

TOWN OF FIRESTONE, COLORADO
Board of Trustees Regular Meeting
MINUTES
January 13, 2021

1. Access Information

1.a. Town of Firestone is inviting you to a scheduled Zoom meeting.

Topic: 01-13-2021 Board of Trustees Meeting

Time: Jan 13, 2021 07:00 PM Mountain Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/84307525587?pwd=TWM5MkhJRGJUUKxCSE1DeXRVbkhlZz09>

Meeting ID: 843 0752 5587

Passcode: 037109

One tap mobile

+12532158782,,84307525587#,,,,*037109# US (Tacoma)

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Dial by your location

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 9128 US (San Jose)

+1 301 715 8592 US (Washington D.C)

+1 312 626 6799 US (Chicago)

+1 646 558 8656 US (New York)

Meeting ID: 843 0752 5587

Passcode: 037109

Find your local number: <https://us02web.zoom.us/j/84307525587?pwd=TWM5MkhJRGJUUKxCSE1DeXRVbkhlZz09>

2. Call to Order & Roll Call

The Board of Trustees of the Town of Firestone met for a Regular Meeting on January 13, 2021, at the Police Department & Municipal Court Building, 2 Park Avenue, Firestone, Colorado. Mayor Sindelar called the meeting to order at 7:04 PM.

The following were present upon the call of the roll:

Mayor: Bobbi Sindelar

Mayor Pro-tem: Frank A. Jimenez

Trustees: Don Conyac
David Whelan
Samantha Meiring
Sean Doherty

Doug Sharp

Staff: **Present:** Paula Mehle, Director of FURA & Economic Development; Raelynn Ferrera, Assistant to the Town Manager; Katie Hansen, Director of Communications; Jessica Clanton, Director of Finance; Julie Pasillas, Director of Public Works; Todd Bjerkaas, Director of Planning; Marty Ostholhoff, Planning Manager; Jessica Koenig, Town Clerk; AJ Krieger, Town Manager; & William Hayashi, Town Attorney

3. Pledge of Allegiance

Mayor Sindelar led the pledge of allegiance.

4. Approval of Agenda

Motion by Trustee Sharp, **second** by Trustee Whelan, to Approve the Agenda

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez, Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

5. Public Comment *(maximum time permitted for all Public Comment is 30 minutes)

6. Consent Agenda

Motion by Trustee Conyac, **second** by Trustee Doherty, to Approve the Consent Agenda

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez, Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

6.a. Approval of December 9, 2020 Meeting Minutes

6.b. Resolution 21-01: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, DESIGNATING THE POSTING LOCATION FOR NOTICE OF MEETINGS OF THE BOARD OF TRUSTEES AND ALL OTHER LOCAL PUBLIC BODIES OF THE TOWN

6.c. Resolution 21-03: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN AGREEMENT BETWEEN THE TOWN

OF FIRESTONE AND FRED DIEHL CONSULTING, LLC, FOR IMPLEMENTATION OF THE BROADBAND ASSESSMENT AND FEASIBILITY STUDY RECOMMENDATIONS

- 6.d. **Resolution 21-02:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A SERVICES AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND MTECH MECHANICAL TECHNOLOGIES GROUP INC FOR THE HVAC PREVENTIVE MAINTENANCE AT THE POLICE & MUNICIPAL COURT BUILDING
- 6.e. **Resolution 21-04:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, ADOPTING THE THREE MILE PLAN FOR THE TOWN OF FIRESTONE, COLORADO
- 6.f. **Resolution 21-05:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND TIMBERLAN SMALL BUSINESS GROUP, INC., FOR PROFESSIONAL INFORMATION TECHNOLOGY SERVICES
- 6.g. **Resolution 21-06:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, AUTHORIZING PAYMENT OF THE COLORADO INTERGOVERNMENTAL RISK SHARING AGENCY'S INSURANCE PREMIUMS FOR 2021 PROPERTY AND CASUALTY COVERAGE
- 6.h. **Resolution 21-11:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE SEVENTEENTH INTERIM AGREEMENT BETWEEN THE NORTHERN INTEGRATED SUPPLY PROJECT WATER ACTIVITY ENTERPRISE AND THE TOWN OF FIRESTONE FOR PARTICIPATION IN THE NORTHERN INTEGRATED SUPPLY PROJECT
- 6.i. **Resolution 21-12:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE COMMON INTEREST JOINT DEFENSE AND CONFIDENTIALITY AGREEMENT BETWEEN THE TOWN OF FIRESTONE, NORTHERN COLORADO WATER CONSERVANCY DISTRICT ("NISP ENTERPRISE") ("NORTHERN WATER") AND THE GOVERNMENTAL ENTITY PARTICIPANTS IN THE NORTHERN INTEGRATED SUPPLY PROJECT
- 6.j. **Resolution 21-13:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE APPLICATION TO THE NORTHERN COLORADO WATER CONSERVANCY DISTRICT FOR CANCELLATION OF TEMPORARY USE PERMITS

6.k. **Resolution 21-14:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN APPLICATION TO THE NORTHERN COLORADO WATER CONSERVANCY DISTRICT FOR AN ANNUALLY RENEWABLE PERPETUAL WATER CONTRACT FOR THE RIGHT TO USE COLORADO-BIG THOMPSON PROJECT WATER UNDER C.R.S. § 37-45-131

6.l. **Resolution 21-08:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE PAYMENT OF THE TOWN'S 2021 EMPLOYEE BENEFITS INSURANCE PREMIUMS

7. Land Development

7.a. **PUBLIC HEARING: Resolution 21-07:** A RESOLUTION MAKING CERTAIN FINDINGS OF FACT REGARDING THE PROPOSED ANNEXATION OF A PARCEL OF LAND LOCATED AT LOT 2, AMENDED RECORDED EXEMPTION NO. 1313-03-04-AMRE-626 TO THE TOWN OF FIRESTONE, COLORADO

Mayor Sindelar opened the public hearing at 7:11 PM.

Millissa Berry, Senior Planner, presented to the Board of Trustees.

There was no one present that wished to give public comment.

Ms. Berry responded to Board questions regarding whether the annexation was the first step of the process and the billboard on the property.

Motion by Trustee Whelan, **second** by Mayor Pro Tem Jimenez, to Approve **Resolution 21-07:** A RESOLUTION MAKING CERTAIN FINDINGS OF FACT REGARDING THE PROPOSED ANNEXATION OF A PARCEL OF LAND LOCATED AT LOT 2, AMENDED RECORDED EXEMPTION NO. 1313-03-04-AMRE-626 TO THE TOWN OF FIRESTONE, COLORADO

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez, Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

7.b. **Ordinance 988:** AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO ANNEXING THE PROPERTY KNOWN AS TURNER COMMONS ANNEXATION NO. 2 TO THE TOWN OF FIRESTONE, COLORADO

Motion by Trustee Whelan, **second** by Trustee Sharp, to Approve **Ordinance 988:** AN

ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO
ANNEXING THE PROPERTY KNOWN AS TURNER COMMONS ANNEXATION NO. 2 TO
THE TOWN OF FIRESTONE, COLORADO

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez,
Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

7.c. Resolution 21-10: A RESOLUTION OF THE BOARD OF TRUSTEES, FIRESTONE,
COLORADO, AUTHORIZING THE TURNER COMMONS ANNEXATION NO. 2
ANNEXATION AGREEMENT

Motion by Trustee Conyac, **second** by Trustee Doherty, to Approve **Resolution 21-10:** A
RESOLUTION OF THE BOARD OF TRUSTEES, FIRESTONE, COLORADO, AUTHORIZING
THE TURNER COMMONS ANNEXATION NO. 2 ANNEXATION AGREEMENT

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez,
Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

7.d. PUBLIC HEARING: Ordinance 989: AN ORDINANCE OF THE BOARD OF TRUSTEES
OF THE TOWN OF FIRESTONE, COLORADO ZONING CERTAIN LAND, FULLY
DESCRIBED HEREIN, TO TOWN OF FIRESTONE RC – REGIONAL COMMERCIAL
ZONING DISTRICT; AND APPROVING AN APPLICATION TO AMEND THE TURNER
COMMONS OUTLINE DEVELOPMENT PLAN

Mayor Sindelar opened the public hearing at 7:26 PM.

Millissa Berry, Senior Planner, presented to the Board of Trustees.

There was no one present that wished to give public comment.

Michael Talcott, Real Estate Manager of QuikTrip, expressed excitement to move forward with
the project.

Motion by Trustee Sharp, **second** by Trustee Whelan, to Approve **Ordinance 989:** AN
ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO
ZONING CERTAIN LAND, FULLY DESCRIBED HEREIN, TO TOWN OF FIRESTONE RC –
REGIONAL COMMERCIAL ZONING DISTRICT; AND APPROVING AN APPLICATION TO
AMEND THE TURNER COMMONS OUTLINE DEVELOPMENT PLAN

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez,
Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

8. Discussion/Action

8.a. Appointments to the Planning & Zoning Commission

Mayor Sindelar appointed John Damsma and Dennis Haney to the Planning & Zoning Commission to terms expiring in January of 2027.

8.b. Resolution 21-09: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE SECOND AMENDMENT TO THE WATER CREDIT PURCHASE AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND MORTGAGE CONSULTANTS, LLC

Motion by Trustee Conyac, **second** by Trustee Doherty, to Amend **Resolution 21-09**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE SECOND AMENDMENT TO THE WATER CREDIT PURCHASE AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND MORTGAGE CONSULTANTS, LLC, to change the date under the third to last whereas to May 10, 2021.

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez, Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

Motion by Mayor Pro Tem Jimenez, **second** by Trustee Sharp, to Approve **Resolution 21-09**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE SECOND AMENDMENT TO THE WATER CREDIT PURCHASE AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND MORTGAGE CONSULTANTS, LLC

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez, Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

8.c. Resolution 20-15: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE THIRD AMENDMENT TO THE WATER CREDIT PURCHASE AGREEMENT BETWEEN THE TOWN OF FIRESTONE

AND MORTGAGE CONSULTANTS, LLC

Motion by Mayor Pro Tem Jimenez, **second** by Trustee Conyac, to Amend **Resolution 20-15**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE THIRD AMENDMENT TO THE WATER CREDIT PURCHASE AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND MORTGAGE CONSULTANTS, LLC, to amend the date on the second page, the second to last whereas to the date, May 10, 2022.

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez, Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

Motion by Mayor Pro Tem Jimenez, **second** by Trustee Sharp, to Approve **Resolution 20-15**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE THIRD AMENDMENT TO THE WATER CREDIT PURCHASE AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND MORTGAGE CONSULTANTS, LLC

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez, Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

9. **Public Comment** *(maximum time permitted for all Public Comment is 30 minutes)

Isaac Shapiro of 10382 Coal Ridge Street, Firestone, expressed a need for an ordinance to prevent a neighbor from parking on the street in front of his home.

10. **Reports**

10.a. Staff

AJ Krieger, Town Manager, reported that the Town intended to apply for a five-star application before the COVID-19 restriction dial moved from red to orange and is still contemplating a cooperation agreement between Frederick, Dacono, and Mead. Mr. Krieger inquired if the Board still supported moving forward with the five-star application. Mr. Krieger reported that the small business relief grant would make relief money available to businesses in the particular state selected categories as sub-recipients. Mr. Krieger reported that the Central Park Master Plan would be covered at the Work Session next week.

10.b. Mayor

10.c. Trustees

Trustee Whelan inquired about zoom options for Work Sessions. Trustee Whelan reported on upcoming events.

Trustee Sharp reported on the upcoming Chat with Trustees events.

11. Executive Session

11.a. An executive session pursuant to C.R.S. 24-6-402(4)(e)(I) for determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations and instructing negotiators and C.R.S. 24-6-402(4)(b) for a conference with an attorney for the Town for the purpose of receiving legal advice on specific legal questions regarding Central Weld County Water District's service to the Town

open: 8:00 PM

close: 10:44 PM

Motion by Trustee Conyac, **second** by Trustee Sharp, to go into an executive session pursuant to C.R.S. 24-6-402(4)(e)(I) for determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations and instructing negotiators and C.R.S. 24-6-402(4)(b) for a conference with an attorney for the Town for the purpose of receiving legal advice on specific legal questions regarding Central Weld County Water District's service to the Town; an executive session pursuant to C.R.S. 24-6-402(4)(a) regarding the purchase or acquisition of real property and pursuant to C.R.S. 24-6-402 (e)(I) determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations and directing negotiators concerning such real property and an oil and gas agreement; and an executive session pursuant to C.R.S. 24-6-204(4)(f)(I) for a personnel matter regarding the Town Board's annual performance review of the Town Clerk

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez, Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

11.b. An executive session pursuant to C.R.S. 24-6-402(4)(a) regarding the purchase or acquisition of real property and pursuant to C.R.S. 24-6-402 (e)(I) determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations and directing negotiators concerning such real property and an oil and gas agreement

11.c. An executive session pursuant to C.R.S. 24-6-204(4)(f)(I) for a personnel matter regarding the Town Board's annual performance review of the Town Clerk

12. Adjournment

Motion by Trustee Doherty, **second** by Trustee Meiring, to Adjourn at 10:44 PM.

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Meiring, Mayor Pro Tem Jimenez,
Trustee Doherty, Trustee Sharp

No: None

Abstain: None

Motion carried.

Introduced and Approved the 27th of January, 2021.

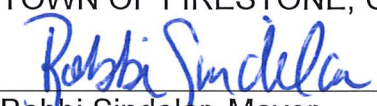
ATTEST



Jessica Koenig, Town Clerk



TOWN OF FIRESTONE, COLORADO



Bobbi Sindelar, Mayor