

**BOARD OF TRUSTEES  
REGULAR MEETING  
June 9, 2015  
6:30 P.M.**

Board Members Present: Mayor David Gregg  
Mayor Pro-Tem Jan Dowker  
Trustee Chris Buckridge  
Trustee Jennifer Baker  
Trustee Paul Alaback  
Trustee Suzie White

Absent: Trustee Mike Henning

Staff Members Present: Town Administrator Mike Hart  
Town Clerk Mary Cowdin  
Town Attorney Greg Bell  
Town IT Technician Del Hunter  
Senior Accountant Cindy Leach  
Parks and Recreation Director Jeremy Olinger  
Community Development Director Sherry Albertson-Clark  
Accounting Technician Melissa Colucco

Mayor Gregg led the Pledge of Allegiance.

**Citizen Participation**

None.

**Consent Agenda**

**Mayor Pro Tem Dowker moved to approve the consent agenda consisting of the May 26, 2015 Meeting Minutes. Trustee Baker seconded the motion. The motion passed unanimously.**

**Audio-Visual Upgrades and Website Update**

Town IT Technician Del Hunter explained that staff has had ongoing issues with the current audio and visual system. The issues included non-working cameras, audio difficulties and trouble capturing information. Hunter explained staff is still using cassette tapes to record meetings which are time consuming and becoming difficult to find. The system was donated over a decade ago from Comcast and it was old when it was donated. Hunter explained that staff is looking for direction and to allow the Town Administrator to solicit bids for the upgrades.

Trustee Alaback stated it is important for people to be able to access the meetings.

Trustee Buckridge added that keeping the cost as low as possible may lead us back to needing an upgrade again.

Mayor Gregg asked to look at phasing the technology to help with controlling cost.

Mayor Pro-Tem Dowker suggested the possibility of underwriting to sell spots with broadcasting. This could be a way to help the town alleviate some of the costs.

Trustee White agreed with looking at phasing and acknowledged that with the phasing they can start with some of the higher priorities first.

Del also gave an update on the new town website and informed the board it should be launching late summer.

### **Mosquito Update**

Town Parks and Recreation Director Jeremy Olinger presented the board with the 2014 Annual Report showing a recap of last season's mosquito control program, the 2015 contract service proposal with Colorado Mosquito Control, and the first week trap results. Director Olinger explained the current treatment plan is granular. The service zones have been expanded north to Berthoud Lake, south to Hillsdale Park, east to Mary's Farm and Peakview, and west to North County Road 19. Director Olinger introduced Broox Boze from Colorado Mosquito Control and Katie O'Donnell from Larimer County Health Department.

Broox Boze from Colorado Mosquito Control recapped the first week trap results explaining that there was a higher count of 2,100 mosquitos compared to last year's count of 427. Miss Boze added that they are seeing higher counts statewide. Fortunately the trap did not show a disease risk and they did not find one culex species that have the potential to carry West Nile Virus. The state will start testing next week to provide solid numbers on disease risk. Larval treatment started on May 1<sup>st</sup> and they are seeing an increase in the numbers. Miss Boze added that they are doing a weekly surveillance in the areas. She explained that most of the mosquitos are flying in from agricultural areas outside of town and the higher counts could be from the heavy rains. There is some difficulty treating on the agricultural areas due to obtaining permission to access the property from land owners.

Katie O'Donnell from Larimer County Health and Environment explained that mosquitos can travel up to 10 miles a day.

O'Donnell explained that the county monitors the mosquito data weekly and they work closely with CMC and CSU. They update that information on their website which includes trap data across the county. If there is a public risk they start spraying.

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Mayor Gregg mentioned that currently there does not seem to be a West Nile issue but more of a nuisance problem. He asked what triggers the county has in place to start acting when there is a concern to help create policy so staff can act without coming back to the Board.

Miss O'Donnell explained that the county looks at the numbers in regard to actual West Nile risk in the traps. If it is a county wide risk we will spray county wide and Berthoud falls under that.

Mayor Gregg opens to public comment at 7:07 pm.

Adam Stephen of 810 Bunyan Avenue suggested getting a fogging truck to spray and feels that the mosquito population is too high.

Laura Hindman of 348 Turner Avenue stated she has serious concerns about fogging. There are negative health effects and also the fogging does not just kill mosquitos but also kills the beneficial insects that are needed such as bees and butterflies. There are many bee keepers in Berthoud. Miss Hindman mentions that she agrees there is a problem with the population of the mosquitos but since there is no health risk at the moment there are other ways to protect ourselves without the harmful spraying. Miss Hindman asked about code enforcement for property owners who have standing water and ways to report them to the Town and if there will be advanced notification to spraying and fogging so someone can opt out.

Administrator Hart mentioned that contact can be made through the Town website at [berthoud.org](http://berthoud.org) and an email can be sent that goes directly to Town staff.

Mr. Boze added that citizens can also contact Colorado Mosquito Control for standing water reports at [comosquitocontrol.com](http://comosquitocontrol.com).

Frank Lettieri of 120 East Iowa Avenue addressed the board with concerns of the large amount of mosquitos. Lettieri explained he coaches and spends a lot of time on the ball fields with kids. He feels Berthoud is the worse area with the mosquito population compared to other areas. Lettieri understands the concerns for the beneficial insects and suggested different times of day that are less harmful to the bees, notifying bee keepers in advance and looking at different sprays that are less harmful.

Lisa Bauer of 1065 6<sup>th</sup> Street addressed concerns of spraying with information that she researched. Some of the effects that were mentioned where side effects from the spraying of toxic chemicals and that spraying was mentioned as being least effective. The spraying kills the beneficial insects that are needed for food supply. Bauer also mentioned that beneficial insects have a longer life span than mosquitos so while the spraying is killing off the beneficial insects the mosquitos are passing three generations that are allowing them to adapt to the chemicals.

Director Olinger wanted to mention that when the Board met previously it was discussed to expand the zone area which staff has done, there was discussion on adding two additional zones but due to cost it was decided to stay in the town limits. He also wanted to make sure it is understood that testing is not

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that simple. The testing goes to CSU staff which is costly and there is a turn around time. It is not something they get information back right away.

Mayor Pro-Tem Dowker suggested other methods to help avoid mosquitos by keeping areas mowed and being proactive with vegetative fixes with high priority areas.

Trustee Alaback asked if we wanted a better idea of gathering Berthoud's data what are good options and should we test our two traps.

Mr. Boze mentioned that testing traps will not necessarily help with that since weather has such an effect on the mosquito count. Mosquitos could be traveling from a longer distance.

Trustee White asked for clarification on a previous discussion with whether or not to add more traps for data.

Director Olinger replied that after discussion last year the advice given was not to add more traps. The cost was greater than the benefit. The two traps were decided to be adequate coverage.

Mayor Gregg brings the discussion back to the Board for staff direction.

Mayor Gregg is reluctant for government to take on more responsibility in something like mosquitos when it is a nuisance issue. He felt it would be more effective and safer to take personal responsibility by following preventative precautions. Mayor Gregg mentions communication and advertising for the public. Gregg added that he is open to looking at Larimer County for troublesome data as a possible trigger to begin fogging. This goes along with what we have been doing currently with the addition to adding a trigger for staff to know when to spray and not have to come back to the Board for discussion.

Trustee White mentioned the health aspects of spraying with permethrin. White referred to some research on specific studies that showed concerns especially in children. She relayed some examples of side effects and a high proximity to soil for thirty days. Trustee White added there is a line between a nuisance and West Nile. Trustee White felt it is not worth the risk of fogging unless the health risk of West Nile is present.

Trustee Baker agreed with Trustee White and Mayor Gregg and in looking at Larimer Counties triggers.

Trustee Buckridge explained that he does not have the same concerns on the potential risk. He mentioned that Loveland is spraying and they are not seeing side effects. He agreed with county alerts and setting triggers so staff can act without a board meeting but is not reluctant for nuisance spraying programs.

Mr. Boze added that Loveland is only spraying high mosquito areas not the entire town.

Trustee Alaback also agreed with the Board on spraying when needed. He mentioned it is important to recognize the effectiveness of a larvacidal program. Trustee Alaback mentioned concerns about getting

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communication and public notification out with West Nile and if fogging needs to occur so the public can take proper preparation.

Trustee White suggested more education to the public about West Nile prevention, protection and how to self-treat for mosquitos.

Mayor Pro-Tem Dowker added educating the public on natural preventative precautions to help lower the mosquito population.

Miss O'Donnell added that Larimer County highly promotes the education component and offered to give assistance.

Miss O'Donnell explained that Larimer County triggers are an assessment of .5 index vector which is the ratio of mosquitos to mosquitos with West Nile.

Administrator Hart asked if once we test and find there is West Nile present is it too late.

Miss O'Donnell stated no because they are testing daily at the county level.

Mayor Gregg summarized the Board's comments and recommendations. He confirmed that there is a lack of support to spraying at this time for a nuisance issue. There needs to be more communication to the public and suggested getting with Slate Communications for assistance in education and notification. The public can notify staff and/or Colorado Mosquito Control on standing water and code enforcement. Work with Larimer County when trap count data reaches .5 index vector so staff can go into action to get notification out and start fogging process. There is no opting out on a health risk level.

Administrator Hart asked for clarification on if we are spraying the whole community or certain areas.

Mayor Gregg confirmed if it is a health risk then the entire community should be sprayed.

Miss Boze suggested fogging within a week of trigger.

Mayor Gregg called for a recess at 8:11 p.m.

Mayor Gregg called the meeting back into session at 8:18 p.m.

**Financial Statement 2015**

Town Senior Accountant Cindy Leach presented the board with a copy of the April 2015 Financial Reports. Accountant Leach asked if there were any questions or suggestions from the board or staff.

Trustee White suggested in regard to expenditures breaking out salaries from administration.

Mayor Pro-Tem Dowker added that this would help understand the percentage in departments that are salaried over all other department costs.

Mayor Gregg noted that revenue is over in most categories year to date.

Accountant Leach explained some revenue categories are up such as licensing, development fees, and property tax. Leach added that property tax comes in the beginning of the year so we may see that level off.

Trustee White suggested adding side notes next to items that are showing over budget to explain why they are reporting over.

Accountant Leach explained that there are some costs like insurance that are paid in the beginning and will report over budget but in reality it levels out over the year.

Trustee Buckridge suggested adding a percentage threshold.

Mayor Gregg added breaking down the revenue would help to have a better idea to generate investments and capital improvement planning.

**Mayor Pro Tem Dowker moved to accept the April 2015 Financial Reports. Trustee Baker seconded the motion. The motion passed unanimously.**

#### **2014 Audit**

Wendy Swanhorst of Swanhorst & Company LLC presented the Board with the 2014 audit. Miss Swanhorst explained that the financial condition is good, there were no major concerns. She explained that the report provided goes over specific findings and a few recommendations.

**Mayor Pro Tem Dowker moved to accept the 2014 Audit. Trustee Buckridge seconded the motion. The motion passed unanimously.**

#### **Hoime Development Annexation Serials 1 and 2 – Zoning and Concept Plan**

Community Development Director Albertson-Clark presented the Board with a request to approve zoning and Concept Plan for property known as the Hoime Development. The property is located on the north side of Larimer County Road 10E between Larimer County Road 17 (Taft) and 1<sup>st</sup> Street. The request is to zone to R1 single-family district. The applicant proposes 12 single-family lots which include one existing home, a cul-de-sac which is the one access road. The Planning Commission considered the zoning and Concept Plan at the April 23, 2015 Commission meeting. The Commission voted unanimously to recommend approval of the zoning and voted 4-0 with 2 abstentions to the recommended approval of the Concept Plan. The Commissioners suggested the following considerations; to widen the road to meet minimum standards in width, look into the offer for pedestrian connectivity along Larimer County

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Road 10E (sidewalk), shift the location of the detention pond, and consider larger lot sizes to be more compatible with the existing neighborhood.

Director Albertson-Clark added that a petition had been included in the packet. She mentioned that she had not heard any further concerns and believes the applicant has been in contact with the residents of the neighboring Ranchettes subdivision.

Staff believes that the zoning is consistent with the Concept Plan and is recommending approval of the Hoime Zoning and Concept Plan.

The applicant, Alex Hoime addressed the Board and explained the updates from the original submittal including a few additions. Mr. Hoime explained the difference in layout, lot 12 swapped with lot 8. The main focus was to blend into the neighboring lots. Mr. Hoime is proposing a sidewalk to improve safety between the Ranchettes and mentioned that there is currently a shoulder along the county road. He mentioned that he is working with three local builders for a high quality build and comparable prices. Mr. Hoime is also proposing a sand volleyball court and detention pond. Mr. Hoime confirmed since the petition he had been working with petition signers and the surrounding community.

Mayor Gregg opened the subject to public comment at 9:00 p.m.

Amy Hocking of 2029 Breckenridge Drive appreciates the thoughtfulness of continuity and the proposed sidewalk but still feels the lot sizes are too small and also has concerns with the detention pond attracting mosquitos.

John Frecks of 2261 Breckenridge Drive asked if the sidewalk would be installed at the beginning or end of the development.

Mayor Gregg closed the subject to the public at 9:03 p.m.

Mr. Hoime responded that the sidewalk is proposed at time of development and explained that the requirement on the detention pond is not designed to hold water but to redirect storm water.

Mayor Gregg added he wished he had more projects like this. There is a local developer working with local builders. The site plan meets the comprehensive plan. Between concept and final Mayor Gregg asked to look into the set back requirements in regard to 10E and new local road, and look into the existing driveway that looks like it is straddling the lot line on lot 6.

Mayor Pro-Tem Dowker said it was great to see Mr. Hoime and residents working together and he answered every question and concern that has been asked.

**Trustee Buckridge moved to Adopt Ordinance No. 119 7 Zoning the Hoime Development Annexation Serials 1 and 2 into the R-1 Single-Family District finding that the proposed zone is in compliance with**

**the Town's Comprehensive Plan Preferred Land Use Map. Mayor Pro-Tem Dowker seconded the motion.**

**Trustee Buckridge moved to approve the Hoime Development Concept Plan finding that the proposed plan meets the Concept Plan Review Criteria and conforms to the R-1 Single-Family District. Trustee Baker seconded the motion.**

### **Reports**

Director Albertson-Clark gave an update on single family permits. She explained that the Town is at 46 year to date. Staff is still seeing roofing permits. She also added her replacement, Curt Freese, will start on July 1, 2015.

The Board thanked Director Albertson-Clark for all her hard work and expressed gratitude.

Administrator Hart updated on the storms last Thursday and gave deep appreciation to the Larimer County Sheriffs and the Berthoud Fire Department. He mentioned that he will be on vacation next week. Administrator Hart also thanked Attorney Bell for all the work on the Love's and Wilson Agreements.

Attorney Bell reported that by late that afternoon the agreements with Love's and Wilson Ranch had been signed.

Mayor Gregg reported that they had a well-attended Berthoud Day. Mayor Gregg will not be at next board meeting on June 23, 2015. He recognized Town Administrator Hart in addition to the Sheriff's Department and Fire Department for all their efforts during the storms.

Mayor Pro-Tem Dowker reported she will be attending the upcoming Colorado Municipal League Conference.

Trustee Baker reported that Berthoud Day and the parade had an excellent turnout. She will attend the Transportation Summit and the I-25 Plan is taking off this year. Trustee Baker also thanked the Sheriff's and Fire Departments and mentioned adding reverse 911 calls for emergency notification.

Trustee Buckridge reported that the Historic Preservation Advisory Committee will be rescheduling their meeting and the date is not determined at this time.

Trustee Alaback attended a bike tour of water projects around Denver. The tour was well organized and informative.

Mayor Gregg also wanted to acknowledge the positive interaction between the Larimer County Sheriffs and kids for Berthoud Day.



Trustee White added that a teacher from Berthoud High School gave several compliments about Sergeant Jim Anderson and the positive interaction he has with the students.

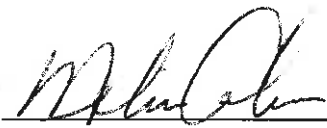
Mayor Gregg suggested a motion to move into executive session for determining matters that may be subject to negotiations, strategy or instruction of negotiators with the meeting adjourning after executive session.

**Mayor Pro Tem Dowker moved to go into Executive Session with the meeting adjourned following the executive session. Trustee Buckridge seconded the motion. The motion passed unanimously.**

**The board moved into executive session at 9:37 p.m.**



Jan Dowker-Mayor Pro-Tem



Melissa Colucco  
Accounting Technician