

Minutes

Board of Trustees – Firestone Town Hall
151 Grant Avenue, Firestone, CO 80520
7:00 p.m.

October 22, 2009

Regular Board Meeting

The Town Board of Trustees of the Town of Firestone met in regular session at Town Hall, 151 Grant Avenue, Firestone, Colorado. Mayor Chad Auer called the meeting to order at 7:06 p.m. Roll call was taken with the following persons present:

<i>Mayor:</i>	<i>Chad Auer</i>
<i>Mayor Pro-tem:</i>	<i>Charlie Thomas</i>
<i>Trustees:</i>	<i>Butch Walb</i>
	<i>Matt Holcomb</i>
	<i>Darrell Walsh</i>
	<i>Paul Sorensen</i>
	<i>Kelly Morgan</i>

<i>Also present were:</i>	<i>Wes LaVanchy, Director of Operations</i>
	<i>Judy Hegwood, Town Clerk, CMC</i>
	<i>Melinda Culley, Town Attorney</i>
	<i>Bruce Nickerson, Town Planner</i>
	<i>Ron Lay, Finance Director</i>
	<i>Chris Messersmith, Town Engineer</i>
	<i>David Montgomery, Chief of Police</i>

PLEDGE OF ALLEGIANCE

All rose for Pledge of Allegiance to the flag. There were several Girl Scouts and Boy Scouts present to help lead the Pledge, each receiving a certificate and a town pin.

APPROVAL OF AGENDA

Mayor Auer called for additions, deletions or changes to the agenda. Trustee Walb added the Organizational Assessment as item b. under Discussion. Trustee Morgan moved and Trustee Sorensen seconded, to approve the agenda, as amended. Voice vote taken. Motion carried.

PRESENTATIONS

Ted Poszywak – FFFD 3rd Quarter Update

Fire Chief Poszywak gave the 3rd quarter update to the Board of Trustees.

CITIZEN PARTICIPATION

There was no citizen participation.

APPROVAL OF CONSENT AGENDA

- a. *Approval of September 2009 Financials*
- b. *Approval of October 2009 Accounts Payable*
- c. *Approval of Minutes – October 8, 2009 Regular Meeting*

Trustee Walb moved and Trustee Morgan seconded, to approve the consent agenda, as submitted. Roll call vote was taken. Motion carried unanimously 6-Yea. 0-Nay.

PUBLIC HEARING

KERR MCGEE OIL AND GAS ONSHORE LP, AN ANADARKO COMPANY FOR APPROVAL OF SPECIAL USE PERMITS TO LOCATE THREE OIL AND GAS WELLS WITHIN THE TOWN, REFERRED TO AS THE PROPOSED HOMESTEAD 22-4, HOMESTEAD 29-4, AND HOMESTEAD 41-4 WELLS

Mayor Auer opened the public hearing at 7:16 p.m. Town Planner Bruce Nickerson stated that this property is located at the intersection of Road 26 (Zinnia Ave.) and Road 17. He showed a Power Point presentation of the area stating that the wells will be completed simultaneously.

Applicant

Ms. Crystal Blake was sworn in by Mayor Auer. Ms. Blake stated that the wells will be directionally drilled and a surface use agreement is in the process of being approved. Planner Nickerson stated that the Planning Commission recommended approvals of the applications.

Public Comment

There was no public comment.

Board Comment

Trustee Sorensen asked if the wells are located outside of the boundaries. Ms. Blake replied that the wells are inside of the boundaries.

Applicant

Mr. Terry Enrin was sworn in by Mayor Auer. Mr. Enrin stated that the COCCG increased the density in the boundary areas.

Mayor Auer closed the public hearing at 7:24 p.m.

Resolution No. 09-31

A RESOLUTION APPROVING SPECIAL USE PERMITS FOR KERR-MCGEE OIL & GAS ONSHORE LP TO LOCATE THREE OIL AND GAS WELLS WITHIN THE TOWN OF FIRESTONE.

Trustee Thomas moved and Trustee Morgan seconded, to adopt Resolution No. 09-31. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

ACTION ITEMS

DISCUSSION/DIRECTION/ACTION – REVIEW CONDITIONS SURVEY, IMPACT REPORT AND URBAN RENEWAL PLAN FOR SOUTHERN FIRESTONE URBAN RENEWAL AREA: REFER URBAN RENEWAL PLAN TO PLANNING COMMISSION

Town Planner Bruce Nickerson stated that this is the process to refer the FURA to the Planning Commission by Motion, which is a statutory requirement. He said the FURA was developed to address the blight in the area.

Trustee Thomas moved and Trustee Morgan seconded, to refer the Urban Renewal Plan to the Firestone Planning Commission. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

SECOND AMENDMENT TO SUBDIVISION AGREEMENT FOR THE SHORES FILING NO. 1

Resolution No. 09-32

A RESOLUTION APPROVING THE SECOND AMENDMENT TO THE SUBDIVISION AGREEMENT FOR THE SHORES FILING NO. 1

Trustee Sorensen moved and Trustee Thomas seconded, to adopt Resolution No. 09-32. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

JOINT USE AGREEMENT WITH ST. VRAIN VALLEY SCHOOL DISTRICT (SVVSD)

Resolution No. 09-33

A RESOLUTION OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOWN AND THE ST. VRAIN VALLEY SCHOOL DISTRICT RE-1J CONCERNING THE JOINT USE OF FACILITIES

Trustee Thomas moved and Trustee Walsh seconded, to adopt Resolution No. 09-33. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

ADAM FARM ANNEXATION – RESOLUTION OF SUBSTANTIAL COMPLIANCE

Resolution No. 09-34

A RESOLUTION FINDING SUBSTANTIAL COMPLIANCE FOR AN ANNEXATION PETITION FILED WITH THE TOWN OF FIRESTONE, COLORADO, KNOWN AS THE ADAM FARM ANNEXATION TO THE TOWN OF FIRESTONE, AND SETTING A PUBLIC HEARING THEREON

Trustee Thomas moved and Trustee Morgan seconded, to adopt Resolution No. 09-34. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

NEWBY FARM ANNEXATION NO. 1 – RESOLUTION OF SUBSTANTIAL COMPLIANCE

Resolution No. 09-35

A RESOLUTION FINDING SUBSTANTIAL COMPLIANCE FOR AN ANNEXATION PETITION FILED WITH THE TOWN OF FIRESTONE, COLORADO, KNOWN AS THE NEWBY FARM ANNEXATION NO. 1 TO THE TOWN OF FIRESTONE, AND SETTING A PUBLIC HEARING THEREON

Trustee Thomas moved and Trustee Morgan seconded, to adopt Resolution No. 09-35. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

MEADOW FARM ANNEXATION – RESOLUTION OF SUBSTANTIAL COMPLIANCE

Resolution No. 09-36

A RESOLUTION FINDING SUBSTANTIAL COMPLIANCE FOR AN ANNEXATION PETITION FILED WITH THE TOWN OF FIRESTONE, COLORADO, KNOWN AS THE MEADOW FARM ANNEXATION TO THE TOWN OF FIRESTONE, AND SETTING A PUBLIC HEARING THEREON

Trustee Thomas moved and Trustee Morgan seconded, to adopt Resolution No. 09-36. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

CWWCD ASSIGNMENT AGREEMENT FOR NISP PARTICIPATION

Resolution No. 09-37

A RESOLUTION APPROVING AN ASSIGNMENT AGREEMENT FOR TOWN ACQUISITION OF RIGHTS OF PARTICIPATION IN THE NORTHERN COLORADO WATER CONSERVANCY, NORTHERN INTEGRATED SUPPLY PROJECT WATER ACTIVITY ENTERPRISE

Trustee Thomas moved and Trustee Sorensen seconded, to adopt Resolution No. 09-37 to approve the assignment agreement making one payment of \$154,848.25. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

APPROVAL TO ENGAGE EXPERT FOR LONGMONT LITIGATION

Trustee Holcomb moved and Trustee Walb seconded, to approve the engagement of an expert for the Longmont Litigation regarding the Union property. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

APPOINTMENT TO PLANNING COMMISSION (to fill remainder of Jeff Redd's term)

Mayor Auer recommended that Mr. Jeff Jurgena be appointed to the Planning Commission. Mr. Jurgena will be filling the remainder of Jeff Redd's term until August 26, 2010. The Board confirmed the appointment by Motion.

Trustee Holcomb moved and Trustee Sorensen seconded, to appoint Mr. Jeff Jurgena to the Planning Commission. Roll call vote was taken. Motion carried unanimously 6-Yea; 0-Nay.

Mayor Auer called for a break at 8:06 p.m.

The Meeting reconvened at 8:17 p.m.

DISCUSSION

PRESENTATION OF INTERIOR/EXTERIOR SCHEMES FOR NEW TOWN HALL BUILDING

Oz architects showed a Power Point presentation of the new Town Hall Building interior and exterior designs. Samples of the different material will be left with Town Clerk Judy Hegwood and that the Board can come in and look at in natural light.

ORGANIZATIONAL ASSESSMENT

Trustee Walb stated that he wants the organizational assessment to be a priority and Mayor Auer said that he has been gathering information and doing research for the organizational assessment. The Board agreed to have a Work Session on Tuesday, November 10, 2009 at 6:00 p.m. to discuss the organizational assessment.

CITIZEN PARTICIPATION

There was no citizen participation.

STAFF REPORTS

Mayor Auer stated that Staff Reports were reported electronically.

Mayor Auer reported that the goal is for all evaluations to be done by December 1st and to have this communicated to all employees.

BOARD REPORTS

Trustee Walb reported that the Parks and Trails Advisory Committee is doing good.

Trustee Holcomb reported that he has attended a DRCOG meeting and said it was very enlightening and it was good to see region one come together.

Trustee Walsh reported that the Senior Center ribbon cutting will be held on November 7th, 2009 at 9:00 a.m.

Trustee Thomas reported that he and Mayor Auer will meet with Cheri and Wes to tell them how the emails will work.

Mayor Auer stated that he met with the Ridgecrest HOA and visited about community grants, and he also attended a St. Vrain Valley School District Board meeting, and the district will be giving a letter of recommendation for a grant.

Trustee Sorensen asked Pete Ditmon when the Christmas party was scheduled. Pete stated that the Christmas party is going to be held on December 19, 2009 at the Radisson in Longmont, from 6:00 p.m. to 9:00 p.m.

ADJOURNMENT

There being no further business to come before the Board of Trustees, Trustee Morgan moved and Trustee Holcomb seconded, to adjourn the meeting. The meeting adjourned at 9:22 p.m.

TOWN OF FIRESTONE, COLORADO

ATTEST:

Chad Auer, Mayor

Judy L. Hegwood, Town Clerk, CMC

READ AND APPROVED THIS _____ DAY OF _____ 2009.