

## RECORD OF PROCEEDINGS

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Hotchkiss Board of Trustees

July 9, 2009

1. Mayor Jakubiak called the meeting to order at 6:35 p.m. Those present were Sheila Maki, Tom Wills, Wendell Koontz, Gerald Pearson and George Brauneis. West McKee was at a fire and not present.
2. Those present recited the Pledge of Allegiance.
3. Everyone wished Mayor Jakubiak a happy 60<sup>th</sup> birthday.
4. Tom Wills moved to approve the minutes for June 11, 2009 with the following correction; in paragraph # 9, line 2 change than to that, seconded by Gerald Pearson, with all in favor.  
  
Wendell Koontz moved to approve the minutes for June 24, 2009 Public Hearing with the following correction; in paragraph # 3, Bonita McKee, last line change, than to then, seconded by George Brauneis, with all in favor.
5. **Steve O'Connell Sewer Line Repair**  
Steve O'Connell, 511 Park Drive, asked the Trustees to help pay his repair on his sewer line. When the sewer main was replaced on Park Drive in 1990, 2X4's were left in the trench and eventually the line collapsed. Mr. O'Connell stated the poor installation caused his sewer problems. The Town Ordinance states property owners are responsible for their service lines. Mr. O'Connell agrees with the ordinance but feels this line failed due to poor installation. Mike Owens stated the installation could have been better, but after 19 years, is the Town still responsible for service lines. Regulations for installation were different in 1990 than they are now.  
Mr. O'Connell stated he had spent about \$1,200 and about 25 hours of his time repairing the sewer line to his home. Mayor Jakubiak said the Town should turn the claim into CIRSA and let them decide if the Town's insurance would pay the bills and Mr. O'Connell could come back to the Trustees if his claim is denied. The Town Clerk asked Mr. O'Connell to bring in the bills and his hours and she would turn the information into CIRSA.
6. **Consideration of Employee Yearly Pay Raise**  
Sheila Maki moved to give the full time employees a 3% pay increase as of July 1, 2009, seconded by George Brauneis, with all in favor.
7. **Police Car Bids**  
Mayor Jakubiak told the Trustees the Town did not receive any sealed bids for the 2001 Chevy Impala police car by 7/8/09 at 4:00 p.m. The Mayor opened one sealed bid received June 9, 2009. The bid was for \$ 1,250 from Yvonne Featheringill.  
Wendell Koontz moved to accept the bid of \$ 1,250, seconded by Sheila Maki, with all in favor.
8. **Hotchkiss/Crawford Historical Society**  
There was not a report.
9. **Water Plant Project Update**  
The building is almost ready for the equipment. The equipment has been ordered and will arrive in August. The solar panels are on the roof and ready for installation. The Public Works Department will install some of the equipment and a Pall representative will be on site to help with some of the installation. Pall will be here for the installation and testing of the actual treatment units.
10. **Enhancement Project Update**  
The executed contract from CDOT should be received by the Town in about a week.  
CODT requires interviews for the engineer on the Orlando trail. Marlene and Mike will interview engineers by phone. If the Town pursues doing in-kind work on the Orlando trail, CDOT requires all the work be completed by Town employees. The Town can hire additional employees for this project, but they have to be on the Town's payroll. Mike stated the Town crew may have the time to do the trail; it will just depend on what else is going on.  
Engineer Fagan also reported that the Town will not receive stimulus money for the high school line upgrade. The Town will apply to DOLA and the water authority for funding.  
The Engineer and the Public Works Department are working on a location for the line upgrade.

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11. Zoning Discussion  
Mayor Jakubiak asked the Trustees if they had received and read the comments from Tom Wills concerning the public comments on the Zoning regulations. Tom Wills said he had talked to Bill Long at TDS and has worked out the zoning questions for the TDS building, the zone for Dan Stucker's rental business will be light industrial by review, home occupation in Willow Heights will be by review and what is currently in place will be grandfathered. Adult business will have a 500 foot distance from churches, schools and day cares and they will need to be compatible with other businesses in the area. The Trustees did not feel they needed an additional Public Hearing or a work session. They asked Attorney Briscoe to change the Zoning Ordinance and present a draft ordinance to them at the August meeting for consideration for adoption in September.
12. Five Minute Public Appearance.  
None
13. Hotchkiss Planning Commission Update  
Tom Wills reported they held a short meeting after the Public Hearing on Zoning. They went over the terms for current Commission members and briefly discussed the IGA with the County.
14. County Land Use Update  
Tom Wills reported they reviewed a subdivision request on Redlands Mesa and the Mark Milner subdivision request. Tom told them about the Town's concerns on the placement of a fire hydrant in that area.
15. Department Reports  
Mike asked if there were questions on his written report. Mike reported that the railroad tracks on 4<sup>th</sup> Street are getting rough. He contacted Ralph Clark at the County and Ralph said those tracks are within Town limits. The Town is under the understanding that the tracks on 4<sup>th</sup> Street are in the County. Also, a new State law was passed about five years ago that states the owners of the roads that the tracks cross are responsible for the maintenance of those tracks. Mike Owens and Attorney Briscoe will research this and get back to the Trustees.  
  
Marshal Miller asked if there were questions on his written report.  
Marshal Miller said the bike tours went well and on July 17<sup>th</sup> a small bike tour will come through town.
16. Mayor's Report  
None
17. Town Clerk Report  
Town Clerk Searle thanked the Trustees for the employee raises.
18. New Business  
Sheila Maki reported the Delta County Fair Parade will be on August 8<sup>th</sup> at 10:00 a.m.  
DMEA will hang the Delta County Fair banner.  
Mike reported North Ridge Meadows needs to remove weeds from the area.
19. The Trustees considered the bills.  
Wendell Koontz moved to pay all bills, seconded by Tom Wills, with all in favor.
20. George Brauneis moved to adjourn the meeting at 7:35 p.m., seconded by Sheila Maki, with all in favor.

Respectfully Submitted,  
Marlene F. Searle, Town Clerk