



BOARD OF TRUSTEES
February 22, 2022
6:30 PM

Leeper Center, 3800 Wilson Avenue, Wellington, CO

MINUTES

A video recording of this meeting is available on the Town of Wellington's YouTube page at <https://www.youtube.com/channel/UCPgBI-EYjaSam4hF3mkoFNA>

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 – Absent
Trustee Rebekka Kinney
Trustee Ashley Macdonald
Trustee Tim Whitehouse

Also Present:

Patti Garcia, Town Administrator
Dan Sapienza, March & Olive, LLC, Town Attorney
Hallie Sheldon, Management Analyst
Krystal Eucker, Town Clerk
Kelly Houghteling, Deputy Town Administrator
Dave Myer, Engineer II
Meagan Smith, Deputy Public Works Director
Nathan Ewert, Civil Engineer II
Mike Flores, Wastewater Superintendent
DJ Jones, Water Superintendent
Cody Bird, Planning Director
Vik Runkle, Interim Finance Director
Bob Gowing, Public Works Director

3. Amendments to Agenda

Mayor Hamman asked if there were any amendments to the agenda this evening, to which there were none.

4. Conflict of Interest

Mayor Hamman asked if there were any conflicts of interest this evening, to which there were none.

B. COMMUNITY PARTICIPATION

1. Public Comment

The meeting was opened for public comment on non-agenda items, and comments were provided by Christine Gaiter, Shirrell Tietz, Rich Westfall, Karen Eifert, Lisa Chollet, and Wyatt Schwendeman-Curtis.

C. ACTION ITEMS

1. Wastewater Treatment Plant Construction Manager At Risk (CMAR) Contract Amendment for Guaranteed Maximum Price (GMP)

Mr. Myer provided an overview of the amendment to the wastewater CMAR contract. Some of the reasons for the cost increase include additions to the design scope and specs from the 60% level, substantial increase in materials, supply chain issues, and Steel and Davis Bacon (DB) wage obligations for the State Revolving Fund (SRF) requirements. Staff recommended execution of the contract amendment with Moltz Construction in the not to exceed amount of \$47,900,984 which included a 10% contingency for the Phase 2 Construction Services on the Wastewater Treatment Plant expansion.

The meeting was opened for public comment, Lisa Chollet and Shirrell Tietz provided comments.

Trustee Macdonald moved to approve the CMAR Contract Amendment for the guaranteed maximum price; Mayor Pro Tem Knutson seconded the motion. Roll call on the vote resulted as follows:

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

Nays – None

Motion carried.

2. Ordinance No. 05-2022 - An Ordinance of the Town of Wellington, Colorado, Acting by and through the Town Wastewater Enterprise, Approving a Loan from the Colorado Water Resources and Power Development Authority to Finance Wastewater Related Improvements; Authorizing the Execution of a Loan Agreement and a Bond to Document the Loan; and Providing for Payment of the Bond from Net Revenue of the Wastewater System

Ms. Runkle reviewed the loan agreement between the Colorado Water Resources and Power Development Authority and the Town of Wellington for the wastewater treatment facility expansion.

The meeting was opened for public comment to which there was none.

Trustee Macdonald moved to Ordinance No. 05-2022 - An Ordinance of the Town of Wellington, Colorado, Acting by and through the Town Wastewater Enterprise, Approving a Loan from the Colorado Water Resources and Power Development Authority to Finance Wastewater Related Improvements; Authorizing the Execution of a Loan Agreement and a Bond to Document the Loan; and Providing for Payment of the Bond from Net Revenue of the Wastewater System; Trustee Kinney seconded the motion. Roll call on the vote resulted as follows:

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

Nays – None

Motion carried.

3. Resolution No. 12-2022 - A Resolution of the Town of Wellington, Colorado Acting by and Through the Town Wastewater Enterprise, Declaring its Official Intent to Reimburse itself with the

Proceeds of the Issuance of Municipal Bonds for Certain Capital Expenditures Undertaken or to be Undertaken by the Town; Generally Identifying the Capital Expenditures; and Providing Certain Other Matters in Connection Therewith.

Ms. Runkle informed the Board that standard practice is for the Board of Trustees to adopt a Reimbursement Resolution prior to any debt issuance when issuing debt for a major capital project. This is to allow, but not necessarily require, the municipality to use bond proceeds to reimburse the operating Funds for any project expenditures prior to receiving the bond proceeds.

The meeting was opened for public comment, Lisa Chollet provided a comment.

Mayor Pro Tem Knutson moved to approve Resolution No. 12-2022 - A Resolution of the Town of Wellington, Colorado Acting by and Through the Town Wastewater Enterprise, Declaring its Official Intent to Reimburse itself with the Proceeds of the Issuance of Municipal Bonds for Certain Capital Expenditures Undertaken or to be Undertaken by the Town; Generally Identifying the Capital Expenditures; and Providing Certain Other Matters in Connection Therewith; Trustee Gaiter seconded the motion. Roll call on the vote resulted as follows:

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

Nays – None

Motion carried.

4. 2022 Fireworks Amendment

Ms. Sheldon informed the Board that in 2019, the Town of Wellington signed an agreement with Bee Lake Productions, LLC to provide fireworks for the annual 4th of July celebration. Since this 2019 agreement, amendments have been provided to renew the contract each year. Mr. Bryan Ehrlich, owner of Bee Lake Productions, LLC has requested a change in the insurance requirement outlined in the original contract.

The meeting was opened for public comment; Shirrell Tietz, Lowrey Moyer, Karen Eifert, and Wyatt Schwendeman-Curtis provided comments.

Trustee Macdonald moved to approve the 2022 Fireworks Amendment; Trustee Gaiter seconded the motion. Roll call on the vote resulted as follows:

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

Nays – None

Motion carried.

Mayor Hamman closed the regular meeting at 8:19 and opened the Liquor License Authority Board.

D. LIQUOR LICENSE AUTHORITY

Roll Call

Mayor Troy Hamman

Mayor Pro Tem Wyatt Knutson

Trustee Jon Gaiter

Trustee John Jerome – Absent

Trustee Rebekka Kinney

Trustee Ashley Macdonald

Trustee Tim Whitehouse

1. Special Event Permit Application - Hoppy Go Lucky 5K

Ms. Eucker informed the Board that Wellington Main Streets Program (WMSP) has submitted an Application for a Special Event Permit to serve fermented malt beverages on March 12, 2022 during the Hoppy Go Lucky 5K. WMSP has submitted all documentation for the permit, including the application, premise map, and permission for the use of the premise, non-profit status with the Colorado Secretary of State, and the special event questionnaire

The meeting was opened for public comment to which there were none.

Trustee Macdonald moved to approve the Special Event Permit Application for the Hoppy Go Lucky 5K; Trustee Kinney seconded the motion. Roll call on the vote resulted as follows:

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

Nays – None

Motion carried.

Mayor Hamman closed the Liquor License Authority at 8:23 and resumed the regular meeting.

E. REPORTS

1. Town Attorney
None.

2. Town Administrator
None.

3. Staff Communications

a. Report of Bills - January 2022

b. Larimer County Sheriff's Office Monthly Report - January 2022

4. Board Reports


Trustee Gaiter commented on his experience during the ride along with the Larimer County Sheriff's Office. Also, results from the Transportation study will be available in March.

Trustee Kinney gave a reminder that the draft land use code is available to review and provide comments on and commented that she has been traveling to recreation facilities in the region.

Trustee Whitehouse commented on the new lighting and furniture on Main Street and thanked the Main Streets Program and town staff for their work on the project.

F. ADJOURN

Upon a motion duly made, the meeting was adjourned at 8:30 p.m.



Krystal Eucker, Town Clerk