

**Town of Pierce  
Regular Meeting  
October 10, 2022  
7:00 P.M.**

The Board of Trustees of the Town of Pierce, County of Weld, State of Colorado, met in regular session at Pierce Town Hall 144 Main Street, Pierce Colorado at the hour of 7:00 P.M. October 10, 2022.

Mayor Julie Lukela called the meeting to order at 7:00 P.M. Based on the roll call, the following Trustees comprising a quorum attended:

Mayor Julie Lukela

Trustees	Others Present:
Connie Schwindt	Kristina Duran, Town Clerk
M. Sue Spurgeon-Paris	James Godbold, Town Attorney
Todd Blehm	Buddy Vierow, Town Engineer
Carol Wirkus	Pat Larson, Deputy Town Clerk
Mary Heberlee	

**1. Approval of Minutes:** Trustee Heberlee would like corrections to number 5 with questions verbatim. Mayor Lukela would like her statement posted on the website with the minutes regarding item number 4. Motion made by Trustee Heberlee to approve minutes from September 12, 2022 with changes to #4 and #5. Second by Schwindt. All “AYES”, motion passed.

**2. Approval of Agenda:** Motion made by Trustee Paris to approve agenda. Second by Blehm. All “AYES”, motion passed.

**3. Public Comment:** Linda Ivy believes a stop sign was approved for 5<sup>th</sup> and Carroll before the last election. Staff will look into it, some remember it requiring traffic study, some believe it was approved. Susie Phillips has had a problem for months for the dress code with the Board. She would like the Board to dress more appropriate. Deb Schreiter said there should be a stop sign at 5<sup>th</sup> and Shafer due to the amount of traffic there. She stated there used to be a yield sign there, but it disappeared and was never replaced. Rene Cobb, HOA President couldn't be present so Clerk Duran read an email from her asking for a waiver of the business license requirements for a food truck to allow for them to have a couple at their HOA event in a couple weeks. Attorney Godbold stated since this wasn't an agenda item the Board could not make a decision tonight. Marjorie Caudill would really like the Board to reconsider the on-demand transit program. The cost sharing portion for the Town has gone down. Clerk Duran will reach out for the information.

**4. Open Board Position and Appointment:**

**1. Tish Guenther 2. Geoffery Broughton**

This item was carried over from last board meeting since Trustee Blehm was not present. Each Trustee was called and they called the name of who they would like to be appointed. Responses were as follows:

Paris- Geoffery  
Wirkus- Geoffery  
Schwindt- Geoffery  
Blehm- Tish  
Heberlee- Geoffery  
Lukela- Tish

Broughton will be appointed at the beginning of the next board meeting.

**5. Mayor Pro Tem Appointment:** Mayor Lukela would like Trustee Heberlee to be Mayor Pro Tem. Trustee Heberlee feels like she is too busy with the library to commit. Trustee Schwindt would like Trustee Paris to be Mayor Pro Tem. Item will be tabled to next month when there is a full Board to vote.

**6. Concerns With Limited Visibility on Main With Diagonal Parking- Jane Garcia:** Jane was not present so item was tabled until it is requested to be on the agenda again.

**7. Liquor License 206 E Main Ave- Grubbyz- Robert Fladung:** Motion made by Trustee Schwindt to approve liquor license for Grubbyz. Second by Paris. All “AYES”, motion passed.

**8. Business License R&A Tools Mobile Tool Truck – Ryan Fuller:** Motion made by Trustee Paris to approve business license for R&A Tools Mobile Tool Truck. Second by Schwindt. All “AYES”. Motion passed.

**9. Business License DPF Alternatives – 315 1<sup>st</sup> St – Justin Strohmeyer:** Motion made by Trustee Heberlee to approve business license for DPF Alternatives. Second by Schwindt. All “AYES”, motion passed.

**10. IT Service- Matt Prythero:** Matt has provided a letter of information on his background with IT service experience, and his current position with the Town of Ault. There are some security concerns with the current IT company not providing patches and updates. Motion made by Trustee Schwindt to give 30 day notice to Tumberlan. Second by Heberlee. All “AYES”, motion passed. Motion made by Trustee Schwindt to negotiate contract with Matt Prythero. Second by Heberlee. All “AYES”, motion passed.

**11. Consider Resolution 2022-14 A Resolution Approving Approving First Amendment to Annexation Agreement with REP Processing LLC:** There were no changes as of last Board meeting. Motion made by Trustee Schwindt to approve Resolution 2022-14. Second by Wirkus. Roll Call. Five “AYES”, One “NAYE” by Paris. Motion passed.

**12. Presentation of the Preliminary 2023 Budget:** The preliminary budget was presented to the Board. Attorney Godbold told the Board he would be willing to bill a flat yearly amount for his services and every year that would be evaluated for under billing or over billing. Mayor Lukela

said that would take more discussion. Budget meeting was scheduled for November 7<sup>th</sup> at 6:00 P.M.

**13. Old Business:** None.

**14. Staff Reports:**

(A) **Mayor Report:** The meeting at Grubbyz went good. Attended resiliency meeting, lots of information was given.

(B) **Public Works:**

1. **Fan Cost:** Mike didn't put this in his report that was provided.

Trustee Blehm said for everyone to put toilet lids down for the sewer jetting taking place starting October 18<sup>th</sup>.

(C) **Planning Commission:** Planning had a meeting and approved a portable garage, 2 loafing sheds, and an 8x8 deck. Staff is not utilizing the handouts from Safebuilt. Chairperson Harold is resigning from her position on Planning. Her letter and reasons of resignation were provided to Mayor Lukela.

(D) **Town Attorney:**

1. **Clarification of Board of Adjustment:** Attorney Godbold provided a memo to the Board regarding Board of Adjustment. The Board of Appeals which is part of the Building Code is not the Board of Adjustment which is also known as the Variance Board. Motion made by Trustee Schwindt to have the Board of Adjustment be the Board of Trustees, term of five years. Second by Wirkus. All "AYES", motion passed.

(E) **Town Engineer:** WCR 90 striping will be completed Friday.

(F) **Town Clerk:**

1. **Request to Pay Bills:** Motion made by Trustee Paris to pay bills. Second by Schwindt. All "AYES", motion passed.

2. **Water Report:** Provided.

**15. Department Reports:**

(A). **Water/Sewer- Trustee Blehm:** None.

(B). **Streets & Drainage- Trustee Wirkus:** None.

(C). **Utilities & Energy- Trustee Heberlee:** Has met with Adam Ferrell and will go to the office of Emergency Management later this week.

(D). **Buildings- Trustee Schwindt:** None.

(E). **Parks & Recreation:** None.

**(F). Growth & Revenue- Trustee Spurgeon-Paris:** None.

**16. Board Communications:** All the piping along 1<sup>st</sup> is for fiber to go from school to school.

**Adjournment:** 8:25 P.M.

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Kristina Duran, Town Clerk