

TOWN OF FIRESTONE, COLORADO
Board of Trustees Regular Meeting
MINUTES
November 8, 2023

1. Call to Order & Roll Call

The Board of Trustees of the Town of Firestone met for a Regular Meeting on November 8, 2023, at the Police Department & Municipal Court building, 9900 Park Avenue, Firestone, Colorado. Mayor Peterson called the meeting to order at 06:31 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:** Jan Sloat, Director of Human Resources; Matt Wiederspahn, Town Engineer; Paula Mehle, Director of FURA & Economic Development; Raelynn Ferrera, Assistant Town Manager; Katie Hansen, Director of Marketing & Communications; Jessica Clanton, Director of Finance; Julie Pasillas, Director of Public Works; Pam Howard, Acting Director of Planning & Development; David Angelo, Chief of Police; Kristi K. Bashor, Town Clerk; AJ Krieger, Town Manager; & William Hayashi, Town Attorney

2. Pledge of Allegiance

Mayor Peterson led the pledge of allegiance.

3. Approval of Agenda

Motion by Mayor Pro Tem Jimenez, **second** by Trustee Sharp, to Approve Approval of Agenda All in Favor, **Motion carried.**

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

Betty Heath, Firestone Resident said at this time she is against the MOU 23-120 but has questions regarding it.

Ron Martin, Firestone Resident spoke about flocks of pigeons in his neighborhood.

Becky Duckworth, Firestone Resident spoke regarding the MOU on the Agenda.

Tony Jancosek, Firestone Resident came forward and said he agreed with the last speaker, Becky Duckworth.

Tiffany Dowd, Firestone Resident said she is a 16 year old resident and wants to see game fields in Central Park

Jon Joesten, Firestone Resident said he is in favor of the MOU for Central Park and wants to see game fields in the park.

Lorna Morton, Firestone Resident said she is in favor of Central Park. She said that the Town

needs options for the youth in town.

Lou Matthews, Firestone Resident said she is opposed to Resolution 23-120 regarding Central Park and that it is a waste of money.

Bobby Matthews, Firestone Resident spoke about using the Colorado Open Records Act to get answers to questions about money and believes it is outrageous spending.

Caryl Zukastas, Firestone Resident spoke.

The Mayor closed public comment. Both the Mayor and the Trustees said that they are excited to have so many people during Public Comment.

5. Consent Agenda

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

- a. Approval of October 25, 2023 Regular Meeting Minutes
- b. **Resolution 23-116:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, DESIGNATING THE APRIL 2, 2024 REGULAR ELECTION AS MAIL BALLOT ELECTION AND AUTHORIZING THE TOWN CLERK TO APPOINT ELECTION JUDGES
- c. **Ordinance 1037:** AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, REPEALING AND REENACTING, CHAPTER 5.08 ALCOHOLIC BEVERAGES OF THE MUNICIPAL CODE OF THE TOWN OF FIRESTONE

6. Proclamation

7. Presentation

- a. Carbon Valley Parks and Recreation District Presentation

Carbon Valley Parks and Recreation District provided a presentation regarding a new community center, 2023 4th quarter information, 2024 election possibilities, and the Carbon Valley Recreation Center.

8. Land Development

- a. **Public Hearing: Resolution 23-117:** A RESOLUTION OF BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A SPECIAL REVIEW USE APPLICATION TO OPERATE COBBLESTONE CARWASH FACILITIES ON REAL PROPERTY LOCATED ON LOT 2, FIRELIGHT PARK, IN SOUTHEAST QUARTER OF

SECTION 3, TOWNSHIP 2 NORTH, RANGE 68 WEST OF THE 6TH P.M., WITHIN THE TOWN OF FIRESTONE AND AN ACCOMPANYING SITE PLAN PERTAINING THERETO

The Mayor opened the public hearing and Phillip Waltz came forward and spoke on behalf of his client. The Mayor closed the public hearing.

Motion by Mayor Pro Tem Jimenez, **second** by Trustee Whelan, to Approve **Public Hearing: Resolution 23-117**: A RESOLUTION OF BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A SPECIAL REVIEW USE APPLICATION TO OPERATE COBBLESTONE CARWASH FACILITIES ON REAL PROPERTY LOCATED ON LOT 2, FIRELIGHT PARK, IN SOUTHEAST QUARTER OF SECTION 3, TOWNSHIP 2 NORTH, RANGE 68 WEST OF THE 6TH P.M., WITHIN THE TOWN OF FIRESTONE AND AN ACCOMPANYING SITE PLAN PERTAINING THERETO

Roll Call Vote:

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

No: Trustee Holcomb

Abstain: None

Motion carried

9. Discussion/Action

a. Parks, Trails, Recreation and Open Space Commission Appointments

The Board Members Nominated their choices for members of the new Parks, Recreation, Trails and Open Space Commission as follows:

Trustee Doherty nominated Betty Heath
Trustee Sharp nominated Robert Henderson
Trustee Conyac nominated Kadii Abel
Mayor Pro Tem Jimenez nominated Dave Scott
Trustee Holcomb nominated Brenda Ridgley
Trustee Whelan nominated Dietra Porter

Each nomination was voted on individually and all were appointed by unanimous votes by the Board.

b. Resolution 23-101: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, ESTABLISHING THE PERSONS PER DWELLING UNIT AS REQUIRED FOR CALCULATING THE TOWN'S PARKLANDS DEDICATION REQUIREMENT AND ESTABLISHING THE NEIGHBORHOOD PARK CONSTRUCTION FEE

Motion by Trustee Conyac, **second** by Trustee Whelan, to Approve **Resolution 23-101**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE,

COLORADO, ESTABLISHING THE PERSONS PER DWELLING UNIT AS REQUIRED FOR CALCULATING THE TOWN'S PARKLANDS DEDICATION REQUIREMENT AND ESTABLISHING THE NEIGHBORHOOD PARK CONSTRUCTION FEE

Roll Call Vote:

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

No: Trustee Holcomb

Abstain: None

Motion carried

- c. **Ordinance 1038:** AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, AMENDING SECTION 13.08.010 OF THE FIRESTONE MUNICIPAL CODE REGARDING WATER DEDICATION REQUIREMENTS FOR PARK LAND DEDICATIONS

Motion by Mayor Pro Tem Jimenez, **second** by Trustee Doherty, to Adopt **Ordinance 1038:** AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, AMENDING SECTION 13.08.010 OF THE FIRESTONE MUNICIPAL CODE REGARDING WATER DEDICATION REQUIREMENTS FOR PARK LAND DEDICATIONS

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

No: None

Abstain: None

Motion carried

- d. **Resolution 23-118:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, REPEALING THE 2020 RESOLUTION ESTABLISHING A CASH FEE-IN-LIEU OF WATER RIGHTS VALUE FOR PARKLAND AND OPEN SPACE DEDICATIONS

Motion by Mayor Pro Tem Jimenez, **second** by Trustee Doherty, to Approve **Resolution 23-118:** A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, REPEALING THE 2020 RESOLUTION ESTABLISHING A CASH FEE-IN-LIEU OF WATER RIGHTS VALUE FOR PARKLAND AND OPEN SPACE DEDICATIONS

Roll Call Vote:

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

No: None

Abstain: None

Motion carried

- e. **Ordinance 1033 :** AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, REPEALING AND REENACTING CHAPTER 3.20 OF

THE MUNICIPAL CODE OF THE TOWN OF FIRESTONE PERTAINING TO
DEVELOPMENT IMPACT FEES AND FUNDS

Motion by Trustee Conyac, **second** by Trustee Whelan, to Adopt **Ordinance 1033** : AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, REPEALING AND REENACTING CHAPTER 3.20 OF THE MUNICIPAL CODE OF THE TOWN OF FIRESTONE PERTAINING TO DEVELOPMENT IMPACT FEES AND FUNDS

Roll Call Vote:

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

No: Matt Holcomb

Abstain: None

Motion carried

- f. **Resolution 23-119**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE TOWN OF FIRESTONE'S WATER METER CHARGE AND WATER RATE PER GALLON USAGE

Motion by Don Conyac, **second** by Trustee Whelan, to Approve **Resolution 23-119**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING THE TOWN OF FIRESTONE'S WATER METER CHARGE AND WATER RATE PER GALLON USAGE

Roll Call Vote:

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

No: Trustee Holcomb

Abstain: None

Motion carried

- g. **Resolution 23-120**: A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A MEMORANDUM OF UNDERSTANDING PERTAINING TO THE REDEVELOPMENT OF CENTRAL PARK; AND APPROVING AN ADVISORY SERVICES AGREEMENT WITH RENEW DEVELOPMENT SERVICES RELATING TO THE STUDY OF CENTRAL PARK AND MARKET CONDITIONS FOR DEVELOPMENT OF CENTRAL PARK ALONG WITH OTHER DEVELOPMENT ADVISORY SERVICES.

Town Manager AJ Krieger presented this item to the Board. Sean from P-3 provided information on what procedures will be followed. Real came forward and spoke on the project.

The mayor opened public comment on the item. Paule Paitter, Firestone resident came forward and spoke in favor of the MOU,

Rolf Kauman, Firestone resident spoke in favor of the MOU.

Motion by Frank Jimenez, **second** by Sean Doherty, to Approve **Resolution 23-120**: A

RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FIRESTONE, COLORADO, APPROVING A MEMORANDUM OF UNDERSTANDING PERTAINING TO THE REDEVELOPMENT OF CENTRAL PARK; AND APPROVING AN ADVISORY SERVICES AGREEMENT WITH RENEW DEVELOPMENT SERVICES RELATING TO THE STUDY OF CENTRAL PARK AND MARKET CONDITIONS FOR DEVELOPMENT OF CENTRAL PARK ALONG WITH OTHER DEVELOPMENT ADVISORY SERVICES.

Roll Call Vote:

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

No: Trustee Holcomb

Abstain: None

Motion carried

After the vote the Mayor stated that he refuses to sign Resolution 23-120. And that this item will be continued to December 13, 2023 Regular Board of Trustees Meeting to allow him additional time to consider the MOU. He further stated that he would have a written decision to either override the Board's vote to pass this Resolution. He stated that the board will have the right to veto the override the Mayor at the meeting on December 13, 2023.

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

No Public Comment

11. Reports

a. Staff

11.a.i. 3rd Quarter Financial Report

The 3rd Quarter Financial report was moved to the next meeting, November 15, 2023 due to the lateness of the hour.

b. Mayor

Mayor Peterson spoke about meeting with Mayor Pro Tem Jimenez regarding having the American Legion Color Guard attend the December 13, 2023 meeting to present the colors in honor of Pearl Harbor Anniversary, December 7th

c. Trustees

12. Executive Session

13. Adjournment

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

Introduced and Approved the 22nd of November, 2023.

TOWN OF FIRESTONE, COLORADO

ATTEST

Kristi K. Bashor
Kristi K. Bashor, CMC, Town Clerk



Frank A Jimenez
Frank A Jimenez, Mayor Pro Tem