

COLLBRAN BOARD OF TRUSTEES MEETING

Tuesday, March 4, 2008

REGULAR MEETING
7:30 p.m. Collbran Town Hall

Before the meeting was called to order, Trustee David Schuman addressed the Board, staff, and citizens to announce his immediate resignation as Trustee. He expressed his love for the community, but stated at this time in his life he did not have time to dedicate as a Trustee and could not continue to be the token 'no' vote. He believed the employees were asked to give away their knowledge, abilities, and skills for free and requested salary increases were deserved. He appreciated the opportunity to serve the community.

The regular meeting of the Collbran Board of Trustees was called to order at 7:37 p.m. by Mayor Frank Jones. The Pledge of Allegiance was recited.

PRESENT ON ROLL CALL: Yes - Trustees Ed Satterfield, Roland Hall, Lee Lent, Rachel Maigatter, Mayor Frank Jones; Rich Sharples – absent; David Schuman - resigned

OTHERS PRESENT: Edith Ann Power, Manager/Clerk; Jim Neu, Town Attorney; Adam Appelhanz, Marshal; Mike Wilkerson, Deputy Marshal; Joe Fox, Public Works; Vic Sturm, Land Use; Kayla Fox, Teri Appelhanz, Brad Osburn, Gene Stricklan, Debbie Desmarteau, Gene Scott, Mike Ralston, Rick Lucas, Cindy Price, Debbie Hamm, Keith Todd, Rochelle Lawton, Joe Lawton, Janice Satterfield

CONSENT AGENDA

MINUTES: February 5, 2008 Regular Meeting; February 7, 2008 Special Meeting

The Special Meeting of February 7 was held on Thursday rather than Tuesday as printed. The correction was noted. Mayor Jones clarified that the job descriptions that were put in place in August 2005 were assembled by a volunteer and were not written by a hired professional firm as had been stated numerous times at the February 5, 2008 regular meeting of the Board of Trustees.

Trustee Lent moved to approve the minutes of the February 5, 2008 Regular Meeting and the February 7, 2008 Special meeting as corrected; seconded by Trustee Maigatter

ROLL CALL: Yes - Hall, Jones, Lent, Maigatter, Satterfield

BILLS AND EXPENDITURES

Staff answered several questions regarding expenditures. Repairs were made to the Fairgrounds tractor because of safety concerns.

Trustee Satterfield moved to approve the bills and expenditures as presented; seconded by Trustee Hall

ROLL CALL: Yes - Hall, Jones, Maigatter, Satterfield
No – Lent

CITIZEN COMMENT

There were no citizen comments.

STAFF REPORTS

MARSHAL: The Marshal was not available at the time for a report.

PUBLIC WORKS: GeoTechnical Engineering Group has begun engineering for projects included in the DOLA utility upgrade grant. The first priority will be raw water piping. The two year inspection determined the Main Street and Buzzard Creek bridges to be sound. The approach to the Plateau Creek Bridge on Main Street has deteriorated. The energy companies have pledged funds to make proper repairs when the frost is out of the ground. Road base will be applied until then. Bridge rail repairs on both bridges will be completed soon. Public Works employees will attend wastewater training next week. Supervisor Fox attended an emergency management meeting. The Town will be receiving 1,000 sand bags at no cost from Mesa County in anticipation of heavy runoff from snow melt.

MANAGER: The Mayor and Manager met with energy industry representatives who will be gathering funds to assist the Town with impact needs. The GOCO grant has been resubmitted for Terrell Park improvements. Manager Power asked for direction from the Board concerning publication costs. The consensus of the Board was to continue duplicate publishing in the PV Times and the GJ Daily Sentinel. See attached written report.

ATTORNEY: Attorney Neu will have a boundary line confirmation agreement at the April meeting for Board approval to clarify the 30 foot easement to the springs pump house which is adjacent to the eastern boundary of the Mark/Jeanette Sullivant property to correct a surveying error of the past. Sullivant will pay all associated costs. The Plateau Valley School District #50 is unwilling to assume ownership and maintenance of the sewer lift station and the forced sewer main to the plant even though it serves only the school. Attorney Neu will draft a lift station surcharge ordinance for passage at the April Board meeting to begin collecting funds to cover future maintenance and replacements. A signed and recorded agreement between the Town of Collbran and Miles McDaniels confirms the McDaniels property is subject to all sewer charges dictated by ordinance.

ITEMS ON THE AGENDA

APPROVE RESOLUTION NO. 4, SERIES OF 2008

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF COLLBRAN, COLORADO SUPPORTING THE AGREEMENT BETWEEN THE TOWN OF COLLBRAN AND THE STATE BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND

GOCO is requiring this resolution to accompany all GOCO grant applications.

Trustee Satterfield moved to approve Resolution No. 4, Series of 2008; seconded by Trustee Lent.

ROLL CALL: Yes - Hall, Jones, Lent, Maigatter, Satterfield

HOSPICE SPRING SWING DONATION REQUEST

Cindy Price, representing Plateau Valley/DeBeque Hospice & Palliative Care of Western Colorado, requested a donation for the annual Spring Swing event.

Trustee Satterfield moved to donate \$250 to the Hospice Spring Swing; seconded by Trustee Maigatter

ROLL CALL: Yes - Hall, Jones, Lent, Maigatter, Satterfield

MUNICIPAL JUDGE REQUEST – CONFERENCE EXPENSES

Manager Power reported on past conference expenditures for Judge Mueller to attend the annual CMJA conference.

Trustee Maigatter moved to approve expenditures and lodging costs not to exceed \$400 for Judge Mueller to attend the CMJA conference; seconded by Trustee Satterfield

ROLL CALL: Yes - Hall, Jones, Maigatter, Satterfield
No – Lent

KEITH TODD – WATER/SEWER TAPS

Attorney Neu declared a letter from Town Administrator Bruce Smith dated August 9, 2001 to then owners Joe and Rochelle Lawton offering them taps for easements constitutes legal conveyance in the Lawton Subdivision. Those taps were then conveyed from Mark Fenn to Keith Todd owner of Lot 1.

Trustee Maigatter moved to accept the best evidence we have of the chain of title for water and sewer taps to Lot 1 of the Lawton Subdivision; seconded by Trustee Lent

ROLL CALL: Yes - Hall, Jones, Lent, Maigatter
Abstain – Satterfield

CLARIFICATION OF ORDINANCE NO. 8, SERIES OF 2007 – SEWER OVERAGE

The Board of Trustees approved Ordinance No. 8, Series of 2007 at the October regular meeting of the Board of Trustees without a clear understanding of the sewer overage charge. Direction was given to Attorney Neu to amend Ordinance No. 8, Series of 2007 to delete the sewer overage charge.

APPROVE ELECTION JUDGE STIPEND

Because the April election is a mail ballot, election judges will be required to attend approximately two hours of training and approximately two hours of ballot counting after the polls close on April 1, 2008.

Trustee Satterfield moved to approve the election judge stipend of \$50.00; seconded by Trustee Hall

ROLL CALL: Yes - Hall, Jones, Lent, Maigatter, Satterfield

COMMENTS FROM MAYOR AND TRUSTEES

Trustee Lent suggested and the mayor directed staff to submit written reports to the Board.

EXECUTIVE SESSION – Legal Advice on Specific Legal Questions

C.R.S. 24-6-402 (4) (b)

Trustee Maigatter moved to proceed to executive session; seconded by Trustee Hall

ROLL CALL: Yes - Hall, Jones, Lent, Maigatter, Satterfield

The Board went to executive session at 9:40 p.m.
The Board returned to the regular meeting at 11:17 p.m.

ADJOURNMENT

Trustee Satterfield moved to adjourn the meeting at 11:18 p.m.; seconded by Trustee Maigatter

ROLL CALL: Yes - Hall, Jones, Lent, Maigatter, Satterfield

Approved

Clerk