

Collbran Board of Trustees Meeting Minutes

Tuesday, January 7, 2014

Regular Meeting

7:00 PM Collbran Town Hall

The regular meeting of the Collbran Board of Trustees was called to order at 7:00pm by Mayor Frank Jones. The Pledge of Allegiance was recited.

PRESENT ON ROLL CALL: Trustees: Stricklan, Stewart, Dorman, Satterfield, and Mayor Jones.

ABSENT: None

OTHERS PRESENT: Administrator Farrar, Treasurer/Clerk Phillips, Marshal Appelhanz, Jim Fritz, Amos Sprase, Daniela Craig, Tilether Bender, and Tamara Entwistle.

APPROVAL OF MINUTES

MOTION: Trustee Stricklan moved to approve the minutes from December 3, 2013; seconded by Trustee Dorman.

ROLL CALL VOTE: 5 Yes votes– Stewart, Dorman, Satterfield, Stricklan, and Jones. 0 No votes. Motion passed.

PERSONS PRESENT NOT ON AGENDA

None

NEW BUSINESS

RESOLUTION NO. 1, SERIES 2014: A Resolution of the Board of Trustees of the Town of Collbran, Colorado, Establishing the Time and Date for the Regular Meetings of the Board of Trustees and the Official Posting Place for Town Notices.

Admin. Farrar informed the Trustees that the official posting place is proposed to be changed from previous years from inside town hall to the bulletin board outside of Town Hall where the public has better access to the information.

MOTION: Trustee Stricklan moved to approve Resolution No. 1, Series 2014; seconded by Trustee Satterfield.

ROLL CALL VOTE: 5 yes votes – Dorman, Satterfield, Stricklan, Stewart, and Jones. 0 no votes. Motion passed.

REQUEST BY AXIA ENERGY FOR ONE YEAR RENEWAL OF COLLBRAN FAIRGROUNDS LICENSE FOR TRUCK CHAIN-UP AREA.

Admin. Farrar explained that the agreement needed to be updated. The new agreement will commence on January 1, 2014 and will expire on April 30, 2014. Representatives of Axia were not present at the meeting, but Admin. Farrar emailed the agreement to Axia and requested that they let him know if it was satisfactory. Axia had not communicated back to Admin. Farrar by the time of the meeting. Trustee Satterfield noted that he liked the wording of the new agreement; he wanted to make sure that customer access to the Water General was not blocked by Axia trucks.

MOTION: Trustee Satterfield moved to approve the license agreement with Axia Energy as written for a truck chain-up area at the Plateau Valley Fairgrounds; seconded by Trustee Dorman.

ROLL CALL VOTE: 5 yes votes – Satterfield, Stricklan, Stewart, Dorman, and Jones. 0 no votes. Motion passed.

DISCUSSION ABOUT COLLBRAN AUDITORIUM FEES.

Admin. Farrar explained that the auditorium has been losing money every winter because of the heating costs as a result of poor insulation in the building. Trustee Satterfield said he believed that the establishment of a Parks and Recreation District would take care of these problems by creating an ongoing sustainable revenue source for this and other facilities. Mr. Farrar stated he was investigating a possible area wide survey on the Park and recreation District that would include facilities like the auditorium to gauge the sentiments of the area population. Trustee Dorman asked if a survey could include a question about whether the auditorium should be closed in the winter because of the high heating costs. Trustee Stricklan asked the Board to consider lowering Clint Dennison's (Dennison County Line) monthly rental fee from \$100 to \$60, because that is all he typically collects during his shows. Trustee Satterfield suggested that \$40 minimum be due each month in addition to whatever else is collected at the show. Mayor Jones asked how we deal with others that want to rent the auditorium in the winter when the rates are \$250. Mr. Farrar suggested that this topic will be discussed at the DOLA Economic Development Meeting in January. The Board agreed on a \$40 per month payment by Mr. Dennison because he provides monthly music for the dances at the auditorium which is a community benefit. Mr. Farrar suggested that additional donation jars be placed at the dances to encourage additional donations. The Trustees requested that donations in excess of the \$40 fee be contributed to the town to use toward auditorium expenditures, and at the same time preventing Mr. Dennison from having to pay the rental fee out of his pocket (as long as donations reach the \$40 amount). Admin. Farrar and the Board agreed to work on what to do about the one-time rentals in the near future.

PRESENTATION BY JIM FRITZ REGARDING A RECREATIONAL MARIJUANA STORE.

Jim Fritz informed the Board that his attorney, Jon D. Levin, suggested that he come before the Board to reassert that he should be first in line to open a recreational marijuana store in the Town of Collbran when the moratorium ends on July 15, 2014. Mr. Fritz said that he had spent \$12,000 over the course of four months trying to comply with statewide legal requirements, set up his business, and was not able to open a facility. He was not able to obtain a refund from the state. He said that he operates a greenhouse and took in only \$180 worth of receipts for a whole season at his nursery on

sales of flowers and tomatoes. Admin. Farrar informed Mr. Fritz that there is no priority list that exists even if the Board decides on allowing retail marijuana after the July 15, 2014 moratorium.

MAYOR REPORT

Mayor Jones stated that he received positive feedback about Cowboy Christmas that was on December 21, 2013; several people asked him if we will do it again next year. Trustee Satterfield mentioned that attendees really enjoyed the fireworks and thought this might be a better time of year to conduct them annually. The Board further discussed all of the favorable aspects of Cowboy Christmas and looked to the future.

ADMINISTRATOR REPORT

Admin. Farrar discussed modifications that Encana wanted to make to their Watershed District Permit No.4-11 agreement which requires surface and groundwater testing. There are two sites on which Encana would like to forego testing on. One site is a dry well owned by the Ute Water District. The other site is on private land and the owner does not want the test results released to the town. After speaking with Jim Neu, Town Attorney; and Jeff Simonson of SGM, who prepared the watershed permit recommendations; Mr. Farrar suggested waiving the testing for this fourth quarter, but it would be necessary to further discuss the issue before consideration of any modifications would be made to the agreement. Mr. Farrar mentioned that the Encana gas well has been completed and it is already in production; he also stated that Encana will need to ultimately get Collbran the surface water test results. Mr. Farrar said that he will put together a letter of response to Encana stating that we will waive testing until Spring, and that Collbran will need to review the service water test results that Encana obtained from the service water on the private land before any consideration of test waivers could be made.

Admin. Farrar mentioned that the next Colorado Department of Local Affairs Economic Development Meeting will be at Collbran Town Hall on Tuesday, January 28, 2014.

Mr. Farrar brought up the topic of mail ballot elections. He said there were changes to state law in 2013 that will make mail ballot elections more difficult to conduct. Mr. Farrar mentioned that mail ballot elections usually have better voter turnout. The Board agreed that mail ballot elections achieve better voter participation. The Board did not discuss the difficulties of conducting a mail ballot election due to the recent changes in the law. Staff will continue to monitor this issue and will pursue a mail ballot election with Mesa County.

APPROVE EXPENDITURES

Trustee Stricklan commented that \$1,600 was spent for snow removal (Marc S. Laird Construction). He would like Public Works to deal with more of the snow removal if they have the time. Admin. Farrar mentioned that he talked to Public Works and they had nowhere else to put the snow, so he okayed them to have somebody haul snow away as long as no more was spent than what was in our budgeted line item for snow removal.

In noticing the Parks repairs and maintenance \$506.75 expenditure from U.S. Tractor & Harvest, Trustee Stricklan mentioned that he wanted to make sure that the arena groomer at the Fairgrounds

would be maintenance before it is needed this Spring. Admin. Farrar informed the Board that Public Works had already come to him about this and that they have already taken care of it.

Tamara Entwistle asked the Board if a Deputy Marshal position was budgeted for 2014. Admin. Farrar informed her that a full time position, as well as uniforms and equipment needed, are budgeted.

MOTION: Trustee Stricklan moved to approve Town expenditures from December 4, 2013 through January 7, 2014; seconded by Trustee Dorman.

ROLL CALL VOTE: 5 yes votes – Stricklan, Stewart, Dorman, Satterfield, and Jones. 0 no votes. Motion passed.

The board further discussed the topic of the Deputy Marshal position with Mrs. Entwistle. She wanted to know why a second full-time Marshal was needed; the Board defended the need for the position.

Mayor Jones wanted the Town to send a thank you note to the Debeque Marshals for their help while Marshal Appelhanz was sick.

ADJOURNMENT

MOTION: Trustee Dorman moved to adjourn the meeting; seconded by Trustee Stricklan.

NON-ROLL CALL VOTE: 5 yes votes – Stewart, Dorman, Satterfield, Stricklan, and Jones. 0 no votes. Motion passed.

Meeting adjourned at 8:24pm.

Approved

Attest