

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

August 5, 2010

1. Mayor Koontz called the meeting to order at 6:30 p.m. Those present were Sheila Maki, Dustyn Foster, Lindee Cantrell, Marlin McCracken and Kelley Harper Williams was late to arrive. George Brauneis was not present.
2. Those present recited the Pledge of Allegiance.
3. Sheila Maki moved to approve the minutes for July 8, 2010 with one correction in spelling in paragraph 20, sale to sell, seconded by Dustyn Foster, with all in favor.
4. Zoning Review – Terry Dych/Calhoun
Since this review was not advertised as a Public Hearing, it was tabled until the September 9, 2010 meeting. The correct legal ad will be published and the public will receive notice.
5. Region 10 – Paul Gray
Mr. Gray updated the Trustees on last year’s activities and reported the 2011 dues will remain the same as 2010 for the Town.
6. Jackie Dapkus, Animal Shelter Discussion
They are continuing to work toward a County wide animal shelter. They are asking if the Town will still consider donating land for a shelter. The Trustees stated they may be interested in a lease of land and the new sewer pond site. The Trustees asked Ms. Dapkus to meet with Mike Owens and view the area. The Trustees asked for a viable financing plan for a shelter before the Trustees would consider the lease of property.
7. Special Events Liquor License – Elks # 1807
The event is scheduled for October 8, 2101 to raise funds for children and families in the area with medical expenses.
Sheila Maki moved to approve the license, seconded by Lindee Cantrell, with all in favor.
8. Debbie and Aaron Sorensen were not present.
9. Building Inspector Report
Mr. Sprinkle was not in attendance, he had medical appointments in Grand Junction.
10. Ordinance 2010-5 - Marijuana Moratorium Extension
Attorney Briscoe reported the new developments in the State marijuana regulations that will go into effect July 2011. He recommended extending the current marijuana moratorium ordinance until July 1, 2011 to give the Trustees time to study the new regulations and develop regulations for the Town.
Sheila Maki moved to approve Ordinance 2010-5 to extend the current marijuana moratorium until July 1, 2011, seconded by Marlin McCracken. The motion passed with Kelley Harper Williams abstaining.
11. Resolution 2010-5 Amending Authorized Town Representatives
Attorney Briscoe told the Trustees that the Colorado Water Resources and Power Authority documents need amended to show Mayor Koontz and Mayor Pro-Tem Sheila Maki as authorized Town representatives. The original representatives were Larry Jakubiak and West McKee.
Sheila Maki moved to approve Resolution 2010-5, seconded by Dustyn Foster, with all in favor.
12. SBA Buy Out Offer for Cell Tower Contract
Sheila Maki and Dustyn Foster will work with the Town Clerk to study the offer.
13. Draft of Amended Sidewalk Ordinance Discussion
Mayor Koontz asked the Trustees to review the draft and it will be discussed in the work session later this month.
14. Ride Along Policy
Attorney Briscoe told the Trustees he had amended the current ride along policy per suggestions from CIRSA, the Town’s insurance carrier.
Sheila Maki moved to adopt the police Ride Along Policy, seconded by Lindee Cantrell, with all in favor.

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15. **Work Session Date**
The Trustees set August 26, 2010 at 5:30 p.m. for a work session to discuss trails and the sidewalk ordinance amendment.
16. **Water Plant Project Update**
Mike Owens reported the plant is complete and in full operation. The Trustees set a date of October 2, 2010 from 12:00 p.m. to 4:00 p.m. for an open house at the water plant.
17. **High School Water Line Discussion**
The contract with Colorado Water Resources and Power Authority is complete. The Trustees reviewed a letter from the Delta County Commissioners granting the Town an easement across the fairgrounds for the water main to the high school.
Engineer Fagan, Mike Owens and Attorney Briscoe will work with the County on the location of the water line easement.
Engineer Fagan reported the Corp of Engineers will complete the wetland delineation prior to Labor Day weekend. She will have the information to the health department by the end of the year and be able to have bids out by early 2011 so the bulk of the work will be completed in July and August 2011.
18. **Path and Trails Discussion**
Engineer Fagan reported the additional handrails have been installed at the middle school trail. Extreme Construction is working on the last of the paperwork for final payment less retainage. Engineer Fagan asked the Trustees to authorize final payment to Extreme when all paperwork is complete and approved by the engineer and Town staff.
19. **Five Minute Public Comment**
Tom Wills reported he is continuing work on the mural on the side of the Public Works building. Mayor Koontz thanked Tom for his work on the mural.

Attorney Briscoe told the Trustees the Town had received a letter from the Colorado Division of Water Resources concerning abandoned water rights. The one in or around Hotchkiss is the Saruwatari Ditch which does not affect the Town's water rights.
20. **Hotchkiss Planning Commission**
Chair George Brauneis was not present to report.
Mayor Koontz told the Trustees he had asked Tom Wills to give a short training session to the Planning Commission on their role and responsibilities as a Commission member.
21. **County Land Use Update**
Kelley Harper Williams told the Trustees there was not a meeting in July. There will be a meeting in August.
22. **Department Reports**
Mike Owens reported that City Market has a contractor repaving their parking lot to the north of the building. He asked the contractor for a cost for the paving of the Town's section of 6th Street. He will report to the Trustees on cost when he receives it.

Marshal Miller reported it has been quiet in the police department. He is working with the fair board to cover all events at the fair.
23. **Chamber of Commerce Update**
Mayor Koontz reported they discussed placing flags at the City Market crossing to the middle school, town parks, and placing a statue of Enos T. Hotchkiss at the Fire House.

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24. Mayor's Report
Mayor Koontz reported he attended the Fair Grounds master plan meeting. They discussed moving the ball fields behind the fair grounds to the recreation district area; this would allow more parking for the fair ground events.
Mayor Koontz attended the meeting in Orchard City on the discussion of Proposition 101 and Amendments 60 & 61. These ballot measures have the possibility of really hurting small communities financially. They will also have an impact on our library, cemetery, and schools. He asked the Trustees to get informed and talk to people about voting no on these measures.
Mayor Koontz said he is still tracking Mike Eherdt, Project America Run, who is now in Ohio.
Mayor Koontz told the Trustees, Brandi Moss, a local Hotchkiss High School girl, was hurt badly in a car accident. Miss Moss is now in Denver for rehabilitation and cards can be sent to her there.
25. Town Clerk Report
None
26. Upcoming Events
Delta County Fair – 8/8 thru 8/14,
Fair Parade 8/14 at 10:00 a.m.,
Creamery Arts Reception 8/13,
Creamery Arts Farmers Market every Saturday,
Staff meeting 8/18.
27. Kelley Harper Williams told the Trustees that she is resigning as of tonight; she has taken a job in Anchorage, Alaska. Mayor Koontz thanked her for her service on the board and wished her luck.
28. Consideration of Bills
Marlin McCracken moved to pay the bills presented and any additional bills due in August, seconded by Lindee Cantrell, with all in favor.
29. The Trustees discussed paying Extreme Construction their final payment.
Lindee Cantrell moved to authorize payment of not more than \$ 32,000 to Extreme Construction upon completion of all paperwork and approval of Engineer Fagan and Mike Owens, seconded by Dustyn Foster, with all favor.
30. Lindee Cantrell moved to adjourn the meeting at 8:45 p.m., seconded by Dustyn Foster, with all in favor.

Respectfully Submitted,
Marlene F. Searle, Town Clerk

The Trustees viewed two CIRSA films;
Managing Your Public Officials Liability
In the Scope of Your Authority: Preventing Public Officials Liability