

TOWN OF FIRESTONE, COLORADO
Board of Trustees Regular Meeting
MINUTES
April 26, 2023

1. Call to Order & Roll Call

The of the Town of Firestone met for a Regular Meeting on April 26, 2023, at the Police Department & Municipal Court building, 9900 Park Avenue, Firestone, Colorado. Mayor Peterson called the meeting to order at 6:32 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; Paula Mehle, Director of FURA & Economic Development; Raelynn Ferrera, Assistant to the Town Manager; Jessica Clanton, Director of Finance; Julie Pasillas, Director of Public Works; Todd Bjerkaas, Director of Planning & Development; Eric DeBolt, Information Technology Manager; 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 Conyac, **second** by Trustee Doherty, to Approve the Agenda, All in Favor, **Motion carried.**

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

Jeff Jurgena, a Firestone resident, gave public comment regarding concerns about the Frederick-Firestone Fire Protection District impact fees.

5. Consent Agenda

Motion by Trustee Conyac, **second** by Mayor Pro-Tem Jimenez, to Approve the Consent Agenda, All in Favor. **Motion carried.**

a. Approval of April 12, 2023 BOT Regular Meeting Minutes

- b. Approval of April 12, 2023 BOT Special Meeting Minutes
- c. **Resolution 23-41:** 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
- d. **Resolution: 23- 42:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND BEACON COMMUNICATIONS, LLC FOR THE ANNUAL PREVENTIVE MAINTENANCE INSPECTION OF THE TOWN'S ACCESS CONTROL AND SAFETY CAMERA SYSTEM
- e. **Resolution 23-44:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING A UTILITY EASEMENT AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND UNITED POWER INC
- f. **Resolution 23-45:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE COLORADO APPROVING CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN THE TOWN OF FIRESTONE AND SUN VALLEY ELECTRIC INC FOR CONSTRUCTION OF THE FIRESTONE ALLUVIAL SUPPLY TREATMENT HORIZONTAL WELL PUMP STATION

6. Proclamation

- a. A Proclamation recognizing the week of April 30 to May 6, 2023, as Small Business Week

7. Land Development

- a. **PUBLIC HEARING: Ordinance 1026:** AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, ZONING CERTAIN LAND, FULLY DESCRIBED HEREIN, FROM PUD RESIDENTIAL B (PUD R-B) AND PUD REGIONAL COMMERCIAL (PUD RC) ZONING DISTRICTS TO RESIDENTIAL C (R-C) AND NEIGHBORHOOD CENTER (NC) ZONING DISTRICTS

Mayor Peterson opened the public hearing for Ordinance 1026 at 6:43 PM.

Todd Bjerkaas, Director of Planning & Development, presented to the Board of Trustees.

David Brehm, the applicant, presented to the Board of Trustees.

There was no one who wished to give public comment.

Todd Bjerkaas, Director of Planning & Development, and David Brehm, the applicant, responded to the board's questions regarding the proposed resolution.

Motion by Trustee Doherty, **second** by Trustee Jimenez, to Approve **PUBLIC HEARING: Ordinance 1026**: AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, ZONING CERTAIN LAND, FULLY DESCRIBED HEREIN, FROM PUD RESIDENTIAL B (PUD R-B) AND PUD REGIONAL COMMERCIAL (PUD RC) ZONING DISTRICTS TO RESIDENTIAL C (R-C) AND NEIGHBORHOOD CENTER (NC) ZONING DISTRICTS

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 23-46**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING THE DENMORE, LLC NATIVE WATER CREDIT PURCHASE AGREEMENT

Motion by Trustee Conyac, **second** by Trustee Whelan, to Approve **Resolution 23-46**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING THE DENMORE, LLC NATIVE WATER CREDIT PURCHASE AGREEMENT

Roll Call Vote:

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

No: None

Abstain: None

Motion carried.

- b. **Resolution 23-43**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE COLORADO ACKNOWLEDGING TSG DEL CAMINO, LLC'S PURCHASE OF HOKESTRA GRAVEL PIT STRUCTURAL FILL MATERIAL FROM THE TOWN OF FIRESTONE

Motion by Trustee Whelan, **second** by Trustee Jimenez, to Approve **Resolution 23-43**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE COLORADO ACKNOWLEDGING TSG DEL CAMINO, LLC'S PURCHASE OF HOKESTRA GRAVEL PIT STRUCTURAL FILL MATERIAL FROM THE TOWN OF FIRESTONE

Roll Call Vote:

Yes: Trustee Conyac, Trustee Whelan, Trustee Jimenez, Trustee Doherty, Trustee Sharp
No: Trustee Holcomb
Abstain: None
Motion carried.

- c. **RESOLUTION 23-51:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING A FIRST AMENDMENT TO FIRESTONE CITY CENTRE RETAIL INFRASTRUCTURE FUNDING AGREEMENT AND A SECOND AMENDMENT TO AMENDED AND RESTATED PUBLIC IMPROVEMENTS REIMBURSEMENT AGREEMENT.

Motion by Trustee Sharp, **second** by Trustee Conyac, to Approve **RESOLUTION 23-51:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING A FIRST AMENDMENT TO FIRESTONE CITY CENTRE RETAIL INFRASTRUCTURE FUNDING AGREEMENT AND A SECOND AMENDMENT TO AMENDED AND RESTATED PUBLIC IMPROVEMENTS REIMBURSEMENT AGREEMENT.

Roll Call Vote:

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

No: None

Abstain: None

Motion carried.

- d. **Resolution 23-47:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING A CONSTRUCTION CONTRACT BETWEEN THE TOWN OF FIRESTONE AND ABS CONCRETE INC FOR THE 2023 CONCRETE REPLACEMENT PROGRAM

Motion by Trustee Jimenez, **second** by Trustee Conyac, to Approve **Resolution 23-47:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING A CONSTRUCTION CONTRACT BETWEEN THE TOWN OF FIRESTONE AND ABS CONCRETE INC FOR THE 2023 CONCRETE REPLACEMENT PROGRAM

Roll Call Vote:

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

No: None

Abstain: None

Motion carried.

- e. **Resolution 23-48:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING CHANGE ORDER NO.1 OF THE 2023 PAVING PROJECT AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND ASPHALT SPECIALTIES COMPANY INC.

Motion by Trustee Whelan, **second** by Trustee Doherty, to Approve **Resolution 23-48:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING CHANGE ORDER NO.1 OF THE 2023 PAVING PROJECT AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND ASPHALT SPECIALTIES

COMPANY INC.

Roll Call Vote:

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

No: None

Abstain: None

Motion carried.

- f. **Resolution 23-49:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING AN AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND RESOURCE CENTRAL FOR A GARDEN IN THE BOX PROGRAM

Motion by Trustee Conyac, **second** by Trustee Jimenez, to Approve **Resolution 23-49:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO APPROVING AN AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND RESOURCE CENTRAL FOR A GARDEN IN THE BOX PROGRAM

Roll Call Vote:

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

No: None

Abstain: None

Motion carried.

- g. **Resolution 23-50:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND RESOURCE CENTRAL FOR A SLOW THE FLOW IRRIGATION AUDIT PROGRAM AGREEMENT

Motion by Trustee Conyac, **second** by Trustee Whelan, to Approve **Resolution 23-50:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING AN AGREEMENT BETWEEN THE TOWN OF FIRESTONE AND RESOURCE CENTRAL FOR A SLOW THE FLOW IRRIGATION AUDIT PROGRAM AGREEMENT

Roll Call Vote:

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

No: None

Abstain: None

Motion carried.

- h. Frederick-Firestone Fire Protection District Inter-Government Agreement

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

There was no one who wished to give public comment.

10. **Reports**

a. Staff

AJ, Town Manager, mentioned that our audit presentation will be held on May 17th, 2023.

10.a.i. 2023 1st Quarter Financials

10.a.ii. March Financial Reports

b. Mayor

Mayor Peterson reported on the post office relocation. He also mentioned that the distribution center in Longmont will be expanded to serve Carbon Valley.

c. Trustees

Trustee Doherty reported on a day at the capital with the Town's lobbyist.

Trustee Sharp reported on a day at the capital with the Town's lobbyist.

Trustee Whelan reported on the Town's community survey.

Trustee Jimenez reported on the Town's audit presentation.

11. Adjournment

Introduced and Approved the 10 of May 2023.

TOWN OF FIRESTONE, COLORADO


Drew A. Peterson, Mayor

Fernando A. Jimenez, Mayor Pro Tem

ATTEST


Kristi K. Bashor, CMC, Town Clerk