

Staff & Councilmember Reports

Sam Barnes reported the Streets department is sweeping and cleaning up the scoria. The baseball fields are aerated. JVA Engineering, Routt County and Town of Hayden met regarding Seneca Hill CIP and the YVRA's asphalt project. The YVRA runway reconstruction will be starting April 15th; the airport will be open, but the runway will be closed. JVA and Town utility operators went down to the water treatment plant to see the water filters and what needs to be repaired; this will be a fall project as staff is currently focused on the Seneca Hill CIP. An email communication was received from Drexel, Barrell & Co and they have received CDOT comments which will move the Harvest to Harvest trail project forward. SGM and CDPHE have not heard anything regarding the de-rating of the wastewater treatment plant. The water distribution system report by the CDPHE was received with recommendation and tips but no non-compliance issues. The report made good comments on the cleanliness of the WTP and conditions have improved. A letter was sent out to the neighbors surrounding the Poplar Street/Jackson Avenue area residents regarding installation of a standard street light and asking them to send any comments to Town Hall or attend a council meeting. Beginning shortly Midwest Electric will be doing a small amount of work on the Seneca Hill CIP and the first week in May will kick off the work resumption on the Seneca Hill CIP. JVA will be providing a preliminary street engineering proposal next week to staff that will be presented at a future town council meeting.

Police Chief **Greg Tuliszewski** reported that CBI recorded an error free month on HPD state crime reporting and Officer Russ Davis returned to duty after a week at leadership training.

Sharon Johnson reported that the newly hired Utility Clerk/Receptionist will start April 6th and the financial auditors will be doing field work April 20th and April 21st.

David Torgler reported that the airport clear zone conflict was resolved when YVRA's engineers determined the zone will end east of Hawthorne Street. Colorado's proposed SB 255 will take \$20 million from the severance taxes to backfill State revenues due to TABOR losses. DOLA grant programs to energy impacted municipalities will lose funding due to the severance tax loss. The planning commission will meet on April 9, 2015 to consider Rodney McGowan's request that the Town Council reconsider allowing marijuana grow operations.

Councilmember **Tim Redmond** reported on the Hayden Parks and Recreation Board finalizing the Easter Egg Hunt and preparing for a busy summer with the goal that all the Town's recreation programs break even financially. Arbor Day trees are coming in for planting.

Jill Delay reported baseball and softball registration is open. Pee Wee Wrestling has a tournament tomorrow in Rangely; 39 local wrestlers are registered and 29 are going to the Rangely tournament. The annual Cog Run will be held May 9th. The annual Easter Egg Hunt is April 4th and the elementary school requested a flyer to send home with students.

Staff reports will continue at the end of the meeting.

Mayor Pro Tem Robinson called the regular meeting of the Hayden Town Council to order at 7:32 p.m. with Councilmembers Folley, Hagins, and Redmond present. Mayor Haskins and Councilmember Johnson and Hayden were absent. Also present were Town Manager, David Torgler, Parks and Recreation Coordinator, Jill Delay, Public Works Director, Sam Barnes, Police Chief, Greg Tuliszewski, and Town Clerk, Sharon Johnson.

Minutes approved at the April 16, 2015 Regular Town Council Meeting.

- Opening Prayer** Mayor Pro Tem Robinson offered the opening prayer.
- Pledge of Allegiance** Mayor Pro Tem Robinson led the Pledge of Allegiance.
- Minutes –
March 19, 2015** Councilmember Hagins moved to approve the minutes of the Regular Town Council Meeting held on March 19, 2015 with the correction of the time of adjournment. Councilmember Folley seconded. Roll call vote. Councilmember Redmond – aye. Councilmember Folley – aye. Councilmember Hagins – aye. Mayor Pro Tem Robinson – aye. Motion carried.
- Consideration of Bill
Payment Voucher** Councilmember Folley moved to approve the bill payment voucher dated 3/30/15 in the amount of \$135,563.41. Mayor Pro Tem Robinson seconded. Roll call vote. Mayor Pro Tem Robinson – aye. Councilmember Hagins – aye. Councilmember Folley – aye. Councilmember Redmond – aye. Motion carried.
- Public Comments** There were no public comments.
- Proclamations/
Presentations** Town Council proclaimed April 2015 to be Month of the Young Child and Child Abuse Prevention Month. Stephanie Martin of Routt County First Impressions and Mike Sidinger from Routt County Department of Human Services presented statistics, information and resources to promote and encourage Education of the Young Child and Child Abuse Prevention.
- Consent Items**
- Decision: Resolution
2015-09 Accepting a
Quit Claim Deed for
Water and Water
Rights** Councilmember Hagins moved to approve the Consent Agenda. Mayor Pro Tem Robinson seconded. Roll Call Vote. Councilmember Redmond – aye. Councilmember Folley – aye. Councilmember Hagins – aye. Mayor Pro Tem Robinson – aye. Motion carried.
- Old Business** None
- New Business**
- Decision: First
Reading Ord 665
Amending the Town
of Hayden Municipal
Code, Title 8 Health
and Safety; and Title
9.22 Possession and** Mayor Pro Tem Robinson provided First Reading of Ordinance 665 Amending the Town of Hayden Municipal Code, Title 8 Health and Safety; and Title 9.22 Possession and Use of Marijuana, Marijuana Concentrate and Tobacco Products by Minors; Councilmember Hagins moved to approve Ord 665 on First Reading, Councilmember Folley seconded. Roll Call Vote. Councilmember Redmond – aye. Councilmember Folley – aye.
- Minutes approved at the April 16, 2015 Regular Town Council Meeting.*

Use of Marijuana, Marijuana Concentrate and Tobacco Products by Minors; and setting a public hearing time.

Councilmember Hagins – aye. Mayor Pro Tem Robinson – nay. Motion carried. Councilmember Hagins moved to set a public hearing for 7:30 p.m. on May 7, 2015. Councilmember Folley seconded. Roll Call Vote. Mayor Pro Tem Robinson – aye. Councilmember Hagins – aye. Councilmember Folley – aye. Councilmember Redmond – aye. Motion carried. Erin Bentley came forward to address the Town Council in support of Ordinance 665.

**Discussion:
Consideration of peddler violation**

Local resident Mike Andrews, 134 N 3rd Street, submitted a request to be on the April 2nd Town Council agenda to discuss with Councilmembers that they reconsider what defines a peddler – and how this code translates into a weekly garage sale, mostly two days a week, often four days a week, every weekend through the year weather permitting. As it relates also to business taxes, licenses, regulations, public safety, vehicle and traffic codes, and also streets and public places. David presented the background on town code and home business definitions as well as research on how surrounding communities handle garage sale regulations. Mr. Andrews, presented his concerns and requests to the Town Council to reconsider what defines a peddler. Billie Northorp then addressed the Town Council about his garage sale activity. Mayor Pro Tem Robinson read a letter from Leslie Hockaday, Clover Circle. Wayne Deluca, 295 E. 3rd St; Jackie Andrews 137 N. 3rd St; Tena Frentress, 101 2nd St; Justin Hayes, 715 E. Washington Ave; Tracey Munden, 360 E. View Dr; Erin Bentley, 131 N. 4th St; Roger Walker, 179 E. Walnut St; Danielle Fiske, 295 E. Washington Ave; Michele Lewis, 366 S. 2nd St; Tom Munden, 321 S. Spruce St; Vicki Cless 125 N. 3rd St; and KJ Otterman 6890 RCR 74A spoke to the request to reconsider the Town Code’s definition of peddler and regulating garage sales. The speakers advised the Town Council of making rules similar to nearby municipalities as Hayden is different from those communities. Several speakers expressed a concern for elderly Town residents by enacting Mr. Andrews recommendation that will remove these elderly residents financial support and their sense of vitality. Speakers respected and understood Mr. and Mrs. Andrews concern for the safety of their children and property, the speakers indicated they have not seen this negative impact in their neighborhood, including neighbors of Mr. Northup and the Andrews family. Speakers made recommendations to resolve the conflict and requested Town Council be cautious and not over regulate the town due to a conflict between two neighbors. It was recommended that the town attempt to act as a mediator in this matter and not enact new regulations.

Minutes approved at the April 16, 2015 Regular Town Council Meeting.

Other suggestions included adding a fence to the Andrew's property to help screen the garage sale activities and the addition of no parking signs to protect the Andrew's private parking spaces adjacent to the alley. The Town Council determined they will observe garage sale activity within the Town of Hayden and not regulate garage sales at this time or redefine a peddler in the Town Code.

Pulled Consent Items None

Staff and Councilmember Reports Continued None

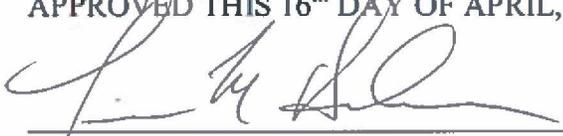
Executive Session None

Adjournment Mayor Pro Tem Robinson adjourned the meeting at 9:28 p.m.

Recorded by:


Sharon Johnson, Town Clerk

APPROVED THIS 16th DAY OF APRIL, 2015.


James M. Haskins, Mayor

