



TOWN OF WELLINGTON

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BOARD OF TRUSTEES

June 14, 2016

LEEPER CENTER – 3800 WILSON AVE.

Work Session – Multi Family - 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

Letter from Main Street Program – Peter Pronko

PRESENTATIONS

People for a Healthier Larimer County

CONSENT AGENDA

- Board of Trustee Minutes for May 24, 2016
- Planning Commission Minutes for May 2, 2016
- Wellington Municipal Court Report for June 1, 2016
- Larimer County Sheriff's Report for May 2016
- Boxelder Basin Stormwater Authority Minutes for April 27, 2016

NEW BUSINESS

1. Discussion - CDOT – I-25 Barrier for Eastside Developments
2. Final Plat – Wellington Downs PUD
 - a. Ordinance 12-2016 – Final Plat for Wellington Downs PUD
 - b. Development Agreement
3. Ordinance 13-2016 – Amending Municipal Code on use of Bows and Arrows.
4. Agreement with Windsor Ditch on Pedestrian Crossing.
5. Bills for Approval
6. Town Attorney Update
7. Town Administrator Update

SCHEDULING OF WORK SESSIONS

OTHER

8. Executive Session - Personnel

ADJOURN

BOARD OF TRUSTEES
REGULAR BOARD MEETING
June 14, 2016

Following a work session on Multi-family the Regular Board Meeting was called to order at 7:32p.m. June 14, 2016 at the Leeper Center 3800 Wilson Ave, Wellington CO.

TRUSTEES PRESENT: MATT MICHEL, TIM SINGEWALD, ASHLEY MACDONALD,
PAUL COX, DANIEL SATTLER and JACK BRINKHOFF

TRUSTEES ABSENT: TRAVIS HARLESS

PRESIDING: JACK BRINKHOFF, MAYOR

ALSO PRESENT: LARRY LORENTZEN, TOWN ADMINISTRATOR
CYNTHIA SULLIVAN, DEPUTY CLERK
MIKE CUMMINS, FINANCE DIRECTOR
BRAD MARCH, TOWN ATTORNEY
DON SILAR, TOWN ENGINEER

Additions to or deletions from the agenda

None

Conflicts of Interest

None

Public to be heard on non-agenda items.

James Bender, 3212 White Buffalo, commented about the misuse of bikes and skateboard's on the new playground. He asked who would make the rules for the parks. He talked with a Board member about this and was told there were no rules about the bikes. He wanted to protect the children using the equipment. Mr. Lorentzen said the Park Advisory Board had recommended general rules for the park and they have been posted. He said we need to look at additional rules for the splash pad, playground and dog park. We are looking at what other communities are using and take that to the Park Advisory Board. Sarah Rice said that the Park Advisory Board has been working on the signs for the park and will be working on that at their next meeting on Tuesday.

Sarah Rice, representing the Park Advisory Board, presented the Town with the 2016 Playful City certificate. This is a town designation not just for parks. She explained what the Playful City designation means and listed the organizations that helps us play last year. They would be getting 2 additional designation signs for town. She said there is a map of play on the Facebook page that shows all the parks. She encouraged individuals or groups to upload pictures of how they played in town to the map.

Linda Anderson, 3828 McKinley, promoted the Wellington Community Band's performance during the 4th of July. Jesica Shumbera and Brandi Garcia, members of the band spoke about how fun it was to participate in this group and invited anyone who play instruments to join them. Their practices are located at the Zion Lutheran Church Mondays from 6:45pm to 8:30pm. All level of experience accepted. Ms. Anderson said since they are playing on the 4th it would only be a 3-week commitment.

Sgt. Mike Rairdon, representing the Larimer County Sheriff's Office, said on Tuesday June 21st from 8-5 they would be participating in an active shooter training. This includes the schools, fire department, county departments, state departments and law enforcement. This training is to prepare local agencies for emergency situations.

Kelly Paluch, of 4249 Alder Creek Lane, gave an emotional plea for the Town Board to address the traffic issues on the overpass especially the north bound off ramp. She said there have been several times she has felt in danger of being hit because the lines for the off ramp are backed up down the interstate. Mayor Brinkhoff said there are plans for signalization on the off ramp and discussion on the striping of the off ramp. He said the time frame is within the next 12 months.

Ms. Paluch also asked about the availability for semi-truck parking with the town limits. Mayor Brinkhoff said there has been discussion about that issue, but nothing on the table at this time.

Correspondence

Letter from Main Street – Peter Pronko

Mr. Lorentzen said he would respond to the letter.

Presentations

People for a Healthier Larimer County

Representatives - Cheryl Olson and Laurie Stolen

Ms. Olson explained they are promoting a sale tax initiative on the November ballot. One of the goals of the initiative is by the end of 2018, treatment providers and criminal justice agencies in Larimer County have developed a 24/7/365 multi-services center (detox, acute treatment unit, out -patient services, residential treatment, etc.) with linkages to a full continuum of treatment options to serve the public and criminal offenders. Currently individuals requiring the services would have to go to Weld County, the emergency room or the jail. Ms. Stolen gave the presentation. She explained that this program would not only help individuals get connected with the proper services, but would also help organizations direct the individuals to a center. This is a county wide issue and would service the entire county. The tax money would not just be for a facility, but also for staffing. They asked the Board to join in recommending the initiative. Once this is proposed to the County for approval they would come back to the Board with a resolution of support. (A PowerPoint presentation was used) for more information, go to www.LarimerBehavioralHealth.org.

Proclamations

None

Consent Agenda

- Board of Trustee Minutes for May 24, 2016
- Planning Commission Minutes for May 2, 2016
- Municipal Court Report for June 1, 2016
- Larimer County Sheriff's Report for May, 2016
- Boxelder Basin Storm Water Authority Minutes for April 27, 2016

Mayor Brinkhoff said since we just received the Board Minutes from the last meeting we might approve the consent agenda without them.

TRUSTEE SINGEWALD MOVED AND TRUSTEE MACDONALD SECONDED to approve the consent agenda minus the Board of Trustee Minutes for May 24, 2016. Roll call was taken and the motion passed unanimously.

NEW BUSINESS

1. Discussion – CDOT – I-25 Barrier for Eastside Developments

Long Nguyen, Traffic Engineer for CDOT, said he would be talking about the options of barriers on the for the eastside developments. He started by addressing the concerns about the intersection at the off ramp. He said as a temporary fix they would be restriping the off ramp so two lanes will be available to allow more vehicles on the ramp and less backup onto the highway. He mentioned the possibility of the signal at the intersection or a round-a-bout. They have a consultant looking for the best solution.

Mr. Nguyen said the issue on the eastside came to their attention by a local resident after the accident with the tractor trailer running into the garages. He explained that Wellington is part of District 4 which they look at regarding levels of safety at all the intersections. They did an investigation on accident history along a one-mile stretch of the interstate adjacent to where the accident happened. We look for crash patterns and no patterns were found. CDOT has limited financial resources, but is willing to work with the Town on permits for work in their right-of-way. In a 5-year period only 8 crashes occurred in that stretch of the road. He explained that they measure the distance between the interstate and development and have found that a distance of 45 feet allows most vehicles time to react and make corrections to their travel. The distance between the intestate and development on the eastside is over 100 feet. With the current volume of traffic and the low rate of incidents they did not feel additional barriers were needed at this time.

Mayor Brinkhoff asked what the cost estimate would be if the town decided to go with some type of barrier. Mr. Nguyen did not have the cost, but would get them to Mr. Lorentzen.

Trustee Singewald asked if their calculation of accidents included the intersection. Mr. Nguyen said no they just looked in the area of the accident. He would look into the number of accidents at the interchange.

Trustee Cox asked how long it would take to restripe the lanes. Mr. Nguyen said he would make it a top priority, but it might take up to 3 months.

Mayor Brinkhoff asked when they might get us the cost estimates. He asked if Mr. Nguyen could come back to a meeting and discuss the options. Mr. Nguyen said within a week and he would come back to an another meeting.

Nathan Hubenka, 7305 Indigo Run, thanked the State officials that attended. He said he was not surprised that there is no money for this type of project, but strongly urged the Town to continue efforts to protect the citizens on the eastside.

Trustee Singewald said he and Mr. Silar attend the District 4 meetings and said the money that comes to the district is divided among towns along I-25 and Estes Park. He mentioned that park of the money comes from gas tax and with vehicles getting better mileage they buy less gas, reducing the amount of tax collected.

Perry Bock, House Representative for District 49, said the developers should be involved in this process. She said they are willing to work with the town on these safety issues.

Mayor Brinkhoff said the Town will continue looking at options.

2. Final Plat – Wellington Downs PUD

Morgan Kidder, representing the applicant, said this is for the final plat. We are still finishing the development agreement. Mayor Brinkhoff asked about the time period for the traffic signal and the

developers willingness to work on these issues. Mr. Kidder said he did not have an answer about any additional barriers. Mayor Brinkhoff gave an overview on what the developer has done for this project. Mr. Kidder said they have submitted the final design to CDOT and we are expecting feedback by June 24th. If everything goes well, can begin construction in 3 months.

Trustee Cox asked what the crescent shape is in the park on the northeast corner of the landscape plan. Mr. Kidder said possibly play structures.

Mr. March mentioned changes to the dedication wording on the plat.

Mr. Lorentzen said the plat needs to be designated as a PUD and provide a zoning map.

Richard Seaworth, 4283 White Deer Ln., mentioned that the weeds on the corner of McClellan and Jefferson are so high you cannot see around the corner.

Kent Allen, 6863 McClellan Rd., asked if the wording in the development agreement about the signal could be stronger and more timely. There was discussion about the time frame. Mayor Brinkhoff suggested that we could require the installation before a specific number of building permits are issued. Mr. March mentioned that the developer is paying up front for the signal. Mr. Lorentzen said we could limit the number of building permits and language about off site projects.

Kristy Lahnert, 6784 Sumner, asked what the fuel tax is. Trustee Singewald said the percentage has not changed. Mr. Lorentzen mentioned the increase in cost of materials for roads.

After further discussion, it was decided to approve the ordinance and hold off on the development agreement.

a. Ordinance 12-2016- Final Plat for Wellington Downs PUD

TRUSTEE COX MOVED AND TRUSTEE MACDONALD SECONDED to approve Ordinance 12-2016 an Ordinance relating to plat approval for Wellington Downs Subdivision subject to changes in the development agreement. Roll call was taken and the motion passed unanimously.

b. Development Agreement – no action

3. Ordinance 13-2016 – Amending Municipal Code on use of Bows and Arrows.

Mr. March said there are two different versions. One version only allows use for a specific town authorized event. The second version states that bows and arrow and sling shots are not to be used in a reckless manor or with criminal negligence. There was clarification on which ordinance would allow the use of bows and arrow in backyards. Mr. March the first ordinance would allow all use. The second ordinance would only allow for events.

Sgt. Rairdon felt that only the sanction events would be the better choice.

TRUSTEE MACDONALD MOVED AND TRUSTEE SINGEWALD SECONDED to approve Ordinance 13-2016 approving the use of bows and arrows and slingshots for designated events. Roll call was taken and the motion passed Trustees Singewald, Macdonald, Cox and Mayor Brinkhoff vote for Trustees Michel and Sattler voted against.

4. Agreement with Windsor Ditch on Pedestrian Crossing

Item tabled.

5. Bills for Approval

GE Betz Inc.	\$ 1,121.40
Dell	1,158.64
Ron's Equipment	1,200.00
Connell	1,253.02
JVA Consulting Engineers	1,590.00
Falcon Environmental Corporation	2,139.00
DPC Industries, Inc.	2,473.29
Wagner	2,691.00
Tree Top	4,291.50
March Olive & Pharris, LLC	7,292.00
Nalco	14,593.59
Courtesy Lawn & Tree Care	10,486.25
Dana Kepner	10,672.15
Evoqua	11,670.75
Interstates Construction Services	<u>12,929.49</u>
	\$ 85,564.08

TRUSTEE SINGEWALD MOVED AND TRUSTEE SATTLER SECONDED to approve the bills in the amount of \$85,564.08. Roll call was the taken motion passed unanimously.

6. Town Attorney Update

Mr. March updated the Board on the following:

- Preparing memos on the personnel policies, water, and storm water issue on Prouty.

7. Town Administrator Update

Larry updated the Board on the following:

- Meetings with several developers
- Applications for new annexations
- Wellington Business Center pulled building permit.
- Several multi-family projects being submitted
- Lane property annexation being discussed – no submittal
- O'Riley's moving forward – Question about aesthetics of the building. The town has design standards for commercial projects. Downtown Commercial designation has additional requirements. This property is zoned Community Commercial. Wendell Nelson asked if the Chamber could contact them about the looks of the building. Mr. Lorentzen said that the property is owned by Mr. Kinzli and he could make additional requirements as part of the sale. There was further discussion about commercial zoning designations.

Scheduling of Work Session

Ken Wright at 6:30pm.

Other

Trustee Michel asked if we could have a discussion about motorized vehicles.

Trustee Singewald asked if there was an update on the Cleveland Avenue striping. Mr. Lorentzen said Mr. Abbott is working on that. He they had a second meeting with CDOT and the consultant was supposed to come back with another revision.

Trustee Cox asked if temporary storage containers were not allowed. Mr. Lorentzen said they are allowed on the property, but would require an obstruction permit if they were on a public street.

Trustee Cox asked if the hotel would be replacing the trees they took down on the eastside of their property. Mr. Lorentzen said the manager asked if the original landscape plan had required the trees. The trees were not required by the town on the eastside of the property.

8. Executive Session - Personnel

Not needed

TRUSTEE SINGEWALD MOVED AND TRUSTEE MACDONALD SECONDED to adjourn the meeting. Roll call was taken and the motion passed unanimously. Meeting adjourned at 9:29pm.

Respectfully submitted:

Cynthia Sullivan, CMC
Deputy Town Clerk