

AGENDA

**TOWN OF HUDSON - BOARD OF TRUSTEES
REGULAR MEETING
March 2, 2016 - 6:00 P.M.**

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

ADDITIONS TO AGENDA

CITIZEN'S COMMENTS

1) CONSENT AGENDA

(Consent Agenda Items are considered to be routine and will be enacted by one motion and vote. There will be no separate discussion of Consent Agenda Items unless a Board member or Citizen so requests, in which case the item may be removed from the Consent Agenda and considered at the end of the Regular Agenda.)

- a. Board of Trustees Meeting Minutes – February 17, 2016
- b. Payment of Bills
- c. Liquor License Renewal – Pepper Pod Restaurant

2) GENERAL BUSINESS

- a. Discussion – HB16-1155
- b. Discussion – Gator Rubbish Contract

3) STAFF REPORTS

4) EXECUTIVE SESSION

- a. To hold a conference with the Town's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(b)(4)

5) ADJOURNMENT

MINUTES
TOWN OF HUDSON - BOARD OF TRUSTEES
REGULAR MEETING
February 17, 2016 - 6:00 P.M.

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

Mayor Patch called the meeting to order at 6:00 p.m.

ROLL CALL

Mayor, Raymond Patch - Present
Trustee, Matt Cole – Present
Trustee, Laura Hargis – Present
Trustee, Christine Hamilton – Present
Trustee, Julia Stell – Present
Trustee, Terri Davis – Present
Trustee, Maria Chavez - Present

Town Clerk/Treasurer, Linnette Barker took roll call, and a quorum of the Mayor Pro-Tem and (6) Trustees were present.

Town Staff Present:

Town Administrator – Joe Racine
Town Attorney – Corey Hoffmann
Town Clerk/Treasurer– Linnette Barker
Economic Development Director – Dan Hamsmith
Public Works Director – Ron Allen
Utility Director – Hunter Fobare
Town Marshal – Brent Flot
Recreation/Events Coordinator – Billie Stam

ADDITIONS TO AGENDA

CITIZEN'S COMMENTS

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 items may be removed from the Consent Agenda and considered at the end of the Regular Agenda.)

- a. Board of Trustees Minutes, Regular Meeting, February 3, 2016
- b. Payment of Bills

Trustee Hargis made a motion, seconded by Trustee Davis to approve the Consent Agenda.

The vote was as follows:

Aye: Trustees Hargis, Davis, Stell, Cole, Hamilton, Chavez and Mayor Patch

Nay - None

Mayor Patch declared the motion carried.

2) GENERAL BUSINESS

- a. Ordinance 16-02, Second Reading, An Ordinance Amending the Town of Hudson Municipal Code by the addition thereto of a new Article 8 of Chapter 11 entitled "Maintenance of Sidewalks"

Trustee Cole made a motion, seconded by Trustee Chavez to approve Ordinance 16-02, Second Reading, An Ordinance Amending the Town of Hudson Municipal Code by the addition thereto of a new Article 8 of Chapter 11 entitled "Maintenance of Sidewalks".

The vote was as follows:

Aye: Trustees Cole, Chavez, Stell, Hargis, Hamilton and Mayor Patch

Nay – Trustee Davis

Mayor Patch declared the motion carried.

- b. Outpost RV Storage, Site Plan Amendment, Case No. 16-01

Joe Racine, Town Administrator, reported that the proposed amendment would expand the site adding 160 spaces to the existing 227 currently permitted for the site. The expansion will occur east of and adjacent to the existing developed outdoor storage area and will expand the storage from 5.0 acres to 8.5 acres. The Planning Commission voted unanimously for approval of the site plan amendment, and to forward it to the Board of Trustees with the condition that the issues raised by the Town Engineer be addressed. Pat Hamilton, owner Outpost RV Storage, was present and reported that he is working with the Town Engineer and addressing the grading, draining, and storm water issues.

Trustee Hamilton abstained from voting.

Trustee Hargis made a motion, seconded by Trustee Cole to approve the Outpost RV Storage, Site Plan Amendment, Case No. 16-01, with the condition that the issues raised by the Town Engineer be addressed.

The vote was as follows:

Aye: Trustees Hargis, Cole, Davis, Chavez, Stell, and Mayor Patch

Nay – None

Mayor Patch declared the motion carried.

3) STAFF REPORTS

Joe Racine, Town Administrator, reported that the kick-off meeting for the New Town Hall is scheduled for March 8, 2016 at 5:30 pm. The Meeting will be with the architect and to interview contractors.

Joe Racine, Town Administrator, reported that the Gator Rubbish contract will be proposed at the next Regular Board of Trustees Meeting on March 2, 2016.

Joe Racine, Town Administrator, reported that the Planning Commission will be re-visiting the sign code. There are 1-2 businesses in violation of the current code. The Town will be working with these businesses.

Joe Racine, Town Administrator, reported that Sparboe Farms is interested in connecting to the Town water system. The Board of Trustee consensus was to work with them on tap fees.

Billie Stam, Recreation/Events Coordinator, reported that she is working with RE3J for the use of the modular trailers located in the school parking lot.

Brent Flot, Town Marshal, reported that the request for a CNG Vehicle was denied. Marshal Flot requested the approval to purchase a completely outfitted 2010 Impala police car from the Town of Silverthorne for \$7,250.00.

Trustee Cole made a motion, seconded by Trustee Stell to approve the purchase the 2010 Impala police car from the Town of Silverthorne for \$7,250.00.

The vote was as follows:

Aye: Trustees Cole, Stell, Chavez, Hargis, Hamilton, Davis, and Mayor Patch

Nay – None

Mayor Patch declared the motion carried.

Brent Flot, Town Marshal, reported that he has offered Josh Ferguson the Deputy Marshal position, pending pre-employment testing is scheduled to start work on March 1, 2016.

Ron Allen, Public Works Director, reported that they are been working on crack sealing, line locates and park checks. The seasonal Parks Worker position has been replaced with a full-time Maintenance Worker position, an employment advertisement has been circulated around town and an ad has been placed on Craigslist.

Hunter Fobare, Utility Director, reported that the he has been working on getting quotes to rebuild the shallow well. The meter replacement program is going well.

Trustee Hargis reported that the drain under Holly Street needs to be cleaned out.

ADJOURNMENT

The meeting adjourned at approximately 6:33 p.m.

TOWN OF HUDSON, COLORADO

Mayor

ATTEST

Town Clerk

Report Criteria:

Report type: GL detail

Check.Type = {<>} "Adjustment"

Check Issue Date	Check Number	Vendor Number	Payee	Invoice Number	Description	Invoice GL Account	Check Amount
02/26/2016	51458	886	At Your Service Electric	1610	Finish Electric for New PW Shop	10-68-7736	3,509.89
02/26/2016	51458	886	At Your Service Electric	1660	Pump Repair	70-68-6710	65.00
Total 51458:							3,574.89
02/26/2016	51459	45	AT&T	020416-0202	Long Distance Service	10-64-6410	30.01
02/26/2016	51459	45	AT&T	020416-0202	Long Distance Service	10-68-6410	15.01
02/26/2016	51459	45	AT&T	020416-0202	Long Distance Service	70-64-6410	15.01
02/26/2016	51459	45	AT&T	020416-0202	Long Distance Service	70-68-6410	15.01
Total 51459:							75.04
02/26/2016	51460	2	Atmos Energy	021016-3014	Natural Gas Utility - 557 Ash Street	10-64-6412	60.84
02/26/2016	51460	2	Atmos Energy	021016-3014	Natural Gas Utility - 557 Ash Street	70-64-6412	60.85
Total 51460:							121.69
02/26/2016	51461	1208	BBR	0298	Dumpster at new PW Shop	10-68-6633	350.00
02/26/2016	51461	1208	BBR	2976	Dumpster at new PW Shop	10-68-6633	250.00
Total 51461:							600.00
02/26/2016	51462	1301	Bell, Anita	022416	Meet and Greet Marshal	10-69-6730	90.00
Total 51462:							90.00
02/26/2016	51463	1285	Billie Stam	020916	Mileage	10-64-6213	17.49
Total 51463:							17.49
02/26/2016	51464	683	Bratton's Office Equipment Inc.	14730	Canon Contract / Meter Charge	10-64-6633	725.36
Total 51464:							725.36
02/26/2016	51465	30	Century Link	020716-303-	Telephone Service - 303-536-4003	75-68-6410	102.28
02/26/2016	51465	30	Century Link	020716-3035	Telephone Service - 303-536-4753	10-64-6410	64.90
02/26/2016	51465	30	Century Link	020716-303-	Telephone Service - 303-536-9311	10-64-6410	95.70
02/26/2016	51465	30	Century Link	020716-303-	Telephone Service - 303-536-9311	70-64-6410	95.69
02/26/2016	51465	30	Century Link	020716-303-	Telephone Service - 303-536-9365	70-68-6410	53.86
Total 51465:							412.43
02/26/2016	51466	36	Colorado Analytical Laboratories I	160203047	Wastewater Samples	75-68-6633	214.20
02/26/2016	51466	36	Colorado Analytical Laboratories I	160203049	Water Samples	70-68-6633	115.30
02/26/2016	51466	36	Colorado Analytical Laboratories I	160209064	Wastewater Samples	75-68-6633	113.40
02/26/2016	51466	36	Colorado Analytical Laboratories I	160210031	Water Samples	70-68-6633	189.00
02/26/2016	51466	36	Colorado Analytical Laboratories I	160216060	Wastewater Samples	75-68-6633	113.40
Total 51466:							745.30
02/26/2016	51467	33	DPC Industries Inc.	737000382-1	Chemicals - Sodium Hypo	75-68-6710	180.00
02/26/2016	51467	33	DPC Industries Inc.	737000595-1	Chemicals - Sodium Bisulfite	75-68-6710	475.80

Check Issue Date	Check Number	Vendor Number	Payee	Invoice Number	Description	Invoice GL Account	Check Amount
Total 51467:							655.80
02/26/2016	51468	960	Economic Development Council o	22	Annual Membership Dues	10-65-7103	250.00
Total 51468:							250.00
02/26/2016	51469	1194	Envirotech Services Inc.	CD20160972	Ice Slicer	10-68-6710	2,486.03
02/26/2016	51469	1194	Envirotech Services Inc.	CD20160972	Ice Slicer	10-68-6710	2,603.86
Total 51469:							5,089.89
02/26/2016	51470	396	Gator Rubbish	316083	Trash Service - Lagoon Sewer	75-68-6633	200.00
02/26/2016	51470	396	Gator Rubbish	317710	Trash Service - 557 Ash Street	10-64-6633	38.00
02/26/2016	51470	396	Gator Rubbish	317710	Portable Toilet - Park	10-69-6415	205.00
02/26/2016	51470	396	Gator Rubbish	317716	Trash Service - WW Treatment Plant	75-68-6633	23.00
Total 51470:							466.00
02/26/2016	51471	840	Ketterling Butherus & Norton Engi	1131-001/00	Engineering - Town	10-64-6640	440.75
Total 51471:							440.75
02/26/2016	51472	1140	Laura Hargis	021216	Water for Meetings	10-64-6212	3.91
Total 51472:							3.91
02/26/2016	51473	1146	Rebecca Utecht	022316	Mileage - Bank Deposits	10-64-6213	19.44
02/26/2016	51473	1146	Rebecca Utecht	022316	Cell Phone - March 2016	10-64-6411	25.00
Total 51473:							44.44
02/26/2016	51474	114	S. E. Weld County Chamber of Co	010716	Annual Chamber Banquet	10-61-6212	200.00
02/26/2016	51474	114	S. E. Weld County Chamber of Co	010716	Annual Chamber Banquet	10-64-6212	100.00
Total 51474:							300.00
02/26/2016	51475	934	Tim's Car Clinic	4563	Truck Repair	75-68-6740	267.80
Total 51475:							267.80
02/26/2016	51476	90	TZA Water Engineers Inc.	0414538.01-	Hudson - Water Supply Consulting	70-64-6640	1,400.50
Total 51476:							1,400.50
02/26/2016	51477	5	United Power	020916-1553	Electric - 557 Ash Street	10-64-6413	214.66
02/26/2016	51477	5	United Power	020916-1553	Electric - 557 Ash Street	70-64-6413	214.66
Total 51477:							429.32
02/26/2016	51478	536	Verizon Wireless	9760244843	Cell Phone Service - Mayor Patch	10-61-6411	52.45
02/26/2016	51478	536	Verizon Wireless	9760244843	Cell Phone Service - Admin	10-64-6411	17.21
02/26/2016	51478	536	Verizon Wireless	9760244843	Cell Phone Service- Marshal	10-66-6411	355.42
02/26/2016	51478	536	Verizon Wireless	9760244843	Cell Phone Service - PW	10-68-6411	107.51
02/26/2016	51478	536	Verizon Wireless	9760244843	Cell Phone Service - Rec Director Stam	10-69-6411	52.45
02/26/2016	51478	536	Verizon Wireless	9760244843	Water Cell Phone Service	70-64-6411	21.80

Check Issue Date	Check Number	Vendor Number	Payee	Invoice Number	Description	Invoice GL Account	Check Amount
02/26/2016	51478	536	Verizon Wireless	9760244843	Water Ops Cell Phone Service	70-68-6411	72.54
02/26/2016	51478	536	Verizon Wireless	9760244843	Wastewater Cell Phone Service	75-68-6411	21.78
Total 51478:							701.16
02/26/2016	51479	293	Virulent Solutions Inc.	H160216	Computer, Server Updates and Maintenance	10-64-6633	855.00
Total 51479:							855.00
02/26/2016	51480	13	Weld County Sheriff's Office	020516	Weld County Sherrif's Patrol Time	10-66-6632	8,265.36
Total 51480:							8,265.36
Grand Totals:							25,532.13

Report Criteria:

Report type: GL detail

Check.Type = {<>} "Adjustment"

LIQUOR/BEER RENEWAL REVIEW FORM

Date:

To:

From:

Subject: Liquor License Check

In accordance with the new procedure for Liquor and/or beer license checks, please review all records on the following establishment for any associated reports during the last year and return your report to the Hudson Town Clerk to the Board's Office within two weeks. Your report will be used by the Town Board in considering renewal of the liquor and/or beer license.

PLEASE RESPOND NO LATER THAN:

ESTABLISHMENT:

The Pepper Pod Restaurant

Current license expires:



No Concerns

B.F.
Public Safety Officer's Initials

The Public Safety Office had a concern and the Officer has mutually worked with the licensee to correct the concern. (Complete Attached Worksheet)

Unresolved concerns exist requiring a Probable Cause Hearing scheduled by the Town Board. (Complete Attached Worksheet)



Please notify _____ at Extension _____ of the date and time of the Town Board's renewal hearing.

INSPECTION REPORT

Case Number 16 HP00068				Date of Report 02/26/2016
Name Dave Martin				Time In/Out
Trade Name The Pepper Pod Restaurant				Manager Samantha Powers
Address 530 Fir Street				License Type Hotel/Restaurant
City Hudson		State Colorado		Zip 80642
				Telephone (303)536-4736
Yes	No	N/A	Item	Comment
X			Valid State Liquor License Posted	
X			Valid State Sales Tax License Posted	
X			Valid Local License Posted	
		X	Valid Federal Tax Stamp Posted	
X			Valid Food Service License Posted	
X			Minor Warning Sign Posted	
X			Meals or Snacks Available	
X			Cleanliness is Adequate	
X			Books and Invoices Available	
X			Beer Stock Acceptable	
X			Wine Stock Acceptable	
X			Liquor Stock Acceptable	
X			Alcohol Purchased from Permitted Sources	
		X	Compliance with Gambling Restrictions	
X			Manager Registered with Authorities	
X			Licensee in Possession/Control of Premises	
X			Trade Name Properly Registered	
X			Compliance with Intoxicated Sale Restrictions	
X			Compliance with Sale to Minor Provisions	
X			Premise Physical Control Adequate	
X			Acceptable Dispensing Systems	
		X	Off Premise Storage Licensed	
X			Only Permitted Items Sold	
Other Issues:				
No issues to note.				
Warning Issued Yes <input type="radio"/> No <input checked="" type="radio"/>				Warned About:
Investigator Name/Number: Marshal B. Flot H251				
Person Advised:				

Liquor/Beer License Worksheet

The following concerns are noted: No concerns were observed.

The Licensee and the Public Safety Officer have collectively agreed to implement the following to correct concerns noted above: (A time line and corrective action should be listed for each concern)

No corrective action needed.

Dave Martin
Establishment Owner, Please Print

02/26/2016
Date

[Signature]
Establishment Signature

[Signature]
Public Safety Officer's Signature

Use another sheet of paper or attach separate proposal to this packet if needed.

Attach copies of all reports associated with this establishment for the last year.

Both the Officer and the Owner of the establishment will be required to attend the Liquor Hearing to testify to the above agreement.

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

PEPPER POD REST
 PO BOX 502
 HUDSON CO 80642-0502

Fees Due	
Renewal Fee	\$500.00
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
Amount Due/Paid	500.00

Make check payable to: Colorado Department of Revenue
 The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name MARTIN DAVID E		DBA PEPPER POD REST		
Liquor License # 14215860000	License Type Hotel & Restaurant (city)	Sales Tax License # 14215860000	Expiration Date 4/22/2016	Due Date 3/8/2016
Street Address 530 FIR ST HUDSON CO 80642-0000				Phone Number (303) 536 4267
Mailing Address PO BOX 502 HUDSON CO 80642-0502				
Operating Manager DAVID MARTIN	Date of Birth 6-28-55	Home Address 705 S Grand Ave. FT. Lupton CO		Phone Number 303 829-6925

- Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *If rented, expiration date of lease _____
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO
NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit – Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

AFFIRMATION & CONSENT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business DAVID MARTIN	Title owner
Signature 	Date 02-05-2016

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. **THEREFORE THIS APPLICATION IS APPROVED.**

Local Licensing Authority For	Date
Signature	Title
	Attest

MEMORANDUM

2.a.

TO: Board of Trustees
FROM: Joe Racine, Town Administrator
DATE: March 2, 2016
SUBJECT: Discussion, HB16-1155

House Bill 16-1155, currently being considered by the Colorado House of Representatives, was proposed by Weld County as a means of protecting the improved five lane County Road 49 from restrictions by municipalities that would limit the ability of the road to function as a commercial transportation corridor. The concern was that imposition of unreasonable weight limits and signals, and approval of excessive points of access along the road would diminish the effectiveness of the road.

One mile of CR49 between I-76 and CR18 is currently within the Town of Hudson and is operated and maintained by the Town. This mile is included in the County's plans for the widening, and the Town, along with Weld County, Kersey and Keenesburg, have approved an IGA by which the parties would protect the road by enforcing the terms of the CR49 Access Control Plan that was developed by the four parties.

Subsequent to approval of the IGA, Weld County, without Hudson's knowledge, proposed a bill in the Colorado Legislature that would effectively override the IGA, imposing County control of CR49 and other County "primary highways" in the state that are within incorporated cities and towns. The Hudson Board of Trustees and CML opposed that bill.

Since the original bill was introduced the sponsor has proposed amendments that may have the effect of limiting the bill to CR49, and would remove the Hudson's one mile of the roadway from the scope of the bill. Only sections of the road that are annexed subsequent to the adoption of the bill would be affected. It is possible that Hudson will annex additional sections of CR49 in the future.

Even with the proposed amendments, the bill still contains contradictory language regarding traffic control and signage that should be corrected. For example, the bill gives the towns the exclusive right to control traffic on the road within the town limits, but only the County can post signs, including speed limit signs. CML continues to work on these problems.

Rep. Lori Saine, one of the bill's sponsors, has indicated that she would like to meet with the Hudson Board of Trustees at this meeting to discuss the bill and its amendments, and to request that the Board remove its objections. A cut-and-paste composite of the bill with its proposed amendments is attached. Please excuse the poor quality of the attachment. The Legislature does not publish clean composites of amended bills before adoption.

The bill authorizes a county to designate a highway that is located in both unincorporated and incorporated areas of the county as a primary road of the county highway system, and specifies the respective jurisdiction, control, and duties of the county and of a municipality through which the highway passes with respect to such a highway.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 "SECTION 1. In Colorado Revised Statutes, 42-20-302, amend
3 (1) (b) as follows:

4 **42-20-302. Application for route designation - procedure -**
5 **approval.** (1) Petitions for new route designations or for a change in an
6 existing route designation may be submitted to the patrol no more than
7 once a year:

8 (b) By a town, city, or city and county, with respect to any public
9 road located within such town, city, or city and county, INCLUDING ANY
10 PORTION OF A COUNTY PRIMARY ROAD DESIGNATED PURSUANT TO SECTION
11 43-2-110 (1.5), C.R.S., THAT IS SUBSEQUENTLY ANNEXED BY A TOWN OR
12 CITY, upon approval of the petition by the governing body of such town,
13 city, or city and county;"

14 SECTION 1. In Colorado Revised Statutes, 43-2-110, add (1.5)
15 as follows:

16 **43-2-110. Selection by county - notice - secondary system.**

17 (1.5) THE BOARD OF COUNTY COMMISSIONERS OF ANY COUNTY, WITH A POPULATION OF TWO HUNDRED FIFTY THOUSAND OR MORE
18 DESIGNATE AS A PRIMARY ROAD ANY FOUR-LANE CONTROLLED-ACCESS

19 COUNTY HIGHWAY, THE CONSTRUCTION OF WHICH COMMENCES IN 2016,
20 THAT IS LOCATED WITHIN THE UNINCORPORATED

21 AREA OF THE COUNTY
22 AND THAT INTERSECTS WITH AN INTERSTATE HIGHWAY OR A UNITED
23 STATES NUMBERED HIGHWAY. IF A CITY OR AN INCORPORATED TOWN
24 SUBSEQUENTLY ANNEXES ANY PORTION OF A HIGHWAY THAT HAS BEEN
DESIGNATED AS A PRIMARY ROAD, THE RESPECTIVE JURISDICTION,
CONTROL, AND DUTY OF THE COUNTY AND OF THE CITY OR INCORPORATED
TOWN WITH RESPECT TO THE HIGHWAY IS AS FOLLOWS:"

13 (a) THE CITY OR INCORPORATED TOWN SHALL EXERCISE FULL
14 RESPONSIBILITY FOR AND CONTROL OVER THE HIGHWAY BEYOND AND
15 INCLUDING THE CURBS AND, IF NO CURB IS INSTALLED, BEYOND THE
16 TRAVELED WAY, ITS CONTIGUOUS SHOULDERS, AND APPURTENANCES.

17 (b) THE COUNTY HAS THE AUTHORITY TO GRANT OR DENY ACCESS
18 TO THE HIGHWAY AND TO
26 ESTABLISH WEIGHT RESTRICTIONS FOR VEHICLES TRAVELING ON THE
27 HIGHWAY AS AUTHORIZED BY SECTION 42-4-106 (1), (2), AND (3), C.R.S."

19 (c) THE COUNTY HAS THE AUTHORITY TO PROHIBIT THE
20 SUSPENSION OF SIGNS, BANNERS, OR DECORATIONS ABOVE THE PORTION
21 OF THE HIGHWAY BETWEEN THE CURBS OR, IF THE HIGHWAY DOES NOT

1 HAVE CURBS, BETWEEN THE PORTION OF THE HIGHWAY USED FOR
2 VEHICULAR TRAVEL UP TO A VERTICAL HEIGHT OF TWENTY FEET ABOVE
3 THE SURFACE OF THE HIGHWAY.

4 (d) THE CITY OR INCORPORATED TOWN SHALL MAINTAIN ALL
5 UNDERGROUND FACILITIES IN THE HIGHWAY AT ITS OWN EXPENSE AND HAS
6 THE RIGHT TO CONSTRUCT SUCH UNDERGROUND FACILITIES AS MAY BE
7 NECESSARY IN THE HIGHWAY.

8 (e) THE CITY OR INCORPORATED TOWN HAS THE RIGHT TO GRANT
9 THE PRIVILEGE TO OPEN THE SURFACE OF THE HIGHWAY, BUT ALL
10 RESULTING DAMAGES SHALL PROMPTLY BE REPAIRED EITHER BY THE CITY
11 OR INCORPORATED TOWN ITSELF OR AT ITS DIRECTION.

12 (f) THE CITY OR INCORPORATED TOWN SHALL PROVIDE STREET
13 ILLUMINATION AT ITS OWN EXPENSE AND SHALL CLEAN THE HIGHWAY,
14 INCLUDING STORM SEWER INLETS AND CATCH BASINS.

15 (g) THE COUNTY HAS THE RIGHT TO UTILIZE ALL STORM SEWERS ON
16 THE HIGHWAY WITHOUT COST; AND IF NEW STORM SEWER FACILITIES ARE
17 NECESSARY IN CONSTRUCTION OF THE HIGHWAY BY THE COUNTY, THE
18 COUNTY AND THE MUNICIPALITY SHALL BEAR THE COST OF THE FACILITIES
19 AS MUTUALLY AGREED UPON BY THE BOARD OF COUNTY COMMISSIONERS
20 OF THE COUNTY AND THE LOCAL GOVERNING BODY OF THE CITY OR
21 INCORPORATED TOWN.

22 (h) THE CITY OR INCORPORATED TOWN SHALL REGULATE AND
23 ENFORCE ALL TRAFFIC AND PARKING RESTRICTIONS ON THE PORTION OF
24 THE HIGHWAY THAT IS LOCATED WITHIN THE CITY OR INCORPORATED
25 TOWN.

26 (i) THE COUNTY SHALL ERECT, CONTROL, AND MAINTAIN AT
27 COUNTY EXPENSE ALL ROUTE MARKERS AND DIRECTIONAL SIGNS, EXCEPT

1 STREET SIGNS, ON THE PORTION OF THE HIGHWAY LOCATED WITHIN THE
2 CITY OR INCORPORATED TOWN.

3 (j) THE COUNTY SHALL INSTALL, OPERATE, MAINTAIN, AND
4 CONTROL AT COUNTY EXPENSE ALL TRAFFIC CONTROL SIGNALS, SIGNS,
5 AND TRAFFIC CONTROL DEVICES ON THE PORTION OF THE HIGHWAY
6 LOCATED WITHIN THE CITY OR INCORPORATED TOWN. NO LOCAL
7 AUTHORITY SHALL ERECT OR MAINTAIN ANY STOP SIGN OR TRAFFIC
8 CONTROL SIGNAL AT ANY LOCATION THAT REQUIRES THE TRAFFIC ON THE
9 HIGHWAY TO STOP BEFORE ENTERING OR CROSSING ANY INTERSECTING
10 HIGHWAY UNLESS THE LOCAL AUTHORITY FIRST OBTAINS APPROVAL IN
11 WRITING FROM THE COUNTY. FOR THE PURPOSES OF THIS PARAGRAPH (j),
12 "TRAFFIC CONTROL DEVICE" INCLUDES, BUT IS NOT LIMITED TO, STRIPING,
13 LANE-MARKING, AND CHANNELIZATION.

14 (k) EITHER THE CITY OR INCORPORATED TOWN OR THE COUNTY
15 SHALL ACQUIRE RIGHTS-OF-WAY FOR THE HIGHWAY AS MUTUALLY
16 AGREED UPON. COSTS OF ACQUIRING THE RIGHTS-OF-WAY MAY BE THE
17 SOLE EXPENSE OF THE COUNTY OR THE CITY OR INCORPORATED TOWN, OR
18 SHARED BY BOTH, AS MUTUALLY AGREED UPON. TITLE TO ALL
19 RIGHTS-OF-WAY ACQUIRED VEST IN THE CITY OR INCORPORATED TOWN, OR
20 IN THE COUNTY, ACCORDING TO THE AGREEMENT UNDER WHICH THE
21 RIGHTS-OF-WAY WERE SECURED.

22 (l) THE COUNTY IS AUTHORIZED TO ACQUIRE RIGHTS-OF-WAY FOR
23 THE HIGHWAY BY PURCHASE, GIFT, OR CONDEMNATION. ANY
24 CONDEMNATION PROCEEDING SHALL BE CONDUCTED IN THE MANNER
25 PROVIDED BY LAW FOR CONDEMNATION PROCEEDINGS TO ACQUIRE LANDS
26 REQUIRED FOR COUNTY HIGHWAYS. NOTHING IN THIS SUBSECTION (1.5)
27 ABROGATES THE RIGHT OF A HOME RULE CITY TO ACQUIRE LANDS FOR

1 PURPOSES AND IN THE MANNER SET FORTH IN THE CHARTER OF THE CITY.

29 "(m) THE COUNTY MAY ENTER INTO AN INTERGOVERNMENTAL
30 AGREEMENT WITH A CITY OR INCORPORATED TOWN LOCATED WITHIN THE
1 COUNTY TO ADD TO THE HIGHWAY SPECIFIED ROADS OR STREETS ANNEXED
2 BY THE CITY OR INCORPORATED TOWN BEFORE THE DESIGNATION OF THE
3 HIGHWAY AS A PRIMARY ROAD. SUCH AN AGREEMENT MUST DEFINE THE
4 RESPECTIVE JURISDICTION, CONTROL, AND DUTY OF THE COUNTY AND THE
5 CITY OR INCORPORATED TOWN WITH RESPECT TO THE HIGHWAY AND MAY
6 MODIFY THE DIVISION OF SUCH JURISDICTION, CONTROL, AND DUTY FROM
7 THE DIVISION SPECIFIED IN PARAGRAPHS (a) THROUGH (l) OF THIS
8 SUBSECTION (1.5)."

2 **SECTION 2. Act subject to petition - effective date.** This act
3 takes effect at 12:01 a.m. on the day following the expiration of the
4 ninety-day period after final adjournment of the general assembly (August
5 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
6 referendum petition is filed pursuant to section 1 (3) of article V of the
7 state constitution against this act or an item, section, or part of this act
8 within such period, then the act, item, section, or part will not take effect
9 unless approved by the people at the general election to be held in
10 November 2016 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor.

MEMORANDUM

2.6.

To: Board of Trustees
From: Dan Hamsmith, Director of Economic Development
Date: March 2, 2016
Subject: Discussion – Gator Rubbish Contract

Attachment

On Monday, February 15th, I met with Walt Tokunaga, Owner of Gator Rubbish Removal, to discuss his interest in extending the exclusive residential waste disposal service contract between the Town of Hudson and Gator Rubbish Removal. Walt indicated that he would like to continue serving the town. Attached is a follow-up letter from Mary Dunn, Controller for Gator Rubbish Removal, containing a proposal with options for extending the service contract.

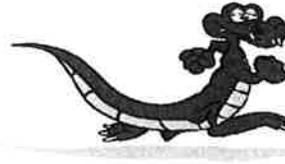
The current service fee structure is based on the rates defined in Resolution 14-18 which was passed on August 6, 2014. Below is a table showing the current rate structure along with three proposed options.

Table with 5 columns: RATES, CURRENT, EXTENSION OPTIONS (1-YEAR, 3-YEAR*, 5-YEAR*). Rows include Single Residential Customer Using Own Cans, Single Residential Customer Using One Gator Cart (\$1.25), and Monthly Charge for Each Additional Gator Cart Used.

* If a multiple year contract is approved by the Board of Trustees, Gator would require an annual rate increase to the above pricing. The rate increase would not exceed more than 5% per year.

Tonight is an opportunity for the Board of Trustees to discuss the issue and to provide direction to staff so that a resolution may be drafted for Board approval. Mary Dunn is present this evening to answer any questions the Board may have.

Gator Rubbish Removal LLC
PO Box 39
Henderson, Co. 80640
303-655-0710
Gatorrubbishremoval.com



February 25, 2016

Town of Hudson
PO Box 351
Hudson, Co. 80642

RE: Proposal for trash removal

Dear Board Members,

Gator Rubbish would like to present the following options for the Town of Hudson's consideration.

GATOR BILLS RESIDENTS

With a one (1) year contract \$15.50 per month per household.

With a three (3) year contract \$14.85 per month per household

With a five (5) year contract \$14.25 per month per household

If a resident would like to use one (1) of our carts, they will be billed an additional \$1.25 per month. Residents will be billed an additional \$4.00 per month for each additional cart after the first one.

If a multiple year contract is approved by the Board and Residents we would require an annual rate increase to the above pricing. The rate increase shall not exceed more than 5% per year.

We appreciate your continued business and look forward to a continued relationship with the residents of Hudson. Please feel free to contact me if you should have any questions.

Best regards,

Mary Dunn
Controller
Fax: 303-287-0764
MaryD@gatorrubbishremoval.com