

Minutes

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

June 25, 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 7:00 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>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>Cheri Andersen, Town Manager</i>
	<i>Wes LaVanchy, Director of Operations</i>
	<i>Judy Hegwood, Town Clerk, CMC</i>
	<i>Sam Light, Town Attorney</i>
	<i>Bruce Nickerson, Town Planner</i>
	<i>Dave Lindsay, Town Engineer</i>
	<i>David Montgomery, Chief of Police</i>
	<i>Carl Nelson, 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. Item 7b. was deleted from the agenda and item 7e. was placed as an action item. Trustee Sornesen moved and Trustee Walsh seconded, to approve the agenda, as amended. Voice vote taken. Motion carried unanimously.

PRESENTATIONS

Director of Operations Wes LaVanchy stated that Julie Pasillas is being presented with an award for her help with the implementation of the storm enterprise software. Mayor Auer presented the award to Julie.

Director of Operations Wes LaVanchy presented Finance Director Carl Nelson with a plaque for recognition of his work for the Town of Firestone, as Mr. Nelson's last day of employment with the town is July 2, 2009.

Auditor Dan Schommer addressed the Board of Trustees, explaining the financial statements, the statement contents, and offered some suggestions to the accounting and the need for visual aid with the use of pie charts.

CITIZEN PARTICIPATION

There was citizen participation from the following person:

1. Wendy Gray - Community Garden

APPROVAL OF CONSENT AGENDA

- a. *Approval of May 2009 Financials*
- b. *Approval of June 2009 Accounts Payable*
- c. *Approval of Minutes – June 11, 2009 Regular Meeting*
- d. *Firestone Boulevard-Colorado Boulevard Intersection Improvements Construction Project Change Order No. 1*

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

PUBLIC HEARINGS

PROPOSED AMENDMENTS TO THE FIRESTONE DEVELOPMENT REGULATIONS AND THE FIRESTONE ZONING SUBDIVISION ORDINANCES TO INCORPORATE NEW DEADLINES AND REQUIREMENTS FOR FINALIZING AND OTHERWISE PERFECTING LAND USE APPROVALS; HEIGHT LIMITATIONS AND OTHER STANDARDS FOR ANTENNAS, TRANSMISSION TOWERS, WINDMILLS, AND ROOF-MOUNTED ALTERNATIVE ENERGY SYSTEMS; AND RELATED MATTERS (continued to July 23, 2009)

Town Planner Bruce Nickerson addressed the Board of Trustees stating that the Planning Commission is still in the review process and staff would like to request continuing this public hearing until July 23, 2009.

Trustee Thomas moved and Trustee Walb seconded, to continue the public hearing for the remainder of the development standards to the July 23, 2009 Board of Trustees Meeting. Voice vote was taken. Motion carried unanimously.

PROPOSED FORMATION OF FIRESTONE URBAN RENEWAL AUTHORITY

Trustee Thomas moved and Trustee Sorensen seconded, to set the public hearing date for July 9, 2009. Voice vote was taken. Motion carried unanimously.

FIRESTONE 8TH ANNEXATION

Mayor Auer opened the public hearing at 7:38 p.m.

Town Planner Bruce Nickerson showed a Power Point presentation and Town Engineer Dave Lindsay explained the reason for the extension. They will be annexing in the 20 ft. of right-of-way to the 30 ft. that was already annexed, and when complete it will finalize the 50 ft. of right-of-way for this project.

Public Comment

None.

Mayor Auer closed the public hearing at 7:42 p.m.

Board Comment

Trustee Holcomb asked if the town will receive any funds from this and Town Engineer Dave Lindsay said No, no funds will be received by the town.

Resolution No. 09-19

A RESOLUTION CONCERNING A PETITION FOR THE ANNEXATION OF PROPERTY TO THE TOWN OF FIRESTONE, COLORADO, KNOWN AS THE FIRESTONE EIGHTH (8TH) ANNEXATION TO THE TOWN OF FIRESTONE, AND FINDING THE AREA PROPOSED TO BE ANNEXED ELIGIBLE FOR ANNEXATION

Trustee Thomas moved and Trustee Morgan seconded, to adopt Resolution No. 09-19. Roll call vote was taken. Motion carried unanimously.

Firestone 8th Annexation Agreement

Trustee Thomas moved and Trustee Walb seconded, to approve the annexation agreement for the Firestone 8th Annexation. Roll call vote was taken. Motion carried unanimously.

Ordinance No. 715

AN ORDINANCE APPROVING AN ANNEXATION TO THE TOWN OF FIRESTONE, COLORADO KNOWN AS THE FIRESTONE EIGHTH (8TH) ANNEXATION

Trustee Thomas moved and Trustee Sorensen seconded, to adopt Ordinance No. 715. Roll call vote was taken. Motion carried unanimously.

Ordinance No. 716

AN ORDINANCE ZONING PROPERTY ANNEXED TO THE TOWN OF FIRESTONE AND KNOWN AS THE FIRESTONE EIGHTH (8TH) ANNEXATION

Trustee Thomas moved and Trustee Morgan seconded, to adopt Ordinance No. 716. Roll call vote was taken. Motion carried unanimously.

CRICKET COMMUNICATIONS

Mayor Auer opened the public hearing at 7:47 p.m.

Town Planner Bruce Nickerson addressed the Board of Trustees stating that Mr. Jerry Feathers is present to address the Cricket Tower. Planner Nickerson showed a Power Point presentation and entered it into the record, stating that this tower will be at the Sports Complex, and the town will receive annual revenue. The Final Development Plan will have a statement reading that a lease is needed with the town. The location of the tower will be on the northwest portion of the sports complex site and will be 6 ft. wide and 13 ft. tall. The antennas will be enclosed inside the light pole and no other facilities would or could be added to this pole.

Mr. Jerry Feathers was sworn in by Mayor Auer. Mr. Feathers stated that Cricket does not have coverage in Firestone and has requested to lease with the town to place an antenna on a light pole at the sports complex. The antenna will not be visible at all; security fencing will be around and over the tower equipment and the tower will be deeded to the town.

Planner Nickerson stated that the lease says that Cricket shall install lights and pay the town \$1500.00 a month. There will be a five year lease with two additional options. The pole is valued at approximately \$30,000.00.

Public Comment

There was public comment from the following person:

1. Mary Bolick was sworn in by Mayor Auer. Ms. Bolick stated that she lives behind the sports complex and asked if this will cause interference with other technology? Planner Nickerson said there may be, but the pole will be 10 ft. taller than the tallest pole which is 80 ft. in height.

Applicant Rebuttal

Mr. Feathers stated that there will be no health effects, the noise sounds like that of a refrigerator, all cell towers have a frequency that will not interfere with the Fire Department and if they do, the tower will be shut down immediately, and the tower should cause no interference with other technology.

Mayor Auer closed the public hearing at 7:59 p.m.

Board Comment

The Trustees asked if all of the light poles will look the same, how many lights, and will this be down lighting? Will the phone tower cause interference with other carriers? What is the frequency, will there be scheduled maintenance, and how long will it take to do the maintenance? Mr. Feathers said the poles will look the same, and will not cause interference with other carriers, although they will not help any other carrier either. The frequency is 16.85, and the towers will be maintained once a month or in case of an emergency and maintenance will take twenty to thirty minutes. Engineer Dave Lindsay said this will be one bank of lights and they will be down lighted.

Resolution No. 09-20

A RESOLUTION APPROVING A FINAL DEVELOPMENT PLAN FOR THE CRICKET COMMUNICATIONS SITE AT THE FIRESTONE SPORTS COMPLEX

Trustee Thomas moved and Trustee Morgan seconded, to adopt Resolution No. 09-20. Roll call vote was taken. Motion carried unanimously.

ACTION ITEMS

CRICKET COMMUNICATIONS

Ordinance No. 717

AN ORDINANCE APPROVING A TELECOMMUNICATIONS SITE LEASE WITH OPTION TO LEASE AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND CRICKET COMMUNICATIONS, INC.

Trustee Thomas moved and Trustee Morgan seconded, to adopt Ordinance No. 717. Roll call vote was taken. Motion carried unanimously.

REQUEST FOR EXTENSION OF FDP APPROVAL FOR HOMETOWN PLAZA

Trustee Morgan moved and Trustee Thomas seconded, to give Hometown Plaza an extension to June, 2010. Roll call vote was taken. Motion carried unanimously.

FIRESTONE ADMINISTRATION BUILDING AND TOWN HALL A/E FIRM SELECTION

Trustee Thomas moved and Trustee Walb seconded, to select OZ for the final negotiations for the Firestone Town Hall Administration Building architect. Roll call vote was taken. Motion carried unanimously.

COMMUNITY GRANT PROGRAM

Grants were awarded to the following Homeowner Associations:

1. Overlook at Firestone – \$7500 for the improvement of a detention pond
2. Del Rey - \$2500 for the construction of an entrance sign
3. Ridge Crest - \$5000 for curb repair
4. Oak Meadows - \$5000 for an entrance sign

Trustee Holcomb moved and Trustee Walb seconded, to approve the community grants, as submitted. Roll call vote was taken. Motion carried unanimously.

PRV VAULT SCADA SYSTEM

Trustee Holcomb moved and Trustee Walsh seconded, to approve the expenditure, not to exceed \$78,250.00, for the PRV SCADA system. Roll call vote was taken. Motion carried unanimously.

APPOINTMENT OF ACTING TREASURER

Trustee Morgan moved and Trustee Thomas seconded, to appoint Ms. Susan Watkins as the Interim Finance Director and the Acting Treasurer, effective July 2, 2009. Roll call vote was taken. Motion carried unanimously.

CTY – AUTOPHONE MESSAGING SYSTEM

Trustee Walb moved and Trustee Holcomb seconded, to approve the expenditure, not to exceed \$8,435.00, for the CTY auto-phone messaging system. Roll call vote was taken. Motion carried 4-Yea; 2-Nay. Trustees Thomas and Morgan voted Nay.

DISCUSSION

CITIZEN SURVEY

Director of Operations Wes LaVanchy gave explanation to the Board on the citizen survey. There was discussion, with the Board of Trustees giving direction to move forward with this project.

CITIZEN PARTICIPATION

There was no citizen participation.

STAFF REPORTS

Mayor Auer stated that Staff Reports were reported electronically.

Town Planner Bruce Nickerson showed a Power Point of the brick placement around the Town clock.

BOARD REPORTS

Trustee Holcomb stated that the Finance Committee met with the Auditor and the process evolves with growth.

Trustee Sorensen stated that he is working on exhibits with the Greeley Historical Society.

Trustee Morgan reported on the National League of Cities and the prescription cards for citizen discount rates at any pharmacy. (2) asked Attorney Light about the prairie dog ordinance for property owners and these rodents on their property. Attorney Light said there is a town ordinance for the town that does not address personal property and Trustee Walb offered that property owners call Critter Control.

Mayor Auer welcomed Dr. Tuscek and Dr. Flannigan back to the area.

ADJOURNMENT

There being no further business to come before the Board of Trustees, Trustee Morgan moved and Trustee Thomas seconded, to adjourn the meeting. The meeting adjourned at 10:12 p.m.

TOWN OF FIRESTONE, COLORADO

Chad Auer, Mayor

ATTEST:

Judy L. Hegwood, Town Clerk, CMC

READ AND APPROVED THIS _____ DAY OF _____ 2009.