

Minutes

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

October 9, 2008

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 7:00 p.m. Roll call was taken with the following persons present:

Mayor:	Chad Auer
Mayor Pro-tem:	Charlie Thomas
Trustees:	Butch Walb
	Matt Holcomb
	Greg Foster
	Paul Sorensen
	Kelly Morgan

Also present were:	Wes LaVanchy, Town Administrator
	Judy Hegwood, Town Clerk, CMC
	Sam Light, Town Attorney
	Bruce Nickerson, Town Planner
	Dave Lindsay, Town Engineer
	David Montgomery, Police Chief
	Theo Abkes, Public Works Director

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was said.

PRESENTATIONS

Wendy Richards – Recognition for Contributions on Planning Commission

Mayor Auer and Mayor Pro-tem Thomas presented Ms. Wendy Richards with a Certificate for her contributions as a Planning Commissioner. Ms. Richards resigned her position in September 2008.

Firestone's Wendy's Restaurant Recognition

Mayor Auer and Mayor Pro-tem Thomas congratulated and recognized the management and employees of the Wendy's Fast Food Restaurant, store #311, located on the I-25 Frontage Road, in Firestone Colorado, for recently being chosen as the No. 1 Wendy's in the World.

Mayoral Recognition

Town Clerk Judy Hegwood was honored by the Mayor and Board of Trustees. Mayor Auer and Mayor Pro-tem Thomas presented Town Clerk Judy Hegwood with a Mayoral Recognition Certificate for "Exceptional Performance" and a Town Jacket for her hard work on the September 30, 2008 Special Election. Mayor Pro-tem Thomas stated that on behalf of the Mayor and Board of Trustees they each thank and acknowledge Town Clerk Judy Hegwood for her hard work and dedication as a Master Town Clerk. Judy thanked the Board of Trustees for their recognition and support.

CITIZEN PARTICIPATION

Martin Dickey – On behalf of the 4C Group and Life Bridge Church Mr. Dickey thanked the Town Board and Staff for their hard work and support during the 2008 Special Election process for the Union Annexation. Mr. Dickey thanked the citizens of Firestone for the tremendous turnout on Election Day.

APPROVAL OF AGENDA

Mayor Chad Auer called for additions, deletions or changes to the agenda. There were no changes to the agenda. Trustee Walb moved and Trustee Holcomb seconded, to approve the consent agenda as submitted. Voice vote was taken. Motion carried.

APPROVAL OF CONSENT AGENDA

- a. **Approval of October 2008 Accounts Payable**
- b. **Approval of Minutes – 9/25/08 Regular Meeting**

Trustee Sorensen moved and Trustee Morgan seconded, to approve the consent agenda as submitted. Roll call vote was taken. Motion carried.

LIQUOR AUTHORITY

PAULIE AND DEANNA'S ITALIAN RESTAURANT – LIQUOR LICENSE RENEWAL

Trustee Holcomb recused himself from this portion of the meeting.

The liquor license for Pauli and Deanna's Italian Restaurant was continued to this meeting from the September 11, 2008 meeting and it is recommended that this be continued again to the November 13, 2008 meeting,

Trustee Thomas moved and Trustee Foster seconded, to table Paulie and Deanna's Italian Restaurant Renewal until the November 13, 2008 meeting. Voice vote was taken. Motion carried.

Trustee Holcomb returned to the meeting.

PUBLIC HEARINGS

There were no public hearings to be heard.

ACTION/DIRECTIONS ITEMS

ORDINANCE – RIFA INFRASTRUCTURE FINANCE AGREEMENT WITH THF FOR FIRESTONE CITY CENTRE/HOME DEPOT

Attorney Sam Light explained and read the of Ordinance No. 699

Ordinance No. 699

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, AMENDING THE FIRESTONE MUNICIPAL CODE CONCERNING TOWN SALES AND USE TAXES TO PROVIDE A CREDIT AGAINST SALES AND USE TAXES DUE IF A CERTAIN RETAIL TRANSACTION FEE HAS BEEN PAID IN CONNECTION WITH THE DEVELOPMENT KNOWN AS FIRESTONE CITY CENTRE

Trustee Thomas moved and Trustee Morgan seconded, to adopt Ordinance No. 699 and authorizing the Mayor to sign. Roll call vote was taken with Trustee Holcomb voting Nay. Motion carried 5-Yea; 1-Nay.

CONSTRUCTION OF PUBLIC WORKS SHELTER FOR MATERIALS USED TO TREAT ROADWAYS

Town Administrator Wes LaVanchy said this shelter is for the protection of the materials the town places on the roads. Public Works Director Theo Abkes has asked for this shelter instead of completing the offices at the public works maintenance shop. Director Abkes stated that the shelter will be used for salt and sand and remarked that the EPA likes to see these materials kept inside. The Trustees asked if Public Works would be doing the work or if bids would go out for the work to be completed. Director Abkes said construction bids will go out for construction of the shelter and it will be built by someone other than his department.

Trustee Thomas moved and Trustee Morgan seconded, to approve the construction of the public works shelter, not to exceed the expenditure of \$68,100.37. Roll call vote was taken. Motion carried.

Motion to Reconsider RIFA Ordinance No. 699

Trustee Foster moved and Trustee Holcomb seconded, to reconsider Ordinance No. 699 approving the RIFA agreement. Roll call vote was taken. Trustees Walb, Thomas, Sorensen and Morgan voted Yea; Trustees Holcomb and Foster voted Nay. Motion carried not to reconsider ordinance No. 699.

SABLE AVENUE IMPROVEMENTS

Engineer Dave Lindsay stated that the location for these improvements is at the intersection of Sable Avenue and Colorado Boulevard, with the right-of-way being 50 ft. from the center line.

Resolution No. 08-76

A RESOLUTION APPROVING AN AGREEMENT WITH COLORADO CIVIL GROUP, INC. FOR ENGINEERING DESIGN SERVICES FOR THE SABLE AVENUE IMPROVEMENTS PROJECT

Trustee Thomas moved and Trustee Morgan seconded, to adopt Resolution No. 08-76. Roll call vote was taken. Motion carried.

TUITION REIMBURSEMENT-TOWN ADMINISTRATOR

Trustee Morgan moved and Trustee Foster seconded, to approve the tuition reimbursement for Town Administrator Wes LaVanchy, not to exceed \$4,500.00. Roll call vote was taken. Motion carried.

There was a friendly amendment to add “and authorizing the Mayor to sign” to the approval of Town Administrator Wes LaVanchy’s tuition reimbursement agreement. Trustee Morgan and Trustee Foster accepted the friendly amendment.

DISCUSSION ITEMS

ORDINANCE AMENDING THE MAYOR AS POLICE COMMISSIONER AND POLICE CHIEF AS MARSHALL

Town Administrator Wes LaVanchy stated that Board Liaisons were in place at one time and the process has moved away from this practice and with this comes the removal of the mayor as Police Commissioner and the Police Chief as Marshall. Attorney Light said the two changes are to remove the positions of Police Commissioner and Marshall explaining that the State Statutes used to read “Marshalls Dept.” and did not mention a Police Department and these are now overlapping each other. The State Statutes now read either/or. Attorney Light stated that the Mayor, in time of emergency, still has the authority to appoint Deputies. This will Ordinance come under action items at the next meeting on October 23, 2008.

CITIZEN PARTICIPATION

There was no citizen participation.

STAFF REPORTS

Administrator Wes LaVanchy stated that he sent out a memo to the Board of Trustees saying they would be getting their new laptops and asked each Trustee to see him after the meeting to set up a time to pick up their laptop. (2) reported that budget books will be given out soon.

BOARD REPORTS

Mayor Auer and Trustee Foster will be heading the next Trustee Forum to be held on October 18, 2008 from 8:00 p.m. to 10:00 p.m.

Trustee Walb asked that sometime before spring he would like to hold a meeting with the "Old Town" residents. He would like to hear what they would like in their neighborhood. The Board agreed to hold a meeting with the residents sometime after the first of the year. (2009).

Trustee Foster thanked Trustee Sorensen for the Town Clock, saying that it is fantastic.

Trustee Thomas asked that the new laptops be loaded with the Board of Trustees meeting calendars, etc.

Trustee Sorensen reported that he attended the SVVSD meeting where the IGA with the Town of Firestone was approved. He said that it was a positive meeting and the school district would like to get together with the Firestone Board of Trustees. (2) reported that the clock dedication will be held in Gateway Park on Saturday, October 11, 2008 at 10:00 a.m.

Trustee Morgan asked what is expected of the Board of Trustees at the Firestone Centennial. Town Administrator Wes LaVanchy said just to be there at 9:45 a.m.

Mayor Auer reported that on October 8, 2008, Representative Mark Udall was at the Carbon Valley Regional Library to address residents. Mayor Auer thanked Town Administrator Wes LaVanchy and other Staff who coordinated the Forum.

Mayor Auer commented that there was good turnout for the Special Election (2) reported that a resident has talked to him about setting up an event with Frederick Mayor Doering (3) reported that he will be a costume judge at the Centennial event. (4) reported that Mr. Steve Burton has stepped down as the President of the Carbon Valley Chamber of Commerce. Mayor Auer recognized Mr. Burton for his service.

ADJOURNMENT

There being no further business to come before the Board of Trustees, Trustee Thomas moved and Trustee Sorensen seconded, to adjourn. The meeting adjourned at 7:56 p.m.

TOWN OF FIRESTONE, COLORADO

ATTEST:

Chad Auer, Mayor

Judy L. Hegwood, Town Clerk, CMC

READ AND APPROVED THIS _____ DAY OF _____ 2007.