

## **Collbran Board of Trustees Meeting Minutes**

**Tuesday, May 5, 2015**

**Regular Meeting**

**7:00 PM Collbran Town Hall**

The Regular Meeting of the Collbran Board of Trustees was called to order at 7:03pm by Mayor Jones. The Pledge of Allegiance was recited.

**PRESENT ON ROLL CALL:** Trustees Schowalter, Sturm, Entwistle, Dorman, and Mayor Jones.

**ABSENT:** none

**OTHERS PRESENT:** Administrator Farrar, Treasurer/Clerk Phillips, Marshal Appelhanz, Tamera Clark, Lew Evans, Tilda Evans, Margaret Eversole, and Beatrice Link.

### **APPROVAL OF MINUTES**

**MOTION:** Trustee Entwistle moved to approve the Minutes from the Regular Meeting on April 7, 2015; seconded by Trustee Sturm.

**ROLL CALL VOTE:** 5 Yes votes – Sturm, Entwistle, Dorman, Schowalter, and Jones. 0 No votes. Motion passed.

### **PERSONS PRESENT NOT ON AGENDA**

No one came forward.

### **DISCUSSION AND DECISION ON MARIJUANA MORATORIUM ORDINANCE**

Admin. Farrar reminded the Board that the current recreational marijuana moratorium expires on July 15, 2015. He said that last year the moratorium was for one year in order to afford time to see what transpires in the Town of DeBeque and their dealings with the use. Admin. Farrar recounted his experience with DeBeque (he is DeBeque's contract planner) and their experience with legalized marijuana. He said that the land use process hasn't been too difficult. He also mentioned that based on casual observation people from out-of-town and some from out-of-state are frequenting the one operating marijuana shop. Admin. Farrar said that if marijuana were legal in Collbran, there would probably be one store based on perceived market demand. He said that the results from the advisory question on the April 2014 ballot in Collbran showed 61.9% of voters supported prohibition on marijuana. Mayor Jones said that there are various options for marijuana including testing, manufacturing, retail, growing, etc. Admin. Farrar mentioned that he understood that mobile testing facilities exist to serve the need. Trustee Entwistle said that she organized a medical marijuana workshop in the community years ago. Admin. Farrar described his observations of grow facilities; there are substantial electrical demands and there is a need for water, but little wastewater is generated because they are typically efficient with water use. He said a grow facility might locate in Collbran because Mesa County prohibits it, but such a facility may require a larger space that may not be available in town. Admin. Farrar mentioned that a fixed location would be better than a mobile unit if testing facilities were located in Collbran. Marshal Appelhanz was at a class recently and an attorney suggested that the City/County of Denver and Boulder County had the strictest local

regulation marijuana laws. Marshal Appelhanz mentioned that marijuana laws remain in a state of flux and over the next six months the State has mentioned that the marijuana laws are likely to change significantly and may continue to do so. Admin. Farrar suggested inviting Town Attorney Jim Neu to the next Board meeting to offer information. Mayor Jones suggested monthly workshops. Admin. Farrar said that Mr. Neu has experience with marijuana regulations and that would be the best place to start.

**MOTION: Trustee Dorman moved to have an ordinance written that extends moratorium on the temporary ban on the operation of marijuana establishments pursuant to Amendment 64 until July 15, 2016; seconded by Trustee Schowalter.**

**ROLL CALL VOTE: 5 Yes votes – Entwistle, Dorman, Schowalter, Sturm, and Jones. 0 No votes. Motion passed.**

Mayor Jones asked Admin. Farrar to set up a workshop with Town Attorney Jim Neu and the Board on Tuesday, June 9 from 4pm - 6pm.

### **ARENA USER GUIDE**

Admin. Farrar asked if the Arena Advisory Committee (AAC) had any questions regarding the User Guide. Tammy Clark, President of the AAC, said the Committee did not have any further input.

**MOTION: Trustee Schowalter moved to approve the Plateau Valley Fairgrounds, Collbran, CO User Guide as presented; seconded by Trustee Sturm.**

**ROLL CALL VOTE: 5 Yes votes – Dorman, Schowalter, Sturm, Entwistle, and Jones. 0 No votes. Motion passed.**

### **ARENA ADVISORY MASTER PLAN PROPOSAL FROM NORRIS DESIGN**

Admin. Farrar said that Collbran only received one proposal from Norris Design in response to the mailed and published request for proposals (RFPs); Norris Design worked with Steamboat Springs and Grand Junction on their projects. Norris Design's price is \$58,600; the Town's budgeted amount is \$40,000. Admin. Farrar said that he checked with the Great Outdoors Colorado (GOCO) and explained the process of soliciting proposals and the result. GOCO was satisfied with the process and said they wouldn't require Collbran to do another RFP. Administrator Farrar recommended interviewing Norris Design; he said that with the Board and committee input, he would work with Norris Design to modify the scope of work to bring the price more in line with the budgeted amount. Admin. Farrar said that he would meet with the AAC on Tuesday, May 12 at 6:30pm at Town Hall preceding the 7pm AAC meeting.

### **REVIEW OF YEAR END 2014 AND 1<sup>ST</sup> QUARTER 2015 FINANCIALS**

Admin. Farrar said that according to the unaudited year-end financials, the Town put \$72,000 in the bank for fiscal year 2014. He said the General Fund and the Water Fund were within budget and in good shape. He mentioned that the Sewer Fund was \$15,000 overspent based on the budgeted amount due to the main repairs that were approved by the Board and completed late last year. Admin. Farrar asked Treasurer/Clerk Phillips to briefly explain how the tax revenue comes to the Town in fiscal year 2015. He said that in the 1<sup>st</sup> quarter, there would be only one Town sales tax remittance, since the tax from January doesn't arrive until the second week of March. He also mentioned that the 1<sup>st</sup> quarter financial

report would show the Town's January and February Town portion of County sales tax only; March's wasn't recognized until the second week of April.

## **STAFF REPORTS**

### **Town Administrator**

Admin. Farrar mentioned that he is working with Mesa and Garfield counties and their respective municipalities on funding to broadband service needs including how better service could be extended to Collbran.

Admin. Farrar updated the Board about the West Salk Creek Landslide Community Meeting he participated in. He reported that there has not been much activity in the slide area. He said that West Salt Creek has been surfacing in areas and that a three-tiered warning system had been developed to notify the public.

Admin. Farrar said that the Mesa County Commissioners and Collbran Board of Trustees tour of County Road 330 East has been scheduled on Friday, May 29 between 10:00 AM and 1:00 PM. He said that all three county commissioners and staff plan to be in attendance and encouraged the Trustees to attend.

Admin. Farrar said that there have been people living in the residence at 2010 High Street for a few months with no running water or sewer. He said that Town Attorney Jim Neu recommended that the Trustees appoint him as the Collbran Building Official to work in conjunction with the Mesa County building official (Collbran's contract building inspection agency) to pursue remedies. Marshal Appelhanz said that the owner lives in Rangely and the Marshal's office contacted him. The Board voted to appoint Admin. Farrar Collbran's Building Official.

Admin. Farrar said that he spoke with Town Water/Wastewater Operator Tom Kachin about the renewal of Collbran's Wastewater Discharge Permit. He said that the Town is working with Westwater Engineering on the matter. Admin. Farrar mentioned the State's recommended conditions are more stringent than then the staff believes is necessary to ensure public safety. Westwater Engineering and staff will be proposing alternative permit requirements to the Colorado Department of Public Health and Environment.

Admin. Farrar mentioned that Mark Sullivant had approached him with concerns about water testing results on his well, and irrigation ditch and Buzzard Creek. Mr. Sullivant was concerned about results from test results delivered to the Town from Laramie Energy near their drilling pad. Admin. Farrar said he sent both the Laramie and Sullivant water test results to the Colorado Oil and Gas Conservation Commission (COGCC) because they are the agency charged with reviewing and responding to concerns and/or problems related to oil and gas. No complaint has been filed by Mr. Sullivant with the COGCC.

Trustee Sturm mentioned that he found information about flagpoles that cost \$1,800 each (for the Fairgrounds). Administrator Farrar said he had delivered that information to Public Works. Trustee Schowalter mentioned that the clean-up day at the Fairgrounds is planned for next Friday (May 29) and June 5.

### **Town Marshal**

Marshal Appelhanz said that Mesa County had called him recently on an assist. He said that he had to deploy his Taser and he wanted the Trustees to be aware of that.

Marshal Appelhanz said that Deputy Marshal Mitchell and he attended School Resource Officer (SRO) training recently. He said that they also recently attended a pipeline safety class.

Marshal Appelhanz mentioned that a Mock DUI was performed at P.V. School on April 23. He said that Care Flight participated. He said that the successful event had the students talking about it at home. Marshal Appelhanz said that it was the first Mock DUI exercise that was conducted in the Valley in almost ten years; he said he hopes to do them in the future frequently enough so all students can experience this activity at least once while they are in high school.

Marshal Appelhanz said that the P.V. School Prom this year went fine and had no issues. He also mentioned that those who attended Safe Prom afterwards had a good time.

Trustee Entwistle mentioned that Joyce Chicos was wondering if Mayor Jones could attend the Cancer Walk on Sunday, May 24 at the Fairgrounds to represent the Town. Mayor Jones said he would check his schedule.

### **APPROVE EXPENDITURES**

**MOTION: Trustee Sturm moved to approve the expenditures for the Town of Collbran from April 8, 2015 through May 5, 2015; seconded by Trustee Entwistle.**

**ROLL CALL VOTE: 5 Yes votes – Schowalter, Sturm, Entwistle, Dorman, and Jones. 0 No votes. Motion passed.**

### **ADJOURN**

**MOTION: Trustee Entwistle moved to adjourn the Town of Collbran Board of Trustees Regular Meeting of May 5, 2015; seconded by Trustee Sturm.**

**ROLL CALL VOTE: 5 Yes votes – Sturm, Entwistle, Dorman, Schowalter, and Jones. 0 No votes. Motion passed.**

The Regular Meeting adjourned at 8:44pm.