

RECORD OF PROCEEDINGS

The Regular Meeting of the Meeker Town Board was held Tuesday, September 6, 2022 at Town Hall.

Members Present

Mayor
Trustees

Borchard
Gutierrez
Jehorek
Kindall
Nielsen
Lockwood

Town Staff Present

Administrator
Town Clerk
Admin Asst
Attorney
Rcrds/Evidence Tech

Etheridge
Cook
Pakuer
Massih
Ridgeway

Citizens Present: Ford, Beth; Turner, Nikki;

CALL TO ORDER

Mayor Borchard called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

ROLL CALL

All Board members were present except for Trustee Day.

APPROVAL OF THE AGENDA

Mayor Borchard asked for changes to the agenda. Administrator Etheridge requested an executive session added to the agenda for the purposes of negotiations. A motion was made by Trustee Gutierrez to accept the agenda as revised. Second by Trustee Jehorek. All ayes. Motion carried.

APPROVAL OF THE PREVIOUS MINUTES

Administrator Etheridge stated a correction was made under Staff Updates on page three, paragraph five, correction being Trustee Lockwood inquiring about the 10th St Street survey. A motion was made by Trustee Nielsen to approve the minutes of August 16, 2022 as revised. Second by Trustee Jehorek. All ayes. Motion carried.

APPROVAL OF MONTHLY DISBURSEMENTS

A motion was made by Trustee Gutierrez to approve the disbursements dated August 31, 2022. Second by Trustee Nielsen. All ayes. Motion carried.

PUBLIC PARTICIPATION

None.

PUBLIC HEARINGS

Consideration of transfer of Retail Liquor License for Powell Park Investments LLC dba Ma Famiglia. Mayor Borchard opened the public hearing at 7:10 pm. Town Clerk Cook stated Mrs. Beth Ford was present representing Powell Park Investments (PPI). The application is for a transfer of a hotel/restaurant liquor license for MaFamiglia located at 410 Market Street. An investigation

RECORD OF PROCEEDINGS

Regular Meeting of the Town of Meeker – September 6, 2022

has been made and based on the results the following was determined:

- There are not any denials of the application from Town of Meeker Board of Trustees or the State of CO licensing authority for a new Hotel/Restaurant License application at the location because the reasonable requirements of the neighborhood and desires of the adult inhabitants were satisfied by the existing outlet.
- Applicants are entitled to possession of the premises according to a Lease Purchase Agreement indicating Powell Park Investments LLC dated August 1, 2022.
- Selling alcohol in the manner proposed in the application is not in violation of the zoning or other applicable Town ordinances of any rules of laws of the State of Colorado.
- The building is not within five (500') hundred feet from any public or parochial school.
- Within the designated neighborhood of the building there are the following existing other outlets:
 - 3-Tavern Licenses
 - 4-Hotel and Restaurant Licenses
 - 3-Retail Fermented Malt Beverage off/premise Licenses
 - 1-Retail Fermented malt Beverage on/premise License
 - 3-Retail Liquor Store Licenses
 - 1-Brew Pub

There are no petitions on file supporting or opposing the application and no letters were received in opposition of the application. The application is complete with all the supporting documents. Background investigation and fingerprints results have been completed and contain the information as disclosed in the history records, staff recommends approval.

Mayor Borchard asked Mrs. Ford and the Board if there were any comments, concerns, or questions; upon hearing none Borchard closed the public hearing at 7:14 pm and called for a motion to approve the transfer of Retail Liquor License for Powell Park Investments LLC dba Ma Famiglia. Moved by Trustee Kindall. Second by Trustee Jehorek. All ayes. Motion carried.

Consideration of FAMLI Program for the Town of Meeker. Mayor Borchard opened the public hearing at 7:15 pm. Town Clerk Cook stated Colorado voters approved Proposition 118 in November of 2020, paving the way for a state-run Paid Family and Medical Leave Insurance (FAMLI) program. This program will ensure all Colorado workers have access to paid leave to take care of themselves or their family during life circumstances that pull them away from their jobs. It will provide worker 12 weeks of paid leave to take care of themselves or a family member during life events like injury, serious illness, or pregnancy. Participating employers and employees will contribute to premiums for FAMLI. Employers start collecting and remitting premiums January 1, 2023, benefits will be available starting January 1, 2024. A participating municipality must contribute 50% of the premium and the employee contributes the remainder. If a municipality chooses to opt out of the program, an employee may still participate but is responsible for only their portion (50%) of the premium. The premium of 2023 is 0.9% of each employees' gross wages. The deduction for 2023 would be 0.45% of the employee's gross wage, employees who qualify for paid leave starting January 2024 will be paid between 37% and 90% of their regular wages. The percentage that is paid to each employee is based on how much the employee earns but is capped at \$1,100 per week. Cook also stated that back in May she sent out an email to all employees doing a poll of interested participants. Out of the sixteen emails sent, nine replies were

RECORD OF PROCEEDINGS

Regular Meeting of the Town of Meeker – September 6, 2022

returned resulting in nine yes votes and three no votes. Cook sent another poll in August and out of sixteen emails sent only two responded back, both in favor of having FAML I.

Mayor Borchard asked any further comments or questions from staff or the Board resulting in some discussion about the timing and details regarding how and when to opt in or opt out of the program. Mayor Borchard closed the public hearing at 7:30pm.

NEW BUSINESS

Consideration of Resolution #10-2022 to opt out of the Colorado FAML I Program for the Town of Meeker. Mayor Borchard asked if there were any further questions or concerns; hearing none he called for a motion on Resolution #10-2022 to opt out of the Colorado FAML I Program for the Town of Meeker. Moved by Trustee Nielsen. Seconded by Trustee Lockwood. All ayes. Motion carried.

OLD BUSINESS

Consideration of updated Lease Agreement with ERBM for Park operation & management.

After reviewing the wording for the lease agreement with both legal counsel and CIRSA, the draft is being presented for Board consideration. The following changes were decided on:

- Page 4, Section 9 (i) inserts the word “change” so it reads as follows: “would change, create, expand, or remove a recreational amenity such that the recreational use of the Leased Premises would be changed or increased...”
- Page 5, Section 11 the Board accepted the wording as presented
- Page 6, Section 18, delete the following sentence: “Nothing contained herein shall be deemed to prohibit use of the Leased Premises by the District’s Park concessionaires, as deemed appropriate by the district.”

Mayor Borchard asked the Board if there were any more questions or concerns; hearing none he called for a motion for approval of the changes. Moved by Trustee Gutierrez. Second by Trustee Nielsen. All ayes. Motion carried.

TOWN MANAGER’S REPORT

- Administrator Etheridge reminded the board the Meeker Sheepdog Classic will begin tomorrow. Since the Town is a proud sponsor the Classic donated one free parking pass and four wrist bands. Etheridge asked if any Board members wanted to use them and was instructed to pass them out among the staff.
- Etheridge asked if there are any questions or concerns regarding the email update from last week concerning Public Works Supervisor Overton’s street maintenance plan. Trustee Kindall expressed some concern that the provided information does not constitute a plan for future improvements above Hill Street on 11th and 12th. Town Clerk Cook reminded the board that in 2018 the town had an extensive study done, the result from this study showed it would cost the town millions of dollars to mitigate the ground in that area due to the fact it is constantly shifting. Cook also stated the engineers that executed the study informed the town that to even accomplish a chip seal the vibration that would occur on the ground will cause sewer, water,

RECORD OF PROCEEDINGS

Regular Meeting of the Town of Meeker – September 6, 2022

and gas lines to separate. At that time the Board passed a motion the Town would not do any improvements to the NW part of town.

- Next Monday at 7:00 pm is the first meeting for the Land Use Code review.
- Next Wednesday September 14th is the Colorado Municipal League District meeting at the Firehouse. This starts at 4:00 pm, dinner will be at 6:30 pm at the Smoking River Brewery, as of meeting time there are approximately thirty attendees.

MAYOR'S REMARKS

None.

ATTORNEY

Attorney Massih reminded the Board evaluations are due by Friday September 9th.

OTHER BOARD BUSINESS


None.

EXECUTIVE SESSION

8:21 pm Mayor Borchard called for a motion to adjourn into an Executive Session pursuant to CRS 24-6-402(4)(e), for determining positions relative to matters that are subject to negotiations, strategy for negotiations and instructing negotiators. Moved by Trustee Lockwood. Second by Trustee Nielsen. Motion carried.

ADJOURNMENT

The Board reconvened to the regular session and Mayor Borchard adjourned the meeting at 8:32.



Kent A. Borchard, Mayor

Attest:



Lisa Pakuer, Admin. Assistant