

Minutes

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

September 23, 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>Paul Sorensen</i>
<i>Trustees:</i>	<i>Jennifer Weinberger (absent/excused)</i>
	<i>Matt Holcomb</i>
	<i>Darrell Walsh</i>
	<i>Bobbi Sindelar</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>Ron Lay, 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. Town Manager Wes LaVanchy added Carbon Valley Rotary and United Power to Presentations. Trustee Holcomb asked that agenda item 8a be moved to action item 7d. Trustee Sorensen moved and Trustee Walsh seconded, to approve the agenda, as amended. Voice vote taken. Motion carried 5-Yea; 0-Nay.

PRESENTATIONS

Carbon Valley Rotary

Ms. Bev Mendel addressed the Board of Trustees telling them about “Safety Day” that will be held at Home Depot on Saturday, October 2, 2010.

United Power – Mr. Bill Meir of United Power presented Mayor Auer with a check made out to the Town of Firestone for \$2,015.00, from United Power for the town’s Capital Credits reimbursement for 2010.

CITIZEN PARTICIPATION

There was participation from the following citizens:

1. Mr. John Fishle addressed the Board of Trustees reporting that the paving contractors did not clean up after themselves, and asked why there is no sign at the entrance to Hart Park. He stated that there are teenagers in and around the Hart Park restrooms most of the time, and that the teenagers use very vulgar language. Mayor Auer said staff would be directed to look into these matters.

APPROVAL OF CONSENT AGENDA

- a. *Approval of August 2010 Financials*
- b. *Approval of September 2010 Accounts Payable*
- c. *Approval of Minutes – September 9, 2010 Regular Meeting*
- d. *Approval of Consultant Payment for Carbon Valley Transit System*
- e. *Zinnia Avenue Improvements (WCR 5.5 to WCR 7) Pavement Design Contract*

Trustee Sorensen moved and Trustee Walsh seconded, to approve the consent agenda, as submitted. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

LIQUOR LICENSING AUTHORITY

3 Rock Liquors, Inc. - To Establish Neighborhood Boundaries and Set Public Hearing Date

Trustee Holcomb recused himself from the liquor portion of the meeting due to being an owner of a liquor establishment in the Town of Firestone.

Town Clerk Judy Hegwood and Secretary to the Liquor Authority stated that 3 Rock Liquors, Inc. is an application for a Retail Liquor Store License to be located at 6160 Firestone, Boulevard, Unit 110. The neighborhood boundaries and the public hearing date need to be set for this application, and recommended the public hearing date be set for October 14, 2010.

Trustee Sindelar moved and Trustee Walsh seconded, to set the neighborhood boundaries as the entire Town of Firestone and set the public hearing date for October 14, 2010. Roll call vote was taken. Motion carried 4-Yea; 0-Nay. Trustee Holcomb had recused himself.

Hacienda Jalisco, LLC – Public Hearing

Trustee Holcomb had recused himself from the liquor hearings due to owning a liquor establishment in the Town of Firestone.

Mayor Auer opened the public hearing at 7:20 p.m.

Trustee Sorensen moved and Trustee Sindelar seconded, that the entire application as contained in the Authority packets be made a part of the record for this hearing. Voice vote was taken. Motion carried 4-Yea; 0-Nay.

Mayor Auer called for Applicant Presentation

Mayor Auer swore in Mr. Jose Curiel. Mr. Curiel addressed the Authority stating that Hacienda Jalisco, LLC is a Mexican restaurant to be located at 6160 Firestone Blvd, Unit 101 and 102 in the Town of Firestone.

Mayor Auer called for Public Comment in Opposition

There was no opposition.

Mayor Auer called for any closing comments from the applicant. The applicant had no closing comments.

Mayor Auer closed the public hearing at 7:23 p.m.

Mayor Auer called for Authority Comment

Trustee Sorensen asked when the restaurant would be open. Mr. Curiel said the restaurant should be open in about a month and a half.

Trustee Sorensen moved and Trustee Walsh seconded, that the Local Liquor Licensing Authority of the Town of Firestone finds that the applicant is of good character, that the inhabitants of the neighborhood desire the license be granted, that the license meets the reasonable requirements of the neighborhood, that all Town and State law requirements have been met and that, based on these findings, the Local Licensing Authority approve issuance of a Hotel/Restaurant liquor license for Hacienda Jalisco, LLC., doing business as Hacienda Jalisco. Roll call vote was taken. Motion carried 4-Yea; 0-Nay. Trustee Holcomb had recused himself.

Trustee Holcomb returned to the regular meeting at 7:25 p.m.

ACTION ITEMS

Audit Engagement Letter

Trustee Holcomb moved and Trustee Walsh seconded, to approve the audit engagement letter, not to exceed \$10,500.00. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

Resolution Approving Cooperation between Town of Firestone Urban Renewal Authority Regarding THF Revenues, Support Services and Operating Funds

Resolution No. 10-41

A RESOLUTION APPROVING A COOPERATION AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND THE FIRESTONE URBAN RENEWAL AUTHORITY

Trustee Sindelar moved and Trustee Sorensen seconded, to adopt Resolution No. 10-41. Roll call vote was taken. Motion carried. 5-Yea; 0-Nay.

Zinnia Avenue Improvements (WCR 26 to WCR 7) Design Change Order No. 1

Trustee Holcomb moved and Trustee Walsh seconded, to approve the Zinnia Avenue Improvements Design Change Order No. 1. with the new amount of \$27,940.00, this is \$7,700.00 less than the anticipated cost. Roll call vote was taken. Motion carried. 5-Yea; 0-Nay.

Resolution Opposing Amendments 60, 61, and Proposition 101

Resolution No. 10-42

A RESOLUTION OPPOSING PROPOSITION 101 AND AMENDMENTS 60 AND 61

Trustee Holcomb moved and Trustee Walsh seconded, to adopt Resolution No. 10-42. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

DISCUSSION

National League of Cities

Town Manager Wes LaVanchy stated that the National League of Cities sent a letter to the Town of Firestone asking the city to designate a voting delegate and an alternate for the purpose of voting at the NCL Annual Business Meeting on Saturday, December 4, 2010. The Board agreed to place this on the October 14, 2010 agenda.

CITIZEN PARTICIPATION

There was no citizen participation.

STAFF REPORTS

Town Manager Wes LaVanchy 1) reported that he and Town Engineer Dave Lindsay had a discussion with Left Hand Water District regarding a water agreement. 2) reported that Mayor Auer, Planner Bruce Nickerson, and himself would be meeting with the Weld County Commissioners on Monday, September 27, 2010 to talk about the IGA between the Town of Firestone and the County.

Town Planner Bruce Nickerson 1) reported that an application has been received from Flatirons.

BOARD REPORTS

Trustee Paul Sorensen 1) reported that he attended the Chamber lunch and reported that they are excited about new businesses coming to Firestone.

Trustee Bobbi Sindelar 1) reported that she would be taking the emergency training class.

Trustee Walsh 1) reported that he would be taking the emergency training class.

Trustee Matt Holcomb 1) reported that he met with the Finance Committee and they are very close to their goals.

Mayor Auer 1) stated that the Board of Trustees has been awarded the "good neighbor" award from the Town of Frederick. 2) reported that the Weld County Annual Dinner is being held on one of the Firestone Board of Trustees regular scheduled meeting dates, therefore, the Board discussed and agreed that all Trustees would attend the Board Meeting. Town Clerk Judy Hegwood will write a letter of apology to the Weld County Commissioners for not being able to have a town representative attending the dinner.

ADJOURNMENT

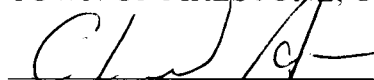
There being no further business to come before the Board of Trustees, Trustee Holcomb moved and Trustee Sorensen seconded, to adjourn the meeting. Motion carried. 5-Yea; 0-Nay. The meeting adjourned at 8:17 p.m.

ATTEST:



Judy L. Hegwood, Town Clerk, CMC

TOWN OF FIRESTONE, COLORADO



Chad Auer, Mayor

READ AND APPROVED THIS 19th DAY OF October, 2010.