



MEETING OF THE TOWN BOARD

Town Board Room
807 Mountain Avenue
Town of Berthoud, Colorado
Tuesday, March 27, 2018 6:30 p.m.

I. REGULAR MEETING CALLED TO ORDER

Mayor Steve Mulvihill called the meeting to order at 6:30 p.m.

II. PLEDGE OF ALLEGIANCE

Mayor Steve Mulvihill led the pledge of allegiance.

III. ROLL CALL

Michelle Adams, Deputy Town Clerk, called the roll call. Mayor Mulvihill, Pro-Tempore Buckridge, Trustee Baker, Trustee Dunkelberger, Trustee Hindman, Trustee Karspeck, Trustee Laak, Christopher Kirk, Greg Bell and Christian Samora were present at the meeting.

IV. CITIZEN PARTICIPATION

Pete Tomassi at 725 Canyonland Street; came up to say thank you to Pro-Tempore Buckridge, Trustee Baker, Trustee Dunkelberger and Mayor Mulvihill. Acknowledge their service to Berthoud and the giving of their time to Berthoud.

V. SCHEDULED ITEMS

1. Consent Agenda

Consent Agenda items are considered to be 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) Approval of Agenda
- b) Approval of Minutes: March 13, 2018
- c) Financials for December 2017
- d) Financials for January 2018
- e) Bills Allowed for January 2018
- f) Proclamation – Parkinson's Awareness Month
- g) Proclamation – 2018 Arbor Day in Berthoud
- h) Day of Kindness Request

Pro-Tempore Buckridge motioned to approve the items on the Consent Agenda. Trustee Dunkelberger seconded the motion, with all in favor THE MOTION CARRIED.

2. Development Code Revisions, 2nd Reading

Ordinance 1237 amending Chapter 30, Sections 1-6 of the Development Code of the Town of Berthoud, for the purpose of amending and revising the Development Code

Curt Freese gave a recap of the Development Code Revisions and that a site triangle had been added. He also stated that our Town Attorney looked at the wording and changes were made accordingly. Building and Planning sent out letters to the developers to make them aware of the Development Code changes and its effective date.

The Board discussed with Curt some clarifications and what they would like to see later. The Board agreed that this was a living document that will change the growth and development of our community and their education and understanding of the needs of our Berthoud Community. The Board also agreed that they wanted to have positive standards for our Berthoud Community.

Trustee Hindman motion to approve Ordinance 1237, an ordinance of the Town Board, Town of Berthoud, Colorado amending Chapter 30, Sections 1-6 of the Development Code of the Town of Berthoud, for the purpose of amending and revising the Development Code. Staff was directed to look into relaxing the awning requirements, community garden, look into notice requirements beyond the 300 feet and road buffers and to get with tree committee. With the finding that this needs to take place immediately for health, welfare and safety of the community. Trustee Laak seconded the motion, with all in favor THE MOTION CARRIED.

3. Lightfoot LLC Annexation Finding of Fact

Resolution 2018-13 setting forth findings of fact and determinations regarding the eligibility for annexation of the Lightfoot LLC Annexation pursuant to C.R.S. 31-12-114 (10)

Curt Freese gave a presentation of Lightfoot Annexation and explained this was three parts.

4. Lightfoot LLC Annexation – Public Hearing

Ordinance 1239 annexing property known as the Lightfoot Annexation to the Town of Berthoud, Colorado

Susanne Hull at 5058 Haulsen Place is one of the owners of this property and stated that this was win-win for all parties involved.

5. Lightfoot LLC Zoning

Ordinance 1240 to establish the zoning of a property known as the Lightfoot Annexation, newly annexed into the Town of Berthoud

Trustee Laak motion to approve Resolution 2018-13, a resolution of the Town board, Town of Berthoud, setting forth findings of fact and determinations regarding the eligibility for annexation of the Lightfoot LLC annexation pursuant to C.R.S 31-12-114(10). Trustee Dunkleberger seconded the motion, with all in favor THE MOTION CARRIED.

Trustee Laak motion to approve Ordinance 1239, an ordinance of the Town Board, Town of Berthoud, Colorado, annexing a property known as the Lightfoot Annexation to the Tow of Berthoud, Colorado. Trustee Dunkleberger seconded the motion, with all in favor THE MOTION CARRIED.

Trustee Laak motion to approve Ordinance 1240, an ordinance of the Town Board, Town of Berthoud, Colorado, establishing zoning for a property known as the Lightfoot Annexation, newly annexed to the Town of Berthoud, Colorado. Trustee Baker seconded the motion, with all in favor THE MOTION CARRIED.

6. Wastewater Vector Truck

Stephanie Brothers gave an introduction to the selling of the Wastewater Vector Truck and explained why Ramey Environmental Services would be a good fit for the Town of Berthoud to utilize.

The Board asked questions to get some clarification of what it would mean for the Town of Berthoud. Also, to clarify the maintenance schedule would be caught up.

Wayne Ramey with Ramey Environmental came up and explained what they can provide to Berthoud. That they will jet clean and video 66,000 feet of pipe. This is a cost of \$1.06/foot. That they will be able to provide manpower and equipment to complete the entire collection system. This would be a schedule of every three years.

Trustee Hindman motion to authorize the Town Administrator to sell the Town's Vector Truck to Ramey Environmental Services. Trustee Dunkelberger seconded the motion, with all in favor THE MOTION CARRIED.

7. Water Rights Dedication Ordinance, 2nd Reading

Ordinance 1238 concerning water rights dedication requirements and adopting new water rights dedication requirements.

Chris Kirk gave an overview of the first reading of the Water Rights Dedication Ordinance. The language was change to the multi-tenant commercial buildings will be assigned a value of 0.5 SFE per 1,000 square feet of building. Also, that any dedicated water rights that require a change in use to be processed through water court. There is a proposed revision to the ordinance that limits the developers costs to the actual costs incurred by the Town in processing the change.

Mayor Pro-Tempore Buckridge motion to approve Ordinance 1238, an ordinance of the Town Board, Town of Berthoud, concerning water rights dedication requirements and adopting new water rights dedication requirements. Trustee Baker seconded the motion, with all in favor THE MOTION CARRIED.

8. Berthoud Fire IGA

Chris Kirk gave an introduction to the Berthoud Fire IGA intragovernmental agreement between the Town of Berthoud and Berthoud Fire Protection District.

Chief Charles stated that we have had this agreement back in 1998 and that Heron Pointe brought to light that changes need to be made to the agreement. This new agreement will benefit all of us. A question was asked about another building. Chief Charles stated that they are looking to have another building around County Road 56 and County Road 7.

Trustee Dunkelberger motion to approve the Intergovernmental Agreement between the Town of Berthoud and the Berthoud Fire Protection District. Trustee Baker seconded the motion, with all in favor THE MOTION CARRIED.

VI. Executive Session

Mayor Mulvihill motioned to go into Executive Session Pursuant to C.R.S. § 24-6-402(4)(e)(I) to determine positions relative to matters that may be subject to negotiations and the following details are provided: Old Town Hall Proposal. Trustee Baker seconded the motion, with all in favor THE MOTION CARRIED.

Executive Session started at 8:13 p.m. and the Board returned to regular session at 8:56 p.m.

VII. Elected Official Reports

Trustee Hindman reported that PORT had meeting with Trails Consultant last Wednesday. He also Reminded everyone that April 4 from 5-6:30 p.m. Open House for the public to give their feedback. Also, the School District is having their master plan meeting tomorrow morning from 10 a.m. to Noon for Berthoud. They are seeking input from the community.

Trustee Baker reported that next Thursday is the MPO meeting in Greeley and that it will be her last meeting. If anyone is interested that seat will be open.

Mayor Pro-Tempore Buckridge had nothing to report.

Trustee Karspeck reported that he was contact by James S for a commuter rail known as FRONT. The speaker of House in the State of Colorado wrote in support of bringing one from Colorado Springs to Cheyenne. There are still more details to be worked out.

Trustee Dunkelberger reported that she had her last Planning and Zoning meeting last week. The Youth Advisory will be meeting with the Loveland Youth Advisory about Rising Above. The Mural Rising Above will be at Day of Kindness this Saturday March 31, 2018 and travel around to all the schools. She also talked about what would be at Day of Kindness.

Trustee Laak reported March 23 there was an introduction of Chris Kirk our Town Administrator and Our Town of Berthoud. There were about seven businesses that showed up. Felt it was good feedback and it was good that Chris could explain our plans to them. Arbor day will be the 21st of April. They would like to double the attendance from last year. It will be held at Roberts Park.

Mayor Mulvihill reported that he will be participating in the Day of Kindness.

VIII. AGENDA REVIEW

IX. ADJOURN

Mayor Mulvihill adjourned the meeting at 9:20 p.m.

Michelle Y Adams
Town Clerk/Deputy Clerk



William Karspeck
William Karspeck, Mayor