

COLLBRAN BOARD OF TRUSTEES MEETING

Tuesday, August 5, 2008

REGULAR MEETING

7:30 p.m. Collbran Town Hall

The regular meeting of the Collbran Board of Trustees was called to order at 7:31 p.m. by Mayor Brad Osburn. The Pledge of Allegiance was recited.

PRESENT ON ROLL CALL: Yes - Trustees Teri Appelhanz, Roland Hall, Lee Lent, Rachel Maigatter, Ed Satterfield, Kendall Wilcox, Mayor Brad Osburn

OTHERS PRESENT: Edith Ann Power, Clerk; Jim Neu, Attorney; Vic Sturm, Public Works; Mike Wilkerson, Deputy Marshal; Jeff Phillips, Treasurer; Kristina Davis, Summer Rec Director; Martin Weekley, Mark Sullivant, Sammi White, Emily Currier, Rick Lucas, Anna Lopez, Bob Gist, 2 guests

CITIZEN COMMENTS

Martin Weekley again came before the Board concerning the installation of his purchased sewer tap noting others within the Town limits had septic systems and were not required to connect to the sewer system. Following a lengthy discussion, the Board decided Mr. Weekley must provide a septic system inspection report from Mesa County Health Department and the issue would be an agenda item for the September meeting.

Mark Sullivant stated the legal costs he had previously agreed to for the Sullivant/Schmidt boundary line confirmation agreement and quit claim deed were excessive. He felt because he installed a fence between the Fairgrounds and his property and because he volunteered for seasonal work instead of accepting the paid position, the Town should not charge for the legal time to correct the easement legal description.

Trustee Maigatter moved to absorb the attorney cost for the Sullivant/Schmidt agreement; seconded by Trustee Lent

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Wilcox, Osburn

ITEMS ON THE AGENDA

APPROVE MINUTES: *July 1, 2008 Regular Meeting; July 8, 2008 Special Meeting*

The minutes were amended to reflect that Trustee Appelhanz abstained from the vote of the motion to accept Aflac.

Trustee Satterfield moved to approve the minutes of the July 1, 2008 Regular Meeting as amended; seconded by Trustee Lent

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Osburn
Abstain – Wilcox

Trustee Maigatter moved to approve the minutes of the July 8, 2008 Special Meeting as presented; seconded by Trustee Satterfield

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Osburn
Abstain – Wilcox

APPROVE BILLS AND EXPENDITURES

Expenditure questions were answered by Finance Clerk/Treasurer Phillips.

Trustee Satterfield moved to approve the bills and expenditures as presented; seconded by Trustee Appelhanz

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Wilcox, Osburn

PV CHAMBER OF COMMERCE REPORT

No report was given.

**APPROVE BID – DOLA GRANT UTILITY INFRASTRUCTURE UPGRADE, PHASE I
RAW WATER PIPING**

Agenda item was tabled until the Monday, August 11, 2008 Special Meeting.

**APPROVE BID PACKET – DOLA GRANT INFRASTRUCTURE UPGRADE, PHASE II
GROVE CREEK SEWER LINE MANHOLE INSTALLATION**

Trustee Maigatter moved to approve the DOLA Grant Utility Infrastructure Upgrade, Phase II Bid Packet – Grove Creek Sewer Line Manhole Installation; seconded by Trustee Appelhanz

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Wilcox, Osburn

**APPROVE LIQUOR LICENSE RENEWAL
CATTLEMAN'S GRILL**

Anna Lopez, owner of the Cattleman's Grill, objected to a notation in the Marshal's report of non-compliance with CRS 25-14-203, No Smoking within 15 feet radius of main door. No patrons have ever been cited. Ms. Lopez requested the Board consider passing an ordinance to diminish the footage requirement.

Trustee Lent moved to approve the liquor license renewal for Cattleman's Grill; seconded by Trustee Satterfield

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Wilcox, Osburn

**APPROVE LIQUOR LICENSE RENEWAL
OLE DAD'S LIQUOR**

Trustee Lent moved to approve the liquor license renewal for Ole Dad's Liquor; seconded by Trustee Hall

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Wilcox, Osburn

PV SCHOOL SEWER LIFT STATION SURCHARGE AGREEMENT DISCUSSION

Members of the Collbran Board of Trustees and members of the Plateau Valley School District #50 Board met at workshops to discuss a lift station surcharge. It was agreed the school would pay the in town rate for 50,000 gallons per month. The School will forward their actual water meter reading to the Town each month. The amount for actual usage will be credited to the Sewer Enterprise Fund. The remainder will be credited to a separate account for future lift station

repairs or replacement. If the property above the soccer field is developed and uses the lift station, those users will pay a lift station surcharge. The Town will continue to pay for electric usage charges and maintenance. The School will assist the Town with major maintenance or replacement costs.

Trustee Maigatter moved that the School District pay the same sewer rate as other in-town users, with the exception that the District pay 100% of the metered potable water, records of which the District will provide to the Town every month prior to billing. The District agrees to pay for a minimum of 50,000 gallons per month; at the rate (\$23.65 for the first 10,000 gallons and \$3.00 per additional thousand gallons) the monthly bill will be \$143.65; seconded by Trustee Lent

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Wilcox, Osburn

STAFF REPORTS

SUMMER REC: Kristina Davis, Director, reported an average of 23 children a day participated in the Program with most children under 10 years of age. Participation in the special trips to Bananas Fun Park, etc. was good; however, most adult activities were cancelled due to lack of interest. She suggested the Orchard Mesa Pool for next year's swim lessons.

PERSONNEL MANUAL COMMITTEE: Trustee Maigatter reported the manual was not complete and did not have a time frame for completion.

BUDGET COMMITTEE: Finance Clerk Phillips continues to provide information for the Committee. The Board discussed pursuing additional DOLA grants.

MARSHAL: Deputy Marshal Wilkerson reported business as usual.

PUBLIC WORKS: See attached report. Working with Geotechnical Engineering Group's engineer has not been satisfactory. Schmueser, Gordon, Meyer, Inc. was suggested. After a lengthy discussion, Public Works will demo a John Deere mower. Large amounts of water are available from Springs 1, 1A, and 2. The quality is superior to Spring 4.

ATTORNEY: The Marshal's office has been unable to find D. Havens to serve the zoning violation citation. The Source Gas and Grand Valley Power Franchise Agreements will be completed by year end. The water portfolio will be presented to the Board at the September or October meeting.

ADMINISTRATOR: See attached. Mayor/Administrator Osburn stated he had contacted the District Attorney's office and warned Board members that harassment and intimidation of employees was a felony. To give the Board additional time to consider their response to CIRSA's concerns and recommendations concerning the utility service lines and the Town's administration structure, he delayed this item until the August 11 Special Meeting. The webpage is progressing. Due to no response from the Board, CIRSA's offer for Board meeting training was not scheduled. The Board chose to not participate in the energy producer's Community Counts program. The Town will receive credit for 12 energy industry residents for the calculation of severance tax revenue. Mayor/Administrator Osburn proposed that Trustees Satterfield and Appelhanz serve on an Employee Compensation Committee.

COMMENTS FROM MAYOR AND TRUSTEES

The Board discussed advertising the Public Works Supervisor position to which Vic Sturm was appointed on an interim basis.

Trustee Hall moved to advertised the Public Works Supervisor position for two weeks; seconded by Trustee Lent

ROLL CALL: Yes – Hall, Lent, Maigatter, Osburn

Town of Collbran Board of Trustee Regular Meeting
August 5, 2008

No – Satterfield, Wilcox, Appelhanz

The Board called a recess at 10:50 p.m.

The Board returned to regular session at 11:00 p.m.

Trustee Appelhanz moved to go into Executive Session for a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions and 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. 24-6-402(4)(b) & (e); seconded by Trustee Wilcox

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Wilcox, Osburn

The Board closed the Executive Session and opened the regular meeting at 11:37 p.m.

ADJOURNMENT

Trustee Hall moved to adjourn the meeting at 11:38 p.m.; seconded by Trustee Maigatter

ROLL CALL: Yes – Appelhanz, Hall, Lent, Maigatter, Satterfield, Wilcox, Osburn

Approved

Clerk