

**TOWN OF DE BEQUE  
BOARD OF TRUSTEES  
REGULAR MEETING  
JULY 18, 2016**

The Regular meeting of the Board of Trustees was held Monday, July 18, 2016, at 6:00 p.m. in the Community Center, 381 Minter Avenue, De Beque, Colorado. Present were the following:

Mayor: Forest Matis

Trustees: Patrick Cole Dave Jackson Stephani Rose, Shanelle Hansen, Deb Hoke

Absent: Trustee Judy Lake

Staff Present: Haley Carmer Lance Stewart Isaac Inskeep Shirley Nichols

**I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE:**

The meeting was called to order at 6:00 p.m. by Mayor Matis calling for those present to join him in the Pledge of Allegiance.

**II. ROLL CALL:**

Roll call was taken and it was determined that there was a quorum present.

**III. ADDITIONS, DELETIONS OR CORRECTIONS TO THE AGENDA:**

Mr. Stewart asked that approval of the sale of Town equipment be added. Also the approval of hiring ERO RESOURCES for work on developing a mitigation and monitoring plan for the property south of the river. The Army Corps of Engineers is asking for a plan to do the necessary work.

Mayor Matis said these items will be added under new business as numbers 5 and 6 and will be addressed at that time.

**IV. CONSENT AGENDA:**

**1. MINUTES:** Regular Meeting, June 20, 2016

**Motion:** Trustee Rose

To accept the minutes of the June 20, 2016 meeting

**Second:** Trustee Hansen

**Voice Vote:** Unanimously in favor of the motion

**2. BILLS AND EXPENDITURES: June 2016**

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**Motion:** Trustee Cole

To approve payment of the bills and expenditures for July of 2016

**Second:** Trustee Hoke

**Voice Vote:** Mayor Matis abstained as did Trustee Hoke. Trustees Cole, Rose, Hansen and Jackson voted in favor of the motion.

**V. ITEMS FOR PERSONS PRESENT – NOT ON THE AGENDA: (limit 3 minutes)**

No one asked to speak at this time.

**VI. REPORTS – INCLUDED:**

Written reports had been received from the Marshal and Public Works. The Mayor asked if the Board had any questions or comments. No one did.

**VII. BOARD COMMENTS:**

None at this time

**VIII. PUBLIC HEARING: CON'T FROM JUNE 20<sup>TH</sup> MEETING**

**LIQUOR LICENSE APPLICATION FOR A TAVERN LICENSE, 424 MINTER AVE. DE BEQUE, COLORADO FOR THE WILD HORSE SALOON**

**1. DISCUSSION AND ACTION ON THE APPLICATION SUBMITTED BY LAURA FIRTH, DBA COYOTE JUNCTION LLC FOR A TAVERN LICENSE 424 MINTER AVE. DE BEQUE, COLORADO FOR THE WILD HORSE SALOON.**

The applicant was not present.

**Motion:** Trustee Hansen

To continue the public hearing for 30 days

**Second:** Trustee Rose

**Voice Vote:** Unanimously in favor of the motion.

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**IX. NEW BUSINESS:**

**1. PRESENTATION ON THE PROGRESS OF THE NEW SCHOOL:**

Superintendent Dillon introduced himself and his colleagues. He explained that it is a little noisy right now as they are driving pilings. The project is going well. There are no major issues at this time. Construction is being done using 65 % local contractors. He appreciates the Town working with them.

He turned the presentation over to John Cameron, their architect, who explained exactly what was being built, location of entrances, size of building, handicap accessibility, partial two story section, a regulation track that will allow hosting of meets, etc.

Mr. Stewart stated that they were going to have materials that could be used by the Town or others. The block wall is to be removed as is the playground equipment. This is something that can be considered.

**2. APPROVAL OF A CONTRACT BETWEEN THE TOWN AND DE BEQUE AND JC EXCAVATING FOR THE REBUILD OF SECOND STREET:**

JC Excavating was the low bidder on the rebuild of Second Street. The two lowest bids were researched and there was no reason not to award/approve the bid to the lowest bidder.

**RESOLUTION NO.2016-15, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF DE BEQUE, COLORADO, APPROVING A CONSTRUCTION CONTRACT WITH JC EXCAVATING, INC**

**Motion:** Trustee Cole

To approve the contract for the Second Street Road Project and award the bid to JC Excavating, the low bidder

**Second:** Trustee Rose

**Voice Vote:** Unanimously in favor of the motion.

**3. DISCUSSION AND ACTION ON REQUEST TO RENT THE TOWN HOUSE TO THE SRO OFFICER FOR \$300 PER MONTH:**

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Zach Neverdahl, the SRO officer has indicated an interest in living in De Beque and renting the Town owned house on Minter. Mr. Stewart thinks \$300 is an adequate price for the rental and that the Town would be well served by having an officer living in Town. The Marshal supports this request. Mr. Stewart said he felt a one year lease would be appropriate. Utilities are to be paid by Officer Neverdahl.

**Motion:** Trustee Rose

To rent the Town owned house to the SRO officer for \$300 per month

**Second:** Trustee Hoke

**Voice Vote:** Unanimously in favor of the motion

**4. DISCUSSION AND ACTION ON APPLICATION FOR COLORADO LIQUOR SALES ROOM PERMIT FOR SALE OF WINE AND WINE TASTING ON WILDHORSE DAYS.**

Gubbini Winery LLC had filed an application for a Colorado Liquor Sale Room License to allow them to have a wine tasting and sell wine at Wildhorse Days. Their paperwork is all in order and the space rental fee is paid. This needs Board approval.

**Motion:** Trustee Cole

To approve the permit

**Second:** Trustee Rose

**Voice Vote:** Unanimously in favor of the motion

**5. APPROVAL OF THE SALE OF THE SURPLUS EQUIPMENT ADVERTISED TO MORELANG ENTERPRISES, THE HIGH BIDDER ON ALL FOUR ITEMS:**

The Board is being asked to accept the bid and require payment and removal as soon as possible.

**Motion:** Trustee Hoke

To award the bid with these requirements

**Second:** Trustee Cole

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**Voice Vote:** Unanimously in favor of the motion

**6. BID FROM ERO RESOURCES FOR RIVER ENVIRONMENTAL WORK:**

This is to draft a mitigation and monitoring plan by August for wetlands work that will satisfy the Army Corps of Engineers on the Town owned property on the river. Estimated cost is \$7442. If it exceeds this amount Mr. Stewart will bring it back to the Board.

**Motion:** Trustee Hansen

To approve this subject to the attorney's review

**Second:** Trustee Rose

**Voice Vote:** Unanimously in favor of the motion

**X. OLD BUSINESS:**

**1. DISCUSSION AND ACTION ON ORDINANCE No. 478, AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF DE BEQUE CONCERNING THE ADDITION OF AN AMENDMENT TO TITLE FIVE OF THE TOWN CODE REMOVING THE CAP ON RETAIL MARIJUANA CULTIVATION FACILITIES:**

This Ordinance had been tabled at the last Board meeting. The Board had received a letter from Trustee Lake, who could not attend tonight's meeting, voicing her objection to removing the caps. Mr. Stewart passed out a letter from Mr. Hiatt giving his position regarding removal of the caps. The intent of their application is to build greenhouses similar to those built by District 8 south of the river. The intent is to have 12-13 12,000 foot greenhouses.

He stated that De Beque is faced with a small window of opportunity. There may be other entities that approve marijuana in the November elections.

Mayor Matis called for questions from the Board. Trustee Hoke asked Isaac if the Town had the water to provide water for this number of cultivation licenses. Trustee Rose asked Trustee Hoke if she had received the email from Mr. Stewart giving them this information. Mr. Inskeep did not receive the email but he feels the Town should not remove the cap but wait until District 8 is in full operation and see how much water is actually used.

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The proposal is to lift the cap on cultivation only. Currently we have one license available for an extended grow and one for a small grow. There are no retail licenses remaining. We have no licenses issued for labs or for marijuana infused products.

Trustee Rose stated that she had never been in favor of caps. Trustee Hansen feels the Town needs to expand on cultivation and is in favor of lifting the caps. The caps were set before any information on the effects on marijuana was available. Trustee Cole said he had no problem lifting a cap on cultivation only. Trustee Hoke feels the Board should not keep going back and forth. The Town is relying on the Board to stand behind them. Mayor Matis agrees that the Board voiced to the community that there would be a cap of 3 and does not want to remove it.

Public comments were solicited. Mr. Hiatt said marijuana is a clean industry. They are looking at the Elliott property and would need to annex into Town. This would be no different than having a City Market or Walmart build greenhouses to raise plants to sell in stores. The Town will be losing a huge amount of money.

The idea of a public meeting to receive comments from the Community was suggested.

Mr. Dejel who is new to De Beque said he and his wife attended the meeting as they would like to get involved. In his opinion cultivation facilities would be good for the Town and lifting the cap would be a wise decision. Recreational revenues may dry up and they should be looking at rainy day funds.

Isaac Inskeep thinks they should do a public hearing. The Town is forcing greenhouses on the people who live out of Town with their annexations? Vicki Herwick agrees.

Alan Dillon said he holds no position on this but the school is focusing on excellence and has made great strides as has the fire district. He encourages the Town to keep their standards high and see to it that quality facilities are built.

**Motion:** Trustee Hansen  
To accept Ordinance No. 478

**Second:** Trustee Rose

**Voice Vote:** Trustees Rose and Hansen, yes; Trustees Cole, Hoke, Jackson, no; Mayor Matis, no  
Motion failed

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Marge Mackey, Rec Director, gave a report. The next Friday Fun Fest will be held on July 22<sup>nd</sup>. They are going well.

She is in need of volunteers for the dynamite shoot. Joe Keys will be offering jet boat specials and there will be a shuttle available to transport to the site.

Virgil Rickstrew, who turned 100 years old in June, will be the grand marshal in the parade. She is trying to find a horse and buggy for the event. Trustee Hansen said to talk to Clark's in Palisade.

She is looking at purchasing water fountains for the parks and having exercise classes. Arts and crafts have been going well.

Wednesday swimming, as always, is a huge success.

Mr. Stewart spoke to the Board regarding mosquito spraying and the chemicals being used for fogging.

**XI. EXECUTIVE SESSION:**

None

**XII. ADJOURNMENT:**

There being no further business, the Mayor called for a motion to adjourn.

**Motion:** Trustee Cole

To adjourn

All agreed and the meeting was adjourned at approximately 7:55 p.m.

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Adopted

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Date

