

Town of Mead
Minutes of the Regular Meeting
Board of Trustees
Monday, November 14, 2011

The Board of Trustees for the Town of Mead met for a regular meeting on November 14, 2011. The meeting began at 7:00 p.m.

Members Present:

Mayor Pro-Tem Kim Heard
Trustee Robert J. Acker
Trustee Debra Brodhead
Trustee Scott Clanton
Trustee Richard E. Kraemer

Members Absent: Mayor Macomber and Trustee Liz Knapp

Staff Present:

Town Manager Dan Dean, Town Attorney Rick Samson, Town Planner Steve Stamey, Town Engineer Trent Marshall, Public Works Director Dan Dennison and Acting Town Clerk Sandi F. Sugden.

Pledge of Allegiance to the Flag:

The assembly pledged allegiance to the flag.

Consent Agenda:

The consent agenda consisted of the approval of the minutes of the regular meeting from October 31, 2011.

Motion was made by Trustee Kraemer, seconded by Trustee Clanton, to approve the minutes of the regular meeting held October 31, 2011 with corrections. The motion passed unanimously.

Motion was made by Trustee Acker, seconded by Trustee Kraemer, to approve the November 8, 2011 Bills List. The motion passed 4-1 with a roll call vote. Trustee Brodhead abstained, stating that the abstention was due to her employment by the Weld County Sheriff's Department.

Motion was made by Trustee Acker, seconded by Trustee Kraemer, to approve the Aged Receivables October 2011. The motion passed unanimously.

Mayor Pro-Tem Heard asked why they keep seeing the "Tablecloth" on the bills list and why aren't they paying.

Rick Samson stated that the town should enforce heavier liens on business that don't pay because if they were to ever file bankruptcy the debt to the town would be included and the town would not get paid.

Audience Participation:

There were no items presented from the audience.

Reports:

a. Mountain View Fire District

Chief Mark Lawley of the Mountain View Department said that there had been 35 calls in October and 4 were accidents with injury. Chief Lawley asked if the Board had any question or concerns, there were none.

Mayor Pro-Tem Heard thanked the Chief and all the men and women for their services.

b. Weld County Sheriff's Department Reports: October Mead area and High School

The Board reviewed the report from the Sheriff's department, and there was no discussion.

Mayor Pro-Tem Heard brought attention to the recent credit card frauds that have taken place recently in Colorado.

c. October Code Enforcement

Mayor Pro-Tem Heard asked when Code Enforcement was out for 17 days how did the calls get handled in his absence.

Dan Dean explained that the Public Works Department and other town staff helped where and when needed.

Liquor License Renewal

i. Brick House BBQ, Inc., 237 Main Street

Mayor Pro-Tem Heard opened the Liquor License Authority.

Mr. Samson said that he had reviewed and there were no issues with renewing the liquor license for the Brick House BBQ.

Motion was made by Trustee Acker, seconded by Trustee Brodhead, to approve the Liquor License Renewal - Brick House BBQ, Inc. The motion passed unanimously.

Mayor Pro-Tem Heard closed the Liquor License Authority.

Old Business

- a. RESOLUTION 24-R-2011 - A RESOLUTION OF THE TOWN OF MEAD, COLORADO, CONFIRMING THE APPOINTMENT OF SANDI F. SUGDEN AS ACTING TOWN CLERK.

Trustee Acker asked why a resolution was needed since Ms. Sugden had already been appointed as Acting Town Clerk.

Mr. Samson stated that since Ms. Sugden would be signing legal documents as well as checks it needs to be in place to protect the Town.

Motion was made by Trustee Acker, seconded by Trustee Kraemer, to approve RESOLUTION 24-R-2011 - A RESOLUTION OF THE TOWN OF MEAD, COLORADO, CONFIRMING THE APPOINTMENT OF SANDI F. SUGDEN AS ACTING TOWN CLERK. The motion passed unanimously.

- b. ORDINANCE 699 - AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING. CHAPTER 8, ARTICLE VI OF THE MEAD MUNICIPAL CODE AS IT RELATES TO THE USE OF SIDEWALKS AND PEDESTRIAN TRAILS BY MOTORIZED VEHICLES AND LOW POWERED SCOOTERS, AND PROVIDING A PENALTY.

Trustee Acker said that he was concerned that the penalty of \$500 dollars is too much.

Mr. Samson explained it could be a penalty up to \$500 dollars and that the ordinance is out of the State Statute and also at the direction of the Board he used Erie's Ordinance.

Motion was made by Trustee Acker, seconded by Trustee Brodhead, to approve ORDINANCE 699 - AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING. CHAPTER 8, ARTICLE VI OF THE MEAD MUNICIPAL CODE AS IT RELATES TO THE USE OF SIDEWALKS AND PEDESTRIAN TRAILS BY MOTORIZED VEHICLES AND LOW POWERED SCOOTERS, AND PROVIDING A PENALTY. The motion passed unanimously.

The board discussed Ordinance 699 further and felt that there needed to be some modifications made before they could vote on it. The Board asked that Mr. Samson make the modifications and bring it back to the Board.

Motion was made by Trustee Acker to modify his motion, seconded by Trustee Brodhead, to have Mr. Samson modify Ordinance 699 and bring back to the Board at the next meeting. The motion passed unanimously.

c. Encana Frederiksen 1 A-28H Well Modification

Jason Oates and Wes Fortik representing Encana

Mayor Pro-Tem Heard asked, "In the report it is stated "temporary", how long is temporary?"

Mr. Oates explained would depend on the wells and once the well has reached its threshold it would be pulled in six (6) months, possibly up to two (2) years.

Trustee Acker asked how tall the tanks would be, would there be noise, would this cause any fumes or odors and what color would the equipment be painted and would you be able to hear it 100 feet away.

Mr. Oates said the tanks would be 25ft in height, with a high efficiency combustor. The noise would be no more than a low hum and could not be heard 100 feet away. As far as the fumes or odor, it is only vapor and is contained on site. The fumes would be similar to those emitted from a residential heater or water heater so therefore there would be no smell. The color of the tanks would be painted in a desert tan.

Trustee Kraemer asked if there are any documents that show who owns the mineral rights.

Mr. Oates said that for 90 days the information is confidential.

Mr. Samson asked if the emission goes down will the tower come down as well. Reg. 7 states that they can be removed within 90 days. Mr. Samson asked this be brought back before the Board.

Mr. Fortik stated that once the threshold comes down the tower would be removed and then it would become a 60-unit tank.

Mayor Pro-Tem Heard said that they would need to report back to the Board in 90 days.

Motion was made by Trustee Acker, seconded by Trustee Brodhead, to approve that Encana Frederiksen 1 A-28H Well Permit modifications be approved. The motion passed unanimously.

d. Metro Denver Economic Development Council Code of Ethics

The Board discussed and made the motion to adopt the Metro Denver Economic Development Council Code of Ethics.

- a. Motion was made by Trustee Clanton, seconded by Trustee Kraemer, to approve the Metro Denver Economic Development Council Code of Ethics. The motion passed unanimously.

New Business

- a. ORDINANCE NO. 700 - AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING ARTICLE III OF THE MEAD MUNICIPAL CODE BY THE ADDITION OF A NEW SECTION 11-3-30, REGULATING OVERNIGHT CAMPING AND/OR SLEEPING IN MUNICIPAL PARKS AND PROVIDING A PENALTY.

Mr. Samson stated Mayor Macomber asked at the last meeting that if there was an Ordinance in place in the event there was to be an "Occupy Mead Movement" the ordinance would already be in place and the Town is simply being pro-active.

Mayor Pro-Tem Heard asked what if a girl scout troop wanted to camp in the Town park would this include them as well.

Mr. Samson said this would be up to the Town Manager's discretion.

Motion was made by Trustee Acker, seconded by Trustee Kraemer, to approve Ordinance No. 700, with changes to the fine schedule a \$50 fine for the first offense. The motion passed unanimously.

8. Reports and Comments

- a. Dan J. Dean, Town Manager

Mr. Dean said that he spoke to Mr. Birdsall regarding the five (5) acre. They still want to be in Town but won't dedicate the land until they get their oil wells approved.

Mr. Dean said that he had sent a letter to Al Domingues at COLOTRUST regarding pending changes at COLOTRUST; Mr. Domingues has been invited to address the Board at the last meeting in November.

Trustee Kraemer noted that he feels that the Town's monies should be pulled out and put into various banks.

Mr. Dean said that the Town Treasurer Denise Rademacher is looking into this matter to see what will be the best for the Town.

There were no further questions from the Board.

- b. Richard Samson, Town Attorney
- c. Steve Stamey, Town Planner
 - i. Laurence Budler Building Permit Application

Mr. Stamey explained that the property owner had already completed 80% of the project but had not increased the footprint of the property.

There were no further questions from the Board.

d. Trent Marshall, Town Engineer

Mr. Marshall said that CDOT had awarded the contract for the construction of the Regional Trails project, that he would be meeting with CDOT in the morning and the project should start next week.

There were no further questions from the Board.

e. Dan Dennison, Public Works Director

Mr. Dennison said that he just wanted to bring it to the Boards attention that he was putting out an RFP for a Street Sweeper.

There were no further questions from the Board.

2. Mayor Pro-Tem Heard

Mayor Pro-Tem said that she would like to see the Town make a Proclamation for Rachel Crow who is a finalist on a program called X-Factor.

Mr. Dean stated that they could also make a banner.

Motion was made by Trustee Acker, seconded by Trustee Kraemer, to approve a Rachel Crow Proclamation and Banner. The motion passed unanimously.

3. Town Trustees

4. Adjournment

Motion was made by Trustee Acker, seconded by Trustee Kraemer, to approve to adjourn. The motion passed unanimously.

With no further business before the Board, the meeting adjourned at 8:35 p.m.

Kim Heard, Mayor Pro-Tem

Attest:

Sandi F. Sugden, CMC, Acting Town Clerk

Approved with corrections at the November 18, 2011 Regular Board of Trustees meeting.