with alcohol served with a meal, this area will closed earlier than the inside dining area and bar area,
6. Have you owned or ran a restaurant,
Yes in Carbondale,
7. Did it have a liquor license
Yes, in my name or my ex-wife's name,
8. What is your training with restaurants and liquor licenses,
Experience with running a restaurant,
9. Are you aware of the training provided by Liquor Enforcement and are you interested in receiving that training for yourself and your employees,
No not aware, but interested in that training for everyone,
10. Marshal Miller asked Mr. Martinez-Agullo how he would contain the alcohol in the patio area,
Fence the area and have staff be watchful,
11. Director Owens did not have comments,
12. Town Clerk did not have comments,
13. Marshal Miller asked for a drawing of the patio area before it is open to the public, so he can make comments/suggestions if needed,
14. Trustee Wingfield asked if the patio will be accessed by the restaurant only,
No, it can be accessed through the restaurant and an archway off the street,

Lindee Cantrell moved to approve the liquor license for Campo Fresco Restaurant with the following condition; that training is obtained through the Colorado Department of Liquor Enforcement for all working at the restaurant and a secure containment plan for the patio is presented to Marshal Miller, seconded by Dustyn Foster, with all in favor.

5. Donation Requests
Painted Sky – tabled, no one present
Hotchkiss High School Grad Party
The Trustees reviewed the donation application.
Lindee Cantrell moved to donate \$ 150, seconded by Carrie Wingfield, with all in favor.
6. Liquor License Renewal – West Elk Inn
Marshal Miller said there were no problems in the last year.
Sheila Maki moved to approve the renewal, seconded by Marlin McCracken, with all in favor.
7. Delta County Housing Authority
The DCHA is requesting \$ 250 from the Town to complete an update of the housing needs assessment.
The Trustees decided against this request.
8. Building Code Update
Mayor Koontz read a written report from Building Inspector Tim Hinz. Trustee Foster asked if a hard hat and vest had been order for Tim. Mike Owens stated the Town has hats and vest and the magnetic signs had been ordered.

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9. Leroux Creek Planning Update
There was not a meeting in March.
10. Hotchkiss Water Line Project Update
Engineer Fagan met with Chuck Kinner, owner of Sapphire Construction and everything went well. He provided the bonds and insurance paperwork.
Engineer Fagan will receive a work schedule from Sapphire in the next couple of weeks. The Engineer is working with them on the dewatering permit. The easement from Delta County for the fair grounds crossing has been received a recorded.
11. Enhancement Project Update – Walking Trails
Engineer Fagan reported the railroad should have information to the Town in a couple of weeks that will include the rough design and cost estimates for the walking trail across the tracks on Cedar Street. They will do the construction and the Town will pay them.
Engineer Fagan asked the Trustees what they would like her to be working on at this time. The Trustees asked her to be working with CDOT on the IGA and look at both options for the trail location; Cedar Street to the Willow Heights Park or Cedar Street through Joanne Tullis to Willow Heights Park.
12. Five Minute Public Appearance
None
13. Hotchkiss Planning Commission Update
Chairperson Alice McCracken reported they are starting the process of updating the Master Plan. There will be a meeting for the public on May 17, 2011 at Memorial Hall from 6:00 p.m. to 8:00 p.m. for citizen input. Alice asked for funding to buy supplies for the public meeting.
Carrie Wingfield moved to authorize up to \$ 150, seconded by Sheila Maki, with all in favor.
(Note: The citizen meeting is on May 19th)
14. Department Reports
Mike Owens asked if there were questions on his written report. The bulk water dispenser/standpipe has been ordered. Mike and Marshal Miller have been working on the radio connection between the Town Hall and the dispenser.
Mayor Koontz asked if a bobcat had been ordered. Mike reported he had been looking at a buy/yearly trade in option. The Town would buy a new bobcat and trade it back yearly for a new model. There would be a set cost plus the cost for the difference in price of the new model. Mike and the Trustees preferred buying one out right and not trade yearly. They asked Mike to continue researching.

Marshal Miller reported there are fewer events in Town this year.
The web site is coming along. Marshal Miller asked the Trustees for bios. All Trustees will have an e-mail through the web site. At the May meeting Attorney Briscoe will discuss with the Trustees e-mail procedures and the open meetings laws in reference to e-mail.
15. Hotchkiss Chamber of Commerce Update
Marshal Miller reported the Delta County Tourism council gave a report. The Chamber sent a letter to the Delta County School District giving them a pat on the back for the non consolidation of Hotchkiss High School.
There will be a Friday night business hours on the 14th.
16. Mayor's Report
Mayor Koontz told the Trustees there will be a Mine Emergency Response Drill (MERD) on April 20th. It will involve Delta County emergency response teams.
The web sit logo contest judging will be April 20th.
19. Town Clerk Report
The Clerk reported the closing on the Clark property was today and the Town is to take position on April 28th after all clean up.

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20. Upcoming Events
Sheep Dog Trials – Mother’s Day Weekend, Wine Festival – Montrose, Sheep Dog Trials Art Contest Judging at Creamery Arts, Kiwanis Easter Egg Hunt, 1st State Bank Lunch 5/6/11, Fire House Breakfast 5/7/11, Ela Family Farm Tour 5/15/11, Kiwanis Fish Fry 4/29/11, Creative Coalition 5/4/11.
21. New Business
None
22. Consideration of Bills
Marlin McCracken moved to pay all bills, seconded by Carrie Wingfield, with all in favor.
23. Adjournment
Lindee Cantrell moved to adjourn at 8:34 p.m., seconded by Carrie Wingfield, with all in favor.

Respectfully Submitted
Marlene F. Searle, Town Clerk