



BOARD OF TRUSTEES
July 13, 2021
6:30 PM

Leeper Center, 3800 Wilson Avenue, Wellington, CO

MINUTES

A. CALL TO ORDER

Mayor Hamman called the meeting to order at 6:30 p.m.

1. Pledge of Allegiance
Mayor Hamman asked that all rise for the pledge of allegiance.
2. Roll Call
Mayor Troy Hamman
Mayor Pro Tem Wyatt Knutson
Trustee Jon Gaiter
Trustee John Jerome
Trustee Rebekka Kinney
Trustee Ashley Macdonald
Trustee Tim Whitehouse

Also Present:

Patti Garcia, Town Administrator
Kelly Houghteling, Deputy Town Administrator
Dan Sapienza, March & Olive, LLC, Town Attorney
Cody Bird, Director of Planning
Bob Gowing, Director of Planning
Dave Myer, Engineer
Hallie Sheldon, Management Analyst
Krystal Eucker, Town Clerk

3. Amendments to Agenda
Mayor Hamman asked if there were any amendments to the agenda to which there was none.
4. Conflict of Interest
Mayor Hamman asked if there were any conflicts of interest to which there was none.

B. COMMUNITY PARTICIPATION

1. Public Comment
Mayor Hannam opened the meeting for public comment.

Tim Singewald with the Boxelder Stormwater Authority addressed the Board to state that the Boxelder Stormwater Authority Project was completed in 2017. A final agreement was to provide an additional \$285,000 to finish the project. At that point, the east side detention facility is maintained by Timnath, Larimer County and Fort Collins. Clark Reservoir is 50% Wellington, 25% Fort Collins and 25% Larimer County. There is currently a project to dewater the eastside detention

facility and Mr. Singewald believes that this should be done by the entities involved in the maintenance: Timnath, Fort Collins and Larimer County.

Mr. Singewald stated that the Days are upset that the land was taken from the family and that the Days were not supposed to receive any more than \$385,000 from Boxelder but it ended up being \$1.875 million. The situation now is that the Boxelder Stormwater Authority is going to do a dewatering program. If that goes forward, and it is not one of the maintenance entities, that puts a liability on Wellington.

Mr. Singewald further stated that the court case with the Days was understood to be final although there was talk that it was not a final deal. The court decree was obtained, and it has language related to any further damage to the Days' wells, will be paid for by those that do the damage. If the Days bring a lawsuit, it is the Boxelder Stormwater Authority that pays the Days' attorney fees. If Boxelder Stormwater Authority does the work, that puts Wellington in a legal position where they are liable for damages; the damages could be \$12-\$15 million. Wellington is now more than 50% of the Boxelder. If there is nothing done in the next few days, Wellington could be set up to take that liability.

Richard Seaworth with Boxelder Stormwater Authority addressed the Board to state that the town needs to do an agreement that held us to only \$280,000 worth of liability for the Town which is now over \$2.7 million now, we need to make sure that that stays. Although that was done by an agreement between the entities outside of the Boxelder Flood Authority Board and there is supposed to be an auditing committee that meets every year; that committee has not meet for two and a half years, so we need to make sure that that happens in the next few days.

Mr. Seaworth stated that he did sign the contract today to do the monitoring of the wells so we will not be any digging until at least January.

Mr. Seaworth commented that he believes Eric Tracy from Larimer County would vote with Wellington that we are not going to get into a lawsuit with the Days even if we have to buy augmentation water to take care of that because it's just not worth that kind of a fight; those wells they have are adjudicated for a little over 300 acre feet and all we need is 30 acre feet.

Trustee Whitehouse inquired as to why the Board is just now hearing about this.

Mr. Seaworth commented that this just came up on Friday. "We knew we had a problem but we thought they were going to get this taken care of. We wanted to get our monitoring done so we'd have a better footing, and that the Days we're going to okay what we wanted to do. That just hasn't happened although it was supposed to have happened a month ago. Then an email was received on Friday night that I needed to sign this because somehow they forgot to send it out.

Wellington does need to get with the other entities and make sure the other entities understand what our agreement is. Mr. Singewald asked two months ago to be at that meeting and it doesn't happen."

Mayor Hamman commented that this is a big topic that will need to be looked at.

Trustee Jerome commented that he read the court's ruling and it does state in there that the Days can come back again and again. If the Boxelder keeps doing things that the Days do not like and they decide to go back to court, Wellington will be forced to pay fees.

Bryan Ehrlich with Bee Lake Productions addressed the Board and provided a recap of the fireworks production for the 4th of July. The show only had four misfires out of over 690 queues. There were 2,784 total effects and 2,914 were shot off. There was a lot of well received comments from spectators. There is a shortage of fireworks and contractors are asking for commitments for 2022 as they would like to have the commitment by the end of July. If the deposit of \$15,000 is received and not used, it would be credited; the \$15,000 includes other shows and not just Wellington.

Trustee Macdonald inquired as to what the annual costs of the fireworks is.

Mr. Ehrlich stated last year the fireworks were purchased at 2019 prices and there was some leftover stock to use for this year. The equipment was also paid off so that lowered prices. In 2022, it is expecting to be a \$1,500 increase. It is hard to estimate the cost of products until they get to the United States in November or December.

2. Proclamation

a. Park and Recreation Proclamation

Mayor Hamman read the Park and Recreation proclamation.

C. CONSENT AGENDA

1. Minutes of the June 22, 2021 Board of Trustees Meeting

Trustee Whitehouse moved to approve the consent calendar; Trustee Gaiter seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

D. ACTION ITEMS

1. Wellington Senior Resource Center Contract Renewal

Ms. Jones informed the Board that before them this evening is the standard contract renewal that has been used in previous years with one new provision: 2.J that the Town will facilitate the volunteer driver selection. The estimated support costs that the Town of Wellington will contribute to the Senior Center is \$28,667 and that includes the insurance coverage of the fully funded new van.

Dorothy McClure thanked the Town for the support of the Senior Resource Center and gave a report on the Center:

The Center is staffed by volunteers on Monday, Wednesday and Friday. During 2019 the volunteers logged 2,132 hours. Also in 2019, 3,355 meals were served at the Center and 260 frozen and hot meals were delivered by the senior bus to six different homebound seniors. The senior bus is also used to transport seniors to appointments in Fort Collins. There were 1,767 rides provided to seniors. In addition to transportation services, the Center provides social opportunities, blood pressure checks, massage therapy, live music and regional outings. The Senior Center member fee is \$15 per person, per year.

During the COVID shutdown, research was done on several grant opportunities and a grant was awarded to fund 100% of a new 2021 15-passenger bus for the Senior Center. The old bus will be kept as a back-up vehicle. The new bus should be delivered soon.

Trustee Jerome thanked Ms. McClure for all that she does for the Senior Center.

Trustee Kinney congratulated Ms. McClure on the grant award.

Mayor Hamman opened the meeting for public comment to which there was none.

Trustee Jerome moved to approve the Wellington Senior Resource Center Contract Renewal; Trustee Kinney seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

2. Resolution No 18-2021 - A Resolution Approving Participation in the metroDPA Program

Mr. Scott Riffle, Managing Director at Stifel Public Finance addressed the Board and informed them that they are the program administrator for the metroDPA program.

The DPA is a down payment assistance program that helps people who qualify for a mortgage and provides them a down payment to get into a home. It provides a 30-year fixed rate mortgage. Down payment assistance is only available to individuals that would qualify for a mortgage under normal circumstances. Some qualifications include a credit score of 620 or higher, an income of \$150,000 or less and are purchasing a home in an approved area. There are a number of jurisdictions in the region that are participating in the program.

The City and County of Denver is the authorizing entity for this program and their Council has deemed that there be an approving resolution to be able to offer these programs in jurisdictions. There are no costs and no administrative burdens for jurisdictions to participate.

The DPA program does utilize local realtors and local lenders.

Mayor Hamman commented that this is a good program.

Trustee Gaiter inquired about what authority that Wellington is given to Denver.

Mr. Riffle stated the City and County of Denver cannot operate in Wellington so this is allowing lenders who can serve borrowers in Wellington access to real estate transactions in Wellington.

Trustee Gaiter confirmed that this does not give the City and County any authority to operate in the Town of Wellington.

Per Mr. Riffle, that is correct.

Trustee Gaiter inquired if this program hurts private businesses that are involved with lending.

Mr. Riffle stated it does not and their goal is to help private businesses.

Trustee Gaiter inquired as to how the program is funded.

Mr. Riffle stated that his firm accesses the capital market to create dollars through the mortgage market. When a loan closes, there are more and more opportunities. It is professionally funded and there is no taxpayer assistance required.

Trustee Gaiter inquired about potential costs that could be incurred.

Mr. Riffle stated there are no costs that are passed on to the participants as the City and County of Denver absorbed all the costs to start the program.

Trustee Gaiter inquired if the homebuyer education was a requirement for the program.

Mr. Riffle stated homebuyer education is a requirement as that is beneficial to the homebuyer.

Kelly Fuchs commented that she does know a little about this program and the program has a forgivable second mortgage after three years.

Trustee Kinney moved to approve Resolution 18-2021; Trustee Macdonald seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

3. Revitalizing Main Street Grant Presentation

Ms. Cooper addressed the Board regarding the Revitalizing Main Street Grant opportunity as well as make a finance request. The Town of Wellington has been awarded a \$149,999 through the CDOT Revitalizing Main Street Opportunity 2 Grant Program. These grant funds are part of a \$30 million allocation from the State of Colorado and will be directed towards the Downtown Improvement and Pedestrian Safety Initiative Project. The Wellington Main Street Program and the Town of Wellington will partner in purchasing and installing a series of equipment to address pedestrian safety, accessibility, and the health of visitors and residents in downtown Wellington. This is a reimbursement grant with a 20% match requirement. The matching fund requirement will be met with a combination of Main Street mini-grant dollars, fundraising dollars, and in-kind services provided by the Town of Wellington.

Some of the items that will be within the grant include:

- Engineering and Design
- Coordination with CDOT and Xcel Energy
- Removal of existing lighting fixtures and downtown furniture
- Sidewalk repair and base preparation for the installation of new fixtures and furniture
- Purchase and installation of new fixtures, which may include the following:
 - Solar-powered pedestrian lighting along Cleveland Ave and in and around Centennial Park
 - New trash/recycling containers
 - ADA accessible benches and picnic tables
 - Dog waste stations
 - Water-bottle filling stations
 - Replacement tree grates
 - Multi-unit bike racks

The project needs to be completed within eight months of receiving the purchase order and it is anticipated that will come in this week; looking at a completion date of the end of February 2022.

Awarded grant funds - \$149,999

WCMSP DOLA mini-grant matching funds - \$10,000

Town of Wellington in-kind - \$15,000

WCMSP fundraising dollars - \$7,000

Total Project Budget - \$175,000

The Town of Wellington Staff would like to request approval of the \$149,999 in reimbursable funds.

Due to the eight-month deadline on this grant funding, the staff would like to request permission to spend these funds at their discretion so long as it meets grant requirements and

reporting through the Finance Department

Trustee Kinney commented that she is amazed by the collaborative efforts between the Town, town staff and the non-profits as big opportunities have been executed in a short period of time. Trustee Kinney commended all that were and will continue to be involved in this project.

Trustee Jerome inquired if the mini-grant and fundraising dollars are needed on this or could it be used towards other projects.

Ms. Cooper stated that would be the decision of the Town although for the WCMSP it is a good faith contribution and showing support for those projects. There is a larger grant that the Town would have to front.

Trustee Kinney commented that every dollar funneled through the Main Streets Program is returned to the Town. Due to the short time frame for expending these funds, the reimbursement and procurement items related to spending this money should be considered so those items do not have to come before the Board.

Trustee Gaiter inquired if there will be delays in the project since it will be with CDOT.

Ms. Cooper stated it is a CDOT grant, and they are expediting a lot of those processes.

There is a utility permit in process already and the necessary traffic control has been secured through Karns.

Trustee Gaiter commented that he is not comfortable giving a blanket approval for spending as people want and is unsure if the plan is that the funds will be spent on what is presented or if that can completely change.

Ms. Cooper stated they had to do a scope of work approval for the grant so they cannot go outside of the items presented to the Board this evening; items may need to be cut out, but they cannot add items to the project.

Trustee Gaiter commented that he does not have a problem expediting the project but would like a report when funds are being spent.

Ms. Garcia asked if a wrap up at the end of the project on what was purchased would suffice.

Trustee Gaiter commented that a wrap-up at the end of the project would be great but also a quick update as the project is moving along.

Trustee Kinney commented that the Board has encouraged staff and Main Streets to pursue grant opportunities, it needs to be acknowledged on how those grants are treated when received, managing and executing the grants. Grants add administrative time and expense as well as the work associated with the grant funds. Reporting on the grants may only take a few minutes but gathering the data to do that report takes more than a few minutes.

Trustee Macdonald commented that when the grant is applied for, there needs to be a contact for who is managing or administrating the grant; will that contact be the Town of Wellington or Main Streets.

Ms. Cooper stated she is listed as the liaison with CDOT and their representatives, however Alex Evonitz is also listed as a key contact for the engineering side. A separate account was created that will show funds coming in and going out. A spreadsheet was provided by CDOT to report expenses and that is sent directly to CDOT.

Trustee Macdonald commented that this project does support many of the goals in the strategic plan.

Ms. Cooper stated this smaller grant is being used as a template for getting the larger grant

opportunity and the processes will be in place.

Trustee Macdonald inquired if the grant would reimburse the staff labor for the installation of the equipment or is that the in-kind match.

Ms. Cooper stated that is in-kind match and that will be in paid staff hours that will be logged through the Public Works Department.

Ms. Cooper also stated the Main Streets Board approved the fundraising dollars if and when they are needed so it is possible that the matching funds would be achieved without using the fundraising dollars; they are available if needed.

Mayor Hamman inquired if the sidewalks will be part of the project.

Ms. Cooper stated that is the hope for the larger grant project.

Mayor Hamman opened the meeting up for public comment to which there was none.

Trustee Kinney moved to approve the \$149,999 in reimbursable grant funds for the CDOT Revitalizing Main Streets opportunity and allow staff to administratively approve invoices up to \$149,999 for this project; Mayor Pro Tem Knutson seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

4. Authorize the Execution of Two Construction Contracts for the 2021 Old Town Streets Repair Project.

Mr. Ewert informed the Board that this agenda item is the authorization of the 2021 Old Town Streets Repair Project.

Staff solicited bids from qualified contractors to complete the work for four separate contracts: asphalt repair, concrete repair, construction material and tree removal.

The location for the work is generally identified as follows:

- 3rd Street (Wilson Ave to Franklin Ave) - Mill and Overlay, sidewalk, ADA ramps, cross pan, curb and gutter repair
- 5th Street (Cleveland Ave to Roosevelt Ave) - Mill and Overlay, sidewalk, ADA ramps, cross pan, curb and gutter repair
- 1st Street (Kennedy Ave to Tyler Ave) - Mill and Overlay, ADA ramps, sidewalk, curb and gutter repair
- Harrison Avenue (4th Street to 5th Street) (Add Alt.) - Mill and Overlay, ADA ramps, sidewalk, curb and gutter repair
- Adams Drive and Kit Fox (Add Alt.) - Cross Pan, asphalt patching
- Wellington Blvd (both entrances to the Commercial buildings on the east side of the street).

The Town received two bids for the concrete work and four bids for the asphalt repair work and that bid summary was included in packet material. All bids were evaluated for completeness and qualifications. Connel Resources and NorthStar Concrete previously performed the same work in prior years and there were no issues with their performance. Tree Top was chosen for the tree removal and CTL Thompson was chosen for the materials testing.

Trustee Gaiter inquired if there was only one bid for the tree removal.

Mr. Ewert stated the issue is that when bids are solicited from Fort Collins companies, typically they do not provide bids, or their timeline was not conducive with our project timeline, so we were essentially left with one bid for the tree removal.

Mayor Hamman opened the meeting for public comment to which there was none.

Trustee Whitehouse moved to approve the Old Town Streets Repair Contracts for 2021; Trustee Jerome seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

5. Authorize the Execution of the 2021 Stormwater Masterplan Contract

Mr. Ewert informed the Board that the Stormwater Masterplan is funded through the Flood Mitigation Assistance Program Grant from the Colorado Division of Homeland Security and Emergency Management for a total of \$150,000 with a 75/25 split and a maximum Federal contribution of \$112,500 and the Town matching funds of \$37,500. Funds were budgeted this year for the project.

The Stormwater Masterplan is a comprehensive planning document that will provide a hydrologic analysis and model of the Town and the Town's growth management area. The Masterplan will identify existing stormwater problem areas and provide drainage design and planning within future developments. The Masterplan will provide a list of capital improvement projects along with budgetary costs estimates for inclusion in the long-range capital improvements list. The Masterplan will provide benefit cost analysis for various identified projects which is something that is required in order to receive grant funding.

Additional work carried out under this contract will include a review of the existing Storm Drainage Design Criteria along with recommended updates and changes.

Staff solicited bids in May of this year and received seven proposals from qualified consulting teams. The proposals were evaluated and scored by the selection committee and the top two teams were selected for interviews. The teams were interviewed in June and ICON Engineering was chosen.

Trustee Gaiter inquired as to the cost of the contract of the other finalist and why was ICON chosen.

Mr. Ewert stated their costs was around \$139,000. Due to the costs of the project being in open records in the Town's budget, the costs from the companies were in the same range. Typically for this type of project, we are not looking for the cheapest proposal. We not only look at the bottom line but also billing rates, number of hours and the project team size. We also look for proposals that maximize the dollars by reducing things like administrative costs and management costs. The costs are evaluated at a quality level more so than the bottom dollar.

Trustee Gaiter inquired as to what role Logan Simpson will be playing in this contract.

Mr. Ewert stated at this point they do not have a role. They are on the team, but they are not under contract. If they did come into the project, it would be more of a coordination role with the comprehensive plan side of things.

Trustee Gaiter inquired about the \$4,000 being spent for two, four-hour Board of Trustee meetings, since the meetings are not four hours, what would they be presenting that staff cannot do.

Mr. Ewert stated the funds are there as a placeholder if it was needed. The idea is to have them present at the end of the project and during the draft. The meetings themselves may not take eight hours but there would be preparation on their end as well.

Trustee Macdonald inquired as to what other criteria was used in the selection process.

Mr. Ewert stated they looked at proposal quality like typos, project team and experience, looking if firm has worked with a smaller town, location of the firm and project schedule.

Mayor Hamman opened the meeting for public comment to which there was none.

Trustee Kinney moved to approve the contract with ICON Engineer for the 2021 Stormwater Master Plan Project in the amount not to exceed \$139,815; Trustee Macdonald seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

6. Resolution No. 19-2021 - A Resolution Approving the Fourth Amended Intergovernmental Agreement for the Establishment of the Larimer Emergency Telephone Authority (LETA 911)

Mr. Sapienza informed the Board that this is the fourth Amended Intergovernmental Agreement for LETA 911.

LETA is a coalition of various entities in Larimer County for an emergency telephone authority. The amended IGA has three primary purposes:

- Membership changes. The total number of members has increased from 24 to 30, with the addition of a number of fire districts.
- Board membership. Representation on the board will change for small towns such as Wellington. Currently, of the 7 board members, two are appointed to represent towns and Colorado State University together. Those seats are currently held by Estes Park and Colorado State University, due to those entities having their own PSAPs (Public Safety Answering Point or call center). This 4th amended IGA will give Estes a permanent seat on the board and the remainder of the towns and CSU will have one joint representative.
- Powers of the Authority. These changes are primarily administrative in nature but reflect the growing complexity of LETA operations. Some additions include policies on fiber optic cables, PSAP insurance, computer aided dispatch systems, and more.

Trustee Gaiter inquired if there were any costs associated with signing the updated IGA.

Mr. Sapienza stated there are not, the funding from LETA comes from a surcharge that is on phone bills. There are no costs for the Town of Wellington.

Mayor Hamman opened the meeting for public comment to which there was none.

Trustee Jerome moved to approve Resolution 19-2021; Mayor Pro Tem Knutson seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

7. Ordinance No. 07-2021 - An Ordinance Establishing a Hearing Process to Address Alleged Campaign Finance Complaints and Violations

Ms. Eucker informed the Board that on May 29, 2019, the Governor signed SB 19-232 which amends the Colorado Fair Campaign Finance Practices Act and provides that any complaints related

to a municipal campaign finance would be handled by the municipal clerk.

Prior to this change, municipal clerks would rely on the Colorado Secretary of State's Office to handle campaign finance complaints. Due to the change, staff is presenting an amendment to the municipal code to provide a process for handling municipal campaign finance complaints.

The Town is unaware of any campaign finance complaints that have been filed in the past although would like to have a process in place should there be any in the future. The complaint process is similar to the Colorado Secretary of State.

Trustee Gaiter inquired if it would be wise of the Town to set who the hearing office will be.

Mr. Sapienza stated that is a good idea to appoint someone in advance. The hearing officer could be the municipal judge and would be a suitable choice for that. If the ordinance is passed, contact will be made with the municipal judge regarding an appointment for the hearing officer.

Trustee Macdonald inquired if the appointment will be made by name or title.

Mr. Sapienza stated it can be made by title as there could also be an alternate municipal judge that serves for various reasons at various times.

Mayor Hamman opened the meeting for public comment to which there was none.

Trustee Gaiter moved to approve Ordinance 07-2021; Trustee Kinney seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

8. Consideration of Invoice not Included in 2021 Budget

Ms. Garcia informed the Board that based on the procurement policy, invoices over \$10,000 that were not appropriated or budgeted needs to come before the Board of Trustees for approval. There were two 2020 projects that were completed in 2021. The projects were anticipated to be completed and were not for a variety of reasons, mainly COVID.

Emergency Power for Main Plant

2020 Budget - \$302,000

2020 invoices paid - \$280,180.02

Balance rolled into 2021 Water Fund - \$21,819.98

2021 invoices to be paid - \$13,784.70

Crosswalk Safety Project

2020 budget - \$75,000

2020 invoices paid - \$44,071.25

Balance rolled into 2021 Street Fund - \$30,928.75

2021 invoices to be paid - \$3,830

There were four invoices received for the projects. Three of the invoices were under the \$10,000 threshold and were approved by the Town Administrator. The fourth invoice was over \$10,000 and requires Board of Trustee Approval; Interstate Construction Services for \$12,784.70.

Trustee Gaiter inquired if there will be additional invoices for that project as it came in under budget.

Ms. Garcia stated the Town is done with both projects.

Mayor Hamman opened the meeting for public comment to which there was none.

**Trustee Gaiter moved to approve payment of an invoice to Interstate Construction Services for \$12,784.70; Trustee Kinney seconded the motion. Roll call on the vote resulted as follows:
Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman
Nays – None
Motion carried.**

9. Resolution No. 20-2021 - A Resolution Adopting the 2021 Larimer County Multi-Jurisdictional Hazard Mitigation Plan Update

Mr. Gowing informed the Board that the County's Hazard Mitigation Plan (HMP) is updated every five years in accordance with FEMA's requirements.

The County gives local jurisdictions the opportunity to participate and adopt that plan. Adoption of the HMP is required to receive FEMA funding. The fact that Wellington was in the 2016 HMP allowed the Town to apply for the Flood Mitigation Assistance Grant that was received earlier this year.

In the current plan, there were two actions called for the Town, one being a tornado warning system and the other was stormwater project. The North Old Town Drainage project was completed in 2017. The tornado warning system was deferred.

On December 1, 2018, a letter was sent to the County indicating Wellington's intent to participate and in January of last year, Larimer County initiated the update.

The HMP is defined as sustained actions to reduce or eliminate long term risk to human life and property from natural hazards. In general, the HMP includes a risk assessment for potential hazards, a capability assessment, mitigation strategy and plan implementation and maintenance.

The HMP is not a regulatory document, and it is not a set-in stone commitment of resources or activities. There are no requirements although it is a guiding document.

There are a number of municipalities, fire authorities and miscellaneous districts that are participants of the HMP.

The proposed HMP includes "annexes" that are specific to participating communities. The following are the mitigation actions included for Wellington:

- Tornado Warning System (Medium Priority)
- Source Water Protection Plan (High Priority)
- Stormwater Master Plan (High Priority)
- B-Dam Emergency Response Plan and Flood Warning System (High Priority)

Trustee Whitehouse inquired as to what Wellington's portion of the B-Dams will be.

Mr. Gowing stated there has been a lot of work spent on that and Wellington is right downstream from the B-Dams so if the dams fail, that will inundate roughly 85% of the Town. When looking at that in terms of risk and assign that risk to the owner in terms of participants, Wellington does end up with more than the average share. The numbers have not been finalized. An estimate for participation is roughly \$100,000-\$200,000.

Trustee Macdonald commented that participation in this plan could lead to other opportunities.

Trustee Kinney met with youth in the community, and they specifically mentioned tornado warning systems so that was nice to share with the youth that the Town has acknowledged that need.

Mayor Hamman opened the meeting for public comment to which there was none.

Trustee Kinney moved to approve Resolution No. 20-2021; Mayor Pro Tem Knutson seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

E. REPORTS

1. Town Attorney
None.

2. Town Administrator
None.

3. Staff Communications

a. Larimer County Sheriff's Office Monthly Report - May 2021

b. List of Bills - June 2020

4. Board Reports

Trustee Gaiter inquired about the sex offenses and if those were for the whole year or if there are three additional offenses.

LCSO stated he is not sure what the statistics are coming from, but sex offenses do come in a variety of natures and that could be from indecent exposure to an actual sex offense; clarification will be obtained and forwarded to the Board.

Ms. Garcia stated that is usually a year-to-date number and then month to date so that would be a total of three for the year.

Trustee Kinney commented that the Board has heard from some partners this evening and there are opportunities to support those partners. Main Streets is holding the Main Street Markets in Centennial Park and Well-O-Rama will take place on August 7th.

Trustee Gaiter commented that himself and Trustee Kinney attended the elected officials BBQ and that was a great opportunity to meet members of the local communities. The Commissioners would like to meet quarterly and rotate that location around the municipalities. Wellington could show off the new Town Hall building in the first quarter of 2022.

Mayor Hamman commented that he had the opportunity to meet with Senator Hickenlooper and was able to discuss the MPO and believes there is good support for Wellington to join the MPO.

F. EXECUTIVE SESSION

1. For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators pursuant to Section 24-6-402(4)(e), C.R.S. – regarding negotiations with North Poudre Irrigation Company

Trustee Jerome moved to go into executive session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators pursuant to Section 24-6-402(4)(e), C.R.S.; Trustee Whitehouse seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

The Board of Trustees moved into executive session at 8:36 p.m.

No action official action was taken during the executive session.

Trustee Macdonald moved to close the executive session; Trustee Jerome seconded the motion. Roll call on the vote resulted as follows:

Yeas – Gaiter, Jerome, Kinney, Macdonald, Whitehouse, Knutson, Hamman

Nays – None

Motion carried.

The Board of Trustees closed the executive session at 9:35 p.m.

G. ADJOURN

Upon a motion duly made, the meeting was adjourned at 9:35.



Krystal Eucker, Town Clerk