



MEETING MINUTES OF THE TOWN BOARD

Town Board Room
807 Mountain Avenue
Town of Berthoud, Colorado
Tuesday, October 13, 2020 6:30 p.m.

This was a VIRTUAL MEETING hosted by Zoom

REGULAR MEETING CALLED TO ORDER – Mayor William Karspeck at 6:30 p.m.

I. PLEDGE OF ALLEGIANCE – Mayor William Karspeck

Mayor Karspeck led the Pledge of Allegiance.

II. ROLL CALL – Mayor William Karspeck

The following Board Members were present:

William Karspeck, Mayor
Maureen Dower, Mayor Pro-Tem
Jeff Hindman, Trustee
Tim Hardy, Trustee
Lonnie Stevens, Trustee
Mike Grace, Trustee
May Soricelli, Trustee

The following were also present:

Chris Kirk, Town Administrator
Christian Samora, Town Clerk
Erin Smith, Town Attorney

III. CITIZEN PARTICIPATION

Brian Laak of Berthoud

Ryan Berry of Berthoud

IV. SCHEDULED ITEMS

1. Consent Agenda

(Christian Samora)

Consent Agenda items are routine by the Town Board and will be enacted with a single vote. There will be no separate discussion of these items. If discussion is deemed necessary, that item should be removed from the Consent Agenda and considered separately.

- a) October 13, 2020 Meeting Agenda
- b) September 22, 2020 Meeting Minutes
- c) August 2020 Financial Information

Trustee Hindman moved to combine and approve the Consent Agenda excluding the September 22, 2020 Meeting Minutes and removing item number 4 from the October 13, 2020 Meeting Agenda. Trustee Grace seconded the motion. In a 7-0 roll call vote, THE MOTION CARRIED.

Trustee Hindman moved to approve September 22, 2020 Minutes adding Trustee Soricelli article in the newspaper.

Trustee Stevens seconded the motion. In a 6-1 roll call vote, The Motion Carried.

2. **Draft Budget Presentation**

(Chris Kirk)

This was informational only. The final draft budget will be brought back November 10, 2020. Then the final Budget will be presented in December.

3. **High Plains Intergovernmental Agreement**

(Stephanie Brothers)

Elizabeth Relford Transportation Manager for Weld County introduced: This is to reduce the overall cost of the I-25 project, and to reduce ongoing maintenance expenses, CDOT plans to eliminate the frontage roads along I-25 corridor. With the long-term plan to eliminate the frontage roads, a parallel north/south travel route was needed in the region. Weld County, in partnership with CDOT and other northern Colorado municipalities, had identified Weld County Road 9 1/2 (High Plains Boulevard) as a parallel arterial street that can serve that purpose. Over the past few years, CDOT has been working with the I-25 coalition board and the affected jurisdictions to agree on a preliminary layout of the High plains Boulevard and to determine the ultimate design criteria of the roadway. The IGA obligates the Town to regulate access to High Plains Blvd in compliance with the Access Control Plan and provides a method for resolving disputes among agencies on the interpretation of the Access Control Plan. More information can be found at:

https://www.weldgov.com/departments/public_works/transportation_planning/high_plains_boulevard

Trustee Stevens moved to approve an intragovernmental agreement regarding access control plan for portions of Weld County Road 9 1/2, Larimer County Road 3 and High Plains Boulevard (Collectively known as High Plains Boulevard) among the Town of Berthoud, The Town of Johnstown, The Town of Mead, Larimer County, and Weld County. Trustee Hardy seconded. In a 7-0 roll call vote, THE MOTION CARRIED.

4. **Incentive Policy for Business Development (REMOVED)**

(Walt Elish)

This item will be brought back to a future meeting and was removed during the consent agenda.

5. **Planning Commission Interview Committee**

(Christian Samora)

Trustee Hindman and Trustee Hardy volunteered to be on the interview committee. There were no objections.

6. **Engagement of Edwards and Amato, P.C.**

(Erin Smith)

Town Attorney Smith introduced: The agenda item is to authorize Town Attorney Smith to enter into an agreement with Mr. Amato as a special counsel, in order that he can provide services to the town to her office, which would consist of the following scope of work...

- Review the current law enforcement IGA (intergovernmental agreement)
- Provide some input on the possibility for what could be improved
- What was especially good in the IGA
- Moving forward with negotiations.

Mr. Amato would serve as an on-call status, to be able to respond to issues that came up during the negotiations. For this scope of work, Mr. Amato's term poses a flat fee of \$6,500.00. Attorney Smith recommends and feels this would

be a valuable service to the town on how to move forward with best practices and how we can improve.

Citizens that participated during this conversation were:

Ryan Armagost of Berthoud

Steve Mulvihill of Berthoud

Jan Dowker of Berthoud

Lisa Wagner of Berthoud

Sergeant Jim Anderson noted that this matter is separate from the review of the protest and indicated the Sheriff's Office was supportive of the process to negotiate a new agreement for law enforcement services.

Trustee Stevens moved to authorize Erin Smith acting as the Town Attorney to engage Edwards & Amato, P.C. to provide advice on legal services in connection with the Municipal Law Enforcement Agreement to be negotiated with Larimer County for continued law enforcement services. Trustee Hardy seconded the motion. In a 6-1 roll call vote, THE MOTION CARRIED.

7. Resolution in Support of Amendment B

(Town Board)

Trustee Hindman read the Resolution aloud to the Board and citizens who were present.

Citizens that participated during this conversation were:

Steve Mulvihill of Berthoud

Christine Torres of Rural Berthoud

Jan Dowker of Berthoud

Trustee Hindman moved to approve Resolution 2020-14, a resolution of the Town Board of the Town of Berthoud supporting the repeal of the Gallagher Amendment, a question appearing on the November 3, 2020 ballot as "Amendment B" in the State of Colorado. With addition to adding Library District where R2 J School District is mentioned and the CML Endorsement where Bi-Partisan support of 70% of the Colorado Legislature is mentioned. Mayor Pro-Tem Dower seconded the motion. In a 6-1 roll call vote, THE MOTION CARRIED.

V. ELECTED OFFICIAL REPORTS

Trustee Hardy: Hardy stated that a citizen brought a concern regarding sidewalks in old town and that it is an expensive hardship on the homeowner to fix it. He explained to them that there was a cost share program. He also stated that Mainstreet is still discussing moving forward with SnowFest with limited capacity. There is concern with the Covid-19 numbers increasing.

Trustee Hindman: Hindman stated that he likes the banner that staff put up by Fickel Park, he feels the community needed that. PORT committee met last Wednesday and swore in new members. Jose Cabrera was elected Chairperson. Phil Klein was elected Vice Chairperson and Karl Ayers was elected secretary. They also had a discussion on a possible memorial in the Southern part of Waggener Farm Park to memorialize the Waggener Family for their contribution of making the land available to the Town. There was unanimous support to recognize the history of that

land and the family. Keith (Staff Member on PORT Committee) reviewed the Hillsdale wetland restoration project. They are going to be working with the Town to redevelop and diversify that non-native area with more native vegetation. This might be able to include introducing some open water into the area, to more closely match the rest of Hillsdale. This too was supported by everyone on the PORT Committee. Keith (Staff Member on PORT Committee) also brought the Jankowski conservation easement to the board and what it allows and does not allow. Trustee Hindman stated he was happy with the number of volunteers that are getting interested and stepping-up and getting involved in the volunteer boards. He stated they bring a lot of expertise to the table.

Trustee Stevens: No report.

Trustee Grace: No report. Just wants to remind people to get out and vote and that the drop off box is next to the library or if you mail it to make sure it has the right amount for stamps on there.

Trustee Soricelli: Soricelli stated that she would like to have a presentation on the plan for sidewalks that could be shared with the community. She has had some feedback on the Dog Park gravel causing injuries and would like that addressed. She also stated she would like us to be actively communicating the meetings and getting the meeting posted. Also, would like us to broadcast in more places. She feels that it would help eliminate the miscommunication if the information was more readily available. She also wants our videos to be uploaded quickly so people can view them right away.

Mayor Pro Tem Dower: Dower stated she liked what Trustee Soricelli stated and was going to talk on that as well. She would like us to actively communicating by pushing information out instead of citizens having to pull information in.

She stated that she would like us to put something in the budget for Old Town sidewalks. That they need to be fixed. She stated that she heard 10th Street project that there is some frustration with the number of change orders. They feel the quality of work that the Town is telling them to do is substandard. They want to know why the Town is not doing a higher level of quality of work to that section. She stated she wants Town Staff to know.

Youth Advisory Commission are putting together a video showing kids how to volunteer. They are also finishing their Fall flyer.

Mayor Karspeck: Karspeck attended the CML District II Meeting. They discussed CML positions on ballot issues. He also attended the Behavioral Health Policy Council it was a review of the year and a review of candidates for the Technical Advisory Committee and the Consumer Advisory Committee that falls under them. They had a Berthoud application for the Technical Advisory Committee so there will be some representation from Berthoud. there. He also attended the MPO meeting. They made some amendments to the boundary issue. Wellington wants to be included. They are also doing their MPO Executive Director review. He also volunteered along with the Mayor of Severance and Commissioner Kathleen Brackett to create a Greenhouse Gas Committee.

Town Administrator Kirk: The Board did adopt the sidewalk cost share program and it is in the budget for this year. There has been at least one application submitted. The Town is not actively promoting that yet. The goal is to begin education this winter for primarily downtown residents, where the mast majority of the sidewalks are failing. The enforcement of sidewalks is the responsibility of the property owner will begin in the Spring of 2021. There are sidewalk projects in the works, one being the safe routes to school that will create a continuous sidewalk on Indiana from First Street and Second Street, up Second Street to Welch from Welch up to Seventh Street to Bunyan and further. That will create the backbone and connect to a lot of existing sidewalk networks to connect with local schools. The project went through C-DOT to review. There will also need to be some utility poles relocated and that paperwork

has been submitted.

The Town is looking at alternatives for the surface at the dog park and recognizes that the pea gravel is not well liked. The Town is also working on a budgetary proposal with our I.T. firm for enhancing our visual capabilities with respect to the Town Board meetings.

The connection on the west side of Hillsdale Park to Rose Farm and the trails and sidewalks at Rose Farm are now complete. We completed some concrete work on the west edge of Hillsdale to connect over to the property line where Rose Farm would connect. You can now walk from Hillsdale Park to the west on up through Rose Farm back To Spartan Avenue. There is a trail planned on Berthoud Parkway that we received a grant for and will begin construction next year. This will connect Rose Farm all the way up to Welch along Berthoud Parkway. That will complete a 3 ½ mile loop of trail on the south end of town.

The foundations on the Recreation Center are officially complete. The walls are going up around the aquatics facility to give reference to where that is at.

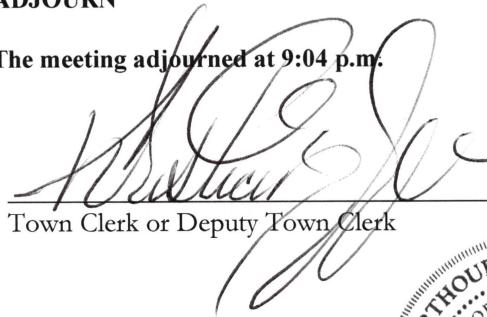
The Thompson School District has requested a joint board meeting with the Town Board to be held October 21, 2020. An e-mail has gone out. This something that the board and the school board have done on several occasions in the past. This gives an opportunity for an hour to talk about issues of common concern.

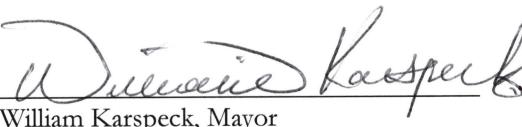
The tour for the Board of the New Public Works Building will be October 27, 2020 at 5:00 p.m. An e-mail reminder will go out for that. October 27, 2020 is also our next regularly scheduled Board Meeting.

Attorney Smith: No report.

VI. ADJOURN

The meeting adjourned at 9:04 p.m.


Town Clerk or Deputy Town Clerk


William Karspeck, Mayor

