

**TOWN OF DE BEQUE
BOARD OF TRUSTEES
REGULAR MEETING
MARCH 21, 2016**

The Board of Trustees of the Town of De Beque held their Regular Meeting on Monday, March 21, 2016, at 6:00 p.m. in the Community Center, 381 Minter Avenue, De Beque, Colorado.

Present were the following:

Mayor: Forest Matis

Trustees: Stephani Rose, Deb Hoke, Cinda Rexford, Patrick Cole, Gene Reed, Travis Graham

Staff Present: Lance Stewart, Haley Carmer, Diane Rickstrew, Bob Dalley, Shirley Nichols

Also Present: See attached

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE:

The meeting was called to order at 6:04 p.m. by Mayor Matis and the Pledge of Allegiance was recited.

II. ROLL CALL:

Roll call was taken and a quorum was present.

III. ADDITIONS, DELETIONS OR CORRECTIONS TO THE AGENDA:

There were none.

Mayor Matis informed that Board that in the interest of time they could vote the entire consent agenda in its entirety rather than item by item. He asked if there were any questions regarding the minutes and there were none forthcoming.

- 1. MINUTES:** Regular Meeting January 25, 2016
Workshop, Meeting February 1, 2016
Regular Meeting, February 22, 2016
Special Meeting, February 29, 2016
Workshop, March 5, 2016

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Motion: Trustee Rose

To approve the minutes of the meetings as presented

Second: Trustee Hoke

Voice Vote: Trustees Cole and Reed abstained. Remaining Trustees voted in favor of the motion.

2. BILLS AND EXPENDITURES: January, 2016
February, 2016

Motion: Trustee Rexford

To approve the bills and expenditures for January and February 2016

Second: Trustee Rose

Voice Vote: Unanimously in favor of the motion

V. ITEMS FOR PERSONS PRESENT NOT ON THE AGENDA: (Limit 3 minutes)

Sue Mower, who lives on 4th and Denver, spoke to the Board. She was concerned that the burning pit

(property previously used by the Town and its citizens for dumping tree branches and leaves) had been closed. She was trying to determine ownership of the land and why it had been closed to the public.

Mayor Matis explained that the Town owns the dump ground area but the entrance area is owned by a private property owner. We are now in negotiations to obtain this piece of property. An easement for Town usage for access to grave became null and void when the gravel was no longer being taken out.

In answer to her question of how long it would take Mr. Stewart replied that there was 115 days for negotiations. It may not be possible to have an open dump again. There are County permits as well as Air Quality permits from the State required.

People ignore the signs regarding waste that cannot be accepted and the Town has to pay to get rid of it.

Other places are being explored. Mayor Matis said discussion of hiring a company that would chip the material had taken place but for the time being we are not able to get around the access issue.

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Sue then asked if the public can know where the marijuana money is going. She suggests it be used to improve water and sewer quality.

Mayor Matis explained that only so much can be transferred from the General Fund into water and sewer. Mr. Stewart stated that it could only be 10% and the Town allocates money for these purposes at budget time. At this time it is being used to help re-establish the Marshal's Office and the street improvements on 2nd street were the result of some of this.

The Town recently held a forum asking for public input on what they would like to see and they were asked to prioritize them.

Susie Kuhn, owner of De Beque Liquors regarding a special use requirement for opening the bar. Shanelle had told her that this was not required.

Mr. Stewart said that due to the long period of closure it would be necessary to do a Special Review.

The best thing to do is to fill out the application and bring it in to him.

VI. REPORTS: INCLUDED

Written reports from Public Works and the Marshal's Office had been submitted. There were no questions but Trustee Graham stated he liked the Marshal's report. He thinks the speed signs are working as well. A County study in November showed a daily average of trips at 344 daily and some times as high as 500.

The Clerk reported that the field work for the 2015 Audit had been completed in February by McMahan and Associates. Everything went well and they complemented the Town on being prepared. For this reason we are able to have them here early in the year. The Clerk wished to thank Diane and Christine for all the fine work they have done making this possible.

VII. PUBLIC HEARING:

None

VIII. NEW BUSINESS:

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1. DISCUSSION AND ACTION TO APPROVE OFFER FROM XCEL TO REPLACE STREET LIGHTS WITH LED FIXTURES.

Mr. Stewart stated that Xcel had a program to replace street lights with LED fixtures. They need communities to go together and do it at the same time. There will be a monthly savings for the Town and after 11 years as the project is paid for there will be even more savings. The Park lights are not included as these are Town lights.

He is asking the Board to authorize staff to proceed with this project.

Motion: Trustee Rexford

To approve staff moving forward with an agreement to do this

Second: Trustee Cole

Voice Vote: Unanimously in favor of the motion and it carried.

3. DISCUSSION AND ACTION TO APPROVE A CONTRACT FOR SERVICES BETWEEN THE TOWN OF DE BEQUE AND DAVE MEYERS FOR THE RENOVATION OF THE CABIN.

Mayor Matis commented on the good job he had done. The plan is to furnish the cabin. Diane has volunteered some furnishings. After the drainage is fixed they would like a split rail fence.

Motion: Trustee Hoke

To approve the agreement with Dave Meyers for the renovation of the cabin.

Second: Trustee Rose

Voice Vote: Unanimously in favor of the motion.

4. DISCUSSION AND ACTION TO APPROVE A RENEWAL OF THE LIQUOR LICENSE FOR DE BEQUE LIQUORS

The paperwork was in the order and the Marshal's Office indicated there had been no problems.

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Motion: Trustee Cole
To approve the renewal application for De Beque Liquors

Second: Trustee Rose

Voice Vote: Unanimously in favor of the motion

4. DISCUSSION AND ACTION TO APPROVE AN ORDINANCE OR THE DE BEQUE BOARD OF TRUSTEES OF THE TOWN OF DE BEQUE, COLORADO, AMENDING SECTION 5.22 OF THE DE BEQUE MUNICIPAL CODE CONCERNING THE TRANSFER OF LOCATION OF A MARIJUANA RETAIL SALES LICENSE.

Mr. Stewart explained that this was primarily a house keeping measure. Our License allows for transfers of ownership and transfers of location and fee structures were set up but there was no provisions made for the process.

Ms. Carmer stated that this Ordinance expanded the Code to include a process for this. The State allows for transfers of ownership and location for marijuana licensing. A special review will be required for this process.

Mayor Matis explained that there is a cap on each type of license and this will not affect the cap.

The question was asked if the Police Officer's work was related to the marijuana stores. Call wise are these related to the marijuana stores. The response was that the problems were mostly due to people moving in with past problems that have not been addressed. Crime has not increased due to the legal marijuana facilities and they have not affected law enforcement.

Ms. Carmer stated that Ordinance No. 472, if approved, should be approved with the amended date of March 21, 2015 as the date it was passed. It was first presented in February for approval and there was no quorum present to address it.

Motion: Trustee Rose

To approve Ordinance No. 472 with the amended date of passage

Second: Trustee Hoke

Voice Vote: Unanimously in favor of the motion.

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5. DISCUSSION ON TOPIC OF ADOPTING AN ORDINANCE CONCERNING PANHANDLING.

This is a large issue. In De Beque it is happening more out at Kum and Go. Trustee Cole is asking the Board to look into this. The wording must be just right to make this work. This had not worked in Grand Junction.

Ms. Carmer thought the public nuisance ordinance in De Beque might work. They would need to do more research to tailor it perfectly. She will be happy to look into this.

One other choice is to not allow camping in Town.

Mr. Stewart asked Ms. Carmer to look at it and get back to the Board in a couple of months.

6. DISCUSSION AND ACTION ON APPROVAL OF RESOLUTION NO. 2016-3 SUPPORTING THE SUBMISSION OF A FMLD GRANT APPLICATION FOR \$50,000 TO FUND STREET REPAIRS:

Board action is needed to approve the application that was submitted for \$50,000 for street repair. In two weeks we should know whether or not we have been approved for funding and can design the project.

Motion: Trustee Cole

To approve the grant application

Second: Trustee Rose

Voice Vote: Unanimously in favor of the motion and it carried.

7. DISCUSSION AND ACTION ON APPROVAL OF RESOLUTION 2016-04 ESTABLISHING REIMBURSEMENT RATES.

The personnel manual charges the Board of Trustees with setting the reimbursement rates. They need to decide what the maximum should be. Mr. Stewart suggested that these be tied to the Federal Government Employee Reimbursement Rates that will change when they change their rates - similar to mileage.

Ms. Carmer stated that the rates established indicate the maximum.

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8. DISCUSSION AND ACTION ON APPROVAL OF RESOLUTION 2016-05 ADOPTING THE STRATEGIC PLAN.

Mr. Stewart explained that staff had been directed to develop a plan and goals for this. The plan will change as the Town's needs change. We will go back to the public from time to time to see if changes are needed.

Trustee Matis is happy to see this plan. He wanted this to be completed in time to pass it on to the new Board.

Ms. Carmer stated that the Plan is not binding.

Trustee Rexford had attended the Workshop and spaghetti dinner and was interested to hear that most of those in attendance wanted streets and sidewalks as the number one priority. They want the Town Codes followed and enforced.

Motion: Trustee Rexford
To approve Resolution 2016-05

Second: Trustee Reed

Voice Vote: Unanimously in favor of the motion

IX. OLD BUSINESS:

The Clerk asked the Board to revisit the Personnel Manual regarding PTO time and Holidays. The staff feels that paid holidays were time given to them and vacation/sick leave was earned. They would like the Board to remove the requirement that holidays be taken as PTO days.

In some instances the time being earned is less now than employees were previously receiving.

Mr. Stewart did not agree with this and feels it should remain as is.

This will be looked at.

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There being no further business the Mayor asked for a motion to adjourn

Motion: Trustee Hoke
To adjourn

Second: Trustee Rexford

All Board members in agreement and the meeting was adjourned at 7:10 p.m.

Approved

Date

