

MINUTES
TOWN OF HUDSON - BOARD OF TRUSTEES
REGULAR MEETING
April 20, 2011 - 7:00 P.M.

CALL TO ORDER AND ROLL CALL

Mayor Neal Pontius called the meeting to order at 7:02 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 (5) Trustees were present.

Town Staff Present:

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

ADDITIONS TO AGENDA

CITIZEN'S COMMENTS

Stephen Galloway and Eli Hollister, Hudson residents, presented the Board of Trustees with a list of approximately 200 signatures supporting the idea of constructing a skateboard park in Hudson. Mr. Galloway and Mr. Hollister would like to continue to work on this possibility with the support of the Board of Trustees and the help of Town staff. Grant opportunities and sponsorships are available. The Board of Trustees suggested they work with Dan Hamsmith, Management Assistant, to research park plans, costs and funding possibilities.

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 – April 6, 2011
- b. Payment of Bills

Judy McGill, Deputy Clerk/Treasurer, added to the payment of bills an invoice in the amount of \$8,040.00 payable to Acme Construction Services, LLC, for a payment on the construction of the pump house project.

Trustee Patch made a motion, seconded by Trustee Honnold to approve the Consent Agenda with the addition of the Acme Construction Services, LLC payment.

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

aa. Intergovernmental Agreement to Develop an Access Control Plan for Weld County Road 49

Weld County Commissioner, Barb Kirkmeyer, and Elizabeth Relford, Weld County Transportation Planner, were present and explained the Intergovernmental Agreement is to develop an Access Control Plan on WCR 49 from SH 34 south to I-76. The partners of this effort would include Weld County, Kersey, Hudson, and Keenesburg. Weld County would manage the project, would like to have one staff person and one elected official from each community who would be willing to participate in this effort. The staff person would attend Technical Advisory Committee (TAC) meetings and put together information to present to the Elected Officials Group for feedback and guidance. The elected officials would possibly meet quarterly. The access management plan for Weld County Road 49 would be for the safety of the roadway, to identify existing access to the corridor.

The Board of Trustees will consider a Resolution for this Intergovernmental Agreement to develop an Access Control Plan for Weld County Road 49 at the next meeting on May 4, 2011.

a. Resolution 11-13, Approval Gator Rubbish – Rate Increase and additions to terms and conditions.

Resolution 11-13, Approving an amendment to the Waste Collection Service contract with Gator Rubbish Removal, LLC has been tabled until the next meeting on May 4, 2011, when Walt Tokunaga, Owner of Gator Rubbish can be present.

b. Resolution 11-14, Intergovernmental Agreement with Greatrock North Water and Sanitation District regarding disposal of reverse osmosis liquid concentrate

Joe Racine, Town Administrator, explained that Greatrock North Water and Sanitation District approached the Town to see if we would be willing to receive bulk wastewater from their reverse osmosis plant. The IGA provides for up to one million gallons per year of RO concentrate.

Brad Simons, Representative from Greatrock North Water and Sanitation District, was present and

explained this is a temporary situation, but they are in need of a facility to dispose of the RO concentrate. They would haul the concentrate in by water truck and dispose into the sewer at a specified manhole site.

The Board of Trustees asked them to drive the truck around on I-76 rather than down Beech Street.

Trustee Patch made a motion, seconded by Trustee Honnold to approve Resolution 11-14, A Resolution approving an Intergovernmental Agreement with Greatrock North Water and Sanitation District.

The vote was as follows:

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

Nay - None

Mayor Pontius declared the motion carried.

- c. License Agreement – Hudson Area Chamber of Commerce to use the Hudson Memorial Park, July 15-16, 2011 for a Flea Market

Trustee Honnold made a motion, seconded by Trustee Cole to approve the License Agreement with the Hudson Area Chamber of Commerce to use the Hudson Memorial Park on July 15-16, 2011 for a Flea Market.

The vote was as follows:

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

Nay - None

Mayor Pontius declared the motion carried.

- d. Ordinance No. 11-02, First Reading, Amending Articles 1 through 5 of Chapter 13 of the Hudson Municipal Code

Joe Racine, Town Administrator, explained that the proposed amendments are for Articles 1 through 5 of Chapter 13, for the Water Utility Code. The general changes are to add wastewater and update language, this ordinance changes:

Section 13-1.5 is added to provide for limitation on placement of septic tanks in Hudson unless sewer is not available within 400 feet of the property.

Section 13-16(c) is amended to provide for forms of bill payment other than check or money order. People can pay with cash or credit card.

Section 13-7(a) and (d) extend the term for a water taps and refunds from six months to one year. This allows additional time to make a physical tap after obtaining the permit.

Section 13-23(c) sets the amount of deposit for a new account at \$100.00

Section 13-33 increases the existing charge for a town –initiated shutoff for water waste from \$20.00 to \$100.00

Section 13-57 deletes the provision for a separate treatment charge. All such charges will be incorporated into the new base rate.

Section 13-60 to 13-63 includes miscellaneous changes to the raw water dedication requirements to provide additional flexibility and to incorporate language recommended by our water attorney, Dan Brown. It deletes the old language about an arbitrary 3-acre feet of water per acre being required on dedication. That old provision was not related to anticipated actual demand, and we include water dedication requirements in annexation agreements

Section 13-64(c) requires that the Town may accept a cash-in-lieu payment in the cases where water dedication upon annexation is anticipated to be less than five-acre feet.

Trustee Honnold, inquired about the limitation of placement of septic tanks unless sewer is not available within 400 feet of the property. Mr. Racine thought the 400 feet distance is the requirement from Weld County.

Trustee Patch made a motion, seconded by Trustee Honnold to approve Ordinance No. 11-02, First Reading, Amending Articles 1 through 5 of Chapter 13 of the Hudson Municipal Code.

The vote was as follows:

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

Nay - None

Mayor Pontius declared the motion carried.

e. Approval Job Description – Parks Worker (Seasonal)

Trustee Honnold made a motion, seconded by Mayor Pontius to approve the job description for the Parks Worker (Seasonal).

The vote was as follows:

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

Nay - None

Mayor Pontius declared the motion carried.

3) STAFF REPORTS

Joe Racine, Town Administrator, reported that we have received a letter from Cathy Norris; Executive Director Government Affairs for BNSF Railway, stating that the track panels, approach work and asphalt application should be completed in six to eight weeks.

Joe Racine, Town Administrator, reported that the Planning Commission will be reviewing a Weld County Referral for the modular homes that are being stored by the railroad tracks. Mr. Hochmiller owns this property is going through the Weld County process, requesting the County allow temporary storage for the eleven modular homes. The referral does not specify a timeframe.

Mayor Pontius suggested that the Planning Commission request a timeframe.

Corey Hoffmann, Town Attorney, provided a memo regarding remedies for the Hudson Correctional Facility Discharge Violation Notice.

Corey Hoffmann, Town Attorney, reported that the Attorney for the Quality Paving lawsuit has notified him that they will be filing a motion to withdraw as legal counsel. The Court has sent an order to Quality Paving to set for trial three possible dates being December 5, 2011, January 30, 2012 or September 12, 2012.

Tim Hopwood, Public Works Director, reported that the Dahlia and 4th Street drainage project should start this week.

Tim Holbrook, P.E., IFE Project Manager, reported that the bio-solids project is completed and CDPHE inspection was completed and approved. Phase 2 of the wastewater treatment project is going well the crew is doing a great job they have almost 10,000' of the 21" sewer main completed and have 25 manholes placed. The crossing of the Neres Ditch was completed on the force main portion of the sewer main. Construction is scheduled for placement of the lift station site.

Trustee Patch reported that the Yule Marble Quarry in Marble, Colorado will possibly donate or sell at a very reasonable price a marble block for a Veterans Memorial at the park. Town staff will contact the military branches for some type of military equipment donation. We will need a plan for the memorial and then we can start donation requests such as selling memorial pavers.

4) ADJOURNMENT

The meeting adjourned at approximately 8:23 p.m.

TOWN OF HUDSON, COLORADO

Mayor

ATTEST

Town Clerk