TOWN OF MILLIKEN
BOARD OF TRUSTEES
MILLIKEN MEETING HOUSE, 1201 BROAD STREET

MEETING MINUTES

Wednesday, January 13, 2016

Call to Order

The Town of Milliken Board of Trustees convened a regular session on Wednesday, January 13, 2016 at 7:00 P.M. Those present: Mayor Milt Tokunaga, Mayor Pro Tem Linda Measner Trustees: Linda Beck and Jordan Jemiola. Also present: Town Administrator Kent Brown, Town Clerk Cheryl Powell, Community Development Director Martha Perkins, Community Engagement Specialist/Planner Seth Hyberger and Finance Director Jennifer Nash and Town Attorney Linda Michow. Absent: Trustee LeRon Ehrlich, Ken Kidd and Lois Ann Onorato and Parks Director Josh Roseberry and Public Works Director Bill Landwehr.

Pledge of Allegiance

Mayor Tokunaga called the meeting to order.

Roll Call

Trustee's: Jemiola and Beck Mayor Pro Tem Measner and Mayor Tokunaga.

Agenda Approval

Town Attorney Michow asked for Consent Item #2 to be removed until further notice. Mayor Tokunaga would like to add an Executive Session for Legal Advise pertaining to Oil and Gas Operations to the Agenda.

Swearing-in Ceremony

Chief Benito Garcia introduced Tony Johnson to the Board and provided background on Antonio (Tony) Johnson.

Town Clerk Cheryl Powell swore in Antonio Johnson as a Milliken Police Officer.

Citizen Comments

Mr. Reid Hobler, 800 Mill Iron Rd. Milliken, spoke to the Town Board as a business owner (Veterinary Clinic) along Broad St. Mr. Hobler indicated that he would like to see additional parking spaces for the businesses. The veterinary clinic is one of the busiest along Broad St. and lacks parking. Mr. Hobler suggested knocking out the bumpouts and possibly putting in diagonal parking. He thanked the streets crew for cleaning the bumpouts of snow during these past winter storms. Mayor Tokunaga responded indicating there will be additional parking when the Town Hall parking lot is completed. Mayor Pro Tem Measner asked if there is any available parking behind his building. Mr. Hobler indicated that it is the alleyway, car wash and NAPA behind the business and that his business abuts the alley.

Minutes of Previous Meeting

December 23, 2015

Minutes approved as distributed.

CONSENT AGENDA

1. **Resolution 15-01, Posting of Notices**

   A Resolution establishing locations for posting of notice for meetings of the Board of Trustees of the Town of Milliken as required annually by C.R.S. §24-6-402(2).

   Cheryl Powell, Town Clerk

   Trustee Jemiola moved to approve the Consent Agenda. Trustee Beck seconded.

   Discussion: None.

   Vote: All in favor, none opposed. There were not any items.

ACTION AGENDA

1. **Public Hearing for Ordinance 722 Amending the Land Use Code for Special Flood Hazard Areas Identified by FEMA**

   A public hearing for review and approval of Ordinance 722 amending Milliken's Land Use Code, Chapter 16, relating to special flood hazard areas identified by the Federal Emergency Management Agency (FEMA) in a scientific and

engineering report entitled "Flood Insurance Study for Weld County" (FIS) with accompanying flood insurance rate maps (DFIRM).

Public Hearing Opened at: 7:16 P.M.

Community Development Director Martha Perkins explained to the Town Board that this Ordinance is necessary to the immediate preservation of the public health and safety because the new flood insurance rate maps must be effective on or before January 20, 2016 in order to ensure the Town's continued compliance with the National Flood Insurance Program.

Community Engagement Specialist/Planner Seth Hyberger indicated that the main reason for this ordinance is that it allows the residents of Town to obtain flood insurance on their properties.

Public Hearing Closed at: 7:20 P.M.

Town Attorney Michow brought to the attention of the Town Board that an emergency ordinance requires a vote of three quarters of the Town Board and due to having three (3) Board members not in attendance, this ordinance will need to proceed as a regular ordinance without the emergency declaration. Attorney Michow explained which portions of the Ordinance will need to be amended to remove the language regarding the emergency declaration.

Trustee Jemiola motioned to approve Ordinance 722 with Town Attorney Michow's recommendation for changes and if there are any minor changes that are identified to allow those changes at the discretion of Attorney Michow. Mayor Pro Tem Measner seconded.

Vote: All in favor, none opposed.

2. **Public Hearing and Consideration and Approval of Resolution 15-23, Adopting the 2016 Envision Milliken Comprehensive Plan**

A public hearing for review and approval of the Town of Milliken's update to the 2010 Comprehensive Plan through Resolution 15-23 "A Joint Resolution of the Planning Commission and Trustees adopting the 2016 Comprehensive Plan for the Town of Milliken" to provide guidance on where and how the community will grow and evolve over the next 10 to 20 years.

Public Hearing Opened at: 7:23 P.M.

Community Development Director Martha Perkins asked the Town Board for a continuation of the Public Hearing due to comments received from the Towns of Platteville and Gilcrest. The request was to revise the Towns proposed urban growth area and influence area south of Milliken along the South Platte River to

honor the Intergovernmental Agreements (IGA's) and urban growth boundaries that Platteville and Gilcrest have with the Town. Staff spoke to members from Platteville and Gilcrest and the changes were made to the Framework Plan map and to the related Comprehensive Plan text.

Director Perkins indicated that Platteville and Gilcrest requested to meet with Staff on a quarterly schedule.

Director Perkins also indicated that Weld County, Greeley and Johnstown did not issue any comments.

The Town Board will be meeting with the Planning Commission on January 20th in a Joint Work Session and it was requested by the Town Board to have a brief discussion regarding the Comprehensive Plan.

Trustee Jemiola motioned to continue the Public Hearing to 7:00 P.M. on February 10, 2016 to consider the adoption of Resolution 15-23 "A Joint Resolution of the Planning Commission and Town Board of Trustees Adopting the 2016 Comprehensive Plan for the Town of Milliken, Weld County, Colorado", which will allow additional time for Gilcrest, Platteville and other interested community members to review the latest draft of the Plan. Trustee Beck seconded.

Vote: All in favor, none opposed.

3. **Public Hearing for Ordinance 723 Amending the Land Use Code for Home Occupations**

Community Development Director Martha Perkins asked the Town Board for a continuation of the Public Hearing to a time and date certain for Ordinance 723 "An Ordinance of the Town of Milliken Amending Sections 16-1-150 and 16-3-620 of Chapter 16, of the Milliken Municipal Code Concerning Home Occupations." The Planning and Zoning Commission requested a joint, legislative work session to discuss the Board's policy direction for home occupations before making a decision on specific text amendments or code changes.

Public Hearing Opened at: 7:28 P.M.

Trustee Jemiola motioned to continue the Public Hearing to 7:00 P.M. on February 10, 2016 to consider the adoption of Resolution Ordinance 723 " An Ordinance of the Town of Milliken amending Sections 16-1-150 and 16-3-620 of Chapter 16, of the Milliken Municipal Code Concerning Home Occupations" in Weld County Colorado and to schedule a joint work session with the Planning & Zoning Commission to obtain policy guidance on how to retain the character of

residential neighborhoods while allowing commercial activities as an accessory use in these neighborhoods." Mayor Pro Tem Measner seconded.

Vote: All in favor, none opposed.

DISCUSSION AGENDA

1. **To Discuss a Work Session Meeting Time with the Planning Commission Regarding Home Occupations**

This item was discussed during the Work Session and it was decided to hold a Joint Work Session on January 20, 2016 at 6:00 P.M.

INFORMATIONAL AGENDA

Summary of Meeting (Review of Action Items, Staff Assignments & Schedule)

Executive Session

Mayor Pro Tem Measner motioned to go into Executive Session C.R.S. 24-6-402(4)(b), To confer with an attorney for the City for the purposes of receiving legal advice on specific legal questions regarding Oil and Gas Operations. Trustee Jemiola seconded.

The Mayor indicated that there will be a 5 minute recess at 7:32 P.M.

The Town Board went into Executive Session at: 7:41 P.M.

The Executive Session ended at 8:02 P.M.

Resume Regular Meeting

The Regular Meeting resumed at: 8:02 P.M.

Adjournment

Hearing no further business, the Mayor adjourned the meeting at 8:03 P.M.

Prepared by: Approved by:

Cheryl L. Powell, Town Clerk Milt Tokunaga, Mayor