

TOWN OF AULT, WELD COUNTY, COLORADO

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE
TOWN OF AULT, COLORADO. MEETING HELD IN THE TOWN HALL IN SAID
TOWN OF AULT ON THE 10th DAY OF APRIL, 2013 AT 7:00 P.M.**

PRESENT:

MAYOR

Trustees:

**Georgi Diehl
Rob Piotrowski
Judy Ruff
Brenda Sterner
Nathan Boschmann**

ABSENT:

**Butch White (arrived
8:10 pm)**

ALSO PRESENT:

**Town Clerk
Town Attorney
Police Chief
P.W. Supervisor**

**Sharon Sullivan
Greg Bell
Rich Strang
Doug Batt**

AUDIENCE: Kelly Cowper, Jaime Martinez, Linda Martinez, Scott Riley

REGULAR MEETING 2013-04, April 10, 2013

MEETING PROCEDURE: Comments from the Public are welcome at two different times during the course of the meeting: 1) Comments on items not scheduled on the Agenda will be heard under Public comments. 2) Comments on all scheduled Agenda Items will be heard immediately following the presentation by Staff or the Petitioner. Please wait until you are recognized by the Mayor and keep comments as brief as possible. The Town Board of Trustees will act on an Agenda item after comments from the Staff and the Public has been heard.

The meeting was called to order by Mayor Pro-tem White at 7:04 p.m.

A moment was taken by the Board in honor of the late Mayor Jerre White. The Board commented that Mayor White was a true gentleman, supportive, a very nice man and mentor.

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL: All members were present.

III. APPROVAL OF AGENDA: Item #1 under New Business was moved to VI. Under Accounts Payable. A MOTION WAS MADE BY TRUSTEE PIOTROWSKI and

seconded by Trustee Diehl to approve the agenda as amended. **Motion passed with a unanimous vote.**

- IV. **CONSIDERATION OF MINUTE APPROVAL: Regular Meeting 2013-03, March 13, 2013; Special Meeting 2013-01.** A correction was made to RM 2013-03 page 3 item VII, a renewal of a liquor license for Dick's Tavern, where Trustee Sterner abstained. **A MOTION WAS MADE BY TRUSTEE STERNER** and seconded by Trustee Ruff to approve RM 2013-03 as corrected and SM2013-01 as written. **Motion passed with a unanimous vote.**

V. **COMMITTEE REPORTS**

Finance: Mayor Pro-tem White reported that all funds are on track.

Library: A meeting was held with the member library boards concerning the closing of the Ft. Lupton library. The County Commissioners are to meet on April 15th. Trustee Piotrowski will attend.

Parks: Still waiting on the park to dry out to do the tree maintenance.

Cemetery: A spec sheet for the cemetery addition bid will be sent out.

Water and Sewer: No report.

Streets: The crossing signs will be placed by CDOT and they will cost share with the Town. Our portion of the cost will be \$165. Crackfill is scheduled to be done. There is still concern on the loose gravel on Ash and Woods.

Police: Chief Strang reported that there were 66 summonses issued, with 46 in Ault. Pierce received 126 hours of service during the month of March. Chief Strang is working with the Fire Department regarding our Emergency Operation Plan. Code issues will be handled by the officers, as our part time officer is no longer here. Marijuana Club prohibition will be made part of the Land Use Code.

Economic Development: No report.

Planning Commission: No report.

Staff Reports: We will discuss the Land Use Code at the May Work Session. We are going to be processing a Minor Replat for a changed lot line and a Site Plan for C & H Excavation, LLC.

Beautification: A trash can is needed at Youth Park. Discussion was held about placing trees around the Town entrance signs.

- VI. **APPROVAL OF ACCOUNTS PAYABLE: March 13 to April 10, 2013.** **A MOTION WAS MADE BY TRUSTEE RUFF** and seconded by Trustee Piotrowski to approve the Accounts Payable as presented. **Motion passed with a unanimous vote.**

New Business #1 (Moved up on the Agenda) Consideration of Resolution 2013-05 to reduce the temporary waiver of \$5,000 to \$2,500 on new development fees. After discussion, **A MOTION WAS MADE BY TRUSTEE PIOTRWOSKI** and seconded by Trustee Boschmann to continue the waiver of the \$5,000 tap fee until July 1, 2013, at which time it will be a partial waiver with a fee of \$2,500 until December 31, 2013. The full fee of \$5,000 will be in place beginning January 1, 2014. **Motion passed five (5) yes votes and one (1) no vote**, being Trustee Sterner.

- VII. PUBLIC HEARING Consideration of a new Hotel/Restaurant License for El Dorado Restaurant** The public hearing opened at 8:10 p.m. Jamie and Linda Martinez stated that many of their customers request a beer or margarita with their meal. They do not plan to serve other hard liquor. Clerk Sullivan read a letter from C & H Excavation LLC for their support of the issue. There was no opposition. The Public Hearing closed at 8:15 p.m. After discussion, **A MOTION WAS MADE BY TRUSTEE BOSCHMANN** and seconded by Trustee Piotrowski to approve the request for a Hotel/Restaurant Liquor License for the El Dorado Restaurant. **The motion passed with five (5) yes votes** and one abstention, being Trustee Sterner.

PUBLIC HEARING First reading of Ordinance 464 to adopt the 2012 IBC The public hearing opened at 8:17 p.m. Staff reported that this is for the adoption of the 2012 International Building Code. Russ Weber of Safebuilt stated that the sprinkler requirement has been removed and shingles code now allows 2 layers, and 1 square of shingles can be repaired without a permit. This is consistent with the adoption of the IBC by Windsor, Severance, Wellington, and Timnath. This provides consistency for builders. There were no comments in support or opposition of the issue. The public hearing closed at 8:26 p.m. After discussion, **A MOTION WAS MADE BY TRUSTEE PIOTROWSKI** and seconded by Trustee Ruff to approve the first reading of Ordinance 464 for the 2012 IBC. **Motion passed with a unanimous vote.**

VIII. REFERRALS REQUESTS AND PRESENTATIONS:

1). Consideration of Resolution 2013-06 to approve the transfer of the cable franchise This is a transfer of ownership from Baja Broadband to TDS Baja Broadband, LLC, with the same service provided. After discussion, **A MOTION WAS MADE BY TRUSTEE DIEHL** and seconded by Trustee Sterner to approve Resolution 2013-06 approving the transfer of the cable franchise. **Motion passed with a unanimous vote.**

- IX. PUBLIC COMMENTS:** The purpose of the Public Comments Section of the Agenda is for members of the public to speak to Town Council on any subject not scheduled on the Regular Agenda. In order to accomplish scheduled agenda items, comments should be limited to a five minute time period. Town Council shall make no decision or action, except to schedule the matter for Council discussion at a later date. ***THOSE ADDRESSING COUNCIL ARE REQUESTED TO COME TO THE PODIUM AND TO STATE THEIR NAME TO THE BOARD.***

No public comments.

X. OLD BUSINESS

1). Consideration of bid to move the hydrant located at 1st Ave. and 1st St. The hydrant is leaking and the cost to repair it would be more than the cost to move it. It would be moved to the west side of 1st Avenue. An easement permit will be obtained from CDOT. The bid does not include the cost of asphalt and cement. After discussion, **A MOTION WAS MADE BY TRUSTEE PIOTROWSKI** and seconded by Trustee Boschmann to approve the bid with Carroll Excavation for \$6,284.71. **Motion passed with a unanimous vote.**

2). Consideration of bid to install 8" water line from the west well to West Park This item was tabled until the May Work Session to ask Kelly Cowper from Farmers Bank to be present.

3). Second reading of Ordinance 463 for the Simpson Annexation This is for the annexation and initial zoning of 147 acres. **A MOTION WAS MADE BY TRUSTEE RUFF** and seconded by Trustee Sterner to approve the second reading of Ordinance 463. **Motion passed with a unanimous vote.**

XI. NEW BUSINESS

1). Consideration of Resolution 2013-05 to reduce the temporary waiver of \$5,000 to \$2,500 on new development fees (previously addressed under VI.)

2). Consideration of a lease purchase for a new police vehicle Chief Strang presented the pricing for two vehicles to the Board. After discussion, **A MOTION WAS MADE BY TRUSTEE PIOTROWSKI** and seconded by Trustee Ruff to approve the lease purchase of a 2013 Ford Utility Police Interceptor AWD with a 3 year/36,000 mile bumper to bumper warranty and a 6 year/100,000 mile powertrain warranty and a 6 year/60 month roadside assistance warranty for the cost of \$26,823.00. **Motion passed with a unanimous vote.**

3). Consideration of the purchase of Austrian Pine Trees for Youth Park The cost of the trees are \$50 each, with the cost to plant them of \$100 each. After discussion, **A MOTION WAS MADE BY TRUSTEE DIEHL** and seconded by Trustee Piotrowski to allow the purchase of up to 5 Austrian Pine Trees, with the focus on Youth Park, and to move a tree at Liberty Park. **Motion passed with a unanimous vote.**

With no further business to come before the Board the meeting was adjourned at 9:08 p.m.

Gary White, Jr., Mayor Pro-tem

Sharon Sullivan, Town Clerk