

## RECORD OF PROCEEDINGS

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Hotchkiss Board of Trustees

March 14, 2019

1. Mayor Wilkening called the meeting to order at 6:30 p.m. Those present were Esther Koontz, John Marta, Pat Medina, Patrick Webb, Sheila Maki and Mary Hockenbery.

Those Present recited the Pledge of Allegiance.

### AWARDING OF TOWN OF HOTCHKISS AND COMMUNITY SCHOLARSHIP

Mayor Wilkening presented the Scholarships to Jesus Macias and Carson Collins.

Jesus will be attending Colorado Mesa University in Grand Junction and will study Pre-Med.

Carson will also attend Colorado Mesa University in Grand Junction and will study Pre-Law.

2. **CONSENT AGENDA**  
**MINUTES FOR FEBRUARY 14, 2019**  
Sheila Maki wanted clarification in item #9 that the Planning Commission is going over the IGA (Intergovernmental Agreement), not with the County yet, just discussing amongst themselves. Sheila Maki moved to approve the minutes for February 14, 2019 with the above noted clarification. Mary Hockenbery seconded. Motion passed.
3. **CONSIDERATION OF BILLS**  
There is a correction to the Willow Heights Irrigation bill. The bill was mistakenly sent to the Town listing only one (1) of the tap fees instead of the five (5) that the Town has. Pat Medina moved to pay all bills with the above noted change from \$117.00 to \$585.00. John Marta seconded, motion passed.
4. **PUBLIC COMMENT**  
None.
5. **OLD BUSINESS**  
**DONATION REQUEST- RURAL PHILANTHROPY DAYS**  
Sheila Maki, Sunshine Knight and Lenore Cambria talked to the Board about the benefits of Rural Philanthropy Days. When Lenore Cambria attended the Rural Philanthropy Days conference in Montrose, she came home with \$896,000 in funding for the North Fork Valley Recreation District for the new ball fields. Sunshine Knight is one of two (2) co-chairs on the Hospitality Committee and discussed the conference, scholarships available and the events that will be held, part in Hotchkiss and part in Paonia.  
After several more minutes of discussion, Esther Koontz moved to approve a donation in the amount of \$500 for Rural Philanthropy Days to put towards scholarships for the non profits businesses in the Hotchkiss area. John Marta seconded. Mayor Wilkening asked if the motion included \$500 in kind and Esther replied no.  
Attorney Nerlin said that if the Board so chose, the motion could be amended or if there was a tie vote then Mayor Wilkening would be the tie breaker. Mary Hockenbery moved to amend the motion to add \$500 of in kind donation. Pat Medina seconded, motion passed with Patrick Webb not voting either way and Sheila Maki recusing herself from the vote since she is part of Rural Philanthropy Days.

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5. OLD BUSINESS (cont.)  
DONATION REQUEST-RURAL PHILANTHROPY DAYS (cont.)  
Patrick Webb said the he felt that the \$500 cash was not enough and would like to give Rural Philanthropy Days at least a \$1000 cash donation and several minutes of discussion was had among the Board of Trustees.  
Patrick Webb moved to amend the first motion and amendment to replace the \$500 cash donation with \$1000 and \$500 in kind donation. With no second, motion died.  
The first motion and the amendment of \$500 cash and \$500 in kind for the donation to Rural Philanthropy Days passed with Sheila Maki recusing herself and Patrick Webb voting for this motion.

### BUILDING CODE UPGRADE DISCUSSION

Attorney Bo Nerlin told the Board that Colorado Code Consulting wants to help several Towns around the area to bring the Building Codes that are currently used to the most recent. Bringing the Building Codes up to date will help the Town receive funding from the Federal Government in the event that the Town has an emergency. The cost to the Town will be around \$4200 and an answer is needed by mid June.

The Board directed Attorney Nerlin to get the Colorado Code Consulting information to the Town Clerk so that a presentation may be heard in the April meeting.

6. PUBLIC HEARINGS  
None

7. NEW BUSINESS  
POSSIBLE AWARDED OF WATER LEASE BIDS  
FIRE MOUNTAIN WATER SHARES

Mayor Wilkening noted that there was only 1 bid for the Fire Mountain Water Shares. The bidder was Baker Ranch, LLC in the amount of \$3.07 per share for a total of \$2603.36 for all 848 shares.

Mary Hockenbery moved to approve the award leasing of the above noted Fire Mountain Water Shares to Baker Ranch, LLC for a 2 (two) Year term with Baker Ranch, LLC also being responsible for any additional increase in cost associated with these shares during the time of the lease. Sheila Maki seconded, motion passed.

### OVERLAND DITCH WATER SHARES

David Kuntz was the only bid for the leasing of the Overland Ditch shares. David would like to lease the shares from the Town at the cost of the yearly assessments to the Town.

Sheila Maki moved to approve the award leasing of the above noted Overland Ditch Shares for a 2 (two) year term to Kuntz Land and Livestock, LLC for the amount of the annual assessment rate and any additional increase in cost associated with these shares during the time of the lease. Esther Koontz seconded, motion passed.

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7. NEW BUSINESS (cont.)

**POSSIBLE AWARDDING OF FARM LEASE BIDS**

Jerry and Julia Thompson of Thompson Farms was the only bid for the leasing of the farm land. Thompson Farms has leased this property since 2003. Smith McKnight ditch water as well as effluent water from the Sanitation Plant is used for irrigation.

Esther Koontz moved to approve the awarding the Farm lease to Thompson Farms for a period of 5 (five) years at a cost of \$3500 per year and any additional cost increase during the time of the lease. Patrick Webb seconded, motion passed.

**POSSIBLE ADOPTION OF TITLE VI FOR RECEIPT OF CDOT AND FEDERAL HIGHWAY FUNDS**

Attorney Nerlin told the Board that there is a new federal mandate stating that a policy like this has to be in place in order to receive CDOT (Colorado Department of Transportation) funding. Esther Koontz moved to adopt Policy Title VI, a nondiscrimination policy for the Town of Hotchkiss. Sheila Maki seconded, motion passed.

**POSSIBLE ADOPTION OF TOWN OF HOTCHKISS PROCUREMENT POLICY**

This item was tabled until the April meeting.

**ORDINANCE 2019-01 FIRST READING-AMENDMENT TO 17.060 OF THE TOWN CODE**

Attorney Nerlin and Marshal Miller explained this Ordinance and the reason for it.

Sheila Maki moved to approve the first reading of Ordinance 2019-01 an Ordinance of the Town of Hotchkiss, Colorado amending the trespass provision of the Town Code 17.060. Mary Hockenbery seconded, motion passed.

At this time Mayor Wilkening asked the Board to schedule a Work Session to discuss a few things that need to be addressed by the Board. Tuesday, April 9th at 6:30 p.m. was the day set.

8. STAFF REPORTS

**TOWN ENGINEER REPORT**

Engineer Joanne Fagan said that the Construction Manager at Risk (CMAR) contractor selection option is on track to be used for the building of the new Public Works shop. DOLA (Department of Local Affairs) approved the CMAR process. Joanne explained that the Manager at Risk option keeps the Contractor involved from the beginning stages of the building to the end. This option could help eliminate change orders and save the Town money as well. Joanne would like to advertise and select a contractor to help finish the design process and start getting a contractor involved. Joanne also said that the application for the grant money is ready to be submitted for the DOLA April grant cycle.

The dome for the new water tank should be ready to set soon and the paint is being rechecked to make sure that there are no issues due to the weather.

The Board directed Engineer Fagan to put out an ad and start the contractor selection process.

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8. STAFF REPORTS (cont.)  
John Marta moved to approve that Engineer Fagan submit the application to DOLA for the April grant cycle opening on April 1st, 2019 for funds to build the new Public Works shop. Pat Medina seconded, motion passed.

### TOWN MARSHAL'S REPORT

Marshal Miller said that it has been a quiet month. He will try to bring a presentation to the April meeting for the County Tax question that will be on the November ballot.

### TOWN PUBLIC WORKS REPORT

The Public Works Department is getting the new land that the Town just purchased cleaned up and have had the street sweeper out. CDOT has been patching Highway 92 but the patches keep popping out due to the weather.

### TOWN CLERK REPORT

None

9. COMMITTEE REPORTS  
John Marta said that there are more Senior Citizens attending the meals.

10. MAYOR'S REPORT  
Mayor Wilkening thanked Mayor Pro Tem Mary Hockenbery for signing the papers for the purchase of the Barrow Mesa property that the Town just purchased.  
The Mayor attended a DCED (Delta County Economic Development) meeting about the opportunity zones.  
Hotchkiss Prosperity Plan is going well.  
CDOT had their quarterly meeting.

11. POSSIBLE ITEMS FOR THE NEXT AGENDA  
None

12. ADJOURNMENT  
Pat Medina moved to adjourn the meeting at 8:35 p.m. Sheila Maki seconded, motion passed.

Respectfully Submitted,  
Ginger R. Redden, Deputy Town Clerk