

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

December 13, 2012

1. Mayor Koontz called the meeting to order at 6:32 p.m. Those present were Georgia Hopper, Carrie Wingfield, Marlin McCracken, James Roberts, Dustyn Foster and Lindee Cantrell.
2. Those present recited the Pledge Allegiance.
3. Carrie Wingfield moved to approve the minutes for November 8, 2012, seconded by James Roberts, with all in favor.
4. **Public Hearing**
Liquor License Transfer of Ownership Application
Campo Fresco Restaurant to Johnnydog, LLC dba PJ's Pub
The request is for a transfer of a Hotel Restaurant Liquor License at 107 W. Bridge Street. Mayor Koontz read the procedure for the Public Hearing. Attorney Briscoe told the Trustees he had reviewed the application and all documents and fees are included. Peter Knapp told the Trustees he moved here in September 2011 and decided to lease the Campo Fresco Restaurant. He has been in the restaurant business for 25 years. Liquor will be served with meals only. The hours of business will be Wednesday – Sunday from 5:50 p.m. to 10:00p.m. Mr. Knapp was asked if he and his staff will attend liquor serving training class. Mr. Knapp said yes, he and his staff would attend liquor serving training. Lindee Cantrell asked if the patio that was planned by Paco would be used. Mr. Knapp said no it would not be used. Mayor Koontz told Mr. Knapp if it is to be used he would have to request a change to the liquor license and to work with the Marshal at that time. There was no opposition to the license. Georgia Hopper questioned if an additional restaurant could make it in Hotchkiss. Marshal Miller stated that this type of license is usually not a problem. Mayor Koontz closed the Public Hearing at 6:52 p.m. Dustyn Foster moved to approve the Transfer of Ownership Liquor License application, seconded by Lindee Cantrell, with all in favor.

Lindee Cantrell approved a temporary permit for Johnnydog, LLC dba PJ's Pub, seconded by Carrie Wingfield, with all in favor.
5. **Public Hearing**
Variance Request for Keeping Livestock In Town
Rozellyn Hall 153 E. Main Street is requesting to keep a Nigerian dwarf neutered goat at her home as a pet. She stated a goat is not considered livestock as the Town ordinance states. She stated the Town has allowed other farm animals in the Town limits. Attorney Briscoe stated those animals are permitted for a limited number of animals, limited time, and at least five acres of land to be used for grazing. She stated she has a fenced yard for security of the goat and if that is not enough she will increase the security. She will have a shed and dog type run for the goat also. James Roberts stated this could set precedence and will encourage others to request keeping of farm animals in Town limits. Ms. Hall was asked if the goat can jump and climb. She stated the goat can climb but will not be able to jump the fence. Ms. Hall was asked what she would do if the smell of the goat became a problem. She stated she would address that, if it became a problem.
Public Support – None
Public Opposition- Rhonda Duclou, Hotchkiss Librarian, worried about the safety of the children and the goat. The library is placing a garden with tables on the east side the library for patrons to set and read and have lunch, the goat may present a problem. Ms. Hall said she will place the pen for the goat on the east side of her back yard. Carrie Wingfield read a letter from Mrs. Ungaro, owner of building at 148 E. Bridge Street, said she did not feel she was qualified to judge one way or the other.
Public Comment Closed.
The Trustees said this request is a new one for them. Attorney Briscoe stated the Trustees have no experience with this type of request or variance. The Trustees could give a conditional variance and revisit/review the situation later.

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5. (continued) Carrie Wingfield moved to approve a conditional variance for one (1) year from the time Ms. Hall obtains the goat, with a review at that time (the goat should arrive March/April of 2013), seconded by Marlin McCracken, with all in favor.
6. Special Events Liquor License Request
Spirit Wind Horse Rescue
Austin Mathews of Spirit Wind Horse Rescue requested a Special Events Liquor License for December 15, 2012 at 320 W. Bridge Street for a fund raising event.
Marshal Miller said he had no problems with this request.
Lindee Cantrell moved to approve the liquor license request, seconded by Carrie Wingfield.
Motion passed with Georgia Hooper voting against.
7. Liquor License Renewal
B.P.O.E. #1807 – Hotchkiss Elks Club
Marshal Miller said he had no problems with this license.
Lindee Cantrell moved to approve this renewal, seconded by Carrie Wingfield, with all in favor.
8. Donation Request
Hotchkiss Fire Department is requesting \$100 for equipment for their hazmat truck. The equipment is for a repair kit for chlorine leaks.
Carrie Wingfield moved to approve the \$100 donation, seconded by Lindee Cantrell, with all in favor.
9. Hotchkiss High School Tennis Court Update
Mayor Koontz read a letter from Sarah Marshall requesting the \$ 500 donation the Town offered in 2012 be held over to 2013. Ms. Marshall is still working on grants for the tennis courts.
The Trustees agreed to put the donation in the 2013 budget.
10. Extension of Lykke Monkey, LLC – West Elk Inn – Temporary Liquor Permit
The Town Clerk said State Liquor Licensing is behind on issuing licenses. This permit would be for an additional 120 days.
Carrie Wingfield moved to approve the 120 day Temporary Permit extension, seconded by James Roberts, with all in favor.
11. BLM Modification of Oil and Gas Leases – Draft Letter
Mayor Koontz wrote a comment letter concerning lease options around the Town. The Trustees read the letter and agreed with the letter.
Carrie Wingfield moved to approve the letter to BLM, seconded by Georgia Hooper, with all in favor.
12. 2013 Budget
Ordinance 2012-4 – Adoption of 2013 Budget
Carrie Wingfield moved to adopt Ordinance 2012-4 to adopt the 2013 budget, seconded by Lindee Cantrell, with all in favor.
Ordinance 2012-5 – Adoption of the 2013 Mill Levy
Carrie Wingfield moved to adopt Ordinance 2012-5 to adopt the 2013 mill levy, seconded by James Roberts, with all in favor.
Ordinance 2012-6 – Adoption of the Appropriations for 2013
Lindee Cantrell moved to adopt Ordinance 2012-6 to adopt the 2013 appropriation for 2013 as an emergency, seconded by Dustyn Foster, with all in favor.
13. Resolution 2012-8
Tabled until January 2013

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14. Year End Bonus
Mayor Koontz said yearend bonuses have been traditional given to the staff and Trustees. The staff has worked hard and are dedicated.
James Roberts moved to give the staff \$200 and the Trustees \$50 in City Market gift cards, seconded by Carrie Wingfield, with all in favor.
15. Christmas Eve Early Closure
Town Clerk Searle asked the Trustees to authorize closure of the Town Hall at 1:00 p.m. on December 24th for Christmas Eve.
Lindee Cantrell moved to close Town Hall at 1:00 p.m. for Christmas Eve, seconded by Carrie Wingfield, with all in favor.
16. North Fork 20/20 Meeting
Dustyn Foster was working and did not attend.
17. Sidewalk Ordinance Discussion
Tom Wills is finishing it and will get it to the Trustees. Mayor Koontz said the Trustees will have a public hearing in February or March to take public comment
18. Downtown Improvement Discussion
Tom Wills gave an overview of the Downtown Improvement plan. In 2012 \$800 was spent on flowers for Bridge Street. In 2013 there are plans for more planters and planters with benches made of mine timbers. The Hotchkiss Chamber of Commerce will be donating up to \$2,000 and they are asking the Town for \$2,500. The Mayor asked Tom to work with the Marshal Miller and Mike Owens on placement of the planters. Tom said he would give the Trustees another update at the January meeting.
19. Enhancement Trails Project Update
Engineer Fagan told the Trustees she has gone over the budget for the "Leonard Trail" with CDOT funding and without CDOT funding. She suggested using CDOT funding and about \$ \$54,000 of Town funds. Georgia Hopper feels the Town could find a better use for the money being spent on this trail.
Carrie Wingfield moved to authorize Engineer Fagan and Mike Owens to proceed with Phase II of the trails, seconded by James Roberts. Motion passed with Georgia Hopper voting against.
Mayor Koontz told the Trustees Engineer Fagan will be brought on as a staff member during the trails project. Engineer Fagan will be working with CDOT to complete the IGA. The project will start in late 2013 and complete in 2014.
Mayor Koontz, Mike Owens and Engineer Fagan will be meeting with the County Commissioners to talk about working together on the bridge across the North Fork River for the trail system.
Engineer Fagan told the Trustees that another part of Phase II is the purchase and installation of new water meters throughout Town. The Town received a bid of \$121,000 for 580 meters from Grand Junction Pipe and Supply.
Carrie Wingfield moved to purchase the meters from Grand Junction Pipe, seconded by Lindee Cantrell, with all in favor.
20. Water Plant Project Update
Mike Owens said they are still working with Pall with compliance issues. Hopefully it will be complete by runoff time.
21. Delta County Housing Task Force
Georgia Hopper told the Trustees that the Delta County Housing Task Force has completed one house in Hotchkiss and the Town paid our \$250. They are asking if we will pay \$250 for a home in Lazear. The Town budgeted \$500 for the 2012 year.

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21. (continued) Marlin McCracken moved to pay \$250 for the Lazear home, seconded by James Roberts, with all in favor.
22. Hotchkiss Planning Commission Update
Mary Hockenbery told the Trustees the Planning Commission has been working on the sidewalk ordinance and downtown improvement plan. Mayor Koontz has been working on an annexation policy and the Planning Commission will work on a sign policy in the spring.

Mayor Koontz said a Trustee is needed on the Planning Commission. No one volunteered; it will be discussed at the January meeting.
23. Leroux Creek Planning Update
Carrie Wingfield reported there was not a meeting.
24. Five Minute Public Appearance
None
25. Department Reports
Marshal Miller reported November had been a quite month. He reported Santa will be at the Fire House on the 22nd. He will be delivering gifts and food on the 21st.

Mike Owens asked if there were questions on his written report. There were none. Mike said the Source Water Protection program is moving along well. The next Source Water Protection meeting is January 17th at 6:00 at the Town Hall. The Town is working with Delta County GPS mapping to map Town water sources and possible contaminates. Mayor Koontz said the January meeting will be to finish the plan outline. Maybe complete in February and possible adoption in March or April.
26. Hotchkiss Chamber of Commerce Update
Tom Wills reported DMEA is working on the Chamber kiosk and it should be complete by the first of the year. Citizens will be able to pay their DMEA bill and get information about Hotchkiss and the area at the kiosk.
Tom Wills reported the Chamber now has 100 members. That is the most in the last 20 years.
27. Mayor's Report
Mayor Koontz reported there were 80 people served at the Community Thanksgiving dinner. The Christmas meal will be on December 25th from 11:00 a.m. to 1:00 p.m.
Mayor Koontz reported that the next mosquito meeting will be January 14th in Paonia at 7:00 p.m. They need a new board member.
The Town Hall will be closed at 1:00 p.m. on Christmas Eve, all day on Christmas and New Years Day.
Mayor Koontz asked Attorney Briscoe if the Town needed to proceed with an ordinance on the new marijuana regulations. Attorney Briscoe said it is too early to take action, still waiting on the Federal Government reaction.
Mr. Beard, Principal and Mr. Suppes, Assistant Principal at Hotchkiss High School would like the Town to hold one of the Town meetings in February or March at the high school to involve student government in local government. The Trustees will pick February 14th or March 14th at the January meeting. The Hotchkiss High School Student Council will have one of their meetings at the Town Hall in the fall of 2013.
The Mayor and Department Heads will work on the Citizen Newsletter in January.
Mayor Koontz asked Mike Owens about the painting of the Town shop. Mike said it will be completed in the spring.
Mayor Koontz and his wife Esther donated the book Images of America North Fork Valley by Kathy Addams McKee and Claudia Sutliff King to the Town.
Mayor Koontz reported there is timber harvesting up Leroux Creek at this time.

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27. (continued) The Hotchkiss Creamery Arts Open Reception will be December 14th and feature the Hotchkiss Fine Arts Association.
Mayor Koontz said Hotchkiss Paranormal will have a meeting at Memorial Hall on December 14th at 7:00 p.m.
28. Town Clerk Report
Clerk Searle thanked the Trustees for the yearend bonus and the ½ day off on Christmas Eve.
29. Upcoming Events
Center of Mental Health Fundraiser/Open House – 2/15/13
School Break 12/21/12 thru 1/7/13
Warrior Classic/Girls Basketball and Middle School Basketball this weekend.
30. New Business
None
31. Consideration of Bills
Carrie Wingfield moved to pay all bills, seconded by Georgia Hooper, with all in favor.
32. Adjournment
Lindee Cantrell moved to adjourn the meeting, seconded by Carrie Wingfield, with all in favor.

Respectfully Submitted,
Marlene F. Searle, Town Clerk