

Minutes

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

1. MEETING CALL TO ORDER & ROLL CALL

The Town Board of Trustees of the Town of Firestone met in regular session on December 10, 2009 at Town Hall, 151 Grant Avenue, Firestone, Colorado. Mayor Chad Auer called the meeting to order at 7:04 p.m. Roll call was taken with the following persons present:

Mayor:	Chad Auer
Mayor Pro-tem:	Charlie Thomas
Trustees:	Butch Walb
	Matt Holcomb
	Darrell Walsh
	Paul Sorensen
	Kelly Morgan (arrived at 7:16 p.m.)

Also present were:	Wes LaVanchy, Town Manager
	Ron Lay, Finance Director
	Sam Light, Town Attorney
	Dave Lindsay, Town Engineer
	David Montgomery, Chief of Police
	Bruce Nickerson, Town Planner
	Rebecca Toberman, Acting Clerk

2. PLEDGE OF ALLEGIANCE

All rose for Pledge of Allegiance to the flag. Cub Scouts Zach Bruhn and Grant Barnes lead the Pledge and were given a Certificate.

3. APPROVAL OF AGENDA

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

4. PRESENTATIONS

a. *Recognize Officers*

Chief of Police Montgomery presented Officer Sean Haynes with three Commendations including one for Officer Haynes and one for K-9 partner Recon regarding assistance in a drug search which resulted in the discovery of four pounds of marijuana in the panels of a car and one for the United States Police Canine Association Region 14 quarterly awards.

Chief of Police Montgomery presented Officer Curtis Sasson with one Commendation for awareness in finding a fire that could have become a tragic event.

Mayor Auer presented Officer Curtis Sasson with the Quarterly Recognition Award for awareness in finding a fire that could have become a tragic event.

5. CITIZEN PARTICIPATION

None.

6. CONSENT AGENDA

- a. ***Approval of December 2009 Accounts Payable***
- b. ***Resolution No. 09-41 - Resolution Finding Substantial Compliance for an Annexation Petition Filed with the Town of Firestone, Colorado, known as The Heintzelman Pit Annexation Nos. 1, 2 and 3 to the Town of Firestone, and Setting a Public Hearing Thereon***
- c. ***Second Addendum to Carbon Valley Park and Recreation District Seniors IGA***
- d. ***Approve Method of Payment of Contract Severance Pay***
- e. ***Firestone Boulevard – Colorado Boulevard Intersection Improvements Construction Engineering Contract Change Order No. 1***

Mayor Auer called for additions, deletions or changes to the Consent Agenda. Mayor Auer stated that Consent Agenda items 6.b. and 6.c. for approval of previous meeting minutes will not be heard and shall be stricken from the agenda. Trustee Walb moved and Trustee Walsh seconded, to approve the consent agenda, as amended. Roll call vote taken. Motion carried unanimously.

7. PUBLIC HEARINGS

a. CENTRAL PARK AMENDED PRELIMINARY DEVELOPMENT PLAN – (continued from 11-12-09)

Mayor Auer opened the continued Public Hearing for Central Park Amended Preliminary Development Plan at 7:17 p.m.

Town Planner Nickerson reviewed the Amended Preliminary Development Plan with the Board and provided a general overview of the various amenities noted in the plan.

Mayor Auer called for additional public comment.

Tracy Keeney, 5340 Bowersox Parkway, Firestone, inquired when the map would be available and asked about public hearing notice placement on the Town website.

Town Planner Nickerson explained that the map would be available on the Town website once approved and final modifications, if any, were completed. He also requested that Mr. Kinney contact him to discuss the public hearing notices on the Town website.

The Trustees held a general discussion with staff.

Mayor Auer closed the Public Hearing for Central Park Amended Preliminary Development Plan at 7:36 p.m.

An amendment to the resolution was suggested regarding orientation of the amphitheater. Town Attorney Light read the text of the proposed amendment.

Trustee Thomas moved and Trustee Sorensen seconded to adopt Resolution No. 09-42, as amended, a Resolution approving an amended Preliminary Development Plan for Firestone Central Park. Roll call vote taken. Motion carried unanimously.

b. NEW ADMINISTRATION BUILDING FINAL DEVELOPMENT PLAN – (continued from 11-12-09)

Mayor Auer opened the continued Public Hearing for New Administration Building Final Development Plan at 7:36 p.m.

Mr. Nickerson provided a brief update on the process of the plan to date. He introduced John Coleman and Ilene Flax to the Commissioners.

John Coleman, OZ Architecture, 1805 29th Street, Suite 2054, Boulder, CO 80301, provided background information regarding the general history of the plan. He reviewed the materials and explained the various architectural elements.

Ilene Flax, Parks & Gardens, PO Box 12070, 4309 West 44th Ave., Denver, Co 80212, provided a general overview of the landscape plan including various elements and features.

Mayor Auer called for additional public comment. There were none.

The Trustees held a general discussion with staff, Mr. Coleman and Ms. Flax. Town Planner Nickerson reviewed the conditions regarding benches and final brick selection.

Mayor Auer closed the Public Hearing for New Administration Building Final Development Plan at 7:56 p.m.

Trustee Sorensen moved and Trustee Thomas seconded to adopt Resolution No. 09-43, a Resolution approving a Final Development Plan for the Firestone Municipal Center. Roll call vote taken. Motion carried unanimously.

c. ADAM FARM ANNEXATION, ZONING AND OUTLINE DEVELOPMENT PLAN

d. NEWBY FARM ANNEXATION NO. 1, ZONING AND OUTLINE DEVELOPMENT PLAN

e. MEADOW FARM ANNEXATION, ZONING AND OUTLINE DEVELOPMENT PLAN

Mayor Auer verified with the Clerk that proper notice of the Public Hearings had been provided and concurrently opened the Public Hearings for Adam Farm Annexation, Zoning and Outline Development Plan; Newby Farm Annexation No. 1, Annexation, Zoning and Outline Development Plan; and Meadow Farm Annexation, Zoning and Outline Development Plan at 7:57 p.m.

Mr. Nickerson reviewed the PowerPoint presentation of the Staff Report for the Adam Farm property with the Trustees.

The PowerPoint presentation was entered into the record.

Barb Brunk, Resource Conservation Partners, LLC, PO Box 1522, Longmont, representing the applicant, provided background information on the Adam Farm property requests and provided a PowerPoint presentation of the application requests. She noted the potential open space opportunity for preservation surrounding the St. Vrain River and reviewed the potential density and uses.

Town Planner Nickerson provided background information on the mixed-use concept and the relation to DRCOG's Plan.

Mr. Nickerson reviewed the PowerPoint presentation of the Staff Report for the Newby Farm property with the Trustees.

Ms. Brunk provided background information on the Newby Farm property requests and provided a PowerPoint presentation of the application requests. She clarified that the name of the application was plural, Newby Farms, and that the applicant is requesting a revision to annex a 29 foot strip of future right-of-way rather than a 30 foot strip, in order to maintain additional land area in the County.

Mr. Nickerson reviewed the PowerPoint presentation of the Staff Report for the Meadow Farm property with the Trustees.

Ms. Brunk provided background information on the Meadow Farm property requests and provided a PowerPoint presentation of the application requests.

Mayor Auer called for public comment. There were none.

Town Attorney Light explained that the Annexation Agreements had not been finalized and that staff recommended that the hearings be continued. He also explained the various options related to the informal shooting range that currently exists on the Adam Farm property and requested direction from the Board.

The Trustees held a general discussion with staff and Ms. Brunk.

Mayor Auer called for additional public comment.

Tracy Keeney, 5340 Bowersox Parkway, Firestone, requested clarification on if the Newby Farms property was included in the Town's Master Plan area.

Town Engineer Lindsay explained that due to the road classification, the 29-foot portion proposed for annexation was included in the Town's current master planning area.

The Trustees held a general discussion with staff regarding potential expansion of the Town Master Planning area to include the entire Newby Farms property.

Trustee Sorenson moved and Trustee Thomas seconded to continue the Public Hearings for Adam Farm Annexation, Zoning and Outline Development Plan; Newby Farm Annexation No. 1, Zoning and Outline Development Plan; and Meadow Farm Annexation, Zoning and Outline Development Plan to the special meeting scheduled for Thursday, December 17, 2009 at 7:00 p.m. Roll call vote taken. Motion carried unanimously. The public hearings were continued at 8:58 p.m.

Meeting Break

Mayor Auer called for a meeting break at 8:58 p.m. The meeting was reconvened at 9:07 p.m.

f. ADOPTION OF 2010 BUDGET AND RESOLUTIONS

Mayor Auer verified with the Secretary that proper notice of the Public Hearing had been provided and opened the Public Hearing for Adoption of 2010 Budget and Resolutions at 9:08 p.m.

Town Manager LaVanchy provided background information on the proposed 2010 Budget and related Resolutions.

Finance Director Lay provided a summary of the proposed 2010 Budget and related Resolutions.

Mayor Auer called for public comment. There were none.

Mayor Auer closed the Public Hearing for Adoption of 2010 Budget and Resolutions at 9:13 p.m.

1. Resolution to Adopt Budget

RESOLUTION NO. 09-44 - RESOLUTION TO ADOPT BUDGET

Trustee Thomas moved and Trustee Walb seconded, to adopt Resolution No. 09-44, a Resolution to Adopt Budget. Roll call vote was taken. Motion carried unanimously.

2. Resolution Appropriating Sums of Money to the Various Funds and Spending Agencies, in the Amounts and for the Purposes as Set Forth Below, for the Town of Firestone, Colorado, for the 2010 Budget Year

RESOLUTION NO. 09-45 - RESOLUTION APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE TOWN OF FIRESTONE, COLORADO, FOR THE 2010 BUDGET YEAR

Trustee Thomas moved and Trustee Sorenson seconded, to adopt Resolution No. 09-45, a Resolution Appropriating Sums of Money to the Various Funds and Spending Agencies, in the Amounts and for the Purposes as Set Forth Below, for the Town of Firestone, Colorado, for the 2010 Budget Year. Roll call vote was taken. Motion carried unanimously.

3. Resolution Levying General Property Taxes for the 2009 Tax Year, to Help Defray the Costs of Government for the Town of Firestone, Colorado for the 2010 Budget Year

RESOLUTION NO. 09-46 - RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE 2009 TAX YEAR, TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE TOWN OF FIRESTONE, COLORADO FOR THE 2010 BUDGET YEAR

Trustee Thomas moved and Trustee Walb seconded, to adopt Resolution No. 09-46 - Resolution Levying General Property Taxes for the 2009 Tax Year, to Help Defray the Costs of Government for the Town of Firestone, Colorado for the 2010 Budget Year. Roll call vote was taken. Motion carried unanimously.

8. ACTION ITEMS

a. OZ Contract Change Order No. 1

Trustee Holcomb moved and Trustee Sorenson seconded to approve the OZ Contract Change Order No. 1. Roll call vote was taken. Motion carried unanimously.

b. A Resolution Approving an Agreement for Municipal Jail Services Between the Town of Firestone and Weld County

RESOLUTION NO. 09-47 - RESOLUTION APPROVING AN AGREEMENT FOR MUNICIPAL JAIL SERVICES BETWEEN THE TOWN OF FIRESTONE AND WELD COUNTY

Trustee Holcomb moved and Trustee Walb seconded to approve Resolution No. 09-47, a Resolution approving an agreement for municipal jail services between the Town of Firestone and Weld County. Roll call vote was taken. Motion carried unanimously.

c. Godding Hollow/Tri-Town Basin Outfall – MOA from the Rural Ditch Company and the Last Chance Ditch Company

Town Engineer Lindsay provided background information on the Godding Hollow/Tri-Town Basin Outfall – MOA from the Rural Ditch Company and the Last Chance Ditch Company and suggested that this could be placed on a work session agenda next year for further discussion.

Garrett Varra, representing the Rural Ditch Company, addressed the Board and stated that they are committed to working with the Town on this matter.

9. DISCUSSION ITEMS

a. A Resolution Approving an IGA between the Town and Frederick Regarding Court Clerk Coverage

Chief of Police Montgomery provided background information regarding an IGA between the Town and Frederick Regarding Court Clerk Coverage. There was discussion, with the Board of Trustees requesting the item to be placed on the next Board Agenda as an action item.

b. Firestone Blvd. – Colorado Blvd. Intersection Construction Contract Status Update

Town Engineer Lindsay provided background information and current status of the Firestone Blvd. – Colorado Blvd. Intersection Construction Contract.

10. CITIZEN PARTICIPATION

There was no citizen participation.

11. STAFF REPORTS

Mayor Auer noted that Staff Reports had been submitted electronically.

Town Planner Nickerson informed the Board that per discussions with the Carbon Valley Recreation District, there was a potential for a league tournament this next season at the Firestone Sports Complex. The Board instructed staff to continue discussions and encourage opportunities for this type of play.

Town Manager LaVanchy informed the Trustees that the Southwest Economic Development would hold training for elected officials in Dacono in January 2010. He explained that information would be forwarded.

Town Engineer Lindsay provided a general update on the North Area Transportation Authority meeting.

12. BOARD REPORTS

Trustee Walsh noted that the walk with the Mayor was enjoyable and he had attended a Chamber dinner.

Mayor Auer relayed that he has had several discussions with local businesses and heard a common complaint regarding rent increases due to property valuations. He asked if staff could check into this. There was a general discussion regarding the County process for protesting property values.

13. ADJOURNMENT

There being no further business to come before the Board of Trustees, Trustee Morgan moved and Trustee Thomas seconded, to adjourn the meeting. Voice vote taken. Motion carried unanimously. The meeting adjourned at 9:48 p.m.

TOWN OF FIRESTONE, COLORADO

Chad Auer, Mayor

ATTEST:

Judy L. Hegwood, Town Clerk, CMC

READ AND APPROVED THIS _____ DAY OF _____ 2009.