

MINUTES
TOWN OF HUDSON - BOARD OF TRUSTEES
REGULAR MEETING
February 2, 2011 - 7:00 P.M.

CALL TO ORDER AND ROLL CALL

Mayor Neal Pontius called the meeting to order at 7:03 p.m.

ROLL CALL

Mayor, Neal Pontius - Present
Trustee, Barb Baker - Absent
Trustee, Isidro Guardado - Present
Trustee, John Honnold - Present
Trustee, Matt Cole - Present
Trustee, Tammy McCain - Present
Trustee, Raymond Patch - Present

Town Clerk Linnette Barker took roll call, and a quorum of the Mayor and (4) Trustees were present.

Town Staff Present:

Town Administrator – Joe Racine
Town Attorney – Corey Hoffmann
Public Works Director – Tim Hopwood
Management Assistant – Dan Hamsmith
Deputy Clerk / Treasurer – Judy McGill

ADDITIONS TO AGENDA

CITIZEN'S COMMENTS

Jock Johnson, Fire Chief, Hudson Area Fire Protection District, reported that the District responded to 572 calls in 2010 and 62 calls in January 2011.

Mr. Johnson reported on a rail car hazard class that the District sponsored and some of the Town Staff and Board of Trustees attended. He explained that when trains carrying certain materials stop they fall under federal guidelines and can block the crossing for extended periods. The trains carry a lot of hazmat and non-classified materials.

Mr. Johnson introduced two new paid firefighters for the District: Firefighter and Mechanic Coordinator Cody Pulis and Captain Larissa Kreutzer. With these two additions, the department will have coverage with an on duty firefighter 7 days a week from 6:00 am to 4:00 pm, helping to cut down response time. The Department is trying to achieve NFP Standards.

1) CONSENT AGENDA

(Consent Agenda Items are considered routine and will be enacted by one motion and vote. There will be no separate discussion of Consent Agenda Items unless a Board member or Citizen so requests, in which case the item may be removed from the Consent Agenda and considered at the end of the Regular Agenda.)

- a. Board of Trustees Minutes – January 19, 2011
- b. Payment of Bills

Trustee Patch made a motion, seconded by Trustee Honnold to approve the Consent Agenda.

The vote was as follows:

Aye: Trustees Patch, Honnold, Cole, Guardado, McCain, and Mayor Pontius

Nay - None

Mayor Pontius declared the motion carried.

2) GENERAL BUSINESS

- a. Discussion: Proposed seismic testing in and around Hudson. Mr. Aaron Mason, Allstate Permit Services

Joe Racine, Town Administrator, explained that over the past couple of months the Town and other property owners in Hudson have received letters from Allstate Permit Services, asking for permission to install temporary cables for conducting seismic testing. Board members and Town Hall have received calls from citizens who are confused by the letters asking for social security numbers. Representatives from Allstate Permit Services are present to help clarify.

Aaron Mason and William May representatives from Allstate Permit Services were present and explained that the letters sent to property owners in Hudson requested social security numbers if the payout was over \$600.00 for tax purposes. They are currently paying \$5.00 per acre for a crossing fee. The start date for the seismic testing was yesterday, but waiting on about 6,500 permits before the job can start. Mr. Mason asked the Town of Hudson for permission to lay the cables across the Town roads and easements and to utilize culverts and ditches when possible to keep away from the edge of the roads and to try to not cross the highway. Once the permits are obtained the surveyors start with buffer markers, staying 300 to 500 feet away from structures and water wells to not cause damage. Pin flags and stakes complete the surveyor markers then the operation crew lay the cables on top of the ground. A vibe truck will vibrate the ground at the source points and the data is collected thru the cables and computers. Directly in town a lower dose of energy is used from the vibe truck, trying to stay as far away from structures as possible. The noise from the vibe truck is minimal and does not affect foundations or windows. Cables and geophone will go on properties that have given permission.

Corey Hoffmann, Town Attorney will draft a license agreement for the permitting of the use of town land, roads and easements.

- b. Zoning Waiver, Hudson Terminal Railroad

Joe Racine, Town Administrator, explained that Lone Star Transportation, a trucking company is proposing to transport 55 loads of wind generator equipment to the Hudson Terminal Railroad to be shipped out by rail. These trucks would travel from the Brighton area up Hwy 85 to Hwy 52 and across to Hudson Terminal Railroad by either Hudson Drive to a private railroad crossing or at Oak Street at the Industrial Park. Hudson Terminal Railroad does not have site plan approval for anything beyond storage of empty rail cars in the rail yard. The Hudson Municipal Code requires a site plan for building construction or change of use. This is a one-time event with the 55 loads. Staff recommends that the Board grant the waiver to Hudson Terminal Railroad for the site plan requirement for this specific activity, and that Hudson Terminal Railroad do a site plan for the entire property allowing this type of activity without the need for future waivers.

Trustee Patch inquired about the hours of activity not wanting them to haul between 6:30 am to 8:00 am and 3:00-4:00 pm for school.

Two alternative routes were discussed, one using Hudson Drive to the Hudson Terminal Railroad entrance and the other up Oak Street to their east entrance.

Trustee Patch made a motion, seconded by Trustee Cole to approve the zoning waiver for Hudson Terminal Railroad with a road route of Hwy 52 to Hudson Drive and including hour restrictions.

The vote was as follows:

Aye: Trustees Patch, Cole, Guardado, McCain, Honnold, and Mayor Pontius

Nay - None

Mayor Pontius declared the motion carried.

- c. Discussion only: Ordinance No. 11-01, Series of 2011, A Bill for an Ordinance Amending Section 7-71 of the Hudson Municipal Code Regarding Animal Tags

Joe Racine, Town Administrator, reported that this item has been continued from last meeting, Robbie Dodge, Animal Control Officer is present to explain animal chipping.

Robbie Dodge, Animal Control Officer, explained that the micro-chip program. A chip that goes into the animal with all information about the animal such as: owners name and contact information, animal vaccination records', etc. The microchip can replace the dog tag. The Veterinarian used for the annual Hudson Animal Clinic promotes this program and has offered to chip the dogs at the next animal clinic at no additional costs if the town provides the chip. The Town's cost for the chip is \$10.25, which includes a \$5.00 fee to register the chip. The annual animal clinic is scheduled for March 5, 2011.

Mayor Pontius suggested we offer the chip in the ordinance as an option, purchase 100 chips to offer at the animal clinic for a charge of \$15.00 in lieu of a dog tag.

- d. Resolution No. 11-06, Placement of banners across Highway 52

Joe Racine, Town Administrator, explained the currently CDOT regulates banner requests across highway 52 to advertise community events. CDOT will issue a one-year permit to the Town that would enable the Town to issue temporary permits for banners crossing highway 52.

Trustee Honnold made a motion, seconded by Trustee McCain to approve Resolution No. 11-06, Placement of banners across Highway 52

The vote was as follows:

Aye: Trustees Honnold, McCain, Guardado, Patch, Cole, and Mayor Pontius

Nay - None

Mayor Pontius declared the motion carried.

e. Resolution No. 11-07, Revision to Purchasing Policy

Joe Racine, Town Administrator, explained that the issue regarding advertising for bids for equipment or services in excess of \$5,000.00, the current policy requires notice on a bulletin board, newspaper advertising, and advertising in other periodicals where appropriate. The proposed revision requires open bids after ample advertisement per state statute the revision also clarifies that contracting for professional services is by proposal, not by bid.

Trustee Honnold made a motion, seconded by Trustee Patch to approve Resolution No. 11-07, Revision to the Purchasing Policy.

The vote was as follows:

Aye: Trustees Honnold, Patch, Cole, McCain, Guardado, and Mayor Pontius

Nay - None

Mayor Pontius declared the motion carried.

3) STAFF REPORTS

Joe Racine, Town Administrator, reported we were told in May 2010 that the RR Crossing would be re-done a year after signing the contract with CDOT. The Crossing would be re-done this year. After inquiring on the status, CDOT has not hired an engineer for the pedestrian crossing and completion of the crossing signal project and surface improvements may not be this year. We are no closer to having the pedestrian crossing repaired than we were 4 years ago.

Corey Hoffmann, Town Attorney, suggested contacting our Congressional Offices.

The consensus of the Board of Trustees is to send a letter from the Town to our Congressmen and continue to pursue the project.

Joe Racine, Town Administrator, reported that on February 15, 2011 at 6:30 p.m. a meeting is scheduled with the Weld County Commissioners, Weld County Sheriff's Office, and the Hudson Correctional Facility to discuss the cost of the County Services with the prison. The meeting will be held at the Hudson Town Hall.

Joe Racine, Town Administrator, reported that he met with Tom Day, Water Attorney, and Henrylyn about the proposed fishing pond. The park plan is being updated to include the pond and Jones Engineering is estimating costs based on the park plan. The Fishing for Fun Grant Application will be presented to the Board at the next meeting, with the Grant due the end of the month. Historically we have not been able to use Henrylyn water to irrigate the park; however, a new engineer at Henrylyn has researched and believes the water can be used for park irrigation. The Henrylyn water can be conveyed in the Neres Canal to a head gate located by the water tanks. The Town has about 4½-acre feet of Henry Lyn water enough to top off the 1½-acre pond. The Henrylyn engineer suggested we use the pond as an irrigation headworks reservoir and pump the pond water to irrigate the park.

Corey Hoffmann, Town Attorney, presented to the Board of Trustees a disclosure form to be used if they receive gifts because they are elected officials.

Corey Hoffmann, Town Attorney, reported an update on Quality Paving explaining that he is working with the attorney representing Jones Engineering on a Joint Defense Agreement. The Board of Trustees consensus was that Mr. Hoffmann should pursue the Joint Defense Agreement.

Dan Hamsmith, Management Assistant, reported that Tammy McCain, Terri Redden, and Tom Kauffmann attended a meeting last week in Frederick regarding the Halliburton project south of Ft. Lupton. With this large project, the overall assessment will be an impact in this area with some spin-off business.

Chis Cruz, Weld County Sheriff, reported that he is working on the comparison crime report with other Towns.

Tim Hopwood, Public Works Director, reported the Prison has started a bacterial enzyme treatment in the grease trap, to try to correct the grease at the wastewater treatment facility.

Tim Holbrook, P.E., IFE Project Manager, reported the lowest bid for phase 2 of the wastewater treatment project came from Reynolds, Inc. for \$2,797,000. Staff is working with USDA to provide options on how to address the budget shortfall, possibly segregate portions of the project. Mr. Holbrook met with Reynolds, Inc. and USDA to discuss cost saving options, including alternate sewer route for the Hudson Industrial Park. Pre-Construction meeting is scheduled for February 18, 2011. The bid recommendation is based on the six bids received and reference checks.

Joe Racine, Town Administrator, reported that the bid is \$600,000 over the engineer's estimate. Staff is working on multiple solutions, such as possibly delaying the lagoon closure and alternate routes for the sewer line. USDA will not give more grant money but might give additional loan. Will have cost saving recommendations at the next meeting.

Trustee Patch, inquired about when sanding and plowing of County Road 49 for the bus route. Tim Hopwood, Public Works Director reported that Road 49 is high priority and usually one of the first roads plowed.

Trustee McCain, reported the Halliburton expansion should bring 300-500 jobs to the area. The frac – crews will be coming from New Mexico and Oklahoma. The trucks will travel on Rd. 8 to the Frontage Road to Hwy 52 to I-76. The City of Ft. Lupton has been working on water and sewer lines down road 27 to road 8, trying to complete within the next 45 days.

ADJOURNMENT

The meeting adjourned at approximately 9:20 p.m.

TOWN OF HUDSON, COLORADO

Mayor

ATTEST

Town Clerk