

**BOARD OF TRUSTEES  
REGULAR MEETING  
JUNE 24, 2014  
BOARD ROOM  
6:30 P.M.**

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

Staff Members Present: Town Administrator Mike Hart  
Accountant Faith Smith  
Planner Tim Katers  
Engineer Stephanie Brothers  
Attorney Bruce Fickel  
Attorney Greg Bell  
Administrative Clerk Jory Haslett

Mayor Gregg led the Pledge of Allegiance.

Mayor Gregg recognized Attorney Bruce Fickel for his service to the Town. Former Mayor Milan Karspeck read a tribute to Attorney Fickel. Former Mayor Tom Patterson also gave a brief thank you address to Attorney Fickel. Mayor Gregg thanked Attorney Fickel and presented him with a plaque. Attorney Fickel then addressed the Board and the audience.

Town Administrator Hart asked to pull Item 7, Building Permit Survey, from the Regular Agenda.

**Citizen Participation**

Mike Pelfrey, 5492 W. CR 8E, addressed the Board as President of the Berthoud Youth Athletics Association. He has seen an increasing need for more support of, and space for, youth sports programs in Berthoud.

Carol Brewer, 705 7<sup>th</sup> Street, addressed the Board regarding the Berthoud Farmer's Market. The first market will be on July 12<sup>th</sup> in Campion. She expressed concern that the Town's vendor fees and park policies have made it difficult to have the market in Town. She would like a festive, cultural atmosphere in Berthoud that includes farmer's markets and "Nights on the Town" and

asked the Town work with the interested volunteers to develop sensible ordinances with reasonable fees for vendor events.

Administrator Hart stated that a meeting with Town Staff might be useful in addressing these issues.

Jean Chance, 905 Longview, addressed the Board regarding the Rose Farm Development. She would like to know how to find out more information regarding the process and progress of the development. Mayor Gregg asked that she contact Planner Katers.

Keith Hancock, addressed the Board and stated that the Farmer's Market has been in contact with Town Staff trying to organize a time and place for the market.

Katherine Dunlevy-Wilson, 905 Spartan Avenue, would like additional public comment time for the Rose Farm Development.

### **Consent Agenda**

The consent agenda consisted of the Minutes of June 10, 2014 and the May 2014 Bills Allowed.

**Mayor Pro Tem Dowker moved to approve the Consent Agenda. Trustee Baker seconded the motion. The motion passed unanimously.**

### **Larimer County Open Space**

Account Smith gave a brief overview of the Open Space Tax and introduced Kerri Rollins from Larimer County Open Lands Program.

Ms. Rollins stated that the county-wide survey indicated that the citizens want more open spaces and trails. She gave a brief history of the Help Preserve Open Space sales tax and explained the revenue division among the county and municipalities.

The county is asking for feedback from the municipalities regarding a change in the division of the sales tax revenue between the county and the municipalities. There is also a proposed change to the make-up of the Open Lands Volunteer Advisory Board to account for growth in the county.

Trustee Alaback commented on the number of awards the Open Space study won and the process of the survey.

Mayor Gregg asked that Ms. Rollins send the updated calculations to Staff, who will distribute to the Board.

Administrator Hart stated that given the amount of calculations that must be considered, he is unsure if Staff can provide a recommendation by the July 8<sup>th</sup> meeting.

#### **Award Bid – Water Booster Station**

Engineer Brothers presented the bid results for the water booster and fill station project. Velocity was the lowest bid and they have previous worked on projects for the Town. Staff recommends awarding the bid to Velocity.

**Trustee Henning moved to award the bid for the installation of the booster and fill stations to Velocity in the amount of \$267,111.00. Trustee Buckridge seconded the motion. The motion passed unanimously.**

**Mayor Pro Tem Dowker moved to approve Resolution 10-14 for a Supplemental Budget Appropriation for the Water Capital in the amount of \$365,000. Trustee Alaback seconded the motion. The motion passed unanimously.**

#### **Public Hearing – AT&T Cell Tower**

Mayor Gregg opened the public hearing at 8:00 PM.

Planner Katers presented the proposed AT&T/New Cingular wireless communications antenna on the Heron Lakes property near the intersection of Road 10E and Highway 287. The antenna structure will be a 70' tall monopole located just north and east of the Berthoud water tank. The site will also include a 12' x 28' equipment shelter.

Mark McGarry, 3308 Birch Road in Frederick, addressed the Board representing AT&T.

Mayor Gregg opened public comment at 8:36 PM. Seeing no interested parties, Mayor Gregg closed public comment at 8:36 PM.

Mayor Gregg stated that the proposed location is well suited to the tower. Trustee White stated that the tower is a minimal impact compared to the water tank. Trustee Baker stated that she is in favor of minimizing impact by locating the tower near the water tank.

Mayor Pro Tem Dowker addressed the loss of lease money to the Town and asked if AT&T would be willing to off-set the loss by making a contribution to the Town. Mr. McGarry stated that AT&T may be willing to share in the costs with the Town in upgrading the power and fiber at the location.

Mayor Gregg closed the public hearing at 8:42 PM.

**Trustee Henning moved to approve the conditional use for an AT&T/New Cingular cell installation on Tract F of the Heron Lakes PUD First Filing with the following conditions:**

- 1. Administrative approval of a Site Plan limiting tower height to 70 feet, and**
- 2. Color of tower and all associated improvements to be best match with current Town of Berthoud water tank.**

**Trustee White seconded the motion. The motion passed unanimously.**

### **Family Center**

Attorney Fickel presented an update on the Recreation District funding endowment and several proposals to fund the recreation center, including co-locating with other organizations such as La Familia and Boys and Girls Club to provide more services to the Town.

He also proposed the creation of a Health, Education and Welfare District, which could also fund other community programs as well as recreational activities.

Trustee Alaback stated that there must be a clear deliverable product to present to the citizens before a mill levy is proposed.

Administrator Hart stated that the Boys and Girls Club would be interested in partnering with the Town. He asked if the Trustees would like Attorney Fickel and him to meet with the Boys and Girls Club Board.

Trustee White stated that the Town should seriously consider partnering with La Familia given the broad range of services that they provide to the community. She thinks a smaller facility that serves children and seniors makes sense.

Mayor Gregg stated that he is in favor of partnerships and building the facilities in phases. He would like a working group to move the project forward. He thinks focusing on a single agency is the best avenue to pursue.

Trustee Henning stated that public input is required moving forward.

Trustee Buckridge stated that he is in favor of a phased approach, with input from the community.

Mayor Gregg summarized that Staff reach out to several agencies with a proposal package.

Attorney Fickel stated that it is important to get the community informed to move forward and gave the example of the Milliken Skate Park in getting funds from GOCO.

### **Town Survey**

Attorney Fickel presented the draft survey and the process of taking the survey. Mayor Gregg stated that it is important to get feedback from the community and he looks forward to the broader discussion on communication on July 15<sup>th</sup>. Trustee Baker stated that Windsor has completed several surveys.

Attorney Fickel encouraged one-on-one conversations between the citizens and the Trustees.

### **Reports**

Attorney Bell reported on the recent CML conference that had several interesting sessions regarding signage and Robert's Rule of Order.

Trustee Henning also reported on the CML conference. He stated that the presentation regarding communications was of particular interest. There was also a session regarding creating a business friendly environment.

Trustee Henning also stated that he feels like the Berthoud Farmer's Market discussion was rushed tonight. He reported on the status of contacting area food trucks to receive their feedback.

Trustee Henning would also like to add a past business item to the agenda for follow up on items that came before the Board in previous meetings. Mayor Gregg stated that historically those follow-up questions were addressed in the reports agenda item.

Trustee White also reported on the CML conference. She also reported on an article regarding new businesses in Wellington.

Mayor Pro Tem Dowker stated that the all the activities in Berthoud on Saturday were a huge success. She also stated that tonight was the first night she heard that the Farmer's Market was moving to Campion.

Trustee Baker reported on the CML conference, which was an excellent learning experience.

Trustee Buckridge thanked Administrator Hart for following up on the bike trail complaints.

Trustee Alaback reported that he attended the NCWCD East Slope tour, which was very interesting. He also reported on the Quilt Show and heard feedback from vendors regarding a two day event. Trustee Alaback reported on the ditch area near 8<sup>th</sup> street and the mosquito issue at that location. He also feels that the discussions regarding the Farmer's Market was rushed.

Attorney Bell reported that the tire pile issue went to court last week.

Attorney Fickel stated that he plans on following up the Farmer's Market issue with the Chamber tomorrow and feels that the issues could be resolved easily.

Mayor Pro Tem Dowker reported on the Rose Farm issue and her suggestion that the neighbors address the Board regarding concerns.

Rudy Hemmann asked about the status of the residents on the Richardson property. Attorney Bell reported that he has been in contact with them and they are working to relocate.

Administrator Hart reported on a meeting regarding Town water issues.


**Mayor Gregg moved to adjourn to Executive Session for the purposes of discussing personnel issues and to discuss matters that may be subject to negotiations, strategy or instruction of negotiators and to receive legal advice. He further moved to adjourn the Regular Meeting from Executive Session. Mayor Pro Tem Dowker seconded the motion. The motion passed unanimously.**

Mayor Gregg adjourned the Regular Meeting to Executive Session at 10:10 PM.



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Mayor David Gregg



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Jory Kate Haslett  
Administrative Clerk