

## RECORD OF PROCEEDINGS

---

Hotchkiss Board of Trustees

December 9, 2010

1. Mayor Koontz called the meeting to order at 6:30 p.m. Those present were Sheila Maki, Marlin McCracken, Dustyn Foster, Lindee Cantrell, Jane Wills, and George Brauneis.
2. Those present recited the Pledge of Allegiance.
3. Sheila Maki moved to approve the minutes for November 4, 2010 with the following corrections; paragraph # 6 2012 to 2011, # 15 fells to feels, # 23 Chambers to Chamber and # 24 Commission to Commissioner, seconded by Dustyn Foster, with all in favor.
4. Public Hearing – Community Input on Medical Marijuana Centers/Growing Operations

Mayor Koontz addressed the public stating the State of Colorado voters approved medical marijuana centers and this hearing is for public input on rather to allow, with regulations, or ban centers/operations within the Town limits. A sign in sheet was provided for those that wish to address the Trustees. The comments will be held to two minutes per speaker and Mayor Koontz asked speakers not to repeat an earlier comment. The Trustees are holding this public hearing to hear comments and concerns, not to debate or comment. Thirteen citizens spoke, of those, seven were against centers/operations, (six were in Town residents), and six were in favor, (all six were from out-of-Town limits). (Attached is a list of names and summarized comments; written comments received).

Mayor Koontz thanked the citizens and told them the Trustees will have a work session on January 13, 2011, prior to the regular meeting to discuss the comments/information they have received. Mayor Koontz reminded everyone they can send written or e-mail comments until the January meeting.

5. Rich Bailey, Sheep Dog Trials  
Rich Bailey reported this is the 8<sup>th</sup> year for the dog trials and it gets bigger each year. He thanked the Trustees for their support and is requesting a donation for 2011. The donation goes toward awards. The trials will be held Mother's Day weekend May 5, 6, and 7, 2011.  
Marlin McCracken moved to do a commercial sponsorship for \$ 500 for 2011, George Brauneis asked if the Town could donate more money in 2011. Mayor Koontz reminded the Trustees that money is being transferred from reserves to balance the General Fund in 2011, Sheila Maki seconded the \$ 500 sponsorship, with all in favor.
6. North Fork Ambulance Association  
Sheila Maki read a letter from the NFAA Board reporting they have approved 17 new volunteers in the North Fork, seven from the Hotchkiss area. They thanked the Town and community for their support.
7. Liquor License Renewal  
The Trustees reviewed the renewal for the Past Times Tavern. Marshal Miller reported there have been no problems.  
Sheila Maki moved to approve the renewal, seconded by Lindee Cantrell, with all in favor.
8. Water Loan Payoff  
The Clerk requested the pay off the loan with Berkadia for the water plant that originated in 1979. The cost of the pay off is about \$ 238,000. The loan pay off is scheduled for 2017.  
George Brauneis moved to pay the loan off in 2010, seconded by Sheila Maki, with all in favor.
9. 2011 Budget  
Sheila Maki moved to adopt Ordinance 2010-6 to adopt the 2011 Budget, seconded by George Brauneis, with all in favor.  
Trustee Lindee Cantrell had to leave the meeting at this time.  
Sheila Maki moved to adopt Ordinance 2010-7 to adopt the 2011 Mill Levy, seconded by Dustyn Foster, with all in favor.  
Sheila Maki moved to adopt Ordinance 2010-8 to Appropriate Sums for 2011 as an emergency, seconded by Marlin McCracken, with all in favor.

## RECORD OF PROCEEDINGS

---

Hotchkiss Board of Trustees

Page 2  
12/9/10

10. **Building Inspector Update**  
Mayor Koontz reported to the Trustees there were 11 applications for the contract position and interviews will be held on December 10th, with an inspector on board by January 1<sup>st</sup>.
11. **SBA Cell Tower – Buy-Out Offer**  
Attorney Briscoe read the letter he sent to SBA with the counter offer from the Town. He read the response from SBA refusing the counter offer. The lease will remain as is and an extension on the lease will be discussed at a later date.
12. **Leroux Creek Planning Update**  
There was not a meeting in November.
13. **Medical Marijuana Discussion**  
Mayor Koontz said there will be a work session at 5:30 p.m. prior to the regular meeting on January 13, 2011 to discuss information received.
14. **High School Water Line Project**  
Engineer Fagan told the Trustees the plans are almost complete and will be sent to the health department. They have 45 days to review. The wetlands evaluation is not complete yet. The bids for the project should be out early 2011 and presented to the Trustees in the February 2011 meeting.
15. **Enhancement Project Update**  
Engineer Fagan reported that they met with CDOT and will be meeting with the railroad representatives next week. This trail will be more difficult to complete than the middle school trail. The Trustees reviewed the letter to the railroad stating the Town will pay up to \$ 2,500 for their expenses. This money will not be reimbursed by the grant. Attorney Briscoe said the right-of-way title research will not be reimbursed by the CDOT grant either. The above items are being completed before the bid is awarded, so there is not a reimbursement for these expenses.
16. **Five Minute Public Appearance**  
None.
17. **Hotchkiss Planning Commission Update**  
There was not a meeting in November. There will not be one in December unless needed. The next meeting will be on January 27, 2011.
18. **Department Reports**  
Mike Owens asked if there were questions on his written report. There were none. Mike reported they will be starting a replacement program for the clay tile sewer lines in Town. The curb and gutter on the south side of Orchard between 2<sup>nd</sup> and 3<sup>rd</sup> should be complete by next week. Pall is working with the Town on lowering the TOC's on the effluent water at the plant.  
  
Marshal Miller asked if there were questions on his written report. There were none. Sheila Maki stated the Creamery Arts Center is having Santa this weekend and the Town's Santa is next weekend, maybe next year they can be coordinated together. Mayor Koontz reminded the Trustees of the police ride along policy.
19. **Hotchkiss Chamber of Commerce Update**  
Marshal Miller reported that the officers for the Chamber stayed the same. The Chamber members are looking at ways to better communicate with the businesses in Town.
20. **Mayor's Report**  
Mayor Koontz suggested that the Trustees approve a \$150 to \$ 200 City Market gift card for staff and a \$ 50 gift card for the Trustees.  
Sheila Maki moved to give the employees \$ 100 gift cards and the Trustees \$ 50; George Brauneis suggested \$ 200.00 for the employees, Sheila Maki amended her motion to \$ 200 for employee and \$ 50 for the Trustees, seconded by George Brauneis, with all in favor.

## RECORD OF PROCEEDINGS

---

Hotchkiss Board of Trustees

Page 3  
12/9/10

20. Mayor's Report continued  
The Mayor said that Marshal Miller had been gathering information on a web site for the Town. Marshal Miller reported he has been talking to Earthbound from Paonia. They charge \$ 625 to set up the web site, training, and maintain it. The Department Heads will put information into the site; which will take quite a bit of time. A web site will keep the community informed and eventually the Town will make bill pay available.  
George Brauneis moved to approve the expenditure to develop a web site, seconded by Sheila Maki, with all in favor.  
Mayor Koontz suggested a logo contest with Hotchkiss Middle and High School students. Sheila Maki suggested getting the Creamery Arts involved also.
21. Town Clerk Report  
Clerk Searle reported that Larry Jakubiak said there were about 70 people at the Thanksgiving dinner. The Christmas dinner will be on Christmas day at the Senior Citizens Center from 11:00 a.m.-1:00 p.m. The Hotchkiss Santa program has been lead by Deputy Lloyd this year and has expanded due to volunteers within the Community. FAA, City Market employees, and the Fire Department have all donated gifts or money to the Santa program this year.  
Clerk Searle thanked Leonard, Don and Greg for putting up the Christmas lights in Town and at the Town Hall building.  
The Town Hall will be closed on Friday the 24<sup>th</sup> for Christmas and Friday the 31<sup>st</sup> for New Years.
22. Upcoming Events  
Creamery Arts Santa on December 11<sup>th</sup>,  
Creamery Arts Reception on December 10<sup>th</sup>,  
ELKS Hoop Shoot on December 18<sup>th</sup>,  
Hotchkiss Santa on December 18<sup>th</sup>,  
Community Christmas Dinner on December 25<sup>th</sup> at the Senior Citizens Center.  
There will not be an interruption of trash service due to the Holiday's.
23. New Business  
Sheila Maki stated the Christmas decoration across Bridge Street at 4<sup>th</sup> looks rough. Maybe the Trustees should consider new decoration in 2011.
24. Consideration of Bills  
George Brauneis moved to pay all bills, seconded by Sheila Maki, with all in favor.
25. George Brauneis moved to adjourn the meeting at 8:05 p.m., seconded by Jane Wills, with all in favor.

Respectfully Submitted,  
Marlene F. Searle,  
Town Clerk