

**Town of Pierce
Regular Meeting
January 14th, 2019
7:00 P.M.**

The Board of Trustees of the Town of Pierce, County of Weld, State of Colorado, met in regular session in the Town Hall Chambers 144 Main Avenue, Pierce Colorado at the hour of 7:00 P.M., January 14th, 2019.

The meeting was called to order by Mayor Nansi Crom. Roll call was taken and the following Trustees comprising a quorum were in attendance.

Mayor Nansi Crom

Trustees:

M. Sue Spurgeon-Paris
Pat Anderson
Jody Ruppel
Toodie Hoover- Absent
Jon Bernhardt

Others Present:

Don Hoff, Town Attorney
Mike Ketterling, Town Engineer- Absent
Pat Larson, Town Clerk
Lia Szasz, Town Attorney
Kristina Duran, Deputy Town Clerk
Don Hoff, Town Attorney
Rick Crom, Planning Chairman

Approval of Minutes: Motion made by Trustee Anderson to approve minutes from the December 10th, 2018 Board meeting after the changes are made to the following: “Consider County Road 90 IGA”, sentence four should read “...spending money on CR 90; also “Consider 444 E. Cave Sewer Requirements”, last sentence should read “... it needs to be removed.

Second by Ruppel. All “AYES”, motion passed. Tina will listen to the minutes and see what exactly was said in the last meeting and make the changes to the minutes.

Approval of Agenda: Motion made by Trustee Ruppel to approve agenda. Second by Bernhardt. All “AYES”, motion passed.

Public Invited to be Heard: None.

Police Report- Trustee Holly Bernhardt: Police and Code report provided.

Thornton Water Update/ Brian Foss & Emily Hunt: This project was started by Thornton in the mid 1980’s to provide water to the City of Thornton. Thornton purchased about 20,000 acres of farmland and the water rights in Weld County with some near the Town of Pierce. They are now working with different counties and municipalities to build a pipeline to get the water to Thornton. It should be completed by 2025 and water delivered until about 2065.

Open Public Hearing: 7:40 P.M.

The Board of Trustees of the Town of Pierce will conduct a public hearing on January 14, 2019, at 7:00 p.m. at the Pierce Town Hall located at 144 West Main Street, Pierce, Colorado 80650. The Board of Trustees will consider a request for a change of zone for property described as Lots 1, 2 and 3, Block 1, First Addition to the Town of Pierce, with a common description of 101 and 103 4th Street. The property

is currently zoned R-1 and proposed zoning is R-2, Multi-family Residential, and the anticipated use is to place a duplex on the property. There were a couple questions from the public on the type of home being put in and how many families it would house. It was specified that the home is a modular duplex, each unit 3 bedrooms.

Close Public Hearing: 7:49 P.M.

The Board of Trustees of the Town of Pierce will consider a request for a change of zone for property described as Lots 1, 2 and 3, Block 1, First Addition to the Town of Pierce, with a common description of 101 and 103 4th Street. The property is currently zoned R-1 and proposed zoning is R-2, Multi-family Residential, and the anticipated use is to place a duplex on the property. Motion made by Trustee Paris to approve Ordinance 2019-3 to approve the rezoning of 101 & 103 4th St. Second by Ruppel. Roll Call. All “AYES”, motion passed.

Consider Letters of Interest for Open Board Position and Possible Appointment to Fill the Vacancy: This Board opening is due to a resignation received from Trustee Holly Bernhardt and accepted by the Board at the December 10, 2018 meeting. There were three letters of interest submitted to the Town from Town residents Carol Wirkus, Connie Schwindt and Corey Case.

Motion made by Trustee Ruppel to vote tonight on a new Board member. Second by Bernhardt. Roll Call. Four “AYES”, one “NAYE”, by Paris. Motion passed.

Motion made by Trustee Ruppel to vote by ballot process. Second by Bernhardt. Roll Call. Four “AYES”, one “NAYE”, by Paris. Motion passed.

The first ballot vote was a tie between Connie Schwindt and Carol Wirkus. The second ballot vote was 4-1 with Carol Wirkus selected as the new Board member.

Consider New Fee Schedule: NWCWD fees have increased \$1000.00 this year. Pat Larson thinks we should look into what is required by the Town of Pierce as far as fees and how soon and how much money we would need to increase. She doesn't believe that we really need to increase our Plant Investment fees by a full \$1000. Mayor Crom suggests a meeting with NWCWD and herself, Trustee Anderson, and Town Engineer Mike Ketterling to get clarification on questions regarding the increase.

Motion made by Trustee Paris to table this item to the February 2019 Board meeting. Second by Ruppel. All “AYES” motion passed.

Consider Crossroads Insurance Renewal: Motion made by Trustee Bernhardt to continue insurance service with Crossroads Insurance. Second by Paris. All “AYES”, motion passed.

Consider 404 4th St requirements to connect to Town Sewer Service: The sewer service for this property goes through the backyard of the property, then turns up to the north and connects to the neighbor's sewer line then out to the sewer main.

Town Attorney, Don Hoff said that even though the Town Engineer doesn't think we should allow this sewer line to cross property lines that our Town code is deficient in this area. It is suggested that the Town requires the property owner to record a real estate document that states this is how the sewer line connects to the neighboring homes sewer line so if the property sells the buyer is aware of what is going on.

Motion made by Trustee Paris to require property owner to record a document stating the sewer line crosses property lines and connects into the neighbor's service. Second by Bernhardt. All “AYES”, motion passed.

The Board will revisit this at the February 2019 Board meeting. If the owner has not recorded a document by then, the Town will do it.

Consider Applications to Convert Town of Pierce’s CBT Water from Temporary Use Permits to an Annually Renewable Contract: There really are no options, this is a requirement.

Motion made by Trustee Ruppel to approve application to Convert CBT water from temporary to permanent use. Second by Paris. All “AYES”, motion passed.

Consider Establishing Posting Sites for 2019 as Pierce Town Hall, Pierce Post Office, and official Publication Site as the Herald Voice: Motion made by Trustee Anderson to approve 2019 posting sites to include the Town of Pierce website as well. Second by Ruppel. All “AYES”, motion passed.

Consider Adopting an Ordinance to Repeal the Statute Challenged by the ACLU: Motion made by Trustee Ruppel to adopt Ordinance 2019-2. Second by Anderson. All “AYES”, motion passed.

Consider Adopting Resolution Approving the School District IGA: Motion made by Trustee Ruppel to adopt Resolution 2019-1. Second by Paris. Roll Call. All “YES”, motion passed.

Consider Changes to the Code Regarding Accessory Uses and Storage Facilities: Motion made by Trustee Ruppel to table this until next meeting. The Planning Commission will review this code at the January 22, 2019 Planning meeting and make recommendations to the Board.

Staff Report:

(A). Mayor: It is time to schedule Heather Rospierski’s evaluation. Mayor Crom would like to reserve about an hour for this. It is scheduled for January 21st at 5:30 P.M.

Rimrock broke ground in October 2018 and is currently completing earthwork for drainage; construction of feeder pipelines will be starting. Rimrock will attend the February 11th, 2019 Board meeting to give an update. CDOT is looking into the stop light request for HWY 85 and CR 90. The study should be completed by the end of January. One stop light on a state highway costs about \$500,000.00. If it is within a certain distance from the railroad the cost is about \$750,000.00.

Mayor Crom also received an invite to attend a meeting on January 16th to promote Colorado tourism.

(B). Public Works: Report provided. There have been problems with the auto dialer for the wastewater treatment facility. Mike Lester should get pricing for other systems.

(C). Planning Commission: A public hearing was held December 18, 2019 for the rezoning application for 101 & 103 4th St. There were also two Weld County Referrals.

(D). Town Attorney: None.

(E). Town Engineer: None.

(F). Town Clerk: Motion made by Trustee Bernhardt to pay the bills. Second by Anderson. All “AYES”, motion passed.

Old Business:

Committee Reports:

(A). Water/Sewer-Trustee Anderson: None.

(B). Streets-Trustee Jon Bernhardt: Finally heard from Martin Marietta, they suggested to look for a different company that doesn't charge such a high fee to come out. Martin Marietta charges a \$7000.00 set up fee.

Schneider Paving said they estimate each spot that needs to be fixed to run about \$4000.00- \$5000.00.

(C). Drainage-Trustee Hoover: Absent.

(D). Building-Trustee Ruppel: New display case is up. The fire resistant cabinets are already filled up in Public Works. Planning Chairman requests that some work be done to approve the appearance of the heat register in the public bathroom off the Board room.

(E). Parks-Trustee M. Spurgeon-Paris: None but Mayor Crom did notify Trustee Paris that she authorized Mike Lester to cut a broken branch from a tree on Main Ave.

Board Communications: None.

Adjournment: 9:52 P.M.

Kristina Duran
Deputy Town Clerk
Town of Pierce