
TOWN BOARD MINUTES

JANUARY 21, 2021

A regularly scheduled meeting of the Town Board was held on January 21, 2021 at 7:00 p.m. in the Gary Carsten Board Chambers located at 224 First Street.

Item 1 – Roll call and Pledge of Allegiance. Those present and answering roll call: Trustees; Gentry, Heid, Ledall, Lewis, Winter, Trustee/Mayor Pro Tem (MPT) Isbell, Mayor Moser and Attorney Rocklin.

Item 2 – Review of December 17, 2020 Minutes. Trustee/MPT Isbell moved to approve the December 17th minutes as written, seconded by Trustee Lewis. Motion carried 6-0.

Item 3 – Resolution 2021-01 – Designating Public Places for Posting Notices. Attorney Rocklin stated that this is a standard protocol saying the Town will post a notice of public meetings on the Town's website and at Town Hall to comply with the state statute. Following board discussion, Trustee/MPT Isbell moved to approve Resolution 2021-01, a Resolution Designating Public Places for Posting Notices Pursuant to C.R.S. § 24-6-402(2)(c), seconded by Trustee Winter. Mayor Moser requested a roll call per vote from Clerk Winter, as follows: Trustee Gentry, Yes; Trustee Heid, Yes; Trustee/MPT Isbell, Yes; Trustee Ledall, Yes; Trustee Lewis, Trustee Winter, Yes. Motion carried 6-0.

Item 4 – Ordinance No. 612 – Concerning Municipal Campaign Finance Complaints and Violations – Second Reading. Administrator Schreier stated that this ordinance gets us into compliance with the state law change under Senate Bill 19-232 which shifted the burden of campaign finance complaints and violations to the municipalities, rather than the state and gives procedures to follow. Following the board discussion, Trustee Winter moved to approve Ordinance No. 612 – An Ordinance Adding Section III to Chapter IV of the Eaton Municipal Code Concerning Municipal Campaign Finance Complaints and Violations, seconded by Trustee Heid. Mayor Moser requested a roll call per vote from Clerk Winter, as follows: Trustee Gentry, Yes; Trustee Heid, Yes; Trustee/MPT Isbell, Yes; Trustee Ledall, Yes; Trustee Lewis, Trustee Winter, Yes. Motion carried 6-0.

Item 5 – Ordinance No. 613 – Amending the Eaton Municipal Code Concerning Carriage Houses – First Reading – Public Hearing. Mayor Moser opened the floor for the public hearing. Administrator Schreier gave the background of the original ordinance for Carriage Houses located in the R-2 Zoning District which required approval from the Eaton Fire Protection District (EFPD). This amendment to the ordinance will oblige the EFPD's request to be omitted from the ordinance concerning Carriage House approvals but the EFPD will continue to participate in the inspections of commercial buildings within the town. Mayor Moser asked for public comment, as there was no public comment, the floor was closed. Following board discussion, Trustee/MPT Isbell moved to approve Ordinance No. 613 – An Ordinance Amending Subsection 7-2-18(f) of the Eaton Municipal Code Concerning Carriage Houses, seconded by Trustee Heid. Mayor Moser requested a roll call per vote from Clerk Winter, as follows: Trustee Gentry, Yes; Trustee Heid, Yes; Trustee/MPT Isbell, Yes; Trustee Ledall, Yes; Trustee Lewis, Trustee Winter, Yes. Motion carried 6-0.

Item 6 – Ordinance No. 614 – Amending the Eaton Municipal Code Concerning Town Water and Sewer Service – First Reading – Public Hearing. Mayor Moser opened the floor for the public hearing. Administrator Schreier stated that this ordinance will amend Section 9-1-18 of the Code and clarify authorized Town personnel the right to enter premises where water is delivered to observe, inspect or maintain water meters, infrastructure and Section 9-4-2 of the Code will be amended to better define the maintenance responsibility for sewer service lines and clarify that the Town is responsible for all public sewer mains and the property owner is responsible for the sewer service line from the connection fitting at the public sewer main to the house or building. Mayor Moser asked for public comment, as there was no public comment, the floor was closed. Following board discussion, Trustee Lewis moved to approve Ordinance No. 614, An Ordinance Amending Sections 9-1-18 and 9-4-2 of the Eaton Municipal Code Concerning Town Water and Sewer Service, seconded by Trustee Gentry. Mayor Moser requested a roll call per vote from Clerk Winter, as follows: Trustee Gentry, Yes; Trustee Heid, Yes; Trustee/MPT Isbell, Yes; Trustee Ledall, Yes; Trustee Lewis, Trustee Winter, Yes. Motion carried 6-0.

Item 7 – Great Western Trial Authority – Intergovernmental Agreement Regarding the Sharing of Legal Expenses. Administrator Schreier stated that the GWT Authority has encountered a dispute from a landowner who claims ownership of railroad right-of-way and this dispute threatens to halt trail development within its last 1.5 miles. The Authority has determined that legal proceedings must be initiated to resolve the dispute and has requested that the Towns contribute funds of \$25,000.00 each to assist in defraying the legal expenses associated with the resolution of the right-of-way-dispute. Trustee Heid added that there was a corner pin or survey pin that has been moved and this changes the boundary line. Trustee/MPT Isbell moved to approve Intergovernmental Agreement for Sharing of Legal Expenses, seconded by Trustee Ledall. Mayor Moser requested a roll call per vote from Clerk Winter, as follows: Trustee Gentry, Yes; Trustee Heid, Yes; Trustee/MPT Isbell, Yes; Trustee Ledall, Yes; Trustee Lewis, Trustee Winter, Yes. Motion carried 6-0.

Item 8 – Discussion of waivers for liquor license fees for Town Businesses. Attorney Rocklin noted that the state has waived certain fees for eligible liquor licenses through SB 20B-001 from December 7, 2020 to December 7, 2021 and would like to know if the board would like to mirror this suspension or waivers for the Town fees. The board agreed on this action and paperwork will be presented at the next board meeting.

Item 9 – Public Comment. Mayor Moser opened the floor for public comments, as there were none, the floor was closed.

Item 10 – Staff Reports. See attached handout. Additions made to staff reports as follows:

- ◆ Captain Sturch: 1) Toys from a Cop Year Round, for children’s birthday. 2) Community policing program, each officer will be assigned a certain neighborhood grid to build a stronger relationship with our citizens. 3) Reviewed the 2020 Annual Police Progress & Statistical Summary. 4) The force has been offered the vaccine for Covid-19, they have not par-taken yet.
- ◆ Administrator Schreier: 1) SB 20B-001 awards funds for a grant from the state to help businesses, the fund awarded to the Town is \$35,000.00. Businesses will need to complete the application and prove losses. The application can be found on the on the Town’s web site. The completed application will be reviewed and based on the size of the business, the maximum grant amount per business is \$3,500 to \$7,000.00. 2) The Brown Farm has been formally submitted paperwork for a subdivision. 3) Baseline is finishing the last part of the code update and should be available for review by the Planning Commissioners in February and the final draft to the Board of Trustees by March. 4) Water, sewer and transportation master plan is being worked on in relation to the three mile boundary plan. 5) There is a 5 year Capital Improvement plan being worked on for the Sewer Plant. 6) Handed out alternative looks of the round-about for intersection CR 74 & CR 35, designed by Baseline. 7) Town Hall lobby will open when construction is complete.
- ◆ Trustee/MPT Isbell: 1) MPO; new chairman for MPO is Don McCloud, Severance’s Mayor. 2) HTR; the third open house is February 1st from 6:00 to 8:00 pm at the Town Chambers and offering attendance virtually through Zoom.

Item 11 – Adjourn. As there was no further business, Mayor Moser moved to adjourn at 7:49 p.m.

** If you have public comment but are not comfortable attending in person due to COVID-19, please send the comments to jeff@eatonco.org by Thursday at 12:00 p.m., and they will be read into the record or otherwise shared with the Board during the meeting.*

Margaret Jane Winter, Town Clerk