



TOWN OF WELLINGTON

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BOARD OF TRUSTEES
June 22, 2010
LEEPER CENTER – 3800 WILSON AVE.

REGULAR MEETING – 7:30 PM

AGENDA

CALL TO ORDER - PLEDGE OF ALLEGIANCE

ROLL CALL

ADDITIONS TO OR DELETIONS FROM THE AGENDA

CONFLICTS OF INTEREST

PUBLIC TO BE HEARD ON NON-AGENDA ITEMS

CORRESPONDENCE

PRESENTATIONS

CONSENT AGENDA

- Board of Trustee Minutes for June 8, 2010
- CAC Minutes for May 6, 2010
- CAC Minutes for May 17, 2010
- Wellington Municipal Court Report for June 2, 2010
- Larimer County Sheriff's Report for May
- Boxelder Stormwater Authority Minutes for May 20, 2010

LIQUOR LICENSE REVIEW BOARD

1. Beauregard's Renewal
2. Special Event Liquor License

NEW BUSINESS

3. CAC - 4th of July
4. Update – Sixth Street Undergrounding
5. Update – 3W Water
6. Bills for Approval
7. Town Attorney Update
8. Town Administrator Update
9. Executive Session

SCHEDULING OF WORK SESSIONS

OTHER

ADJOURN

BOARD OF TRUSTEES
REGULAR BOARD MEETING
June 22, 2010

The Regular Board Meeting was called to order at 7:30 p.m. June 22, 2010 at the Leeper Center 3800 Wilson Ave, Wellington CO.

TRUSTEES PRESENT: MIKE STEELY, TRAVIS STEVENS, ERNEST CIENFUEGOS-BACA, and JACK BRINKHOFF

TRUSTEES ABSENT: DAVID NOE and MISHIE DAKNIS

PRESIDING: TRAVIS VIEIRA, MAYOR

ALSO PRESENT: LARRY LORENTZEN, TOWN ADMINISTRATOR
CYNTHIA SULLIVAN, DEPUTY CLERK
BRAD MARCH, TOWN ATTORNEY
BILL BODKINS, PUBLIC WORKS DIRECTOR

Additions to or deletions from the agenda

None

Conflicts of Interest

Mayor Vieira said since he is the assistant manager for a business that has 2 liquor licenses and it might be perceived as a conflict of interest for him to participate in liquor licensing. He said he would step down during Liquor License Board and have Mayor Pro-tem Stevens run this portion of the meeting.

Public to be heard on non-agenda items.

None

Correspondence

None

Presentations

None

Consent Agenda

- Board of Trustee Minutes for June 8, 2010
- CAC Minutes for May 6, 2010
- CAC Minutes for May 17, 2010
- Wellington Municipal Court Report for June 2, 2010
- Larimer County Sheriff's Report for May, 2010
- Boxelder Stormwater Authority Minutes for May 20, 2010

TRUSTEE BRINKHOFF MOVED AND TRUSTEE CIENFUEGOS-BACA SECONDED to approve the consent agenda. Roll call was taken and the motion passed unanimously.

Mayor Vieira closed the Regular Board Meeting at 7:35pm and Mayor Pro-tem Stevens opened the Liquor License Review Board. Roll call was taken and all members were present except Trustees Noe and Daknis.

LIQUOR LICENSE REVIEW BOARD

1. Beauregard's Renewal

Mayor Pro-tem Stevens said there was one violation. Trustee Brinkhoff said following review he felt the compliance check was more of a health department issue not a liquor license issue. Mr. March said he did not feel that health department issues were a basis for denial of a liquor license. Jonathan Rashleigh, the applicant, asked for clarification on the violation. Mr. March said that the Sheriff's department did a check of the premises and found a container of premix liquid that was not refrigerated. Mr. Rashleigh said the health department requires that the area around the container be clean but it does not require that it be refrigerated. Ms. Sullivan said that the officers had done a follow up report and everything was fine. Mayor Pro-tem Stevens asked about the controlled substance call. After discussion it was found that this was a call made by employees of Beauregard's. Mr. Rashleigh said that they had refused to serve a customer because of her condition.

TRUSTEE BRINKHOFF MOVED AND TRUSTEE CIENFUEGOS-BACA SECONDED to approve the renewal of Liquor License for Beauregard's Restaurant. Roll call was taken and the motion passed Mayor Vieira abstained.

2. Special Event Liquor License

Mr. March said this item was withdrawn from the agenda.

Mayor Stevens closed the Liquor License Review Board at 7:42 pm and reopened the Regular Board Meeting. Roll call was taken and all members were present except Trustees Noe and Daknis.

NEW BUSINESS

3. CAC – 4th of July

Trustee Brinkhoff wanted to let the Board know that CAC would be renting additional port-o-lets for the tracker pull.

4. Update – Sixth Street Undergrounding

Mr. March updated the board on the status of signatures from the property owners. He said we have until July 1st. If we don't get all the signatures in time then we will have to look at establishing special improvement district.

5. Update – 3W Water

Mr. March said this issue goes to the County Commissioners late next month or early August and goes to the County Planning Commission in July.

A member of the public asked who is responsible to make sure the water going back into the system is clean. Mr. Lorentzen explained that the State has specific regulations that have to be met to allow the water back into the system. It is the responsibility of the owner to make sure the water meets those standards. Mr. Seaworth has a discharge permit with the State Health Department. The water is sampled and tested. The results can be viewed on the States website.

6. Bills for Approval

E-Z Pour Ready Mix	\$ 1,183.20
Stephanie Bodkins	1,300.00
Courtesy Lawn & Tree Care Inc.	1,602.75
GE Betz, Inc.	2,272.56

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Stantec	2,831.49
Blaster Bouncer Jumping Castles, Inc.	3,620.00
Courtesy Lawn & Tree Care Inc.	1,490.00
Univar	1,708.02
StoneBraker Fireworks CO.	10,210.00
Larimer County Sheriff	<u>305,252.82</u>
	\$331,470.84

TRUSTEE STEELY MOVED AND TRUSTEE STEVENS SECONDED to approve the bills in the amount of \$331,470.84. Roll call was taken and the motion passed unanimously.

7. Town Attorney Update

- None

8. Town Administrator Update

Larry updated the Board on the following:

- New Building permits still coming in.
- Park Meadows outlet to the detention pond
- Nothing new on the proposed Chicken Plant
- Seniors Van should be here in couple of weeks
- Advanced Tank advancing quickly
- No new inquires from McDonald's
- Mirimont having drainage issues
- Drainage on Fox Property

Larry asked the Board to leave their laptops so they can be upgraded with the new email icon before the next meeting.

Scheduling of Work Session

A work session on Email update was scheduled for 7:00pm July 13, 2010.

Other

Trustee Steely asked if a tractor with metal wheels could be in the parade. Mr. Bodkins said he did not see a problem.

Trustee Cienfuegos-Baca asked for an update on the parks project. Larry said he has talked to BHA they should be getting the revised draft plans to staff. They should be ready for the Board in a month.

Trustee Brinkhoff mentioned the Ice Cream Social and asked who would be there to help serve. All the members present said they would help serve.

Mayor Vieira said we have the Big Red Wagon for the Day. He said there would be enough room for Board members and some family.

9. Executive session

Mr. March explained why there was a need for an executive session.

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On motion by Trustee Brinkhoff, seconded by Trustee Steely the board voted unanimously to convene in executive session to meet with the Town attorney to discuss legal issues related to the Wellington South subdivision related to the irrigation system and other improvements, the development agreement(s) and other contracts as well as the proceeds of the developer's letter of credit. The board voted to go into executive session as allowed by CRS § 24-6-402 (4) (b) allowing conferences with an attorney for the local public body for the purposes of receiving legal advice on specific legal questions. The Town attorney advised that as allowed by CRS § 24-6-402 (II) (d.5) (B) the executive session would not be recorded.

No recording was taken of this session.

TRUSTEE STEELY MOVED AND TRUSTEE CIENFUEGOS-BACA SECONDED to come out of executive session. Roll call was taken and all members were present except Trustees Noe and Daknis.

TRUSTEE BRINKHOFF MOVED AND TRUSTEE STEVENS SECONDED to adjourn the meeting. Roll call was taken and the motion passed unanimously. Meeting adjourned at 8:38pm.

ATTEST:

Cynthia Sullivan, CMC
Deputy Town Clerk