



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

6:30 P.M.

(A) ROLL CALL:

TRUSTEES PRESENT: John Loschke, Daniel Manzanares, Tim Olk, Tom Rugaard and Juanita Williams. Mayor McClung was also present.

TRUSTEES ABSENT: NONE

STAFF PRESENT: TOWN CLERK, Denise Chiaretta
PUBLIC WORKS DIRECTOR, Mark King
POLICE CHIEF, Cary Parmenter
MANAGEMENT ANALYST, Lynn Stroud
TOWN ATTORNEY, Jeffery Conklin

STAFF ABSENT: TOWN MANAGER, Stuart McArthur

AUDIENCE LIST ATTACHED:

(B) PLEDGE OF ALLEGIANCE

(C) APPROVE AGENDA

MOTION NO. 1:

Moved and seconded by Trustees Loschke / Manzanares to approve the agenda.

Vocal Vote: Motion passed unanimously.

(D) CONSENT AGENDA:

- (1) MINUTES FROM THE AUGUST 20, 2015, REGULAR MEETING
- (2) EXPENDITURES PAID IN AUGUST 2015

Town Clerk Chiaretta stated that there were a couple of words in Mr. Jarrett's statement from last meeting that she changed and she has spelled Jarrett with an e not an a and that also needed corrected.

MOTION NO. 2:

Moved and seconded by Trustees Loschke / Manzanares to approve consent agenda as amended.

Motion passed unanimously.

Mayor McClung welcomed the High School Students that were in attendance at the meeting.

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

Pam Jarrett 184 South Second Court read a prepared statement regarding bringing recreational marijuana into the Town of Parachute and feels that it is her mission to let the residents of Parachute know that the Board of Trustees have moved ahead to allow retail marijuana stores in the Town of Parachute and she has circulated a initiative petition of a proposed ordinance to ban marijuana in the Town of Parachute.

Ron Jarrett 184 South Second Court stated that he had been living his life not paying any attention as to what the Board of Trustees were doing to keep the Town running and it seemed to be going well, but all of a sudden it was brought to my attention that the Board of Trustees had passed an ordinance to allow retail marijuana in Parachute. How did this happen? I believe that the Town did not properly notice the citizens, putting a notice on the back of the utility bill is not enough, I believe that the residents of Parachute should have the chance to vote to decide if they want to have retail marijuana in Parachute.

Mr. Jarrett asked the question and stated: "Did the Trustee take money under the table to get this Ordinance passed to allow retail marijuana, and if they did, you do not want to serve the citizens of Parachute. It will not take that many signatures to have the Trustees recalled.

Mr. Jarrett stated that if the Trustees would not pass the proposed initiative Ordinance **NO.688**, a special election could be held within 90 days and citizens could vote.

(F) DEPARTMENTAL REPORTS:

(1) Mayor and Board of TrusteesMayor and Trustees
Mayor stated that for the Trustees information Garfield Clean Energy Town Manager McArthur recommends dropping out of Garfield Clean Energy.

..... Trustee Manzanares was glad he went to the CML District Meeting in Silt.
Trustee Rugaard went to EAB and stated that Garfield Clean Energy made a presentation about natural gasfor fuel.

(2) Town Manager Monthly Update..... Stuart McArthur, Town Manager
Management Analyst Stroud gave the Board an overview of United Systems Technology government software program and made comparisons to Caselle government software that the Town is using at this time. Ms. Stroud stated that this software is called ASYST and this software can do a great deal and there are more applications and is less time consuming and after the initial costs the annual support will be much less than Caselle.

No action is to be taken tonight as this is informational for the Trustees and the reason for doing this now is because Assist had contacted Ms. Stroud and offered a reduced rate at this time and she would like to start implementing the program so it would be in place at the beginning of the year.

Mayor McClung gave an overview of the tax revenues and property value figures in Town Manager McArthur's absence.

(3) Police Department Monthly Update Cary Parmenter, Police Chief
Chief Parmenter stated that there would be a drug take-back event on Sept 26th and if no one had any questions everything else is in his report.

Mayor McClung gave an overview on Community Development Derek Wingfield's report.

(4) Public Works Monthly Update Mark King, Director of Public Works
Public Works Director King stated that Parachute Park Blvd is on track and there will be less milling on C.R. 215, so it may allow the Town to pave a little further than first expected.

Public Works will be working on the grounds for Oktoberfest to prepare for the concerts, we will have extra inmates for that week.

Trustee Olk asked if there would be mix to fix the pot holes in Town.

Public Works Director King stated that the pot holes would be taken care of.

(G) DISCUSSION WITH THE GRAND VALLEY FIRE PROTECTION DISTRICT REGARDING THE LEASED PROPERTY AT 200 GRAND VALLEY WAY.

GRAND VALLEY FIRE PROTECTION DISTRICT:

BOARD PRESIDENT: KEVIN WHELAN

FIRE CHIEF: DAVID BLAIR

Fire Chief Blair gave an overview of the reasons the Fire District wants to buy the property where the fire station is. It is a good investment for the District to own the land that the fire station is on and they do not want to take the chance that the Town would decide to terminate the lease.

Board President Kevin Whelan stated they have invested \$113,000 in the property and would like to keep this building and add another full time fire fighter and that would mean investing more money in the building.

If the Fire District is going to invest more money into this property, they need some guarantee that the Town will not decide they want the property for something else and the Fire District will be asked to leave.

The land up County Road 215 is and always be a training facility to keep their rating the District needs a station in Town.

Trustees Rugaard and Loschke agreed that something could be worked out to make the Fire District feel more secure and the Town could still keep the land.

Town Attorney Conklin stated that this should be brought before the Trustees with some solutions that would benefit both parties.

(H) BOARD CONSIDERATION OF A LIQUOR LICENSE RENEWAL APPLICATION FOR A 3.2 BEER OFF-PREMISE LICENSE

APPLICANT: Rocky Mountain C Stores Inc.

D.B.A.: Rocky Mountain C Stores

ADDRESS: 201 S. Columbine Court
Parachute, CO 81635

Mayor McClung asked T.C. Chiaretta if the application was in order and fees were paid.

T. C. Chiaretta stated that fees were paid and application was complete.

MOTION NO. 3:

Moved and seconded by Trustees Loschke / Olk to approve the Liquor License Renewal Application for a 3.2 Beer Off- Premise License for Rocky Mountain C Stores.

Motion passed with Trustees Olk, Loschke, Williams, and Manzanares voting yes and Trustee Rugaard voting no.

(I) CONTINUATION OF PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES IN CONSIDERATION OF A DEVELOPMENT REVIEW APPLICATION FROM THE TOWN OF PARACHUTE

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), Article 4 subdivision and more specifically, those sections pertaining to minor subdivisions.

PROJECT LOCATION: N/A

LEGAL DESCRIPTION: N/A

Public Hearing called to order at 7:28 p.m.

T.A. Conklin explained why the Town is requesting the changes in Title 15 to make the process for minor Sub-division much shorter.

Mayor McClung asked Town Clerk Chiaretta if the hearing was properly noticed and there is proof of publication.

Town Clerk Chiaretta replied that the hearing was properly notice and proof of publication was not necessary for this hearing.

Mayor McClung entered into the record the Town Staff report and application materials as forwarded to the Board from the Planning and Zoning Commission.

Mayor McClung asked if there were any additional Staff comments that needed to be entered into the record, there were none.

Mayor McClung asked if any Trustees had questions.

Trustee Rugaard asked what steps are the being eliminated.

Town Attorney Conklin stated that the amendment for minor subdivision would allow the Town Manager to the review and approve the application. The Town Manager can forward to the Board for their determination if deemed prudent. The step being eliminated is the extra time of going before the Planning and Zoning Commission.

Mayor McClung and if there was any public comment? There were none.

Mayor McClung closed the Public Hearing at 7:35 p.m.

(J) BOARD CONSIDERATION AND APPROVAL OF ORDINANCE: NO. 685

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING TITLE 15 OF THE PARACHUTE MUNICIPAL CODE REGARDING MINOR SUBDIVISIONS AND LAND USE APPLICATION TIMELINES.

MOTION NO. 4:

Moved and seconded by Trustees Rugaard / Olk to approve Ordinance NO. 685

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, AMENDING TITLE 15 OF THE PARACHUTE MUNICIPAL CODE REGARDING MINOR SUBDIVISIONS AND LAND USE APPLICATION TIMELINES.

Motion passed unanimously.

(K) BOARD CONSIDERATION OF PROPOSED ORDINANCE (INITIATIVE): NO. 688

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO PROHIBITING THE OPERATION OF MARIJUANA CULTIVATION FACILITIES, MARIJUANA PRODUCT MANUFACTURING FACILITIES, MARIJUANA TESTING FACILITIES, AND RETAIL MARIJUANA STORES; AND REPEALING IN ITS ENTIRETY ORDINANCE NO. 683 AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, REPEALING SECTION 11.08.150 OF THE PARACHUTE MUNICIPAL ord. AND ADDING A NEW CHAPTER 6.11 TO TITLE 6 OF THE PARACHUTE MUNICIPAL CODE TO GOVERN LICENSING, AND OPERATION OF RETAIL MARIJUANA CULTIVATION FACILITIES, TESTING FACILITIES, PRODUCT MANUFACTURING FACILITIES, AND STORES.

As Town Manager McArthur was not present Mayor McClung asked T.A. Conklin to take the lead.

Town Attorney Conklin informed the Board that this a initiative that the citizens have brought before the Board and the State Statutes state that the Board may adopt Ordinance NO.683 in full which will prohibit marijuana in the Town of Parachute. If he Board denies Ordinance NO. 688 at this meeting, the vote will be brought before the electors in the November 2016 general election.

MOTION NO. 5:

Moved and seconded by Trustees Rugaard / Williams to deny Ordinance (Initiative): NO. 688

AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO PROHIBITING THE OPERATION OF MARIJUANA CULTIVATION FACILITIES, MARIJUANA PRODUCT MANUFACTURING

FACILITIES, MARIJUANA TESTING FACILITIES, AND RETAIL MARIJUANA STORES; AND REPEALING IN ITS ENTIRETY ORDINANCE NO. 683 AN ORDINANCE OF THE TOWN OF PARACHUTE, COLORADO, REPEALING SECTION 11.08.150 OF THE PARACHUTE MUNICIPAL CODE PROHIBITING CRIMINALIZING THE OPERATION OF RETAIL MARIJUANA FACILITIES AND ADDING A NEW CHAPTER 6.11 TO TITLE 6 OF THE PARACHUTE MUNICIPAL CODE TO GOVERN LICENSING, AND OPERATION OF RETAIL MARIJUANA CULTIVATION FACILITIES, TESTING FACILITIES, PRODUCT MANUFACTURING FACILITIES, AND STORES.

Motion passed with Trustees Williams, Olk, Rugaard and Loschke voting yes and Trustee Manzanares voting no.

(L) PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES IN CONSIDERATION OF AN APPLICATION FOR RETAIL LICENSE FOR A MARIJUANA RETAIL STORE

APPLICANT/OWNER: Cannabist Castle Supermarket & Dispensary Lounge, LLC
DBA: The Kind Castle

PROJECT NAME: Application for license from the Town of Parachute for a retail marijuana store.

PROJECT LOCATION: 248 East First Street
Parachute, CO 81635

LEGAL DESCRIPTION: Assessor Parcel No: 240912113007
Section: 12 Township: 7 Range: 96 Subdivision:
ORIGINAL TWNSTE PARACHUTE Block: 6 Lot: 10
THRU - Lot: 12

Mayor McClung called the Public Hearing to order at 7:57 p.m. before the Board of Trustees acting as the Local Licensing authority.

Mayor McClung asked Town Clerk Chiaretta if the hearing has been properly noticed and is there a proof of publication.

Town Clerk Chiaretta responded "yes and copies are in the packet."

Mayor Mc Clung if there were proof of publication.

Town Clerk Chiaretta replied "yes."

Mayor McClung asked if the applicant was present.

The representative of the Cannabist Castle Supermarket & Dispensary Lounge, LLC DBA the Kind Castle is present. The representative of the Kind Castle indicated his presence

Mayor McClung asked if there were any disclosures or any personal interest of the Board on the subject or the application.

There were none.

Mayor McClung asked if there was anything from the Board. There was not.

Mayor McClung entered into the record: The Town Staff report, the application materials, and exhibits pertaining to this application, as forwarded to the Board.

Mayor McClung asked if there any additional documents. There were not.

Mayor McClung asked Town Attorney Conklin if he would introduce the applicant.

T.A. Conklin stated that the application is for the "Cannabist Castle," for a retail marijuana store. He stated, "As I am doing this at the request of Town Manager McArthur, I have not done the review. This is Town Manager McArthur's review and as I look at the application it seems that requirements of the application are in order."

Mayor McClung asked the representative to come forward and state their name and address for the record.

The representative stated that his name is John Dyet, address is 1517 Bennett Ave., Glenwood Springs, CO. and he is representing the "The Kind Castle"

Mayor McClung swore-in the applicant's representative.

Mr. Dyet stated that he has statements signed by residents and business owners he would like to be submitted to the Board.

Mr. Dyet stated that this is an application for a retail sales store at 2548 East First Street all requirements as defined within the ordinance have been met, also extensive procedures for screening customers, potential patrons that come into the facility with two (2) I.D. check points. The first check point is electronic which ensures 100% accuracy. The second check point is at the sales counter where the customer's I.D. is checked again.

As customers can come in right off of I-70 extra security measures will be in place, cameras will cover all areas of egress and ingress and all of the internal areas in the shop including point-of-sale. Everything will be in full compliance with the State of Colorado Marijuana Enforcement and the Town of Parachute's Ordinance.

Mayor McClung asked if the Trustees have any questions from the applicant or Staff.

Trustee Loschke asked if the building on this site is ADA compliant.

Town Attorney Conklin stated he did not know.

Town Clerk Chiaretta stated that she did not know either, but did know that Derek and Charlie Davis have gone through all of the buildings from whom we have received applications knows there was a problem with another building, but had not heard anything on this building.

Town Attorney Conklin stated he would note in the Staff report of the criteria that is reviewed it's compliance with the Zoning and Land use laws.

Mayor McClung asked if the Board has any further questions of the applicant or the Staff.

There were none.

Mayor McClung stated that we have now come to the public comments portion of the public hearing.

Please keep your public comments limited to the issues before the Board, and keep comments to three (3) minutes.

Mayor McClung asked that everyone that has signed up to speak please stand and be sworn-in.

Listed speakers are Pam Jarrett, Tom Miller, Bryce Minter, Ron Jarrett, Linda Cannizzaro, and Erin Tanner.

Pam Jarrett, 184 South Second Court, Parachute stated that she is questioning the Town's going forward with retail marijuana when marijuana is not mentioned anywhere in the comprehensive plan or in the revisions to the land use regulations and changes to the zoning needs to be considered.

All text amendments must be reviewed by the Planning and Zoning Commission, there needs to be a meeting to address these issues before any license can be issued for a retail marijuana establishment and more specifically where it can be located.

If you persist in leaving the public out of the process, deny the non-compliant issues presented tonight, and issue the license anyway, you could very well see yourselves facing a lawsuit by “Let the People Vote”, in the Garfield County District Court.

Mayor McClung called up the next speaker Tom Millender.

Mr. Millender 28 Limberpine Circle, Battlement Mesa stated that he felt the people should be able to vote, that is what many families have lost family members fighting for the right to vote.

Mayor McClung stopped Mr. Millender telling him that the right to vote is not the question before the Board of Trustees tonight, but an application for a retail marijuana establishment is.

Mayor McClung called Bryson Minter to speak.

Mr. Minter 406 Yarrow Circle, Parachute stated that he felt the publications were not done correctly and the notice property, it is not 500 feet from the school property to the location of the retail marijuana store.

Mayor McClung called Ron Jarrett to speak.

Ron Jarrett, 184 South Second Court, Parachute, stated that he would have to disagree that the notices were made to property owners. Mr. Jarrett stated that he has copies and would like to know how many certified letters were returned which means that these property owner were not notified.

Mayor McClung then called Linda Cannizzaro to speak.

Linda Cannizzaro, 231 East 2nd Street, Parachute, informed the Board that she lives right behind the property being discussed and she did not receive anything in the mail. Her concern is the sale ability of her home. She indicated that her property tax may go up, but for potential buyers that list just dropped to 1% instead of 755, because of her proximity to the school. Ms. Cannizzaro also feels that this property is too close to the school.

Mayor McClung called Erin Tanner to speak.

Ms. Tanner 94 Bristlecone, stated she lives Battlement Mesa, but works at pre-school that is in proximity to the property in question. This is a pre-school-to-first grade and she does not believe these small children should be exposed to having retail marijuana this close to the school.

Mayor McClung called Karl Stubick

Karl Stubick, 64 Horizon Circle, Battlement Mesa. Mr. Stubick stated that he understands the concerns of Ms. Cannizzaro with her home and the school being so close to the proposed site. The Board should be more sensitive to the wants of the community, if you want marijuana you only have to drive a few miles to get it.

Applicant representative John Dyet stated that tonight’s meeting is not about the proximity to the school the Town has already given us the go ahead to apply for a license for this property this meeting is about granting or not granting a marijuana retail license.

Mayor McClung asked if there was any further discussion from the Board.

Mayor McClung closed the Public Hearing 8:48 p.m...

Mayor McClung called for additional discussion and comments from the Board members.

Trustee Rugaard stated that he doesn’t like the proximity to the school even if it meets the 500 foot requirement; He inquired, if you are going down the alley does it meet the requirement then?

Mayor McClung asked for a motion to either approve the application, approve the application with conditions or deny the application.

MOTION NO 6:

Moved and seconded by Loschke / Williams to grant a retail Marijuana License to the Cannabis Castle Supermarket & Dispensary Lounge LLC D.B.A. The Kind Castle located at 248 East First Street.

Motion passed with Trustees Olk, Loschke, Williams, voting yes and Trustees Rugaard and Manzanares voting no.

Mayor McClung called a ten minute break at 8:50 p.m.

Meeting reconvened at 9:00 p.m.

(M) PUBLIC HEARING BEFORE THE TOWN OF PARACHUTE BOARD OF TRUSTEES IN CONSIDERATION OF AN APPLICATION FOR RETAIL LICENSE FOR A MARIJUANA RETAIL STORE

APPLICANT/OWNER: Parachute Green Joint, LLC
DBA: The Green Joint

PROJECT NAME: Application for license from the Town of Parachute for a retail marijuana store.

PROJECT LOCATION: 315 East First Street
Parachute, CO 81635

LEGAL DESCRIPTION: Assessor Parcel No: 240912100029
Section: 12 Township: 7 Range: 96 Subdivision: PARK
ADD Block: 32 Lot: 1 THRU - Lot: 7, Subdivision: PARK
ADD Lot: 0 S. 66.8' OF EXCEPT PT. I-70 ROW

Public Hearing called to order at: 9:04

Mayor McClung asked if the applicant present.

Applicant answered "yes."

Mayor McClung asked Town Clerk Chiaretta if there is proof of publication and notice to property owners.

Town Clerk Chiaretta answered that she had receipts the notices were sent to property owners and proof of publication.

Mayor McClung asked if there were any Board disclosures of any personal interest in the subject property or the application.

There were none.

Mayor McClung stated that at this time he would enter into the record: The Town Staff report, the application materials, and other exhibits pertaining to this application as forded to the Board.

Mayor McClung asked if there were any additional documents that the Town Staff would like to have introduced into the record.

There were none.

Mayor McClung asked Town Attorney Conklin to introduce the applicant.

Town Attorney Conklin informed the Board that as Town Manager McArthur was not present he is introducing the applicant.

The applicant is the "Parachute Green Joint" they have submitted a complete application that has been reviewed by Staff. He stated that there is an error on item H on the application check list which Town Attorney Conklin stated he would let the applicant address.

Mayor McClung asked the applicant to state his name and address and proceed with his presentation.

Dan Sullivan, Parachute Green Joint, LLC, local address is 315 East 1st Street, Parachute CO 81635.

Town Attorney Conklin interrupted the applicant to state that the applicant needs to be sworn in.

Mayor McClung swore in the applicant.

Mr. Sullivan gave an overview of his organization that he and his wife started in 2009. V.J's Outlaw Ribs property was under a short sale and headed for foreclosure proceedings. The assumption was without retail marijuana, it would likely sit idle and abandoned.

They plan on doing two things with this building: the restaurant space will be one unit and they are in the process of looking for a qualified restaurant to work with the community. The portion that was the bar area in the back will be Unit B where they will have the retail marijuana store. There is currently a large deck outside which they are going to convert to the entry area for the Parachute Green Joint. This will entail approximately \$100,000 of remodeling cost going into this building to make it what it's going to be and to hold up our requirements.

Mr. Sullivan stated that they would also like to be a good neighbor. "We can have education sessions, bring folks into our property and explain what we do." There may be some community projects that may need funding or volunteers to help with clean up or painting. They would help where they could.

Mr. Sullivan went on to explain their security plan and meeting all State and Town requirements.

Mayor McClung asked the Board if they had any questions for this applicant or the Town Staff regarding this application.

Trustee Rugaard asked if Item H in the application had been corrected.

Mr. Sullivan stated that it had.

Mayor McClung stated that we now come to the public comment portion of the public hearing.

Mayor McClung asked if everyone that wants to speak has signed up.

Mayor McClung swore-in all those that wished to speak.

Mayor McClung called Pam Jarrett forward.

Pam Jarrett 184 South Second Court, Parachute stated that she did not know why the Board was not considering its own laws and ordinances. There needs to be a planning and zoning meeting. Should we win this law suit, "Let the People Vote", against the Town it would invalidate any license in front of it and would have to inspect immediately the zoning provision of Ordinance No. 683.

Mayor McClung called Bryson Minter to speak.

Bryson Minter 406 Yarrow Circle, Parachute stated he would like the Board to consider what he stated earlier.

Mayor McClung called Ralph Archuleta to speak.

Ralph Archuleta, 320 Columbine Drive, Parachute stated that he came to Parachute five years ago and had a job in the gas and oil industry, he was laid off this year and is unemployed. He has acquired a license

from the State of Colorado Department of Revenue so he can sell marijuana recreationally. Now that he has his license he is ready to go to work. He likes the prospect of bringing jobs to the community and feels that this will be good for the community.

Mayor McClung called Ron Jarrett to speak.

Ron Jarrett, 184 South Second Court stated that he would echo the question his wife and other people have asked as to why the Board would pass an ordinance and not keep it. Mr. Jarrett also echoed his earlier concerns about the certified mailings not going to the property owner as the property address were used instead of post office boxes.

Mayor McClung called several names, but the persons had left.

Mayor McClung called Robert White.

Robert White lives on Tamarisk in Battlement Mesa. Mr. White stated that there is a playground across the street from this location. It is a public playground and our rest area people stop to rest and let their children play.

Mayor McClung asked is there any other public comments that we missed.

There were none.

Mayor McClung closed the public comment portion of the hearing.

Mayor McClung asked the applicant if he would like to address and comments made by the public.

Mr. Sullivan stated that jobs are coming and regarding the notice and mailings they did exactly what was asked of them.

Mayor McClung asked if the Board had any questions for Town Staff or the applicant.

Trustee Loschke asked if the applicant would consider local residents when hiring.

Mr. Sullivan stated that he would prefer residents as employees.

Trustee Rugaard asked if there was any interest in the restaurant side of the building.

Mr. Sullivan stated that he has received several inquiries, but nothing has been decided.

The public hearing was closed at 9: .35 p.m.

Mayor McClung stated he is in need of a motion to approve, move to approve with conditions, or move to deny.

MOTION NO. 7:

Moved and seconded by Trustee Loschke and Olk acting as the Marijuana Local Licensing Authority find that the application complies with the review criteria contained in the Section 6.111.120 of the Municipal code and to approve subject's application and grant a Retail Marijuana License to The Parachute Green Joint LLC located at 315 1st Street.

Motion passed with Trustees Rugaard, Olk, Williams and Loschke voting yes and Trustee Manzanares voting no.

(N) BOARD APPOINTMENT AND SWEARING IN OF NEW TRUSTEE TO THE BOARD OF TRUSTEES TO REPLACE NORMAN FECK WHO RESIGNED JULY 16, 2015

APPLICANTS: CHRIS JACKSON
 TRAVIS SPROLES

Mr. Jackson was unable to attend the meeting due to working the graveyard shift at the Rifle Fire Station. Town Clerk Chiaretta e-mailed a copy of the potential question to Mr. Jackson and he returned them for the Board's review.

Applicant Sproles came before the Board to answer the Trustees questions.

Mayor McClung gave a copy of some of the potential questions to give him a minutes to see what may be asked of him.

Mayor McClung asked Mr. Sproles to please state his name and address for the record.

He gave his name and address as Travis Sproles 159 South Second Court, Parachute.

Trustee Olk asked Mr. Sproles if he saw any reason he would not be able to be objective on any of the issues the Town is currently facing or may be facing in the future.

Mr. Sproles indicated that this seemed like asking this question after-the-fact. He knows that if he had been on the Board at the time he probably would have voted "no." Would he have changed the outcome? No. He stated that he does not have all the facts.

Trustee Rugaard asked what he feels is the most important skill attribute that a Trustee must possess.

Mr. Sproles answered working extended hours trying to make the Town a better place for our citizens, knowing that no one is coming to meetings.

Mayor McClung asked what he felt was the single biggest opportunity the community currently has before it.

Mr. Sproles stated that the Town has a lot of infrastructure and big ideas and he is hoping that some of these ideas can be worked with and bring something to Parachute.

Trustee Williams asked what his opinion is as to the primary role of the Board of Trustee and how will you contribute to that role.

Mr. Sproles stated that he felt the primary role is to resent the citizens and to do what we feel is best for the Town and know that everyone is not going to agree all the time.

Trustee Williams asked about financial stability.

Mr. Sproles stated that he is thankful he has a job, but he also knows that any day he could go to work and the door would be closed or a new company may have come in. At this point in time nothing is for certain, but he also knows that it may not be easy, but we will survive.

Trustee Manzanares asked if selected what are the top two priorities he would like to see the focus on in the next two years.

Mr. Sproles stated this is a hard question to answer, because no one knows what is happening in the next 10 to 15 minutes let alone two years. It would be nice to have a job and a home, it may not be easy, but he feels that the Town will come back.

Trustee Loschke asked Mr. Sproles if he had any questions for the Trustees.

Mr. Sproles said he did not believe he have any questions for the Board.

MOTION NO. 8:

Moved and seconded by Trustees Loschke / Rugaard to appoint Mr. Sproles to the Board of Trustees.

Motion passed unanimously.

T.C. Chiaretta swore-in Mr. Sproles to the Board of Trustees.

(O) APPOINT NEW MEMBER OF THE GARFIELD COUNTY WEED BOARD DUE TO RESIGNATION OF S. DENISE CHIARETTA

Mayor McClung stated that Public Works Director King has stated he would take this position and this seems to make more sense as he is out in the field. If no one objects Mayor McClung would entertain a motion.

MOTION NO. 9:

Moved and seconded by Trustees Rugaard / Olk to appoint Mark King to the Garfield County Weed Board.

Motion passed unanimously.

(P) OTHER MATTERS

BOARD CONSIDERATION OF AND APPROVE MAYOR TO SIGN LETTER FROM THE LOWER VALLEY TRAILS GROUP (LoVa) TO GOVERNOR JOHN HICKENLOOPER IN SUPPORT OF THE GOVERNOR'S TRAILS INITIATIVE 16 BY 16.

MOTION NO.10:

Moved and Seconded by Trustees Loschke / Manzanares to approve Mayor to sign letter from the Lower Valley Trails Group to Governor Hickenlooper.

Motion passed unanimously.

(Q) 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: PROPERTY SALE / LEASE

MOTION NO. 11:

Moved and seconded by Trustees Rugaard/ Olk to move into executive session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiation, and / or instructing negotiators, under C.R.S. Section 24-6-402(4)E; subject: property sale / lease.

Motion passed unanimously.

Mayor McClung stated for the record it is September 17, 2015 the time is 10:00 p.m. and I am the presiding officer and as required by open meetings law this executive session is being electronically recorded also present at the executive session are the following persons:

Jeff Conklin, John Loschke, Daniel Manzanares, Juanita Williams, Roy McClung, Tom Rugaard, Travis Sproles, Tim Olk, and Denise Chiaretta.

The Board returned to the regular meeting from the Executive Session and the public was invited back into the meeting.

Mayor McClung stated the time is 10:11 p.m. and the executive session has now concluded, participants were:

Jeff Conklin, John Loschke, Danial Manzanares, Juanita Williams, Roy McClung, Tom Rugaard, Travis Sproles, Tim Olk, and Denise Chiaretta.

Mayor McClung stated for the record that if anyone who participated in the executive session believes that the any substantial discussion of any matter not included in the motion to go into executive session or that any improper actions were taken during the executive session I would ask that you state your concerns now. There are being none.

(R) MOTION TO ADJOURN

MOTION NO. 13:

Moved and seconded by Trustees Loschke / Rugaard to adjourn.

Vocal Vote: Passed unanimously.

Adjourned at: 10:12 p.m.

Signed: _____
Mayor

ATTEST:

Town Clerk