

Town of Cedaredge Board of Trustees
Regular Meeting
Record of Proceedings
August 20, 2020

The Town Board of Trustees met for its Regular Meeting on August 20, 2020 in the Grand Mesa Room of the Cedaredge Civic Center, 140 NW 2nd Street, Cedaredge, Colorado, with a virtual option available via Zoom webinar. A meeting notice was posted in the designated area at Cedaredge Town Hall at least 24 hours prior to the meeting in accordance with the Sunshine Law. All documents included in these minutes by reference are available for review at Cedaredge Town Hall.

Call to Order: Mayor Raymond F. Hanson called the meeting to order at 5 pm and led the Pledge of Allegiance.

Roll Call: Present in person were Mayor Raymond F. Hanson; Mayor Pro Tem Patti Michael; Trustees James Atkinson, Cathy Brown, Charlie Howe, Richard L. Udd and Heidi Weissner; Town Administrator Greg Brinck; Town Attorney Carol Viner; and Town Clerk Kami Collins. Present virtually was Town Planner Davis Farrar.

Agenda Approval: Mayor Pro Tem Michael moved and Trustee Weissner seconded to approve the agenda as presented.

Roll Call Vote: Voting 'aye' were Mayor Hanson, Mayor Pro Tem Michael and Trustees Atkinson, Brown, Howe, Udd and Weissner; no Trustees voted 'nay.' Motion passed unanimously and the Agenda was approved.

Consent Agenda: Mayor Pro Tem Michael moved and Trustee Udd seconded to approve the consent agenda (4a through 4e):

- a. Minutes: 7/16/20 Regular Meeting
- b. Minutes: 7/28/20 Special Meeting
- c. Minutes: 8/6/20 Special Meeting
- d. Financial Report: 7/31/2020
- e. Disbursements: 7/2020

Roll Call Vote: Voting 'aye' were Mayor Hanson, Mayor Pro Tem Michael and Trustees Atkinson, Brown, Howe, Udd and Weissner; no Trustees voted 'nay.' Motion passed unanimously and the Consent Agenda was approved.

Constituent Time: No constituents addressed the Board.

Public Hearing: Removal of Planning & Zoning Commission Member James Ayers:

- a. Open the Public Hearing - Mayor Hanson opened the Public Hearing at 5:03 pm.

Mr. Ayers sent a letter to Mayor Hanson requesting an extension to the Public Hearing as he did not receive the exhibits. Trustee Udd moved and Trustee Weissner seconded to hold a Public Hearing on Thursday, Aug. 27, at 5 pm. Roll Call Vote: Voting 'aye' were Mayor Hanson, Mayor Pro Tem Michael and Trustees Atkinson, Brown, Howe, Udd and Weissner;

no Trustees voted 'nay.' Motion passed unanimously.

- b. Staff Report - There was no staff report, as the Public Hearing was postponed.
- c. Public Comment - There was no public comment, as the Public Hearing was postponed.
- d. Close the Public Hearing - Mayor Hanson closed the Public Hearing at 5:04 pm.

Department Reports:

- a. Public Works – Public Works Director Jerry Young submitted a written report. Mayor Hanson asked how water supplies look for the year. Mr. Young explained that it had not been a great winter and that it has been a hot and dry summer, and said he did not feel it was time to look at drought restrictions, but Public Works staff will continue to monitor water levels. Mayor Pro Tem Michael asked which staff member would be doing the backflow preventer testing, now that Scott Lock is no longer on staff; Mr. Young replied that Public Works Foreman Jake Urich has been certified to perform the testing.
- b. Golf Course Pro – Pro Ira Kramer submitted a written report. Trustee Atkinson said he heard very good feedback from the tournament the previous weekend. Mr. Kramer noted a lot of the recent play has been from non-members, especially from the Montrose area. He noted that he would like to plan for a holiday open house. Trustee Howe asked for clarification on a proposed “non-resident” membership rate, for those who don’t live in Cedaredge but who live within a 40 mile radius of the course to encourage out-of-county memberships. Trustee Howe suggested that local residents who have never been members could get the same discount; Mr. Kramer said he thought it was a good idea and would look into it. Trustee Weissner asked if the course was still offering the free Friday night golf clinics; Mr. Kramer said he runs those from Memorial Day through Labor Day.
- c. Golf Course Superintendent – Superintendent Adam Conway submitted a written report.
- d. Police Department – Chief Joe Roberts submitted a written report. Chief Roberts noted that calls numbers are going up and the calls tend to be family/domestic related calls. He noted that Officer McDermith’s last day on the force will be Sunday, Aug. 23. Chief Roberts has started a weekly “Chat with the Chief” sessions to allow community members the opportunity to ask questions related to law enforcement. Trustee Weissner asked if the department received any alerts related to air quality levels, specific to the fires in the region; Chief replied no, he only gets alerts when there is potential danger involved. He said when he gets information he shares it to the department’s Facebook page. Administrator Brinck noted that this month in the utility bills and *Writing on the Edge* staff will encourage the community to sign up for the Code Red text message notifications from Delta County for those types of alerts. Chief Roberts noted that officers are still not able to make arrests for outstanding warrants; the jail is closed due to COVID-19.
- e. Administration – Administrator Greg Brinck gave an update on the new playground equipment, which will be installed by Labor Day. Trustee Udd asked when the Board would get an updated version of the budget; Mr. Brinck said he will work with Department Heads to make adjustments after the previous budget work session, and then he will get an updated copy to the Board at least a week before the next budget work session.

- f. Economic Development/Town Clerk – Kami Collins submitted a written report.

Boards & Commissions

- a. Historic Preservation Board
 - i. Seat Jerry McHugh to the Historic Preservation Board: Mayor Hanson moved and Trustee Brown seconded to seat Mr. McHugh on the Historic Preservation Board.

Roll Call Vote: Voting ‘aye’ were Mayor Hanson, Mayor Pro Tem Michael and Trustees Atkinson, Brown, Howe, Udd and Weissner; no Trustees voted ‘nay.’ Motion passed unanimously and Mr. McHugh was seated on the Historic Preservation Board.

Financial:

- a. **Treasurer Report:** Trustee Richard L. Udd submitted a written report. With 58.1 percent of the year elapsed, the Town has collected 65.7 percent of planned revenues and spent 47.5 percent of budgeted expenditures. Sales and use taxes collected in May and booked in July were up 29.3 percent from 2019. Total sales and use taxes collected year to date are up 34 percent from budget. There has been a larger number of new building starts for the year than anticipated and use taxes are up 18.2 percent from last year. Treasurer Udd noted that operating supplies are up slightly due to COVID-19, but those expenses are expected to be reimbursed through the federal CARES funding. Mayor Pro Tem Michael asked how much the Town will receive in the CARES funding and what the funds can be used for. Mr. Brinck explained that 100 percent of COVID-related unbudgeted expenses between March and Dec. 31, 2020 are reimbursable; the Town’s portion of the funding is about \$190,000.

Hutto Final Plat: Mayor Hanson recused himself from the meeting, citing a potential conflict of interest. Mayor Hanson left the meeting at 5:43 pm.

Whitney and Hardy Hutto asked for final approval on a four lot minor subdivision. Mr. and Mrs. Hutto presented an updated plat showing the parkland dedication for the Surface Creek Trail, as decided upon by the Board at the July 2020 Regular Meeting. Mrs. Hutto noted that there was a Town-owned utility easement that they will assume responsibility for in exchange for providing a pedestrian bridge on the future portion of Surface Creek Trail. She noted that they did reach out to the fire department to determine if additional fire hydrants were necessary; she said they were told no additional hydrants were required.

Town Planner Davis Farrar presented his staff recommendation outlined in his written report.

In discussion, Trustee Atkinson asked for clarification that the 25-foot strip of land on the southern end of Lots 3 and 4 that the Town’s waterline runs through, if that portion is a dedicated Right of Way; Mr. Brinck confirmed that it is. Trustee Atkinson suggested the plat be amended to show that portion of land labelled as a Right of Way. Mr. Farrar suggested that be an additional condition to the approval.

Trustee Atkinson suggested the utility easement on Lot 4 should be 20 feet wide, as 10 feet is not wide enough for a trail and a bridge. Mr. Hutto said he would be okay with that.

Trustee Atkinson moved and Trustee Weissner seconded to approve the final plat with Mr. Farrar's recommendations with the additional conditions of labelling the Right of Way on the southern border of Lots 3 and 4; verifying if the Right of Way easement is 50 or 60 feet; and that the existing utility easement be changed to a 20 foot pedestrian and utility easement.

Roll Call Vote: Voting 'aye' were Mayor Pro Tem Michael and Trustees Atkinson, Brown, Howe, Udd and Weissner; no Trustees voted 'nay.' Motion passed unanimously and the plat was approved.

Mayor Hanson rejoined the meeting at 6:30 pm.

Removal of James Ayers from Planning & Zoning Commission: The Public Hearing was moved to Thursday, Aug. 27; there was no action taken on this agenda item.

Intergovernmental Agreement: Delta County Clerk & Recorder for Nov. 3, 2020 Election: The Intergovernmental Agreement is between the Town and Delta County and allows for the County to run the Town's election. The deadline to sign the IGA is Aug. 24, 2020; if the Board decides in the next week to not hold an election, the Town can back out of the IGA and not incur any costs. Trustee Udd moved and Trustee Howe seconded to approve the Intergovernmental Agreement.

Roll Call Vote: Voting 'aye' were Mayor Pro Tem Michael and Trustees Atkinson, Brown, Howe, Udd and Weissner; no Trustees voted 'nay.' Motion passed unanimously and the Intergovernmental Agreement was approved.

Resolution 16-2020: Sidewalk Service Areas: The Resolution extends the emergency Ordinance that allows for sidewalk service areas; the earlier Ordinance expires Sept. 12, 2020, so this would allow current users of Sidewalk Service Areas to continue operating until a permanent ordinance is brought before the Board. Mayor Pro Tem Michael asked if in winter weather establishments would be able to remove snow; it was discussed that is normal operations for businesses.

Mayor Pro Tem Michael moved and Trustee Udd seconded to approve Resolution 16-2020 with a correction of the correct ordinance number, 2020-04 instead of 2020-064.

Roll Call Vote: Voting 'aye' were Mayor Hanson, Mayor Pro Tem Michael and Trustees Atkinson, Brown, Howe, Udd and Weissner; no Trustees voted 'nay.' Motion passed unanimously and Resolution 16-2020 was approved.

Party in the Park: Mayor Hanson noted that the Town of Orchard City's annual picnic was cancelled and suggested Party in Park also be cancelled.

Trustee Udd moved and Trustee Howe second to cancel Party in the Park for 2020.

Roll Call Vote: Voting 'aye' were Mayor Hanson, Mayor Pro Tem Michael and Trustees Atkinson, Brown, Howe, Udd and Weissner; no Trustees voted 'nay.' Motion passed unanimously.

Trustee Comments: Mayor Hanson thanked the Board and Staff for their hard work with the budget process.

Trustee Weissner asked that the Board have a discussion to make Sidewalk Service Areas permanent.

Trustee Udd has been researching the Town's water rights and asked permission to meet with the water commissioner to further discuss the Town's water rights. Mayor Hanson suggested Trustee Udd also reach out to Bruce Bertram.

Trustee Howe asked to discuss the Capital Improvement Project list at an upcoming budget work session.

Trustee Atkinson said he has heard constituents would like to attend meetings in person and asked for solutions to allow people back in person in the meetings.

Trustee Howe asked when the ballot language would be crafted. Mr. Brinck said a Special Meeting will be on Thursday, Aug. 27 following the Public Hearing to further discuss which issue to put before voters and to discuss potential ballot language.

Trustee Brown said the current survey asking residents their preferences between allowing retail marijuana or an additional sales tax was confusing to people; she said the option of "no tax" would skew results. Mr. Brinck said the intent of the survey was to give people the opportunity to tell the Board how they felt, so the added question was aimed at determining the community's desire.

Mayor Hanson adjourned the meeting at 6:57 pm.

Respectfully Submitted,



Kami Collins
Town Clerk