

Board Members Present: Mayor Tom Patterson
Mayor Pro-Tem David Gregg
Trustee John Bauer
Trustee Jeff Hindman
Trustee Michael Patrick
Trustee Dick Shepard

Staff Members Present: Town Administrator Gary Suiter
Town Clerk Mary Cowdin
Town Attorney Bruce Fickel
Deputy Town Clerk Linda Higuera

The meeting was called to order at 7:00 p.m.

Pledge of Allegiance

Mayor Patterson led the Pledge of Allegiance.

Citizen Participation

Judy Lehn invited the Board to a Citizens First meeting on September 29, 2009 at the Library. Issues to be discussed include poor quality of water, dying trees and economic development that provides a return on investment.

Melissa O'Leary announced the Christmas in Berthoud event to be held on December 4 and 5, 2009. She requested that everyone invite people who reside in other areas, that local businesses remain open, and that everyone attend the Festival of Trees. They will also be raising funds for disadvantaged families in Berthoud. Ms. O'Leary also requested Board members volunteer for judging the various events.

Carrie Mercer requested information on solutions for the bad tasting water. The taste of the water has negatively impacted her business. Ms. Mercer requested information on what type of filter would help.

Dorian Ryan addressed the Economic Development Consultant contract on the agenda. She expressed concern over the amount being spent versus the return on investment. Ms. Ryan stated that town services should not have to suffer to fund the consultant.

Reports

Trustee Shepard attended the last Planning and Zoning Commission meeting and interviewed the candidate for appointment.

Trustee Hindman announced the next BERT meeting September 14, 2009. He encouraged everyone to attend to learn what is being done regarding economic development.

Administrator Suiter asked the citizens present if the water had improved. He presented the lake analysis which showed a large amount of algae. The town has had the chemical suppliers visit the plant and assess the chemical balance. The engineering consultant will be here September 10, 2009 to assess the entire plant process and functioning.

Administrator Suiter met with Little Thompson Water District last week. There is a current Inter Governmental Agreement (IGA) for working with Little Thompson. Their wholesale water rate is \$.97 per 1000 gallons. The City of Loveland is buying treated water from Little Thompson and using their plant for backup demand. Administrator Suite reported that there is a gate valve near the cemetery that would be able to supply the Town water demand (with no lawn watering.) He is recommending that a cost comparison be completed to see if it is feasible to purchase water from Little Thompson.

Mike Cook reported that the City of Loveland is working on a master metering agreement with Little Thompson. The Berthoud IGA requires transfer of raw water at 115% of the metered usage.

Administrator Suiter also discussed various solutions for flushing the system.

Roundabout Update – The pre-construction meeting was held last week. Discussions included coordinating the roundabout and the enhancement projects. Plan sheets have been delivered to adjacent property owners.

Trustee Bauer expressed concern regarding the design at 5th and Mountain. Trustee Hindman expressed concern regarding the design at 4th and Mountain and 5th and Mountain. Mayor Pro-Tem Gregg suggested that the traffic engineer who designed the bulb-outs be brought back to assess the current functioning of those areas. Administrator Suiter will follow up.

The Town has received five proposals for grant writer. Administrator Suiter will be conducting preliminary interviews and will report back to the Board.

The Interim Public Works Director has drafted a Request for Proposal (RFP) for a water quality survey. This will be sent out to determine the actual cost of conducting such a study.

Consent Agenda

Motion to approve the August 25, September 3 and September 4, 2009 minutes and August Bills Allowed by Trustee Bauer, seconded by Trustee Shepard. Motion passed unanimously.

Motion to approve the Special Event Liquor License for the Chamber of Commerce by Trustee Shepard, seconded by Trustee Bauer. Motion approved with five yes votes and Trustee Patrick abstaining.

Public Hearing – Ordinance Re: Town Fees

Town Attorney Fickel presented this item. It was generated by a request from the Police Department. Attorney Fickel is recommending that all fees be contained in one location in the Municipal Code and be reviewed on an annual basis to ensure that the Town recovers the actual costs of these services. This would not include water, wastewater and drainage fees.

The Mayor opened the Public Hearing.

PJ Dipentino questioned how much money is actually being lost. Attorney Fickel stated that many of these fees have not been reviewed in a number of years and could result in several hundred thousand dollars in actual costs being recouped.

Trustee Patrick explained that this ordinance would ensure that the actual cost of providing services is recovered from the citizens using the service. He stated that he feels all fee increases should come before the Board.

The Mayor closed the Public Hearing.

Trustee Hindman requested a list of fees be presented prior to passage of the Ordinance.

Trustee Patrick objected to fees being increased without Board approval.

Motion to Mayor Pro-Tem Gregg to approve the Ordinance with revisions as discussed. Motion seconded by Trustee Patrick. Trustee Bauer requested a current list of fees. Trustee Hindman concurred with that request. Motion passed unanimously.

Economic Development Consultant Contract

Administrator Suiter presented the proposed contract with Salazar and Associates.

Trustee Bauer asked if there were funds available to prepare the brochure. Ms. Salazar explained the process for designing the brochure and web-site.

Town Attorney Fickel has reviewed the contract and has no objections to the content.

Trustee Patrick asked Ms. Salazar if the list of deliverables noted in the contract is the same as what was originally presented by BERT six months ago. Administrator Suiter stated this is the same list as originally presented.

Mayor Pro-Tem Gregg stated that the budget must be considered prior to entering into any contract for this amount.

Mayor Patterson spoke in favor of this contract.

Trustee Hindman stated that an Economic Development Coordinator is a high priority.

Trustee Shepard expressed concern about this expenditure in light of the budget condition and risk of furloughs for employees. He stated that the monthly cost is high with the financial uncertainty regarding the budget.

Trustee Patrick questioned the actual cost, in addition to the contract, to accomplish the list of deliverables. Ms. Salazar stated there would be extra expenses for marketing and advertising. She also stated that staff would be expected to maintain the website and provide the printing services.

Motion to approve the contract as presented by Trustee Bauer, seconded by Trustee Hindman. Motion passed with Mayor Patterson, Trustee Bauer, Trustee Hindman and Trustee Patrick voting yes and Mayor Pro-Tem Gregg and Trustee Shepard voting no.

Appointment to Planning and Zoning Commission

Mayor Pro-Tem Gregg presented this item. Jane Clevenger has been interviewed and is being recommended for appointment to the Planning Commission for a term to expire August 31, 2011. Motion to appoint Ms. Clevenger by Mayor Pro-Tem Gregg, seconded by Trustee Patrick. Motion passed unanimously.

Motion to enter executive session by Trustee Bauer, seconded by Trustee Shepard. Motion passed unanimously. Meeting adjourned to executive session at 8:56 p.m. The executive session was adjourned at 9:51 p.m.

Mayor Tom Patterson

Linda Higuera
Deputy Town Clerk