



**TOWN OF NEDERLAND
BOARD OF TRUSTEES
REGULAR BUSINESS MEETING**

**NEDERLAND COMMUNITY CENTER
750 Hwy 72 Nederland, CO 80466**

December 2, 2014, 7:00 P.M.

MINUTES

A. CALL TO ORDER – 7:00 PM

Meeting convened at 7:07 p.m.

B. ROLL CALL

Present: Mayor Joe Gierlach, Mayor Pro Tem Peter Fiori, Trustees Kevin Mueller, Randy Lee, Kristopher Larsen, and Charles Wood.

Absent: Trustee Topher Donahue

Also present: Alisha Reis, Town Administrator; Eva Forberger, Town Treasurer; and LauraJane Baur, Town Clerk; and Alex Armani-Munn, Town Intern

C. CONSENT AGENDA

1. Approval of December 2, 2014 Accounts Payable, Schedule A.
2. Approval of December 2, 2014 Accounts Payable, Schedule B.
3. Approval of November 18, 2014 Regular Meeting Minutes.
4. Approval of Resolution 2014-34 to adopt the Boulder County Emergency Operations Plan.
5. Approval of a lease of Town-owned property for placement of a sign for the Nederland schools.

Motion to approve the Consent Agenda minus the regular meeting minutes from November 18, 2014 and Resolution 2014-34 to adopt the Boulder County EOP was made by Mayor Pro Tem Fiori, seconded by Trustee Wood, with abstention by Trustee Lee, and passed by unanimous approval.

Mayor Gierlach expressed reluctance to sign the Boulder County Emergency Operations Plan noting that Nederland is only mentioned once in the entire document.

Reis said that Nederland is impacted by the agreement although not multiply mentioned. Mayor Gierlach questioned past mistakes by the EOC, mainly regarding the recent flooding. He said he is not sure that it is in Nederland's best interest for him to sign the document. Trustee Lee said that although there are minor deficiencies, he thinks we should pass the resolution more for the protocols than anything else.

Mayor Gierlach brought up Louisville, saying they are in the same boat as Nederland and asked what they think of it. Reis said that they have signed it, and that Nederland needs this, given that the County would assist on most disasters of any scale. Mayor Gierlach then noted several typos in the document and requested that the Police Chief and Fire Chief both meet with the EOC to at least correct the typos.

Trustee Larsen asked if we don't sign it, will that effect future applications for FEMA funding? Reis noted that it helps to be able to point to the fact that we signed. Trustee Lee noted that by signing, we at least get a seat at the table for ongoing discussions. Trustee Mueller commented that we have positioned ourselves as a center of the Peak to Peak community and we should be a prominent part of this plan, and said it's disheartening to hear of our minimal role.

Mayor Gierlach again requested that the Police and Fire Chiefs have a formal meeting with the EOC to go over the document, correct errors, and give input prior to signing. He does not want to put his name on it as it is now. Trustee Lee noted that the document has a revision process and asked can we just short circuit that? Mayor Pro Tem Fiori inquired about the Chiefs' recommendations. Reis said they are both in support. Trustee Wood said that if both Chiefs are in support, then it should be OK. He suggested we let the EOC know about the typos and follow the revision process. Further discussion ensued that revisions are completed periodically and that, if we have signed, we can be part of that process. With this agreement, we become more involved.

Mayor Gierlach moved to table the vote on the resolution to sign the Boulder County Emergency Operations Plan until there is a formal meeting between the Chief of Police, the Fire Chief, and the EOC. The Trustees indicated concurrence on the issue..

Motion to approve the regular meeting minutes from November 18, 2014 as written, was made by Trustee Lee, seconded by Trustee Wood, with Mayor Pro Tem Fiori and Trustee Larsen abstaining due to absence from that meeting. The motion passed by unanimous approval.

D. PUBLIC COMMENT ON NON-AGENDA ITEMS (Speakers limited to 3 minutes)
There were no public comments.

E. ACTION ITEMS

1. Consideration of appointment of one member to NCCF.

The Town Clerk introduced the application of Jennifer Lavelly to fill the spot recently vacated by Roger Cornell; there is a letter of referral from the NCCF in the packet. Trustee Wood, Liaison to NCCF, noted the Committee's desire to have her appointed. There were no Board questions or public comments. Trustee Lee said that if Lavelly is recommended by the Committee, then he supports her appointment.

Motion to approve the appointment of Jennifer Lavelly to the NCCF was made by Trustee Wood, seconded by Trustee Lee, and passed with unanimous approval.

2. Consideration of funding request for transformer for Water Treatment Plant.

The Board tabled this request until further information is available.

3. Consideration of Resolution 2014-29 to adopt the 2015 budget and appropriations for the Town of Nederland and Nederland DDA.

Town Treasurer Eva Forberger introduced the budget items stating that, based on the budget workshops and the public hearing, adjustments as previously requested have been noted.

Trustee Mueller asked to have it pointed out in the budget which items are leading the Town toward achieving its vision statements. Reis answered that the 160-point document (Sustainability Action Plan matrix) was sent to them in November with the resources noted. Mayor Gierlach said the "Column R" information (cost projections) is needed. Reis said that there wasn't time to complete Column R due to information needed, recent subsequent changes that were made after the June prioritization, and that the BOT had yet to complete their goal prioritizations. Forberger noted that she doesn't get the feeling that the BOT has agreement on the priorities.

Mayor Gierlach said that there were four substantial issues to discuss and that he would like to reinstate the December 16th cancelled BOT meeting. Forberger noted that the State-mandated budget deadline is December 15th, so that would not work.

Trustee Wood asked if we could pass the general budget now and later do a supplemental budget to identify funds for those goals. Reis said that could be done, and noted that we started the budget process in June and, now at adoption stage, substantive discussions should have already occurred. Trustee Wood agreed, noting that the major issues have been addressed and that some of these other issues can be addressed later.

After further discussion, Trustee Mueller asked about the STAR program; it is a measureable program, how has staff implemented measurable goals into the budget? Reis said that she would have Alex Armani-Munn, the Town Intern who is overseeing achievement of STAR criteria, update the Board regarding the STAR program. They have been able to measure quantitative issues like KW hours, gallons of water used, etc. Our current and projected status with the STAR program was discussed and it was concluded that, although we are making

progress and doing well, we could do much better but that we need stronger commitment, including BOT, advisory committee, and employee trainings to take the program further. Trustee Wood noted that within the 2015 budget, we will progress from 100 to 300 points achieved. Trustee Mueller asked to have pointed out where the specific items are in the budget to get us there. The discussion continued and Armani-Munn said that there are items noted in the budget, but STAR has to become standardized with every board and in every department; there is not enough STAR literacy with advisory boards and staff. As the STAR Coordinator, most of the implementation/monitoring has been completed by him. Reis noted that Armani-Munn is a two-year intern. He has spent 2014 building the program and in 2015 he will be handing it off to staff, advisory committee and BOT champions.

Mayor Gierlach returned to saying that Column R (160-item list) needs to be completed and that the Board cannot approve the budget today without it. Further discussions ensued about policy, personnel costs, a survey conducted in connection with the Town Administrator's annual performance review, email issues, and water rates. Forberger asked if Column R is completed, then can the BOT come to a consensus on the 160 items and agree on the budget?

Trustee Larsen suggested a break; Mayor Gierlach called a 5-minute recess.

After the brief recess, the BOT moved on to Action item F6:

6. Consideration of Resolution 2014-32 to provide for a supplemental budget for the 2014 fiscal year to account for additional revenues and expenditures.

Forberger gave an introduction to this item, referring to the AIM in the packet, and noting that some of these items are flood-related and that the BOT can see details in Exhibit A.

There were no Board questions, public comments, or Board comments.

Motion to approve Resolution 2014-32 to provide for a supplemental budget for the 2014 fiscal year to account for additional revenues and expenditures was made by Trustee Lee, seconded by Trustee Larsen, and passed with unanimous approval.

7. Consideration of Resolution 2014-33 to make a loan to the Nederland DDA from the Town of Nederland Water Fund to be repaid by TIF proceeds for the purpose of funding the DDA Master Plan update.

Forberger introduced this item and explained TIF and that it has to be used on debt. The money must be borrowed to do projects, then the debt can be repaid with TIF.

There were no Board questions or public comments. The Board members each made positive remarks.

Motion to approve Resolution 2014-33 to make a loan to the Nederland DDA from the Town of Nederland Water Fund was made by Trustee Larsen, seconded by Mayor Pro Tem Fiori, and passed with unanimous approval.

The Board returned focus to the three remaining budget items.

3. Consideration of Resolution 2014-29 to adopt the 2015 budget and appropriations for the Town of Nederland and Nederland DDA.
4. Consideration of Resolution 2014-30 to adopt the Town of Nederland and Nederland DDA mill levy.
5. Consideration of Resolution 2014-31 to adopt the 2015 Fee schedule including 2015 Water and Sewer Rates.

Mayor Gierlach asked if the Board should vote now or postpone. Mayor Pro Tem Fiori said he would be in favor of postponing because he missed previous meetings related to the proposed budget. Trustee Wood asked what the four reasons for postponing would be. Mayor Gierlach said that Column R (160-item list) is one item needed. He also noted that the BOT has not finished discussing the Town Administrator's pay in relation to her recent performance review. Mayor Pro Tem Fiori said he would like to discuss moving the Treasurer position to full time and personnel, in general. The issue of public budget requests was brought up. Reis answered that the Board had previously discussed them and decided not to fund them. Mayor Gierlach said he thought that some of them were part of a comparison to the 160-item list. Trustee Larsen confirmed that he recalled going through the public request list and the BOT declined those additional items.

Mayor Gierlach asked if they should schedule a meeting for one week from today to vote on the three remaining budget items. Trustee Wood asked if having Column R completed was going to make a difference between now and next week on approving the budget. Reis said that staff could reprioritize workload and complete Column R by Monday, noting that in the future it would be a good policy of the Board to review the info provided ahead of time and ask questions prior to the meeting in which Action is called for. Mayor Gierlach said that of the 160 items, any items that are listed for 2016 do not have to be included, and there are several items that have already been funded. Only the items to be funded in 2015 need to be addressed.

Trustee Lee said that he would like to approve the budget tonight. Trustee Wood agreed. Trustee Mueller said that he would like the BOT members that want to approve it to point out which items in the budget point to the Town's vision. Trustee Larsen said he feels they have beat the budget to death, there are issues with the budget process, and they need to be worked on for next year. Mayor Gierlach said that a Board retreat should be scheduled for January or February. Trustee Larsen said that the BOT needs to get together and discuss goals. Mayor Gierlach said they should reaffirm prior resolutions so they become this BOT's policies and they can note which ones they might not support. Trustee Wood commented that the BOT may be good intended, but they do not communicate well, and staff suffers. Mayor Gierlach proposed a January 13th work session on goals, and declared a continuation of the remaining items contained in the December 2nd meeting for next Tuesday, December 9th at 7:00 p.m.

H. OTHER BUSINESS

There was no other business.

I. ADJOURNMENT

Motion to adjourn was made by Trustee Mueller, seconded by Mayor Pro Tem Fiori, and approved by unanimous voice vote. The meeting was adjourned at 9:57 PM.

Approved by the Board of Trustees.

ATTEST:


Joe Gierlach, Mayor


LauraJane Baur, Town Clerk

