



TOWN OF WELLINGTON

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BOARD OF TRUSTEES
May 25, 2010
LEEPER CENTER – 3800 WILSON AVE.

WORK SESSIONS – Non-Profit Policy
6:30PM

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 May 11, 2010
- Municipal Court Report for May 5, 2010
- Boxelder Stormwater Authority for April 15, 2010

LIQUOR LICENSE REVIEW BOARD

1. Cantina Liquor

NEW BUSINESS

2. Ordinance 5-2010 - Xcel Franchise Agreement – 2nd Reading
3. Ordinance 5-2010 Prohibitng Medical Marijuana Dispensaries
4. Resolution 11-2010 – Street Closure for 4th of July
5. Resolution 12-2010 - Street Closure for Circus
6. Resolution 13-2010 - Sixth Street Electric Undergrounding
7. Discussion - Letter of Credit and Punch List - Knolls/Boxelder Commons
8. Discussion - Wellington Village Default on Park Improvements
9. Purchase Request – Gear Reducer for A-Basin
10. Bills for Approval
11. Town Attorney Update
12. Town Administrator Update

SCHEDULING OF WORK SESSIONS

OTHER

ADJOURN

BOARD OF TRUSTEES
REGULAR BOARD MEETING
May 25, 2010

Following a work session on non-profit policy the Regular Board Meeting was called to order at 7:30 p.m. May 25, 2010 at the Leeper Center 3800 Wilson Ave, Wellington CO.

TRUSTEES PRESENT: MIKE STEELY, TRAVIS STEVENS, DAVID NOE, ERNEST CIENFUEGOS-BACA, and MISHIE DAKNIS and JACK BRINKHOFF

TRUSTEES ABSENT: NONE

PRESIDING: TRAVIS VIEIRA, MAYOR

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

Additions to or deletions from the agenda

None

Conflicts of Interest

None

Public to be heard on non-agenda items.

None

Correspondence

None

Presentations

None

Consent Agenda

- Board of Trustee Minutes for May 11, 2010
- Municipal Court Report for May 5, 2010
- Boxelder Stormwater Authority for April 15, 2010

Trustee Stevens had a couple of corrections.

Mr. March said he also has a couple of corrections.

Trustee Cienfuegos-Baca asked for clarification on an item in the Municipal Court Report.

TRUSTEE BRINKHOFF MOVED AND TRUSTEE DAKNIS SECONDED to approve the consent agenda with corrections. Roll call was taken and the motion passed unanimously.

Mayor Vieira closed the Regular Board Meeting at 7:35pm and opened the Liquor License Review Board. Roll call was taken and all members were present.

LIQUOR LICENSE REVIEW BOARD

1. Cantina Liquor

Robert Pfankuch, owner was present for questions.

TRUSTEE STEVENS MOVED AND TRUSTEE NOE SECONDED to approve the renewal of Liquor License for Cantina Liquor. Roll call was taken and the motion passed unanimously.

Mayor Vieira closed the Liquor License Review Board at 7:38 pm and reopened the Regular Board Meeting. Roll call was taken and all members were present.

NEW BUSINESS

2. Ordinance 5-2010 – Xcel Franchise Agreement – 2nd Reading

Mr. March said this item needs to be tabled because it did not get published correctly. He explained what the requirements are for the publishing of public hearing notice and the approval of franchise agreements. He went through a couple of issues in the agreement that regard time periods of notifying the other entity.

TRUSTEE NOE MOVED AND TRUSTEE BRINKHOFF SECONDED to table ordinance 5-2010 because of publication issues. Roll call was taken and the motion passed unanimously.

3. Ordinance 6-2010 – Prohibiting Medical Marijuana Dispensaries

Mr. Lorentzen said the Governor has not signed the state regulation yet.

TRUSTEE NOE MOVED AND TRUSTEE DAKNIS SECONDED to table this item as the Governor has not signed it into law. Roll call was taken and the motion passed unanimously.

4. Resolution 11-2010 – Street Closure for 4th of July

Mr. Lorentzen said CAC is asking for the additional closure for 1st street from Cleveland to Kennedy and Fourth Street from Cleveland to Garfield.

TRUSTEE DAKNIS MOVED AND TRUSTEE CIENFUEGOS-BACA SECONDED to approve Resolution 11-2010 Street closures for the 4th of July. Roll call was taken and the motion passed unanimously.

5. Resolution 12-2010 – Street Closure for Circus

Mr. Lorentzen said this is the same wording used the last time the circus came to town. It covers the temporary use of Outlot C, the closure of Fifth St and the use of a fire hydrant at no charge.

Mr. Lorentzen asked Mr. Nelson to get approval in writing from the property owner so the town can access it to mow the lot.

TRUSTEE NOE MOVED AND TRUSTEE DAKNIS SECONDED to approve Resolution 12-2010 closing streets for the circus. Roll call was taken and the motion passed unanimously.

6. Resolution 13-2010 – Sixth Street Electric Undergrounding

Mr. March said he would like to go ahead with the updated resolution. He said the change relates to what sort of improvement to the property would trigger the obligation for repayment. Mr. Lorentzen had a question about Mr. Groble's shell. There was further discussion on this issue. Mr. March said we could add the term occupancy permit. He said the resolution authorized the Mayor and Town Administrator to sign in the event that all obligations have been met. He said we would add that the improvement to the property would not need an occupancy permit.

TRUSTEE NOE MOVED AND TRUSTEE BRINKHOFF SECONDED to approve Resolution 13-2010 a resolution approving 6th Street reimbursement agreement with changes. Roll call was taken and the motion passed unanimously.

7. Discussion – Letter of Credit and Punch List – Knolls/Boxelder Commons

Mr. March gave an update on the issue with the wells and the ability to access the irrigation system. He also explained where we are with pulling the letter of credit.

8. Discussion – Wellington Village Default on Park Improvements

Mr. March said he just needed the Board to direct him to write a letter to respond to Mr. Rehmer's letter and stating that he is in default on the park.

9. Purchase Request – Gear Reducer for A-Basin

Mr. Bodkins said last year this part went out and we were out of commission for 30 days. He said we budgeted for this part so we could have it on hand as a backup.

TRUSTEE CIENFUEGOS-BACA MOVED AND TRUSTEE DAKNIS SECONDED to approve purchase of Gear reducer for A-Basin. Roll call was taken and the motion passed unanimously.

10. Bills for Approval

Horizon Sheet Metal Inc.	\$ 1,019.06
Tyco Valves & Controls, LP	1,814.60
Courtesy Lawn 7 Tree Care Inc	3,535.50
Stantec	8,291.75
Ayres Associates	8,802.98
March, Olive & Pharris, LLC	9,160.00
Ingram Library Services	1,025.70
Ashbrook Simon-Hartley Operations LP	1,677.00
NALCO	<u>3,115.35</u>
	\$ 38,441.94

TRUSTEE STEELY MOVED AND TRUSTEE NOE SECONDED to approve the bills in the amount of \$38,441.94. Roll call was taken and the motion passed unanimously.

7. Town Attorney Update

Mr. March updated the Board on the following:

- 3W Water -Agreement to establish a special improvement district
- Pieper – Setting a meeting in June to discuss options for the use of land.

8. Town Administrator Update

Larry updated the Board on the following:

- Other projects around town moving forward
- Issues with builder about building without permits.
- Drainage on Fox's property – Don said they have received the final plans.
- Response from Railroad – Don said as soon as a contract is signed then they have one year to complete the project.

Regular Board Meeting

May 25, 2010

Page 4

Scheduling of Work Session

No work session was scheduled.

Other

Trustee Steely mentioned weeds. Ms. Sullivan said that Mr. Norden had been posting notices and sending out letters.

Trustee Daknis asked that a Thank You letter be sent to Harvest Farms for their help with the cemetery and the painting of the Leeper Center.

Trustee Daknis asked if we have a count of Mr. Padilla's cows. Larry said he would check.

Trustee Brinkhoff said that Paul Ridnour would be the Grand Marshall for the 4th of July Parade.

Trustee Brinkhoff said that the ice cream for the social would be Cold Stone Creamery ice cream from Fast Times.

Mayor Vieira asked if there were plans of putting in sidewalk on the south side on Jefferson from the house to the Railroad tracks. Mr. Bodkins said yes, but we will have to have a pole moved.

TRUSTEE NOE MOVED AND TRUSTEE CIENFUEGOS-BACA SECONDED to adjourn the meeting. Roll call was taken and the motion passed unanimously. Meeting adjourned at 8:50pm.

ATTEST:

Cynthia Sullivan, CMC
Deputy Town Clerk