

The Regular Meeting of the Meeker Town Board was held Tuesday, February 3, 2009 at Town Hall.

Members Present	Mayor	Etheridge
	Trustees	Omer Halandras Mills Waldref Strate Gerloff
Town Staff Present	Town Administrator	Day
	Town Clerk	Cook
	Town Planner	Smith
	Town Attorney	Viscardi
	Public Works Super.	Overton
	Admin. Assist.	Niemi
Citizens Present	Nikki Turner	RB Herald Times
	Dr. Bob Dorsett Joy Thayer,	Town Planning Commission Member
	David Smith	Leif Joy, JSC, Inc.

CALL TO ORDER

Mayor Etheridge called the meeting to order at 7:00 p.m.

ROLL CALL

All Trustees present.

APPROVAL OF THE AGENDA

Mayor Etheridge asked if there were any changes to the agenda with none noted.

A motion was made by Trustee Omer to approve the agenda as presented, seconded by Trustee Strate. All ayes. Motion carried.

APPROVAL OF THE PREVIOUS MINUTES

Mayor Etheridge asked for changes or revisions to the minutes of January 20, 2009, with none noted.

A motion was made by Trustee Mills to approve the January 20, 2009 minutes, seconded by Trustee Halandras. Ayes: Trustee Omer, Waldref, Mills and Halandras. Abstained: Trustees Strate and Gerloff. Motion carried.

APPROVAL OF VOUCHERS

Mayor Etheridge asked for questions or comments regarding the revised set of vouchers dated January 30, 2009. She stated she had a couple of questions, regarding Items #50 and #55, Refunds for Equity Account Balance and what they were for. Administrator Day stated the Town collected a deposit from developers of large projects to cover the expense of inspections and engineering, and at the end of the project if the funds had not been used, the Town refunded the money. She stated these projects have been completed and the Town was refunding the remainder of their deposits.

Trustee Mills stated Item #74 Valley Hardware listed shelf, brackets, bolts and screws, and that it was listed again under Item #39 under the Water Fund for the same items as well as paint and brushes. Mills inquired if this was a redundancy or two different projects. Public Works Superintendent Russell Overton stated the items were split between the two funds as they are used in both.

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Trustee Halandras inquired what cancer insurance was. Day stated it was additional insurance the Town offers employees and comes out of their paychecks. Trustee Halandras inquired if it was in addition to their health insurance with Day stating yes. She stated it is a very good policy and if the policy is not used in 15 years, they return the premiums. She stated if a person did get cancer and their underlying insurance won't take care of it, the policy allows the person to have more flexibility in their care and pays for things such as lodging or mileage, items not normally paid by normal health insurance. Trustee Omer inquired about the expense being offset by payroll deductions. Day stated yes, it is a payroll deduction the employee pays for.

Mayor Etheridge inquired about Item #45 for Cleary Electric and if it was for the speed signs recently installed. Mr. Overton stated at this time, just one was operational as the other one required WREA to set the meter. He stated the electrical for the working sign was tapped into the pump house, so there was no wait. Discussion focused on the other sign and how well the current operational one works.

Mayor Etheridge inquired about Item #68 Cleary Electric and if the lights and outlets had been installed in the park. Mr. Overton stated it had been completed, but WREA needed to hook them up. Day stated there would be electricity for the park this summer. She also stated on Item #72, the Town recently obtained the weed sprayer the Board approved last fall.

A motion to approve the revised set of vouchers dated January 30, 2009 was made by Trustee Halandras, seconded by Trustee Strate. All ayes. Motion carried.

PUBLIC PARTICIPATION

Dr. Bob Dorsett 127 Park Street stated he had returned to see if the Board had any questions or if they desired a discussion about the proposed alternatives regarding the 2nd Street/Sulphur Creek Road extension. Mayor Etheridge stated everyone had reviewed the document, stating discussion would not take place until all the information was obtained from the Town's engineer. She stated hopefully at the next Board of Trustees meeting they would be able to schedule a Board workshop at which time they could discuss the alternatives. Day stated it looked as if the engineer would not have the report done until after March 1st as he had other commitments. Dr. Dorsett inquired if proposed alternatives would be included in the feasibility study. Mayor Etheridge stated the feasibility study is what the engineer would be coming back with, to tell the Town what is possible to do with that particular section over Sulphur Creek, and the proposed alternatives are included in the discussion of where do we go from here. She stated if the engineer comes back and says the Town can't do anything with it, then the Board will look at the alternatives. She also stated if the Town's engineer comes back and says they can, then they will look at the alternatives as an addition to the possibility of anything else that could be done. Mayor Etheridge stated the project is moving slowly and the Board is not making any decisions for the next month or two as they are waiting for the information from the engineer. She also stated it may take more than one discussion.

Dr. Dorsett stated it seemed to him that the feasibility study was narrowed to one alternative and if the engineer recommended the 2nd Street extension up Sulphur Creek, that it was a done deal. Mayor Etheridge stated it is not a done deal. Trustee Halandras stated the feasibility study was set out for 2nd Street and the group had brought other routes for getting in and out of the area. He stated what they are starting with is Sulphur Creek and beyond that, they don't know anything and this was the initial opportunity to try to make the traffic flow easier. He stated the document the group brought to the last meeting would be looked at once the information was back from the engineer. Trustee Halandras inquired if the group had done more research on the information they brought to the Board, and not just something off of Google. He inquired if the group had spoken to anyone. Dr. Dorsett stated the maps were from Google and the group had been out in the field actually looking at the routes. He stated it seemed as if they were looking for a solution regarding traffic up Sulphur Creek Road instead of picking one potential project for a feasibility study, it would be best to look at possible alternatives and get the best recommendation from a number of different options. Trustee Mills stated that was the study the Town paid for and had asked the engineer to look at the one spot. He stated the information Dr. Dorsett and the group had

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brought up had five alternatives, and at that point in time, the Town didn't buy those studies. He stated the Town would have to study those on their own and when the information was received from the engineer, stating there is or isn't enough room to do what the Town imagined they might be able to do with Sulphur Creek, the Board would sit down and discuss it. He also stated they would bring in the group's suggestions/alternatives and discuss those as well. He stated everything would be discussed and the Board would have more knowledge of whether or not straightening out Sulphur Creek would be viable. Trustee Mills stated it is not a done deal and the Board had entertained the notion of doing this, but are entertaining the notion of doing other things also. He stated there is no notion out of the ballpark yet, with some being less desirable than others, from Mr. Dorsett's viewpoint and the Board's viewpoint. He stated they need to sit down together and work out what is going to help the most and who is going to get hurt the least and there is a great deal of work to be done and it is not a done deal.

Trustee Halandras inquired if the group had been to the school board with any of the information. Dr. Dorsett stated yes with Trustee Halandras inquiring if they had been to the school board with the alternative routes information. Dr. Dorsett stated he had presented them to members of the school board, but not officially at a regular board meeting. Trustee Halandras stated Mr. Dorsett had to realize that the Town was stuck with that as well as the group, regarding the school placement. Trustee Mills stated Mr. Dorsett was involved in that, and knows their feelings about traffic being routed around the school. He stated a couple of the group's suggestions brought traffic up through School Street and there were other things to consider. He reiterated again they barely have started and would keep the group up-to-date. Dr. Dorsett stated "keep that route out of the neighborhood, it will destroy the neighborhood." Mayor Etheridge stated "it would change it, destroy is a bit harsh."

NEW BUSINESS

Approval of permits for 2009 use of Ute Park: Becky Dunham – Horse Pasture -David Smith – Calving, Meeker Classic Sheepdog Trials and Smoking River Pow-wow.

Mayor Etheridge stated there were four permits: Becky Dunham for horse pasture, David Smith for cows and calving, Meeker Classic and Smoking River Pow-wow. Administrator Day stated David Smith was present and would like to discuss with the Board the dates in his contract. She stated everyone else had returned their signed contract.

David Smith stated he was concerned about the information in paragraph 1 of his contract and asked if there was a reason or any other plans for the park, that they could not extend the contract to mid or end of December. He stated he was not trying to enlarge the timeline of thirty days, but if it could be more flexible. Mr. Smith stated it had been changed two or three times due to the Ute event being earlier last year with a guess as to the dates and it didn't work out for him. He stated he didn't know of any other use that would take place during that time unless the Town had something in mind, and asked the Board's consideration of extending the flexibility of the thirty day period for both entities. He stated he was only able to use it for four or five days this past year as the 22nd came up and they had to move out. Mayor Etheridge asked if he got the cows in at the tail end of his permit with Mr. Smith replying yes. He stated it was the best pasture year in a long time, but regardless of that, he was asking for the Board's consideration for flexibility. Day stated when she spoke with Mr. Smith, it was not that he wanted to pasture more than thirty days, he only wanted more flexibility of when the end date was set.

Mayor Etheridge inquired about the reason of the November 22nd date, was it specific or was the Town thinking it was an appropriate window. Attorney Viscardi stated the date had been rolled over for several years, because when sheepdog trials finished, it was on its heels, and was just a span from September to November. He stated when he and Mr. Smith discussed it last week, Mr. Smith inquired if it could be pushed back to the middle of December rather than the November date. Attorney Viscardi stated he suggested to Mr. Smith he come to the Board to discuss it. He also stated there is no significance to that date other than it has historically been used. Trustee Halandras inquired if it overlapped with the Pow-wow. Attorney Viscardi stated Mr. Smith's contract overlapped with the Pow-wow and the sheep dog trails overlapped with the Pow-wow. He stated he went with the date, as no date was specifically talked about and as long as there were no objections it could work, but there is

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some overlap on all three of the permits.

Trustee Halandras inquired what date Mr. Smith wanted, with Mr. Smith stating he wasn't focusing on any specific date. He suggested five days or a week after the Pow-wow and then into the middle of December but only a thirty day period. He stated it may vary a day or two from year to year. Trustee Halandras inquired if December 15th would be the last date, with Mr. Smith stating they could try that. Discussion focused on the timeframe, other uses of the area that might be of concern, having a target date, changing the date in the permit, and use of the park during the winter.

A motion was made by Trustee Mills to accept Resolution 1, Series 2009 to approve the permits for the use of Ute Park in the calendar year of 2009 with the change on the permit agreement with David Smith Ranches, Inc. paragraph 1 Item B, thirty consecutive days within a period of commencing September 28, 2009 to December 15, 2009, seconded by Trustee Strate. All ayes, motion carried.

PUBLIC HEARING – 7:24 P.M.

Request from Regas K Halandras and Pegge Marie Halandras for Final Plat approval for Escondido Subdivision. The subdivision contains approximately 27 acres which will be divided in 7 lots and is located adjacent to Sage Hills Subdivision on its north/west boundary.

Trustee Halandras left the room.

Planner Anna Smith provided the following report: On August 19, 2008, the Board of Trustees granted Preliminary Plan approval of the Escondido Subdivision with conditions, as stipulated in Resolution No 11, Series 2008 (attached). The proposed Escondido Subdivision includes 7 residential lots to be accessed from Escondido Drive, a private street, intersecting with the existing Mountain View Road, and will be serviced with Town water and sanitary lines from Meeker Sanitation District. Also included are two additional lots, Parcel A and Parcel B, of which Parcel B will be dedicated to the Town of Meeker. After Final Plat approval, it is intended for Parcel A to be sold to an adjacent private property owner (Thompson's), who will then request rezoning and lot consolidation of Parcel A with their platted Sage Hill lots.

REQUEST: The Applicants are requesting the Town Board approve the subdivision's Final Plat, as submitted.

Itemized below are the Final Plat submittals addressing conditions that were approved, amended or denied by the Board, as outlined in Resolution No 11, Series 2008:

1. The Final Plat, signed and sealed by JSC, Inc., with the stamped "Received January 26, 2009" date depicts Escondido Drive as a "private street". (Attached Final Plat 2 pages)
2. The Final Plat, signed and sealed by JSC, Inc., with the stamped "Received January 26, 2009" date, depicts the location of the private street sign and Plat Note #15 identifies the sign shall be maintained in perpetuity. Item #43 in the Declaration of Covenants, dated December 30, 2008, addresses the private street sign. (Attached Declaration of Covenants dated December 30, 2008)
3. The Final Plat, signed and sealed by JSC, Inc., with the stamped "Received January 26, 2009" date, depicts the variances that were approved, as follows: a) lots 2, 3, and 4 less than the minimum 2-acre requirement for RR zoned lots; b) lots 2, 3, 4, 5 and 6 less than the 150-foot minimum lot width requirement for RR zoned lots; c) existing Mountain View Road not maintaining a right angle for a distance of 75 feet, and d) building envelopes for lots 2, 3, 4, and 7 with the following approved setbacks: Lot 2 Front 25 feet, Rear 10 feet, Side (abutting proposed lot 1) 50 feet, and Side (abutting proposed lot 3) 15 feet, Lot 3 Front 25 feet, Side 15 feet, Rear 10 feet, Lot 4 Front 25 feet, Side 15 feet,

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Rear ó 10 feet, Lot 7 Front (Escondido Drive) ó 25 feet, Corner street (Mountain View Road) ó 25 feet, Side ó 50 feet, Rear ó 50 feet.

4. The trails and common open space requirements were met through the Applicants' dedication of 3.72 acres (Parcel B) to the Town to protect the Town's two existing water tanks. Common open space and trails were not proposed in the subdivision due to public opposition to public trails in the area; the Eastern Rio Blanco Metropolitan Recreation and Park District's statement they could not accept maintenance responsibility; and the proposed large lots providing sufficient open space in the proposed subdivision.
5. The school land dedication requirement was addressed by the School Board's January 9, 2008 letter (attached) indicating they would not be able to accept any dedicated land or land fees.
6. The engineering plans, signed and sealed by SJCE, with the stamped "Received January 28, 2009" date, depicts the 50-foot long concrete area, including the 6-foot valley pan, at the intersection of Escondido Drive and Mountain View Road. (Attached engineering plans C1-C7, and CD1)
7. The Applicants have submitted a revised Declaration of Covenants, dated December 30, 2008, addressing the following; 1) the perpetual existence of the HOA, 2) the perpetual maintenance and repair of the private graveled street, the drainage ponds and the erosion/sediment control structures, and their easements, 3) no future subdivision, resubdivision, and/or lot line adjustment of platted lots as established by the signed and dated Final Plat (specify date) by individual owners, heirs, successors, assigns, and/or legal representatives, and 4) lots will only be accessed from the private street, Escondido Drive. Plat Notes #6, #8, #14, and #15 on the Final Plat, as prepared by JSC, Inc. with the stamped "Received November 4, 2008" date, addresses some of these issues as well. Smith added the correct "Received Date" is January 26, 2009.
8. The Final Plat, signed and sealed by JSC, Inc., with the stamped "Received January 26, 2009" date, depicts the location of the private street sign and Plat Note #15 identifies the sign shall be maintained in perpetuity. Item #43 in the Declaration of Covenants, dated December 30, 2008, addresses the private street sign.
9. Plat Note #6 on the Final Plat, signed and sealed by JSC, Inc., with the stamped "Received January 26, 2009" date, addresses that all lots will only be accessed from the private street Escondido Drive. The note also includes prohibiting other private driveways or access for vehicles, off-highway vehicles, or snowmobiles from the platted lots onto already developed streets in Sage Hills or C.R. 11/Sulphur Creek Road. Also item #43 in the Declaration of Covenants, dated December 30, 2008, addresses the matter.
10. The attached SJCE response, dated August 27, 2008, identifies "a high point at the edge of road at the property line of lots 4 and 5 that will prevent stormwater runoff from the road to this area".
11. The Final Plat, signed and sealed by JSC, Inc., with the stamped "Received January 26, 2009" date, depicts the easement between lots 4 and 5 as a utility easement.
12. Concerning the disposition of Parcel A, the Thompsons have initiated the necessary steps to commence the rezoning and lot consolidation, pending Escondido's Final Plat approval.
13. The C5 Plan, signed and sealed by SJCE, with the stamped "Received January 28, 2009" date, depicts the correct location of the proposed utilities.

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14. The Board approved 50-foot side yard setbacks adjacent to the lot line between Lots 1 and 2 to protect the natural drainage way.
15. The Board did not grant the Applicants' request to commence road work activities prior to Final Plat approval. No road work activities were initiated and the Applicants intend to wait until after Final Plat approval to commence such activities.
16. The submitted SJCE response, dated August 27, 2008, addresses the Town Engineer's comments in his July 15, 2008 letter. Subsequent comments submitted by the Town Engineer have also been satisfactorily addressed, per the Town Engineer's December 19, 2008 letter (attached).
17. The C5 Plan, signed and sealed by SJCE, with the stamped "Received January 28, 2009" date, depicts a street light at the intersection Escondido Drive and Mountain View Road, in accordance with WREA's approval.
18. Annexation of the proposed Escondido Subdivision into the Meeker Sanitation District has been completed, per the attached District Court Order.
19. The Final Plat, signed and sealed by JSC, Inc., with the stamped "Received January 26, 2009" date, depicts all the notes previously shown on the Geologic Features plan during Preliminary Plan review.
20. The C5 Plan, signed and sealed by SJCE, with the stamped "Received January 28, 2009" date, depicts the correct location of the Town's water mainline on Mountain View Road.

17.1.110 – FINAL PLAT SUBMITTAL REQUIREMENTS

NOTE: Town Code is typed in bold.

A through E code requirements in Section 17.1.110 have been addressed in the design of the Final Plat plans.

F) The final plat submission shall conform in all respects to the preliminary plan, as previously reviewed and approved by the Board, and shall incorporate all modifications required as a result of the Board's review. Two (2) copies of all documents submitted and approved as part of the preliminary plan shall be submitted in fulfillment of the final plat requirements. The Board may approve a final plat which has been modified to reflect improvements in design or changes which have occurred in the natural surroundings and environment subsequent to the preliminary plan review and approval. The design of the Escondido Subdivision with its private street layout and lot boundaries has remained the same. Other changes, as required in Resolution No 11, Series 2008, have been complied with as outlined in the above comments 1-20.

G)

I) Drawings prepared by an engineer and/or land surveyor licensed in the state of Colorado showing layout, profile, and detailed design of the following:

(a) All utilities and easements, plus statements from utility providers, such as: water, sewer, electric, gas, cable television, and telephone, as may be applicable, that service shall be provided to the development in accordance with applicable state and local regulations.

The submitted Final Plat and the C5 plan depicts the locations of utilities and easements. All statements from applicable utility providers have been received.

(b) Detailed stormwater drainage plan showing profiles, and typical cross-section drawings of all streets, bridges, culverts, and other drainage structures, in accordance with the Town Construction Standards.

The attached engineering plans from SJCE depicts the required information and complies with the Town Construction Standards.

(c) Detailed grading plan, which shall be indicated by solid line contours superimposed on dashed line contours of existing topography for the area of the final plat. Such contours shall be at two-foot intervals for predominant ground slopes within the tract between level and five-percent grade, and at five-foot (5) intervals for predominant slopes exceeding a five-percent (5%) grade.
The submitted C1 and C3 plans from SJCE depicts the topography and grading for the area of the final plat.

(d) Detailed erosion and sedimentation control plan, when required for preliminary plan review, as provided in this Title or when required as a result of such review.
On behalf of the Applicants, SJCE submitted the Escondido Subdivision Stormwater, Erosion and Sediment Control Plan, dated July 15, 2008. This Plan has been reviewed and approved by the Town Engineer.

(e) Detailed plan of the layout of sidewalks, pedestrian and cycling paths, and street lighting.
The Code does not require sidewalks, pedestrian or cycling paths in RR zoning district, therefore none are proposed. The C5 plan depicts the location of a street light at the intersection of Escondido Drive and Mountain View Road.

(f) A plan showing the proposed addresses, as determined by the Town, of the subdivided lots.
An attached address plan depicts the addresses for the lots.

(g) Final vegetation plan (not required for subdivisions in the RR and RR-A zone districts).
The submitted C3 plan depicts re-vegetation areas to address stabilization of land proposed to be re-graded (cut and fill) for the installation of infrastructure.

(h) Final subdivision improvements agreement, pursuant to section 17.1.115 of this Title.
The Owners/Subdividers have executed the SIA, which is attached.

II) Where an existing easement or right-of-way is contiguous to a proposed easement or right-of-way within the proposed subdivision, proof of dedication of the existing easement or right-of-way acceptable to the Board shall be submitted.

There are no existing easements or right-of-ways within the proposed subdivision.

III) When the applicant is to dedicate land for the use of schools, streets, parks, pedestrian and cycling paths, or other public purposes, a letter of intent shall be required from the Board having administrative responsibility over the dedicated land, stating that said Board shall accept the lands to be dedicated.

The Applicants intend to dedicate Parcel B to the Town of Meeker. Attached is a copy of the Board's letter of intent to accept the dedication of Parcel B.

IV) Where required by the Colorado Department of Transportation, a copy of the Colorado Department of Transportation access permit and any other relevant documents from Colorado Department of Transportation shall be submitted.

Not applicable.

V) Copies of all covenants and deed restrictions, including but not limited to those required by the

Board, to govern the future use of each lot and any common land with regard to the future construction of water or sewer systems or other improvements, minor subdivision and other potential changes, which might significantly alter the subdivision, as approved by the Board, with regard to the criteria and standards of this Title.

The Applicants have submitted the Declaration of Covenants, Conditions and Restrictions of Escondido Subdivision, dated December 30, 2008, to address this requirement.

VI) The names, mailing addresses, email addresses, and telephone and fax numbers of all owners and applicants of the subject property, the principal engineer and/or surveyor responsible for the preparation of the plat, and all persons possessing a security interest in the property, as evidenced by any deed of trust, mortgage, lien, or other recorded or unrecorded instruments and a duly executed agreement indicating the consent to the proposed subdivision by all such persons.

The contact information for the owners, applicants, engineer and surveyor has been provided.

VII) A water right agreement pursuant to the Water Rights Dedication Ordinance of 1981.

Town staff recommends the Town consider the additional land value of Parcel B and its dedication to the Town as compliance with the Town's Water Rights Dedication Ordinance, per Mr. Viscardi's December 11, 2008 letter (attached). Mr. Regas Halandras, on December 16, 2008, provided in writing via email (attached) the Applicants' acceptance of staff's proposal.

H) Non-contiguous parcels of land shall not be included in one plat, nor shall more than one plat be made on the same sheet. Contiguous parcels of land owned by different people may be embraced in one plat, provided that all owners join in the dedications and acknowledgements.

Not applicable.

I) No final plat shall be approved unless remedial actions to mitigate the geologic hazards identified as required in Section 17.1.108C have been approved by the Town Engineer.

Chris Hale, the Town Engineer, has identified in his December 19, 2008 letter, that all questions, comments and concerns have been addressed to his satisfaction.

J) No final plat shall be approved prior to the execution of the required improvements agreement pursuant to Section 17.1.115.

As stated previously, the Owners/Subdividers have executed the SIA. Therefore, the Town Board should determine if the SIA is acceptable and, if so, execute the SIA prior to the Board's approval of the submitted Final Plat.

RECOMMENDATION: On January 12, 2009, the Planning Commission concurred with staff's recommendation that the Board of Trustees approve the Escondido Subdivision Final Plat, with the following conditions:

1. The Final Plat date shall be updated to a current date as well as have the surveyor's stamp and signature, and received by Town staff prior to the Board's adoption of a motion approving the Final Plat.
2. Remove the "Preliminary" stamp from the Escondido Subdivision constructions plans and the engineer's stamp and signature should be placed on the drawings. Resubmit these signed and sealed drawings prior to the Town Board's adoption of a motion approving the Final Plat.
3. Approval of the Water Rights Dedication proposal by staff, as set forth in the attached letters.

The Applicants have complied with conditions 1 and 2. Included are copies of the signed and sealed Final

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Plat and Engineering Plans. Therefore, if the Board's desire is to approve the Final Plat, as submitted, staff recommends the motion, as drafted by the Town Attorney, be approved. Condition #3 above has been included in the motion.

Attachments:

- #1: Motion Approving the Escondido Subdivision Final Plat
- #2: Executed Subdivision Improvements Agreement (SIA)
- #3: Resolution No 11, Series 2008
- #4: Declaration of Covenants, dated December 30, 2008
- #5: Meeker School District January 9, 2008 Letter
- #6: SJCE August 27, 2008 Letter
- #7: Chris Hale December 19, 2008 Letter
- #8: Court Order (County Clerk Recording No. 293638)
- #9: SJCE Stormwater, Erosion and Sediment Control Plan, dated July 15, 2008
- #10: Address Plan
- #11: Letter of Intent & Acceptance of Dedication of Parcel B
- #12: Jerry Viscardi December 11, 2008 Letter
- #13: Regas Halandras December 16, 2008 Email Response
- #14: Final Plat, signed and sealed by JSC with stamped "Received January 26, 2009" date
- #15: Engineering Plans C1-C7, CD1, signed and sealed by SJCE with stamped "Received January 28, 2009" date

Mayor Etheridge asked Mr. Leif Joy from JSC, Inc. who was representing the applicant, if he had anything to add. Mr. Joy stated no, he was there to answer any questions the Board may have. Mayor Etheridge asked for comments or questions from the Board with Trustee Gerloff inquiring about the concern of a private drive draining onto a city street maintained by the Town. He stated he didn't see any type of request or controls regarding de-icing materials that maybe applied to the road and if it would be building ice there, specifically in an area where it can be tough to navigate. Mr. Overton stated the gutter and the valley pan at the bottom of the street would keep it from draining all the way into the Town's street. He stated it would drain off onto the dirt and any flood over from there would come to the gutter.

Trustee Gerloff inquired about the subdivision having any requirements as to how they would manage their snow. Mr. Overton stated most of the road would drain into the retaining ponds, and would only impact the first few feet of the road, approximately 50 & 75 feet before it headed to the street. Trustee Gerloff inquired about the requirements in preparation and finishing of the street, if it would be similar as to what was in Sage Hills. Mr. Overton stated it was a private road and the Town had nothing to do with it. Attorney Viscardi stated it was a private gravel road, and the Town has a construction standard for how the road should be built, but the Town was not taking ownership of the road, it would remain in the ownership of the subdivider/developer and after that he anticipated it would be transferred to the Home Owners Association (HOA) which is noted in the covenants. He stated the Town's only requirement by ordinance was that they provide for the perpetual maintenance of the road to some entity which the applicants have chosen an HOA and that they take full responsibility of caring for and repairing the road, and that the road will be posted with a sign similar to the sign on Shaman Trail. He stated it basically informs everyone that there is no Town maintenance and the road is a private road.

Attorney Viscardi stated it was the Shaman Trail development that prompted the development of an ordinance that allowed private roads for certain types of subdivisions. He stated other than the requirement for the 50-foot apron and the valley pan, which will be theirs to take care of as well, that is the only paved portion of the road. Trustee Gerloff inquired about the apron and gravel being flung onto it. Mr. Overton stated that was the reason for the valley pan, so if the gravel gets on the concrete it can settle on that before it gets to the street. Mr. Joy stated there had been some stopping distance issues that had been addressed as well.

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Trustee Gerloff inquired as to what the grade of the road was, with Mr. Joy stating he was unsure of what it was. Day stated it was in the plans. Trustee Gerloff inquired if this was normal for a project, with Day stating yes, for Rural Residential. Trustee Gerloff inquired if any other projects were similar in regards to preparation, planning and permitting processes. Planner Smith stated for a new subdivision, yes. Discussion focused on the grade of the road, apron size, and cost of the concrete and issues that had been addressed prior to Final Plat.

Attorney Viscardi stated he had a couple of items to mention for the record, especially if the Mayor was planning to entertain a motion to adopt the motion. Attorney Viscardi stated again, there were a couple of items that had to be stated for the record, 1) as set out in the motion, the public hearing had been advertised by posting notice on the property, as well as the Rio Blanco Herald Times and all property owners within the specified distance required by the Town's subdivision ordinances had received written notice by mail, regarding tonight's Public Hearing. He stated Ms. Joy Thayer; a member of the Planning Commission was present, stating the Planning Commission is invited to the final meeting.

Attorney Viscardi stated there were other items to be addressed for the record: the variances that Planner Smith had read on page two had been previously approved; the dedication of land to the school district or payment in lieu was satisfied through the letter from the school district, which indicated they were not in a position to accept dedicated land or payment; the recommendations of the Planning Commission, which Planner Smith informed the Board of, are being adopted by the Board in its approval of the subdivision Final Plat.

Letter of Credit: Attorney Viscardi stated there would be a letter of credit, issued by Mountain Valley Bank. He stated Mountain Valley Bank, on December 30, 2008, delivered a letter to the Town, stating it would be committing the bank to issue a letter of credit for purposes of the Subdivision Improvements Agreement (SIA) and the letter of credit is identified in the SIA not to exceed \$491,000 and the motion before the Board addresses that. He stated the bank has to include a date in the letter of credit as it has to refer back to a specific agreement and the bank can not do that until the agreement is approved. He stated in place of providing an actual Letter of Credit, they issued a commitment to issue the Letter of Credit.

Water Rights Dedication: Attorney Viscardi inquired if the Board had any questions about how the Town satisfied the Water Rights Dedication by the pledging of the 3.72 acres. The Board concurred that they understood the information. Attorney Viscardi stated the motion approves the dedication as fully satisfying the Water Rights Dedication Ordinance.

Action of the Motion: Attorney Viscardi stated on page four of the motion, the Board would be finding and moving that the plan complied with the ordinances of the Town and the Comprehensive Plan and the SIA is acceptable in its current form. He stated the Town has a Subdivision Improvements Agreement (SIA) which had been executed on behalf of the applicant, noting that a Notary Public would have to be obtained to acknowledge the signature of Regas on behalf of Pegge Marie. He stated he noticed the notary had not been done and will get it done.

Mineral Interest: Attorney Viscardi stated the Board will have to make a finding that the provisions of the mineral interest owners and the certificate that is required by the State has been filed with the Town. He stated he was unsure if it was listed on the attachments, but the Town should have a certificate. Attorney Viscardi inquired of Planner Smith if Regas had signed it. Planner Smith stated yes, she had the original. Attorney Viscardi outlined the reason for the certificate and why it is required by the State. He stated for the record the Town had not received any written or verbal notice or communication from any of the mineral interest owners in the subdivision. He also stated the motion addressed this item.

Parcel B: Attorney Viscardi stated the motion provides with respect to Parcel B, the parcel around the water

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tanks, the Subdividers proposal to dedicate it to the Town and that it be done by general warranty deed. He stated the warranty deed provided a time limitation in which the warranty deed be signed and given to the Town and that would convey title to the parcel. He stated he had prepared the warranty deed and is ready per approval of the subdivision, and will get together with the applicant and have the deed executed and recorded.

Attorney Viscardi stated the motion provides the Board's approval of the proposed water rights dedication. The agreement has been proposed and accepted by the Halandras and is set out in great detail for historic purposes. He stated the SIA had two provisions that were changed a bit from what was general and was noted for the record.

Attorney Viscardi stated one change had to do with the storm water permit which is issued by the State of Colorado. He stated the permits are required fairly quickly in the process but given past discussions with other subdividers, the timeline for development, and the economy, the Town had pushed back obtaining that particular document to the time when they have a pre-construction conference. He stated the SIA provides the subdividers and their representatives and Town personnel to come together before construction begins to go over plans, timing, etc. He stated at that pre-construction conference the subdivider would have to provide the State issued permit for storm water runoff.

Attorney Viscardi stated another item had also been pushed back, given development schedules. He stated it was a provision in the motion that a cash deposit was to be paid by the developer for engineering inspections on the project and geo-technical testing, with the figure being approximately \$4,000 or \$5,000 if that much. He stated normally it is paid contemporaneous with approval of the subdivision agreement, but given development scheduling and the economy the request was for payment to be held off until a later date, and gives no benefit to anyone. Attorney Viscardi stated the agreement was modified to allow the cash deposit to be paid prior or up to pre-construction.

Attorney Viscardi stated, other than the recording of all the documents, the Board needed to be aware that if the letter of credit doesn't come in as well as all the other documents by the timeframe of the motion, approval will become null and void. Trustee Omer inquired when Attorney Viscardi says pre-construction, what does that mean? Attorney Viscardi stated it means any construction of any kind, whether it is public or private improvements and provided examples to the Board. Trustee Gerloff inquired if that includes the Letter of Credit; with Attorney Viscardi stating it was a condition of approval of the agreement and the motion. He stated the motion he prepared is contingent upon getting the Letter of Credit from Mountain Valley Bank within 10 days. Trustee Gerloff inquired if it had been previously requested with Attorney Viscardi stating no, all they have is a short Letter of Intent which states Mountain Valley Bank will issue a Letter of Credit and the letter is enough to get the motion to the table. He stated once the agreement was approved then the Letter of Credit has to be issued from the bank so when they go to record the documents, they have the whole packet. Trustee Gerloff stated the reason he asked was if it suffices for Attorney Viscardi, that was fine, but the concern he had was that it seemed like a very important part of the process. Attorney Viscardi stated the Letter of Commitment is only good enough to get to the Public Hearing. Discussion focused on making sure people were accountable, the letter being adequate for this time period, and bonds being used in the past. Attorney Viscardi stated again, "once approval is made, it would be signed and Regas could take it to Mountain Valley Bank and get the Letter of Credit issued." He stated even by the Town's code, which does it incrementally, "It says, the Town will not consider the approval of the Subdivision Improvements Agreement without the issuance of the Letter of Credit." He stated this (the Letter of Intent) takes that place, but still need to see the Letter of Credit and the Board cannot approve the subdivision without having the SIA, so basically it is saying that you need to have a Letter of Credit before the deal is done and is the way the motion is crafted.

Trustee Gerloff inquired if they needed it tonight, with Day stating no. Attorney Viscardi stated the banks won't issue the Letter of Credit until they see the agreement. Mr. Joy inquired if Bruce at Mountain Valley Bank had contacted the Town. Administrator Day stated he had contacted her this morning and said he would be contacting her after lunch, but she had not been able to find him. Mr. Joy stated they were under the impression that the

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Letter of Credit would be issued at the time of the pre-construction meeting. Attorney Viscardi stated that was not correct. Day stated again, he had called and asked if that was possible. She stated she told him she had not been involved and that he needed to speak with Mr. Viscardi and Planner Smith. She also stated she was going to tell him to call Mr. Viscardi and had called the bank later and they had not heard from him either as he was in meetings. Mr. Joy inquired "so his question was, is it a possibility?" Day stated yes, but he never got back to the Town. She stated it really isn't a possibility under the Town's code. She also stated the only thing that might be a possibility was to get the Letter of Credit to the Town a little later than the 10 days, but the Town must file the Plat according to the ordinance, which is within 30-days. Mr. Joy inquired, is it the 10 days or the 30 days that the Letter of Credit is valid? Attorney Viscardi stated no, the way it is crafted, the Letter of Credit hopefully would be here in 10 days of the approval date and the 30 days states that the Plat has to be recorded within 30 days of Board approval. Discussion focused on the time limit for the applicant to obtain the Letter of Credit, if it was calendar days or business working days and monetary concerns over fees the bank charges, the time period a Letter of Credit is in effect and the Board extending the time the applicant has to obtain the letter.

Mr. Joy asked the Board to consider extending the time as long as possible, considering the time of the year, the economic situation and having to pay as the clock ticks, stating they would like to buy themselves as much time as possible. Mayor Etheridge inquired about the maximum time with Day checking the calendar. She stated the thirtieth day would be Thursday, March 5, 2009 for filing of the plat, so by February 27th 2009.

The Board took a short recess at the applicant's request to confer with Attorney Viscardi and Administrator Day.

The meeting reconvened and Attorney Viscardi stated they tried to clarify the issue regarding the call to Day from the bank and whether it is 10 days or 25 days upfront, is not the issue. He stated the issue is if the project is not done for two years, can the Town then call the bank's Letter of Credit due as the project had not been done as agreed upon. Attorney Viscardi stated, if nothing had been done and two years comes and goes then what does the Town do. He stated by state law and the Town's ordinances, which is referenced in the agreement, the developer and others who have land use approval through a government entity, actually has "vested rights" for three years. Attorney Viscardi stated once there is approval of a development application (i.e. a subdivision final plat) the developer retains the rights for three years from the date the development is approved, to do what has been allowed by the public entity. If not, then the developer loses those vested rights and is back to square one which means the development approval is voided. He clarified by stating, "Whatever rights the developer had for those three years, they lose at the end of the third year." Attorney Viscardi stated the concern of the bank was that if something was not done in a year or two, would the Town ask the bank for the money to complete the development themselves. He stated the Town would not do that, as the agreement called for all the work to be completed in two years from approval date in addition to the third year. He stated if two years down the line something was not done, he assumed the applicant or someone would be coming before the Board to say "here is what is happening," with one of three entities (Planning Commission, Town Administrator and Town Attorney) saying, "Mr. Developer, what is the status of the project, and where are you going with it?" The Town would not be writing a letter to the bank saying give us \$400,000 and pay Mr. Overton and his crew to start building roads and detention ponds.

Day stated the Letter of Credit comes in if the improvements start and then stop, the Town could go in and finish the project so people would have what they needed. Trustee Omer inquired if a year passes and the developer's Letter of Credit expired and was not renewed or extended then what happens. Attorney Viscardi stated the agreement provided a certain amount of time before the Letter of Credit expired, and they should be able to get a renewal Letter of Credit. He stated he thought there was a previous situation on a couple of subdivisions where the letters had expired and replacement letters were obtained. He also stated if there was no credit in place, there is no ability to move forward unless there is a Letter of Credit, bond or cash and provided examples for the Board. Discussion focused on keeping a Letter of Credit available or having other financing in place, and loss to the developer.

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Attorney Viscardi stated one other item needed to be mentioned and was noted in the agreement. He stated he had gone to great lengths to explain it, regarding the sale of Parcel A to the Thompsons. Attorney Viscardi stated even though the Town was not involved with the transaction, it was an integral part of the whole thing. He stated even the plat notes indicated there was going to be a transfer of Parcel A to the Thompson's who have adjoining property. He stated how it was going to happen was tough, because he had it drafted one way and after a meeting with the applicant and his representatives, they suggested another way with Town Staff going along with it. Attorney Viscardi stated they have 45-days to get the transaction finished. He stated until the plat is approved, officially there is no Parcel A, it is only for purposes of the drawing, but will formally exist when the plat is recorded. He stated then they will actually be able to sell it and have given them time to conclude the sale. He stated there is a mechanism in the agreement that if the sale is not concluded then Parcel A gets re-platted and rolled into another of the subdivided lots, probably Lot 1 which is the larger lot. He also stated the Thompsons have paid their fees and submitted the application, stating Staff felt relatively comfortable they will move forward. Attorney Viscardi stated this was in the motion as well. Trustee Omer inquired if Parcel A was the same as Lot A, with Attorney Viscardi stating yes. Discussion from the group focused on the Thompsons rezoning of the property, how it currently is zoned and consolidation of the lots.

Trustee Mills stated it sounded like a considerable amount of consideration by all in working with each other to get everything done the way it is supposed to be done, as soon as it could be done, and when it could be done. Everyone has complied with the powers to be and is a lot of work that hopefully will end in fruition.

Mayor Etheridge asked for any additional comments or questions, with none noted. She inquired if it was the wishes of the Board to extend the timeline for receiving a Letter of Credit from Mountain Valley Bank to 24 days. Attorney Viscardi stated it wasn't an issue.

Trustee Mills moved to accept the prepared motion (see attachment) approving the Escondido Subdivision Final Plat. Seconded by Trustee Omer. All ayes. Motion carried.

BID AWARDS

MultiQuip MTX 60 4 Cycle Rammer (Mikasa Jumping Jack)

Public Works Superintendent Russell Overton stated the first bid was for a new whacker packer jumping jack. Mayor Etheridge inquired as to what it was. Mr. Overton stated when they dig a hole they use it to pack the soil. He stated Staff's recommendation is to accept the low bid from United Rental in the amount of \$2,171.45. Mayor Etheridge stated it said on the bid information that they included tax, but the Town doesn't pay tax. Mr. Overton stated the \$2171.45 was the price without the tax. Mayor Etheridge asked for questions or comments with none noted.

A motion was made by Trustee Mills to accept the bid from United Rental in the amount of \$2,171.45, second by Trustee Strate. All ayes, motion carried.

New 2006 to 2009 dump truck with 6 yard dump body, hydraulic system, sander hopper and snow plow.

Mr. Overton stated the Town thought they would be able to obtain a 2006 truck that was new but found out it was a truck sitting on a lot that had a suspension not heavy among other things stating overall the truck didn't meet the Town's specs. Mr. Overton stated only one bid met the required specs, and recommended accepting the bid from Burt Commercial Truck which has the proper equipment, is a 2009 model and meets all the specifications in the amount of \$87,663.62. Day stated when the Board looks at the bids and sees heated mirrors, they may think "Wow!" but when the guys are plowing, the heated mirrors allow them to see and is not a luxury item. Trustee Omer stated he was looking at the list of bids and wondered which one they were referring to. Day stated it was the one that says "recommended bid" and was highlighted in yellow. She stated there was no time to go through

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the bids Friday night, so Mr. Overton went through them. She also stated Trans West Trucks and Hanson Trucks had air brakes instead of hydraulic brakes, which are problems when plowing. Mr. Overton stated they are touchier and also if the Town had wanted to put in automatic transmissions the bid went up anywhere between \$5,000 to \$6,000 for that option. Day stated the other truck (the \$77,680.00 truck) didn't have heavy enough axels. Trustee Mills inquired if this was all inclusive, with Mr. Overton stating yes, it included the dump box, plow, sander, hoist, everything. Trustee Mills inquired if the Town was going to sell an old truck with Mr. Overton stating no. Day stated the Town has more streets to plow and the deciding reason to add another truck.

A motion was made by Trustee Mills to accept the bid from Burt Commercial Trucks for the 2009 retail Chevrolet C7500 in the amount of \$87,663.62, seconded by Trustee Halandras. All ayes, motion carried.

Day stated the Town had budgeted \$100,000 for the truck and is well within budget.

Appointment to the Meeker Housing Authority

Administrator Day stated no one had responded and asked the Board if they knew of anyone who might be interested in serving on the Housing Authority Board, as they really need a replacement. Mayor Etheridge inquired as to how many served on that Board with Day stating she thought seven members. Discussion focused on the Housing Board needing assistance, the possibility of another vacancy, how often they meet and when, and if there was a list of current Board members.

Appointment to the Meeker Planning Commission

Day stated there was one letter of interest from Terry Goedert who had served before but was unable to finish his term. She stated he indicated he would like to serve on the Planning Commission again. She also stated Mr. Goedert was a great member as he has a great deal of experience in building. Day stated it would be Staff's recommendation to appoint Mr. Goedert to the Planning Commission Board. Mayor Etheridge asked if the Board had any questions or concerns, with none noted.

A motion was made by Trustee Omer to appoint Terry Goedert to fill the vacancy on the Planning Commission left by Leslie Sorensen, seconded by Trustee Strate. All ayes, motion carried.

Appointment of Town Representative to the Technical Advisory Group (TAG) concerning the County's Master Plan.

Mayor Etheridge stated the Technical Advisory Group (TAG) was looking for a Town Representative for the Rio Blanco County Master Plan. She stated from the letter it would be approximately a one-year commitment, concluding in early 2010 and beginning later in February 2009. She stated it didn't state the frequency of meetings, with Day stating she and Colleen (who is working on the plan) had been emailing each other and stated Colleen doesn't really know the frequency yet. She stated Colleen had indicated her preference would be that the Town appoints someone from the Board of Trustees and from the Planning Commission. Day stated the Town would have to contact the Planning Commission members and felt it was very important for the Town to be involved with the County in the Master Plan and will also tie in with what the Taskforce is doing. Additional discussion focused on how many representatives and from what entities. Trustee Halandras stated he would be interested in representing the Board of Trustees. Day stated she would let Colleen know with Planner Smith stating she would talk with the Planning Commission members at their next meeting to see if anyone was interested.

MAYOR'S REPORTS

Mayor Etheridge stated she had received a letter from the Meeker Volleyball Club requesting a donation. She stated the Meeker Volleyball Club is a non-profit organization and was inquiring if the Town would be interested in supporting the request. Day stated in the past, they have requested a representative to come and talk with the

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Board, if they were requesting money. Trustee Halandras stated this was a club and not a school sanctioned event and competes with basketball and other groups. He stated it is expensive and is not a Town initiative. Discussion focused on the Town not wanting to set precedence for other clubs to come and request funding. Day stated a letter could be sent to the group declining the request. Mayor Etheridge stated there are great organizations that the Town does donate to but they usually make a personal appearance and are associated with the school, Range Call or other entity. Day stated if the club was interested in a donation for next year, they would need to come to the Board to make a formal presentation, preferably during budget time.

Discussion Topics for the Future: Mayor Etheridge stated she had come up with a list of items that the Board had brainstormed on at the Board workshop. She stated she wanted everyone to review the list and see if there was something the Board would like to focus on for the next workshop session. She also inquired if the Board would like to prioritize any item in particular or had any other comments, additions or deletions on the list of topics. Day stated she had spoken with John Boyd regarding CNCC's interest in presenting to the Board concerning the elementary school. She stated he is very interested and would come whenever the Board wanted. She also stated the County was working on a presentation regarding a justice center. Day inquired if the Board would like to schedule those two discussions at the same time or should they be spread out. Mayor Etheridge stated in last Thursday's paper she had invited people to email or call her with any feedback or input and has only received one email. She stated she thought Jeff (Rio Blanco Herald Times) may have written an article for this week's paper as he had called and asked her some questions. She also stated before the next meeting the Board, if they wanted to, put it on the table for discussion unless they wanted to wait. Mayor Etheridge stated if the presenters wanted to come to the official/public Board meeting, asking them to keep their presentations to 10-15 minutes and the public could come as well. She stated it would be great to have the public here for the presentations. Day stated there may not be enough time to get word out if it were to be done on February 17th. Discussion focused on allowing enough time for the presenters to prepare, if the Board had determined the existing elementary facility would be maintained, the age of the facility, is it maintainable and if so at what cost to the Town or what cost to potential leasers.

Mayor Etheridge stated if the Board was going to have this discussion, they should have more information, i.e. asbestos abatement. She stated if it is used in one particular function, such as a private enterprise, or justice center, then who would be in charge and what would the cost be, such as engineering costs, and the Board may need some of that information prior to having a discussion. Discussion followed on Pioneers Hospital engineering inspection and what was obtained from it, what the building would be used for in the future, could the building be brought up to today's codes, other future use, and how much it would cost to get the answers the Board needs. Day suggested having a discussion regarding processes at the next meeting. Additional discussion focused on what rehabilitation might have to be done to the building, detailed engineering processes, and different standards dependent on the use of the facility, whether it is used for adults or children. Consensus from the Board was to discuss the process and lay out a plan for the presentations on the building at the next meeting. Trustee Halandras asked Day to let the presenters know that the Board would be calling upon them for their presentations in the near future.

MANAGER'S REPORTS

Vandalism at City Park: Administrator Day stated someone had set fire to the restrooms at City Park and at this time Mr. Overton has boarded them up, due to the amount of vandalism this winter. Mr. Overton stated he was tired of the mess and boarded up the restrooms. Trustee Gerloff inquired as to how often this happens, with Day and Overton stating fairly often and goes in cycles. Day stated it seemed during the past two or three months the vandalism had escalated. She stated there were nice stainless steel mirrors in the restrooms due to the previous mirrors being broken, and they went in and jabbed the stainless steel mirrors, breaking them. Mr. Overton stated it looked like they had taken a ball-peen hammer to them. Day stated the Town was working to get a surveillance camera to see what is going on. Trustee Omer inquired if the Town had a damage estimate yet, with Mr. Overton stating they had just drained the restrooms and boarded them up to eliminate the worries of anything freezing. He stated in the spring, they would look at them. Day stated she asked the Board to think

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about putting together a reward program and if the vandals are caught and convicted, the person who turned them in received a reward and it would be anonymous. She stated the reward would not be given out until there was a conviction. She also stated there is someone out there that knows who is involved in the vandalism. Trustee Gerloff inquired about what action the police department had taken with Day stating they had been trying to patrol the area. Day stated it is difficult as they don't have many officers on at a time, but are doing the best they can. She also stated the Town does not have a camera in the PD budget and will be purchasing it as soon as possible. She stated the vandalism has escalated and it is concerning. Discussion focused on the new lights at the Park, an incident at the new hotel involving kids, the requirement of having public restrooms at the park and if they could be locked when not used by the public, reserving of the park for events, restroom use by visitors coming through town with the park being the only place to stop at times, especially late at night, privacy issues regarding camera location and stepping up the patrolling of the park. Additional discussion focused on the reward and if it was budgeted, uses of organizations such as Crime Stoppers, other ways to prevent vandalism, vandalism on the other side of the river, and the types of vandalism that is taking place in the park. Day stated she would do some research to see what other communities have done to combat vandalism as well as contact Crime Stoppers.

Parking on Hill Street: Administrator Day stated there is a parking issue on Hill Street between 3rd and 4th Street. Mr. Overton stated on Hill Street between 3rd and 4th Street, there are so many people parking there, that when the Town plows they are unable to get the truck through as people are parked on both sides. Mr. Overton proposed no parking on the north side and to have 30-feet back from the intersection, No Parking Here to Corner signs. He stated there were times when people parked so close to the corner, a person can hardly see around it and is a real problem. Day stated the Town had received numerous complaints in the past three or four months about people pulling out on 3rd Street and being worried about lack of visibility. Mayor Etheridge inquired if it was employees parking there to go to work, with Day stating yes, for the most part. Trustee Omer stated the hospital had tried to work with the employees, asking them not to park on the north side, stay 20 feet away from any alley access and 30 feet away from intersections or stop signs. He stated it is mostly employee parking on Hill Street and he supports Mr. Overton's recommendation. He also stated the hospital will try to step up their part. Mr. Overton stated the Town had built the parking lot below Cleveland for hospital employees to park and a few did at first. He stated the Town could have No Parking up there, or 2-hour parking so that people who are picking up the elderly or patients could park for a short time. Trustee Halandras inquired if they removed parking from the area, and they are already parking on 3rd Street on the east side and fairly early, does that mean they will start parking on the other side? Mr. Overton stated he did not know and did not know what people would do. He stated they probably would take everything they could on 3rd Street before they go to the parking lot. Discussion focused on 3rd Street being a bad place to park already, complaints from the neighbors, posting of signs on the north side of the street, and only being on one side, and other areas in town that would benefit from the 30-foot parking from the corner option. Consensus from the Board was to allow No Parking signs to be installed on the north, and two hour parking on the south side of the street. Additional discussion focused on the hospital's efforts to enforce parking regulations, lack of enforcement regarding parking across from the Post Office, with Attorney Viscardi stating the Town had never found where the two hour parking was authorized and was the reason it was not enforced.

Northwest Transportation Meeting: Administrator Day stated she had attended the Northwest Transportation Meeting recently, stating Hwy. 13 is a priority. She stated Hwy. 64 is the one everyone is worried about as no design had been done. She stated if the Board saw any of the stimulus information that will be emailed to them, to quickly email a Senator or representative. Trustee Halandras inquired if Day could send a list with contact people as they get plenty of requests for something like that. Day stated she would provide the Board with a list and also will provide an email address so the Board can go to the Legislature site for the State to see the status of the proposed Bills. She also stated Senate Bill 1051 is still out there and had been re-written. Day stated at the present time it says that 10% will be taken off the top of the Federal Fund Mineral Lease that would come directly back to the counties, which would mean some of it would all come to the Town. She stated she had three major concerns regarding this: 1) Opening mineral lease/mineral severance in a year when it should not be touched

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because everyone puts their amendment on these bills, 2) If that bill passes there is going to be 10% less money in the Energy Impact Fund and even if the County and Town are beneficiaries, the Special Districts go for funding and there will be no grant money. She stated even though it may bring a little more back to Rio Blanco, she thinks the Town does better through the Energy Impact Fund. She stated there will be a conversation taking place through the Associated Governments meeting on Thursday in Rifle. Day stated Ann Brady and Peter Brixious from Rangely had spoken with her and asked her to attend the meeting. She stated there is a difference of opinion as Peter and Ann support Day's position, but the Commissioners really want Senate Bill 1051 to pass. Mayor Etheridge stated of course, as they will get a direct amount of dollars. Day stated that hopefully it can be discussed Thursday and she will keep the Board apprised of the situation. Discussion focused on fewer dollars available for projects, approximately 600 Bills introduced into legislation in less than a month, and the taking of \$30 million from the fund to balance the budget.

ATTORNEY'S REPORTS

None

OTHER TOWN BOARD BUSINESS

None

ADJOURNMENT

Mayor Etheridge adjourned the meeting at 9:17 p.m.

Mandi Etheridge, Mayor

Attest:

Lisa Cook, Town Clerk