



TOWN BOARD REGULAR MEETING

June 23, 2014 - 7:00 P.M.

Town Board Chambers, 301 Walnut Street, Windsor, CO 80550

Minutes

A. CALL TO ORDER

Mayor Vazquez called the regular meeting to order at 7:02 p.m.

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| 1. Roll Call | Mayor | John Vazquez
Myles Baker
Jeremy Rose
Kristie Melendez
Robert Bishop-Cotner
Ivan Adams
Christian Morgan |
| | Absent | |
| Also present: | Town Manager
Town Attorney
Director of Parks, Recreation and Culture
Town Clerk
Chief of Police
Director of Finance
Management Intern
Associate Planner
Parks & Open Space Manager | Kelly Arnold
John Frey
Melissa Chew
Patti Garcia
John Michaels
Dean Moyer
Kelly Unger
Josh Olhava
Wade Willis |

2. Pledge of Allegiance
Mr. Adams led the Pledge of Allegiance.
3. Review of Agenda by the Board and Addition of Items of New Business to the Agenda for Consideration by the Board
**Mr. Bishop-Cotner moved to approve the agenda as presented; Mr. Baker seconded the motion. Roll call on the vote resulted as follows:
Yeas – Baker, Rose, Melendez, Bishop-Cotner, Adams, Vazquez
Nays – None. Motion passed.**

4. Board Liaison Reports
 - Town Board Member Baker – Water & Sewer Board; Poudre River Trail Corridor Board
Mr. Baker stated Water & Sewer Board met on 6/11 to discuss the Water Treatment Plant Feasibility Study, flooding in Poudre Heights and fees in lieu for water rights required during development; the Poudre River Trail Board has not met since his last report.
 - Town Board Member Morgan – Parks, Recreation & Culture; Great Western Trail Authority
Mr. Morgan was not in attendance.
 - Town Board Member Melendez – Downtown Development Authority; Chamber of Commerce
Ms. Melendez reported the Chamber of Commerce will meet on 7/9; the DDA will meet with the Mill Feasibility Study group on 6/25, with a Marketing Committee meeting to follow. She reminded the Board the Farmer’s Market season kicks off on 6/28 and will be operating on Saturdays through September.
 - Town Board Member Rose – Clearview Library Board
Mr. Rose had nothing new to report as the next meeting will be held on 6/26.
 - Town Board Member Bishop-Cotner – Historic Preservation Commission; North Front Range/MPO alternate
Mr. Bishop-Cotner had nothing new to report at this time.

- Town Board Member Adams – Tree Board; Student Advisory Leadership Team (SALT)
Mr. Adams stated the Tree Board will meet on 6/24; SALT will meet on 6/26.
 - Mayor Vazquez – Windsor Housing Authority; North Front Range/MPO
Mayor Vazquez will update the Board regarding the Windsor Housing Authority at a future meeting, as they met while he was attending the CML Conference; the MPO will meet on 7/3.
5. Proclamation – National Park and Recreation Month
Reading of a Proclamation naming July at National Park and Recreation Month was postponed until the first meeting in July as the Proclamation was not available.
6. Public Invited to be Heard
Ms. Catherine Kingery spoke briefly asking the Board to reconsider approval of Accessory Dwelling Units in Windsor. In an emotional statement, she spoke in support of ADU's, offered aid to the Board if needed during the process, and noted surprise at failure upon second reading.

B. CONSENT CALENDAR

1. Minutes of the June 9, 2014 Regular Town Board Meeting – M. Lee
 2. Advisory Board Appointments – P. Garcia
 3. Resolution No. 2014-34 - A Resolution Approving And Adopting A Policy For The Use Of Tablet Computers Provided By The Town Of Windsor To Its Elected Officials – John P. Frey, Assistant Town Attorney
 4. Resolution No. 2014-35 – A Resolution Approving 2013 Audit Report – D. Moyer
 5. Resolution No. 2014-36 – A Resolution Re-Appointing Teresa Ablao to Serve as the Town of Windsor Local Liquor Licensing Authority Pursuant to the Provisions of the Colorado Liquor Code and Pursuant to Chapter 6, Article I of the Windsor Municipal Code – J. Frey
- Mr. Adams moved to approve the Consent Calendar as presented; Mr. Bishop-Cotner seconded the motion. Roll call on the vote resulted as follows:
Yeas – Baker, Rose, Melendez, Bishop-Cotner, Adams, Vazquez
Nays – None. Motion passed.**

C. BOARD ACTION

NOTE: The official record of this evening's proceedings shall include applications, staff memos and recommendations, packet materials and supporting documents, and all testimony received.

1. Public Hearing – An Ordinance amending Section 16-21-20(c)(5) of the Windsor Municipal Code to redefine the calculation of outdoor accessory storage within the Limited Industrial (I-L) zoning district
 - Legislative action
 - Staff presentation: Josh Olhava, Associate Planner

**Mr. Bishop-Cotner moved to open the public hearing; Ms. Melendez seconded the motion. Roll call on the vote resulted as follows:
Yeas – Baker, Rose, Melendez, Bishop-Cotner, Adams, Vazquez
Nays – None. Motion passed.**

Mr. Olhava reviewed proposed changes to the Municipal Code explaining how these changes would be beneficial to the Town. He pointed out the specifics of this proposal, and the history of the calculation in question, calling it confusing for both applicants and staff. He noted at their 6/18 meeting the Planning Commission forwarded a recommendation of approval; staff concurs.

**Ms. Melendez moved to close the public hearing; Mr. Bishop-Cotner seconded the motion. Roll call on the vote resulted as follows:
Yeas – Baker, Rose, Melendez, Bishop-Cotner, Adams, Vazquez
Nays – None. Motion passed.**

2. Ordinance No. 2014-1475 – An Ordinance amending Section 16-21-20(c)(5) of the Windsor Municipal Code to redefine the calculation of outdoor accessory storage within the Limited Industrial (I-L) zoning district

- Legislative action
- Staff presentation: Josh Olhava, Associate Planner

Mr. Bishop-Cotner moved to approve Ordinance 2014-1475; Mr. Adams seconded the motion.

Mr. Olhava had no additional information to report; there were no comments or questions.

Roll call on the vote resulted as follows:

Yeas – Baker, Rose, Melendez, Bishop-Cotner, Adams, Vazquez

Nays – None. Motion passed.

3. May Financial Report – D. Moyer

Mr. Moyer reviewed financial data from May. He highlighted sales tax revenues (up 22.86 % over the same timeframe in 2013), issuance of building permits and sales tax licenses, collection of construction use tax and property tax, and the relationship of these figures to projected benchmarks, drawing comparisons to previous months and years. Mr. Moyer noted sales tax collections are on track to reach \$7.5 - \$8 million for 2014, well over the \$6 million projection. He also recapped plans for operations, capital projects and expenditures associated with each.

D. COMMUNICATIONS

1. Communications from the Town Attorney

Mr. Frey stated it was a privilege to be in attendance once again.

2. Communications from Town Staff

Ms. Chew reminded the Board of public meetings for the CRC Expansion, and pointed out frequently asked questions from the public. She reminded the Board of Sick Tree Day scheduled for 6/24, noting an overwhelming response has prompted scheduling a second Sick Tree Day in July. She invited Board Members to attend Fireworks on July 4 and to check out the Farmer's Market. Ms. Chew also invited Board Members to attend a farewell reception for Carrie Knight on 6/25; that position may be filled by 7/14.

3. Communications from the Town Manager

Mr. Arnold told the Board there will be no meeting next Monday.

4. Communications from Town Board Members

Ms. Melendez stated an urgent desire to resolve the Mayor Pro-Tem issue, as the Mayor will be out of the country in the near future. She called this a precarious position for the Town. She also proposed a discussion to consider a Charter amendment to eliminate the requirement for a Super Majority for certain actions of the Board, calling the concept antiquated. Mr. Arnold stated Mr. Frey will begin research on the process, restating a need for consideration prior to August 29. Ms. Melendez also thanked the Town for allowing her and her fellow Board Members to attend the CML Conference, calling it an important aspect of what they do and how they serve.

Mayor Vazquez spoke of House Bill 1371 regarding taxation of Oil & Gas operations. He asked Mr. Frey to investigate Article 20-6 (g) of the Home Rule Rights of Municipal Governments, calling the bill a violation of those rights. He stated the City of Greeley may be investigating the House Bill as well. He polled the Board for their opinions, which were mixed. Board Members called for a cautious approach to begin by gathering more information. Mr. Frey clarified the question being asked is whether or not the issue is Constitutional. He stated he will begin gathering information on that process, and will inform the Board of the research and analysis of the issue. Mr. Adams inquired if the perception is that the Bill will be overturned? Mayor Vazquez stated a veto did not occur despite requests directed to the Governor. Mr. Adams urged citizens to get involved and become informed on the issues affecting their community.

Mayor Vazquez presented a gift and thanked Ms. Lee who will be leaving the Town in the near future. Other Board Members echoed his remarks.

E. ADJOURN

Mr. Bishop-Cotner moved to adjourn; Mr. Baker seconded the motion. All members voted yes; the meeting was adjourned at 7:4 p.m.

/s/Mary Lee, Deputy Town Clerk