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

MEETING MINUTES

Wednesday, August 10, 2016

Call to Order

The Town of Milliken Board of Trustees convened a regular session on Wednesday, August 10, 2016 at 7:00 P.M. Those present: Mayor Beau Woodcock, Mayor Pro Tem Linda Measner. Trustees: Elizabeth Austin, Katy Burack, LeRon Ehrlich, Nick Ehrlich and Ken Kidd. Also Present: Town Administrator Kent Brown, Town Clerk Cheryl Powell, Community Development Director Martha Perkins, Community Engagement Specialist/Planner Seth Hyberger, Accounting Technician Courtney Diller and Town Attorney Linda Michow. Absent: Public Works Director Bill Landwehr.

Pledge of Allegiance

Mayor Woodcock called the meeting to order.

Roll Call

Trustee's: Austin, L. Ehrlich, Burack, N. Ehrlich and Kidd, Mayor Pro Tem Measner and Mayor Woodcock.

Agenda Approval

Staff had no changes to the Agenda.

Trustee L. Ehrlich requested to add an Executive Session to the Agenda. Trustee Kidd seconded.

All in favor, none opposed.

Citizen Comments

Vickie Baren from Young Peoples Learning Center spoke about the potential closing of the childcare center. She and her husband are undergoing the process of acquiring the Center and going through all the regulatory criteria.

Ms. Baren thanked the Mayor and the Mayors wife for being a part of the negotiation with the property owner, Andrew Warner. Ms. Baren also mentioned

that Weld County Commissioner Julie Cozad helped assist in the negotiations.

The name of the new Center will be Blooming Littles Learning Center.

Recognition of Seth Hyberger

Town Administrator Kent Brown recognized Seth Hyberger for his contribution to the Town since his arrival after the 2013 flood.

Seth Hyberger thanked the Town Board and Staff and gave a brief reflection on the two years he has been with the Town.

Minutes of Previous Meeting

- July 27, 2016

Minutes approved with correction.

Mayor Pro Tem Measner motioned to approve the minutes as distributed. Trustee Burack seconded.

All in favor, none opposed.

CONSENT AGENDA

1. **Consideration and Approval of a Liquor License Renewal for El Mex-Kal Family Mexican Restaurant**

   To consider for approval a Hotel and Restaurant Liquor License renewal for El Mex-Kal Family Mexican Restaurant.

   Trustee Austin moved to approve the Consent Agenda. Trustee Nick Ehrlich seconded.

   Roll Call Vote: Trustee Austin – yes, Trustee L. Ehrlich – yes, Trustee Burack – yes, Trustee N. Ehrlich – yes, Mayor Pro Tem Measner – yes, Mayor Woodcock – yes, Trustee Kidd – yes. Motion carried.

ACTION AGENDA

1. **Consideration and Approval of Resolution 16-17, an Intergovernmental Agreement with the RE5-J School District for a Joint School Resource Officer Program**

   Police Chief Benito Garcia asked the Town Board to review and consider for approval Resolution 16-17, proposing an Intergovernmental Agreement (IGA)

with the Weld County RE-5J School District for a school resource officer (SRO).

The Milliken Police Department currently has one SRO assigned to cover the Milliken Middle School, Elementary School, Knowledge Quest Academy and to help assist when needed at Roosevelt High School in Johnstown. There is currently a Memorandum of Understanding (MOU) in place since 2002, but the proposed IGA will supersede the MOU as a more official agreement through this Resolution.

Trustee Austin asked which police officer will serve the position of the SRO. Garcia responded that Officer Andrew Tope will fulfill that position under the guidance of Sgt. Mick Peters who was the former SRO.

Trustee LeRon Ehrlich motioned to approve Resolution 16-17 approving the Intergovernmental Agreement between the Town and RE-5J School District for the school resource officer program. Trustee Burack seconded.

Roll Call Vote: Trustee Austin – yes, Trustee L. Ehrlich – yes, Trustee Burack – yes, Trustee N. Ehrlich – yes, Mayor Pro Tem Measner – yes, Mayor Woodcock – yes, Trustee Kidd – yes. Motion carried.

2. **Consideration and Approval for a Trade of the Town of Milliken's Greeley Loveland, Lake Loveland and Seven Lakes Water Shares for Colorado Big-Thompson Units**

Town Administrator Brown asked the Town Board to consider for approval a trade of the Town's 1 share of Greeley Loveland Irrigation Company (GLIC), 5 shares of Seven Lakes Reservoir Company and 0.5 rights of Lake Loveland for Colorado Big-Thompson Units (CB-T). The Town advertised RFP- 04-2016 on July 21, 2016 in the Johnstown Breeze referring interested parties to the Rocky Mountain Bid System.

Brown indicated that the Town cannot use the shares that are listed for trade since the City of Greeley and Central Weld cannot treat this water. The Town, from an operational perspective, can utilize the CB-T. The recent sale of a large block of CB-T sold for $38,000/af or $26,600 per unit. According to reports by water brokers the shares that the Town currently owns of GLIC, Seven Lakes, and Lake Loveland is selling at approximately $10,000 per consumptive use per acre foot. The Town personally sent the Request For Proposal (RFP) out to those who might be interested in this type of water. The total consumptive use of these shares is 61 acre feet. According to Forrest Leaf the Town's Water Engineer, this type of water is selling at approximately $10,000 per consumptive use acre foot. The Total value for the Town's shares is approximately $610,000.

Brown explained that one bid was submitted by Western Equipment & Truck as a trade for the Town's water shares/rights for 23 units of CB-T. The total value for

the 23 shares of CB-T is $611,800, if it is valued at $26,600 per unit.

Trustee Austin motioned to approve the trade with Western Equipment & Truck for the Town of Milliken's Greeley & Loveland Water Shares/Rights for 23 units of CB-T and authorize the Town Administrator to sign and execute the contract. Mayor Pro Tem Measner seconded.

Roll Call Vote: Trustee Austin – yes, Trustee L. Ehrlich – yes, Trustee Burack – yes, Trustee N. Ehrlich – yes, Mayor Pro Tem Measner – yes, Mayor Woodcock – yes, Trustee Kidd – yes. Motion carried.

DISCUSSION AGENDA

1. **Meeting Start Time**

Town Attorney Michow discussed a possible revision to the commencement of the Town Boards Work Sessions and Regular Meeting Sessions. This item was brought up at a previous Work Session. The Town's Code indicates a specific time that the meetings will start. This change could be done by Resolution. The Town Board indicated for Michow to bring this Resolution forward at a future meeting.

INFORMATIONAL AGENDA

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

Trustee Austin asked Staff for an update regarding the question at last meetings citizen comment section from Mr. Tucker regarding stop sign placement. The code specified 30 feet.

Town Administrator Brown indicated that staff is reviewing.

Police Chief Garcia indicated the Model Traffic Code indicates 25 feet. The Town of Milliken follows this Code.

Trustee Nick Ehrlich asked if the stop sign placement is subdivision specific or is it enforced throughout the Town. Garcia indicated this is followed town wide.

Trustee Kidd indicated that most people would not know the Town's Code. Garcia responded that typically the curbing is painted yellow, which indicates no parking. He also indicated that there are areas in Town that do not have this curbing painted or that the curbing paint needs to be redone.

Brown indicated that in order to vary from the 25 ft. distance from the stop sign, a Code change would be required.

Michow responded that Towns can amend the Model Traffic Code in their municipality. She suggested hiring a traffic engineer and creating an Ordinance to amend the code.

Executive Session

Trustee Austin moved to go into Executive Session under C.R.S. 24-6-402(4)b, to confer with an attorney for the Town for the purposes of receiving legal advice regarding the Town's agreement to issue water certificates in exchange for water rights. Trustee L. Ehrlich seconded.

Roll Call Vote: Trustee Austin – yes, Trustee L. Ehrlich – yes, Trustee Burack – yes, Trustee N. Ehrlich – yes, Mayor Pro Tem Measner – yes, Mayor Woodcock – yes, Trustee Kidd – yes. Motion carried.

Executive Session commenced at: 7:40 P.M.

Regular Meeting Resumed

The regular meeting resumed at: 8:10 P.M.

Trustee Nick Ehrlich indicated that he will review the FEI Engineering agreement.

Brown asked about the Goal Setting meeting and asked the Town Board if Monday, August 22nd would be a date that would work for them. The consensus from the Town Board was yes.

Brown also indicated that he needs to call the State Historical Society regarding the Grain Elevator.

Adjournment

Trustee Austin moved to adjourn. Trustee Nick Ehrlich seconded.

All in favor, none opposed.

Hearing no further business, the Mayor adjourned the meeting at: 8:12 P.M.

Prepared by:

Cheryl L. Powell, Town Clerk

Approved by:

Beau Woodcock, Mayor