

# Minutes

Board of Trustees - Firestone Town Hall  
151 Grant Avenue, Firestone, CO 80520  
6:30 P.M.

**September 14, 2011**

**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 6:30 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</i>	<i>(absent/excused)</i>
	<i>Matt Holcomb</i>	
	<i>Darrell Walsh</i>	
	<i>Bobbi Sindelar</i>	
	<i>Kathryn Beiland</i>	

*Also present were:*

- Wesley LaVanchy, Town Manager*
- Judy Hegwood, Town Clerk, MMC*
- Kathryn Kelly, Town Attorney*
- Ron Lay, Administration/Finance Director*
- Bruce Nickerson, Town Planner*
- Dave Lindsay, Town Engineer*
- David Montgomery, Chief of Police*

## **PLEDGE OF ALLEGIANCE**

All rose for Pledge of Allegiance to the flag which was lead by the Boy Scouts.

## **APPROVAL OF AGENDA**

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Mayor Auer called for additions, deletions or changes to the agenda. There were no changes to the agenda.

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

## **APPROVAL OF CONSENT AGENDA**

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- a. Approval of September 2011 Accounts Payable*
  - b. Approval of Minutes – August 24, 2011 Regular Meeting*

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

## **PRESENTATIONS**

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There were presentations from the following people:

- Ms. Jessica Barrientos introduced herself to the Board of Trustees as the newest Librarian at the Carbon Valley Regional Library.
- Mr. Richard Pickett arrived at 7:47. He requested that the Town of Firestone to continue funding of the NEECCO SBDC in the upcoming year to maintain its level of funding, at \$2000 for 2012. This would help maintain and increase the level of counseling hours provided. Funds provided by Town of Firestone are directly applied to counseling that is provided in the community.

## CITIZEN PARTICIPATION

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There was no audience participation.

## ACTION ITEMS

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### **Constitution Week Proclamation**

Mayor Auer read the constitution week proclamation and declared September 17, 2011 through September 23, 2011 as Constitution Week.

### **TV Dairy Pre-Annexation Agreement**

TV Dairy submitted an application to Weld County for approval of a site specific development plan and Amended use by Special Review Permit #1356, for a livestock confinement operation (5,000-head dairy, including milking cows, dry cows, heifers, and calves, and nine (9) additional mobile homes as accessories to the farm) in the A (Agricultural) zone district – Marvin and Sandra Te Velde Family Trust to be located on the Property, which application has received conditional approval under Weld County Case No. AmUSR. As a condition of approval pursuant to the Weld County Resolution, the Owner is obligated to execute a pre-annexation agreement with the Town.

Town Planner Bruce Nickerson gave a brief overview of the agreement to add additional livestock.

Trustee Sindelar moved and Trustee Walsh seconded, to approve the TV Dairy pre-annexation and authorizing the Mayor to sign. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

### **Zinnia Avenue Improvements (WCR 5.5 to WCR 7) Construction Change Order No. 3**

Engineer Dave Lindsay stated that the project is approximately 94% completed and there are several adjustments to the bid quantities necessary to reflect actual installed quantities. These adjustments result in a net contract decrease of \$6,212.08. The contract time is also being extended to allow for completion of some of the work in more favorable conditions. These adjustments are all reflected in the attached Change Order No. 3 for final action by the Board and authorizing the Mayor to sign.

Trustee Sorensen moved and Trustee Beiland seconded, to approve change order No. 3 and authorizing the Mayor to sign. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

### **Zinnia Avenue Improvements (WCR 5.5 to WCR 7) Construction Payment Application No. 3**

Engineer Dave Lindsay stated that Premier Paving Inc. has completed approximately 94% of the project construction. Staff requests that the Board approve the payment application and authorize the Mayor to sign.

Trustee Sindelar moved and Trustee Beiland seconded, to approve payment application No. 3 and authorizing the Mayor to sign. Roll call vote was taken. Motion carried 5-Yea; 0-Nay.

### **Committee Roles and Responsibilities – Resolution Establishing Finance Committee**

The Resolution is to formalize the membership, goals and responsibilities of the Finance Committee. The Committee is advisory to the Board and consists of three members, including two Trustees and one resident. Per the current Town Code, appointments are by the Mayor unless a Board ballot is ordered. Terms on the Committee are proposed to run for two years beginning and ending on the fourth Wednesday in April of even-numbered years. The term structure is proposed to be established for all committees, boards and commissions to put appointments on a common schedule that follows each regular municipal election.

This item was tabled until the September 28, 2011 Board of Trustees Meeting.

## DISCUSSION

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### **Sex Offender Registration Fees**

The Colorado legislature adopted HB 11-1278, which amended the Colorado Sex Offender Registration Act (the "Act") to add new limitations on the registration fees local law enforcement agencies may charge to persons required to register as a sex offender to allow law enforcement agencies to waive the registration fees for indigent persons, and to require local law enforcement agencies to accept timely registrations in all circumstances even if the person is unable to pay the fee at the time of registration. As a result of the new law, the Town needs to amend the sex offender registration fees it has been charging.

This item was tabled until the September 28, 2011 Board of Trustees Meeting as an action item.

### **Carbon Valley Network Proposal for Old Town Hall**

The Carbon Valley Network is proposing a use for Old Town Hall to utilize as a "Community Outreach Center" to provide emergency help in terms of services, food and clothing.

Pastor Drew Deppler addressed the Board of Trustees talking of a food distribution center and having a vision to create a system of caring for the Carbon Valley, such as a Help Center as a way of caring for the Carbon Valley. Pastor Felicia addressed the Board stating that the Carbon Valley Network Group has discussed a help center in the community. Edwina, from the OUR Center stated that they are in support of getting this center started. Weld County Housing and Human Services have had at least three people helping and the top three needs are pantry food, clothing, rent, and utilities assistance. Pastor Deppler stated that Carbon Valley Network is proposing an agreement with the Town of Firestone for the use of the Old Town Hall at 150 Buchanan to house the basic needs. There was discussion. The Board gave direction for the Staff to work with the Carbon Valley Network group.

## REPORTS

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### **Town Manager Updates**

Town Manager Wes LaVanchy reported that (1) weld county was the recipient of a \$700,000 grant for the 7-Eleven site in Firestone (2) a submittal has been given to the CML group on the proposed water issue (3) he will be sending out calendar recommendations for the November and December Board Meetings.

### **Economic Development**

Town Planner Bruce Nickerson reported that (1) two annexations are coming to the Board on September 28, 2011 (2) he is working with another subdivision coming and more commercial development (3) the Parks and Trails Advisory Board has some great things going on such as a pilot program to inventory all parks to see where the town can conserve water. There is approximately one million dollars in the Park Fund for the upgrading of each park (4) the playground equipment has been installed at the Sports Complex (5) Settlers Park will have a mini tennis court.

### **Communications & community Outreach Coordinator**

Outreach Coordinator Kristi Ritter reported that (1) the Fall Festival will be held on October 8, 2000 from 11:00 a.m. to 4:00 p.m. (2) she emailed press coverage out today regarding the I-25 Corridor.

## MAYOR AND TRUSTEES REPORTS

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### **Mayor**

Mayor Auer reported that (1) Saturday, September 10, 2011 is the Mayors Forum (2) he will be participating in a ping-pong tournament with Chinese ping-pong players in Glendale Colorado (3) there is a safety event on Saturday, October 1, 2011 hosted by the FFFPD (4) the Metro-Denver book is out.

**Trustees**

Trustee Holcomb reported that the town server is slow. Manager LaVanchy explained that the town is in the process of moving to a virtual server.

Trustee Walsh reported that (1) the 911 event was good (2) he appreciated the fact that at the Tri-Area Joint Meeting there was Recreation District discussion

Trustee Sorensen reported that (1) over 750 people attended the 911 event and it was good to see the Fire Department and all organizations working collabrately together to honor Vets and 911 (2) the one million dollars in the Park Fund has to be used on regional parks.

**FUTURE AGENDA ITEMS**

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There was no agenda items discussed.

**CITIZEN PARTICIPATION**

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There was no audience participation.

**ADJOURNMENT**

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There being no further business to come before the Board of Trustees, Trustee Beiland moved and Trustee Sorensen seconded to adjourn the meeting. Motion carried. 5-Yea; 0-Nay. The meeting adjourned at 7:50 p.m.

TOWN OF FIRESTONE, COLORADO

CLW  
Chad Auer, Mayor

ATTEST:

Judy L. Hegwood  
Judy Hegwood, Town Clerk, MMC



Read and approved this 28<sup>th</sup> day of September, 2011.