

AGENDA
TOWN OF LYONS
7:00 P.M., MONDAY, OCTOBER 4, 2010
BOARD OF TRUSTEES MEETING
SHIRLEY F. JOHNSON COUNCIL CHAMBER
LYONS TOWN HALL, 432 5TH AVENUE, LYONS, COLORADO

I. Roll Call and Pledge of Allegiance

Roll Call.

Present: Mayor Julie Van Domelen, Mayor Pro Tem Kirk Udovich, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson, Trustee LaVern Johnson, Trustee Sandy Banta.

II. Recognition of our Citizens in the Armed Forces – Mayor Van Domelen asked for a moment of silence for those serving in the Armed Forces.

Motion: Trustee Kirk Udovich moved to amend the agenda to include the August Financials and the August Clerk & Treasure's Report to the Consent Agenda as they were not approved at the last BOT meeting.

Action: Amend, **Moved by** Mayor Pro Tem Kirk Udovich, **Seconded by** Trustee Kathy Jacobson.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 7).

Yes: Mayor Julie Van Domelen, Mayor Pro Tem Kirk Udovich, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson, Trustee LaVern Johnson, Trustee Sandy Banta.

III. Sgt Kevin Parker, Lyons Substation Supervisor, Report
Sgt Parker stated he has been working on the traffic plan for the Halloween Parade with Parks Director Cosgrove.

IV. Audience Business – No one wished to speak.

V. General Business

1. Net metering presentation and approval to move forward.

Diane Dandeneau, Chair – Sustainable Future Commission gave a presentation on Net Metering. Ms. Dandeneau explained how it works for the consumer and the Town. Ms. Dandeneau also explained the steps the Town would have to follow to adopt the program. Discussion included the responsibilities of the town and the consumer. Ms. Dandeneau stated approving net metering does not give a blanket approval of all systems such as a wind turbine. Ms. Dandeneau stated NMPP will help the town develop policies, guidelines and procedures for \$500. Mayor Van Domelen commended Ms Dandeneau, Trustee Carroll and the Sustainable Future Commission for the work they have done towards the community goal for the use of renewables.

Motion: Trustee Kathy Carroll moved to approve the expenditure of \$500 for support from NMPP for the net metering and authorize staff to continue moving forward on the project analysis and preparation. Also the BOT will be presented with final agreements.

Action: Approve, **Moved by** Trustee Kathy Carroll, **Seconded by** Trustee Kathy Jacobson.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 7).

Yes: Mayor Julie Van Domelen, Mayor Pro Tem Kirk Udovich, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson, Trustee LaVern Johnson, Trustee Sandy Banta.

2. Ordinance 886 an Ordinance Repealing and Readopting Chapter 12 of Title 1 of the Lyons Municipal Code in its Entirety Regarding General Provisions Applicable to All Boards, Commissions, Committees and Other Advisory Bodies Established by the Town of Lyons - First Reading

Town Administrator Simonsen stated August 16th the BOT discussed changes to the current code regarding Boards and Commissions. Separate commissions have reviewed the proposed changes and given feedback. The PCDC and LAHC recommended having a smaller group of five versus seven for their commissions; other committees commended the pursuit of streamlining and improving consistency between boards and commissions. LAHC amended their responsibilities entirely while others made only minor changes. Staff recommends approval on first reading. The BOT made minor changes to the terms, the Library Board, Tree, Weed and Landscaping Advisory Board, Lyons Arts and Humanities Commission and the Economic Development Commission. The changes will be incorporated in the ordinance for the public hearing and final reading October 18.

Motion: Trustee Ed Bruder moved to approve Ordinance 886 on first reading with changes made.


Action: Approve, **Moved by** Trustee Ed Bruder, **Seconded by** Trustee Kathy Jacobson.



Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 7).

Yes: Mayor Julie Van Domelen, Mayor Pro Tem Kirk Udovich, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson, Trustee LaVern Johnson, Trustee Sandy Banta.

3. Resolution 2010-38, a Resolution Authorizing an Amendment to the IGA between the City of Longmont and the Town of Lyons concerning the Longmont Water Agreement.

 After discussion the BOT decided they need more information from the City of Longmont and Bob Albert's Water/Wastewater concerning operation and maintenance of the pup station, fixed dedications, number of service connections and the chlorine injector before approving this IGA with the City of Longmont. Staff is to contact City of Longmont and Bob Alberts and request for them to attend the October 18, 2010 meeting and asked that the yearend report for 2009 be included in the packet.

Motion: Mayor Pro Tem Udovich moved to postpone Resolution 2010-38 to the next BOT meeting October 18, 2010 and to have someone from the City of Longmont and Bob Alberts present to answer questions.

Action: Postpone, **Moved by** Mayor Pro Tem Kirk Udovich, **Seconded by** Trustee Kathy Jacobson.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 7).

Yes: Mayor Julie Van Domelen, Mayor Pro Tem Kirk Udovich, Trustee Ed Bruder, Trustee Kathy Carroll, Trustee Kathy Jacobson, Trustee LaVern Johnson, Trustee Sandy Banta.

VI. Staff Reports

Town Administrator Simonsen's report included:

Governor's Award for Downtown Excellence: Congratulations and thank you to everyone who made this award happen! A special thank you to Jacque Watson and Trustee Bruder for putting the application together and submitting it. A community-wide thank you to others who had the insight and tenacity while the project was completed. Louisville took second place to our project. Great job Lyons!

DRCOG: Two TIP applications were submitted electronically this week. This has been a very collaborative endeavor between the Town, Boulder County, CDOT, RTD and others. The street enhancement project was submitted for a total of \$2.28 million dollars worth of improvements and the expanded bus service involved over \$400K worth of service. Hard copies of the grants are due by 4:00 Wednesday, October 6th.

Halloween Parade: The parade is scheduled for 6:00 p.m., Saturday, October 30th. There will be trick or treating downtown and a dance at Odd Fellows on Halloween. Staff is working on offering hayrack rides through Meadow Park.

Parks Update: Parks staff are busy with tree and river maintenance that needs to occur in the fall, as well as replacement of several park shelter doors and equipment maintenance. They hope to repair the Sandstone Park stage and fountain as well as install the dog park water feature before winter. Bohn Park parking blocks should be placed before spring.

Alley Clean up and Tree Trimming: Starting next week, public works personnel will be cleaning up alleys throughout town. A public notice has been issued that all personal property needs to be removed from alleys. If not, the town may remove the items and hold them for seven days. Tree trimming will also occur throughout the alleys, as required by code.

Sewer Lines: VSR has been filming the sewer lines throughout the northern section of town. It is our goal to do at least one third of the community every year to get on a regular cycle as required by our insurance provider. There were three areas identified this week that will require replacement/repair of the line.

Water Tank Inspection: The one million gallon tank in Apple Valley was inspected and cleaned this week. There was approximately ¼" of iron manganese settled on the bottom. This was most likely from the last cleaning when there was eight inches of sediment that was 'stirred' up and has now settled. The tank will now be scheduled to be cleaned every other year unless there is a change. The next step is to flush water hydrants, which will be coordinated with the fire department.

Administrator Simonsen is recommending that a full water system analysis be conducted in order to develop a capital improvement plan and update the water rate study. Once the long-term, capital expenses are known, we may be able to reduce the water base rate as water debt was paid off this year.

Chair Art: Pam Solman has purchased the giant chair that is located at the Lyons Outdoor Market and would like to donate it to the town. CIRSA considers the piece to be an 'attractive nuisance' and would require alterations if placed on public property. It is suggested that LAHC and the Parks and Rec Board review the request and make a recommendation about placement.

Other Items:

CEMEX: Mayor VanDomelen and Administrator Simonsen took a tour of the Cemex Plant and watched a power point presentation regarding their operations. The tour was very educational and was positive for building rapport.

Longmont Visit: The Mayor and administrator also met recently with Mayor Pro Tem Santos, City Manager Pedrow and Utilities Director Rademacher to discuss the IGA renewal, decommissioned plants and other items of mutual interest.


Personnel: Jacob Starkovich has accepted the position of Town Prosecutor. He is currently in private practice, but was the municipal prosecutor in Thornton and with the 10th judicial district. He will start his duties in October.

Chilson/Kavnar/Vaughn Update: The letter to the interested parties was electronically mailed and sent by certified mail last week.

Town as Fiscal Agent: Finance Director McClurkin is drafting an application for groups that request the Town be the fiscal agent for grant funding. This will be available shortly.

Town Administrator Simonsen stated there would be a Budget Workshop Monday, October 11, 2010 Town Administrator Simonsen stated the BOT Retreat would be Friday, October 8, 2010.at the Council Chambers.

VII. Reports

Trustee Ed Bruder stated he will be coordinating  with high school students to help the seniors with the web sites at the Walt Self Senior Center.

Trustee Ed Bruder stated EDC is meeting weekly and have been looking at incentives for the business community in 2011 such as lowering building permit fees and annexation fees for a period of time. Trustee Bruder suggested a soft launch of the program with a couple of test cases. Town Administrator Simonsen stated staff has proposed a stimulus packet to get this going and we have a couple of people who would like to try this. Mayor Van Domelen stated wants the program in place and have people apply rather than picking a particular business. Mayor Van Domelen stated the proposal should be looked at by the PCDC before it goes out to the business community. The BOT agreed they need to see more specifics and asked that this be discussed under general business at the October 18 BOT meeting.

Trustee Sandy Banta stated she would be meeting with LAHC tomorrow. Trustee Sandy Banta stated thanks to Public Works Kyle Miller for helping the LAHC set 4 more bases on Main Street for sculptures. LAHC hope to have 2 stone sculptures in place this month. LAHC is looking for funding for the 3rd bear at 5th and High Street.

Trustee Sandy Banta stated the Chamber will be meeting at the Lyons Community Church on Wednesday and Thursday will be the Chamber Social.

Trustee LaVern Johnson stated the Visitor's Center and the Redstone Museum are closed for the winter. Trustee LaVern Johnson stated she will be applying for a restoration grant for the museum and she has contacted the school and will be asking them and the town for matching grant money.

Trustee LaVern Johnson stated the local Boy Scouts will have a spook house for Halloween this year and Parks is working on the Halloween Parade and the Christmas Parade.

Trustee Kathy Carroll asked for feedback on the flyer for the utility bills regarding mulch. Town Administrator Simonsen stated she did have some information from Public Works Kyle Miller.

Trustee Kathy Carroll stated SFC is going to meet with the Solid Waste Team to work on zero waste and she would be having more information for the BOT on this project.

Mayor Julie Van Domelen stated she, Deputy Clerk Watson, Trustee Bruder and Town Engineer Blankenship went to Glenwood Springs to accept the Governor's Downtown Colorado award the Town received.

Mayor Julie Van Domelen stated she met with the Mayor Pro Tem of Longmont, has toured Cemex and has been working on the TIP grant.

VIII. Consent Agenda

1. September 17, 2010 Board of Trustees Meeting Minutes
2. September 2010 Accounts Payable
3. August 2010 Financials and Clerk & Treasurer's Report

Trustee Kathy Carroll recused herself from the Consent Agenda because she was absent from the September 17 BOT meeting.

Motion: Trustee Sandy Banta moved to approve the Consent Agenda.

Action: Approve, **Moved by** Trustee Sandy Banta, **Seconded by** Mayor Pro Tem Kirk Udovich.

Vote: Motion passed (**summary:** Yes = 6, No = 0, Abstain = 1).

Yes: Mayor Julie Van Domelen, Mayor Pro Tem Kirk Udovich, Trustee Ed Bruder, Trustee Kathy Jacobson, Trustee LaVern Johnson, Trustee Sandy Banta. **Abstain:** Trustee Kathy Carroll.

IX. Items Removed from the Consent Agenda - there were no items removed.

X. Adjournment - Trustee Kathy Jacobson moved to adjourn at 10:00 pm.

Respectfully submitted by;

Deb Anthony, CMC – Town Clerk

Mayor Julie Van Domelen