



TOWN BOARD REGULAR MEETING
August 12, 2019 - 7:00 PM
Town Board Chambers, 301 Walnut Street, Windsor, CO 80550

MINUTES

A. CALL TO ORDER

Mayor Melendez called the meeting to order at 7:01 p.m.

1. Roll call

Mayor Kristie Melendez
Mayor Pro Tem Ken Bennett
Myles Baker
Barry Wilson
Paul Rennemeyer
Tom Jones - Absent
David Sislowski

Also Present:

Shane Hale, Town Manager
Ian McCargar, Town Attorney
Kim Emil, Assistant Town Attorney/Town Prosecutor
Eric Lucas, Director of Parks, Recreation and Culture
John Thornhill, Water Resource Manager
Kendra Martin, Operations and Facility Manager
Tara Fotsch, Recreation Manager
Kristy Zulkoski, Administrative Specialist
Dean Moyer, Director of Finance
Richard Zeigler, Lieutenant
Scott Ballstadt, Director of Planning
Krystal Eucker, Town Clerk

2. Pledge of Allegiance

Town Board Member Sislowski led the pledge of allegiance.

3. Review of Agenda by the Board and Addition of Items of New Business to the Agenda for Consideration

Town Board Member Rennemeyer moved to to approve the agenda as presented, Mayor Pro Tem Bennett seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

4. Board Liaison Reports

- Town Board Member Baker - Tree Board, Historic Preservation Commission
Town Board Member Baker had no update.
- Town Board Member Wilson - Parks, Recreation and Culture Advisory Board; Poudre River Trail Corridor
Town Board Member Wilson reported the Park, Recreation and Culture Strategic Plan was presented at the work session this evening.
Mr. Wilson reported the Poudre River Trail Corridor Board will be hosting their Party on

the Poudre event on September 12, 2019.

- Mayor Pro Tem Bennett - Water and Sewer Board

Mayor Pro Tem Bennett reported the Water and Sewer Board met and there was an update on the water supply for the non-potable system. The water supply for this year is good as this year is an above average this year. Water storage was also discussed as Windsor does not have adequate water storage.

- Town Board Member Rennemeyer - Chamber of Commerce

Town Board Member Rennemeyer reported he attended a ribbon cutting for Colorado Early Colleges Middle School along with Board Members Sislowski and Baker.

- Town Board Member Jones - Windsor Housing Authority; Great Western Trail Authority

Town Board Member Jones; absent - no report.

- Town Board Member Sislowski - Clearview Library Board; Planning Commission

Town Board Member Sislowski reported the two matters that were on the Planning Commission agenda are also on tonight's agenda.

Mr. Sislowski reported the Library Board met and they are continuing their strategic plan efforts. There was a second reading to amend their bylaws. There will be two openings on the Board as there are individuals that are term limited.

- Mayor Melendez - Downtown Development Authority; North Front Range/MPO

Mayor Melendez reported the next DDA will meet on August 21, 2019.

Ms. Melendez reported the Statewide Transportation Advisory Committee has two important transportation plans that the state would like community input on.

- yourtransportationplan.com - The website is seeking information from the public on what they would like as far as transportation in Colorado's future.
- frontrangerail.metroquest.com - A survey is also available to the public from SW Chief and Front Range Passenger Rail Commission.

The MPO reviewed the 2018 call for project and looked at the eligibility and scoring criteria.

5. Public Invited to be Heard

Mayor Melendez opened the meeting up for public comment.

Luke Coats, 2426 Cameron Ct, Fort Collins, CO addressed the Board and informed them that he is an advocate for the environment but is a supporter of oil and gas. Mr. Coats stated he wants health and a safe environment.

Ed Arnold, 214 Castle Drive, Severance, CO is in support of oil and gas. Mr. Arnold moved to the area about a year ago and is raising a family here.

Mike Lucas, 2036 Bayfront Drive, Windsor, CO works in oil and gas industry as a chemical engineer and is in support of the industry.

B. CONSENT CALENDAR

1. Minutes of the July 22, 2019 Regular Town Board Meeting - K. Eucker
2. Resolution No. 2019-54 - A Resolution Approving the Accessioning of Items to the Town of Windsor Museum - E. Lucas
3. Resolution No. 2019-55 - A Resolution Approving and Adopting the First Amendment to an Intergovernmental Agreement Between and Among the Town of Windsor, the City of Loveland and the County of Larimer With Respect to the Fairgrounds Avenue Corridor - Ian D. McCargar
4. Resolution No. 2019-56 - A Resolution Approving an Intergovernmental Agreement for Victims Assistance Services with the City of Greeley - R. Klimek
5. Resolution No. 2019-57 - A Resolution Approving an Intergovernmental Agreement for Co-Regulation of Overlapping MS4 Permit Areas Between the Town of Windsor and City of Loveland - J. Hegeman
6. Advisory Board Appointments - K. Eucker
7. Report of Bills July 2019

Town Board Member Rennemeyer moved to to approve the consent calendar as presented, Town Board Member Sislowksi seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

C. BOARD ACTION

1. Ordinance No. 2019-1589 - Smoking Ban in Parks, Open Space & Trails Ordinance

Per Ms. Fotsch, before the Board is the second reading of the proposed ordinance to ban smoking and vaping in parks and trails in Windsor.

In December 2018 staff proposed a variety of policy discussion topics to the Parks, Recreation and Culture Advisory Board (PRECAB). The Board ranked the priority level of each policy with the number one rated policy being smoking and vaping in parks.

In January 2019, staff researched policies and procedures and the overall topic of smoking and vaping in parks and presented our findings to the PRECAB in early February. The Board advised staff of their desire to move forward with further discussion and survey with our community.

We formed a team consisting of a variety of staff members who began working with Weld County Department of Public Health & Environment (WCDPHE). Over the past months we worked diligently on discussing what type of ban and where the ban should be enforced. WCDPHE posted a survey which received 1,000 responses in March, please see attached survey results (Windsor Smoke Free Survey Report). Additionally, the team met with our Police Department to discuss enforcement of the proposed ordinance.

In April, WCDPHE along with staff presented the results and discussed a proposed ordinance recommending banning smoking and vaping in all of our parks with the exception of parking lots. Additionally we discussed timing of this ordinance (if approved by Town Board) and education of the public regarding the proposed change. PRECAB was unanimous in their support for this policy change.

At the April 22nd Town Board work session staff presented on the topic as outlined above and

feedback was obtained from Town Board members. The board supported moving forward with the ordinance. The recommendation was, if passed, staff would spend the remainder of 2019 educating the public and rolling out the ban in January of 2020. The board requested clarification on trails and open space in Windsor along with information from WCDPHE on the health effects of second hand vape aerosol. Staff has completed the requested research and incorporated appropriate language in the proposed ordinance amendment.

On June 24th, the first reading of the ordinance passed.

If adopted the ordinance would go into effect January 1, 2020.

Ms. Melendez inquired if there will be receptacles in the parking lots where smoking is allowed.

Ms. Fotsch stated there will be receptacles.

JD Roybal, 224 N 6th, Windsor, CO addressed the Board and stated he feels this is a positive step for the Town.

Town Board Member Wilson moved to to approve Ordinance 2019-1589, Town Board Member Baker seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

2. Outside Agency Funding Request - Lion's Club

Per Ms. Fotsch, the Windsor Lion's Club has reserved a room at the Community Recreation Center the 2nd and 4th Tuesday of each month from 7 pm to 8 pm for their group meeting. The group is looking for a more visible location in hopes to gain more membership within their group.

Their representative, Dean Koehler, Windsor Lion's Club member will appear before the Town Board to ask for Town Support of their fee reimbursement of the room rental fee for the remainder of 2019 and 2020. He will be asking for reimbursement in the amount \$960.

Mr. Koehler addressed the Board and stated he has been a member of the Lion's Club for approximately 10 years. The Lions Club has been trying to figure out how to gain membership and one way to do that is to have meetings in an area more accessible or visible to the public.

Mr. Bennett inquired if the request will be an ongoing yearly request.

Mr. Koehler stated if the numbers come up the Lion's Club could afford to make payments on the room rental.

Mr. Sislowski inquired if this request is a reimbursement or waiver.

Mr. Koehler stated he understood it was a grant situation.

Ms. Fotsch stated usually the fees are paid by the organization and the organization is reimbursed from the outside agency funding account.

Ms. Melendez requested a list of the ongoing agency requests for the budget meetings.

Mayor Pro Tem Bennett moved to Motion, Town Board Member Baker seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

3. Resolution No. 2019-58 - A Resolution Accepting the Donation of Public Art

Per Mr. Lucas, the Parks, Recreation and Culture Department was approached in July of 2019 by Martin Lind regarding the possibility of installation of two Pelicans at the new roundabout being constructed at the intersection of 7th St and New Liberty Road. A photograph of the proposed art donation is included in the packet material.

Per the Public Art Plan, the Parks, Recreation, & Culture Board serve as the oversight committee on all donations, and reviews all submissions for completion. Upon accepting initial donation documents, the oversight committee conducts a first and second reading of a staff created resolution, to approve the donation of artwork to the Town of Windsor. From our initial discussion, and upon review and reference of the Public Art Plan, we determined that the proposed project fits well within the criterion or can be easily justified in the following categories:

I.) Principal Goals:

1. To enrich the public environment for both residents and visitors to the area through incorporation of the arts
2. To nurture and enhance the attractiveness of our community
3. To increase public access to works of art and to promote understanding and awareness of the arts in the public environment
4. To promote diversity and pluralism in art in public places and to reflect as wide a range of multicultural expression as possible
5. To contribute to the civic pride of our community

Mr. Bennett inquired as to who will be paying for the base to hold the structure.

Mr. Lucas stated the concrete is already in the ground that will hold the structure as it was incorporated into the cost of the roundabout. The only other future expense would be the cleaning and polishing of the structure.

Mr. Rennemeyer inquired as to what the outcome would be if the art would be damaged by a driver.

Mr. Hale stated the structure would be Town property and covered under the Town's insurance.

Mr. Wilson commented that it would be the driver's insurance that would be responsible if they were the negligent party.

Ms. Melendez inquired if the structure will be in the center of the roundabout.

Mr. Lucas stated it will be pretty close to center of the roundabout.

Ms. Melendez inquired as to the timeline of the installation.

Mr. Lucas stated the goal is to have it completed by Labor Day.

Ms. Melendez inquired if there is electricity to the roundabout with lighting.

Mr. Lucas stated there was a sleeve that was included for future lighting.

Town Board Member Rennemeyer moved to Motion, Town Board Member Baker seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson;

4. Public Hearing - Conditional Use Grant to allow Oil and Gas Facilities - Windsor North Annex (Gomer Pad)

Town Board Member Rennemeyer moved to open the public hearing, Mayor Pro Tem Bennett seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

Mr. Sislowski stated, "Madam Mayor, in my capacity as the Town Board liaison for the Planning Commission I was present at the Commission meeting during which this matter was previously presented. I wish to state that my participation in the Planning Commission proceedings has in no way influenced me in my capacity as a Town Board Member this evening. I will make my decision and cast my vote this evening based solely on the evidence presented during this public hearing."

Per Ms. Malone, the item before the Board this evening is a conditional use grant for oil and

gas facilities. This application was reviewed in accordance with section 16-7-60 of the Municipal Code regarding conditional use grants. Additionally, the code outlines a specific section for oil and gas facilities which are allowed in any zoning district in the town limits with a conditional use grant approved by the Town Board.

The three main criteria that staff uses when reviewing the application include visual requirements, landscaping requirements and floodplain requirements.

The site is located ½ mile south of Weld County Road 76, ½ mile west of State Highway 257, ½ mile east of WCR 15, and ¾ mile north of WCR 74/Harmony Road; addressed 23753 County Road 76. The site is zoned as residential mixed use which allows oil and gas facilities with an approved conditional use grant.

The hauling route is proposed from the site to the property's access point on WCR 76, east on WCR 76 to SH 257, south on SH 257 to WCR 74/Harmony Road, and west on Harmony Road to I-25. An alternative route is north on SH 257 to SH 14. At the Planning Commission meeting on August 7, 2019, the Planning Commission did ask the applicant to consider the switching the primary and alternative route with construction on Harmony Road and additional Traffic.

There are 18 wells proposed for this site. The closest residential structure is approximately 1,000 feet to the west and 800 feet to the south. The closest subdivision, Roth Subdivision and Alexander Estates are approximately 2,400 feet from the site.

The subject parcel includes 94 acres of agricultural land with a single-family home and a shed. The oil and gas site area (pad) includes 18.2 acres and the proposal includes eighteen wells with associated equipment.

A neighborhood meeting was held by the applicant on January 10, 2019, 6:00-8:00 p.m., at the Windsor-Severance Fire and Rescue Station and there were approximately 35 neighbors in attendance. Most had general questions about the proposal and some were concerned about the initial truck route proposed, which showed the truck route heading west on WCR 76, and the existing condition of the roadway.

Notifications for this public hearing were completed in accordance with the municipal code.

On August 7, 2019, the Planning Commission forwarded to the Town Board a recommendation of approval of the conditional use grant, subject to all site-specific conditions and the Town's standard conditions of approval for oil and gas facilities, as amended.

The recommendation is subject to the following conditions:

1. All Planning Commission and staff comments being addressed.
2. The truck hauling route shall remain in accordance with Exhibit A attached hereto, unless otherwise approved by the Town.
3. Truck hauling periods for oversize loads shall avoid before and after school traffic (7:30 a.m. – 8:15 a.m. and 2:45 p.m. - 3:30 p.m.), and avoid peak times of commuter traffic (7:00 a.m. – 8:30 a.m. and 4:30 – 6:00 p.m.).
4. Berms with native seeding shall be completed no later than 90 days after production has begun on the pad.
5. The Town's standard conditions of approval for oil and gas facilities, Page 251 of 380 as amended.

Staff requests the following be entered into the record:

- Application and supplemental material
- Staff memorandum and supporting documents
- Testimony from the public hearing
- Recommendation

Mr. Rennemeyer inquired as to the response of the applicant to switching the alternate and the primary truck routes.

Mr. Owens with Extraction Oil and Gas stated they have no problem switching the primary

and alternate truck routes.

Mr. Wilson inquired if there is a pipeline in the area to transport gas.

Mr. Owens stated there is a clear line of site for a gas pipeline to be installed next year. The oil pipeline is also being planned.

Mr. Wilson inquired if there will be venting or flaring at this site.

Mr. Owens stated even if there is not an oil pipeline, there will not be any venting or open flares. That process will be an enclosed loop system although as much gas as can be captured will be sent down the pipeline. The 1% that can not be captured, will be sent to an incinerator that is completely enclosed.

Mr. Bennett inquired if there are limits to noise of equipment, how is the noise level measured and how is that reported.

Ms. Ostrum with Extraction stated there is a sound analysis completed at the site so we analyze what the existing sound level is in the area and then model the equipment at the location and build a plan for sound walls and sound mitigation from there. The COGCC has certain levels for sound and Extraction makes sure they are under those levels. There will be electricity at this location which will reduce sound levels.

Mr. Bennett inquired if there is equipment at the location that measures sound levels.

Ms. Ostrum stated there is currently no equipment on location to do that but they do bring out equipment if needed.

Mr. Sislowski inquired to the status of the applications with the COGCC.

Mr. Owens stated they have been submitted although they are on hold based on the local decision.

Mr. Baker inquired if there was discussion on moving this site out of residential.

Mr. Owens stated he didn't believe there was. Extraction has been working with the land owner for several years.

Mr. Bennett inquired as to air quality and if there could be clarification on the air quality and emissions.

Mr. Owens stated it is called the ECD which is the incinerator that is used that takes the minimal excess gas and combusts it internally.

Mr. Bennett inquired as to the remote shutdown and what that is.

Mr. Owens stated Extraction has several devices that monitor the site 24/7 that communicate wirelessly as well as monitors pressure. These devices immediately detect if there is something going wrong and the area can be shut down remotely.

Mr. Bennett inquired if there will be technology in place that will continuously monitor emission.

Mr. Owens stated there most likely will not but there will be a program that will monitor with infrared cameras.

Mr. Bennett stated it is his understanding that there is not a 24/7 system that monitors air quality so how do I tell citizens that the air is safe.

Ms. Cox with Extraction stated there is some of the testing going on but there is limited continuous monitoring happening as the equipment needed to do that is hard to get into the country to install on pads. There are numerous canisters that have been collected around oil and gas operations which show there is not an impact from oil and gas operations. There is always personnel on site that are trained to detect issues.

Mr. Bennett inquired as to water quality and how that is monitored.

Mr. Owens stated there is automation on site that helps with any leakage and there is also berms around equipment. Water testing is completed prior to drilling and that is done again after 90 days to make sure there is no contamination. All the well testing information is reported to the COGCC which the public can access.

Mr. Bennett inquired as to lighting and fencing on the site.

Mr. Owens stated there will be a four foot berm on the west side that will shield the residents. Lights are pointed down to mitigate any lighting escaping from the site.

Mr. Rennemeyer inquired if there is a critical response unit that responds to issues on the site.

Mr. Owens stated Extraction works with Windsor-Severance Fire and they come up with a tactical response plan.

Mr. Case with Extraction stated the response time from Windsor-Severance Fire would be about 10 minutes for any emergency.

Ms. Ostrum stated Extraction has an emergency response coordinator who is the former chief of the Greeley Fire Department. He has helped in building emergency response plans and tactical response plans.

Mr Owens provided a brief presentation on the Gomer and Otis Pad Development.

Diane West addressed the Board and stated she has concerns with the air and water quality.

JD Roybal, 224 N 6th, Windsor, CO addressed the Board and stated he sides with what Karen will be addressing with the Board. Mr. Roybal also supports a moratorium on oil and gas.

Karen Speed, 8310 Cherry Blossom Drive, Windsor, CO has concerns with flare gas and how that affects the environment and health of the community.

Mr. Owens stated any regulations that come about regarding Senate Bill 181, Extraction will be compliant with.

Town Board Member Rennemeyer moved to close the public hearing, Town Board Member Sislowski seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

5. Conditional Use Grant to allow Oil and Gas Facilities - Windsor North Annex (Gomer Pad)

Ms. Malone had nothing further to add.

Town Board Member Rennemeyer moved to approve the conditional use grant to allow oil and gas facilities on the Gomer Pad, Town Board Member Sislowski seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Melendez, Rennemeyer, Sislowski; Nays - Baker, Wilson; Motion Passed.

6. Public Hearing - Conditional Use Grant to allow Oil and Gas Facilities - Windsor North Annex (Otis Pad)

Town Board Member Rennemeyer moved to open the public hearing, Town Board Member Sislowski seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

Mr. Sislowski stated, "Madam Mayor, in my capacity as the Town Board liaison for the Planning Commission I was present at the Commission meeting during which this matter was previously presented. I wish to state that my participation in the Planning Commission proceedings has in no way influenced me in my capacity as a Town Board Member this evening. I will make my decision and cast my vote this evening based solely on the evidence presented during this public hearing."

Per Ms. Malone, before the Board is a conditional use grant to allow oil and gas facilities. The proposal is for the Otis Pad site and is on the same property as the Gomer Pad site. This application was reviewed according to Section 16-7-60 of the Town's Municipal Code concerning conditional use grants with specific criteria regarding oil and gas facilities, those being visual, landscape and floodplain requirements as well as the Town's standard

conditions of approval.

The parcel is located ½ mile north of Weld County Road 74/Harmony Road and ½ mile west of State Highway 257. The subject parcel includes 79 acres of agricultural land and no existing structures. The oil and gas site area (pad) includes 14.7 acres and the proposal includes eighteen wells with associated equipment. The subject pad site is surrounded by agricultural and single-family estate residential. The truck route is the same as proposed in the Gomer Pad site.

A neighborhood meeting was held by the applicant on January 10, 2019, 6:00-8:00 p.m., at the Windsor-Severance Fire and Rescue Station No. and there were approximately 35 neighbors in attendance. Most had general questions about the proposal and some were concerned about the initial truck route proposed for the Gomer Pad.

On August 7, 2019, the Planning Commission forwarded to the Town Board a recommendation of approval of the conditional use grant, subject to all site-specific conditions and the Town's standard conditions of approval for oil and gas facilities, as amended.

The recommendation is subject to the following conditions:

1. All Planning Commission and staff comments being addressed.
2. The truck hauling route shall remain in accordance with Exhibit A attached hereto, unless otherwise approved by the Town.
3. Truck hauling periods for oversize loads shall avoid before and after school traffic (7:30 a.m. – 8:15 a.m. and 2:45 p.m. - 3:30 p.m.), and avoid peak times of commuter traffic (7:00 a.m. – 8:30 a.m. and 4:30 – 6:00 p.m.).
4. Berms with native seeding shall be completed no later than 90 days after production has begun on the pad.
5. The Town's standard conditions of approval for oil and gas facilities, Page 251 of 380 as amended.

Staff requests the following be entered into the record:

- Application and supplemental material
- Staff memorandum and supporting documents
- Testimony from the public hearing
- Recommendation

Mr. Owens with Extraction provided a brief presentation to the Board of the Otis Pad site.

Mr. Bennett inquired as to the decibel level that is allowed.

Mr. Owens stated there is a baseline sound monitoring to determine what is there and as work commences on the site, any complaints will be addressed with hand held sound monitors.

Ms. Cox stated if there are complaints received, there is no process in place to notify the Town, however that is something Extraction would be receptive to.

Mr. Bennett inquired as to air quality/emissions and how would the Town be notified if the levels have been exceeded.

Ms. Ostrum stated there is a notion that there is an alarm and a notification would be sent to the Town, those are instances that are much more extreme than a normal leak found in a leak detection program. There is some differences between leak detection and large emergency response events. Extraction is not allowed to operate above the permitted thresholds.

Mr. Bennett inquired about water quality, how that is being monitored and how the Town will be notified when there are issues.

Ms. Ostrum stated there is baseline water quality testing completed prior to any activity on the pad; two wells are tested within a half mile radius from the pad. After post-fracturing is complete, another sample is taken from the same wells to see if there are any issues. All that data collected is reported to the COGCC and is public information.

Mr. Bennett inquired as to what changes may be made in the future to lighting and screening

when development occurs.

Mr. Owens stated they would work with the land owner on what they would require.

JD Roybal, 224 N 6th Street, Windsor CO stated he has a well and it has not been tested.

Ms. Melendez stated the wells being tested are in close proximity to the pad sites.

Ms. Ostrum stated additional wells can be tested if requested. The well would need to be in close proximity to the site and it would need to be a permitted well.

Diane West addressed the Board and has concerns if this is appropriate for a conditional use grant as well as the health of the community.

Town Board Member Sislowski moved to close the public hearing, Town Board Member Rennemeyer seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

7. Conditional Use Grant to allow for Oil and Gas Facilities (Otis Pad)

Ms. Malone had nothing further to add.

Mr. Bennett commented that there are a number of safety procedures in the industry as well as some gaps in the Town of Windsor's CUG Process.

Mr. Baker commented that he did agree with Mr. Bennett in that the CUG process does need to be improved.

Ms. Melendez commented that there were experts at the work session last week and they informed the Board that the levels of emissions that were provided in terms of testimony were taken out of context and could not be connected to the industry. Also, even with the current 500 foot setback, there is a very low risk.

Town Board Member Rennemeyer moved to approve the conditional use grant for the Otis Pad site, Town Board Member Sislowski seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski; Nays - Wilson; Motion Passed.

8. Finance Report June 2019

Mr. Moyer provided an overview of the financial report that was included in packet material.

D. COMMUNICATIONS

1. Communications from Town Attorney

Mr. McCargar stated there will be an ordinance scheduled for September 9 and 16, 2019 for approval of two metro districts for the sports park area.

2. Communications from Town Staff

Mr. Lucas reminded the Board of the last two concerts at Boardwalk Park as well as the wine festival that will be happening this weekend.

Mr. Thornhill invited the Town Board to the tour of the non-potable water system on Wednesday at 6:30 a.m.

a. Finance Report May 2019

b. Site Plan Review: Highlands Industrial Park Subdivision, Lot 6 (Mash Lab Expansion)

3. Communications from Town Manager

Mr. Hale reminded the Board of this evening's executive sessions.

4. Communications from Town Board

Ms. Melendez gave a reminder of Coffee with the Mayor this Saturday at Coffee House 29.

E. EXECUTIVE SESSION

1. An Executive Session Pursuant to Colorado Revised Statutes § 24-6-402 (4)(e)(I) for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators with respect to Raw Water Dedications (Ian D. McCargar, Town Attorney)
2. An Executive Session Pursuant to Colorado Revised Statutes § 24-6-402 (4) (b) to Confer with the Town Attorney for the Purposes of Receiving Legal Advice on Specific Legal Questions Concerning Raw Water Dedications (Ian D. McCargar, Town Attorney)

Mr. Sislowski stated he will be voting to go into executive session but will not be participating in the executive session due to a conflict of interest.

Town Board Member Rennemeyer moved to moved to go into executive session pursuant to Colorado Revised Statutes § 24-6-402 (4)(e)(I) for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators with respect to raw water dedications and pursuant to Colorado Revised Statutes § 24-6-402 (4) (b) to confer with the Town Attorney for the purposes of receiving legal advice on specific legal questions concerning raw water dedications, Town Board Member Sislowski seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Sislowski, Wilson; Motion Passed.

Upon a motion duly made, the Town Board returned to the Regular Meeting at 10:23 p.m.

The Executive Session was closed and the Town Board returned to the Regular Meeting.

Upon returning to the Regular Meeting, Mayor Melendez advised that if any participants in the Executive Session believed the session contained any substantial discussion of any matters not included in the motion to convene the Executive Session, or believed any improper action occurred during the Session in violation of the Open Meetings Law; such concerns should now be stated. Hearing none, the Regular Meeting resumed at 10:23 p.m.

F. ADJOURN

Mayor Pro Tem Bennett moved to to adjourn, Town Board Member Baker seconded the motion. Roll call on the vote resulted as follows; Yeas - Baker, Bennett, Melendez, Rennemeyer, Wilson; Abstain - Sislowski; Motion Passed.

The meeting was adjourned at 10:23 p.m.



Krystal Eucker, Town Clerk