



MEETING MINUTES OF THE TOWN BOARD

Town Board Room

807 Mountain Avenue

Town of Berthoud, Colorado

Tuesday, December 17, 2019 6:30 p.m.

The full discussion of the Agenda items can be found by going to the Video archives on

<https://www.berthoud.org/government/board-of-trustees/trustee-meeting-videos/archived-trustee-meeting-videos>

- I. **REGULAR MEETING CALLED TO ORDER** – Mayor Karspeck called into session at 6:30 p.m.
- II. **PLEDGE OF ALLEGIANCE** – Mayor Karspeck lead the Pledge of Allegiance.
- III. **ROLL CALL** –Town Clerk Samora called the roll.

The following were present:

Mayor Karspeck

Mayor Pro Tem Hindman

Trustees: Alaback, Laak, Tomassi, Hardy, Dower

The following were absent:

IV. **CITIZEN PARTICIPATION**

Cara Courtright of Berthoud and Youth Ambassador for Clear Lighthouse: She gave an update on what they have been doing. Scheels ran a Giving Campaign for Non-Profits around Colorado. Clear Lighthouse was nominated and ended up with enough votes to receive \$2,500.00. Giving Tuesday was on the 2nd of December where their group earned \$1,000.00 from those who supported the organization. The plan for the money is to go towards story slams, portraits, speaking events and the youth leadership program. They have also collaborated with the Human Anatomy and Clay Team. They had a mental and physical health workshop both November and December where Clear Lighthouse Founder and a youth leader and board member shared their personal experiences and education on mental health.

As they look into the future they will start providing art, yoga and movement classes at Berthoud's Wildfire Art Center. They also plan to start a podcast that will begin January.

V. **SCHEDULED ITEMS**

1. **I-25 Interchange Concept Design Review and Feedback**

Town Administrator Kirk: Gave a PowerPoint presentation on the I-25 Interchange where Highway 56 is going to be modified as part of the I-25 improvement projects that is taking place up and down the corridor from Fort Collins to Berthoud. Berthoud interchange is going to have significant modifications based on the current plans. Currently the interstate goes underneath highway 56 in the new plan I-25 will go over highway 56. This change creates an opportunity for Berthoud to create a gateway that people can see from the interstate. Staff intent is to hire BHA who did the Mountain Avenue overlay plan to help design some conceptual designs for the interchange. CDOT has a very aggressive time schedule to get this constructed. They want to create this gateway from an economic development standpoint and a community identity standpoint. They want to create something unique and memorable that stands out. Berthoud to transition out of the mountains and foothills to the prairie. They have tried to incorporate some of those design ideas into the concepts.

Highlights from the board comments...

- Agriculture themed
- Native grasses and low maintenance shrubs
- Two different elements for the east and west
- Majority liked the Windmill in grass idea.
- Be aware of CDOT snow removal
- If we stay with the leaf sculpture change the base to be more mountainous.

2. **April 2020 Mail Ballot Election**

Town Clerk Samora: This item is for the upcoming April 7, 2020 election. Resolution 2019-27 directs the Town Clerk of

the Town of Berthoud to conduct the Regular Municipal Election scheduled for April 7, 2020 as a Mail Ballot Election.

Trustee Tomassi Motioned to approve Resolution 2019-27 a resolution of the Town Board, Town of Berthoud, directing the Town Clerk of the Town of Berthoud to conduct the regular Municipal Election scheduled for April 7, 2020 as a mail ballot election. Trustee Dower seconded the Motion. WITH ALL IN FAVOR THE MOTION CARRIED.

3. Waggener Farm Park General Contractor/ Construction Manager Selection

Town Administrator Kirk: The town has been working on this for a long time before Administrator Kirk was on board. During his (Administrator Kirk) time with Berthoud they started on the master plan for all the vacant park properties and prioritized Wagner Farm Park phase one as the first chunk out of the master plan. The intention is that we would get some much-needed recreational assets, gymnasium space, new aquatics, multi-purpose fields, trails and new destination playground. That hit a lot of wants and needs from a recreation perspective all at one time. They have been working on the project for the last year and have gone through several different design iterations. Town Administrator Kirk gave a 3-D presentation of the facility as a whole. He feels that it is the best park and recreation center design anywhere within 200 miles.

In July, the board directed staff to pursue funding for the project and to select Construction Manager/General Contractor (CM/GC) to work with us through the final design phases and preparing the construction documentation. Such as doing constructability reviews, refined cost estimates and all the different things CM/GC would offer. There were some delays in getting this done. The first was a special election that happened in September. Then getting the proposals out for CM/GC. We did get three proposals back. They were Pinkard, Adolfson & Peterson and FCI. We wanted to make sure we got the right firm and somebody that we trusted to help us get through the process. After interviewing the three firms, we recommend to the board to allow staff to negotiate a contract and sign a contract with FCI constructors for CM/CG. We have been working with them since the beginning of the project and have developed a relationship. During the interviews they really displayed a solid thorough knowledge of aquatics construction which is one of the bigger unique pieces. They have a thorough knowledge of the water table and have done similar work in Windsor and a couple of other projects. They addressed a lot of concerns that we had. FCI did a good job of demonstrating they understood our project and they understood the unique and complicated issues associated with the project. We would like to continue that relationship and recommending that the board direct staff to negotiate contract with FCI and to sign and authorize contract to begin work on the facility.

Mayor Pro Tem Hindman Motioned to direct staff to negotiate a construction agreement with FCI for the construction of Wagner Farm Park Phase One. Trustee Laak Seconded the Motion. WITH ALL IN FAVOR THE MOTION CARRIED.

4. Underwriting Engagement Letter with D.A. Davidson

Town Administrator Kirk: Thanked the Board for their support on the Wagner Farm Park project. The key in getting this project done is financing, we do not have enough in the bank to build the entire project. It is unlikely that we would be able to save enough money to pay cash for the project anytime in the near future. We believe it would put us back in the same situation that the town was in in 1998. We are recommending signing an underwriting agreement with D.A. Davidson. Kyle Thomas who works with D.A. Davidson, has a strong understanding of the Town of Berthoud and is well qualified to serve as the underwriter for this project.

Mayor Pro Tem Hindman Motioned to direct the Town Administrator to execute the underwriting engagement letter with D. A. Davidson. Trustee Laak seconded the Motion. With Mayor Pro Tem Hindman, Trustee Hardy, Trustee Laak, Trustee Dower and Trustee Alaback in Favor. With Mayor Karspeck and Trustee Tomassi Not in Favor. THE MOTION CARRIED.

VI. ELECTED OFFICIAL REPORTS

Town Administrator Kirk: The dates on the feed store purchase contract was changed and is moving forward, but there was no reason to re-approve. The Town Hall remodel project is moving forward, and they will be talking logistics and how it is going to impact operations. As a reminder the Town Hall includes customer service counters, some security enhancements and the layout to be much more customer service friendly. This project will take about two months. There might be some modified operating locations to accommodate the construction.

Mayor Pro Tem Hindman: Had sent out an email with the FAA is taking comments on air traffic flight patterns. He believes the deadline is December 20, 2019. With the Boards permission he wants to review the comments and just want to see if they need updated or change the language. He was not really cognizant of the amount of airline traffic over Berthoud or the noise. Thanks to David Mineo bring this to our attention. He can hear the planes in his living room. He doesn't know any other community that has that issue. He thinks that a larger community would not be subjected to that. Feels Berthoud is being neglected because of our small size and lack of clout. He feels we really need to push the FAA very hard to not have the planning pattern from westbound flights go directly over the heart of our downtown. He doesn't feel that some of the people in the rural areas north and south of Berthoud wouldn't necessarily like to see it over their house, either.

Thanked the Mayor for attending the Colorado Oil and Gas Conservation Commission and representing Berthoud with its

concerns about air quality issues with fracking.

Mayor Karspeck: Agreed with Mayor Pro Tem on the airplanes over Berthoud. A month ago, he went to an R2J meeting and listened to some of the presentations. One of them was from the City of Loveland partnering with the R2J school district for alternative sentencing for youth through teen court. Sgt Anderson arranged a meeting that was today with himself, Town Clerk Samora, Deputy Town Clerk Adams and Sgt Anderson with Loveland Court. He feels that the Teen Court is a great idea to partner with Loveland and there would not be any extra cost. Teen Court is if you have any minor offense, nothing major you would be able to explain yourself to a group of your peers. The peers are the teens jury and they ask questions of the defendant. The peers decide what your sentencing is. He could see himself in their shoes and it would affect him more if it was his peers. He stated that it is important to note that those peers have been through the same experience and were tried for their offenses. They turn around as part of their sentencing. Berthoud has 90% recidivism and Loveland sees 10% recidivism.

He also attended the transportation summit. He thanked Administrator Kirk and Public Works Director Brothers for the organization and open mindedness. He felt everyone had an open mind on how we can partner and future of BATS. Administrator Kirk and he will meet and see what other communities are doing for providing vouchers for ride sharing. Scott Banzhaf and he will create a work group comprised of members and anyone on the board that's interested. It will be a mobility group with a subcommittee of that RAFT transportation partnership.

Trustee Hardy: Small Business Saturday for Main Street seemed to be well attended. They had three really nice gift baskets donated by local businesses.

Trustee Laak: Youth Advisory on Thursday will be interviewing three more candidates. Trustee Dower will be there to help him. He has emailed May Soricelli the spokesperson for the Fire Department on why the yearly inspections are not happening on Second Street.

Trustee Dower: PORT committee has officially elected a new chair and vice chair and secretary. Brian Dodds is the Chair and Charles Redder is the Co-Chair and Lynn Ludwig as the secretary. They welcomed Phil Klein and Tim Grover as new members. They really bring diverse opinions and backgrounds to the committee. The new dog park has been delayed because of weather. The group as a whole is moving forward with plans or discussions on connectivity and trails that is going to be their primary focus. The next PORT meeting is January 8, 2020 at 6 p.m. She wanted to mention that the snow sculptures were really cool. She really enjoys going to that every year.

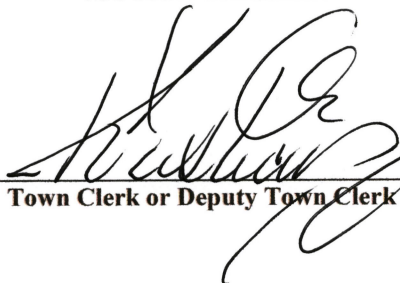
Trustee Alaback: Stated that SnowFest was great. He goes every year. It has become quite a Berthoud event. He loved the idea of people caroling on horses. The parade was good. It was a great event that has grown a lot over the last several years. He feels that it puts Berthoud in a really good light.

VII. ADJOURNED FROM REGULAR MEETING AT 9:40 P.M

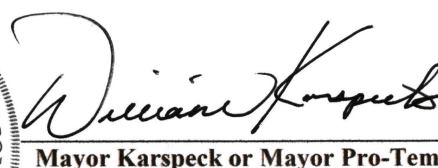
NEXT MEETING JANUARY 14,2020.

VIII. EXECUTIVE SESSION

Trustee Tomassi Motioned to enter into Executive Session for discussion of a personnel matter under C.R.S. Section 24-6-402(f)(I) and not involving any specific employees who have requested discussion of the matter in open session; any member of this body of any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. The Following details are provided: Town Administrator Annual Evaluation. Trustee Hardy Seconded the Motion. WITH ALL IN FAVOR THE MOTION CARRIED.


Town Clerk or Deputy Town Clerk




Mayor Karspeck or Mayor Pro-Tem Hindman