

Collbran Board of Trustees Meeting Minutes

Tuesday, June 2, 2015

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 Jones. The Pledge of Allegiance was recited.

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

ABSENT: Trustee Entwistle. Admin. Farrar mentioned that Trustee Dorman turned in a letter of resignation on June 26.

OTHERS PRESENT: Administrator Farrar, Treasurer/Clerk Phillips, Marshal Appelhanz, Town Water/Wastewater Operator Tom Kachin, Tamera Clark, Lew Evans, Tilda Evans, Margaret Eversole, Eugene Stricklan, Mark Sullivant, and Jeanette Sullivant.

APPROVAL OF MINUTES

MOTION: Trustee Sturm moved to approve the Minutes from the Regular Meeting on May 5, 2015; seconded by Trustee Schowalter.

ROLL CALL VOTE: 3 Yes votes – Sturm, Schowalter, and Jones. 0 No votes. Motion passed.

PERSONS PRESENT NOT ON AGENDA

Eugene Stricklan asked if the Town had plans to build a bathroom at Lilac Park. Mayor Jones said that restrooms are shown in the Downtown Master Plan. Admin. Farrar said that no bathrooms are included in the Town's 2015 Budget, and there are no plans to build a bathroom at Lilac Park in 2015. Mr. Stricklan suggested that the bulk water machine at the Fairgrounds could be moved to Lilac Park instead of building a bathroom there; he said that public bathrooms attract vandals and thus require more Town employee time.

Mark Sullivant told the Trustees that he's concerned about possible Buzzard Creek water contamination and specifically e-coli; he said he had raw water test results from Buzzard Creek and identified several compounds from the report. Admin. Farrar stated that he sent Mr. Sullivant's 2011 water test results to Carlos Lujan at the Colorado Oil and Gas Conservation Commission office in Rifle. These were the only water test results that Ms. Jeanette Sullivant had given him. Admin. Farrar said that he sent the more recently provided Sullivant 2013 & 2015 water test results to Mr. Lujan to analyze for indications of hydrocarbons or other materials related to oil and gas extraction. Mr. Farrar emphasized that the Collbran municipal potable water supply is thoroughly tested on a regular and frequent basis. Collbran municipal potable water meets or exceeds all EPA and State of Colorado required quality standards.

WATER DISCUSSION – Margaret Eversole

Margaret Eversole mentioned that Keith Encke of Public Works had been helpful in answering her questions about municipal water. Admin. Farrar said that the annual Town of Collbran Consumer

Confidence Report (CCR) will be mailed to all water system customers in June. The CCR's list various water quality parameters that are tested and notes any "detects" and/or violations of water quality standards. This report is mailed to all customers every year. Collbran has excellent quality potable water. Ms. Eversole asked about water consumption and if per capita use has gone down since 2008. Mayor Jones noted that there is a three-mile watershed protection area that includes certain protections for the town's raw water supply. Admin. Farrar said that Collbran utilizes regulatory Watershed Protection Plan to manage uses within the watershed to avoid pollution and a second advisory document, the Plateau Valley Source Water Protection Plan, as a guide to water source protection. Ordinance 8, Series 2010 is the Watershed Protection Ordinance and it spells out the regulations associated with development in the watershed that includes requirements for obtaining watershed permits. Ms. Eversole asked several questions about watershed management and used some examples. Mr. Farrar noted that the Town of Collbran will enforce the provisions of their watershed ordinance but the Town is not staffed to actively patrol the watershed for violations. He noted that this is typical of many other communities because watersheds cover a vast area. Violations are typically addressed on a complaint basis or if they are observed by staff or residents. Typically, watershed permits are processed when an energy company wants to drill in the watershed. All citizens are encouraged to report activities that could jeopardize water supplies. Trustee Schowalter asked specifically about the Town's drinking water sources. Town Water/Wastewater Operator Tom Kachin said that Buzzard Creek Springs #1, 2, and 4 is the Town's primary water source. Ms. Eversole asked if the Town might pursue a grant to fund any identified improvements to the Town's water treatment facility. Operator Kachin said disinfectant byproducts are tested quarterly and all results are within the state required standards. Ms. Eversole asked whether watershed permits have been issued or if violations have been detected since approval of the Ordinance. Admin. Farrar said that no new permits have been applied for/issued nor have violations been since identified during his time with the Town. All Collbran municipal possible water meets or exceeds State mandated water quality standards. Ms. Eversole asked about the method of wastewater treatment. Admin. Farrar said Collbran has an aerated sewer lagoon system, and is currently going through a re-permitting process with the State health department. Other discussion took place about the regulations becoming stricter each year and the compliance process. Ms. Eversole asked about disposing of sludge from the sewer lagoons. Mr. Kachin replied that the sludge has not been removed since lagoons were built, and it is regularly monitored. The existing sludge levels do not affect lagoon performance. It was noted that at some point in the future, the Town would have to remove the sludge in the lagoons at considerable expense. Ms. Eversole inquired about using the sludge for fertilizer. Mr. Kachin said that land application requires permitting, substantial testing and there are strict regulations on the use of sludge. Admin. Farrar offered a facility tour to Ms. Eversole. He also said that the Colorado Department of Public Health and Environment could also help with questions. Admin. Farrar made it clear that if someone reports a violation in the Town's watershed, it will be investigated and pursued as necessary. He said the Colorado Oil and Gas Conservation Commission's website has a complaint section on which anyone can file complaints about water problems associated with oil and gas operations. Mark Sullivant said that water trucking companies are responsible during transport for the produced water from oil and gas operations. Admin. Farrar mentioned that the COGCC, Mesa County Health Department, and the CDPHE are other agencies to contact and work with regarding water quality. Admin. Farrar asked Mr. Sullivant had filed a complaint with COGCC; he said he had not. Mr. Sullivant speculated about a toxic chemical plume might be coming down-valley. Admin. Farrar mentioned that the State has added additional regulations in recent years to address oil and gas water quality concerns.

MAIN STREET CLOSURE PERMIT, JULY 3rd and 4th – Tamera Clark

Tamera Clark appeared before the Trustees and requested street closure on Friday, July 3 from Main/High Street to Short Street between the hours of 4p – 5p for the Running of the Horses, and 8p – 12a for the Street Dance; and on Saturday July 4 between the hours of 9a – 11a for the Parade, 4p – 5p for the Running of the Horses, and 8p – 12a for a second possible Street Dance after the fireworks. Admin. Farrar requested that she work with Public Works regarding street closure barricades and other items. He said that with this condition, the staff recommends permit approval. Ms. Clark informed the Board that Heritage Days is not going to have a beer garden.

MOTION: Trustee Schowalter moved to approve the Street Closure Request for Main Street on July 3rd and 4th as presented, with coordination with Public Works regarding the barricades; seconded by Trustee Sturm.

ROLL CALL VOTE: 3 Yes votes – Schowalter, Sturm, and Jones. 0 No votes. Motion passed.

Lew Evans complimented the people who helped for the recent Fairgrounds Clean-up Day. Trustee Schowalter mentioned the recent Will Kennon Memorial Rodeo went well. Ms. Clark handed Heritage Days brochures to the Board.

ORDINANCE NO. 3, SERIES 2015 – AN ORDINANCE OF THE TOWN OF COLLBRAN, COLORADO EXTENDING THE TEMPORARY BAN ON THE OPERATION OF MARIJUANA ESTABLISHMENTS PURSUANT TO AMENDMENT 64 UNTIL JULY 15, 2016

MOTION: Trustee Schowalter moved to approve Ordinance No. 3, Series 2015 to extend the temporary ban on the operation of marijuana establishments pursuant to Amendment 64 until July 15, 2016; seconded by Trustee Sturm.

ROLL CALL VOTE: 3 Yes votes – Sturm, Schowalter, and Jones. 0 No votes. Motion passed.

Mayor Jones pointed out that there will be a Trustee work session on Tuesday, June 9 about marijuana regulations. Admin. Farrar said that Town Attorney Jim Neu will be present. Mayor Jones asked Marshal Appelhantz if he would be able to attend the 4pm work session. Admin. Farrar said a utility rate work session will take place after the marijuana regulation discussion concludes.

RESIGNATION OF TRUSTEE DORMAN AND DISCUSSION ABOUT POSITION REPLACEMENT

Admin. Farrar said that Trustee Dorman delivered her resignation letter. He outlined the options for trustee replacement as follows: Hold an election or make an appointment at a regular meeting. If the appointment is not made within 60 days, the Trustees are required to hold an election. Admin. Farrar recommended that the Town post notice of the vacancy and solicit letters of interest; he said candidates could come to the July 7 Regular Meeting and the Board can interview them. Mayor Jones mentioned that the Mayor Pro-Tem position will need to be addressed as well. Mayor Jones said he would like the Trustee vacancy to be posted in Town. He proposed the interest letter deadline be Friday, June 26 by 5pm.

STAFF REPORTS

Town Administrator

Admin. Farrar noted that Mesa County is at a level 1 alert on the West Salt Creek Landslide. He said that Mesa County is continuing to monitor the area. He said that he reaffirmed to Andy Martsof, Mesa County's Emergency Manager, that the County is the primary information source to the public and that Collbran does not want to get in the way of their public information announcements. Admin. Farrar mentioned that a level 2 alert means to be prepared to evacuate if conditions worsen, and level 3 means to evacuate immediately. He said if a level 2 alert is issued, he will contact the County to ask what they would like us to do. Mayor Jones mentioned that if a level 2 alert is issued, a reverse 911 call would be made to those potentially affected.

Admin. Farrar updated the Board about the Highway 330 East tour that took place Friday, May 29 with the Mesa County Commissioners, Mayor Jones, Trustee Sturm, and others. He said that they had a picnic at the top of the Silt cut-off and discussed having that road upgraded to an all-weather driving surface with better maintenance so it could be used more often.

Town Marshal

Marshal Appelhanz asked the Board if they had any questions regarding his monthly report. He said he and Deputy Marshal Mitchell attended a comprehensive DUI class in Rifle in May. Marshal Appelhanz mentioned that a sergeant in Garfield County had informed him that they have decommissioned five patrol cars. He said that he offered the Town to go through their equipment to see what we could use; he said to contact Commander Conrad if we are interested. Marshal Appelhanz said he and Admin. Farrar could go and see what the Town could use, and Admin. Farrar could make a written vehicle request to Commander Conrad that would be shared with the Board of Trustees. Marshal Appelhanz said he wanted to be transparent in the process.

ARENA ADVISORY COMMITTEE MINUTES

The Board had no questions from the AAC minutes from May 12.

APPROVE EXPENDITURES

MOTION: Trustee Schowalter moved to approve the expenditures for the Town of Collbran from May 6, 2015 through June 2, 2015; seconded by Trustee Sturm.

ROLL CALL VOTE: 3 Yes votes – Schowalter, Sturm, and Jones. 0 No votes.

Motion passed.

Mayor Jones read the thank-you letter that Hope West sent to the Town for its donation to their Spring Swing event.

ADJOURN

MOTION: Trustee Sturm moved to adjourn the Town of Collbran Board of Trustees Regular Meeting of June 2, 2015; seconded by Trustee Schowalter.

NON-ROLL CALL VOTE: 3 Yes votes – Sturm, Schowalter, and Jones. 0 No votes. Motion passed.

The Regular Meeting adjourned at 8:34pm.

Approved

Attest