

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

October 8, 2015

1. Those present were Mayor Wendell Koontz, Larry Jakubiak, Dustyn Foster, Jim Roberts, Tom Wills and Lindee Cantrell. Mayor Pro Tem Carrie Wingfield was absent.
2. Mayor Wendell Koontz called the meeting to order at 6:32 p.m. and read a quote from Aldo Leopold.
3. Those present recited the Pledge of Allegiance.
4. Minutes for September 10th and September 29th
Larry Jakubiak moved to accept the minutes as written for September 10th, Tom Wills seconded the motion and it passed with all in favor. Larry Jakubiak moved to accept the minutes as written for September 29th, Dustyn Foster seconded and the motion was passed with all in favor.
5. Public Hearing-Ann Robertson-Release of Covenant Restriction
Ann Robertson addressed the Trustees saying that she purchased the building at 204/206 East Bridge Street in July of this year. This building already has a Locksmith and an Embroidery business that are renting part of the building from her. There is an apartment upstairs that she lives in and she would like to open a Massage Studio at the buildings 2nd Street entrance in the old Marshal's office. There is one water tap for this building but the Massage Studio is not a business that would incur much, if any, water usage.
Mayor Wendell Koontz opened the hearing to the public at 6:37 p.m. There were no speakers present to talk either for or against this request. Mayor Koontz closed the public hearing at 6:38 p.m.
Tom Wills stated that the Planning Committee recommended approving this request. He said that this covenant was made with the Wheelers when they owned the building. He also said that adding the Massage Studio would not require a larger tap since nothing else will be adding to the water usage. Mayor Koontz noted that the Planning Minutes said that the request only be for the purpose of the Massage Studio.
Tom Wills moved to approve the request for the release of the Covenant restriction at the property of 204/206 East Bridge Street for the purpose of adding a Massage Studio. Larry Jakubiak seconded the motion and it was passed with all in favor.
6. Broadband Discussion for Anchor Points
Mayor Koontz said that the Town of Hotchkiss has two potential anchor points in mind. Larry Jakubiak asked about a private anchor point and who would have to pay for that. Mayor Koontz said that more discussion is needed on the Broadband topic. Larry asked if sending the anchor point letter meant that the Town was committing to anything. It was discussed that the letter is for the County's budgetary purposes only, because Region 10 and the County need to have numbers to work on their budgets. The letter was read and discussed. Tom Wills noted that the Public Works building could be sold and may not be a good point. Tom also said that the School stated that they would like to be considered as a point. Michelle Haynes, Region 10, stated that the schools were already assumed to be anchor points. Mayor Koontz said that more discussion on Broadband was needed and Region 10's Michelle Haynes said that she would love to come to the Work Session later this month to discuss the plan more.
Larry Jakubiak moved to send the letter stating that the two anchor points that the Town is looking at would be the Town Hall and the Public Works building. Dustyn Foster seconded the motion. The motion was passed with Tom Will opposing.
7. Liquor License Renewals-Tucker Ray LLC
Larry Jakubiak noted that the Operating Manager information was missing from the application. Attorney Nerlin stated that a current copy of the lease needed to be on file with the Town. Mayor Koontz asked Marshal Miller if there were any concerns with this renewal and the Marshal stated that there were no concerns.
Larry Jakubiak moved to approve the Liquor License Renewal with the contingency that the Manager information be supplied and a copy of the lease be submitted to the Town. Tom Wills seconded the motion and it was passed with all in favor.
Note: Current lease is on file at Town Hall.

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 2
10/08/15

7. (cont.) Liquor License Renewal-City Market
Larry Jakubiak noted that #4 on the application was checked stating that there were violations at some of the City Market stores but there were no attachments to say what they were. Attorney Nerlin said that he looked over the violations and none of them were from the Hotchkiss City Market. Marshal Miller said that he has no concerns about renewing this license. Tom Wills moved to approve the Liquor License for City Market. Jim Roberts seconded the motion and it was passed with all in favor.
8. DCED Funding
Trish Thibido and Scott Thomas from DCED (Delta County Economic Development) requested that the Town of Hotchkiss increase the funding they give to DCED from \$500 to \$1000. DCED is a nonprofit organization that helps local businesses receive grants to fund their work and to increase jobs in Delta County. DCED also partners with Region 10 to help County businesses and is working with Region 10 to bring Broadband to the area. Larry Jakubiak said the Town should wait and see what impact the mine closings will have on the Town finances before we commit to more than the \$500. Tom Wills disagreed saying that with the economy the way it is the Town should give DCED \$1000 since economic development is so important and it should be discussed during the budget work session. The Board decided to discuss the subject at the upcoming work session and then let DCED know what decision that they have reached.
9. North Fork Pool Support Letter Request
Lenore Cambria from the North Fork Valley Recreation District gave the Board an update on all of the improvements to the district. Lenore also asked the Board to approve a letter of support that will be sent to Great Outdoors Colorado (GOCO) to request funding for more improvements they would like to make at the pool. The grant request has to be turned into GOCO by November 4th. Lenore said that in addition to the letter, she would like to request a monetary donation from the Town and a donation of in kind labor and equipment to help with completing the project. Lenore encourage anyone that is interested to come and tour the pool and see the positive changes that have been made. If the grant is received, the Recreation District will use the funds to build a shade structure and picnic area that will be available for everyone to use. Public Works Director Mike Owens said that the Public Works crew would be happy to help with equipment and labor but it would depend on the time of year that they are needed. Tom Wills moved to approve writing a letter of support for the GOCO grant with a donation from the Town of up to \$250 and a donation of work and labor to help finish the project. Lindee Cantrell seconded the motion and it was passed with all in favor.
10. Proclamation Petition Request for Shop Hotchkiss Day
Larry Jakubiak stated that he was approached by Linda Tullis about asking the Board to proclaim the second Saturday of every month as Shop Hotchkiss Day. Linda owns the Creamery Arts Center, the center has recently closed and she hopes to reopen in the Spring. Linda wants to promote shopping locally and thinks that this would be a good way to get attention to the idea. Mayor Koontz read the proclamation to the Board. Larry Jakubiak moved to approve the proclamation as read. Jim Roberts seconded that motion and it was passed with all in favor.
11. Hunting Lease Agreement Discussion and Possible Renewal
Mark Stuart has had a lease with the Town since 2006 that allows him to bring hunters onto Town land around the sewer treatment plant. Mark says that he helps many first time hunters get their first deer and also works with disabled veterans. Jerry Thompson holds a farm lease on the same property and Mark said that he should not have any objections to the renewal. Mayor Wendell Koontz had some concerns about the hunting lease and Jerry Thompson's cattle that pasture there. Dustyn Foster works with Jerry and said that he would have him call the Town Hall and let the Town Clerk know his opinion. Attorney Nerlin said that the Board could approve the renewal contingent on a support letter from the farm lease holder, Jerry Thompson. Tom Wills moved to approve the renewal of the Hunting Lease Agreement with Mark Stuart contingent up an letter of support from the Farm Lease Agreement holder, Jerry Thompson.

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 3
10/08/15

11. (cont.) Larry Jakubiak seconded the motion and it was passed with all in favor. Mayor Koontz noted that the Town should think about putting the Hunting Lease Agreement out for bid next year.
12. **Bulldog Booster Club Membership Request**
Dustyn Foster said that if you buy anything from Amazon, you can choose to donate a portion of your purchase to the Bulldog Booster Club through the Amazon Smile Charity. Mayor Koontz said that the Town gave the Booster Club \$500 last year when we renewed our membership. Larry Jakubiak asked if this was the only money that the Town gives to the Booster Club or if they ask for additional donations throughout the year. Larry noted that if other nonprofit organizations request a donation the Town would have to give them the same amount. Tom Wills said he has objection to the membership but wonders about the membership versus donations to a nonprofit organization.
Tom Wills moved to approve the \$500 membership to the Bulldog Booster Club. Dustyn Foster seconded the motion and it passed with Larry Jakubiak opposed.
13. **Road Closure Request-Zombie Fun Run**
Kameal Clark told the Board that she would like to request a road closure on October 31st starting at 10 a.m. for the annual Zombie Fun Run. The closure will be from Hotchkiss Avenue behind the Catholic Church to Cedar and south on Cedar for a least one lane out across the bridge and into part of the dobies. The money raised from the Fun Run goes to the Hotchkiss K-8 Activity Support fund. The road will only be closed for a couple of hours. Larry Jakubiak said that there are no signatures from any of the neighbors on the closure request and asked if they have talked to any of the neighbors in the area. Kameal said that they have not talked to the neighbors but will do that and have them sign off on the form. Marshal Miller said that the Fun Run has not been a problem in the past and he sees no problems with this one. Mike Owens said that the sewer construction could be a problem but thinks that they should be moved on from the area by that time.
Larry Jakubiak moved to approve the street closure for the Zombie Fun Run from 9 a.m. to 11 a.m. on October 31st provided that there are no objections from the neighbors. Tom Wills seconded the motion and it was passed with all in favor.
14. **Consolidated Consulting Services Contract**
Engineer Joanne Fagan said that the Health Department asked for a work order that states that Joanne has a contract with the Town to go forward with the Sewer Line Replacement Project. Larry Jakubiak moved to approve the work order that Engineer Joanne Fagan DBA Consolidated Consulting has with the Town of Hotchkiss for the sewer line replacement upgrade. Tom Wills seconded the motion and it passed with all in favor.
15. **North Fork Creative Coalition Update**
No one was present.
16. **2016 Preliminary Budget**
A date for the Work Session to work on the Budget was set for Tuesday, November 3rd at 6:00 p.m. Before the work session starts the Board will have a presentation by Michelle Haynes from Region 10. (Date change #26)
17. **Town Engineer Report**
Engineer Fagan said that they would like to table the Effluent Line Project and let the Health Department know that just the Sewer Line Replacement Project is going to be done. Mayor Koontz asked if it needed to be replaced in 2018. Engineer Fagan said that just a plan needs to be submitted at that time. Public Works Director Mike Owens said that we would have a 3 year plan by that time and Engineer Fagan said that it will be a 3 to 5 year schedule. Jim Roberts asked how the Sewer Line Replacement was going. Joanne said that they have one manhole base almost set. Joanne said that William's Construction was slow getting out of their last job and will hopefully have manholes stacked and be ready to proceed. Larry Jakubiak said that they are very courteous and helpful. Joanne agreed that they are and said that manholes are hard. William's Construction said that they could do 50 feet a day but they have not got to that stage yet. It is a

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 4
10/08/15

17. (cont.) slow process. Joanne said that there is a drain line running West along Cedar that they did not know about. Mayor Koontz said that it is great to see some progress being made.
18. BLM Resource Management Plan Update
Mayor Koontz said that they are hoping to see the plan out in November but it may be January before the plan is out to the public.
19. Downtown Improvements Discussion
There was no meeting this month. Tom Wills said that the wood flower project is moving forward and they are ready to place the wooden flowers after the live flowers freeze.
20. Delta County Housing Task Force Update
There was no meeting this month. Robbie LeValley did ask that the Town put \$500 in the budget again this year for the housing projects.
21. Hotchkiss Planning Commission Update
Tom Wills said that the work on the Trailer Park Regulations is going slow because it seems like every month they find something new to address.
22. Leroux Creek Planning Update
Tom Wills said that the Kuntz chicken farm plan was reviewed and approved. The Kuntz farm is on Redlands Mesa and is not close to neighbors.
23. Five Minute Public Appearances
Mayor Koontz welcomed Robbie LeValley to the meeting. Mayor Koontz asked Tom Wills to type up something on the ballot question that the Town will have on the November ballot. He asked Tom to not have an opinion but to explain the facts and what the question means. Mayor Koontz would like copies left on the counter in the Town Hall and placed on the Town website. Attorney Nerlin asked to look over anything before it was made available to the public.
24. Department Reports
Public Works Director Mike Owens said that the Health Department will be inspecting the Water Plant tomorrow. Mike said that the Public Works crew helped work on the 'H' and Dustyn Foster got them the bolts to help stabilize it. Mayor Koontz thanked Dustyn and the Public Works crew and Mayor Koontz read a thank you note that Carl Clay sent to him.
Marshal Miller said that the Homecoming Parade will be tomorrow and they are still planning the route to work around the Sewer Line Replacement Project. Marshal Miller said that Deputy Gates Shaklee will be out at training for two weeks at the end of October. There were no questions on Marshal Miller's written report.
25. Hotchkiss Chamber Update
None given.
26. Mayor's Report
Mayor Koontz reported that the Staff and Trustee training last week went well. Mayor Koontz said that the Budget and Broadband Work Session will be on November 3rd at 6:00 p.m. Town Clerk Marlene Searle said that she will be out of town on that day and the Work Session was changed to Monday, November 2nd at 6:00 p.m.
27. Town Clerk Report
Deputy Town Clerk Ginger Redden told the Trustees that the Budget handed out today is very preliminary and will change several times before being adopted.
28. Upcoming Events
Homecoming tomorrow
First Rifle Hunting Season starts Saturday

RECORD OF PROCEEDINGS

Hotchkiss Board of Trustees

Page 5
10/08/15

29. New Business
Tom Wills said he would write up a fact sheet on the Broadband question and send it to Attorney Nerlin so that he could look it over.
30. Consideration of Bills
Lindee Cantrell moved to pay all of the bills as presented. Tom Wills seconded the motion and it passed with all in favor.
31. Executive Session
Lindee Cantrell moved to cancel the Executive Session. Larry Jakubiak seconded the motion and it passed with all in favor.
32. Adjournment
Lindee Cantrell moved to adjourn the meeting at 8:05 p.m. Larry Jakubiak seconded the motion and it passed with all in favor.

Respectfully Submitted,
Ginger R. Redden, Deputy Town Clerk