

Minutes

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

July 9, 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>(arrived at 7:03 p.m.)</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>Melinda Culley, Town Attorney</i>
	<i>Bruce Nickerson, Town Planner</i>
	<i>Dave Lindsay, Town Engineer</i>
	<i>David Montgomery, Chief of Police</i>
	<i>Pete Ditmon, Community Resource Coordinator</i>
	<i>Susan Watkins, Interim Finance Director</i>

PLEDGE OF ALLEGIANCE

All rose for Pledge of Allegiance to the flag.

PRESENTATIONS

Police Chief David Montgomery introduced new Police Sergeant Brian Scott to the Board of Trustees. Sergeant Scott's wife Angela pinned him with the Firestone PD Badge.

CITIZEN PARTICIPATION

There was audience participation from the following person:

1. Mr. Anthony Onorato Sr. – Mr. Onorato thanked the Board of Trustees for the increase to his pension.

APPROVAL OF AGENDA

Mayor Auer called for additions, deletions or changes to the agenda. The addition of the Sergeant presentation was the only change to the agenda. Trustee Holcomb moved and Trustee Walsh seconded, to approve the agenda, as amended. Voice vote taken. Motion carried.

APPROVAL OF CONSENT AGENDA

- a. *Approval of July 2009 Accounts Payable*
- b. *Approval of Minutes – June 25, 2009 Regular Meeting*
- c. *Sherilyn Circle & First Street Infrastructure Improvements Construction Project Payment Application No. 3*
- d. *Pine Cone Avenue – Sable Avenue Water Line Construction Project Change Order No. 3 and Payment Application*
- e. *Firestone Boulevard – Colorado Boulevard Intersection Improvements Construction Project Payment Application No. 3*

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

Trustee Walb noticed the Board that he will be leaving the meeting at 8:15 due to work issues.

PUBLIC HEARINGS

PETITION FOR FORMATION OF FIRESTONE URBAN RENEWAL AUTHORITY

Mayor Auer opened the public hearing at 7:15 p.m.

Town Manager Cheri Andersen presented the agenda item to the Board of Trustees stating that March of 2009 began the first of the public hearings to form the Urban Renewal Authority. A Blight Study was completed and it was found that the Town could do an Urban Renewal Authority. Attorney Sam Light gave explanation of the Urban Renewal Authority process, hearings, and resolutions. Attorney Light asked Town Clerk Judy Hegwood if the petition contained the required 25 names and if the names were checked with the voter's registration list. Town Clerk Hegwood answered "yes" to both questions. Attorney Light explained the meaning of Blight, and stated that this is a legislative action and not quasi-judicial, and is step 1 in the process of creating the Urban Renewal Authority. Town Planner Bruce Nickerson showed a Power Point presentation of the Blight areas and entered it into the record. Planner Nickerson said that the Urban Renewal Money has to stay exactly in the place it is designated for in the Blight Study. Discussion. Planner Nickerson said that the Board of Trustees would be the committee for the Urban Renewal Authority if they chose to proceed. It would require all Board of Trustees having a five year term, with the Mayor being a voting member. If the Board decided to make this a non-elected Officials Committee, it would require five to eleven members with one member being an elected official and all having a five year term.

Resolution No. 09-21

A RESOLUTION PURSUANT TO C.R.S. SECTION 31-25-101(1)(b) MAKING LEGISLATIVE FINDINGS OF THE EXISTENCE OF BLIGHTED AREA WITHIN THE TOWN OF FIRESTONE

Trustee Morgan moved and Trustee Thomas seconded, to adopt Resolution No. 09-21. Roll call vote was taken. Motion carried unanimously.

Resolution No. 09-22

A RESOLUTION OF THE TOWN OF FIRESTONE BOARD OF TRUSTEES CREATING THE FIRESTONE URBAN RENEWAL AUTHORITY, TO BE KNOWN AS THE FIRESTONE URBAN RENEWAL AUTHORITY, AND DESIGNATING THE BOARD OF TRUSTEES AS THE AUTHORITY

Trustee Morgan moved and Trustee Walb seconded, to adopt Resolution No. 09-22. Roll call vote was taken. Motion carried with 5-Yea; 1-Nay. Trustee Holcomb voted Nay.

Public Comment

Mayor Auer called for public comment. Hearing none, he closed the public hearing at 8:00 p.m.

NOBLE ENERGY – AFT FIRESTONE V20-03, V20-04d, V20-18d, & V20-29d SPECIAL USE PERMITS

Mayor Auer opened the public hearing at 8:01 p.m.

Applicant Jennifer Henninger was sworn in by Mayor Auer. Ms. Henninger showed a Power Point presentation of the well sites and tanks, stating that these will be low profile tanks.

Town Planner Bruce Nickerson stated that this is consistent with oil & gas facilities, there is no condition for berming around the well site, existing roads will be used, and the access to the area will be gravel. Planning Commission gave recommendation for approval.

Ms. Henninger stated that there will be berming around the tanks.

Public Comment

There was no public comment.

Mayor Auer closed the public hearing at 8:08 p.m.

Board Comment

Resolution No. 09-23

A RESOLUTION APPROVING SPECIAL USE PERMITS FOR NOBLE ENERGY, INC. TO LOCATE FOUR OIL AND GAS WELLS WITHIN THE TOWN OF FIRESTONE

Trustee Holcomb moved and Trustee Morgan seconded, to adopt Resolution No. 09-23. Roll call vote was taken. Motion carried unanimously.

Mayor Auer called for a Recess at 8:09 p.m.

Trustee Walb left the meeting at 8:09 p.m.

ACTION ITEMS

FIRESTONE ADMINISTRATION BUILDING AND TOWN HALL PROFESSIONAL SERVICES AGREEMENT – OZ ARCHITECTURE

Town Engineer Dave Lindsay stated that he is requesting the Board to authorize the Mayor to execute and sign the agreement.

Trustee Sorensen moved and Trustee Morgan seconded, to approve the agreement with Oz Architecture and to authorize the Mayor to execute and sign. Roll call vote was taken. Motion carried 5-Yea; 1-Absent. Trustee Walb was absent.

DISCUSSION

CHANGE IN BUILDING PERMIT FEES FOR SOLAR INSTALLATIONS PURSUANT TO STATE STATUTES

Mr. Barry Kramer with Safebuilt was present and addressed the Board of Trustees stating that a bill was passed by legislation last year that increased the fees on Solar Devices and the bill runs through 2011. Mr. Kramer stated that a Resolution has been written and will come before the Board at the July 23, 2009 meeting.

ADMINISTRATION BUILDING/DESIGN SCOPE AND SCHEDULE

Town Manager Cheri Andersen stated that the Steering Committee met with Oz and a schedule has been drafted and given to the Board of Trustees. A public hearing will be held on August 20, 2009 for the concept plan.

CITIZEN PARTICIPATION

There was no citizen participation.

EXECUTIVE SESSION

Executive session (a) pursuant to C.R.S. § 24-6-402(4)(e) for Determining Positions Relative to Matters Subject to Negotiation Strategy for Negotiations and Instructing Negotiators, with reference to (a) Proposed Vested Rights and PIRA agreements concerning Firelight Park property

Attorney Melinda Culley read the title of the executive session.

Trustee Thomas moved and Trustee Morgan seconded, to enter into executive session (a) pursuant to C.R.S. § 24-6-402(4)(e) for Determining Positions Relative to Matters Subject to Negotiation Strategy for Negotiations and Instructing Negotiators, with reference to (a) Proposed Vested Rights and PIRA agreements concerning Firelight Park property [8:35 p.m.]

The Board of Trustees reconvened in open session at 9:16 p.m.

The persons in attendance were Attorney Melinda Culley, Mayor Auer, Trustees Holcomb, Walsh, Thomas, Sorensen, and Morgan, Town Manager Cheri Andersen, Director of Operations Wes LaVanchy, Town Planner Bruce Nickerson, and Town Engineer Dave Lindsay.

STAFF REPORTS

Mayor Auer stated that Staff Reports were reported electronically.

Town Manager Cheri Andersen reported that there has been some recent activity with building permits and to date the Town has issued 49 permits

Director of Operations Wes LaVanchy reported that the Town has had an 18% return on the Citizen Survey (2) Interviews for the Finance Director position will begin next week

BOARD REPORTS

Trustee Morgan (1) stated that she enjoyed the 4th of July Parade (2) asked if the Board could discuss a Fireworks Ordinance at a Work Session (3) said that she needs to let Pete know that two engineers have offered to build the 4th at Firestone Float for the 2010 Parade.

Trustee Sorensen (1) reported that the 4th at Firestone was fantastic and Pete did a great job (2) reported that he participated in the building of the Habitat for Humanity house in Dacono today.

Trustee Thomas asked if all Staff has received their mid-year reviews. Director of Operations Wes LaVanchy said "yes" they have.

Trustee Walsh said he missed the 4th at Firestone this year, although he had lunch with the seniors today and they recommended that the horses be placed at the end of the parade so the tumblers were not following directly behind the horses.

Trustee Holcomb stated that he enjoyed the 4th at Firestone.

ADJOURNMENT

There being no further business to come before the Board of Trustees, Trustee Thomas moved and Trustee Morgan seconded, to adjourn the meeting. The meeting adjourned at 9:30 p.m. Motion carried.

TOWN OF FIRESTONE, COLORADO

Chad Auer, Mayor

ATTEST:

Judy L. Hegwood, Town Clerk, CMC

READ AND APPROVED THIS _____ DAY OF _____, 2009.