

MINUTES  
TOWN OF HUDSON TOWN COUNCIL  
REGULAR MEETING  
July 18, 2018 - 6:00 P.M.

PLEDGE OF ALLEGIANCE

CALL TO ORDER AND ROLL CALL

Mayor Haynes called the meeting to order at 6:01 p.m.

ROLL CALL

Mayor, Dwayne Haynes – Present  
Mayor Pro-Tem, Laura Hargis – Present  
Councilmember, Matt Cole – Present  
Councilmember, Christine Hamilton – Present  
Councilmember, Joe Hammock – Arrived at 6:19pm  
Councilmember, Maria Chavez – Present  
Councilmember, Sarah Stadler – Present

Acting Town Clerk, Charity Young took roll call and (6) Councilmembers were present with one arriving late.

Town Staff Present:

Town Manager – Guy Patterson  
Acting Town Clerk – Charity Young  
Town Marshal – Brent Flot  
Public Works & Utilities Director – Absent

ADDITIONS TO AGENDA

None

CITIZEN'S COMMENTS

Herman Utecht, 725 Grape St, who is also Becky Utecht's father reported that without exception everywhere in Town everyone is upset with Becky being gone. She was told she was too friendly. She was too friendly with the Mayor, what do you expect she has known him for 33 years. Now all the employees are walking on pins and needles. Why did he have so many jobs in the past few years? Now people get a good recommendation to get them out the door. It is really pretty sad. She really cared. She had his back. When she came home for lunch she never said a negative word about him. He stabbed her in the back when she was covering for him. Do we even need a town Manager? We can do what we want, we are home rule. There is a good man sitting at the Mayors desk and give away the Manager's wages and give them to Dwayne. We want one of ours and not an outsider. I have lived here for 33 years; I have been here a long time. Corey has been here a long time. Several people have come to our house telling us that this is not right. We're not Boulder, Brighton and damn sure not Ft. Collins. Something to think about with Guy. Watch your back and maybe we outta do something different.

Celinda Haynes, 745 Ash St, said Mr. Utecht thank you for that, I'm behind you. I have one thing that I need to talk about. I have thought about it long and hard. I have lived here 49 years and have seen many people come and go whether they have moved or passed on. I'm thankful for the people who have lived in these small communities. No person should be judged on their relationships or lose their jobs for visiting at my home. Our community is like one big family. We are there for each other. The Town has changed immensely. With growth comes new people and change. We are country folk and I think things should be put to a vote. I am a business owner and realize some growth is great. It should not turn into a city. It is a small country town we should maintain that atmosphere. You do not need to live in a small town if you need to turn this into a city.

**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 Councilmember 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. Town Council Meeting Minutes, June 20, 2018
- b. Payment of Bills

Councilmember Chavez made a motion, seconded by Councilmember Cole to approve the Consent Agenda.

The vote was as follows:

Aye: Councilmembers Chavez, Hargis, Hamilton, Cole, Stadler and Mayor Haynes.

Nay - None

Mayor Haynes declared the motion carried.

**2) GENERAL BUSINESS**

- a. **RESOLUTION NO. 18-15: A RESOLUTION SUBMITTING BALLOT QUESTIONS AND SETTING THE BALLOT TITLES THEREOF FOR THE TOWN'S NOVEMBER 6, 2018 REGULAR MUNICIPAL ELECTION**

Guy Patterson, Town Manager, reported that this resolution is part of the discussion that was had a month ago. These two ballot ideas came to this council for a tax rate that we are looking at. The first sentence on the lodging tax of 75k is in the ballot language from two years ago. The nightly rate is higher and occupancy is higher so recommending an increase to 150k and 200k for the 2nd ballot language.

Councilmember Hargis asked what if we don't collect that amount?

Corey Hoffmann, Town Attorney reported that there is no consequence if we collect too low if we collect too high then the Town has to give the tax back.

Councilmember Cole asked do we have to have a number.

Corey Hoffman reported that we do.

Councilmember Hargis made a motion, seconded by Councilmember Chavez to approve Resolution No. 18-15

The vote was as follows:

Aye: Councilmembers Chavez, Hargis, Hamilton, Stadler and Mayor Haynes.

Nay – Councilmember Cole

Mayor Haynes declared the motion carried.

- b. **RESOLUTION NO. 18-16** - A RESOLUTION APPROVING THE AMENDMENT TO ALLOTMENT CONTRACTS WITH THE SOUTHERN WATER SUPPLY PROJECT WATER ACTIVITY ENTERPRISE, A WATER ACTIVITY ENTERPRISE OWNED BY THE NORTHERN COLORADO WATER CONSERVANCY DISTRICT FOR CAPACITY IN THE SOUTHERN WATER SUPPLY PROJECT.

Guy Patterson reported that it was sent it over to the water attorney. Sub section f has some language changes to clean up language.

Mayor Haynes asked if everyone kind of has the understanding of it.

Councilmember Stadler made a motion, seconded by Councilmember Chavez to approve Resolution No. 18-16.

The vote was as follows:

Aye: Councilmembers Hamilton, Chavez, Stadler, Hargis, Cole and Mayor Haynes.

Nay - None

Mayor Haynes declared the motion passed.

- c. **RESOLUTION NO. 18-17** – A RESOLUTION APPROVING AN IGA WITH WELD COUNTY FOR COORDINATED ELECTIONS

Guy Patterson reported that this is the same contract that was approved four years ago for the election.

Corey Hoffmann reported that we have to have one signed for every election.

Councilmember Hamilton made a motion, seconded by Councilmember Stadler to approve Resolution No. 18-17.

The vote was as follows:

Aye: Councilmembers Hamilton, Chavez, Stadler, Cole, Hargis, and Mayor Haynes.

Nay - None

Mayor Haynes declared the motion passed.

- d. **ORDINANCE NO. 18-04 – PUBLIC HEARING. AN ORDINANCE APPROVING AND ACCOMPLISHING THE ANNEXATION OF CONTIGUOUS UNINCORPORATED TERRITORY IN WELD COUNTY (WELD COUNTY ROAD 49 ANNEXATION).**
- e. **ORDINANCE NO. 18-05 – PUBLIC HEARING. AN ORDINANCE ZONING THE NEWLY ANNEXED WELD COUNTY ROAD 49 ANNEXATIONS.**

Mayor Haynes opened the public hearing at 6:18 pm.

Corey Hoffmann reported that when the Town entered into the agreement with the county for Weld County Road 49 the county has petitioned for rezoning and the annexation. You have to do both currently Agricultural 3 and commercial zoning correspond with the adjacent properties. The Planning Commission recommended approval of the zoning component.

Mayor Haynes closed the public hearing at 6:21 pm.

Councilmember Stadler made a motion, seconded by Councilmember Hammock and Cole to approve Ordinance No. 18-14.

Councilmember Hargis made a motion, seconded by Councilmember Stadler to approve Ordinance No. 18-15.

The vote was as follows:

Aye: Councilmembers Hamilton, Hargis, Chavez, Stadler, Cole, Hammock and Mayor Haynes.

Nay - None

Mayor Haynes declared the motion passed.

- f. APPROVAL OF ASSISTANT TO THE TOWN MANAGER JOB DESCRIPTION
- g. APPROVAL OF HUDSON MARSHAL OFFICE ADMINISTRATIVE ASSISTANT JOB DESCRIPTION

Guy Patterson reported that a had couple of words before we get into the next two issues. The budget for salary budgeted about 1.025 million for salary. The Town is currently at 46% for salary expenditures. If the jobs are added at the level we are advertising them for the total outlay for salary for year 2018 it will still be 10k below salary for fiscal year 2018. The salaries would all be coming from general fund and not water and sewer. He reported that there will be no negative fiscal impact by adding these two jobs.

Councilmember Hammock asked if these jobs are needed.

Guy Patterson reported that the Assistant to the Town manager will be an assistant to do some of the projects that come across my desk. First point in the job description is to help pick up what I'm planning and where Jay had planned rec and cultural events. The exit interview with Jay he was clear about the actual rec part is not a full time position. The idea of the position is to take care of those issues and other issues as assigned, for example broadband. The clerk is not my assistant the clerk is the clerk. Considered part of the management team as a junior position. The second position is a marshal's office admin. Someone in house answering questions for citizens, manage evidence room and take care of administrative duties off of the marshals to help the be out in the community policing. This position is situated at the front desk and would help out with paperwork.

Brent one of the main things that this position would alleviate is the department's records requests. We get 10 a day. The DA's office has instituted a new policy of paperless. The timeframe for that has gone up exponentially, around 50 to 60 hours a week clerically. That position would alleviate it. With hiring this position, we would be able to be out there and supervise.

After discussion, Council agreed that both positions are needed for the Town. The hiring pay range of \$18-\$20 per hour will be for both positions. Council will require the police admin to have at least two years of experience working in some capacity of Law enforcement. Council also discussed that the Assistant to the Town Manager will not be a management level position.

Councilmember Hargis made a motion, seconded by Councilmember Stadler to approve the Assistant to the Town Manager and the Police Administrative Assistant.

The vote was as follows:

Aye: Councilmembers Hamilton, Hargis, Stadler, Cole, Hammock and Mayor Haynes.

Nay – Councilmember Chavez

Mayor Haynes declared the motion passed.

**h. DISCUSSION - AMENDED HUDSON HILLS/ANDREWS FARMS SERVICE PLANS**

Matt Ruhland, with Collins, Cockrel & Cole reported that he is presenting a brief overview of the special districts. Hudson Hills and Andrews Farm was approved in Mar 2004. There are about 146 acres involved in the development. The development is located on the northwest corner of WCR 10 and 45. Hopefully the development will go over to each other. There will be about 286 homes in Andrews Farm. Hudson Hills held a Tabor election ballot in 2017. Andrews Farm mirrors the Hudson Hills service plan. The special districts help finance the Town and Counties with the cost of public improvements. Special districts are local governments. They are required to hold open meetings and have minutes, have a board and adopt annual budgets. They are subject to annual audits. They are considered a revenue raising authority. In the 1980's financial crash and a number of districts had to have mill levies to cover the costs, as cited in CRS 32-1-11-1(6). He reported that they are asking for a multiple district structure. The district has the power to raise money to pay debt off. The proposal is to have no more than 18 million in debt and capped at 50 mills. They cannot include property outside of the boundaries without 45-day notice. There has to be annual notice to all property owners within the district. When property is purchased, the owners are informed of the district. He reported that they are planning on a public hearing for August 15.

Corey Hoffmann reported that the one policy the Town had is for the metro district to pay for the improvement and the Town takes those over upon completion.

Councilmember Hamilton reported that she doesn't know enough about them, I didn't realize Hudson Hills was a metro district. Can we get more of an overview of the understanding of it? Pros and cons to the town.

Corey Hoffmann reported that much of the same overview as I would give would be policy based. Primary impact is not to the Town. Properties in the metro district have a mill levy tax for the metro district. Fundamentally, metro districts don't offer services. The issuance of bonds are for public improvements. Mill levy up to 50 mills improvements continue to be constructed until the bonds are paid off. The county collects the taxes just like any tax on your bill. The plan in your packet is the presentation for the August meeting. They are only constructing the services that the Town provides. Water, sewer, streets once the services are accepted by the Town. One of the issues from a policy perspective is one point of contact. We would not send people to the district for something like snow removal.

Councilmember Hargis reported that when you bring this back on August 15 please update it to show we are no longer a Board of Trustees.

**i. DISCUSSION – 2019 BUDGET CALENDAR**

Guy Patterson reported that he has finished the 2019 budget calendar. What the calendar will look like, the dates were changed to correspond with a different calendar. He proposed a date of September 15 for the council retreat. He asked council if they had a preference for a facilitator or not. Public budget input meeting and workshop. He also asked if council would like it to be a half-day full day.

Councilmember Hargis reported that she preferred a facilitator; it is productive to have one.

Guy Patterson reported that we would schedule it for August 25<sup>th</sup> from 9-4 and find a facilitator.

### 3) STAFF REPORTS

Guy Patterson reported that he received an update today from CDOT for their plan to make the Highway 52 project truck friendly, paint striping where available cost is still 14 million. The roundabout for the neighborhood is being considered and boring has started. He offered a position for the planner and he will be joining us from Florida. He has a good resume. County and city planning experience has private experience as well. His first day is last day of the month. He looked over the legislative council update. Unemployment rates in Greeley is at 2.6% unemployment. The bid process for asbestos mitigation in the Old Town Hall has kicked off. Hudson Professional Fire Fighters Association is having a back to school and kickball event. The August 15 council meeting will have a presentation of potential development in the area. He would like to invite school district, fire district, and post office. The post office is stunned to hear some of the numbers that are coming this way. Roy will be doing that presentation. Roy has issued his resignation his last day will be Aug 24. He will be able to come out twice a week to help get Sayre's feet under him.

Hunter gone

Corey Hoffmann reported that he two things about the excel annexation. We have told them that we will start the involuntary annexation proceeding since we want it in by the end of the year. We have gone through the interview process with the out of state opioid litigation. There will be no cost to the Town or risk to the Town. Remediation issues going forward. Hudson was able to tag along with City and County of Denver, Boulder and Adams County. Part of the goal was to get a representative sample of the communities. He reported that he would be bringing that contract to the Town.

Marshal Flot reported that he nothing further.

Acting Town Clerk Young reported that she has finished her second year at institute and she will have nomination petition packets ready on August 3.

Councilmember Hamilton reported that she saw a notice that the Old Town Hall had been vandalized and asked for an update.

Guy Patterson reported that the Town may have a lead and it is being followed up on. The basement windows were kicked in on the south side. The front door is locked and Public Works welded the windows back on, nothing had been taken and there was no internal damage.

Councilmember Chavez asked if there was any update on the GOCO grant.

Guy Patterson reported that he signed up to attend one of their training to write a grant.

Councilmember Chavez reported that the Rockies challenge had five kids who are going to sectionals this weekend.

Mayor Haynes reported that somehow the ball has been dropped on the cemetery. He reported that the Town used to have a Cemetery Board.

Corey Hoffmann reported that the Town has not had one in 15 years. The Town had had a cemetery manager; since the Town has a Cemetery can create a board if that would be decided.

Mayor Haynes reported that it should be talked about it at the budget workshop. He reported that it looks nice out there fence fell over but we go it fixed.

Corey we have all the records. They weren't great to begin with but we had them.

#### 4) CITIZEN'S COMMENTS

Herman Utecht asked what is this new Town planner supposed to be making.

Guy Patterson reported that the position was advertised at \$75,000 - \$85,000 and hired at \$75,000 per year.

Herman Utecht asked Guy Patterson what he made.

Guy Patterson reported that he makes \$100,000 per year.

Herman Utecht reported that the Town keeps adding more people and people. If this town wants to annex and grow and it will come back and bite us in the butt. He reported that he was on Planning Commission when this Carlson thing came in. Residential does not pay its own way. Old John died who owns it.

Corey Hoffmann reported that Mr. Utecht was right. The original Carlson property was a high-density residential plan and now it is larger lots.

Herman Utecht reported that he does not modular homes, but all stick built homes.

#### ADJOURNMENT

The meeting adjourned at approximately 7:28 pm.



TOWN OF HUDSON, COLORADO

  
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Mayor

ATTEST

  
\_\_\_\_\_  
Acting Town Clerk