



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

NEDERLAND COMMUNITY CENTER
750 Hwy 72 Nederland, CO 80466

March 15, 2016, 7:00 P.M.

MINUTES

A. CALL TO ORDER

Meeting convened at 7:16 p.m.

B. ROLL CALL

Present: Mayor Joe Gierlach, Trustees Topher Donahue, Kevin Mueller, and Charles Wood

Absent: Mayor Pro Tem Peter Fiori, Trustees Kristopher Larsen, and Randy Lee

Also present: Alisha Reis, Town Administrator; LauraJane Baur, Town Clerk; and Chris Pelletier, Public Works Manager

C. CONSENT AGENDA

1. Approval of March 15, 2016 Accounts Payable, Schedule A
2. Approval of March 15, 2016 Accounts Payable, Schedule B
3. Approval of February 16, 2016 Regular Meeting Minutes
4. Approval of Boulder County Zero Waste Grant Contract for recycling, compost services
5. Approval of IGA for a Boulder County Sustainability Grant for water fountains
6. Consideration of appointment of Charles Wood to Wild Bear Partnership Project Committee
7. Consideration of Resolution 2016-06 to cancel the April 5 regular Board meeting in light of municipal elections held that day

Motion to approve the Consent Agenda was made by Trustee Wood, seconded by Trustee Donahue, and passed by unanimous approval.

D. STAFF REPORTS

1. Alisha Reis, Town Administrator

Reis referred to a public statement that was drawn up by CML Crisis Communications services regarding a current criminal investigation involving the Mayor Pro Tem. Reis also noted that any questions will be answered by the Boulder District Attorney's Public Information Officer. Statement is attached.

Reis continued to report on grants that the Town has received for various projects.

2. LauraJane Baur, Town Clerk

Baur reported that most of her time recently has been spent working towards the upcoming April 5th election and that election preparations are well underway. Baur also noted that the Frozen Dead Guy Days event went well and that she has received quite a bit of positive feedback so far. Baur will have more information on FDGD in her next staff report. Trustee Mueller asked about reports of gas-operated golf carts being used at the event. Reis answered that this will be investigated and reported on after the post-event meeting.

3. Mary Erwin, Town Accountant

Reis reported for Erwin, noting that Erwin has been busy working on the 2015 year-end report and preparing for the annual audit.

4. Paul Carrill, Town Marshal

With Carrill out of town, Reis reported that coordination with the Colorado Rangers went well for FDGD and that by using their services the policing fees were cut in half.

5. Chris Pelletier, Public Works Manager

In addition to his report in the packet, Pelletier noted that Public Works has been working aggressively on the State backflow prevention program.

Trustee Mueller asked if a final report on the water treatment plant electricity issue had been received. Pelletier answered that he had and that he is working with Xcel Energy on solutions and will provide a report to the Board soon.

Mayor Gierlach asked for clarification regarding the chart on influent flows and if the increase in 2014 was flood-related. Pelletier responded affirmatively, stating that the flood had shifted the ground and damaged pipes along with the effects of the ground water rising, and that another factor was the delay in receiving recovery funding.

6. Dawn Baumhover, Community Center Coordinator

In addition to Baumhover's report in the packet, Reis noted the April 7th Art at the Center and the April 16th 9Health Fair.

E. BOARD OF TRUSTEE REPORTS

1. Mayor's Report

Mayor Gierlach noted that his report is in the packet and discusses the Bolder-Boulder race.

2. Trustees' Reports

Trustee Wood said that there will be no NCCF meeting until April. Wood also noted that the CML Policy Committee is addressing affordable housing and tax exemptions. They are also reviewing marijuana definitions between medical and recreational marijuana and trying to align some of those definitions. Mayor Gierlach added a brief discussion regarding gold carts and ATVs, noting that CML will be supporting a bill regarding golf carts in Nederland.

Trustee Donahue spoke regarding EcoPass, noting that currently the Chair of the Nederland EcoPass committee is supposed to be the Board Liaison, but that they would like to be able to elect their own Chair.

Motion to permit the Nederland EcoPass committee to elect its own Chair was made by Trustee Mueller, seconded by Trustee Donahue, and passed by unanimous voice vote.

Trustee Donahue informed the Board that the Planning Commission has reviewed a preliminary presentation of a GIS update regarding potential housing building sites.

Trustee Mueller reported that the NDDA met with Colorado Downtown Inc. and will be meeting tomorrow to discuss how to roll out the debt authorization question for the ballot.

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

Chris Perret, of Nederland, spoke regarding light pollution and a marijuana dispensary sign and noted that the sign does not follow recommendations that had been made by the Marijuana Task Force. Trustee Donahue stated that the Town cannot dictate the rules based upon the content of signs, policy must be made and followed uniformly. Reis noted that the Town is working through a potential ordinance based upon the Dark Sky Initiative.

G. INFORMATIONAL ITEMS

1. Proclamation recognizing April 22 as Earth Day

Mayor Gierlach read the Proclamation.

H. ACTION ITEMS

1. Consideration of Resolution 2016-07 Declaring Nederland a LiveWell HEAL Town

Mayor Gierlach introduced Julie George of LiveWell Colorado, who gave a presentation including a video and Power Point (Attached).

Trustee Mueller inquired about grants for showers at the Nederland Community Center.

Public Comment:

Julie Gustafson, of Nederland, asked how LiveWell Colorado bases their success. George responded that it varies with different communities, but that LiveWell is there to help with next steps in Vision 2020 and #NedZero.

Perret, of Nederland, said that he feels that it is a good thing and should be approved.

Board comments were all in favor of the program, with Trustee Wood adding concern that the newly elected Trustees be updated regarding the program.

Motion to approve Resolution 2016-07 was made by Trustee Donahue, seconded by Trustee Mueller, and passed by unanimous approval.

2. Consideration of a water discount proposal for the Community Garden at 1st Street

Elizabeth Allen, community champion for the Nederland Community Garden, introduced the proposal through the information in the packet.

Trustee Wood inquired if this was just to be for the year 2016, to which Allen responded affirmatively. Wood then asked if they were requesting the flat \$603 as estimated, or the full amount as it ends up. Allen responded that they are requesting just the \$603 and that if the total amount is higher, they will cover that amount themselves.

Trustee Mueller asked how they will be metering the water. Allen responded that there is a hose meter on a locked spigot and that she will be monitoring the usage.

Trustee Donahue asked is the current irrigation on site is drip or spray. Allen said that it was underground with PVC pipes and that it appears to never have been blown out and that the spigots are all broken. Irrigation methods and standards for irrigation for future gardens were discussed. Donahue noted that he would like to see low water standards used for the garden.

Public Comment:

Robert Bentz and Chris Perret, of Nederland, and Christine Deignan, Gillian Collins, Jennifer Klafin, Reba Lemaster, Camille Thorson, and Katrina Harms, of Boulder County, and Cynthia Bakke, of Ward, all spoke in favor of the garden and the water fee discount/waiver.

Trustee Wood said he thinks the garden is a good idea and supports the \$603 waiver. Mayor Gierlach spoke in support of waiving all fees for the start-up. Trustee Donahue said he would support a 100% waiver with low water usage. Trustee Mueller stated that he is in support and would like to see this type of waiver as a matter of course in the future. Trustee Wood personally pledged \$50 in support if the actual bill exceeds the \$603 requested.

Motion to approve the \$603 fee discount/waiver request was made by Trustee Wood, seconded by Trustee Donahue, and passed by unanimous approval.

3. Consideration of a request from Mountain Pickleball & Tennis re: grant match for court resurfacing

Darren Davenport, of Nederland, spoke as a representative of the Mountain Tennis and Pickleball Association (MTPA) and introduced the item per the information provided in the packet. Davenport discussed the use of the courts and the history of the courts. The MTPA is proposing resurfacing the courts in three phases; this grant is for the 1st phase. The grant requires the Town to match funds. Funds have been appropriated in the 2017-2019 CIP budgets, but doing this now would require taking funds from the general fund reserves to support 2016 spending, which would, in turn, cause 50% of the 2019 funding to be unnecessary.

Trustee Donahue inquired about the number of people using the courts. Davenport answered that there are 100 members plus out of town guests. Trustee Mueller asked if there were any alternatives to resurfacing. Davenport responded that the alternative would be the deterioration of the courts and the surface becoming dangerous.

Public Comment:

Perret, of Nederland, wanted to know if the MTPA is providing any of the funding. Davenport noted that the MTPA is sponsoring the application.

Trustee Mueller stated that he is in support but would he is not a fan of discarding old surface and would like to see an alternate surface. Trustee Donahue said that he is in support but would like to see it be more self-sustaining and to subsidize low income youth use of the courts. Marylou Harrison, of Boulder County, responded that they are trying to balance the membership fees of senior citizens with those of more affluent members.

Trustee Wood suggested that in light of the LiveWell Resolution, the Town should find a way to combine various health and recreations activities as a budget item.

Motion to approve the request from MTPA for a grant match for court resurfacing was made by Trustee Wood, seconded by Trustee Donahue, and passed by unanimous approval.

4. Consideration of approval of State grant funds for repairs to the Town's sanitary sewer pipelines

Pelletier introduced the item, referencing the information provided in the packet. Pelletier noted that the Waste Water Treatment Plant is exceeding capacity during snowmelt runoff periods in the spring and these repairs will help alleviate this problem. The Town will contract with JVA for engineering, utilizing grant funds, which do not require a local match. Pelletier gave further explanation regarding the process and materials to be used.

There was no Public Comment and all Board comments were in support.

Motion to approve State grant funds for repairs to the Town's sanitary sewer pipelines was made by Trustee Mueller, seconded by Trustee Wood, and passed by unanimous approval.

5. Consideration of a plan to convert to LED streetlights with Xcel Energy

Reis introduced the item per the information in the packet. Trustee Mueller asked if other performance contractors were considered. Reis responded that they were not due to the fact that these are Xcel lamps, but that the Town can review others if the Board would like. Trustee Wood discussed concerns for future decisions and changes in lighting. Mayor Gierlach questioned the location of lamps, particularly which of the lamps the Town owns vs. these Xcel-owned lamps. After discussion of the program, Trustee Mueller suggested that the Town get a performance contract at a better price and with lumens verification included. The Board recommended studying the issue and financing for alternatives, along with performance contracts. There was no vote taken on this issue.


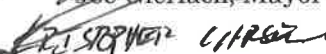
I. ADJOURNMENT

Motion to adjourn was made by Trustee Wood, seconded by Trustee Donahue, and approved by unanimous voice vote. The meeting was adjourned at 9:56 PM.

Approved by the Board of Trustees

ATTEST:


Laura Jane Baur, Town Clerk


Joe Gierlach, Mayor




Town of Nederland

STATEMENT from the
Town of Nederland, Colorado

March 15, 2016

As many of our citizens are aware, a criminal investigation by the District Attorney for Colorado's Twentieth Judicial District (Boulder County) has resulted in the indictment of a Nederland Town Trustee.

We consider it extremely unfortunate that the Town of Nederland has been entangled in this situation, and we urge our citizens to refrain from making any judgment about the circumstances. Doing so would put this community at a greater risk for negative publicity.

We cannot, and will not, discuss events that led to this investigation, and as an entity the Town, its administrator and employees will refrain from any comment until the judicial proceedings have been resolved.

As a community, Nederland has much to be proud of and we will not let this circumstance define us, or diminish our collective spirit.

Attributable to:
Alisha Reis
Town Administrator





LiveWell Colorado

HEAL
CITIES & TOWNS
CAMPAIGN

HEAL Cities & Towns Campaign

Town of Nederland

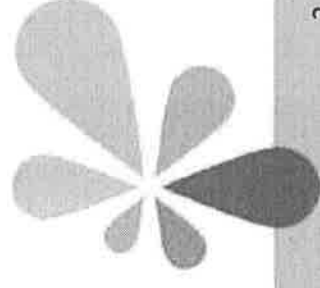
March 15, 2016



The Voice of Colorado's Cities and Towns

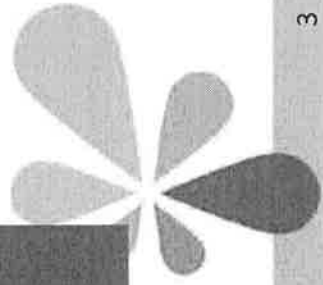
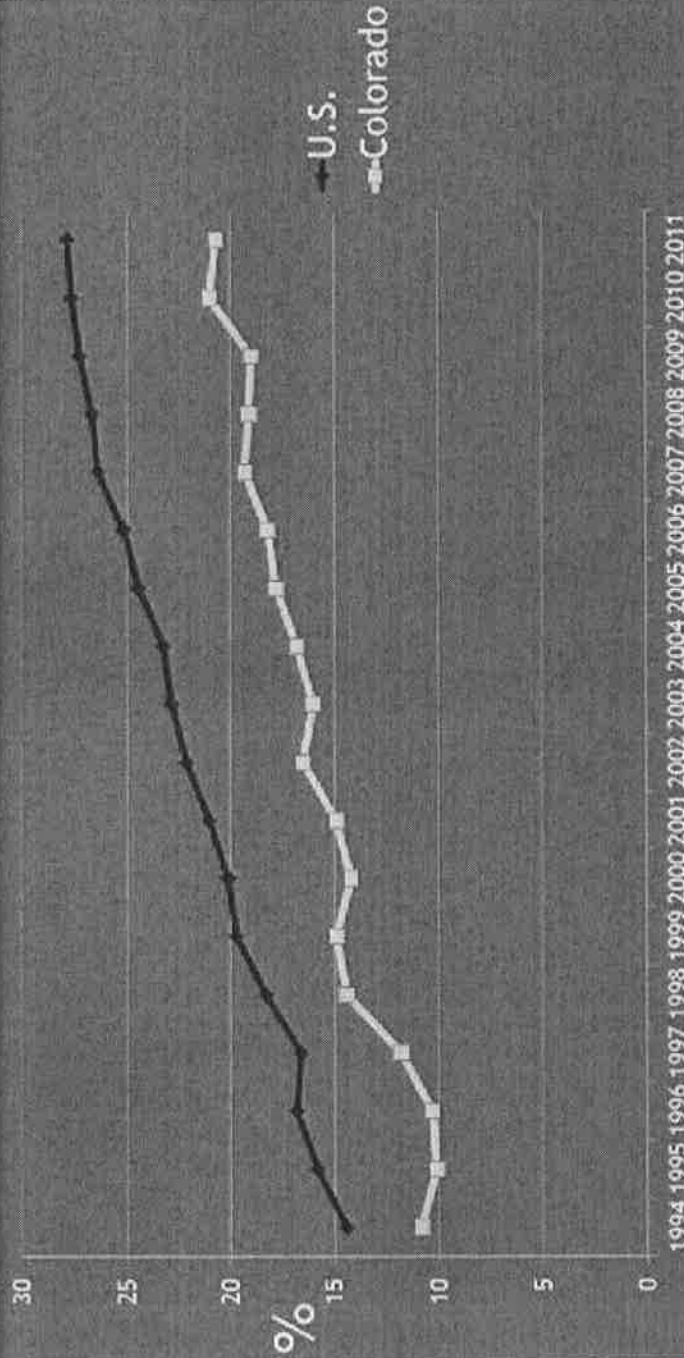
LiveWell Colorado

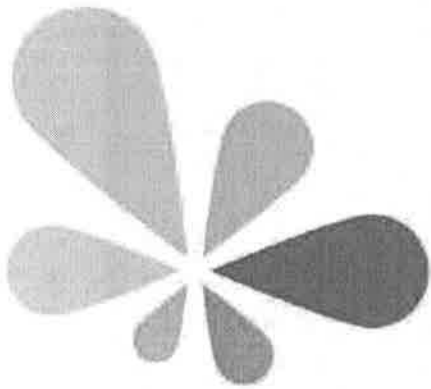
✿ LiveWell Colorado is a non-profit organization committed to reducing obesity in Colorado by promoting healthy eating and active living. In addition to educating and inspiring people to make healthy choices, LiveWell Colorado focuses on policy, environmental and lifestyle changes that remove barriers and increase access to healthy behaviors.



Obesity in Colorado

Obesity in Colorado vs U.S.





The Voice of Colorado's Cities and Towns

LiveWell Colorado **HEAL CITIES & TOWNS CAMPAIN**



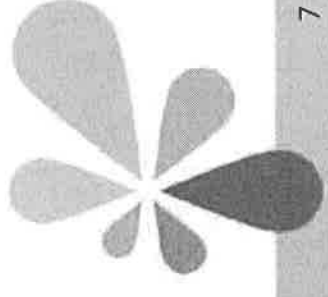
Colorado Department
of Public Health
and Environment



**KAISER
PERMANENTE®**

Why the Campaign?

- ✿ Engaging municipal officials in promoting HEAL through policy and environmental change
- ✿ HEAL in municipal policies = healthy options for residents
- ✿ Healthy communities = positive economic driver
- ✿ Focus on low- and no-cost solutions

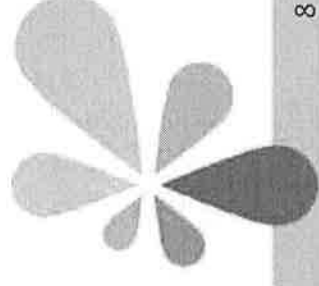


Campaign Focus Areas

✿ Active Community

✿ Access to Healthy Food

✿ Healthy Workplace




Campaign Benefits

- Use of HEAL Cities & Towns logo
- Recognition on web site
- Free technical assistance & training
- Connecting with resources
- Connecting with other municipalities
- Media Assistance
- Recognition at CML Regional Meetings
- Plaque to display in municipal building

Congratulations to the following cities for advancing health in their community and becoming a "Fit" member of the HEAL Cities & Towns Campaign:


Arvada
Colorado Springs
Golden
Lakewood
Salida
Sheridan



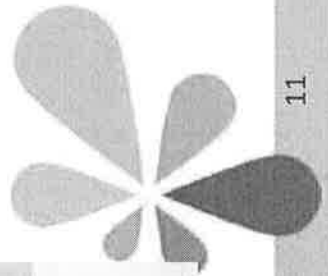
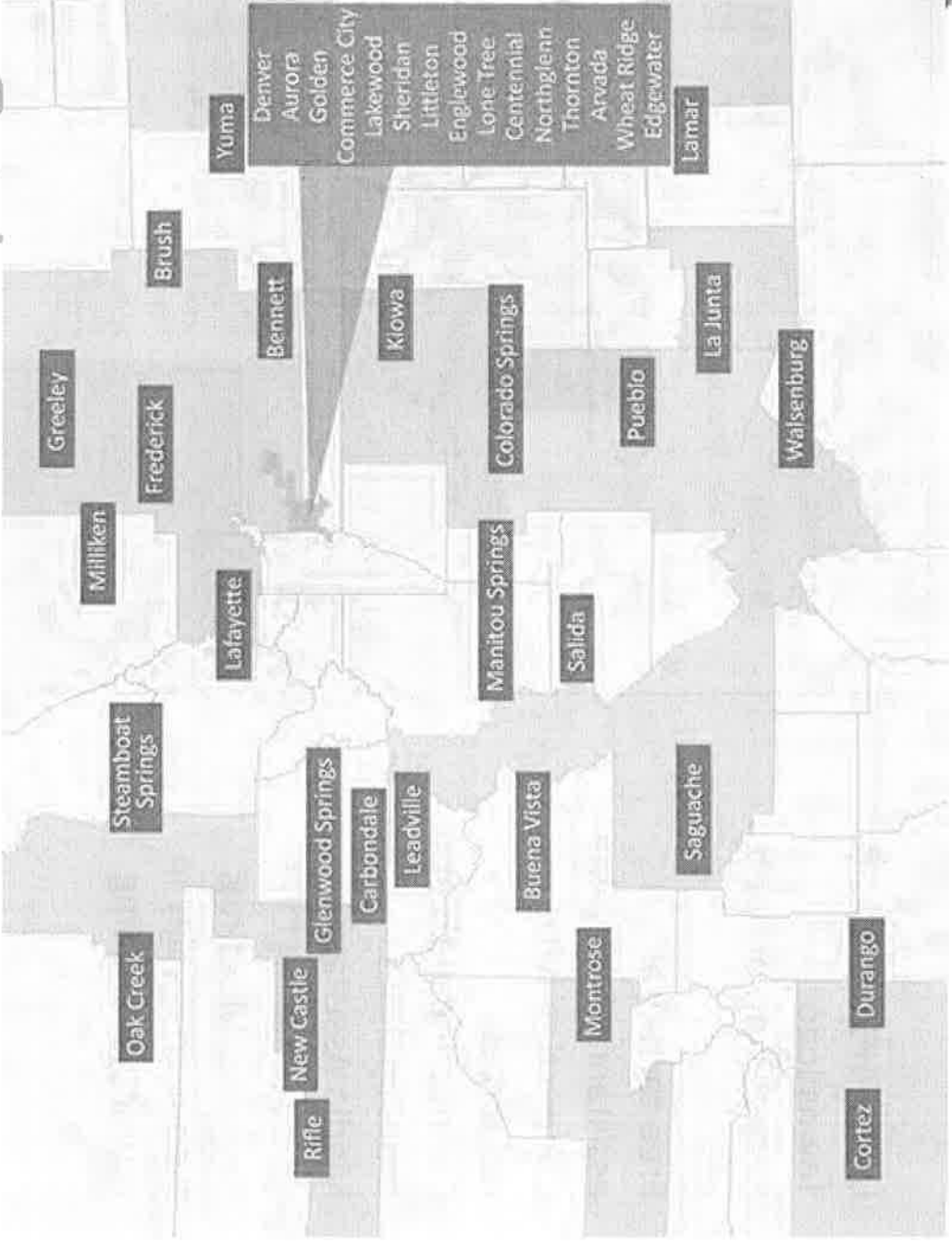
By adopting their policies in each of the 3 focus areas—Active Community, Healthy Food, Access and Healthy Workplaces—these cities are leading the way to a healthier Colorado.

LIVEWELL COLORADO
 The HEAL Cities & Towns Campaign is a free program designed to help local government leaders that improve access to healthy eating and active living (HEAL) in communities throughout Colorado.

For more information contact:
jill@wellspringcolorado.org
www.wellspringcolorado.org
 720.333.6120



Members of the Campaign



Success Stories

- ✿ Lafayette
 - Walk and Wheel grantee
- ✿ Northglenn
 - HEAL Committee; food access assessment
- ✿ Milliken
 - Grants for skate park and trail completion
- ✿ La Junta
 - Healthy workplace focus & trail plan

