

TOWN OF FIRESTONE, COLORADO
Board of Trustees Regular Meeting
MINUTES
December 14, 2022

1. Call to Order & Roll Call

The Town of Firestone met for a Regular Meeting on December 14, 2022, at the Police Department & Municipal Court building, 9900 Park Avenue, Firestone, Colorado. Mayor Peterson called the meeting to order at 6:30 PM.

The following were present upon the call of the roll:

Mayor: Drew Peterson
Mayor Pro-tem: Frank A. Jimenez
Trustees: Don Conyac
David Whelan
Matt Holcomb
Sean Doherty
Doug Sharp

Staff: **Present:** Matt Wiederspahn, Town Engineer; Nate Haasis, Senior Civil Engineer in Engineering; Paula Mehle, Director of FURA & Economic Development; Raelynn Ferrera, Assistant to the Town Manager; Katie Hansen, Director of Marketing & Communications; Jessica Clanton, Director of Finance; Julie Pasillas, Director of Public Works; Marty Ostholhoff, Planning Manager; David Angelo, Chief of Police; Eric DeBolt, Information Technology Manager in Administration; Miriam Luna Gonzalez, Deputy Town Clerk; AJ Krieger, Town Manager; & Keith Martin, Town Attorney.

2. Pledge of Allegiance

Mayor Peterson led the pledge of allegiance.

3. Approval of Agenda

Motion by Trustee Holcomb, **second** by Trustee Jimenez, to Amend the Agenda to move Agenda item E to the end of the Discussion and to move items G and H to the beginning of Land Development, All in Favor, **Motion carried.**

Motion by Trustee Holcomb, **second** by Trustee Jimenez, to Approve the Agenda as amended, All in Favor, **Motion carried.**

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

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

5. Consent Agenda

Motion by Trustee Whelan, **second** by Trustee Jimenez, to Amend the November 16, 2022 Special Meeting Minutes to reflect the correct spelling of Betty Heath and to Amend November 30, 2022, Special Meeting Minutes to reflect Trustee Holcomb's nay.

Motion by Trustee Whelan, **second** by Trustee Jimenez, to Approve the Agenda as amended,
All in Favor,
Motion carried.

- a. Approval of November 16, 2022 Board of Trustees Special Meeting Minutes
- b. Approval of November 30, 2022 Board of Trustees Special Meeting Minutes
- c. **Resolution 22-130:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A FINAL SUBDIVISION PLAT; AND ACCEPTING THE PROPERTY INTERESTS DEDICATED BY THE FINAL PLAT FOR CERTAIN REAL PROPERTY LOCATED WITHIN BAREFOOT LAKES FILING NO. 6; AUTHORIZING A SUBDIVISION DEVELOPMENT AGREEMENT PERTAINING TO THE BAREFOOT LAKES FILING NO. 6
- d. **Resolution 22-136,** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING CHANGE ORDER NO. 4 TO THE CONSTRUCTION CONTRACT BETWEEN THE TOWN OF FIRESTONE AND NORTHERN COLORADO CONSTRUCTORS FOR CONSTRUCTION WORK PERTAINING TO THE HISTORIC FIRESTONE WATERLINES REPLACEMENT PROJECT NO. 1
- e. **Resolution 22-133:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE COLORADO APPOINTING THE TOWN MANAGER AND THE MANAGER'S DESIGNEE TO ACT ON BEHALF OF THE TOWN FOR MATTERS CONCERNING DITCH COMPANIES FOR WHICH THE TOWN OF FIRESTONE IS A SHAREHOLDER

Motion by Trustee Conyac, **second** by Trustee Whelan, to Approve **Resolution 22-133:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE COLORADO APPOINTING THE TOWN MANAGER AND THE MANAGER'S DESIGNEE TO ACT ON BEHALF OF THE TOWN FOR MATTERS CONCERNING DITCH COMPANIES FOR WHICH THE TOWN OF FIRESTONE IS A SHAREHOLDER

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Jimenez, Trustee Doherty, Trustee Sharp, Trustee Holcomb

No: None

Abstain: None

Motion carried.

- f. **Resolution 22-134:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE FIFTH AMENDMENT TO THE WATER CREDIT PURCHASE AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND MORTGAGE CONSULTANTS, LLC

- g. **Resolution 22-131**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN AMENDMENT TO ANNEXATION AGREEMENT PERTAINING TO THE ADAM FARM ANNEXATION

Motion by Trustee Jimenez, **second** by Trustee Doherty, to Approve **Resolution 22-131**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN AMENDMENT TO ANNEXATION AGREEMENT PERTAINING TO THE ADAM FARM ANNEXATION

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Doherty, Trustee Sharp, Trustee Holcomb

No: Trustee Jimenez

Abstain: None

Motion carried

- h. **Resolution 22-132**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A MINOR SUBDIVISION PLAT; AND ACCEPTING THE PROPERTY INTERESTS DEDICATED BY THE MINOR PLAT FOR CERTAIN REAL PROPERTY LOCATED WITHIN THE TOWN OF FIRESTONE

Motion by Trustee Conyac, **second** by Trustee Doherty, to Approve **Resolution 22-132**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A MINOR SUBDIVISION PLAT; AND ACCEPTING THE PROPERTY INTERESTS DEDICATED BY THE MINOR PLAT FOR CERTAIN REAL PROPERTY LOCATED WITHIN THE TOWN OF FIRESTONE

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Doherty, Trustee Sharp, Trustee Holcomb

No: Trustee Jimenez

Abstain: None

Motion carried.

6. Presentation

- a. Check to Santa's Cops

7. Land Development

- a. **PUBLIC HEARING: Ordinance 1022**: AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO AMENDING SECTIONS 16.4.1, 16.4.2, 16.5.4, 16.6.2, 16.6.4, 16.6.7, 16.7.7, AND 16.11.3, AND TABLE 4-1 OF CHAPTER 16.04 (FIRESTONE DEVELOPMENT CODE) OF TITLE 16 OF THE FIRESTONE MUNICIPAL CODE

Mayor Peterson opened the Public Hearing for Ordinance 1022 at

7:07 PM. Marty Ostholhoff, Planning Manager, presented to the Board

of Trustees.

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

Marty Ostholhoff, Planning Manager, responded to Board questions regarding the proposed amending

sections in the Town of Firestone Development Code.

Motion by Trustee Jimenez, **second** by Trustee Doherty, to Approve **PUBLIC HEARING: Ordinance 1022**: AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO AMENDING SECTIONS 16.4.1, 16.4.2, 16.5.4, 16.6.2, 16.6.4, 16.6.7, 16.7.7, AND 16.11.3, AND TABLE 4-1 OF CHAPTER 16.04 (FIRESTONE DEVELOPMENT CODE) OF TITLE 16 OF THE FIRESTONE MUNICIPAL CODE

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Jimenez, Trustee Doherty, Trustee Sharp, Trustee Holcomb

No: None

Abstain: None

Motion carried.

8. Discussion/Action

- a. **Resolution 22-128**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, LEVYING GENERAL PROPERTY TAXES FOR THE 2022 TAX YEAR, TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE TOWN OF FIRESTONE, COLORADO FOR THE 2023 FISCAL YEAR.

Motion by Trustee Conyac, **second** by Trustee Whelan, to Approve **Resolution 22-128**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, LEVYING GENERAL PROPERTY TAXES FOR THE 2022 TAX YEAR, TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE TOWN OF FIRESTONE, COLORADO FOR THE 2023 FISCAL YEAR.

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Jimenez, Trustee Doherty, Trustee Sharp, Trustee Holcomb

No: None

Abstain: None

Motion carried.

- b. **Resolution 22-129**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A SUBRECIPIENT AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND WELD COUNTY FOR USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR A HOUSING REHABILITATION PROGRAM

Motion by Trustee Whelan, **second** by Trustee Conyac, to Approve **Resolution 22-129**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A SUBRECIPIENT AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND WELD COUNTY FOR USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR A HOUSING REHABILITATION PROGRAM

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Jimenez, Trustee Doherty, Trustee Sharp, Trustee Holcomb

No: None

Abstain: None

Motion carried.

- c. **Resolution 22-135**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING THE SECOND AMENDMENT TO THE NATIVE WATER DEDICATION AGREEMENT AND ADDENDUM BETWEEN THE TOWN OF FIRESTONE AND CK H2O VENTURES LLC A COLORADO LIMITED LIABILITY COMPANY, MILLRACE RESOURCES LLC A COLORADO LIMITED LIABILITY COMPANY AND FRONTIER VENTURES LLC, A COLORADO LIMITED LIABILITY COMPANY

Motion by Trustee Doherty, **second** by Trustee Sharp, to Approve **Resolution 22-135**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING THE SECOND AMENDMENT TO THE NATIVE WATER DEDICATION AGREEMENT AND ADDENDUM BETWEEN THE TOWN OF FIRESTONE AND CK H2O VENTURES LLC A COLORADO LIMITED LIABILITY COMPANY, MILLRACE RESOURCES LLC A COLORADO LIMITED LIABILITY COMPANY AND FRONTIER VENTURES LLC, A COLORADO LIMITED LIABILITY COMPANY

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Jimenez, Trustee Doherty, Trustee Sharp, Trustee Holcomb

No: None

Abstain: None

Motion carried.

- d. **Resolution 22-137**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE OPTION TERM AND EXECUTION OF THE TOWN OF FIRESTONE COLORADO WATER ENTERPRISE REVENUE BOND SERIES 2022

Motion by Trustee Jimenez, **second** by Trustee Conyac, to Amend **Resolution 22- 137**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE OPTION TERM AND EXECUTION OF THE TOWN OF FIRESTONE COLORADO WATER ENTERPRISE REVENUE BOND SERIES 2022, to a 10-year term, All in Favor, **Motion carried.**

- e. Development Impact Fees

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

Students at Frederick High school, came to the Board of Trustees meeting to observe and take notes for their Government AP Class.

10. Reports

- a. Staff

10.a.i. October and November Monthly Financial Reports

b. Mayor

Mayor Peterson reported on similar product-type homes such as the ones presented tonight.

c. Trustees

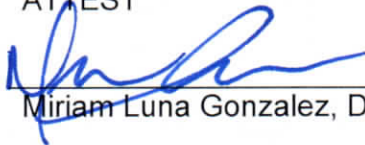
Trustee Sean reported on affordable housing and product type homes. Trustee Sean also reported on CML legislative highlights that would directly impact Firestone.

11. Adjournment

Motion by Trustee Conyac, **second** by Trustee Whelan, to Adjourn, All in Favor, **Motion carried.**

Introduced and Approved the 11 of January, 2023.

ATTEST



Miriam Luna Gonzalez, Deputy Town Clerk



TOWN OF FIRESTONE, COLORADO



Drew A. Peterson, Mayor