

**TOWN OF NEDERLAND
BOARD OF TRUSTEES
REGULAR MEETING MINUTES:
December 4, 2012, 7:00PM
NEDERLAND COMMUNITY CENTER
750 Hwy 72 Nederland, CO 80466**

A. CALL TO ORDER

Meeting convened at 7:04 PM.

B. ROLL CALL

Present: Mayor Joe Gierlach, Trustees Randy Lee, Chris Perret, Annette Croughwell, and Ledge Long.

Mayor Pro Tem Kevin Mueller arrived at 7:07PM.

Absent: Trustee Peter Fiori.

Also present: Alisha Reis, Town Administrator, Teresa Myers, Town Clerk, Eva Forberger, Town Treasurer, and Carmen Beery, Town Attorney.

C. CONSENT AGENDA

- Approval of December 4, 2012 Accounts Payable
- Approval of November 13, 2012 Regular Meeting Minutes
- Approval of Resolution 2012-32, concerning the 2013 Town Holiday Schedule
- Approval of Resolution 2012-33, designating Town Hall as the official posting site, as required by Colorado law
- Approval of Resolution 2012-34, canceling the January 1, 2013 regular business meeting
- Approval of 2013 Leases for Town Facilities.

Trustee Lee asked when the Backdoor Theater lease would be before the Board, and Forberger reminded him that the lease approved in August 2012 runs through December 2013.

Forberger also notified the Board that additional leases would be coming before them at the next meeting.

Motion to approve the Consent Agenda was made by Trustee Croughwell, seconded by Trustee Perret, and approved unanimously.

D. PUBLIC COMMENT ON NON-AGENDA ITEMS (Speakers limited to 3 minutes)

Kayla Evans, of Eldora, urged the Board to consider requiring payment for any vacation of Town land, based on a professional valuation of the land in question. She felt that it was unfair to enrich one resident at the expense of the rest of the Town. Mayor Pro Tem Mueller agreed that better overall evaluation of vacated land requests would serve the longer-term interests of the Town, and he cited a recent land vacation that has recently been identified as a potential location for storm water management based on analysis from the NedPeds project engineer. The Mayor confirmed with Reis that the Board had approved a resolution allowing the Town to receive compensation or payment for vacated public property. He also asked some questions about how to work with private landowners upstream to manage water issues, and Reis explained the various approaches.

F. INFORMATIONAL ITEMS

There were no Informational Items.

G. ACTION ITEMS

1. A. Consideration of Resolution 2012-35, adopting the 2013 Budget and Appropriations
Forberger introduced the item and provided the background on its development. She also explained the on-call proposal to address the Police Department burden from overnight calls. Trustee Croughwell asked a few questions about how the Police Department felt about this proposal. Trustee Perret asked some questions about the sewer and water numbers, and Forberger explained that the identified numbers represented depreciation amounts. The Mayor Pro Tem said he had some concerns about the budget and would not be voting for the first Resolution. The Board discussed what its role should be in drafting

the budget and how to address concerns that Board members have.

Motion to approve Resolution 2012-35, adopting the 2013 Budget and Appropriations, was made by Trustee Croughwell, seconded by Trustee Lee, and approved by a vote of 5 to 1, with Mayor Pro Tem Mueller voting no.

B. Consideration of Resolution 2012-36, adopting the 2012 Mill Levy for the Town and DDA for 2013.

Motion to approve Resolution 2012-36, adopting the 2012 Mill Levy for the Town and DDA for 2013, was made by Trustee Croughwell, seconded by Trustee Perret, and approved unanimously.

C. Consideration of Resolution 2012-37, adopting the 2013 Fee Schedule.

Motion to approve Resolution 2012-37, adopting the 2013 Fee Schedule, was made by Trustee Croughwell, seconded by Trustee Long, and approved unanimously.

2. Consideration of Request for Fee Discount or Waiver for the Nederland Food Pantry's Christmas Box Giveaway.

Myers introduced the item and introduced Ressa Lively-Smith from the Nederland Food Pantry, who was on hand to discuss the request and answer any questions. Lively-Smith informed the Board that last year, the Food Pantry gave away 180 gift holiday baskets. Reis asked for Board direction as to whether the day, as an annual matter of course, should be added to the Food Pantry lease that is currently being negotiated. The Mayor asked Lively-Smith whether she might consider joining the Mayor's Task Force on Housing and Human Services; Lively-Smith responded that she would be willing to help with the Task Force. Mayor Pro Tem Mueller asked how food donations were received, and Lively-Smith explained that some came from private donations from local church congregation members and some came from the Community Food Share organization. The Food Pantry works year-round to engage local residents who are willing to financially support the Food Pantry's efforts. The Board supported the request and directed the staff to insert the annual event as a free day in the Food Pantry lease.

Motion to approve the Request for Fee Discount or Waiver for the Nederland Food Pantry's Christmas Box Giveaway was made by Trustee Perret, seconded by Trustee Lee, and

approved unanimously.

H. DISCUSSION ITEMS

There were no scheduled Discussion Items.

I. OTHER BUSINESS

Discussion of Waste Heat Recovery System at the new Wastewater Treatment Plant to heat the Teens, Inc. Facility.

The Mayor Pro Tem asked for the Board to consider the use of a heat exchange system for the Wastewater Treatment Plant. He explained the process, and Reis explained the current cost analysis. Reis sought Board direction. The Board asked Reis and Forberger to bring back more information at its December 18th meeting, but were supportive of the measure based on the limited information available.

Trustee Lee informed the Board that R.I.N.K had contacted the Town after receiving a water bill for the ice rink facility, saying that they had not been charged for the past few years and requesting a fee waiver from the Town. Lee asked the Board to weigh the policy of having all users pay their full share against the desirability of making winter sports financially accessible to more people, explaining that the current water fees would affect user fees at the rink. Reis and Beery explained that R.I.N.K.'s lease agreement would be the appropriate place to detail R.I.N.K.'s water fee obligation. The Board asked Reis to bring forward a memo about the issue for the Board's consideration on December 18th.

J. ADJOURNMENT

Motion to adjourn was made by Trustee Lee, seconded by Trustee Croughwell, and approved by unanimous voice vote. The meeting was adjourned at 9:13PM.

Approved by the Board of Trustees.

ATTEST:


Teresa Myers, Town Clerk


Kevin Mueller, Mayor Pro Tem

