

# Minutes

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

**August 14, 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:

<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>Greg Foster</i>	<i>(arrived at 7:08 p.m.)</i>
	<i>Paul Sorensen</i>	
	<i>Kelly Morgan</i>	

<i>Also present were:</i>	<i>Cheri Andersen, Town Manager</i>	
	<i>Town Administrator Wesley LaVanchy</i>	<i>(absent/excused)</i>
	<i>Judy Hegwood, Town Clerk, CMC</i>	
	<i>Sam Light, Town Attorney</i>	
	<i>Carl Nelson, Finance Director</i>	
	<i>Bruce Nickerson, Town Planner</i>	
	<i>Dave Lindsay, Town Engineer</i>	
	<i>David Montgomery, Chief of Police</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. Mayor Auer added the Presentation of Trophy and the Introduction of new Police Officers, under Presentations. Trustee Holcomb moved and Trustee Walb seconded, to approve the agenda, as amended. Voice vote taken. Motion carried.

## **APPROVAL OF CONSENT AGENDA**

- a. Approval of August 2008 Accounts Payable*
- b. Approval of Minutes – July 17, 2008 Special Meeting  
July 24, 2008 Regular Meeting*

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

## **PRESENTATIONS**

### **Presentation of Trophy**

Mayor Auer presented Trustee Sorensen with a Trophy for putting together the Town of Firestone Float that won 1<sup>st</sup> Place Float in the City of Dacono's 2008 Centennial Summer Festival Parade.

### **Introduction of New Police Officers**

Police Chief David Montgomery introduced new Police Officers Amy Ford, Jacob Beach and Daniel Breyer. Police Chief Montgomery pinned Officer Beach and Officer Breyer with their Police Badge. Officer Ford had her Police Badge pinned on by her father, Bob.

**FIRST PARTICIPATION FROM UNSCHEDULED CITIZENS NOT LISTED ON THE AGENDA**

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There was no audience participation.

**LIQUOR LICENSING AUTHORITY**

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**Parrott's Sports Grille – Transfer of Ownership**

Trustee Holcomb recused himself from the Liquor License Authority.

Town Clerk Judy Hegwood reported that this application is a Transfer of Ownership, for a Hotel/Restaurant Liquor License for Parrott's Sports Grille. The previous name of this establishment was Helmet's Sports Grille. Town Clerk Hegwood stated that all documentation has been completed and all funds have been received.

Trustee Foster moved and Trustee Morgan seconded, to approve the Hotel/Restaurant Liquor License and Transfer of Ownership for Parrott's Sports Grille. Roll call vote was taken. 5-Yea; 0-Nay. Trustee Holcomb had recused himself from this agenda item. Motion carried.

Trustee Holcomb returned to the meeting.

**PUBLIC HEARINGS**

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There were no public hearings to be heard.

**ACTION ITEMS**

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**BENEFIT RENEWAL**

Finance Director Carl Nelson addressed the Board of Trustees on the insurance benefit renewal packages available to employees for health, dental and vision with Anthem Blue Cross/Blue Shield, and to set the employer contribution amounts for the insurance calendar year from September 1, 2008 to August 31, 2009.

Trustee Morgan moved and Trustee Thomas seconded, to renew the employee benefit packages for health, dental and vision insurance and to set the employer contribution amounts for the insurance calendar year from September 1, 2008 to August 31, 2009. Roll call vote was taken. Motion carried.

**CENTENNIAL ELEMENTARY SCHOOL CROSSING GUARD AGREEMENT**

Trustee Morgan moved and Trustee Foster seconded, to approve the crossing guard agreement with the St. Vrain Valley School District. Roll call vote was taken. Motion carried.

**GOCO RESOLUTION SUPPORTING GOCO GRANT FOR FIRESTONE TRAIL CONNECTIONS**

**Resolution No. 08-67**

A RESOLUTION SUPPORTING A LOCAL PARKS AND OUTDOOR RECREATION GRANT APPLICATION TO THE STATE BOARD OF GREAT OUTDOORS COLORADO FOR FUNDING OF THE FIRESTONE TRAILS CONNECTION PROJECT, AND AUTHORIZING EXPENDITURES IN CONNECTION THEREWITH

Trustee Foster moved and Trustee Morgan seconded, to approve Resolution No. 08-67. Roll call vote was taken. Motion carried.

**RECONSIDERATION OF ORDINANCE NO. 678 AND ORDINANCE NO. 679**

Attorney Sam Light gave background information on the Union Annexation No.1 and No. 2 Ordinances. Trustee Sorensen recused himself from the meeting at 7:52 p.m.

Mayor Auer stated that the Board of Trustees will take public comment on this subject from any Firestone residents that had signed the sign in sheet.

Citizen Comments

Mr. Tom Mason asked how much a Special Election would cost, in addition to putting this on the November ballot, and if a Special Election is held, when will the election be held.

Mr. Dan Sanger asked about the PIRA agreement and asked what happened to the information that was on the town web site regarding the Union Annexations.

Mr. Tom Ward stated that instead of a Special Election, could the election be held on the November ballot, and is it the Town that will write the ballot question.

Answers to Citizens Comments

Attorney Sam Light stated that the PIRA agreement is not a part of this reconsideration of Ordinances. Town Manager Cheri Andersen stated that having a Special Election will be more costly than placing the ballot question on the November ballot. Town Clerk Judy Hegwood stated that a September Election would cost approximately \$10,000.00. Town Manager Cheri Andersen said that it would cost about \$2,000 less to be on the November ballot. Attorney Sam Light stated that if placed on the November ballot, there is such a large amount of questions that this ballot question could be easily overlooked, due to experience with past elections.

Trustee Thomas moved and Trustee Morgan seconded, not to repeal Ordinance No. 678 and Ordinance No. 679. Roll call vote was taken. Trustee Sorensen had recused himself. Motion carried.

A friendly amendment was accepted by Trustees Thomas and Morgan to make the motion separately for each ordinance.

Trustee Thomas moved and Trustee Morgan seconded, not to repeal Ordinance No. 679. Roll call vote was taken. Trustee Sorensen had recused himself. Motion carried.

**RESOLUTION CALLING FOR SPECIAL ELECTION**

**Resolution No. 08-68**

A RESOLUTION ORDERING A SPECIAL ELECTION TO BE HELD ON TUESDAY, SEPTEMBER 30, 2008 CONCERNING REFERENDUM PETITIONS PROTESTING THE EFFECT OF ORDINANCE NO. 678, AN ORDINANCE APPROVING AN ANNEXTION KNOWN AS THE UNION ANNEXATION NO. 1 TO THE TOWN OF FIRESTONE, AND ORDINANCE NO. 679, AN ORDINANCE APPROVING AN ANNEXTION KNOWN AS THE UNION ANNEXATION NO. 2 TO THE TOWN OF FIRESTONE AND SUBMITTING SAID MEASURES TO A VOTE OF THE REGISTERED ELECTORS OF THE TOWN OF FIRESTONE

Trustee Thomas moved and Trustee Morgan seconded, to adopt Resolution No. 08-68. Roll call vote was taken. 4-Yea; 1-Nay. Trustee Holcomb voted Nay and Trustee Sorensen had recused himself. Motion carried.

**RESOLUTION SETTING BALLOT TITLE**

Attorney Sam Light stated that the ballot question would be designated to Town Manager Cheri Andersen and himself.

**Resolution No. 08-69**

A RESOLUTION AUTHORIZING AND DESIGNATED THE TOWN MANAGER TO FIX THE BALLOT TITLES FOR EACH REFERENDUM TO APPEAR ON THE SEPTEMBER 30, 2008 SPECIAL ELECTION BALLOT

Trustee Thomas moved and Trustee Walb seconded, to adopt Resolution No. 08-69. Roll call vote was taken. 5-Yea; 1-Trustee Sorensen had recused himself. Motion carried.

**The Board took a Recess at 8:31 p.m. and reconvened at 8:43 p.m.**

Trustee Sorensen returned to the meeting.

## DISCUSSION

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### DRAFT WEST I-25 INFRASTRUCTURE MASTER PLAN DISCUSSION

Town Engineer Dave Lindsay said the Draft Master Plan is for expansion west of I-25 and is a formal transportation plan. Trustee Morgan thanked Engineer Dave Lindsay for all of his time and effort. Trustee Foster stated that the manual was an incredible presentation and he appreciates the work. Mayor Auer said this is Smart Growth and the Plan is very nice.

### WELD COUNTY REGIONAL COMMUNICATION CENTER COST SHARING IGA

Trustee Walb moved and Trustee Sorensen seconded, to approve the Cost Sharing IGA. Roll call vote was taken. Motion carried.

## SECOND PARTICIPATION FROM UNSCHEDULED CITIZENS NOT LISTED ON THE AGENDA

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There was audience participation from the following citizens:

Mr. Duane Liese commented that the PIRA agreement is very important. Attorney Sam Light stated that the Public Improvement Reimbursement Agreement documents are not yet fully executed due to the town's processes.

## STAFF REPORTS

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Mayor Auer stated that Staff Reports were reported electronically.

Town Manger Cheri Andersen stated that a draft IGA with the St. Vrain Valley School District will be completed soon and she will bring it to the Board when received. (2)Town Manager Cheri Andersen asked the Board if they wanted to do a Pro-Con Statement. The Board gave direction not to do a Pro-Con Statement.

## BOARD REPORTS

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Trustee Walb thanked Trustee Sorensen for all of his efforts on Town projects.

Trustee Holcomb reported that the outreach meetings he and Trustee Morgan are setting up have been published and he encourages all to participate.

Trustee Foster agreed with Trustee Holcomb and thanked Both Trustee Holcomb and Trustee Morgan for spear-heading this program.

Trustee Sorensen reported that the clock will be in at the end of September 2008 ad it will be placed in Gateway Park. (2) The brick program will kick-off Friday, August 15, 2008 at the Firestone King Soopers and he is looking forward to a lot of participation. (3) He is very encouraged with the draft IGA and confident that something will happen soon and be very positive with the School District.

Trustee Morgan asked if Resolution 08-04 that was adopted by the previous Board of Trustees could be discussed at the next Work Session.

Mayor Auer reported that he has been meeting with the HOA's and he has learned a lot. (2) Recognized the City of Dacono on their Centennial event and parade and stated that they did a nice job. (3) Longmont Mayor Lange and he both attended the Metro Mayors Caucus and signed on the healthily living and they do agree on some things and made comment that this Board is doing a great job.

**EXECUTIVE SESSION**

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Mayor Auer called for a motion to enter into executive session.

Trustee Thomas moved and Trustee Morgan seconded, to enter into executive session for a conference with the Town attorney Roll call vote was taken. Motion carried with a vote of 6-Yea; 0-Nay. [9:10 p.m.]

Attorney Sam Light said the purpose of the executive session is (a) pursuant to C.R.S. § 24-6-402(4)(e) for the purpose developing positions and strategy regarding matters subject to negotiation and instructing negotiators, regarding a potential amendment to AFW/THF Public Improvements Agreement ; and (b) pursuant to C.R.S. § 24-6-402(4)(b) for a conference with the Town attorney for the purpose of receiving legal advice on specific legal questions related to annexation litigation with City of Longmont

The board re-convened from executive session at 10:30 p.m.

Mayor Auer stated that the persons in attendance in the executive session were Attorney Sam Light, Town Manger Cheri Andersen, Planner Bruce Nickerson, Engineer Dave Lindsay, Trustees Walb, Holcomb, Thomas, Foster, Sorensen, Morgan and himself.

**ADJOURNMENT**

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There being no further business to come before the Board of Trustees, Trustee Holcomb moved and Trustee Sorensen seconded, to adjourn the meeting. The meeting adjourned at 10:313p.m.

TOWN OF FIRESTONE, COLORADO

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Chad Auer, Mayor

ATTEST:

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Judy L. Hegwood, Town Clerk, CMC

READ AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2008.