

**Board of Trustees
Regular Meeting
March 28, 2017**

1. CALL TO ORDER

Mayor Mulvihill called the regular March 28, 2017 Board of Trustees meeting to order at 6:30 p.m. in the Board Room.

2. ROLL CALL

Town Clerk Alisa Darrow called the roll, those present were: Mayor Mulvihill, Baker, Trustee Dunkelberger, Trustee Hindman, Trustee Karspeck, and Trustee Laak. Mayor Pro Tem Buckridge and Trustee Karspeck were absent.

3. PLEDGE OF ALLEGIANCE

Mayor Mulvihill led the Pledge of Allegiance.

4. CITIZEN PARTICIPATION

Tracy Colling, representative from Anadarko Oil, addressed the Board giving an update of operations in the area.

The following residents wished to address the Board concerning the Colorado Mosquito Control Contract item on the agenda:

Lyn Ludwig
Jeremy Franz
Al Wadleigh

5. CONSENT AGENDA

The Consent Agenda consisted of the Bills Allowed from January and February 2017.

Trustee Dunkelberger moved, seconded by Trustee Baker, to approve the Consent Agenda. Motion carried 5:0, with Mayor Pro Tem Buckridge and Trustee Karspeck absent.

6. Retreat Wrap-Up Review

Presentation by Town Attorney, Greg Bell, concerning follow-up to Peak Facilitation's Trustee Retreat led by Heather Bergman.

Discussion was held.

Trustee Laak moved, seconded by Trustee Dunkelberger, to adopt the BOARD OF TRUSTEES CONDUCT AND PROCEDURE SUPPLEMENT. Motion carried 5:0, with Mayor Pro Tem Buckridge and Trustee Karspeck absent.

Trustee Karspeck arrived and was present for the meeting at 6:47pm

7. Executive Session 7:05 pm

Trustee Hindman moved, seconded by Trustee Laak to go into executive session for two matters:

1. For developing a strategy for negotiations and determining positions relative to matters subject to negotiation pursuant to CRS 24-6-402(4)(e); and
2. For conference with the Town Attorney for legal advice on specific legal matters pursuant to CRS 24-6-402(4) (b)

The motion carried 6:0, with Mayor Pro Tem Buckridge absent

Regular Board Meeting resumed 7:42 pm

8. Local Licensing Authority Administrative Approval of Liquor License Renewals

Presentation by Town Clerk Alisa Darrow.

Trustee Hindman moved, Trustee Karspeck seconded to approve motion to approve Resolution 02-17 allowing Berthoud Town Clerk to grant liquor license renewals in certain situations. The motion carried 6:0, with Mayor Pro Tem Buckridge absent

9. Gateway Rezoning and Concept Plan

Presentation by Community Development Director Curt Freese.

Opened Public Hearing 8:05pm

Multiple comments and inquiries for clarification of Concept Plan were made to both the applications and Community Director Freese, by the Board. Lack of available water to tree lines, street plans, and lack of commercially zoned space were taken into consideration. There was no public comment.

Trustee Hindman moved, seconded by Trustee Laak, to deny the Motion requesting to rezone 2.28 acres from Planned Unit Development (PUD) to Limited Multi-Family (R-2), finding that:

1. Does not satisfy the applicable zoning amendment criteria of Section 30-3-110.B of the Town's Development Code as found on pages 2-4 of this Staff Report; and
2. Is not consistent with the Town of Berthoud's Comprehensive Plan and Preferred Land Use Map. Motion amended to consider a Mixed Use (R-4) district for these 2.28 acres, and that said request is forwarded back to the Planning Commission for reconsideration. Motion carried 6:0, with Mayor Pro Tem Buckridge absent.

Trustee Baker motioned, Hindman seconded, to approve the rezoning 10.119 acres from Transitional (T) to Limited Multi-Family (R-2), finding that:

1. Satisfies/Does not satisfy the applicable zoning amendment criteria of Section 30-3-110.B of the Town's Development Code as found on pages 2-4 of the Staff Report; and
2. Is consistent/or is not consistent with the Town of Berthoud's Comprehensive Plan and Preferred Land Use Map. Motion carried 6:0, with Mayor Pro Tem Buckridge absent.

Trustee Hindman moved, seconded by Trustee Karspeck, to deny the Concept Plan finding that:

1. The Concept Plan does not satisfy all applicable requirements of the Development Code and the respective zoning districts requested;
2. The Concept Plan will need to be redesigned if the 2.28 acre rezoning is rezoned to Mixed Use (R-4) instead of the proposed Limited Multifamily (R-2).

Motion carried 6:0, with Mayor Pro Tem Buckridge absent.

10. Colorado Mosquito Control Contract.

Presentation by Parks and Recreation Director Jeremy Olinger and Broox Boze, Ph. D., Northern Colorado Mosquito Control/ Vector Disease Control International

Board members debated the pros and cons of various mosquito larvicide control plans, agreeing that public education plays a key role in the prevention of West Nile and other insect borne illnesses.

Public Comments were made by;
Jeremy Franz residing at 527 9th Street, Berthoud, CO, 80513
Lyn Ludwig of 631 Glacier Avenue, Berthoud, CO 80513 and
Al Wadleigh, 865 Bruce Drive of Berthoud, CO 80513

Board thanked the public commentators and Broox Boze, Ph.D., again resumed answering questions and addressing public concerns from the podium. After lengthy discussion

Trustee Hindman moved, seconded by Trustee Laak, to accept the Motion to adopt the Budget for the 2017 Colorado Mosquito Control (CMC), adopting the *Option 2* control plan. Motion passes 6:0, with Mayor Pro Tem Buckridge absent.

11. Executive Search Firm Selection

After breaking for Executive Session earlier in the Board meeting and some discussion;

Trustee Laak moved, seconded by Trustee Karspeck, to accept the Motion to select Springsted, Waters as the search firm for a new Town Administrator, directing the current Town Administrator Mike Hart to sign the contract. Motion passes 6:0, with Mayor Pro Tem Buckridge absent.

12. Reports

Town administrator Hart requested feedback from the Board regarding the Economic Quarterly Report. Hart gave updates about CDOT's continued activity in town, addressed the police department participating in National Drug Take Back Day April 29th, made mention of upcoming Arbor Day festivities April 22nd, and again addressed possible uses for Old Town Hall. Hart concluded by discussing the agenda calendar for future Board meetings.

Trustee Hindman addressed adding future items to the Board agenda calendar and commented on the organization and dedication of other Trustees and the outpouring of community support for Alex Sabados Day of Kindness; remarking it was a success.

Trustee Baker, no report.

Mayor Mulvihill, Trustee Laak, Trustee Karspeck, and Trustee Dunkelberg all echoed Trustee Hindman's sentiments, commented on how pleased they were with the community turn-out on Alex Sabados Day.

Sargent Anderson provided a brief explanation of the town's participation in National Drug Take Back Day, commenting last year his department received 44 pounds of prescriptions during the event.

13. ADJOURN

There being no further business to come before the Board at this time, the meeting was adjourned at 8:03 p.m.

Approved this 9th day of May, 2017.

APPROVED BY:

ATTEST:

Kathy Webb
Kathy Webb, Administrative Assistant

Steve Mulvihill
Mayor Steve Mulvihill

