

**TOWN OF LIMON
BOARD OF TRUSTEES
Regular Meeting
January 4, 2014
7:00 P.M.**

Notice of this meeting was posted at Town Hall on December 31, 2013.

Mayor Coonts called the meeting to order at 7:00 p.m.

ROLL

Town Clerk Chris Snyder called roll. Members of the Board present: Mayor Coonts; Trustees: Andersen, Beattie, Hawthorne, Hendricks, Kelly, and Metcalf.

STAFF

Staff present: Town Manager Stone, Assistant Manager Kiely, Attorney Kimble, Chief of Police Yowell, and Town Clerk Snyder.

GUESTS

Chris McGrowne, Joe Stephan, Joe Sitko Nancy Prince, Susan Sherman, Keith Simpson, and Will Bublitz.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

Trustee Andersen moved to approve the minutes for December 5, 2013; seconded by Trustee Hendricks. Motion carried unanimously.

Trustee Hendricks moved to approve the minutes for December 30, 2013; seconded by Trustee Beattie. Abstain: Trustees Andersen and Hawthorne. Motion carried.

TEN MINUTE CITIZEN INPUT

Joe Sitko asked for permission to use the baseball fields and was told the public can use them whenever someone is not using it but the lights cannot be turned on.

LIQUOR LICENSE RENEWAL FOR QUEST FUEL

Trustee Hendricks moved to approve the liquor license renewal for Quest Fuel dba Gottschalk Oil; seconded by Trustee Beattie. Motion carried unanimously.

RESOLUTION NO. 14-01-01; POSTING PLACE

Town Manager Stone introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 14-01-01; A Resolution Designating the Posting Place for Public Meetings.

Trustee Hendricks moved to approve Resolution No. 14-01-01; seconded by Trustee Kelly. Motion carried unanimously.

RESOLUTION NO. 14-01-02; MANAGER REPLACEMENT

Town Manager Stone introduced and there was read the title of the following proposed resolution and the entire text of said resolution was submitted in writing to each member of the Board of Trustees and the Mayor.

Resolution No. 14-01-02; A Resolution Designating a Replacement for the Town Manager in Case of Extended Absence or Incapacitation During the Calendar Year 2014.

Trustee Beattie moved to approve Resolution No. 14-01-02; seconded by Trustee Hawthorne. Motion carried unanimously.

PUBLIC HEARING: FLOODPLAIN OVERLAY DISTRICT

Mayor Coonts opened the public hearing at 7:51 p.m.

Assistant Town Manager Kiely gave a report on the history of floodplain ordinances and what is needed to participate in the National Flood Insurance Program. He explained the consequences of what would happen if the Town were in non-compliance with the National Flood Insurance Program.

He gave a summary of the changes and reported that the Planning Commission recommended approval.

There were no comments from the public.

Mayor Coonts closed the public hearing at 7:54 p.m.

ORDINANCE NO. 567; AMENDING LAND DEVELOPMENT CODE

Assistant Town Manager Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said ordinance was submitted in writing to each member of the Board of Trustees and the Mayor.

Ordinance No. 567; An Ordinance Amending Ordinance No. 376, the Land Development Code of the Town of Limon by Amending Chapter 114 – Basic Definitions and Interpretations, Chapter 202, Section 2.16 – Floodplain Overlay District and Amending Ordinance No. 367, the Municipal Code of the Town of Limon by Deleting Chapter 184 – Flood Conditions and Declaring this an Emergency Ordinance.

Trustee Kelly moved to approve Ordinance No. 567; seconded by Trustee Hendricks. Motion carried unanimously.

PUBLIC HEARING: DEVELOPMENT STANDARDS – OIL AND GAS FACILITIES

Mayor Coonts opened the public hearing at 7:54 p.m.

Assistant Town Manager Kiely gave history on oil and gas regulation. He spoke about state regulations and that the town cannot regulate anything that the Colorado Oil and Gas Conservation Commission are regulating. The Town of Limon participates in the Local Government Designee program. Kiely is currently the Local Government Designee for the town. The program provides training and regular communication with the COGCC.

Nancy Prince, local government liaison, reported there will be an operator training in Limon in March. She introduced Susan Sherman who will be the new inspector for several counties,

including Lincoln. Nancy explained the permit process, notification requirements and visual mitigation.

Chris McGowan, Colorado Oil & Gas Association, supports the proposed ordinance and spoke about uniform and standard set of rules for operators. He submitted a letter from Jost & Shelton Energy Group PC, drawing attention to several requirements which in the attorneys' opinion is already regulated.

Attorney Kimble talked about sessions he attended at the CML conference where they talked about the advantages of a memorandum of understanding process that the ordinance refers to.

Mayor Coonts closed the public hearing at 8:52 p.m.

ORDINANCE NO. 568; AMENDING LAND DEVELOPMENT CODE

Assistant Town Manager Kiely introduced and there was read the title of the following proposed ordinance and the entire text of said ordinance was submitted in writing to each member of the Board of Trustees and the Mayor.

Ordinance No. 568; An Ordinance Amending Ordinance No. 376, the Land Development Code of the Town of Limon by Adding Chapter V – Supplementary Development Standards and Regulations, Section 512 – Oil and Gas Facilities and Amending Ordinance No. 367, the Municipal code of the Town of Limon, Colorado by Deleting Chapter 560 – Drilling and Pumping of Crude Oil, Natural Gas, or Other Crude Petroleum Prohibited in its Entirety.

Trustee Hawthorne moved to approve Ordinance No. 568 with an amendment in paragraph 512.6.1; seconded by Trustee Kelly. Motion carried unanimously.

PUBLIC HEARING: NEW SECTION TO COMMERCIAL DISTRICT

Mayor Coonts opened the public hearing at 9:02 p.m.

Assistant Town Manager Kiely gave a report on the current zone districts for commercial highway and commercial business. The new zone would allow mixed commercial and industrial zones.

There were no comments from the public.

Mayor Coonts closed the public hearing at 9:31 p.m.

ORDINANCE NO. 569; AMENDING LAND DEVELOPMENT CODE

Town Manager Stone introduced and there was read the title of the following proposed ordinance and the entire text of said ordinance was submitted in writing to each member of the Board of Trustees and the Mayor.

Ordinance No. 569; an Ordinance Amending Ordinance No. 376, the Land Development Code of the Town of Limon by Amending Chapter 200 – Zoning, by Inserting a New Section 202.3.13 – Commercial District (C-1).

Trustee Beattie moved to approve Ordinance No. 568; seconded by Trustee Andersen. Motion carried unanimously.

ATTORNEY'S REPORT

Attorney Kimble did not have a report.

ADMINISTRATION REPORTS

Chief of Police Yowell

- December and year end stats
- Thanked Julie Beyeler for her efforts in finding stray dogs homes.

Assistant Manager Kiely

- Draft of Foreign Trade Zone application
- PTP Board member
- Dashboard on visitors to website and reported on face book page

Town Manager Stone

- Emergency email contact list
- Thanked Assistant Manager Kiely for his work on the land use issues and Foreign Trade Zone
- Transportation Enhancement Project will be starting up again in March
- Water and Sewer Projects
- Energy Efficiency Program
- Emergency By-pass for Highway 71
- Board Orientation Packet
- Invitation for Board to tour a drilling site from Nancy Prince

MAYORS REPORT

Mayor Coonts reminded everyone about the employee appreciation party.

Bob James, a former employee of the Town has passed away.

TRUSTEES REPORT

Trustee Hendricks reported that South Side would like to be on the notification list.

Trustee Metcalf thanked everyone for welcoming him to the Board.

APPROVAL OF BILLS

Trustee Hawthorne moved to approve the bills that were submitted for the month of December; seconded by Trustee Andersen. Motion carried unanimously.

ADJOURNMENT

Trustee Hawthorne moved to adjourn at 10:15 p.m.; seconded by Trustee Beattie. Motion carried unanimously.

TOWN CLERK _____

MAYOR _____