



AGENDA
TOWN OF PARACHUTE
BOARD OF TRUSTEES REGULAR MEETING
JANUARY 21, 2016
222 GRAND VALLEY WAY, PARACHUTE, CO
6:30 P.M.

The Town of Parachute will make reasonable accommodations for access to Town services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call (970) 285-7630, x-104 for assistance.

(A) CALL TO ORDER AND ROLL CALL

(B) PLEDGE OF ALLEGIANCE

(C) APPROVE AGENDA

(D) CONSENT AGENDA:

- (1) MINUTES FROM THE DECEMBER 10, 2015, SPECIAL MEETING
- (2) MINUTES FROM THE DECEMBER 17, 2015, REGULAR MEETING
- (3) EXPENDITURES PAID IN DECEMBER 2015
- (4) LIQUOR LICENSE RENEWAL APPLICATION FOR RETAIL LIQUOR STORE

APPLICANT: Antler Liquor, Inc.
 DBA: Antler Liquor
 LOCATION: 393 East 2nd Street, Unit 2
 ADDRESS: P.O. Box 944
 Parachute, CO 81635

(E) COMMENTS FROM CITIZENS REGARDING ITEMS NOT ON THE AGENDA

The Board of Trustees welcomes you and thanks you for your time and concerns. If you wish to address the Board of Trustees, this is the time set on the agenda for you to do so. When you are recognized, please step to the podium, state your name and address then address the Board. Your comments will be limited to **three (3) minutes**. The Board may not respond to your comments this evening, rather they may take your comments and suggestions under advisement and provide direction to the appropriate member of Town Staff for follow-up. Thank you.

PLEASE SILENCE ALL CELL PHONES, PAGERS, AND HAND HELD DEVICES. THANK YOU.

(F) DEPARTMENTAL REPORTS:

- (1) Mayor and Board of Trustees Mayor and Trustees
- (2) Town Manager Monthly Update Stuart McArthur, Town Manager
- (3) Community Development Report Stuart McArthur, Town Manager
- (4) Public Works Department Monthly Update Mark King, Public Works Director
- (5) Police Department Monthly Update Cary Parmenter, Police Chief

(G) BOARD CONSIDERATION OF RESOLUTION NO. 2016-01

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, DESIGNATING THE PLACES FOR POSTING OF PUBLIC MEETING NOTICES, ORDINANCES, AND OTHER ACTIONS TAKEN BY THE BOARD OF TRUSTEES AND TO DESIGNATE THE OFFICIAL NEWSPAPER OF GENERAL CIRCULATION.

STAFF: STUART McARTHUR, TOWN MANAGER
S. DENISE CHIARETTA, TOWN CLERK

(H) BOARD CONSIDERATION OF RESOLUTION NO. 2016-02

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, AUTHORIZING THE TOWN CLERK TO APPOINT ELECTION JUDGES FOR THE TOWN'S 2016 MUNICIPAL ELECTION TO BE HELD ON APRIL 5, 2016 AND ESTABLISHING A RATE OF PAY.

STAFF: STUART McARTHUR, TOWN MANAGER
S. DENISE CHIARETTA, TOWN CLERK

(I) BOARD CONDERATION OF RESOLUTION NO. 2016-03

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, REMOVING TRUSTEE JOHN LOSCHKE FROM RECALL ELECTION.

STAFF: STUART McARTHUR, TOWN MANAGER

(J) BOARD CONSIDERATION OF RESOLUTION NO. 2016-04

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, AUTHORIZING A LOAN FROM THE FROM THE TOWN'S GENERAL FUND TO THE WASTEWATER FUND

STAFF: STUART McARTHUR, TOWN MANAGER

(K) BOARD CONSIDERATION OF RESOLUTION NO. 2016-05

A RESOLUTION AMENDING THE 2016 BUDGET WITH ADDITIONAL REVENUES AND APPROPRIATIONS OF EXPENDITURES TO THE WASTEWATER ENTERPRISE FUND

STAFF: STUART McARTHUR, TOWN MANAGER

(L) BOARD CONSIDERATION OF RESOLUTION NO. 2016-06

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, FINDING THE WEST RUN, INC. ANNEXATION PETITION TO BE IN SUBSTANTIAL COMPLIANCE WITH STATE STATUTES AND SETTING A PUBLIC HEARING ON SAID PETITION.

STAFF: STUART McARTHUR, TOWN MANAGER

(M) BOARD CONSIDERATION OF AGREEMENT WITH GARFIELD COUNTY JURISDICTIONS' RECIPROCAL AGREEMENT TO ACCEPT EACH OTHERS' COLORADO EMPLOYEE RESIDENCE REPORTS (CERR) CHALLENGES WITHOUT NEED FOR ATTACHED DOCUMENTATION AND GIVE DIRECTION TO THE TOWN MANAGER TO SIGN.

STAFF: STUART McARTHUR, TOWN MANAGER

(N) OTHER MATTERS

- (1) THANK YOU NOTE FROM TRUSTEE JOHN LOSCHKE
- (2) THANK YOU LETTER FROM ADVOCATE SAFEHOUSE PROJECT

(O) EXECUTIVE SESSION – IF NEEDED

(P) MOTION TO ADJOURN

Adjourned at: _____ p.m.



**TOWN OF PARACHUTE
MINUTES
BOARD OF TRUSTEES SPECIAL MEETING
DECEMBER 10, 2015
6:30 P.M.**

ACTION MINUTES:

Meeting was called to order by Mayor McClung at 6:20 p.m.

(A) ROLL CALL

**TRUSTEES PRESENT: DANIEL MANZANARES
TIM OLK
TOM RUGAARD
TRAVIS SPROLES
JUANITA WILLIAMS
MAYOR ROY McCLUNG**

**STAFF PRESENT: TOWN MANAGER, STUART McARTHUR
TOWN CLERK, DENISE CHIARETTA
PUBLIC WORKS DIRECTOR, MARK KING**

STAFF ABSENT: POLICE CHIEF, CARY PARMENTER

AUDIENCE LIST ATTACHED:

(B) PLEDGE OF ALLEGIANCE

(C) APPROVE AGENDA

MOTION NO. 1:

Moved and Seconded by Trustees Rugaard / Manzanares to Approve the Agenda

Vocal Vote passed unanimously.

(E) COMMENTS FROM CITIZENS REGARDING ITEMS NOT ON THE AGENDA

There were none.

(F) PUBLIC HEARING ON THE 2016 BUDGET

Mayor McClung called the hearing called to order at: 6:33 p.m.

Mayor McClung asked Town Staff if they were ready to proceed.

Town Manager McArthur stated that he was.

Mayor McClung asked Town Clerk Chiaretta if the hearing has been properly noticed and do you have proof of

publication.

Town Clerk Chiaretta stated that it had.

Mayor McClung asked if there any further documents that the staff would like given to the Board at this time.

Town Manager McArthur stated there were not.

Mayor McClung asked Town Manager McArthur to make his presentation.

Town Manager McArthur went over his budget figures and explained the adjustments he has made in his final budget document from the recommended version in October.

Town Manager McArthur went over the grant applications and stated that we have to have matching funds for the awarded grants, if the revenues are not received, the grants will not be used and the projects will not be done.

The budget message included with the budget explains most of this.

Town Manager also presented a slide presentation showing the down fall of the natural gas industry from 2009 to 2015. He also mentioned the closing of the coal mines in Colorado that shows that the fuel industry in this area is all but gone and there is no sign of its recovery in the near future.

The Board had a couple of questions regarding dispatch and a cost in the police department.

Trustee Manzanares stated he would like to see more money awarded to the High School for scholarships, instead of \$500 maybe something else could be cut and \$1500 could go to the school.

It was decided to award the High School the \$1,500 to award two (2) \$750.00 scholarships and reduced the amount for Garfield Clean Energy by \$500.

There was also discussion about upgrading the McKay Park so it would be great for weddings and family reunions.

There were questions about the cost.

Public Works director King stated that much of the cost planned for the Town Hall reception area will be saved due to the Public Works department performing much of the work, such as cutting the wall for the court door and making an open window for the police department.

Mayor McClung asked if there were any more questions from the Board.

There being none the Mayor opened the hearing to public comment.

Judith Hayward 180 South 2nd Court stated that she just had a few comments regarding the budget.

Ms. Hayward is on the Garfield Clean Energy Board and knows that the Town does get energy credits and she feels that the Town should still participate and donate to Garfield Clean Energy.

Due to the high donation request from the Garfield County Senior Center she is not questioning the reduction in the amount of the donation, as far as scholarships go, she feels it is very important for local kids get as much help as possible.

Ms. Hayward asked about the balance of the \$60,000 for the Grand Valley Park Association to finish the engineering for the events center on County Road 215. Town Manager McArthur explained that any projects already in progress

should be able to be completed through a provision of the budget resolution that allows carryforward amounts from the previous year to be automatically budgeted

Ms. Hayward had several other comments regarding trying to bring business into Parachute.

Mayor McClung asked if there was anyone else that wished to comment.

There was no one.

Mayor McClung asked if anyone on the Board had any additional comments or questions for the staff.

There were none.

Mayor McClung closed the public hearing at 7:51 p.m.

(G) BOARD CONSIDERATION OF RESOLUTION NO. 2015-20

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE TAX YEAR 2016 TO HELP DEFRAY THE COST OF GOVERNMENT FOR THE TOWN OF PARACHUTE, COLORADO, FOR THE 2016 BUDGET YEAR

MOTION NO. 2:

Moved and seconded by Trustees Rugaard / Olk to Adopt Resolution NO. 2015-20 with the attached debt schedules.

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE TAX YEAR 2016 TO HELP DEFRAY THE COST OF GOVERNMENT FOR THE TOWN OF PARACHUTE, COLORADO, FOR THE 2016 BUDGET YEAR

Motion passed unanimously.

(H) BOARD CONSIDERATION OF RESOLUTION NO. 2015-21

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING THE BUDGET FOR THE TOWN OF PARACHUTE, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2016, AND ENDING ON THE LAST DAY OF DECEMBER 2016, ESTIMATING THE AMOUNT OF MONEY NECESSARY TO BE RAISED BY THE TAX LEVY, BASED ON THE SAID BUDGET SO ADOPTED; ESTIMATING THE AMOUNT OF MONEY TO BE DERIVED FROM OTHER REVENUE SOURCES; AND SETTING THE TOTAL ESTIMATED EXPENDITURES FOR EACH FUND FOR THE TOWN OF PARACHUTE, COLORADO

MOTION NO. 3:

Moved and seconded by Trustee Rugaard / Olk to Adopt Resolution NO. 2015-21

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING THE BUDGET FOR THE TOWN OF PARACHUTE, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2016, AND ENDING ON THE LAST DAY OF DECEMBER 2016, ESTIMATING THE AMOUNT OF MONEY NECESSARY TO BE RAISED BY THE TAX LEVY, BASED ON THE SAID BUDGET SO ADOPTED; ESTIMATING THE AMOUNT OF MONEY TO BE DERIVED FROM OTHER REVENUE SOURCES; AND SETTING THE TOTAL ESTIMATED EXPENDITURES FOR EACH FUND FOR THE TOWN OF PARACHUTE, COLORADO

Motion passed unanimously.

(I) BOARD CONSIDERATION OF RESOLUTION NO. 2015-22

A RESOLUTION APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH BELOW, FOR THE TOWN OF PARACHUTE, COLORADO, FOR THE 2016 BUDGET YEAR

MOTION NO. 4:

Moved and seconded by Trustees Rugaard / Manzanares to Adopt Resolution NO. 2015-22

A RESOLUTION APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH BELOW, FOR THE TOWN OF PARACHUTE, 2016 BUDGET YEAR.

Motion passed unanimously.

(J) BOARD CONSIDERATION OF RESOLUTION NO. 2015-23

A RESOLUTION AMENDING THE 2015 BUDGET WITH ADDITIONAL APPROPRIATIONS OF EXPENDITURES TO THE PARACHUTE CAPITAL IMPROVEMENTS FUND AND THE WATER ENTERPRISE FUND

MOTION NO. 5:

Moved and seconded by Trustees Rugaard / Olk to Adopt Resolution NO. 2015-23

A RESOLUTION AMENDING THE 2015 BUDGET WITH ADDITIONAL APPROPRIATIONS OF EXPENDITURES TO THE PARACHUTE CAPITAL IMPROVEMENTS FUND AND THE WATER ENTERPRISE FUND

Motion passed unanimously.

(K) BOARD CONSIDERATION OF RESOLUTION NO. 2015-24

A RESOLUTION SETTING AN ELECTION DATE ON THE PETITIONS FOR RECALL OF MAYOR ROY MCLUNG, TRUSTEE TIMOTHY OLK, TRUSTEE JOHN LOSCHKE, AND TRUSTEE THOMAS RUGAARD FROM THEIR RESPECTIVE OFFICES OF MAYOR AND TOWN TRUSTEES AND ELECTION OF SUCCESSOR MAYOR AND TOWN TRUSTEES

MOTION NO. 6:

Moved and seconded by Trustees Rugaard / Olk to Adopt Resolution NO. 2015-24

A RESOLUTION SETTING AN ELECTION DATE ON THE PETITIONS FOR RECALL OF MAYOR ROY MCCLUNG, TRUSTEE TIMOTHY OLK, TRUSTEE JOHN LOSCHKE, AND TRUSTEE THOMAS RUGAARD FROM THEIR RESPECTIVE OFFICES OF MAYOR AND TOWN TRUSTEES AND ELECTION OF SUCCESSOR MAYOR AND TOWN TRUSTEES

Motion passed unanimously.

(L) EXECUTIVE SESSION

For discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any

elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees

MOTION NO. 7:

Moved and seconded by Trustees Rugaard / Sproles to go into executive session for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees.

Motion passed unanimously.

Return to open meeting at 7:38 p.m.

Town Manager stated for the record that during the executive session he received direction from the Board on two items.

MOTION NO. 9:

Moved and seconded by Trustees Rugaard / Olk to adopt Resolution NO. 2015-24 with the correction that recall petitions need to be returned to the town clerk by 5:00 p.m. on Friday February 19, 2016.

Motion passed unanimously.

(M) MOTION TO ADJOURN

MOTION NO. 10:

Moved and seconded by Trustees Olk / Williams to adjourn

Vocal Vote passed unanimously.

Adjourned at: 8:30 p.m.

Mayor

Town Clerk

**MINUTES OF THE TOWN OF PARACHUTE
BOARD OF TRUSTEES REGULAR MEETING
DECEMBER 17, 2015**

222 GRAND VALLEY WAY, PARACHUTE, CO

6:30 P.M.

(A) CALL TO ORDER

MEETING WAS CALLED TO ORDER BY MAYOR MCCLUNG AT 6:30 P.M.

ROLL CALL:

**TRUSTEES PRESENT: DANIEL MANZANARES
TIM OLK
TRAVIS SPROLES
JUANITA WILLIAMS**

MAYOR: ROY McCLUNG

TRUSTEES ABSENT: JOHN LOSCHKE

**STAFF PRESENT: TOWN MANAGER, STUART McARTHUR
TOWN CLERK, DENISE CHIARETTA
POLICE CHIEF, CARY PARMENTER
PUBLIC WORKS DIRECTOR, MARK KING**

AUDIENCE / PUBLIC ATTENDANCE LIST ATTACHED

(B) PLEDGE OF ALLEGIANCE

(C) APPROVE AGENDA

MOTION NO. 1:

Moved and seconded by Trustees Rugaard / Olk to approve the agenda with the change of the date.
Vocal Vote passed unanimously.

(D) CONSENT AGENDA:

- (1) MINUTES FROM THE OCTOBER 15, 2015, REGULAR MEETING
- (2) MINUTES FROM THE NOVEMBER 19, 2015, REGULAR MEETING
- (3) EXPENDITURES PAID IN NOVEMBER 2015
- (4) BOARD CONSIDERATION OF A LIQUOR LICENSE RENEWAL APPLICATION FOR A 3.2 BEER OFF-PREMISE LICENSE

**APPLICANT: Rocky Mountain C Stores Inc.
DBA: Parachute Shell**

ADDRESS: 200 County Road 215

(5) BOARD CONSIDERATION OF A HOTEL LIQUOR LICENSE RENEWAL APPLICATION

APPLICANT: JKLMN LLC
DBA: Shommy's
ADDRESS: 28 Cardinal Way
Parachute, CO 81635

MOTION NO. 2:

Moved and by Trustees Williams / Olk to approve the consent agenda with the change of the date.

Motion passed with the correction to the agenda of the date for the work study session from May 2, 2015 to May 21, 2015.

Motion passed unanimously.

(E) COMMENTS FROM CITIZENS REGARDING ITEMS NOT ON THE AGENDA

Pamela Jarrett 184 South 2nd Court addressed the Board in regards to her request for itemized bill from the Town attorney, the first time she made the request she received an itemized bill from August, when she asked for the itemized bill from September she received a redacted bill and a response stating that the billing is attorney client privilege. Ms. Jarrett asked whether the attorney works for the Town or the Town Manager.

Judith Hayward 180 South 2nd Court thank the Board and Public Works for the amount of work that was done at the rest area getting the Christmas tree up and for putting lights on the tree she had planted in honor of her late husband.

Ms. Hayward also addressed the volunteers at the rest area may need some guidance on referring tourists to business in the Town.

(F) DEPARTMENTAL REPORTS:

- (1) Mayor and Board of Trustees Mayor and Trustees
Mayor and Trustees had no input this month.
- (2) Town Manager Monthly Update Stuart McArthur, Town Manager
Town Manager McArthur went over the 2015 budget tracking report summary. Town Manager McArthur also went over the wastewater cost as a pump has gone out at the lift station and the town needs to find a way to pay for this expense as the wastewater fund cannot cover this expense.
- (3) Community Development Report Stuart McArthur, Town Manager
Town Manager McArthur stated that Derick has issued some building permits
- (4) Police Department Monthly Update Cary Parmenter, Police Chief
Chief Parmenter stated that with Justin Mayfield working part time for the department there will be 24 hour coverage again for the first time in over two years.
- (5) Public Works Department Monthly Update Mark King, Public Works Director
Public Works Director King stated that it is not the pump itself that is the big expense but, the value before the pump. To do the work, the wet well has to be drained and that is the biggest expense.

(G) CONTINUATION OF PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES IN CONSIDERATION OF AN APPLICATION FOR RETAIL LICENSE FOR A MARIJUANA RETAIL STORE (WITHDRAWN BY APPLICANT – PUBLIC HEARING CANCELLED)

APPLICANT/OWNER: Heavenly Healing LLC
PROJECT NAME: Application for license from the Town of Parachute for a retail marijuana store
PROJECT LOCATION: 254 South Railroad Avenue
Parachute, CO 81635
LEGAL DESCRIPTION: Assessor Parcel No: 240707200013
Section: 7 Township: 7 Range: 95 TR IN LOT 4

No action taken. Public Hearing cancelled.

(H) PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES TO CONSIDER A DEVELOPMENT REVIEW APPLICATION FROM WEST RUN, INC. TO RE-ZONE A PARCEL FROM NEIGHBORHOOD COMMERCIAL TO LIGHT INDUSTRIAL (WITHDRAWN BY APPLICANT PUBLIC HEARING CANCELLED)

APPLICANT/OWNER: West Run, Inc
3435 Grand Valley Canal Road
Grand Junction, CO 81520
PROJECT NAME: Public meeting to seek authorization from the Town of Parachute to re-zone a property that is currently zoned Neighborhood Commercial to Light Industrial.
PROJECT LOCATION: 104 Cardinal Way
Parachute, CO 81635
LEGAL DESCRIPTION(S): Section: 12
Township: 7
Range: 96 West
Lot: 013
6th Prime Meridian
County of Garfield
State of Colorado

No action taken. Public Hearing cancelled.

(I) PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES TO CONSIDER A DEVELOPMENT REVIEW APPLICATION FROM WEST RUN, INC. FOR A SPECIAL USE REVIEW TO ACQUIRE LICENSE FROM THE TOWN OF PARACHUTE TO ESTABLISH A RETAIL MARIJUANA CULTIVATION FACILITY (WITHDRAWN BY APPLICANT – PUBLIC HEARING CANCELLED)

APPLICANT/OWNER: West Run, Inc
3435 Grand Valley Canal Road
Grand Junction, CO 81520

PROJECT NAME: Public meeting for a Special Review Use to seek authorization from the Town of Parachute to receive a license to establish a Retail Marijuana Cultivation Facility.

PROJECT LOCATION: 104 Cardinal Way
Parachute, CO 81635

LEGAL DESCRIPTION(S): Section: 12
Township: 7
Range: 96 West
Lot: 013
6th Prime Meridian
County of Garfield
State of Colorado

No action taken. Public Hearing cancelled.

(J) PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES IN CONSIDERATION OF A DEVELOPMENT REVIEW APPLICATION FROM THE TOWN OF PARACHUTE TO AMEND THE TOWN OF PARACHUTE MUNICIPAL CODE TITLE 15.

APPLICANT/OWNER: Town of Parachute
222 Grand Valley Way
Parachute, CO 81635

PROJECT NAME: Revisions to its Municipal Code: Title 15 (Town of Parachute Land Use Regulations), regarding the Zoning Use Table, revise “Administrator” to “Manager” throughout the code in accordance to the Town Charter, and references to Town Meetings.

PROJECT LOCATION: N/A

LEGAL DESCRIPTION: N/A

Public Hearing Called to Order at 7:05 p.m.

Public Notices and Proof of Publication

Enter staff report in the record.

Town Manager McArthur stated that in 2016, the entire code will be rewritten and if you bear with him at this time the Town will just make minor necessary revisions to Title 15 (Town of Parachute Land Use Regulation) until that time.

Town Manager McArthur went over the changes that will be made to the code at this time, if the Board agrees.

Questions from the Board of Trustees.

There were none.

Public Comments

Pamela Jarrett 184 South 2nd Court read a statement that she had prepared regarding Mr. Gerhart having a grow facility on 104 Cardinal Way.

Judith Hayward 180 South 2nd Court stated that she is not as adverse to marijuana in the Town as she was five (5) or six (6) months ago, but she feels that the Town should not allow grow operations in Service Commercial.

Ron Jarrett 184 South 2nd Court stated that there are several areas in Town that are too close to residential areas.

Mayor McClung asked if the Board had any question for the staff.

Trustee Manzanares asked if the reason the Service Commercial changed is due to interest from property owners.

Town Manager McArthur stated “yes” and showed on the zone map where the interest was.

Trustee Manzanares asked if they could do spot zoning for the property owners.

Town Manager McArthur stated that we should not. The applicant still has to come before the Board to get approval before they can put in a cultivation operation. If the applicant comes before the Board and if they feel that it is too close to residential it can be denied.

There was general discussion on the size of grows and in what areas, such as 80 plants to 1,800 plants and large grows will not be in service commercial.

Closed Public Hearing at 7:45 p.m.

(K) BOARD CONSIDERATION OF ORDINANCE NO. 690

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 15.03.215 OF THE PARACHUTE MUNICIPAL CODE CONCERNING THE SCHEDULE OF USES PERMITTED IN ZONE DISTRICTS AND AMENDING TITLE 15 REGARDING REFERENCES TO THE TOWN ADMINISTRATOR AND REGULAR MEETINGS.

MOTION NO. 3:

Moved and Seconded by Trustees Williams / Rugaard to Adopt Ordinance NO.690

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 15.03.215 OF THE PARACHUTE MUNICIPAL CODE CONCERNING THE SCHEDULE OF USES PERMITTED IN ZONE DISTRICTS AND AMENDING TITLE 15 REGARDING REFERENCES TO THE TOWN ADMINISTRATOR AND REGULAR MEETINGS.

Motion Passed Unanimously.

(L) BOARD CONSIDERATION OF ORDINANCE NO. 691

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 6.11.050 OF THE PARACHUTE MUNICIPAL CODE REGARDING LOCATION LIMITATIONS OF RETAIL MARIJUANA ESTABLISHMENTS.

MOTION NO. 4:

Moved and Seconded by Trustees Rugaard / Olk to adopt Ordinance NO.691

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING SECTION 6.11.050 OF THE PARACHUTE MUNICIPAL CODE REGARDING LOCATION LIMITATIONS OF RETAIL MARIJUANA ESTABLISHMENTS.

Motion passed unanimously.

(M) OTHER MATTERS

(1) NONE

(N) EXECUTIVE SESSION

FOR THE PURPOSE OF DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT

TO NEGOTIATIONS, DEVELOPING STRATEGY FOR NEGOTIATIONS, AND/OR INSTRUCTING NEGOTIATORS, UNDER C.R.S. SECTION 24-6-402(4)(E); SUBJECT: LAW SUITS

MOTION NO. 5:

Moved and seconded by Trustee Williams / Manzanares to go into executive session *FOR THE PURPOSE OF DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS, DEVELOPING STRATEGY FOR NEGOTIATIONS, AND/OR INSTRUCTING NEGOTIATORS, UNDER C.R.S. SECTION 24-6-402(4)(E); SUBJECT: LAW SUITS.*

Motion passed unanimously.

(O) MOTION TO ADJOURN

MOTION NO. 6:

Moved and seconded by Trustees Rugaard / Williams to adjourn.

Vocal vote unanimously.

Adjourned at: 8:20 p.m.

Mayor

ATTEST:

Town Clerk

Journal	Payee or Description	Date	Check Number	Check Amount
CDM	Payflex Health Hub CDM Ref # 42	12/07/2015	1	17.11
CDM	Payflex Health Hub CDM Ref # 43	12/07/2015	2	39.71
CDM	Payflex Health Hub CDM Ref.# 44	12/28/2015	3	195.00
CDM	NET WAGES	12/15/2015	4	24,645.96
CDM	FEDERAL WITHHOLDING PAYABLE	12/15/2015	5	8,092.55
CDM	PAYLOCITY PAYROLL FEE	12/15/2015	6	92.50
CDM	WAGES PAYABLE	12/16/2015	7	17,491.64
CDM	FEDERAL WITHHOLDING PAYABLE	12/16/2015	8	4,857.36
CDM	PAYLOCITY PAYROLL FEE	12/16/2015	9	107.50
CDM	WAGES PAYABLE	12/31/2015	11	26,334.90
CDM	FEDERAL WITHHOLDING PAYABLE	12/31/2015	12	8,696.82
CDM	PAYLOCITY PAYROLL FEE	12/31/2015	13	124.30
CDM	WELLS FARGO - MERCHANT SERVICES	12/10/2015	14	291.81
CDM	XMAS PARTY VISA GIFT CARD PURCHASES	12/10/2015	15	125.00
CDA	XCEL ENERGY	12/30/2015	999	4,827.90
CDA	AFLAC	12/01/2015	20321	657.93
CDA	BATTLEMENT MESA METROPOLITAN DISTRICT	12/01/2015	20322	10,950.00
CDA	FIRE AND POLICE PENSION ASSOC.	12/01/2015	20323	1,722.07
CDA	GRAND VALLEY HIGH SCHOOL	12/01/2015	20324	100.00
CDA	KANSAS CITY LIFE INS.	12/01/2015	20325	649.96
CDA	LIBERTY NATIONAL LIFE INSURANCE CO.	12/01/2015	20326	151.78
CDA	ORCHARD TRUST COMPANY, LLC	12/01/2015	20327	2,384.03
CDA	PAYFLEX SYSTEMS, USA INC.	12/01/2015	20328	150.00
CDA	FIRE AND POLICE PENSION ASSOC.	12/15/2015	20340	1,722.07
CDA	ORCHARD TRUST COMPANY, LLC	12/15/2015	20341	2,384.03
CDA	KANSAS CITY LIFE INS.	12/28/2015	20342	.00
CDA	360 ELECTRIC, LLC	12/30/2015	20343	1,000.00
CDA	ADVOCATE SAFEHOUSE PROJECT	12/30/2015	20344	500.00
CDA	AFLAC	12/30/2015	20345	657.93
CDA	AUSTIN CIVIL GROUP, INC.	12/30/2015	20346	1,927.50
CDA	CASELLE INC	12/30/2015	20347	525.33
CDA	CBI	12/30/2015	20348	2,190.00
CDA	CITY OF RIFLE	12/30/2015	20349	150.00
CDA	CWD Services	12/30/2015	20350	1,500.00
CDA	DENISE CHIARETTA	12/30/2015	20351	96.00
CDA	DEPENDABLE WASTE SERVICES	12/30/2015	20352	9,234.00
CDA	DESKTOP CONSULTING, INC.	12/30/2015	20353	172.50
CDA	ELWOOD STAFFING	12/30/2015	20354	1,140.00
CDA	FIKES WEST, INC.	12/30/2015	20355	64.00
CDA	GARFIELD COUNTY TREASURER	12/30/2015	20356	7,950.00
CDA	GRAND VALLEY GIVERS	12/30/2015	20357	1,000.00
CDA	HILL AND ROBBINS P.C.	12/30/2015	20358	93.80
CDA	HUDDLESTON-BERRY ENGINEERING & TESTING	12/30/2015	20359	10,343.50
CDA	KANSAS CITY LIFE INS.	12/30/2015	20360	1,470.98
CDA	KARP, NEU, HANLON P.C.	12/30/2015	20361	17,175.45
CDA	OLDCASTLE SW GROUP INC.	12/30/2015	20362	1,440,680.35
CDA	ORCHARD TRUST COMPANY, LLC	12/30/2015	20363	2,384.03
CDA	PAYFLEX SYSTEMS, USA INC.	12/30/2015	20364	150.00
CDA	PINNACOL ASSURANCE	12/30/2015	20365	10,220.00
CDA	R & S SALES & WELDING SERVICE	12/30/2015	20366	12.00
CDA	ROBERTA BOTKIN	12/30/2015	20367	500.00
CDA	SAFEBUILT, INC.	12/30/2015	20368	2,488.22
CDA	STUART S. MCARTHUR	12/30/2015	20369	678.82
CDA	SWALLOW OIL COMPANY	12/30/2015	20370	33.00
CDA	TEMPLE DISPLAY LTD	12/30/2015	20371	3,528.27
CDA	YOUTH ZONE	12/30/2015	20372	1,500.00
CDA	FIRE AND POLICE PENSION ASSOC.	12/31/2015	70100025	1,722.93

Journal	Payee or Description	Date	Check Number	Check Amount
CDA	LIBERTY NATIONAL LIFE INSURANCE CO.	12/31/2015	70100026	151.78
CDA	WEX, INC.	12/15/2015	70100027	1,681.52
CDA	XCEL ENERGY	12/28/2015	70100028	3,443.50
CDA	UMB - CREDIT CARD	12/25/2015	70100030	5,436.90
Grand Totals:				<u>1,648,614.24</u>

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Fees Due	
Renewal Fee	\$227.50
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
Amount Due/Paid	

ANTLER LIQUOR INC
 P O BOX 944
 PARACHUTE CO 81635

Make check payable to: **Colorado Department of Revenue.**
 The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name ANTLER LIQUORS INC		DBA ANTLER LIQUOR INC		
Liquor License # 35100570000	License Type Liquor Store (city)	Sales Tax License # 35100570000	Expiration Date 3/29/2016	Due Date 2/13/2016
Street Address 393 E 2ND ST UNIT 2 PARACHUTE CO 81635				Phone Number (970) 285 2227
Mailing Address P O BOX 944 PARACHUTE CO 81635				
Operating Manager Randy W Davis	Date of Birth 09-28-63	Home Address 5 Black Sulphur pl. Parachute CO 81635		Phone Number 285-2227

- Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *If rented, expiration date of lease 1-1-17
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO
NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit – Restriction on Public Benefits (available online or by calling 303-205-2300) and **attach a copy of their driver's license, state-issued ID or valid passport.**

AFFIRMATION & CONSENT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business Randy W Davis	Title Owner/President
Signature Randy W Davis	Date 1-9-16

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. **THEREFORE THIS APPLICATION IS APPROVED.**

Local Licensing Authority For Town of Parachute	Date 1-21-2016
Signature MAYOR	Title MAYOR
Attest	



Town of Parachute

A Safe Place to Land

Stuart S. McArthur, Town Manager

Integrity • Respect • Teamwork • Pride • Innovation • Diversity

222 Grand Valley Way • Parachute, CO 81635 • (970) 285-7630

DATE: January 21, 2016

TO: Board of Trustees

FROM: Stuart S. McArthur, Town Manager

SUBJECT: TOWN MANAGER MONTHLY REPORT – JANUARY 2016

The purpose of this memo is to report to the Board of Trustees the activities of the Town during the past month and to review issues for upcoming meetings.

1. Sales tax report showing current month (December receipt for October sales) sales tax and comparing the last three years is attached to this report. You will note that sales tax YTD is down about 19.5% from last year at this time. December 2015 receipts are down from December 2014 by 32.5%. We are down 21.3% from the 2015 budgeted amount. In preparing the 2016 budget I had projected sales tax receipts of \$ 854,478. Actuals turned out to be nearly \$23,000 below my estimate.
2. The 2015 Budget Tracking Report Summary is also attached. Through December 100% of the year has passed. The budget is tracking well. We were very conservative in our spending. Overall the projected ending fund balances are good, with the exception of the Wastewater Fund. The Town experienced a large hit (over \$43,000) due to a sludge problem that was encountered during the jetting of the lines. As I mentioned last week, sewer rates will have to be evaluated and potentially increased in 2016.
3. In early December, the Town received a prospect inquiry about a large national music festival intending to move to Colorado. We responded to the inquiry and identified an area on which the festival could be held. The prospect provided the following information:

Colorado is currently being considered for the relocation of a major music festival. The festival would bring in 65,000 visitors per day and the site would need to accommodate campers, temporary festival infrastructure, parking, and utilities necessary to accommodate the event. The organizers place a premium on sites that have unique natural beauty and that do not have city backdrops, car parks, or manmade venues. The event could be a big economic driver, with an estimated impact of \$90 million.

Festival Site Requirements:

Size - approximately 400 acres - (camping 100, festival 114, parking 202) - offsite parking within 5 miles is okay - size can be flexible if adjacent space can be added.

Visitors - Held over 4 days the festival caters up to 65,000 visitors per day and 35,000 campers at one time.

Proximity - 2 to 3 hours from DIA and close to hotel accommodations

Terrain - Different elevations are encouraged, but areas for stages need to be grassed, level and free from obstructions.

We received word on January 14, 2016, that the group was looking to stay closer to Denver at this time.

- 4. On January 5, Town Clerk Denise Chiaretta went to part-time employment. To work in the municipal court, we hired a part-time person, Kim Wisdom. Kim has had 13 years of experience in the Rifle Court; the last few of which was as the Court Administrator. We welcome Kim to the Town of Parachute.

Lynn Stroud has been appointed as the Court Clerk and Kim Wisdom will function as the Deputy Court Clerk.

- 5. I attended that annual awards luncheon for the Garfield County Federal Mineral Lease District (GDFMLD) on Friday last week. The Town of Parachute received four (4) plaques commemorating our grant awards in 2015. Four grant awards is the maximum amount that a jurisdiction can receive in any one year. Those grants were:

Table with 2 columns: Grant Name, Amount. Rows include First Street Utility Line Relocation (\$300,000), Radar and School Speed Signs (\$25,000), Cottonwood Park Electrical Upgrade (\$25,000), County Round 215 Major Maintenance (\$250,000), and Total (\$600,000).

Other grants the Town has received over the past two (2) years are:

DOLA

Table with 2 columns: Grant Name, Amount. Rows include Utility Infrastructure Master Plan (\$75,000), Comprehensive Plan Update (\$62,500), Development Review Update (\$35,000), Engineering and Survey for Pedestrian Path (\$25,000), Parachute Park Boulevard Reconstruction (\$350,000), and Total (\$547,500).

GCFMLD

Table with 2 columns: Grant Name, Amount. Rows include Parachute Park Boulevard Reconstruction (\$200,000), Paperless Packet (\$6,000), and Total (\$206,000).

AGNC

Table with 2 columns: Grant Name, Amount. Rows include Cardinal Way Lighting Project (\$3,750) and Events Equipment (\$6,590).

Total \$ 10,340

Total Grants Received..... \$1,363,840

The Town has been very successful in applying for and receiving grants from various agencies and getting some very important projects completed. Since the financial future of the Town is so uncertain at this time, it will probably not be possible for us to apply for large grants during 2016 due to the need to provide matching dollars for the grants. Thus many projects that should be completed that would move us more toward economic growth will have to wait.

6. For two (2) of these projects, I would like to schedule a ribbon cutting ceremony in the Spring for Parachute Park Boulevard and County Road 215. Does the Board have a preference of when and how this is done?
7. I have set up Town e-mails for each of the Board members. Some of you are up and working. If the others need some help, please contact Derek or me. We will also get new business cards for you with the new address after the election in April.
8. I will be meeting next week with another group that is interested in developing an industrial park in the Town.
9. The Center for Excellence in Advanced Technology Aerial Firefighting that recently found a home in Rifle is planning for a conference on night flying which should be attended by many people and firms across the nation. RREDC has requested that the Town of Parachute contribute \$500 to help sponsor the event. Does the Board want to make this contribution?
10. The Comprehensive Plan Update is nearing completion and is looking good. I would like to make it a primary topic at the planned work study session that is scheduled for January 28th.

11. Upcoming Issues:

- a. Agenda Items:
 - i. Upcoming retail marijuana license applications.
 - ii. Wastewater Rate Increase
 - iii. Water rate issue for those residents without irrigation access.
 - iv. Bee ordinance
 - v. Rabbits ordinance
 - vi. Annexation zoning
 - vii. Survey and easements for Town water/electric/road facilities within the Battlement Mesa Company property
 - viii. Applications for land use review for special use and re-zoning.

If you have questions or concerns, contact me at 970.285.7630 or stuartmc@parachutecolorado.com.

**Town of Parachute
Sales Tax Trend Analysis - 2015**

		Actuals									
Month Received	Month Paid*	2012	2013	2014	2014 YTD	2015	2015 YTD	2015 Budget	% Over / -Under Budget	YTD % Compared to 2014	Actual Compared to Budget
Jan	Nov	\$ 102,462.53	\$ 95,706.59	\$ 107,541.87	\$ 107,541.87	\$ 93,340.02	\$ 93,034.20		0.33%	-13.21%	0.33%
Feb	Dec	\$ 82,967.67	\$ 101,588.06	\$ 104,702.30	\$ 104,702.30	\$ 81,163.74	\$ 88,027.22		-7.80%	-22.48%	-7.80%
Mar	Jan	\$ 70,051.54	\$ 25,564.29	\$ 113,904.74	\$ 113,904.74	\$ 51,821.09	\$ 63,761.46		-18.73%	-54.50%	-18.73%
Apr	Feb	\$ 178,676.32	\$ 67,891.55	\$ 78,277.62	\$ 78,277.62	\$ 60,420.09	\$ 98,857.22		-38.88%	-22.81%	-38.88%
May	Mar	\$ 196,401.77	\$ 62,753.99	\$ 75,764.05	\$ 75,764.05	\$ 60,555.16	\$ 101,923.05		-40.59%	-20.07%	-40.59%
Jun	Apr	\$ 196,401.77	\$ 69,165.79	\$ 82,490.46	\$ 82,490.46	\$ 93,419.42	\$ 105,921.28		-11.80%	13.25%	-11.80%
Jul	May	\$ 196,401.77	\$ 79,877.98	\$ 92,727.04	\$ 92,727.04	\$ 67,717.37	\$ 112,296.42		-39.70%	-26.97%	-39.70%
Aug	Jun	\$ 79,785.87	\$ 127,189.55	\$ 67,447.53	\$ 67,447.53	\$ 68,804.28	\$ 83,512.60		-17.61%	2.01%	-17.61%
Sep	Jul	\$ 82,319.43	\$ 113,405.91	\$ 77,887.19	\$ 77,887.19	\$ 61,204.69	\$ 83,265.97		-26.49%	-21.42%	-26.49%
Oct	Aug	\$ 105,816.61	\$ 100,377.26	\$ 99,147.71	\$ 99,147.71	\$ 75,283.71	\$ 92,921.78		-18.98%	-24.07%	-18.98%
Nov	Sep	\$ 57,266.18	\$ 97,548.24	\$ 67,147.25	\$ 67,147.25	\$ 59,887.91	\$ 67,547.54		-11.34%	-10.81%	-11.34%
Dec	Oct	\$ 77,708.49	\$ 85,800.99	\$ 86,001.23	\$ 86,001.23	\$ 58,023.81	\$ 75,931.28		-23.58%	-32.53%	-23.58%
Total		\$ 1,426,259.95	\$ 1,026,870.20	\$ 1,053,038.99	\$ 1,053,038.99	\$ 831,641.29	\$ 1,067,000.00			-19.47%	-21.26%

* There is a two month delay of when sales tax paid and when received by the Town.





Town of Parachute

A Safe Place to Land

Derek Wingfield, Community Development Specialist

Integrity • Respect • Teamwork • Pride • Innovation • Diversity

222 Grand Valley Way • Parachute, CO 81635 • (970) 285-7630

MEMORANDUM

DATE: January 21, 2016
TO: Board of Trustees
FROM: Derek Wingfield, Community Development Specialist
SUBJECT: MONTHLY REPORT JANUARY 2016

During the month, as you know, we had snow. This gave opportunity to assist public works in the snow removal of the Town's sidewalks and parks. I am working on identifying a way to communicate to the public our sidewalk snow removal codes. Fortunately the Cardinal Way and 1st Street sidewalks we cleared by several people regularly by citizens just wanting to help. I did notice several areas where the snow has been left and sidewalks un-kept.

With this era of technology our systems are in need of up-dating. I have been working with Stuart and Cedar Networks to come to an agreement to wire Town Hall with fiber optics. This will provide a much needed stability in our network and server as well as increase speed and reliability which in several departments can increase efficiency.

I have been working with Kevin from Desktop Consulting on our regular maintenance of our server. I am learning and have been working on several updates to provide a more reliable connection for our staff at Town Hall.

I am sure you all have heard two of the permitted marijuana establishments have opened. This was a long and taxing effort with the investors, the Town and SafeBuilt to ensure we are following our code in the process of issuing certificates of occupancy. A huge positive which has not been followed in past due to a lack of knowledge and position our building regulations have not been as well managed as they should be. I am very happy and excited that we are streamlining and the process is getting much more smoothly.

We have several open permits and inquires on work in Town. We also have several pending land use changes pending based on possible future businesses. These inquiries are definitely providing me more opportunity to work with Safe Built and Charlie Davis in updating existing structures in Town and increasing the safety of those buildings.

I have spent a great deal of time with Livewell Garfield County, working toward grant money from GOCO (Great Outdoors Colorado). This project has a great possibility of implementation grants for our local children and community.



Town of Parachute

A Safe Place to Land

Mark King, Public Works Director

Integrity ▪ Respect ▪ Teamwork ▪ Pride ▪ Innovation ▪ Diversity

222 Grand Valley Way ▪ Parachute, CO 81635 ▪ (970) 285-7630

Date: January, 21st 2016
To: Board of Trustees
From: Mark King, Public Works Director
Subject: January Monthly Report

Public Works Updates:

The lift stations are still in need of repair and we will begin as soon as the legal portion is completed.

We have a few things in the water plant needing repair:

- 1) The river pump is in need of repair and we do not have a pump to replace it. I need to buy a new pump to put in and have the existing one repaired for redundancy.
- 2) We also need to have the current high service pump repaired due to the wear on the barring's in the motor.
- 3) There is a processor for the #1 water plant skid that is malfunctioning and needs to be replaced. They no longer make this part so the manufacturer is trying to retrofit a new one to go in its place.

We are in the process of searching and hiring a new employee for public works department.

We are working in the old town hall to give us more space to store equipment out of the weather. In doing so we came across the old pictures and model of the old oil shale exhibit from Unocal. I would like to get these items in a museum. I would like to get the boards input on this.



Town of Parachute

A Safe Place to Land

Cary Parmenter, Police Chief

Integrity • Respect • Teamwork • Pride • Innovation • Diversity

222 Grand Valley Way • Parachute, CO 81635 • (970) 285-7630
PO Box 100

DATE: January 21, 2016
TO: Board of Trustees
FROM: Cary Parmenter, Police Chief

SUBJECT: MONTHLY REPORT

The last quarter of the year slowed down and gave us a chance to complete some training. We were granted permission from the Fire Department to use their training pad on County Road 215 and got some driving time in on a track, which completed out POST training mandate. We had lots of fun and only two cars needed the brakes replaced.

We have completed our trial phase of Body Warn Cameras for the officers. We now have policies in place and are in the process of gathering bids from three vendors to purchase the VieVU camera system. This system can record, store, and keep video evidence on a secure server.

I will have the Police Departments Annual report finished and ready for the Boards review before the February BOT meeting.

Police activity blotter for December 2015 is attached.

POLICE ACTIVITY BLOTTER FOR DECEMBER 2015

DATE	SUMMARY
12/01/15	Traffic Violation An Officer conducted a traffic stop in the 100 Block of Cardinal Way. Brady Jeffryes, 22 of Parachute was cited for no proof of insurance and defective vehicle.
12/03/15	Child Abuse Officers were called to Wildrose Lane on a report of a child abuse. The investigation is ongoing.
12/03/15	Traffic Violation Officer located a suspicious vehicle on St. Johns Circle with fictitious plates, the vehicle was towed.
12/04/15	Traffic Violation An Officer conducted a traffic stop in the 200 Block of Colorado Avenue, the driver Charles Wright, 21, of Parachute was summoned for DUR.
12/08/15	Liquor violation Officer contacted a party next to the South Side of Pedestrian bridge. Adrian Mundis, 25 of Parachute was summoned for open container.
12/09/15	Traffic Violation An Officer conducted a traffic stop in the area of West Second Street, and Fisher Avenue. Richard Richey, 39, of Parachute was summoned for DUR.
12/10/15	Traffic Officer conducted a traffic stop in the 200 block of Colorado Avenue. Arturo Gomez-Valenzuela, 35 of Parachute was summoned for Weaving and Driving without a valid driver's license.
12/10/15	Traffic An Officer conducted a traffic stop in the 100 Block of Cardinal Way. Steven Griffin, 42, of Parachute was arrested for DUR.
12/13/15	Domestic Officers were called to the 200 Block of Colorado Avenue on a report of a Domestic Violence. Keith Julian, 41 of Parachute was arrested on suspicion of Domestic Violence, Harassment, Obstruction of Telephone Services, and Criminal Mischief.
12/14/15	Domestic Officers were called to the 500 block of N Parachute Avenue on a report of a domestic assault. This case remains open and active.
12/14/15	Theft

Officers were called to the 100 block of Cardinal Way on a report of a theft. The case remains under investigation.

12/16/15

Traffic Violation

Officer conducted a traffic stop at the 75 mm on I-70. Maria Blanco, 55 of Rifle, CO was summoned for fictitious plates, and failure to display lights as required.

12/16/15

Traffic Violation

Officer conducted a traffic stop on Co Rd 300 and Cardinal Way. Lei Zhao, 26 of San Gabriel, CA was summoned for driving without a license, and failure to obey traffic control signal.

12/17/15

Traffic Violation

Officer conducted a traffic stop in the 300 block of Cardinal Way. Mark Preston, 21 of Parachute was summoned for Driving without a valid license, driver's vision obstructed, and failure to provide proof of insurance.

12/18/15

Domestic

Officers were called to 200 Colorado Avenue on a report of a Domestic Violence. Dalton Mulligan, 21, of Parachute was arrested for suspicion of Domestic Violence, Harassment, and Obstruction of Telephone Services.

12/19/15

Domestic

Officers were called to 200 Colorado Avenue on a report of a Domestic Violence. Jairo Ortega, 20 of Rifle, CO had an active arrest warrant for Domestic Violence, Assault third degree, Obstruction of Telephone Services, and Child Abuse.

12/23/15

DUI

Officer conducted a traffic stop in the area of Columbine Dr, and Laurel Dr. Agabo Jimenez-Hernandez, 50, of Parachute was arrested for DUI, Failed to provide proof of insurance, Display expired number plates, failed to drive in designated lane, and driver's vision obstructed.

12/24/15

Traffic Violation

Officer conducted a traffic stop at the 72 MM on I-70. Josue Gonzalez-Juaregui, 33, of Thornton, CO was summoned for DUR and Speeding 10-19 over the limit.

12/24/15

Traffic Violation

Officer conducted a consensual contact with a party in an idling car on St. John's Circle. The party, Damien Hamer, 32 of Rifle, CO admitted to the driving the vehicle. He was subsequently arrested for DUR-HTO, and Violation of Protection Order.

12/25/15

Traffic Violation

Officer located a suspicious vehicle in the 300 block of E 1st street. The driver, Donald Abbey, 51 of Grand Junction was arrested on Suspicion of DUI, Unlawful Possession of a Controlled substance, and DUR.

12/28/15

DUI

An Officer conducted a traffic stop in the 100 block of Cardinal Way. The driver, Cole Spencer, 19, of Silt was arrested for Suspicion of DUI-D, fictitious plates, MIP marijuana, improper signal, possession of drug paraphernalia, drove vehicle while wearing headphones.

- 12/30/15 DUI**
Officer conducted a traffic stop at Green and Ute Streets. The driver, Fransico Archuleta, 23 of Battlement Mesa, was arrested for suspicion of DUI-D, drove vehicle while license under restraint obstructing a peace officer, resisting arrest, and improper/defective muffler.
- 12/30/15 Disturbance**
During the previous stop two juveniles obstructed the officers and both were summoned and released to their parents.
- 12/31/15 Child Abuse**
Officers were called to Yampa Avenue on a report of child abuse, this case remains open and under investigation.
- 12/31/15 Traffic Violation**
Officers conducted a traffic stop on Cardinal Way, and Co Rd 300. The driver, Christina Weaver, 23 of Parachute, was summoned for violation of a traffic control device and DUR.

10 Traffic Citations December 2015
58 Total DUI arrests in 2015

26 Case Reports in December 2015
29 Case Reports in December 2014
17 Case Reports in December 2013

452 case reports 2015
(283 case reports total in 2014)

**TOWN OF PARACHUTE, COLORADO
RESOLUTION NO. 2016- 01**

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, DESIGNATING THE PLACES FOR POSTING OF PUBLIC MEETING NOTICES, ORDINANCES, AND OTHER ACTIONS TAKEN BY THE BOARD OF TRUSTEES AND TO DESIGNATE THE OFFICIAL NEWSPAPER OF GENERAL CIRCULATION.

WHEREAS, C.R.S. § 24-6-402(2)(c) requires the Board of Trustees to designate annually the place or places for posting public notices of meetings to comply with the Colorado Open Meetings (Sunshine) Law; and

WHEREAS, C.R.S. § 31-16-105 permits the Town to publish ordinances which have been passed by title only, provided that copies of the enacted ordinances are posted in three (3) public places within the municipality; and

WHEREAS, C.R.S. § 24-70-103(4) addresses requisites of a legal newspaper and states:

...if no newspaper is published within the territorial boundaries of a municipality that satisfies the requirements for a legal publication as specified in section 24-70-102, but a newspaper that provides local news and that would satisfy the requirements to be admitted to the United States mails with periodicals mailing privileges but for the absence of paid circulation is distributed within such territorial boundaries, the municipality may publish any legal notice or advertisement required by law in such newspaper; and

WHEREAS, there is not a newspaper published within the territorial boundaries of the Town of Parachute that satisfies the requirements for a legal publication and the Post Independent satisfies the requirements of C.R.S. § 24-70-103(4); and

WHEREAS, the Town wishes to designate the Post Independent as the newspaper for publication of an legal notice or advertisement required by law.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. That the following location is hereby designated as the place for posting of all notice of public meetings as required by C.R.S. § 24-6-402(2)(c):

**Parachute Town Hall
222 Grand Valley Way**

Section 3. In addition to the above location, the following two locations are designated as places for posting of copies of ordinances which have been enacted by the Board of Trustees pursuant to the provisions for C.R.S. § 31-16-105:

**Garfield County Library
Parachute Branch
244 Grand Valley Way**

**U.S. Post Office
Parachute Branch
120 North Railroad Ave.**

Section 4. Notices and other information required to be published in a newspaper of general circulation within the Town of Parachute shall be made in the Post Independent.

INTRODUCED, PASSED, ADOPTED, AND APPROVED by a vote of ___ to ___ of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 21st day of January, 2016 and approved by the Mayor on the 21st day of January, 2016.

**BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO**

By _____
Roy B. McClung
Mayor

ATTEST:

S. Denise Chiaretta
Town Clerk

**TOWN OF PARACHUTE, COLORADO
RESOLUTION NO. 2016-02**

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, AUTHORIZING THE TOWN CLERK TO APPOINT ELECTION JUDGES FOR THE TOWN'S 2016 MUNICIPAL ELECTION TO BE HELD ON APRIL 5, 2016 AND ESTABLISHING A RATE OF PAY.

WHEREAS, The Town of Parachute's 2016 Municipal Elections will be held on April 5, 2016 ("Election Day"); and

WHEREAS, C.R.S. § 31-10-401 requires the Board of Trustees, or the Town Clerk if so designated by the Board of Trustees, to appoint judges of the election at least fifteen (15) days prior to the Election Day; and

WHEREAS, C.R.S. § 31-10-408 establishes that election judges will be paid not less than five dollars and the amount paid is to be determined by the Board of Trustees.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. The Town Clerk is hereby authorized to appoint the election judges for the April 5, 2016 Town of Parachute Municipal Election in accordance with the Colorado Revised Statutes and the appointed Judges shall receive \$100.00 for their services.

INTRODUCED, PASSED, ADOPTED, AND APPROVED by a vote of __ to ___ of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 21st day of January, 2016 and approved by the Mayor on the 21st day of January, 2016.

**BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO**

By _____

Roy B. McLung
Mayor

ATTEST:

S. Denise Chiaretta
Town Clerk

Ad Name: 11805605A
Customer: Town of Parachute
Your account number is: 1003196

PROOF OF PUBLICATION
**THE RIFLE
CITIZEN TELEGRAM**

STATE OF COLORADO,
COUNTY OF GARFIELD

PUBLIC NOTICE
TOWN OF PARACHUTE MUNICIPAL ELECTION
JUDGES NEEDED

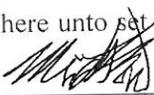
The Town of Parachute Municipal Election will be held on Tuesday, April 5, 2016 via Mail Ballot. The Town will be in need of judges for this election. In order to qualify, you must be 18 years or older, a registered voter in Garfield County, attend a training class and be available and willing to work a long day. Judges will be compensated \$100 for the day and must attend the judges training session March 28th at 5:00PM. A basic breakfast, lunch, dinner and snacks will be provided. Anyone interested in submitting an application, may obtain one from the Town Website at www.townofparachute.com or at Town Hall located at 222 Grand Valley Way, Parachute, CO.81635. For additional information please contact depden@parachutecolorado.com

Published in the Citizen Telegram January 7, 2016.
(11805605)

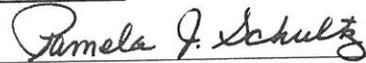
I, Michael Bennett, do solemnly swear that I am Publisher of *The Rifle Citizen Telegram*, that the same weekly newspaper printed, in whole or in part and published in the County of Garfield, State of Colorado, and has a general circulation therein; that said newspaper has been published continuously and uninterruptedly in said County of Garfield for a period of more than fifty-two consecutive weeks next prior to the first publication of the annexed legal notice or advertisement; that said newspaper has been admitted to the United States mails as a periodical under the provisions of the Act of March 3, 1879, or any amendments thereof, and that said newspaper is a weekly newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado.

That the annexed legal notice or advertisement was published in the regular and entire issue of every number of said weekly newspaper for the period of 1 consecutive insertions; and that the first publication of said notice was in the issue of said newspaper dated 1/7/2016 and that the last publication of said notice was dated 1/7/2016 the issue of said newspaper.

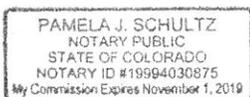
In witness whereof, I have here unto set my hand this 01/12/2016.


Michael Bennett, Publisher

Publisher Subscribed and sworn to before me, a notary public in and for the County of Garfield, State of Colorado this 01/12/2016.


Pamela J. Schultz, Notary Public

My Commission expires:
November 1, 2019





Town of Parachute

A Safe Place to Land

Stuart S. McArthur, Town Manager

Integrity • Respect • Teamwork • Pride • Innovation • Diversity

222 Grand Valley Way • Parachute, CO 81635 • (970) 285-7630

STAFF REPORT

DATE: January 21, 2016
TO: Town of Parachute Board of Trustees
FROM: Stuart S. McArthur, Town Manager
SUBJECT: **APRIL 5, 2016, ELECTION RESOLUTION**

Background

On December 10, 2015, the Board of Trustees adopted a resolution (No. 2015-24) that set forth the language for the recall election to be held on April 5, 2016. On that ballot Trustee John Loschke's name was included to be recalled.

Staff Analysis

Subsequently, it has been determined by the Town Clerk that Mr. Loschke was, in fact, elected in April 2012. As a result, his term as trustee ends in April 2016, and not makes him ineligible to be recalled. An amended resolution will be presented to the Board of Trustees to remove Mr. Loschke's name from the recall ballot question. His office will be placed on the regular election ballot.

Attorney Review

Mr. Jeffrey Conklin has prepared the amended resolution for your review and consideration.

Recommendations

Staff recommends that the Board approved the amended resolution.

If you have any additional questions or concerns, please contact me at 970-285-7630.

**TOWN OF PARACHUTE, COLORADO
RESOLUTION NO. 2016-03**

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, REMOVING TRUSTEE JOHN LOSCHKE FROM RECALL ELECTION.

WHEREAS, Section 2-2 of the Town Charter states that:

Each Trustee and the Mayor shall be elected for a term of four (4) years. Three (3) Trustees shall be elected at the general election in April of 2008 and every four (4) years thereafter. Three (3) Trustees and the Mayor shall be elected at the general election in April of 2010 and every four (4) years thereafter, subject to the provisions of Section 2-6 of this Article.

WHEREAS, Trustee John Loschke was elected to his current Trustee position in April, 2012 and, pursuant to Section 2-2 of the Town Charter, serves a 4-year term set to expire in April 2016;

WHEREAS, C.R.S. § 31-4-503(4) addresses recall petitions and elections, providing:

...if a regular election is to be held within one hundred eighty days after the date of submission of said petition, the recall election shall be held as a part of said regular election; except that, if the officer sought to be recalled is seeking reelection at said regular election, only the question of such officer's reelection shall appear on the ballot;

WHEREAS, the Town received a Petition to recall Trustee John Loshke from office within 180 days of a regular election;

WHEREAS, because Trustee Loschke is seeking re-election at the regular election to be held in April 2016, only the question of Trustee Loschke's re-election shall appear on the ballot;

WHEREAS, Trustee Loschke was mistakenly included in as part of the of recall election set in Resolution No. 2015-20;

WHEREAS, the Board of Trustees finds that the adoption of this Resolution is necessary to correct Resolution No. 2015-20 and properly conduct the recall and general election in April 2016;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Board of Trustees hereby determines that pursuant to C.R.S. § 31-4-503(1)

a recall election cannot be held on the Petition to recall John Loschke from the office of Trustee of the Town of Parachute and that only the question of Trustee Loschke's re-election shall appear on the ballot for the April 2016 general election. The Board of Trustees hereby amends Resolution No. 2015-20 to remove the question of "Shall John Loschke be recalled from the office of Trustee of the Town of Parachute?" and such question shall not appear on the election ballot.

Section 3. Town Staff is hereby authorized and directed to take such actions as are necessary and proper to ensure the recall election and general election are conducted appropriately based on the determination and actions contained in Section 2 of this Resolution, including but not limited to, removal of Trustee Loschke from any official ballot prepared in accordance with C.R.S. § 31-4-504, setting the issue of re-election for Trustee Loschke as part of the general election, and all other necessary and prudent actions and/or obligations of the Town to conduct an election in accordance with Colorado law.

INTRODUCED, PASSED, ADOPTED, AND APPROVED by a vote of ___ to ___ of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 21st day of January, 2016 and approved by the Mayor on the 21st day of January, 2016.

**BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO**

By _____

Roy B. McClung
Mayor

ATTEST:

S. Denise Chiaretta
Town Clerk



Town of Parachute

A Safe Place to Land

Stuart S. McArthur, Town Manager

Integrity • Respect • Teamwork • Pride • Innovation • Diversity

222 Grand Valley Way • Parachute, CO 81635 • (970) 285-7630

STAFF REPORT

DATE: January 21, 2016

TO: Town of Parachute Board of Trustees

FROM: Stuart S. McArthur, Town Manager

SUBJECT: LOAN FROM GENERAL FUND TO THE WASTEWATER ENTERPRISE FUND AND SUPPLEMENTAL APPROPRIATION FOR THE WASTEWATER ENTERPRISE FUND

Background

On December 7, 2015, Public Works responded to a leak at the sewer lift stations and upon inspection of the pump they discovered a leak in the pump. They determined where it was coming from and found that the seal in the pump had failed.

Public Works removed the pump for repair. They began by shutting the valves at either side of the pump, when they closed the inlet valve the stem in the valve broke. The valve is original equipment that was installed in 1985.

To remove the pump they need to replace the valve first, so the sewage doesn't flood the lift stations, in order to do that they need to pump the wet well down, while replacing the valve, as soon as that is done they can then remove the pump for repair.

A back-up pump is currently working, but if it fails there is NO pump and catastrophe hits.

Staff Analysis

The Wastewater Enterprise Fund has been precariously low in fund balance for some time now. In the 2016 budget presentation, the I requested that the Board direct staff to conduct a study to determine where rates need to be in order to build a balance that is sufficient to handle emergencies and other infrastructure failures. This study is underway and I will bring our recommendation back to the Board soon.

In December 2015, the Town submitted a grant application to the Department of Local Affairs (DOLA) for emergency funding, because the Wastewater Enterprise Fund cannot handle the financial hit for the repair of the pump.

Elyse Ackerman of DOLA forwarded the request to the Denver office and was told that "the request did not meet the threshold to require an emergency grant." Per DOLA policies: "To qualify, emergencies affecting a local government and community must show a financial crisis constituting a threat to public health, safety or welfare." Given the General Fund reserves the Town has, it was determined that this threshold hadn't been met.

As a result, it becomes necessary to find funding within the Town's resources. Since the Town has already transferred the maximum amount allowable to the Wastewater Enterprise Fund from the General Fund, a loan from the General Fund becomes our only real option.

As a note, enterprise funds lie outside the debt restrictions of TABOR and do not require a vote to borrow money.

The budget for the project is as follows:

Budget Line Items	Total Cost
Valve Install	\$ 1,330
Repair Pump	5,000
Wet Well Clean	4,930
Trucking	3,200
Contingency	1,500
Total	\$15,960

Two (2) debt schedules have been prepared. One for five (5) years and another for ten (10) years.

Five Years.....	\$ 3,557.40
Ten Years	\$ 1,940.80

Staff recommends that the ten (10) year schedule be adopted. The \$1,940.80 will be budgeted for the first payment in 2017.

In order to expend the necessary funds to complete this project, the Board is also requested to approve the supplemental appropriation (2016 Budget amendment) that reflects the receipt of the loaned funds and the expenditure appropriation.

Attorney Review

The Town Attorney has prepared the loan agreement documents that follow this staff report.

Recommendations

Staff recommends that the Board of Trustees approve entering into a loan agreement between the General Fund and the Wastewater Enterprise Fund and approving the required supplemental appropriation that will allow for the expenditure of the funds.

If you have any additional questions or concerns, please contact me at 970-285-7630.

**TOWN OF PARACHUTE, COLORADO
RESOLUTION NO. 2016-04**

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, AUTHORIZING A LOAN FROM THE FROM THE TOWN'S GENERAL FUND TO THE WASTEWATER FUND.

WHEREAS, On December 7, 2015, the Town's Public Works department responded to an emergency leak at the sewer lift stations and upon inspection of the pump they discovered a leak in the pump;

WHEREAS, ultimately, Public Works determined that extensive, emergency work needed to be completed to repair the pump, including replacing a valve, pumping down the wet well, and replacing the valve;

WHEREAS, the Town's Wastewater Fund has insufficient funds to cover the cost of such work;

WHEREAS, the Town wishes utilize a loan from the Town's General Fund to the Wastewater Fund to cover such emergency expenses in an amount not to exceed \$15,960.00 and to repay said amount as set forth in Exhibit A; and

WHEREAS, the Board of Trustees finds that such loan will aid in protecting and preserving the life, health, and safety of the Town and its residents.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. The foregoing recitals are incorporated herein as if set forth in full.

Section 2. The Board of Trustees authorizes a loan from the General Fund to the Wastewater Fund in an amount not to exceed \$15,960.00 and shall be repaid as set forth in Exhibit A, which is incorporated herein by this reference.

INTRODUCED, PASSED, ADOPTED, AND APPROVED by a vote of __ to ___ of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 21st day of January, 2016 and approved by the Mayor on the 21st day of January, 2016.

**BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO**

By _____
Roy B. McClung
Mayor

ATTEST:

S. Denise Chiaretta
Town Clerk

DEBT SERVICE SCHEDULE

Year	Payment	Principle	Interest	Balance
2017	\$ 1,940.80	\$ 1,346.40	\$ 594.40	\$ 14,613.60
2018	\$ 1,940.80	\$ 1,396.60	\$ 544.20	\$ 13,217.00
2019	\$ 1,940.80	\$ 1,448.60	\$ 492.20	\$ 11,768.40
2020	\$ 1,940.80	\$ 1,502.50	\$ 438.30	\$ 10,265.90
2021	\$ 1,940.80	\$ 1,558.50	\$ 382.30	\$ 8,707.40
2022	\$ 1,940.80	\$ 1,616.50	\$ 324.30	\$ 7,090.90
2023	\$ 1,940.80	\$ 1,676.70	\$ 264.10	\$ 5,414.20
2024	\$ 1,940.80	\$ 1,739.20	\$ 201.60	\$ 3,675.00
2025	\$ 1,940.80	\$ 1,803.90	\$ 136.90	\$ 1,871.10
2026	\$ 1,940.80	\$ 1,871.10	\$ 69.70	\$ -

**TOWN OF PARACHUTE
RESOLUTION NO. 2016-05**

**A RESOLUTION AMENDING THE 2016 BUDGET WITH ADDITIONAL
REVENUES AND APPROPRIATIONS OF EXPENDITURES TO THE
WASTEWATER ENTERPRISE FUND**

WHEREAS, in accordance with Section 8.9 of the Parachute Home Rule Charter the Board of Trustees may make additional appropriations by resolution during the fiscal year; and

WHEREAS, the Town Manager has certified that additional funds are available for appropriations in the fund from a loan from the General Fund; and

WHEREAS, a seal in the pump in the sewer lift station has failed and needs to be repaired as soon as possible as only the backup pump is available at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, THE FOLLOWING:

Section 1: Upon the Town Manager’s certification that there are current and prior year revenues available for appropriation in the Wastewater Enterprise Fund, the Town Board of Trustees hereby makes supplemental appropriations as itemized in Attachment “A” attached hereto.

Section 2: The Town Board of Trustees hereby authorizes and directs the Town Manager to enter into such contracts and execute such documents on behalf of the Town as may be necessary and customary to expend the funds hereby appropriated for all operations, capital projects and debt within this budget as amended in accordance with the requirements of the Home Rule Charter and the Town’s Financial Policies.

Section 3: The adoption of this Resolution will promote the health, safety and general welfare of the Parachute community.

Section 4: If any provision of this Resolution or portion thereof is held by a court of competent jurisdiction to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any other provision which can be given effect without the invalid portion.

Section 5: All prior Resolutions, resolutions, or other acts, or parts thereof, by the Town of Parachute in conflict with this Resolution are hereby repealed.

Section 6. That the Budget Supplemental herein approved and adopted shall be signed by the Mayor and Town Clerk, and made part of the public records of the Town of Parachute, Colorado.

INTRODUCED, READ, PASSED, AND ADOPTED as provided by law, by a vote of _____ to _____ of the Board of Trustees of the Town of Parachute, Colorado, at a special meeting held at the Town of Parachute, Colorado, on the 18th day of January 2016, and approved by the Mayor on the 18th day of January 2016.

BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO

By: _____
Roy B. McClung
Mayor

ATTEST:

S. Denise Chiaretta
Town Clerk

ATTACHMENT "A"

Description	2016 Budget	Supplemental Appropriation Amount	Revised Budget
<u>REVENUE</u>			
Loan from General Fund	\$ -	\$ 15,960	\$ 15,960
<u>EXPENDITURE</u>			
Capital Projects	\$ -	\$ 15,960	\$ 15,960

TOWN OF PARACHUTE, COLORADO
RESOLUTION NO. 2016-06

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO, FINDING THE WEST RUN, INC. ANNEXATION PETITION TO BE IN SUBSTANTIAL COMPLIANCE WITH STATE STATUTES AND SETTING A PUBLIC HEARING ON SAID PETITION.

WHEREAS, in January 2015, West Run, Inc. filed with the Town Clerk of the Town of Parachute, Colorado, a petition and request that the Board of Trustees commence proceedings to annex to the Town of Parachute a certain unincorporated tract of land located in the County of Garfield, State of Colorado, described on Exhibit A, attached hereto and incorporated herein by reference; and

WHEREAS, the Town planning staff advised the Board of Trustees that after a review of the annexation Petition and map, staff determined that the Petition and map are in substantial compliance with the state statutes, as required by C.R.S. § 31-12-107; and

WHEREAS, the Petition alleges as follows:

- 1) It is desirable and necessary that the territory described above be annexed to the Town of Parachute, Colorado.
- 2) The requirements of C.R.S. § 31-12-104, as amended, exist or have been met, including without limitation the following:
 - a) Not less than 1/6th of the perimeter of the area proposed to be annexed is contiguous with the Town of Parachute, Colorado.
 - b) A community of interest exists between the area proposed to be annexed and the Town of Parachute, Colorado.
 - c) The area proposed to be annexed is urban or will be urbanized in the near future.
 - d) The area proposed to be annexed is integrated with or is capable of being integrated with the Town of Parachute, Colorado.
- 3) The requirements of C.R.S. § 31-12-105, as amended, exist or have been met, including without limitation the following:
 - a) In establishing the boundaries of the area proposed to be annexed, no land held in identical ownership, whether consisting of one tract or parcel of real estate or two or more contiguous tracts or parcels of real estate:

- (1) has been divided into separate parts or parcels without the written consent of the landowner or landowners thereof.
- (2) comprising twenty (20) acres or more (which together with buildings and improvements situated thereon having a valuation for assessment in excess of \$200,000.00 for ad valorem tax purposes for the year preceding the proposed annexation), has been included without the written consent of the landowners.
- b) No annexation proceedings have been commenced for the annexation to a municipality other than the Town of Parachute, Colorado, of all or part of the territory proposed to be annexed.
- c) The annexation proposed in the Petition will not result in the detachment of area from any school district and the attachment of the same area to another school district.
- d) The annexation proposed in the Petition will not have the effect of extending the municipal boundary of the Town of Parachute more than three (3) miles in any direction from any point on the current municipal boundary of the Town in any one year; and

WHEREAS, the Town has or will have in place a plan meeting the requirements of C.R.S. § 31-12-105(e) prior to the effective date of the proposed annexation; and

WHEREAS, no election for annexation of the area proposed to be annexed to the Town has been held in the preceding twelve (12) months; and

WHEREAS, the signer of the Petition is the owner of one hundred percent (100%) of the territory proposed to be annexed, exclusive of public streets and alleys; and

WHEREAS, the annexation to the Town of Parachute, Colorado, of the area proposed to be annexed will not result in a change of county boundaries; and

WHEREAS, the name and mailing address of the signer of the Petition and date of signing are included in the Petition, and the legal descriptions of the land owned by Petitioner is attached to the Petition. No signature on the Petition is dated more than 180 days prior to the date of filing of the Petition for annexation with the Town Clerk; and

WHEREAS, the Petition is accompanied by four (4) or more copies of an Annexation Map containing, among other things, the following information:

- a) A written legal description of the boundaries of the area proposed to be annexed to the Town of Parachute, Colorado;
- b) The boundary of the area proposed to be annexed to the Town of Parachute, Colorado;
- c) Within the annexation boundary map, a showing of the location of each ownership tract in unplatted land and, if part or all of the area is platted, the boundaries and the plat numbers of plots or of lots and blocks; and
- d) Next to the boundary of the area proposed to be annexed, a drawing of the contiguous boundary of the Town of Parachute, Colorado; and

WHEREAS, none of the area proposed to be annexed to the Town of Parachute, Colorado, is presently a part of any incorporated city, city and county, or town, and is not contiguous to any other incorporated city, city and county, or town; and

WHEREAS, it appears that the Petition filed as aforesaid is in substantial compliance with the requirements of the Municipal Annexation Act of 1965, C.R.S. §31-12-107(1), as amended.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF PARACHUTE, COLORADO THAT:

Section 1. The Town incorporates the foregoing recitals as findings by the Board of Trustees.

Section 2. The Petition is in substantial compliance with the requirements of the Municipal Annexation Act of 1965, C.R.S. §31-12-107(1), as amended.

Section 3. The Board of Trustees of the Town of Parachute, Colorado, will hold a hearing upon the Petition for the purpose of determining and finding whether the area proposed to be annexed meets the applicable requirements of C.R.S. § 31-12-104 and § 31-12-105, as amended, and is considered eligible for annexation. The hearing shall be held on **March 17, 2016**, commencing at the hour of 6:30 p.m. Parachute Town Hall, 222 Grand Valley Way, Parachute, Colorado.

Section 4. Any person may appear at such hearing and present evidence upon any matter to be determined by the Board of Trustees of the Town of Parachute, Colorado.

Section 5. The Town Clerk of the Town of Parachute, Colorado shall give notice of the hearing to be held upon the Petition by causing notice thereof, in accordance with C.R.S. § 31-12-108(2), as amended, to be published once a week for four (4) successive weeks in the *Post Independent* a newspaper of general circulation in the area proposed to be annexed, the first publication to occur at least thirty (30) days prior to the aforesaid hearing. In addition, a copy of the published notice, together with a copy of this resolution and petition as filed, shall be sent by registered mail by the Town Clerk to the board of county commissioners and to the county attorney and to any special district or school district having territory within the area to be annexed at least twenty-five (25) days prior to the hearing date.

INTRODUCED, PASSED, ADOPTED, AND APPROVED by a vote of ___ to ___ of the Board of Trustees of the Town of Parachute, Colorado at a regular meeting held at Town Hall in the Town of Parachute, Colorado, on the 21st day of January, 2016 and approved by the Mayor on the 21st day of January, 2016.

**BOARD OF TRUSTEES OF THE
TOWN OF PARACHUTE, COLORADO**

By _____
Roy B. McClung
Mayor

ATTEST:

S. Denise Chiaretta
Town Clerk

PETITION TO THE TOWN OF PARACHUTE

January 13, 2016

Town of Parachute
ATTN: Stuart S. McArthur, Town Manager
222 Grand Valley Way
Parachute, CO 81635

SUBJECT: PETITION TO ANNEX PROPERTY INTO THE TOWN OF PARACHUTE

Dear Mr. McArthur:

The undersigned property owner, through his representative West Run, Inc. does hereby petition the Town of Parachute for annexation and zoning change on the property located at 8495 Highway 6, Parachute, CO 81635 Parcel ID # 2409-132-00026 Garfield County, to the Town of Parachute and seeks general industrial zoning. Legal description is: Section: 13 Township: 7 Range: 96 A TR IN LOT 3. AKA LOT 2 FISCHER # 1 EXEMPTION. (See attached maps.)

We allege that we desire the town of Parachute to annex the proposed property into the municipality and that for economic development and municipal services it is necessary to annex the proposed property.

Per CRS 31-12-104/105 Eligibility for annexation, we believe that the requirements exist or have been met Per CRS 31-12-104/105 for this property and meets the criteria.

(1) No unincorporated area may be annexed to a municipality unless one of the conditions set forth in section 30 (1) of article II of the state constitution first has been met. An area is eligible for annexation if the provisions of section 30 of article II of the state constitution have been complied with and the governing body, at a hearing as provided in section 31-12-109, finds and determines:

(a) That not less than one-sixth of the perimeter of the area proposed to be annexed is contiguous with the annexing municipality. Contiguity shall not be affected by the existence of a platted street or alley, a public or private right-of-way, a public or private transportation right-of-way or area, public lands, whether owned by the state, the United States, or an agency thereof, except county-owned open space, or a lake, reservoir, stream, or other natural or artificial waterway between the annexing municipality and the land proposed to be annexed. Subject to the requirements imposed by section 31-12-105 (1) (e), contiguity may be established by the annexation of one or more parcels in a series, which annexations may be completed simultaneously and considered together for the purposes of the public hearing required by sections 31-12-108 and 31-12-109 and the annexation impact report required by section 31-12-108.5.

(b) That a community of interest exists between the area proposed to be annexed and the annexing municipality; that said area is urban or will be urbanized in the near future; and that said area is integrated with or is capable of being integrated with the annexing municipality. The fact that the area proposed to be annexed has the contiguity with the annexing municipality required by paragraph (a) of this subsection (1) shall be a basis for

a finding of compliance with these requirements unless the governing body, upon the basis of competent evidence presented at the hearing provided for in section 31-12-109, finds that at least two of the following are shown to exist:

(I) Less than fifty percent of the adult residents of the area proposed to be annexed make use of part or all of the following types of facilities of the annexing municipality: Recreational, civic, social, religious, industrial, or commercial; and less than twenty-five percent of said area's adult residents are employed in the annexing municipality. If there are no adult residents at the time of the hearing, this standard shall not apply.

(II) One-half or more of the land in the area proposed to be annexed (including streets) is agricultural, and the landowners of such agricultural land, under oath, express an intention to devote the land to such agricultural use for a period of not less than five years.

(III) It is not physically practicable to extend to the area proposed to be annexed those urban services which the annexing municipality provides in common to all of its citizens on the same terms and conditions as such services are made available to such citizens. This standard shall not apply to the extent that any portion of an area proposed to be annexed is provided or will within the reasonably near future be provided with any service by or through a quasi-municipal corporation.

The undersigned represents 100% of the land owners for this request and own more than 50% of the land proposed to be annexed. There is industrial zoning currently alongside and adjacent to the property. Industrial and a variety of commercial uses are operating in these areas currently.

The signers of this petition request that the Town of Parachute approve the annexation of the proposed property to be annexed.

Thank you for your consideration of this petition.

Sincerely,

West Run, Inc.
Mark Gerhard President
2536 Rimrock Ave. Suite 400-380 Grand Junction C) 81505

Jesse Carnahan, Property Owner

_____ Date _____

8495 Highway 6
Parachute CO 81635

PI# 2409-132-00026

AFFIDAVIT

I, Mark Gerhard swear that I reside at 2536 Rimrock Ave. Suite 400-380 Grand Junction C) 81505 and further swear the signature of Jesse Carnahan, Property Owner on the above petition is the signature of the person he purports to be.

Mark Gerhard, President
West Run, Inc.

Date

STATE OF COLORADO)
) ss.
COUNTY OF GARFIELD)

Subscribed and sworn to be before me this _____ day of _____, 2016

WITNESS MY HAND AND OFFICIAL SEAL.

My commission expires:

[SEAL]

Notary Public

Vicinity Map



Site Location





Town of Parachute

A Safe Place to Land

Stuart S. McArthur, Town Manager

Integrity • Respect • Teamwork • Pride • Innovation • Diversity

222 Grand Valley Way • Parachute, CO 81635 • (970) 285-7630

STAFF REPORT

DATE: January 21, 2016
TO: Town of Parachute Board of Trustees
FROM: Stuart S. McArthur, Town Manager
SUBJECT: GARCO AGREEMENT REGARDING CERR'S

Background

In December of each year, the Department of Local Affairs (DOLA) mails Colorado Employee Residence Reports (CERRs) to companies involved in the production of minerals and mineral fuels, or "reporting parties". This report is completed each year as directed by Colorado Revised Statute 39-29-110(1)(c). The reports are used to determine the Colorado residence of certain mineral and energy industry workers. This information is then used as part of the basis for State Severance Tax and Federal Mineral Lease direct distribution payments to local governments.

Using DOLA's website, reporting parties will complete and submit the CERRs electronically. Once reports are approved by DOLA, counties and municipalities are notified via email. Local Governments have the opportunity to review and challenge the jurisdiction of addresses reported on the CERRs.

In 2015, all Garfield County municipalities approved a reciprocal agreement with the County for the purpose of streamlining the collective Department of Local Affairs (DOLA) Colorado Employee Residency Reports (CERR) review process. It was a huge time and expense saver.

Garfield County staff (Kirby & Nancy) review all of the in-county employee addresses reported by over 100 energy companies and subcontractors and submits correction requests when, for example, an employee street address is reported as 'unincorporated county' when it is in fact within Rifle city limits, and vice versa. The respective municipality also reviews addresses in and around their jurisdiction.

Garfield County is requesting that we renew this reciprocal agreement for 2016 to continue streamlining how we review and submit corrections to Department of Local Affairs Colorado Employee Residency Reports. They are asking the Town to confirm approval of the same reciprocal agreement for 2016 (2015 agreement is attached). According to DOLA, instead of a signed letter, they simply need an email with a CC to all participating governments that restates the reciprocal agreement terms.

Last year Garfield County staff sifted through 1,300+ energy employee addresses and submitted 480 corrections to erroneous employee residences and used a foolproof and quality-assured process that ensures each of our municipal jurisdictions and the County were correctly credited by DOLA for the employees living within each jurisdiction.

Staff Analysis

Staff appreciates the County's efforts on our part.

Attorney Review

N/A

Recommendations

Staff recommends Board approval of the reciprocal agreement with Garfield County and asks direction for the Town Manager to submit appropriate e-mail/approval.

If you have any additional questions or concerns, please contact me at 970-285-7630.



November 26, 2014

RE: Garfield County jurisdiction's reciprocal agreement to accept each other's CERR challenges without need for attached documentation.

Tamra Norton
Colorado Department of Local Affairs
1313 Sherman Street, RM 521
Denver, CO 80203

Dear Ms. Norton,

Garfield County and our municipalities: Carbondale, Glenwood Springs, New Castle, Silt, Rifle, and Parachute have implemented a reciprocal agreement to accept all Colorado Employee Residence Reports (CERR) jurisdiction challenges each may submit to DOLA without the need for attached documentation of 'proof' for the address challenge. We have arrived at this agreement in recognition that each local government has effectively shown they are capable of accurately reviewing and challenging CERR jurisdictions and that requiring each to attach proof for challenged addresses represents a significant investment in staff time that yields no tangible benefit.

Each affected local government has signed below to formalize their approval of this reciprocal agreement. We ask DOLA to accept this letter in lieu of any requirement for the affected local governments to attached documentation of any sort to individual CERR jurisdiction challenges we may submit and that would move an address from one Garfield County jurisdiction to another Garfield County jurisdiction. In the rare case where a conflicting challenge is submitted by two or more local jurisdictions, we also have agreed to work together to inform DOLA of the correct and final jurisdiction.

Cc *Jay Harrington, Carbondale, Town Manager* 
 Kirby Wynn, Garfield County, Oil and Gas Liaison 
 Pamela Woods, Silt, Town Administrator 
 Jeff Hecksel, Glenwood Springs, City Manager 
 Matt Sturgeon, Rifle, City Manager 
 Tom Baker, New Castle, Town Administrator 
 Stuart McArthur, Parachute, Town Manager 



All.

Just a short note in appreciation for the "super" fruit basket. The pears were great.

Thanks again

John



Support for Survivors of Domestic and/or Sexual Violence

January 5, 2016

Stuart McArthur and Board of Trustees
Town of Parachute
PO Box 100
Parachute, CO 81635

Dear Mr. McArthur and Board of Trustees:

On behalf of the Board of Directors, I would like to take this opportunity to extend our appreciation to you and the Town of Parachute for both your commitment to victim services and for your support of our work. Your continued generosity is truly appreciated by us and the families we serve in Garfield County.

Happy New Year!!

Sincerely,

Julie Olson, MSW
Executive Director