



**Garden
Spot of
Colorado**

MEETING MINUTES OF THE TOWN BOARD

**Town Board Room
807 Mountain Avenue
Town of Berthoud, Colorado
Tuesday, October 12, 2021 6:30 p.m.**

This was a VIRTUAL MEETING hosted by Zoom

I. REGULAR MEETING CALLED TO ORDER – Mayor William Karspeck at 6:30 p.m.

II. PLEDGE OF ALLEGIANCE – Mayor William Karspeck

Mayor Karspeck led the Pledge of Allegiance.

III. ROLL CALL – Mayor William Karspeck

The following Board Members were present:

William Karspeck, Mayor
Maureen Dower, Mayor Pro-Tem
Jeff Hindman, Trustee
Tim Hardy, Trustee
Lonnie Stevens, Trustee
Mike Grace, Trustee
May Soricelli, Trustee

The following were also present:

Chris Kirk, Town Administrator
Christian Samora, Town Clerk
Erin Smith, Town Attorney

IV. CITIZEN PARTICIPATION

Paul Frekey of Berthoud

Dwayne Hummel of Loveland and Business in Berthoud

Lisa Wagner of Berthoud

Scott Slaugh of Berthoud

Brian Laak of Berthoud

V. ELECTED OFFICIAL REPORTS

Administrator Kirk: The membership sales for the Recreation Center are going well. They are looking forward to a November 20, 2021 Grand Opening date. The Recreation Center looks fantastic, and they are excited to give the Board a tour of the facility before it is open to the public. They are also working on the Trail Gap Project. There is going to be some traffic delays as work is being done on the round-a-bout at Mountain Avenue and 1st Street and concrete work between Spartan Avenue and Welch on South Berthoud Parkway.

Attorney Smith: No Reports

Trustee Soricelli: No Reports and commented in response to citizen participation. She thanked everyone who came out to speak. She stated she knows it takes a lot of courage to do so. Everything that she does is to serve the community. She stated that the School Board Meetings that she spoke at is on YouTube if people want to see what she said. She feels that her job is to advocate for those who have a different opinion that want to be heard in this community. She welcomes deafferring opinions and that it makes for a well-rounded community.

Trustee Hindman: Commented in response to citizen participation. He knows that all their email is public and that everything he writes is for public consumption. He mentioned his 15 years of

service in three different terms and that he gets things done. He does the greatest good for the greatest number of people. He spoke about the School Board meetings being attacked. He is proud of the Thompson School District, he stated they are wrestling with an incredibly difficult situation, which is the biggest pandemic in our lifetime. He feels that the mask and vaccines are the two best ways to get beyond this and to get us back to normal. That this is about the team and how we can get beyond the pandemic. He also gave some examples of those who had COVID and their struggle.

He acknowledges that they have a difference of opinion. That despite the difference in opinions almost all of the board votes are unanimous. That they have had successful goal setting and strategic planning sessions where they have agreed unanimously on what their top three priorities are.

Trustee Stevens: Commented in response to citizen participation. He feels COVID is horrible, but the division is even worse. We would like to see everyone respect their personal decisions. He stated that the divisiveness is the real issue. He would like to see us push that aside and work together. He wanted to clarify that he was mentioning divisiveness as a whole. He feels everyone is entitled to their opinion.

Trustee Hardy: Commented in response to citizen participation. He stated growing up in this town he has never seen it so divided, yet we still get together for our community. He wants us to be a good example for our kids. He likes to contribute to the Berthoud Community and try and do what is best. He would like to see us respect each other.

Trustee Grace: Stood in for the Youth Advisory Commission two weeks ago. They will be presenting their survey findings. They sent out to the High School Board what they have done with their involvement with the town. They are still looking for teens to be involved in the Youth Advisory commission. He also attended Oktoberfest, which he felt was a blast. He thanked the Chamber of Commerce for putting that on. Commented in response to citizen participation. He feels that Oktoberfest is a great example of what our Town is all about.

Mayor Pro Tem Dower: She thanked Trustee Grace for filling in for the Youth Advisory Commission. She mentioned the Youth Advisory Commission is looking for members. Commented in response to citizen participation. She brought up the Code of Conduct that can be found on the Berthoud website and went over a few items in the document. She also talked about her friend who was ill with COVID. She wants to encourage people to wear a mask.

Mayor Karspeck: Commented in response to citizen participation. He felt his reports tied into what was being said. They had their second Larimer County Regional Meeting regarding next steps regarding COVID. Administrator Kirk and himself met with the Superintendent for an annual lunch. Trustee Grace and himself with Administrator Kirk will be attending a broadband meeting in Johnstown next week. He will also be attending Bike and Ped collaborative meeting. Trustee Hardy and himself with Administrator Kirk attended the Transit Analysis Committee meeting. The fire department with Care Takers of Tradition will be having a fundraiser and awareness campaign next Saturday. He pointed out that Melissa with the Chamber was in the room and thanked her for all her hard work on Oktoberfest and that she did an outstanding job.

Last thing under reports was establishing interview committees:

Tree Committee will be Mayor Karspeck and Trustee Soricelli

Historic Preservation Advisory Committee will be Trustee Hardy and Trustee Grace

Liquor Licensing will be Mayor Karspeck and Trustee Grace

The tentative date is October 25, 2021 but could change to accommodate schedules.

VI. SCHEDULED ITEMS

1. Consent Agenda

(Christian Samora)

- a) October 12, 2021 Meeting Agenda
- b) September 14, 2021 Meeting Minutes
- c) September 28, 2021 Meeting Minutes
- d) August 2021 Financial Information
- e) ~~Trail Update Memo~~
- f) Agile RF Systems Incentive Agreement
- g) Purchase Agreement for Handy Ditch Shares

h) North Berthoud Parkway Grant Contract

Trustee Grace moved to combine and approve the items on the consent agenda with the removal of item (e).

Trustee Hardy seconded the motion.

In a 7-0 roll call vote the MOTION CARRIED

2. (e) Trail Update Memo was discussed. There was no action needed on this item.

1. Trail from Waggener Farm Park to Heron Lakes via Berthoud Parkway and CR 10E

a. The Town received a grant from CDOT in the amount of \$450,000 to construct an enhanced bike/pedestrian crossing of Berthoud Pkwy at Water Ave, as well as a concrete trail on the west side of Berthoud Pkwy from Water Ave to CR 10E. The grant agreement for the funding is on the October 12, 2021 agenda for approval. Design will take place over the winter of 2021/22 and if possible, construction will occur in Summer/Fall 2022. The crossing of the Handy Ditch will require the most coordination and timing and could push construction of the project into 2023. The grant application was submitted for design in 2022 and construction in 2023 so if we are not able to expedite construction, we should still be ok with the grant timelines.

2. Infill trail on Berthoud Pkwy south of Welch Ave

a. A construction kickoff meeting for this trail segment was held last week. Construction should begin in the next two weeks with completion expected in early December 2021. The segment from Spartan Ave to Blue Bell Dr that was included in the grant application but not in the construction will be added to the project as a change order.

3. Heron Lakes connection to CR 10E

a. The developer has agreed to install a temporary trail connection along Heron Lakes Parkway to CR 10E prior to the end of 2021.

4. Harvest Ridge Connection to Rose Farm on Berthoud Pkwy

a. At the June 9, 2020, Town Board meeting, the Board approved the Harvest Ridge Phase II preliminary plat. One of the conditions of the approval was that Town staff would work with the developer to create a trail connection to Rose Farm. Since that time, the Board also approved the Trails at Creekview Neighborhood Master Plan, a development immediately to the east of Harvest Ridge. Trails at Creekview has submitted their preliminary plat and construction plans that include a trail along Berthoud Pkwy on the east side of the Rd. This planned trail will serve as the connection for both subdivisions to the Rose Farm subdivision to the north, as well as the Dry Creek corridor and Hillsdale Park. Should the developer of Trails at Creekview not move their development forward in 2022, Town staff will recommend prioritizing the construction of the trail segment along their property with Town funds with the goal of receiving reimbursement from the developer when construction ultimately occurs.

5. East Heritage Ridge Trail along RR Tracks

a. This soft surface trail was disturbed during construction of the townhome construction project to install storm drainage utilities. The trail will be repaired and reopened before the end of 2021. Until that is completed, I have had staff temporarily install detour signs to divert/notice trail users down 5th Street and Spartan through the concrete trail connection in Heritage ridge.

6. Easement connection to Welch Ave from the Nielsen Greenway Trail

a. This pedestrian easement was requested by Mayor Karspeck and Trustee Hindman. Staff hired HDR Engineering to acquire the easement within the scope of other ROW acquisition work they are already performing for the Town on Nebraska Ave. Easements will be needed from two different property owners. Title work is complete for this segment and negotiations are the next step. If the property owners are unwilling to sell an easement to the Town, the Board may consider condemnation. There is no specific schedule for the negotiations and staff is taking a collaborative approach to this issue with the primary goal of acquiring easements from willing property owners.

7. Trail from Heron Lakes to Loveland

a. Town staff met with representatives from the City of Loveland in spring 2021 to discuss this trail segment. The City of Loveland is providing the leadership for this segment and while it is not in the Town limits, staff is supporting the City of Loveland's efforts to complete this trail segment. Another meeting with Loveland representatives to review the status of the project is planned for October 8, 2021.

3. I-25 Artwork Presentations

(Adams Olinger)

Joshua Wiener and Tim Upham presented to the board.

Mayor Karspeck opened it to Public Comment and the following spoke...

Brian Laak of Berthoud

Trustee Hindman moved to direct staff to enter into a contract with Tim Upham for I-25 Artwork Project.

Trustee Stevens seconded the motion.

In a 7-0 roll call vote, the Motion Carried.

4. Old Town Hall Proposal

(Walt Elish)

Mike Schroetlin presented.
Mayor Karspeck opened it up for Public Comment and the following spoke...
Brian Laak of Berthoud
Rick Rupp of Berthoud
Paul Frekey of Berthoud

Trustee Hindman moved to bring back to executive session for discussion at the next board meeting.
Trustee Stevens seconded the motion.
In a 7-0 roll call vote the Motion Carried.

5. **Berthoud Community Library District Resolution Request** (Chris Kirk)
Bonnie Sheehan with Neighbors for a new Berthoud Library spoke on supporting Ballot issue 6D.
Amie Pilla CEO of Berthoud Library was there to answer board questions.

Trustee Hindman moved to approve Resolution 2021-27, a Resolution of the Town Board of the Town of Berthoud supporting a yes vote on Ballot issue 6D seeking voter approval for a \$1,275,000 tax increase beginning in 2022 to maintain existing Library services and to meet the increased demand for additional services.
Trustee Grace seconded the motion.
In a 7-0 roll call vote the Motion Carried.

6. **Introduction of Architectural Guidelines** (Curt Freese)
Trustee Soricelli had to step out at 10:05 p.m. for work related emergency.
This item is an introduction and will be at the next Town Board Meeting on October 26, 2021 for consideration and adoption.
7. **Introduction of Ordinance Adopting Engineering and Construction Standards by Reference.** (Curt Freese)

Trustee Hindman moved to schedule a public hearing on November 9, 2021 to consider adoption of Ordinance 1294 Amending Chapter 30 of the Municipal Code of the Town of Berthoud by adopting by reference the Engineering and Infrastructure Design Standards and Construction Specifications, 2020 Edition.
Trustee Grace seconded the motion.
In a 6-0 roll call vote the Motion Carried.

8. **Initial Draft 2022 Annual Budget** (Chris Kirk)

The board acknowledged the receipt of the draft budget as in accordance with state statute. This item will come back at a later board meeting.

9. **Adoption of Property Maintenance Code-Public Hearing** (Erin Smith)

Mayor Karspeck opened it up for Public Comment and the following spoke...
Paul Frekey of Berthoud.

Trustee Grace moved to approve Ordinance 1293, an ordinance amending Chapter 11 of the Municipal Code of the Town of Berthoud by adopting by reference 2021 edition of the International Property Maintenance Code, regulating and governing the conditions and maintenance of all property, buildings and structures to require that structures be safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use; with Town of Berthoud local amendments thereto.
Trustee Hardy Seconded the motion.
Trustee Soricelli returned at 10:21 p.m. and abstained from voting.
In a 6-0 roll call vote the Motion Carried.

VII. ADJOURNED AT 10:22 P.M.

Town Clerk or Deputy Town Clerk



William Karspeck, Mayor