

**BOARD OF TRUSTEES
REGULAR MEETING
JUNE 9, 2009
BOARD ROOM
7:00 P.M.**

Board Members Present:

Mayor Tom Patterson
Mayor Pro-Tem David Gregg
Trustee Dick Shepard
Trustee John Bauer
Trustee Jeff Hindman
Trustee Michael Patrick
Trustee Glen Buckingham (7:08)

Staff Members Present:

Town Administrator Jim White
Town Clerk Mary Cowdin
Public Works Director Tony Huerta
BATS Director Eric Boyd
Town Engineer Stephanie Brothers
Town Attorney Bruce Fickel
Deputy Town Clerk Linda Higuera

Pledge of Allegiance

Mayor Patterson led the Pledge of Allegiance.

Reports

Scott Banzhaff asked the Board if the two emergency sirens have been tested and were in working order. Trustee Hindman stated that the sirens were cost prohibitive but that the Town does have reverse 911 capability. Mr. Banzhaff also asked if the Trustees would consider a lodging tax to increase revenue to the Town. Mr. Banzhaff suggested an employee furlough of six to nine days each for Town employees. He also stated that employees could discontinue using Town vehicles after hours to reduce the amount of gasoline and wear and tear on those vehicles.

Conner Ryan-Tacy thanked the Board for re-establishing the family swim hours.

Dorian Ryan-Tacy stated that the Berthoud Town Forum has a marketing volunteer. Ms. Tacy stated that the Town should be marketing the swimming pool and rooms at the Community Center as possible revenue sources. She asked if the Xcel franchise would cause citizens to change providers. She also clarified the franchise agreements that would be signed with both Xcel and Poudre Valley REA. Trustee Patrick explained that both have their own areas and current customers would not change. Both Poudre Valley and Xcel are seeking 20 year franchise agreements. Trustee Hindman clarified that the Community Center is owned by the Fire Department.

Administrator White stated that there are two grants in process; one through STP Metro for Phase 3 of Mountain Avenue in the amount of \$707,180.00 and one for increasing ridership for BATS in the amount of \$124,508.00.

Administrator White addressed a complaint received regarding dirt work that was being done on a pending development. The property in question was the Revere Property. This developer has all the required approvals to cover this work.

Administrator White has scheduled Lew Wymisner to address the Board on June 16th regarding enterprise zones. It was later decided that this meeting was not necessary and information could be shared via email. The June 16, 2009 meeting was cancelled.

Administrator White stated that Front Range Community College should be providing concept drawings for the proposed Recreation Center. This item will be included in a future packet.

Trustee Bauer asked about the complaint received on the alley. Public Works Director Huerta stated that he and Administrator White did visit the site. Because the alley is not paved it must be crowned for proper drainage.

Trustee Hindman stated that the complainant originally contacted him and was encouraged to write a letter to the Board.

Trustee Buckingham agreed that the alleys do tend to get higher over the years which does affect pitching water back onto properties.

Trustee Patrick asked that the alley be graded to try and improve the problem. Public Works Director Huerta will follow up.

Administrator White presented the Board with the first "Berthoud Bike." These bikes are reconditioned using vendors in Berthoud and are intended to be placed throughout town for citizens to use at no charge. He also suggested that an individual or a business could sponsor a bike for \$100 which would cover assembly, painting and maintenance.

Consent Agenda

Motion to approve Items 6a (Minutes), 6b (May bills allowed), and 6c (Financial Statement) by Trustee Buckingham, seconded by Mayor Pro-Tem David Gregg. Motion passed unanimously.

Motion to approve Item 6d (special event liquor license) by Trustee Buckingham, seconded by Trustee Bauer. Motion passed with six yes votes and one abstention by Trustee Patrick.

Accept 2008 Audit

The 2008 audit was presented by Vicki Sweet, Sample and Bailey. Motion by Trustee Buckingham, seconded by Trustee Bauer to accept the 2008 audit as presented. Motion passed unanimously.

Utility Advisory Board Discussion

Public Works Director introduced the UAB Chair, Milan Karspeck. Mr. Karspeck stated that the UAB has developed some new ideas and is asking for additional assistance from the water attorney. Mr. Cook stated his potential conflict as an employee of Little Thompson Water District. The UAB is suggesting:

Make full use of the water currently owned by the Town.

- Examine all water rights owned by the Town so no water is lost.

- Use the water currently owned to generate additional revenue, i.e. lease excess water.

- Make full use of water stored in Welch Reservoir.

- Make full use of river water in exchange for CBT water.

Make sure that the Town gets paid for all the water it owns.

- Install water meters on all Town facilities to monitor all water use/reduce water usage.

- Identify where all water is used.

- Reduce amount of unbilled water, including the cemetery.

- Consider lowering the water rates to encourage higher usage.

Reduce the cost of bond payments.

- Use the water resources to generate revenue to reduce the debt.

- Offer developers an opportunity to pay the system investment fees then receive a waiver of the raw water dedication.

- Use system investment fees to buy down the debt.

The UAB is requesting these ideas be researched by staff and the water attorney to determine the feasibility.

Mayor Pro-Tem Gregg asked that staff review all the ideas presented and provide a recommendation to the Board. The Board expressed consensus that ideas will be evaluated by staff and consultation with the water attorney be authorized.

Mountain Avenue Phase 2 Change Order

Town Engineer Stephanie Brothers presented this item. The request is to replace pavement on 7th Street from Berthoud Town Park to the intersection of Welch.

Trustee Hindman requested that staff perform a camera inspection of the water line to determine if replacement should be done at the same time.

Mayor Pro-Tem Gregg expressed support for the request.

Motion to approve the Mountain Avenue Phase 2 Change Order by Trustee Bauer, seconded by Trustee Patrick. Motion passed unanimously.

Resolution re: former WWTP site for new BATS facility

Director Eric Boyd presented this item. Formal resolutions are needed for the Federal Transit Administration. Motion to approve Resolution 09-09 by Trustee Gregg, seconded by Trustee Hindman. Trustee Patrick clarified the use of the property. Motion passed unanimously.

Resolution authorizing new van contract amendment

Director Eric Boyd explained the amendment to purchase 2009 van. Motion to approve Resolution 10-09 by Trustee Buckingham, seconded by Trustee Shepard. Motion passed unanimously.

Resolution Authorizing 5311 contract with CDOT

Director Eric Boyd explained the contract with Colorado Department of Transportation for additional funding for the BATS bus facility. Motion to approve contract by Trustee Hindman, seconded by Trustee Shepard. Motion passed unanimously.

Trustee Buckingham recommended that the Board form a sub-committee to generate the job posting for a new Town Administrator. Motion by Trustee Buckingham, seconded by Trustee Shepard. Motion passed unanimously.

The meeting was adjourned at 9:00 p.m.

Mayor Tom Patterson

Linda Higuera, Deputy Town Clerk