

MINUTES
TOWN OF HUDSON - BOARD OF TRUSTEES
REGULAR MEETING
MARCH 3, 2010 - 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 - Present
Trustee, Isidro Guardado - Present
Trustee, John Honnold - Present
Trustee, Dwayne Haynes – Absent
Trustee, Tammy McCain - Present
Trustee, Raymond Patch - Present

Town Clerk Linnette Barker took roll call, and a quorum of the Mayor and (5) Trustees were present.

Town Staff Present:

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

ADDITIONS TO AGENDA

CITIZEN'S COMMENTS

Johnny Blackston, Fire Chief, Hudson Fire Protection District, reported that the Fire District has responded to 93 calls this year 8 of these calls were from the Prison (2 medical and 6 sprinklers). The tornado sirens are operating and will be tested the first Monday of each month and noon for approximately 3 minutes. Another form of notification is thru the Intradocs system it is a free service that will send notification through a computer or phone, more information is in the Lost Creek Guide or with the Fire Department. Business inspections are complete for January inspections will be done again in July.

Shirley Sellers, Town Resident, asked that the Town re-strip the parking lines in front of the Post Office.

CONSENT AGENDA

- 1) CONSENT AGENDA
(Consent Agenda Items are considered to be 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 – February 17, 2010
 - b. Payment of Bills

Town Administrator, Joe Racine, reported on the Payment of Bills the payment to Quality Paving for the street paving project, invoice for \$205,008.83 should be included in the payment of the bills.

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

The vote was as follows:

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

Nay - None

Mayor Pontius declared the motion carried.

2) **GENERAL BUSINESS**

- a. Resolution 10-10, A Resolution Authorizing the Town Clerk to Appoint Election Judges for the Town's April 6, 2010, Regular Municipal Election.

Trustee Baker made a motion, seconded by Trustee Honnold to approve Resolution 10-10, A Resolution authorizing the Town Clerk to appoint Election Judges for the Town's April 6, 2010, Regular Municipal Election.

The vote was as follows:

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

Nay – None

Mayor Pontius declared the motion carried.

3) **STAFF REPORTS**

- a. Paving Update

Joe Racine, Town Administrator, reported Evergreen, Date and 5th Street still need paved. The proof-roll for these streets failed because of the moisture in the soil. Options are to wait until soils dry-out or add 2" of asphalt at a cost of \$13,000. The Town Engineer has been instructed to inform Quality Paving that the \$13,000 expense is not an expense of the Town. The roads are wet because the work was not done 3 or 4 weeks ago when roads were dry-enough to pave, or before November 20, 2009 when the contract was due.

Jim Jones, Jones Engineering, reported that it would take about a week of weather without moisture for the streets to dry out. To complete the project the additional 2" of asphalt would be a cost to Quality. The moisture is down 8-12", the air temperature is to cool to dry the road. The second lift has to have an asphalt temperature of 50 degrees for Quality to guarantee the work.

- b. Wastewater Treatment Plant Update

Tim Holbrook, P.E., IFE Project Manager, reported that completion of the new wastewater treatment plant is progressing. The heat and ventilation fans are installed, working on the cabinets, and floors, the operation room and lab are finished. The road culverts will be in this

week. Will be starting the punch list for the final controls and grading. The BOD and TSS testing is in compliance.

STAFF REPORTS

Dan Hamsmith, Management Assistant, reported that Mike Tupa from CSU has reviewed the tree list available from Boulder County and he thought if the trees will grow in Boulder, they would grow here. Will be bringing an agreement for consideration from Boulder County for the Town to purchase trees at a reduced cost.

Tim Hopwood, Public Works Director, reported that the street sweeper is being repaired and should be back tomorrow.

Tim Hopwood, Public Works Director, reported that he has detected a minor leak in the water line at the shallow well to the RO. Budget reflects replacing the building the leak is underneath the concrete pad, price on leak repair, possibly combining will be affordable.

Linnette Barker, Town Clerk, reported that we received a quote to carpet the Town Hall; CIRSA has agreed the loss control funds could be used toward new carpet because it is considered a tripping hazard. The Board requested additional quotes and possibly some samples.

Corey Hoffmann, Town Attorney, reported that he is part of group that was asked to help amend the proposed legislation for Medical Marijuana. The proposed language submitted to Representative Massey, would allow local control for purposes of regulating Medical Marijuana Centers. A Local Government would be able to regulate or prohibit, it would have full regulatory authority. Representative Massey accepted the language with the condition that I testify for the support of the bill. I would like be able to report that this affects both small and large control and would like to be able to report that Hudson supports local control. The Board agreed.

Joe Racine, Town Administrator, reported that the Town Planner, Jerry Starling has submitted a letter of resignation effective June 30, 2010.

Joe Racine, Town Administrator, reported that we received a compliance advisory from the Health Department, regarding the Industrial Park tank and booster station built 2003 was not submitted for their review and approval. Prior to January 2010 facilities that do not treat water are not usually submitted to the Health Department. Jim Jones, Ron McLaughlin and Tim Hopwood will help draft a letter asking them respectfully that they resend the compliance advisory.

Joe Racine, Town Administrator, reported that the owners of a strip of land by the labor camp property would like to sell. The southern third of this property floods, this property could be used as a buffer between the railroad and the park. The legal description for this property is incorrect; the deed shows 4 acres, the county assessor shows 1.5 acres, the deed overlaps the railroad. The property owner is asking around \$5,000 for the property. A phase one

environmental study and an ARTA survey would cost around \$1,000. Could possibly negotiate the study and survey with the purchase price. A Title commitment should be free, and should show the correct acreage. Will report next month.

Trustee McCain inquired about the park lights being on. Tim Hopwood, Public Works Director, will work on securing the timer for the lights.

Barb Baker inquired about a tattered flag on Hwy 52. Tim Hopwood, Public Works Director will look into this.

4) **EXECUTIVE SESSION**

- a. To hold a conference with the Town’s Attorney to receive legal advice on specific legal questions, pursuant to C.R.S. 24-6-402(b).

Trustee Patch made a motion, seconded by Trustee Honnold to hold a conference with the Town’s Attorney to receive legal advice on specific legal questions, pursuant to C.R.S. 26-4-402(b). Motion carried unanimously.

Mayor Pontius asked to let the record show that the motion passed. The board entered into Executive Session at 7:57 p.m.

Executive Session adjourned at 8:23 pm.

Trustee Baker made a motion, seconded by Trustee Honnold to direct the Town Attorney to enforce the Town’s Medical Marijuana Ordinance.

The vote was as follows:

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

Nay – None

Mayor Pontius declared the motion carried.

ADJOURNMENT

The meeting adjourned at approximately 8:24 p.m.

TOWN OF HUDSON, COLORADO

Mayor

SEAL
ATTEST

Town Clerk