

MINUTES
TOWN OF HUDSON - BOARD OF TRUSTEES
REGULAR MEETING
July 6, 2011 - 7:00 P.M.

CALL TO ORDER AND ROLL CALL

Mayor Pontius called the meeting to order at 7:02 p.m.

ROLL CALL

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

Town Clerk, Linnette Barker took roll call, and a quorum of the Mayor and (3) Trustees were present. Trustee Baker arrived at approximately 7:12 p.m.

Town Staff Present:

Town Administrator – Joe Racine
Town Attorney – Christine Stretesky
Town Clerk – Linnette Barker
Public Works Director – Tim Hopwood
Deputy Clerk / Treasurer – Judy McGill
Economic Development Director – Dan Hamsmith

ADDITIONS TO AGENDA

Joe Racine, Town Administrator, reported that the General Business item for the agreement for utility operator services, ORC, LLC, should be removed from the agenda until the next meeting on July 20, 2011.

CITIZEN'S COMMENTS

Ed Rossi, Hudson resident, was present on behalf of the Hudson Fire Protection District to introduce the new Fire Chief, Robert Bertram.

Robert Bertram, Hudson Area Fire Protection District Chief, reported that he is new to the area coming from west of Colorado Springs. He plans to attend at least one Board of Trustee Meeting per month.

Jenna Pralle, Lady-in-Waiting representative for the SE Weld County Fair Royalty, was present requesting support for the 2011 Southeast Weld Royalty. The Southeast Weld Royalty represents the Fair by attending events to help promote and advertise the Southeast Weld Fair.

Mayor Pontius made a motion, seconded by Trustee Cole to donate \$250.00 to the SE Weld County Fair Royalty.

The roll call vote was as follows:

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

Nay - None

Mayor Pontius declared the motion carried.

Mark Kinnear, President of the Hudson Area Chamber of Commerce, thanked the Board of Trustees for the help in presenting the Public Water Symposium event. The event was held on June 29, 2011 at the Hudson Elementary School Gymnasium.

Mark Kinnear, President of the Hudson Area Chamber of Commerce, reported on the Hudson Area Chamber of Commerce scheduled events this year:

July 16, 2011 – Flea Market at the Hudson Memorial Park currently have 20 vendors and garage sellers scheduled. The Hudson Open Mic and Movie in the Park will follow.

September 24, 2011 – Hudson Harvest Festival, planning still underway.

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 – June 15, 2011
- b. Payment of Bills

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

The vote was as follows:

Aye: Trustees Honnold, Guardado, Cole, Baker, and Mayor Pontius

Nay - None

Mayor Pontius declared the motion carried.

2) PUBLIC HEARING

- a. Case No. 11-05 USR, A public hearing concerning an application by Noble Energy, Inc., for a Use by Special Review permit to allow construction of eight oil and gas wells, an access road and associated facilities on property generally located northeast of the intersection of Oak Street and 30th Avenue, Hudson, Colorado.

Mayor Pontius opened the Public Hearing for the Case No. 11-05 USR, A public hearing concerning an application by Noble Energy, Inc., for a Use by Special Review permit to allow construction of eight oil and gas wells, an access road and associated facilities on property generally located northeast of the intersection of Oak Street and 30th Avenue, Hudson, Colorado at 7:16 pm.

Mayor Pontius reported that the applicant Noble Energy, Inc., has requested the public hearing be continued until the next regular Board of Trustee Meeting on July 20, 2011 at 7:00 pm.

There was no public testimony.

Trustee Honnold made a motion, seconded by Trustee Cole to continue the Public Hearing for the Case No. 11-05 USR, A public hearing concerning an application by Noble Energy, Inc., for a Use by Special Review permit to allow construction of eight oil and gas wells, an access road and associated facilities on property generally located northeast of the intersection of Oak Street and 30th Avenue, Hudson, Colorado, until July 20, 2011 at 7:00 pm.

The vote was as follows:

Aye: Trustees Honnold, Cole, Baker, Guardado, and Mayor Pontius

Nay - None

Mayor Pontius declared the motion carried.

3) GENERAL BUSINESS

- a. Ordinance 11-03, Series of 2011, A Bill for an Emergency Ordinance authorizing the issuance of the wastewater revenue bond, series 2011; prescribing the form of said bond; providing other details concerning the bond, the system, and funds appertaining thereto; and declaring an emergency.

Joe Racine, Town Administrator, explained that this Ordinance is for the refinancing of the construction loan for Phase 2 of the Wastewater Treatment project. The construction loan had refinanced an earlier loan from the CWRPDA.

Paul Wiser, bond counsel from Sherman and Howard was present at the meeting to answer questions about the refinance Ordinance.

Trustee Honnold made a motion, seconded by Trustee Cole to approve Ordinance 11-03, Series of 2011, A Bill for an Emergency Ordinance authorizing the issuance of the wastewater revenue bond, series 2011; prescribing the form of said bond; providing other details concerning the bond, the system and funds appertaining thereto; and declaring an emergency.

The vote was as follows:

Aye: Trustees Honnold, Cole, Baker, Guardado, and Mayor Pontius

Nay - None

Mayor Pontius declared the motion carried.

- b. Resolution No. 11-18, Non-discrimination in wastewater services and rates.

Joe Racine, Town Administrator, reported that as a condition of receiving the USDA grant funding requires Resolution 11-18.

Trustee Honnold made a motion, seconded by Mayor Pontius to approve Resolution No. 11-18, Non-discrimination in wastewater services and rates.

The vote was as follows:

Aye: Trustees Honnold, Cole, Guardado, Baker, and Mayor Pontius

Nay – None

Mayor Pontius declared the motion carried.

- c. Resolution 11-19, Grant Agreement, USDA Rural Development, Wastewater facilities.

Joe Racine, Town Administrator, reported that as a condition of receiving the USDA grant funding requires Resolution 11-19.

Trustee Baker made a motion, seconded by Trustee Honnold to approve Resolution No. 11-19, Grant agreement, USDA Rural Development, Wastewater facilities.

The vote was as follows:

Aye: Trustees Baker, Honnold, Guardado, Cole, and Mayor Pontius

Nay – None

Mayor Pontius declared the motion carried.

- d. Amendment to agreement for engineering services, IFE Engineering, Wastewater Treatment Plant, Phase 2.

Tim Holbrook, IFE Project Manager, reported that the original Engineering Services Contract did not include design, and resident project representative services for the Hudson Industrial Park sewer main. These services were added to the contract with Amendment No. 1. To allocate the budget funds for these services, a reduction in services for the Phase 2 wastewater project offset the additional fees. This Amendment is needed to restore the original budget. The budget for Basic Services will have a surplus at project completion this amendment allocates the surplus to partially restore the budget, resulting in a zero dollar change.

Trustee Honnold made a motion, seconded by Mayor Pontius to approve the amendment to the agreement for engineering services with IFE Engineering for the Wastewater Treatment Plant, Phase 2.

The vote was as follows:

Aye: Trustees Honnold, Baker, Guardado, Cole, and Mayor Pontius

Nay – None

Mayor Pontius declared the motion carried.

- e. Job Description – Public Works Director

Trustee Baker made a motion, seconded by Trustee Cole to approve the revised job description for the Public Works Director.

The vote was as follows:

Aye: Trustees Baker, Cole, Guardado, Honnold, and Mayor Pontius

Nay – None

Mayor Pontius declared the motion carried.

4) STAFF REPORTS

Joe Racine, Town Administrator, reported that the County's deadline for removal of the modular homes that are being stored by the railroad tracks has passed. The County Attorney will be requesting a court order to clear the property.

Joe Racine, Town Administrator, reported that the Hudson Correctional Facility and the Town are continuing to test the wastewater grease problem at the prison facility.

Joe Racine, Town Administrator, reported that the Bond Closing for the Wastewater Treatment Project refinance is July 7, 2011.

Judy McGill, Deputy Clerk / Treasurer, reported that the Financial Statements for April and May 2011 have been distributed to the Board of Trustees.

Tim Holbrook, P.E., IFE Project Manager, reported on the progress for phase 2 of the wastewater treatment project. Reynolds is working on the construction of the sewer main by the Industrial Park working south of the bridges on WCR 49.

Tim Hopwood, Public Works Director, reported the sewer jetting is going well.

Dan Hamsmith, Economic Development Director, provided an update on the Highway 52 Pedestrian/Bike Trail project. The budgetary concerns and federal requirement concerns will be reported to the Board of Trustee for consideration at the next regular meeting.

Trustee Cole, reported that he will drive to Marble, Colorado next week to pick-up the marble they have donated to the Town for the Veterans Memorial.

5) ADJOURNMENT

The meeting adjourned at approximately 7:55 p.m.

TOWN OF HUDSON, COLORADO

Mayor

ATTEST

Town Clerk