



**Board of Trustees Regular Meeting
Record of Proceedings
July 21, 2022**

The Town Board of Trustees met for a Regular Meeting on July 21, 2022, at the Cedaredge Civic Center, in the Dining Hall, 140 NW 2nd Street, Cedaredge, Colorado, with a virtual meeting option available via Zoom webinar. The 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 Richard L. Udd called the meeting to order at 5:01 p.m. and led the Pledge of Allegiance.

Roll Call: Present in person were Mayor Udd; Mayor Pro Tem Jim Atkinson, Trustees Dick Cartin, Tracy Gist, Tim Hawbaker, Kathy Hirschboeck, and Mick Murray; Town Administrator Kami Collins, and Town Clerk Jess Shelton were also present.

Agenda Approval: Trustee Murray moved, and Trustee Gist seconded to revise the agenda, with the following changes, move item 12 to item 6 on the agenda and remove item 11 from the agenda.

Consent Agenda

- a. Minutes: 06/16/2022 Regular Meeting
- b. Minutes: 07/17/2022 Public Hearing and Special Meeting

Mayor UDD stated that the minutes needed to be corrected to state “Mayor Udd stated that he has no financial interest in any of Tate Locke and Julie Locke’s enterprises and therefore has no conflict of interest. The second amendment was to change the date of the Public Hearing from 7/17/2022 to 7/6/2022. This was a typo on the agenda.

- c. Financial Report: 06/30/2022
- d. Disbursements: 06/2022

Trustee Cartin moved, and Trustee Murray seconded to approve the consent agenda with the amendments made.

Vote: Voting 'aye' were Mayor Udd and Mayor Pro Tem Atkinson, and Trustees Cartin, Gist, Hawbaker, Hirschboeck and Murray; no Trustees voted 'nay.' Motion passed unanimously and the consent agenda was approved.

2) Introduction of New Staff

- a. Lauren Kuhn, Utility Clerk, Finance Director Tammy Francis introduced Lauren Kuhn. Lauren Kuhn filled the vacant Utility Clerk position.
- b. Stewart Byrge, Sergeant, Chief announced that Stewart Byrge had been promoted to Sergeant.

3) Request for Termination: Maggie's on the Green Restaurant Lease

- a. Consideration of Proposal by Teri Drake

Trustee Murray suggested that the lease be signed over from the Stucker's to Teri Drake, instead of terminating the lease and starting a new lease. The Stucker's last day running Maggie's would be extended to Sunday July 31.

Further discussions were had regarding the transfer and how that would look.

Trustee Murray moved and Trustee Hawbaker seconded to approve the request for assign the lease to Teri Drake, effective August 1, 2022, and extend the lease until August 2023.

Vote: Voting 'aye' were Mayor Udd and Mayor Pro Tem Atkinson, and Trustees Cartin, Gist, Hawbaker, Hirschboeck, and Murray; no Trustees voted 'nay.' Motion passed unanimously and the request to assign the lease to Teri Drake and extend the end date was approved.

4) Constituent Time

- a. Nick Streza: 1385 SE 3rd St. Cedaredge. Mr. Streza stated that he is in the real estate industry and wanted to address the Huggett property at 805 W Main. Mr. Streza stated that the landowner at 815 W Main is trying to sell his property and is unable to do so based on the condition of the Huggett property. Mr. Streza stated that it was a blight to the person selling his property and referred to the town ordinance. Mr. Streza would like to town to solve this issue.
- b. Dan Palmer: 21495 Vaca Drive Eckert. Mr. Palmer stated that he owns the property at 815 W Main and stated that the conditions at 805 W Main are causing issues. Mr. Palmer stated that he was frustrated that the property was a public safety issue and a fire hazard to the town. Mr. Palmer stated that there were ponds and streams on that property, and he was concerned about the conditions of the pond. Mr. Palmer stated that he would like the Town to do something about it. Mr. Palmer stated that he spoke to the E.P.A. and stated that the E.P.A. told him they had visited the property.

- c. Leslie Dolifka: 1030 SE Fairway Drive Cedaredge. Ms. Dolifka stated that she showed the house to a client and the client loved the house, however the stuff on Main Street was a major downfall. Ms. Dolifka stated that the property was a detriment to the town.
- d. Norma Miller: 850 SE Pinyon Cedaredge. Ms. Miller stated that she had spoken to every mayor about this issue and was told that the town did not have the money to fight the issue. Ms. Miller stated that the property was a blight and a nuisance to the town in general. Ms. Miller stated that the property was an embarrassment to her. Ms. Miller asked if the E.P.A. had been notified of this issue.
- e. John Steighner: declined to speak at this point in time.

Chief Sanders addressed the issue and explained that he cannot discuss much the specifics of a specific property. Chief did explain the process for filing a complaint with the Town to get the code enforcement issue over to an officer. Chief stated that \$2,650 is the max amount that the Court could impose for fines, so the Court was limited with what they could do.

Public Hearing: Symmes Holdings, LLC Application for Liquor License

- a. Open Public Hearing at 5:55 pm.
- b. Staff Presentation & Recommendation,
- c. Applicant Presentation
- d. Questions from Governing Body to Staff or Applicant, Trustee Gist asked about item 14 on the application stating the Town of Dillion. The Holdens and Evan will have to get the lease corrected so that the State does not have an issue with the application.
- e. Public Comment, there was not any public comment
- f. Questions from Governing Body to Staff or Applicant: no other questions were asked.
- g. Rebuttal from Staff: there was no rebuttal from staff.
- h. Rebuttal from Applicant: there was no rebuttal from the applicant.
- i. Close Public Hearing at 5:58 pm.

Hotel & Restaurant Liquor License with Sidewalk Service Area: Symmes Holdings, LLC

- a. Trustee Murray moved, and Trustee Cartin seconded, to approve the Liquor License Application for Symmes Holdings.

Vote: Voting ‘aye’ were Mayor Udd and Mayor Pro Tem Atkinson, and Trustees Cartin, Gist, Hawbaker, Hirschboeck, and Murray; no Trustees voted ‘nay.’ Motion passed unanimously and the Liquor License Application for Symmes Holdings was approved.

- b. Trustee Murray moved and Trustee Gist seconded, to approve the Transfer of Ownership from Lost Mesa Grill to Symmes Holdings.

Vote: Voting ‘aye’ were Mayor Udd and Mayor Pro Tem Atkinson, and Trustees Cartin, Gist, Hawbaker, Hirschboeck, and Murray; no Trustees voted ‘nay.’ Motion passed unanimously and the Transfer of Ownership for Symmes Holdings was approved.

- c. Trustee Murray moved and Trustee Cartin seconded, to approve the Temporary Permit for Symmes Holdings.

Vote: Voting 'aye' were Mayor Udd and Mayor Pro Tem Atkinson, and Trustees Cartin, Gist, Hawbaker, Hirschboeck, and Murray; no Trustees voted 'nay.' Motion passed unanimously and the Temporary Permit for Symmes Holdings was approved.

Liquor License Modification: Sips on Main

Mayor Pro Tem Atkinson moved, and Trustee Hirschboeck seconded, to approve the Liquor License Modification for Sips on Main.

Vote: Voting 'aye' were Mayor Udd and Mayor Pro Tem Atkinson, and Trustees Cartin, Gist, Hawbaker, Hirschboeck, and Murray; no Trustees voted 'nay.' Motion passed unanimously and the liquor license modification for Sips on Main was approved.

Department Head Reports

a. Police Department Chief Dan Sanders: Chief Sanders gave a verbal report. Chief stated that the PD had been busy and stated how major crime is the police department's prime area of focus. Chief stated that crime rates were up over the county. Chief stated that there are two unfilled positions at the PD, however, Officer Wagner should be completing training in the new two to three months.

Officer Hernandez and Chief attended the National School Resource conference in Denver, where Chief recertified, and Officer Hernandez got certified. Mayor Udd asked what the safety of our schools was. Chief stated that he met with the school district yesterday and they discussed what could be done to make our schools safer. Chief stated that metal detectors at the doors, and there be one officer at each school all day long. Chief stated that the district does not have the funds for those yet, but they are trying to get a bond to help harden the schools. Chief stated that he did the active shooter training and stated how his team is directed to act and not wait for specialty teams to show up in active shooter situations. Chief stated that there is a training coming up and invited the Board to attend. Chief explained what the ALICE program is and how the schools train the kids on how to deal with an active shooter training.

Chief then stated that there are policy changes coming up. He stated that there were so many mandates and changes that he was concerned about. Chief purchased Lexipol, a company that manages policies and then does weekly training for the Police, so they could keep up with policy changes and mandates.

b. Public Works Director Jerry Young: Mr. Young turned in a written report. Mr. Young stated that Public Works had been busy doing a water line project on SE 3rd. Mr. Young stated it cost about \$40 per foot for him and his crew to fix the issues, whereas the last project done in 2021 by an outside source cost \$200 a foot. Mr. Young stated that on SE Fairway there were no shoulders installed during the construction of the road initially. Mr. Young stated that he and his crew fixed the problem and installed some drainage as well, to prevent flooding.

Mr. Young had been to three dams with the local water enforcement and had been busy clearing paths as well.

Mr. Young stated that the auger was delivered this week and the dryer will be delivered in September for the sludge issue at the wastewater plant.

Mr. Young stated that he has now taken on the responsibility of parks, due to recent staff changes at the golf course.

c. Golf Shop Manager Atley Harris: Mr. Harris turned in a written report. Town Administrator Collins reported that the youth tournament on the 19th was a huge success, and that Mr. Harris was instructed to sell the items in the pro shop due to the age of the products. Mr. Harris will then order more current products. TA Collins stated that Town Clerk Shelton will take over the advertisement for the foreseeable future, then when Mr. Harris is ready to take that over, he will. TA Collins stated that one of the Take 2 workers cut his ankle monitor and left a job site, so the State pulled the entire program and does not have workers. TA Collins stated that the inmates were put on lingering golf course issues that no one else had time to take care of. TA Collins expressed concern about the condition of the course soon, due to the lack of help. TA Collins stated that Assistant Superintendent Sam Fisher will be leaving for paternity leave in September for the birth of his child and will be taking 12 weeks total, but that may be split into chunks, and she did not have specific dates yet.

Pro Tem Atkinson asked if the process needed for the winter preparation could be taught to someone else and have a person who can do that work for a week, specifically Cruz Alejandro from Public Works. TA Collins stated that Public Works will not work for the Golf Course, but there is a written procedure on what to do for water and turf management for winter.

Trustee Gist asked if Sam Fisher would be interested in the Superintendent position and Mr. Fisher stated that he will not take on the position due to the lack of pay and how Mr. Conway was treated while in that role. TA Collins stated that she had not advertised the position, since the Board had not given her direction on how to proceed. Mayor Udd suggested hiring a manager, and not a Superintendent. TA Collins stated that there may be budgeting issues if there would be a third person's salary to the Golf Course budget. Trustee Cartin stated that he understood the necessity of having someone who can manage the turf for the winter and the irrigation for winter but was curious how that would work if there could be a partnership with Delta. TA Collins stated that there was not plan yet, but the Golf Course Advisory meeting will be on the 28th of July.

TA Collins restated the options that the Board wanted to have addressed regarding the Golf Course after the prior Specialty Meeting was held and how to proceed with the Course and concerns regarding wages. TA Collins stated that she would investigate assistance from Delta and Montrose Courses and see if the Town could possibly contract with them for assistance.

d. Town Clerk/Economic Development Coordinator Jess Shelton: Jess submitted a written report.

e. Town Administrator Kami Collins: TA Collins submitted a written report. TA Collins stated that a memo would go out to the Title 16 Planning Commission, and they would then meet on Tuesday the 26th, the minutes would be available on the 27th and then the Board would meet on August 4. TA Collins stated that there were not many contracting firms available to fill in when Davis Farrar retires, and the town needs to hire a new planner.

TA Collins asked the Board to address the public via writing on the edge, as an ongoing process to make a connection between the public and board members.

TA Collins stated that Attorney Viner stated that the Town could work and make an agreement with the HOA at the Golf Course. TA Collins stated that there had been many comments on Facebook regarding the golf course and how constituents discussed the current issues. TA Collins stated that one of the ideas was to close the back 9 and invest more money into the front 9 and turn the back 9 into a recreation area.

TA Collins addressed Party in the Park and stated that it had occurred many years in the past and asked for direction on if that were something the Board would want to do. Trustee Cartin stated he would like to do something in late September. TA Collins will check with Colorado Grand to see when they will be in Town. September 10th and September 24th were the two dates proposed for Party in the Park.

Boards & Commissions

a. Recreation Advisory Committee – Recreation Survey Results:

Trustee Gist stated that the recreation survey was interesting. The number one comment was finishing what was started and then continuing with other projects from there. There were many comments about the youth as well.

Trustee Hawbaker suggested speaking with the school district about a joint effort to resurface the tennis courts or build new courts. TA Collins stated that she spoke with the school district, and they are not interested in the idea of relocation. The school district would rather leave the courts where they are and help fund refinishing the current courts.

Mayor Pro Tem Atkinson stated that the idea was for the recreation committee to design a master plan. Pro Tem Atkinson stated that land would be available in the Town for recreational uses, specifically the skate park. Mayor Pro Tem Atkinson stated that Public Works could move its location and the current building could be used as a recreation center.

Mayor Udd stated that the survey showed that trails were a high priority. The Board discussed what they would want to see from the Recreation Committee, including a long-term master plan and some short-term projects. TA Collins stated that the Comprehensive Plan needed to be redone for the Town in general and would suggest hiring a company to design a master plan and then

the Town can go to DOLA for a grant. Mayor Udd suggested going to GOCO for grants on recreation plans.

Treasurer's Report: Trustee & Treasurer Mick Murray:

- a. Trustee Murray submitted a written report and reviewed the June revenues and expenditures.

The meeting was recessed per Mayor Udd at 7:49 pm.

Mayor Udd reconvened the meeting at 7:56 pm.

Trustee Hirschboeck returned from a break at 7:59 pm.

Resolution 25-2022: Appointing Town Clerk

Trustee Cartin moved, and Trustee Murray seconded, to approve the appointment of Town Clerk Jess Shelton.

Vote: Voting 'aye' were Mayor Udd and Mayor Pro Tem Atkinson, and Trustees Cartin, Gist, Hawbaker, Hirschboeck, and Murray; no Trustees voted 'nay.' Motion passed unanimously and Jess Shelton was appointed as Town Clerk.

Resolution 26-2022: Opting out of the Colorado Paid Family and Medical Leave, FAMLI program

Trustee Murray moved and Mayor Pro Tem Atkinson seconded, to approve opting out of the Colorado Paid Family and Medical Leave, FAMLI program.

Vote: Voting 'aye' were Mayor Udd and Mayor Pro Tem Atkinson, and Trustees Cartin, Gist, Hawbaker, Hirschboeck, and Murray; no Trustees voted 'nay.' Motion passed unanimously and opting out of the Colorado Paid Family and Medical Leave, FAMLI program was approved.

Board of Trustees 2022 Shared Agreement

TA Collins stated that Trustee Hirschboeck completed the disc program and then the Board would need to discuss how the Board would operate. TA Collins will email the report to the Board.

Upcoming Meetings & Events

- a. August 4 Public Hearing at 5 pm: Title 16 Land Use Code Public Hearing with a Board of Trustees work session to immediately follow.
- b. August 3rd at 8 am Special Work session to work on Golf Course issues and options.

Trustee Comments and Upcoming Work Session and/or Board Meeting Discussion Topics

Mayor Udd would like to add junk and nuisance ordinances to an agenda for a work session.

Mayor Udd and Trustee Hawbaker suggested adding a conditional use to Title 16 for agriculture and animals. Mayor Pro Tem stated that Planning and Zoning would meet next Tuesday, July 26, and work on how to fit animals into Title 16 and how to make Title 6 to be compatible with updated Title 16.

Mayor Udd stated that people on Main Street were requesting to have an apartment above or behind their businesses. The town Code did not allow that type of use, so the discussion would need to go before Planning and Zoning in the future.

Mayor Udd would like an executive session for the Chipmunk project, the proposed date will be sometime during the week of the 8th.

Trustee Gist asked what the status of the mosquito abatement was. Mayor Udd stated that the Fish Hatchery did use larvicide on their ponds. Mayor Udd stated that Delta was not interested in expanding their current mosquito district, nor was North Fork, and encouraged Cedaredge to design and implement the mosquito abatement committee. Trustee Hirschboek and TA Collins stated that they would schedule a meeting for the Mosquito Abatement Committee.

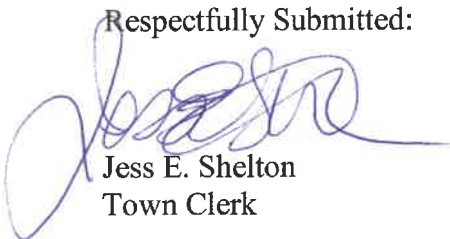
Trustee Hawbaker requested to have the agenda and packet more than two days in advance of a meeting.

Mayor Pro Tem Atkinson stated that TA Collins needed to advertise for a Superintendent. TA Collins stated that there is an advisory meeting and then a meeting on August 3rd. The rest of the Board stated that TA Collins should not advertise the position until after the August 3rd meeting.

Trustee Cartin stated that the Chief mentioned junk and code enforcement and that would be addressed.

Mayor Udd adjourned the meeting at 8:24 pm.

Respectfully Submitted:



Jess E. Shelton
Town Clerk