Regular Meeting

Hayden Town Council

August 6, 2020

Work Session

Staff & Councilmember Reports

RECREATION
Josh Jones, Director Parks and Recreation: Football practice started this week and enough players to field a 1st and 2nd grade flag football, a 3rd and 4th grade flag football and a 5th and 6th grade Doak Walker type of football. We have four teams, two in the 1st and 2nd grade. Parks is mow, weed, and irrigation. Keeping our heads above water doing weekly chores. Good day with irrigation at Dry Creek Park. Councilmember Wuestwald asked about how flag football could go forward when CHSAA has put a hold on high school sports. Is there nothing coming down for recreation programs? The programs got a green light from the Public Health Department. Executive Orders in Colorado and Routt County allow due to outside event transmission and it being a “youth program” which is under the age of 18 and none of the youth are close to that age. Mayor Redmond complimented Josh on the Joyce Cless Park flower beds. Josh indicated that was a discussion with the family and Kyle Barrett who designed them.

POLICE
Chief of Police Tuliszewski: Two gas line incidents both were contractor related. Contractors did the utility locates as required. The lines were not where they were said to be. Missing plane from a couple of weeks ago originated in YVRA. There was communication from the pilot that her engine was giving out and then the communication was lost. Pilot and plane were found safely in Moffat County up by Elk Head Reservoir. It takes two (2) residents in an assisted living facility to be considered an outbreak. As of this afternoon, as of this afternoon there were six (6) residents and four (4) staff members have tested positive. Three (3) of the four (4) staff members live in Moffat County. Those three (3) cases are being handled in Moffat County. The Haven and UCH are working with Routt County Health Department to mitigate the operation as best as possible. Condolences to the families; we are up to two deaths from this outbreak. Routt County Fair starts this weekend in an a very abbreviated format. Basically, only participants are allowed and members of the 4H organization. They are not doing any main events or vendors and Exhibit Hall will not be open. Animal showings will be on a very structured schedule. Very high compliments to Jill Delay and the Fair Board finding a way for the kids to show their animals and with that said, there will be an on-line Jr Livestock auction. The Town of Hayden will still be purchasing livestock. The Town donated ½ to the Haven and the other half is donated to Town of Hayden employees. Hayden School District is starting the following week. The school is being very proactive in getting their plan in place. Past weekend based on a citizen’s report was able to stop a vehicle suspected of driving under the influence of drugs. The officers did a great job; because they discovered evidence of multiple burglaries, in addition two stolen firearms from a recent rash of burglaries. These burglaries were tied to both Meeker and Steamboat Springs.

PUBLIC WORKS
Frank Case, Public Works Supervisor: Working on preparing for pavement patching and chip sealing on Harvest Drive. It will start the week of July 17th and will be a two (2) week project. Working on bridge on Poplar Street where it crosses Dry Creek with a solution for issues we have had there. Tanner Guire got his CDL Class A. Doing a lot with the YVEA fiber project with lots oflocates and they hit waterline the other day we had to fix. WTP pipe gallery at final completion. Everything is up and running really well. Definitely money well spent. Mowing, weed eating, irrigating. Kum & Go wrapping up and should open pumps tomorrow. We have been working with Sunrise Engineering getting our water model updated and reliable. Getting lines and valves in the model so it works correctly. Street sweeping and
maintenance. Started waste water line jetting.

PLANNING
Mary Alice Page-Allen, Planning and Economic Development Director: In building permit world, we are still seeing new residential and particularly Lake Village still is popping out there. It is also the season of a lot of certificates of occupancy. One of note is the new brewery that Frank and I have been working on. They are anticipating opening next Tuesday the 11th. There is a developing project for a new building in Valley View Business Park. I am fielding a lot of phone calls still. Digging back into the whole depot annexation and see if we can finish that up. No Planning Commission until 9/10/20. From the Economic Development side, I am working on funding for the 135 Walnut project. We are pulling things together for the Hayden Center. Looking at additional funding for the business assistance, whether that is a grant or loan program which will depend on the sources of funds. Continue to make an effort to reach out and communicate to our various business each week. Mary Alice is under contract with house in Hayden and plan on closing the end of September.

ADMINISTRATION
Mathew Mendisco, Town Manager: Water model is completely updated. One lane shut down until the bridge can be repaired. Parks is to be fully caught up by end of season. Operating one full time short and 4 seasonal short. Redirected semi traffic to 3rd Street. The school has been directed to use 3rd Street. Parks have been mowing and should be caught up by close of season. Just to provide some perspective, we have been operating at about one full time person short in Public Works and four full time seasonal workers. If you see a few weeds in curbs and things like that, just a little space and grace and we should be caught up by October. We are basically operating five people short than we usually do. Will be chip sealing Harvest and will know if we can do a small section of Washington if budget will allow.

COUNCILMEMBERS
Councilmember
Staff reports will continue at the end of the meeting.

Mayor Redmond called the regular meeting of the Hayden Town Council to order at 7:32 p.m. Mayor Pro Tem McMurray and Councilmembers Engle, Meek, and Wuestewald present. Also present were Town Manager, Mathew Mendisco, Town Clerk, Sharon Johnson, Police Chief, Greg Tuliszewski, Public Works Supervisor, Frank Case, Finance Manager, Andrea Salazar and Recreation Director, Josh Jones.

OPENING PRAYER Mayor Redmond offered the opening prayer.

PLEDGE OF ALLEGIANCE Mayor Redmond led the Pledge of Allegiance.


Regular Meeting

Hayden Town Council
August 6, 2020

July 27, 2020 in the amount of 36,777.63

CONSIDERATION OF BILL PAYMENT VOUCHER - July 30, 2020 in the amount of $129,364.99

PUBLIC COMMENTS
Jason Worrel, 371 Lakeview Drive, Hayden, CO. In approximately three months you will be asking the citizens of this town to raise the tax rate by 1% to support the Hayden Community Center that was purchased. I don’t know what I’ voting for. I would like Council or the Town to put out further information on what we are truly voting for and what the 1% tax increase is going to do to support this Community Center and what the Community Center is going to do for this town. Mayor Redmond responded that there have been many public meetings and there is plenty of information is out there and if you would like to get with him, he would be happy to sit down and go over it. Jason asked where he could find the information on line. Mathew Mendisco indicated that there is a community group that he believes this month will be going door to door handing out all that information as well as posting it on a social media page they are creating. The Town is limited on what they can put out, we can provide budgets. We will do a public service announcement showing all the information and directing people to where they can find it. Mayor Pro Tem McMurray supported Mayor Redmond response that there have been meetings and it has been talked about for quite a while.

PROCLAMATIONS/ PRESENTATIONS
None.

CONSENT ITEMS
None.

OLD BUSINESS
Six Month Economic Update
Mathew Mendisco is presenting a six (6) month financial update; June is where we take a snap shot in time and the June numbers are what we usually use for our budget. They are used for three (3) year projection. The report itself is a review of the economy, a projection model and a summary. Economic summary will show that the GDP shrank 22.9% the 2nd quarter and is the single biggest retraction in U.S. economic history and the biggest retraction globally since records have been kept. GDP is down globally 4.5% to 6.5% depending which agency you are using. COVID-19 cases continue to rise at a rapid rate in several states and the west. Colorado put out a recent public service announcement by the Governor’s Office that they feel like cases have leveled off and the transmission rate has now gone down below one. To explain that is really good which means the chances of transmission to another individual is one. Very hopeful that congress will be able to get another stimulus package approved. All businesses outside of the Highway Bar, due to their fire, are open and functioning at full capacity based on the hours they

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have and restrictions placed on them by Colorado for capacity. Actually, Routt County variance allows higher capacity. Two new businesses that have opened in the last three months one that will start construction soon and two that are expanding services, Yampa Valley Brewery and Ace Lumber Yard. Real Estate sales in Hayden and Routt County are ahead of last year. Revenue for Hayden is down 4-6% from their budgeted levels. We have spent more than our revenues which was built into our projections for 2020 due to the Hayden Center and several other projects. It was projected to go back in 2021. There have been several expense changes has helped us cut back on expenses. Our main slow-downs are the airport/aviation, down 5% and 12% through this period same time last year. Severance taxes came in 6-7% lower. On-line sales tax is up 64% which has basically kept our revenue flat for this year. Enterprise Fund, water and sewer is down 11% and 10% respectfully. Tap fees are down 9% from June. Our expenses are up 21% due to the water treatment plant project completion. CARES Act we are about 20,000 direct expenses; our top priorities with the $117,000 is Public Safety, Reimbursement of current and future COVID-19 expenses, potential partnership with the school district, business COVID-19 grant that experience close down or closure due to COVID-19. Financials being completed and it will provide information for the budgeting process. We will have three budget scenarios, given our budget projections for the year, we are anticipating shortening the airport business season just to be conservative, looking at revenue reduction of 20% sales tax for 2021. With our normal revised numbers from this year, anticipating a budget where kids are fully at home April 2020, lost of jobs and sales tax revenue looking at a revenue reduction of 40%. The hybrid model being conservative as possible, creative as possible, and as liberal as possible. We are not going to get it right and we will pivot quickly. That is the way 2021 and the rest of 2020. The keys to our success as a community, we need to support the school district and our parents to the extent possible. They may be looking at substantial cuts due to people funding. As a community however we can and parents are making decision that are best for them and the children, which they should. We need support our local businesses. I’ve gotten rid of the shop local; I basically say live local. Every purchase possible should be local and shop on-line, it brings money back to Hayden. Then support the Yampa Valley unless you have to go outside the valley. There was some discussion on the possibility of Werner Mountain closing for the season and the impact and the addition of the Southwest flights into the Yampa Valley Regional Airport. People coming into the airport spending money are supporting Hayden even though they don’t come into Hayden. Sustainably long term, putting money into marketing at the airport is probably not best investment versus helping the chamber market to bring people into come to the valley as a whole. For us that is probably a better investment. Yes, it would be great if they came to Hayden, I hope they do. We have our little display there, we will keep that, but beyond that we are probably better off getting into a partner marketing with the chamber.

NEW BUSINESS

MjGO Ventures
Public Hearing: MjGO

Mary Alice provided a brief overview. The Planning Commission met in June and
Ventures Conditional Use Permit at 499 Enterprise Street in the Industrial (I) Zoning District forwarded a recommendation for approval of the Conditional Use Permit to modify the existing usage at this location to allow marijuana cultivation and marijuana use products. There will be two separate units in this building each with their own type of operations. From the perspective of meeting the standards of the conditional use, the findings were made by the Planning Commission that this was an appropriate small change in the realm of things and has forwarded that recommendation for approval. There is a Resolution as required to approve the Conditional Use Permit. John Kelly, 20-year resident of the county and a long-time cannabis consumer (graves’ disease), been in the industry for several years as a consultant. We got into the hemp industry several years ago here. We saw an opportunity here to bring marijuana back to Hayden when the other facility closed. To bring revenue to the town and some jobs. Will apply for both the medical and retail marijuana license. Two companies, one extraction and one retail. Carrie Rubin, Steamboat Springs 5 years ago. Botany major and obsessed with chemicals in personal care products, into organics. FDA does not have authority for the chemicals in personal care products that then go into the water system. Most of the research in cannabis and a lot of the ingredients in cannabis and the botanicals are good for your skin and brings about a better feeling body. I am not about getting a high, there are plenty of products out there for that. I prefer a glass of wine. I make bath and body products. We are manufacturing our products in Steamboat and would like to bring that to Hayden as well. She has a body butter, relief cream, bubble bath, body wash and bath balm. Come in different scents, lavender, chamomile, and citrus.

Public Hearing opened at 8:17 p.m.

No public comments. Chief did ask about the HVAC for odor control. Smell is a consistent issue per the applicant and it is utilized.

Public Hearing closed at 8:18 p.m.

Review and Consider Approval of Resolution 2020-12 A Resolution of the Town Council for Hayden, Colorado Approving a Conditional Use Permit for MjGO Ventures at 499 Enterprise Street in the Industrial (I) Zoning District


Review and Accept June 30, 2020 Financial Statements


Chief Tuliszewski believes the legislation puts up walls that have been broken down in the last seven years. Requiring all agencies to wear/carry body cameras. No agencies disagree with this requirement. SB 20-217 was signed by the Governor on July 19, 2020. Since the death of George Floyd in Minneapolis, MN. There has been
a great deal of concern about law enforcement, practices in law enforcement and keeping police accountable. It is a very difficult piece of legislation to enact and at a county and municipal level it is going to be a challenge. It is law now and the council should be aware. It is far reaching. I will cover some highlights. All Colorado peace officers must be equipped with body cameras by July 1, 2023. No law enforcement is against it. There are some incidents that the body camera does not need to be turned on. If not turned on when required it is assumed the peace officer did something wrong. Must be on under most circumstances. No chokeholds are allowed. New civil cause of action under Article 2 of the Colorado Constitution. Mandatory revocation of a peace officer certification if found criminally or civilly liable for any or certain conduct. Mandatory employment discipline sanctions for officers. Use of force and duty to report use of forces. Chief provided the impact on the officers, the Town, victims, and the liability of the town and police officers. It impacts the officer's ability to take action in sensitive situations due to the liability. This legislation only applies to county and municipal law enforcement. Chief provided many examples where the officer may be liable and hesitate to take necessary action to resolve a volatile situation. This will also require additional reporting and tracking of all situation and individuals an officer comes into contact.

PULLED CONSENT ITEMS

STAFF AND COUNCILMEMBER REPORTS CONTINUED

EXECUTIVE SESSION

Mathew Mendisco requested the council not go into executive session and handle the matter in the open meeting. Mathew explained that they were looking at a property that was 5.6 miles outside of town and the on-call employee policy and manager contract requires residency within 5 miles. He requested their permission for an exception in order to place an offer on the property. The Council discussed the options and indicated that it was an exception and unanimously agreed to the exception.

The Executive Session for the purpose of a discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f)(I)(II) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. Specifically, the discussion pertains to the Town Manager, Mathew Mendisco.

ADJOURNMENT

Mayor Redmond adjourned the meeting at 9:29 p.m.

Recorded by:

APPROVED THIS 20th DAY OF August 2020.

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