

## Minutes

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

**March 11, 2010**

**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:

<i>Mayor:</i>	<i>Chad Auer</i>	
<i>Mayor Pro-tem:</i>	<i>Charlie Thomas</i>	<i>(absent/excused)</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, Town Manager</i>
	<i>Judy Hegwood, Town Clerk, CMC</i>
	<i>Melinda Culley, Town Attorney</i>
	<i>Bruce Nickerson, Town Planner</i>
	<i>Chris Messersmith, Town Engineer</i>
	<i>David Montgomery, Chief of Police</i>
	<i>Ron Lay, Finance Director</i>

### PLEDGE OF ALLEGIANCE

All rose for Pledge of Allegiance to the flag.

### APPROVAL OF AGENDA

Mayor Auer called for additions, deletions or changes to the agenda. Town Manager Wes LaVanchy asked that 9d be removed from the agenda. Town Planner Bruce Nickerson asked to add as 9d as Park Shelter Reservations Program. Trustee Holcomb moved and Trustee Sorensen seconded, to approve the agenda, as amended. Voice vote taken. Motion carried.

### PRESENTATIONS

#### Relay for Life

Ms. Sabrina McDaniel addressed the Board of Trustees stating that the Relay for Life event will be held later this year and will be held at Hart Park. The theme for 2010 is “Around the World”

#### Finance Team Award

Town Manager Wes LaVanchy stated that it is a pleasure to award Susan Watkins, Linda O’Keefe, and Ron Lay with the Finance Award for financial reporting. Manager LaVanchy stated that this is the third year the town has received this award, and said it takes a lot of work and told all that they did a great job and he is very proud of the team. Finance Director Ron Lay stated that he cannot take credit because he was not here when this occurred.

### CITIZEN PARTICIPATION

There was no citizen participation.

## APPROVAL OF CONSENT AGENDA

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- a. *Approval of March 2010 Accounts Payable*
- b. *Approval of Minutes – February 25, 2010 Regular Meeting*

Trustee Walb moved and Trustee Holcomb, to approve the consent agenda, as submitted. Roll call vote was taken. Motion carried.

## PUBLIC HEARINGS

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### **NEWBY FARM ANNEXATION NO.1, ZONING AND OUTLINE DEVELOPMENT PLAN AND MEADOW FARM ANNEXATION**

Mayor Auer reopened the public hearing at 7:18 p.m. Town Planner Bruce Nickerson stated that the Town has a signed agreement and Town Attorney Melinda Culley read the changes to the agreement.

#### Public Comment

Ms. Barb Brunk was sworn in by Mayor Auer. Ms. Brunk thanked the Board of Trustees for their patience and asked for Board approval.

Town Planner Nickerson stated that when the ordinance is complete, this would provide contiguity to the Meadow Farm Annexation.

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

#### Board Comment

#### **Resolution No. 10-13**

A RESOLUTION CONCERNING A PETITION FOR THE ANNEXATION OF PROPERTY TO THE TOWN OF FIRESTONE, COLORADO, KNOWN AS THE NEWBY FARM ANNEXATION NO. 1 TO THE TOWN OF FIRESTONE, AND FINDING THE AREA PROPOSED TO BE ANNEXED ELIGIBLE FOR ANNEXATION

Trustee Walb moved and Trustee Morgan seconded, to adopt Resolution No. 10-13. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

#### **Annexation Agreement**

Trustee Walb moved and Trustee Sorensen seconded, to approve the annexation agreement for Newby Farm Annexation No. 1, and authorizing the Mayor and Town Clerk to sign. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

#### **Ordinance No. 738**

AN ORDINANCE APPROVING AN ANNEXATION KNOWN AS THE NEWBY FARM ANNEXATION NO. 1 TO THE TOWN OF FIRESTONE, COLORADO.

Trustee Morgan moved and Trustee Walb seconded, to adopt Ordinance No. 738. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

#### **Ordinance No. 739**

AN ORDINANCE APPROVING AN INITIAL ZONING OF PROPERTY ANNEXED TO THE TOWN OF FIRESTONE AND KNOWN AS THE NEWBY FARM ANNEXATION NO. 1 AND APPROVING AN OUTLINE DEVELOPMENT PLAN FOR SUCH PROPERTY.

Trustee Sorensen moved and Trustee Morgan seconded, to adopt Ordinance No. 739, with the friendly amendment. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

**MEADOW FARM ANNEXATION, ZONING AND OUTLINE DEVELOPMENT PLAN AND MEADOW FARM ANNEXATION**

Mayor Auer reopened the public hearing at 7:28 p.m. Town Planner Bruce Nickerson Showed a Power Point presentation of the property.

**Public Comment**

Ms. Barb Brunk was sworn in by Mayor Auer. Ms. Brunk thanked the Board of Trustees for their consideration.

Mayor Auer closed the public hearings at 7:29 p.m.

**Board Comment**

**Resolution No. 10-14**

A RESOLUTION CONCERNING A PETITION FOR THE ANNEXATION OF PROPERTY TO THE TOWN OF FIRESTONE, COLORADO, KNOWN AS THE MEADOW FARM ANNEXATION TO THE TOWN OF FIRESTONE, AND FINDING THE AREA PROPOSED TO BE ANNEXED ELIBIBLE FOR ANNEXATION

Trustee Walb moved and Trustee Morgan seconded, to adopt Resolution No. 10-14. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

**Annexation Agreement**

Trustee Sorensen moved and Trustee Walb seconded, to approve the annexation agreement for the Meadow Farm Annexation, and authorizing the Mayor and Town Clerk to sign. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

**Ordinance No. 740**

AN ORDINANCE APPROVING AN ANNEXATION KNOWN AS THE MEADOW FARM ANNEXATION TO THE TOWN OF FIRESTONE, COLORADO.

Trustee Walb moved and Trustee Morgan seconded, to adopt Ordinance No. 740. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

**Ordinance No. 741**

AN ORDINANCE APPROVING AN INITIAL ZONING OF PROPERTY ANNEXED TO THE TOWN OF FIRESTONE AND KNOWN AS THE MEADOW FARM ANNEXATION, AND APPROVING AN OUTLINE DEVELOPMENT PLAN FOR SUCH PROPERTY.

Trustee Walb moved and Trustee Morgan seconded, to adopt Ordinance No. 741. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

**ACTION ITEMS**

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**Resolution Approving Form of Retail Transaction Fee Collection Services and Trustee Agreement for Firestone City Centre Development**

**Resolution No. 10-15**

A RESOLUTION APPROVING THE FORM OF A RTF COLLECTION SERVICES AND TRUSTEE AGREEMENT RELATING TO THE DEVELOPMENT OF FIRESTONE CITY CENTRE

Trustee Sorensen moved and Trustee Walsh seconded, to adopt Resolution No. 10-15. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

**Resolution Approving Carbon Valley Recreation District Intergovernmental Agreement**

**Resolution No. 10-16**

A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND THE CARBON VALLEY PARK AND RECREATION DISTRICT

Trustee Morgan moved and Trustee Sorensen seconded, to adopt Resolution No. 10-16. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

**St. Vrain Sanitation District Easement**

This is the easement that runs through the Town of Firestone property.

Trustee Holcomb moved and Trustee Morgan seconded, to approve the St. Vrain Sanitization District Easement agreement, and authorize the Mayor to sign and negotiate. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

**Town Manager Evaluation**

This item has been continued to the March 25, 2010 meeting.

**A Resolution Instructing the Firestone Town Clerk to Cancel the April 6, 2010 Election and Declare Candidates Elected if Certain Conditions are Met**

**Resolution No. 10-17**

A RESOLUTION INSTRUCTING THE FIRESTONE TOWN CLERK TO CANCEL THE APRIL 6, 2010 ELECTION AND DECLARE CANDIDATES ELECTED IF CERTAIN CONDITIONS ARE MET

Trustee Morgan moved and Trustee Sorensen seconded, to adopt Resolution No. 10-17. Roll call vote was taken. Motion carried 4-Yea; 1-Nay. Trustee Holcomb voted Nay.

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**DISCUSSION**

**Human Resource Proposal**

Town Manager Wes LaVanchy explained that proposals have been sent out and six came back, the decision is down to two applicants, and the top two are HRMC and Mountain States. The Board gave the direction to go ahead and discuss budget dollars and services, and for Trustee Holcomb to be part of the team and the Board agreed to have this come back before them on March 25, 2010.

**Temporary Use Permit Discussion (including fireworks, farmer's market and other events)**

Town Planner Bruce Nickerson stated that the temporary use permit issue went to the Planning Commission and they gave direction for more information. The Board will discuss this item at a work session.

**Special Meeting Discussion**

There was no discussion.

**Reservations for Park Shelters Program**

Town Planner Bruce Nickerson said this is a pilot program that was talked about at the Parks and Trails Advisory Board Meeting last evening. Discussion.

**Community Garden Discussion**

Town Planner Bruce Nickerson introduced the community gardens by showing a Power Point presentation. Discussion.

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**CITIZEN PARTICIPATION**

There was citizen participation from the following people:

1. Ms. Barb Brunk stated that a community garden could use a drip system for water and to elevate some spots for seniors to make more accessible.

**STAFF REPORTS**

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Mayor Auer stated that Staff Reports were reported electronically.

Town Planner Bruce Nickerson reported that there is new web protocol.

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**BOARD REPORTS**

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Trustee Walb thanked Manager LaVanchy for having the web site updated

Trustee Walsh reported that he attended a Weld County Resource meeting and listened to a special transit presentation

Trustee Sorensen reported that the Pine wood derby at Home Depot begins at 9:00 a.m. on Saturday, March 13, 2010 and encouraged all to attend (2) stated that seven people attended the Trustee Forum

Trustee Morgan thanked Manager LaVanchy for having the metal edging repaired within two hours of the request

Mayor Auer reported that he participated in a United States Constitutional Judging at the American Legion (2) reported that he is looking forward to the pinewood derby at Home Depot (3) requested that the Board of Trustees Meeting on March 25, 2010 begin at 7:45 p.m. due to his speaking at a teacher/student banquet. The Board agreed to begin the meeting at 7:45 p.m.

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**ADJOURNMENT**

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There being no further business to come before the Board of Trustees, Trustee Morgan moved and Trustee Sorensen seconded, to adjourn the meeting. Motion carried. The meeting adjourned at 8:29 p.m.

TOWN OF FIRESTONE, COLORADO

ATTEST:

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Chad Auer, Mayor

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Judy L. Hegwood, Town Clerk, CMC

READ AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.