



TOWN BOARD MEETING
Town Board Chamber
3 S. Timber Ridge Parkway, Severance, CO 80550

MINUTES
REGULAR MEETING 2016-23
Monday, December 19, 2016
6:00 p.m.

Light Supper for the Board (5:30 p.m.)

Present:

Mayor:

Trustees:

Don Brookshire
Dennis "Zeke" Kane
Bruce Florquist
Mike Kinney
Alison Koster
Don McLeod
Matthew Gordon

Absent:

Staff:

John Holdren, Town Administrator
Betty Mauch, Town Clerk/Treasurer
Erin Mitchell, Deputy Town Clerk/Treasurer
Greg Bell, Town Attorney
Mitch Nelson, Town Planner

Audience:

A. CALL TO ORDER

1. Roll Call

All members were present.

2. Pledge of Allegiance

3. Approval of Agenda

MOTION WAS MADE BY TRUSTEE FLORQUIST second by Trustee Kane to approve the agenda. All members present voting **YES**,

MOTION CARRIED

4. Public Comment: There were none.

5. **Consent Agenda**

a. Minutes – December 5, 2016

MOTION WAS MADE BY TRUSTEE KINNEY second by Trustee Florquist to approve the consent agenda. All members present voting **YES**,

MOTION CARRIED

B. REGULAR MEETING

1. **WCR 23 and Eaton Ditch Safety Discussion**

o **Public Meeting**

Town Administrator John Holdren stated he is bringing this back before the Board. We were approached earlier this year about doing some guardrail especially at the first entrance on the south into Casa Loma. He stated that several cars have gone in the ditch there. He noted that is a T entrance off of WCR 23 to the north and Casa Loma to the west. Two weeks ago a car went off in ditch further south and it was not due to icy conditions. He stated that he received a letter from a couple in Casa Loma requesting guardrail along the ditch. He noted that he has been in conversation with Casa Loma's Home Owner's Association (HOA) Past President, Scott McBride and the Eaton Ditch Company. The Eaton Ditch Company is not in favor of full guardrail due to maintenance issues and doesn't really want it at the entrance. He suggested maybe putting in some jersey barriers. They are portable and could be moved if they need to do maintenance and then put back. He got a quote for 200 feet of guardrail for \$14,000.

Mayor Brookshire stated that he thought last time the Board discussed this that we decided we want to do some sort of safety measure especially at the intersection.

Trustee McLeod stated he thought we had already allocated funds for it to do it in January.

Trustee Florquist asked if there are any underground utilities there which would be a problem for a guardrail because you have to drill them in. He noted that jersey barriers don't disturb anything underground. He stated that is a narrow area there to put them in and they are 2 ½ to 3 feet wide.

Mayor Brookshire suggested starting with jersey barriers which could be replaced later on with something more permanent and use the jersey barriers at other places.

Trustee Koster asked about the cost difference between the two.

Town Administrator John Holdren stated that we would need to make sure they were off the road far enough.

Scott McBride, 200 San Miguel Drive, HOA Past President of Casa Loma stated there has been a lot of discussion about this and noted that one of his neighbors passed away in that ditch. He stated that he has lived there 17 years and has never seen Eaton Ditch Company doing any maintenance. He noted we have lost two people in that ditch in the last five years and most have been young drivers except one. He stated that there are two places, one at each entrance. He stated that he realizes there are budgeting issues as well but the population and growth are not going to change. He stated they talked about preventive maintenance like spreading gravel and salt when it snows. This last storm it

didn't work very well because it was spread too thin. The entrance has been solid ice until today. He stated that Casa Loma needs to talk to the Eaton Ditch Company also.

Joann Powell, 1110 Corona Drive stated they live directly across the street from the people who lost their son. She noted it seems strange there have been five accidents there this year and hopes you will do something to take care of the problems.

Bev Menke, 1110 Indigo Drive stated that she drives her grandson to the Severance Middle School and goes down WCR 23. She stated that a number of trucks go around those curves very fast and is surprised no trucks have gone off in the ditch. She stated that there is heavy traffic on 23 especially in the morning and evenings.

Trustee McLeod asked if we could add additional road signage such as flashing signs.

- o **Possible Action**

Motion McLeod direct staff to take the best action available, to do in January using the funds budgeted

MOTION WAS MADE BY TRUSTEE McLEOD second by Trustee Koster to direct staff to take the best action available to fix the problem at the Casa Loma entrance using the funds that have already been budgeted. All members present voting **YES**,

MOTION CARRIED

Mayor Brookshire asked the Deputy if he knew if any of the accidents there were due to alcohol or road conditions.

Weld County Sheriff's Deputy Randy Carter stated that the last one had a medical condition and the accidents were not caused by the driving actions of the two that went in the ditch and passed away. He stated that the majority of the accidents were caused by over-correcting and not being able to stay on the road. He noted it would be difficult to determine if speed is a factor. He stated that the barriers won't stop crashes but may prevent people from going in the ditch. It depends on how the road is designed whether the jersey barrier would be sufficient.

Trustee Florquist stated that the typical concrete jersey barrier is designed so the wheel drives up on the barrier. They weigh about 4,400 pounds each and won't stop a big rig but will slow it down.

2. Supplemental Budget Hearing

- o **Public Hearing**
 - **Open Public Hearing**

Mayor Brookshire opened the public hearing at 6:26 p.m.

- **Comments from the Applicant**

Town Administrator John Holdren stated this is for a Supplemental Budget for 2016 authorizing funds to cover expenditures that are over in two funds. Street and Alley pertaining to the downtown project and Water pertaining to the purchase of water this last year and the water project. He read the resolution in its entirety.

- **Comments from the Town Planner, Engineer and Town Staff** – There were none.
- **Comments from the Town Board** – There were none.
- **Comments from the Public** – There were none.
- **Adjourn public hearing**
Mayor Brookshire adjourned the public hearing at 6:30 p.m.

- **Action**

MOTION WAS MADE BY TRUSTEE KINNEY second by Trustee Kane to adopt the 2017 Supplemental Budget with Resolution 2016-24R – a resolution authorizing the expenditure of funds in excess of the 2016 Budget. All members present voting **YES**,

MOTION CARRIED

3. **Ordinance 2016-13 An Ordinance Repealing Table 1.1 within Section 16.1.160 of the Severance Municipal Code**

- **Action**

Town Attorney Greg Bell stated that this is the first step in the process where he, John, Nick and Mitch are going through the code to clean it up some inconsistencies. The table is not consistent in a number places with the text it refers to and was only intended as a guide. This ordinance repeals that table and will be adopted later as an appendix.

MOTION WAS MADE BY TRUSTEE McLEOD second by Trustee Koster to adopt Ordinance 2016-13 an Ordinance repealing Table 1.1 within Section 16.1.160 of the Severance Municipal Code. All members present voting **YES**,

MOTION CARRIED

4. **Temporary Hunting Permit Application for Dakota Waterfowl LLC**

- **Action**

Town Administrator John Holdren stated that in the packet is an application for a Temporary Hunting Permit on the property where the water tanks sit. He stated that the staff report is in the packet and passed out a map and a copy of the regulations for that property. The map shows what could and could not be used the areas that cannot be hunted have X's on them. He stated that Mr. Eikenberg does have permission from the people to the north to hunt this property so a portion of that north and west X'd piece could be hunted. The Town requires the hunting to be at least 100 yards away from the water tank in all directions. He stated he received a letter from Mr. Schlagel, the property owner, approving this permit.

Trustee McLeod stated that he received a letter from a citizen with some concerns. Says within 2.5 miles.

Town Administrator John Holdren stated that those are the rules on back of sheet he passed out and are for water fowl hunting only. Without permission he would need to be 400 yards from the nearest residence.

Delmar "Sparky" Eikenberg stated that he is the applicant and he is asking for permission to hunt for the Water Fowl Season 2016-2017 which ends February 17, 2017. The Di-

vision of Wildlife has rules and regulations around the Windsor reservoir. He leases the farm ground there. He noted you can only hunt from a half hour before sunrise to sunset seven days a week.

Trustee McLeod asked if we have we granted hunting permits in town before.

Town Administrator John Holdren stated that we have not. One was because it was next to a subdivision, the other one was on the property north of the Middle School and the Board did not feel these were appropriate places for hunting. They did approve one on the very north end of Hidden Valley on that same property. He stated he doesn't know if they ever did hunt there.

Trustee Gordon asked if we need to specify the type of firearm being used.

Town Attorney Greg Bell stated that if this permit is granted they are still obligated to conduct their hunting in accordance with state and federal regulations which governs the type of firearms.

MOTION WAS MADE BY TRUSTEE McLEOD second by Trustee Kane to grant a Temporary Hunting Permit to Delmar L. Eikenberg, Dakota Waterfowl LLC for the 2016-2017 Waterfowl Season from December 17, 2016 to February 17, 2017 from sunrise to sunset on the property located at 36841 County Road 21 with the conditions they have written consent for the north property and comply that no hunting occurs within 100 yards of the Town Water Tanks on all sides. All members present voting **YES**,

MOTION CARRIED

C. STAFF REPORTS

Board approval may be sought for administrative actions in association with staff reports.

- **Town Administrator**
 - **SafeWise Top 10 Ranking**

John presented the Mayor and Board with the SafeWise Certificate for Severance being ranked the 6th safest city in Colorado which is based off the crime statistics throughout the state.

Mayor Brookshire stated this is more for the staff and Deputies and sent out a big thank you to them.

John stated he will hang it in the Town Hall.

- **2016 Year-End Water Report**

John stated that the water report which closed October 31, 2016 for the water year, was in the packet. He stated that we carried over our full amount of 158.6 acre feet into this year from last year. So we will be starting next year with some carryover.

John stated that we have an opportunity to bid on 18 shares of North Poudre water. He asked the Board if we want do this, or go after other shares that we have talked about. He noted that it will take almost all of the money budgeted for water for next year.

John stated he thinks the water situation is okay right now. He noted that we don't want to get behind. He stated that he rented out 330 acre feet this year and still thinks we would have some extra water. He suggested waiting and looking into the other waters that were talked about.

○ **Miscellaneous Reports**

John reported that we received a Thank You note from a Windsor Marching Band member mailed from Hawaii for helping send them to the Pearl Harbor Memorial Service.

Mayor Brookshire asked if we could ask them to bring a video in.

Trustee Koster stated that 9 News did a special on it. We could maybe get one from them or maybe online. She will check to see if Rob has one they will share.

Trustee McLeod suggested putting all the Thank You Cards we receive on the Town Hall bulletin board for everyone to see.

Mayor Brookshire agreed.

John asked the Board if could close the Town Hall all day instead of half a day on Friday, December 23, 2016 for the Christmas holiday.

MOTION WAS MADE BY TRUSTEE McLEOD second by Trustee Florquist to close Town Hall all day instead of half a day on Friday, December 23, 2016 for the Christmas holiday. All members present voting **YES,**

MOTION CARRIED

○ **Town Attorney**

Greg stated they are continuing to go through the code.

John stated that the cash in lieu of rate is going to \$27,000

John thanked the Board for the Christmas party.

D. ADJOURN


Meeting adjourned at 7:00 p.m.

TOWN OF SEVERANCE



Donald R. Brookshire, Mayor

ATTEST:


Betty Mauch, Town Clerk

