



TOWN BOARD REGULAR MEETING

October 11, 2021 - 7:00 PM
Town Board Chambers,
301 Walnut Street, Windsor, CO 80550

MINUTES

A. CALL TO ORDER

Mayor Rennemeyer called the meeting to order at 7:15 p.m.

1. Roll call

Mayor Paul Rennemeyer
Mayor Pro Tem Ken Bennett
Scott Charpentier
Barry Wilson
Julie Cline
Victor Tallon
David Sislowski

Also Present:

Shane Hale, Town Manager
Ian McCargar, Town Attorney
Eric Lucas, Public Services Director
Rick Klimek, Police Chief
John Thornhill, Community Development Director
Scott Ballstadt, Planning Director
Carlin Malone, Chief Planner
Kim Emil, Assistant Town Attorney
Dean Moyer, Finance Director
Stacy Miller, Economic Development Director
Leif Lesoing, Water Resource Administrator
Tara Fotsch, Deputy Director of PRC
Rhonda McCracken, Business Analyst
Karen Frawley, Town Clerk

2. Pledge of Allegiance

Mayor Rennemeyer asked Town Board Member Wilson to lead the Pledge of Allegiance.

3. Review of Agenda by the Board and Addition of Items of New Business to the Agenda for Consideration

Town Board Member Tallon moved to approve the agenda as presented, Board Member Cline seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier, Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

4. Proclamation

- National Community Planning Month

Mayor Rennemeyer read the proclamation for National Community Planning Month aloud.

5. Board Liaison Reports

- Town Board Member Charpentier - Chamber of Commerce, Clearview Library Board

Town Board Member Charpentier reported that the Chamber has not met since the last provided update, so no update for this meeting.

Town Board Member Charpentier reported that the Clearview Library Board has hired contractors for the Severance branch. The remodel of existing buildings on Fourth Street will begin shortly following with the remodel of the building on Third Street. Election interviews for the Board of Directors has been taking place and will continue.

- Town Board Member Wilson - Planning Commission, Larimer County Behavioral Health Policy Council

Town Board Member Wilson reported that there is currently no update on the Planning Commission.

Town Board Member Wilson reported that the Larimer County Behavioral Health Policy Council (BHPC) meets monthly on the first a Monday of each month. This is the update from the meeting on October 4, 2021. Barry Wilson represents the Town of Windsor on the BHPC and is the Chair of the BHPC.

Every month the BHPC receives presentations from two Impact Fund Grant Recipients:

Estes Valley Investment in Childhood Success

Website: <https://www.evics.org/>

Mission: EVICS Family Resource Center is dedicated to strengthening and supporting families and children in the Estes Valley by providing early childhood support, parent education, child care scholarship opportunities and training for early childhood educators.

CSU school of Social Work

Website: <https://chhs.source.colostate.edu/csu-school-of-social-work-faculty-awarded-grant-to-enhance-mental-health-services-in-larimer-county/>

Mission: "Peer Support Expansion and Recovery Learning Community," is designed to grow an active and thriving peer community across systems of care in Larimer County, Colorado.

The 2021 grant awards for the Behavioral Health Services Impact Fund Grant Program have been approved by the Board of Larimer County Commissioners. BHS will award 38 grants to programs serving county residents with a total funding distribution of \$2.525 million. 2021 Impact Fund Grant Award Recipients:

<https://www.larimer.org/behavioralhealth/2021-grant-awards>

There are openings on the BHPC, the Technical Advisory Committee, and Consumer Advisory Committee. The deadline to apply is October 15, 2021:

<https://www.larimer.org/boards>

Resources:

The BHPC Website for roster, bylaws, meetings, agendas, and minutes:

<https://www.larimer.org/boards/behavioral-health-policy-council>

Larimer County Behavioral Health Dashboard:

<https://www.larimer.org/behavioralhealth/data> New Larimer County

Behavioral Health Facility (planned opening early 2023):

<https://www.larimer.org/behavioralhealth/facility> The BHPC Grants

Summary Dashboard:

<https://www.larimer.org/behavioralhealth/impactfund-portfolio-review>

The Larimer County Behavior Health Services (BHS) Annual

Report: <https://www.larimer.org/behavioralhealth/2020-annual-report>

Mayor Pro Tem Bennett – Water and Sewer Board, 34, and I-25

Coalition's

Mayor Pro Tem Bennett reported that the Water and Sewer Board will be meeting Wednesday morning, no update to provide at this time.

Mayor Pro Tem Bennett reported that the US 34 Coalition did not meet, no update to provide at this time.

Mayor Pro Tem Bennett reported that the I-25 Coalition met and beyond the normal reports and updates on I-25, there was some conversation about the ongoing rulemaking process for greenhouse gas program. Representative Joe Neguse was online and acknowledge the contributions the locals have been making on I-25. Representative Neguse is confident that the transportation bill will pass by mid-November and that states should receive money by mid-December. The money will be going to the state and is unknown at this time how it will allocated.

- Town Board Member Cline – Tree Board, Poudre River Trail Corridor Authority, Historic Preservation Commission

Town Board Member Cline reported that the Historical Preservation Commission will meet this Wednesday, no update to provide at this time.

Town Board Member Cline reported that the Tree Board held its last meeting at West Park and had a discussion about and reviewed the bylaws as well as a presentation that was provided to the Water and Sewer Board was discussed.

Town Board Member Cline reported that the Poudre River Trail Corridor Authority met last week and discussed the Party on the Poudre to be held on October 20th at the Poudre Learning Center. The logo was also discussed and the new logo will be revealed during the Party on the Poudre. The cycling without age program has had eight rides in the month of September.

- Town Board Member Tallon - Parks, Recreation and Culture Advisory Board, Great Western Trail Authority

Town Board Member Tallon reported that the Parks, Recreation and Culture Advisory Board met and discussed the items in the Town's 2022 budget.

Town Board Member Tallon reported that the Great Western Trail Authority is running smooth and all bills are being paid. The Authority is gearing up to

complete the last section of the trail and had a developer come regarding some land that will be provided to the authority.

- Town Board Member Sislowksi - Windsor Housing Authority, Windsor Severance Fire District

Town Board Member Sislowksi reported that neither the Housing Authority or Fire District has met since the last update, no update to provide at this time.

- Mayor Rennemeyer - Downtown Development Authority, North Front Range MPO

Mayor Rennemeyer reported that there is no update to provide with the Downtown Development Authority since the budget was presented to Town Board.

Mayor Rennemeyer reported that Congressman Neguse attended the North Front Range MPO as well and has the same update as Mayor Pro Tem Bennett had.

6. Public Invited to be Heard

Mayor Rennemeyer opened the meeting up for public comment.

Patrick Miller from 420 Wind River Drive, Windsor addressed the Board regarding the crosswalk and traffic at Sundance Drive and Hollister Lake Road.

B. CONSENT CALENDAR

1. Minutes of the September 27, 2021 Regular Town Board Meeting - K. Frawley, Town Clerk

2. Boards and Commissions Appointments - K. Frawley, Town Clerk
During the week of September 20th, Mayor Rennemeyer and Mayor Pro Tem Bennett conducted Board and Commissions interviews for a vacant seat on the Windsor Arts Commission. The following individuals are being recommended for appointment.

Windsor Arts Commission
Carol Clark - Term expiring September 2022

3. Report of Bills September 2021 - D.Moyer Director of Finance
4. Resolution 2021-62 A Resolution Approving and Adopting the Intergovernmental Agreement for Acquisition, Ownership, and Management of Open Space Land Between the Town of Windsor and The City of Greeley - W. Willis, Open Space and Trails Manager
Windsor's Open Space and Trails Staff, Legal Counsel, Department Heads have been working with Greeley's corresponding colleagues to develop an Intergovernmental Agreement for the purposes of guiding collaborations on the acquisition of potential open spaces areas and community separators.

This was presented to the Town Board at the August 9th Town Board Work Session and staff was directed to move forward to a future board meeting for approval.

Town Board Member Tallon moved to approve the consent calendar as presented, Town Board Member Sislowski seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

C. BOARD ACTION

1. Public Hearing - Ordinance 2021-1634 - An Ordinance Approving the Ascent Charter School Annexation to the Town of Windsor - GRHH Performance Fort Collins, LLC, and Performance Charter School Fort Collins, LLC, Applicant

The applicant, GRHH Performance Fort Collins, LLC, and Performance Charter School Fort Collins, LLC, Applicant; represented by Mr. Ethan Mansfield, has submitted a petition to annex approximately 16.36 acres to the Town of Windsor and establishing the zoning district designation of Estate Residential (ER). The subject property is located east of LCR 5, one- fourth mile north of LCR 32E.

Town Board Member Tallon moved to open the public hearing, Town Board Member Sislowski seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

Per Ms. Malone, at the October 6, 2021 meeting, the Planning Commission forwarded to the Town Board a recommendation of approval of the annexation and zoning designation.

Discussion ensued between the Town Board and staff.

Mayor Rennemeyer opened the meeting up for public comment, to which there was none.

Town Board Member Sislowski moved to close the public hearing, Town Board Member Tallon seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

2. Ordinance 2021-1634 - An Ordinance Approving the Ascent Charter School Annexation to the Town of Windsor - GRHH Performance Fort Collins, LLC, and Performance Charter School Fort Collins, LLC, Applicant
Please refer to public hearing item materials.

Town Board Member Wilson moved to approve Ordinance 2-1634 as presented, Town Board Member Tallon seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

3. Resolution No. 2021-63 A Resolution Approving and Adopting the Second Amendment to the Intergovernmental Agreement for Treated Water Service Between the City of Greeley, Colorado and Town of Windsor, Colorado
The Northern Integrated Supply Project (NISP) is in the final stages of the permitting process and a Record of Decision (ROD) will be issued soon. The Town

will need an interim water supply for drought protection while the NISP project is being built. Windsor and Greeley have negotiated a ten year lease agreement for 350 acre-feet of raw water with an option to extend for an additional five years. The Town will receive up to 350 acre-feet of water in years that Northern Water issues a quota less than 65%. Windsor will pay \$60,000 per year with a 3% increase in annual cost thereafter. Windsor will also pay the then current non-agricultural water rental rate (currently \$500/acre-foot) for interim water rented from Greeley.

Discussion ensued between Town Board and staff.

Mayor Pro Tem Bennett moved to approve Resolution No. 2021-63, Board Member Cline seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

4. Ordinance 2021-1632 - An Ordinance Approving the Larimer County Road 1-Kyger Annexation to the Town of Windsor - Town of Windsor, Applicant

The applicant, the Town of Windsor, has submitted a petition to annex approximately 3.479 acres to the Town of Windsor and establishing the zoning district designation of Recreation and Open Lands (ROL). The subject property is located between State Highway (SH) 392 and Jacoby Road, east of Kyger Reservoir.

The Town Board approved the first reading of Ordinance 2021-1632 on September 27, 2021. There have been no changes to the ordinance between first reading and second reading.

Mayor Rennemeyer opened the meeting for public comment, to which there was none.

Town Board Member Wilson moved to approve Ordinance No. 2021-1632 as presented, Mayor Pro Tem Bennett seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

5. Ordinance 2021-1633 - An Ordinance Approving the Weld County Road 13-Kyger Annexation to the Town of Windsor - Weld County, Applicant

The applicant, Weld County, has submitted a petition to annex approximately 1.71 acres to the Town of Windsor and establishing the zoning district designation of Recreation and Open Lands (ROL). The subject property is located between State Highway (SH) 392 and Jacoby Road, east of Kyger Reservoir.

The Town Board approved the first reading of Ordinance 2021-1633 on September 27, 2021. There have been no changes to the ordinance between first reading and second reading.

Mayor Rennemeyer opened the meeting for public comment, to which there was none.

Town Board Member Wilson moved to approve Ordinance No. 2021-1633 as presented, Board Member Cline seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

D. COMMUNICATIONS

1. Communications from Town Attorney

Per Mr. McCargar, there are two executive sessions this evening.

2. Communications from Town Staff

Per Ms. Fotsch, Friday, October 22nd at 4:00 p.m. will be the ribbon cutting for the Colorado Boulevard bridge and trail.

Per Mr. Lucas, the fall clean up days are Friday and Saturday of this week from 9:00 a.m. to 3:00 p.m. Tomorrow the Parks and Public Works teams are doing their snow training and snow rodeo at the Public Works campus around 10:30 a.m.

- a. Financial Report August 2021

3. Communications from Town Manager

- a. Monthly Board Report

4. Communications from Town Board

E. EXECUTIVE SESSION

1. An Executive Session Pursuant to Colorado Revised Statutes §24-6-402 (4)(e)(I) for the Purpose of Determining Positions Relative to Matters that may be Subject to Negotiations; Developing Strategy for Negotiations; and Instructing Negotiators with Respect to Certain Economic Development Incentives - Stacy Miller, Director of Economic Development
2. An Executive Session Pursuant to Colorado Revised Statutes § 24-6-402 (4)(e)(I) for the Purpose of Determining Positions Relative to Matters that may be Subject to Negotiations; Developing Strategy for Negotiations; and Instructing Negotiators With Respect to Site Development Issues - John Thornhill, Community Development Director

Town Board Member Sislowski moved to enter into an Executive Session pursuant to Colorado Revised Statutes §24-6-402(4)(e)(I) for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators with respect to certain economic development incentives and an Executive Session pursuant to Colorado Revised Statutes §24-6-402(4)(e)(I) for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators with respect to site development issues, Town Board Member Tallon seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

Upon a motion duly made, the Town Board entered into an Executive Session at 8:20 p.m.

Upon a motion duly made, the Town Board returned to the Regular Meeting at 9:37 p.m.

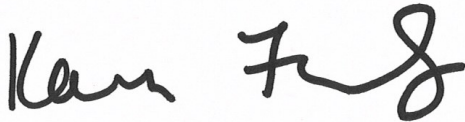
The Executive Session was closed and the Town Board returned to the Regular Meeting.

Upon returning to the Regular Meeting, Mayor Rennemeyer advised that if any participants in the Executive Session believed the session contained any substantial discussion of any matters not included in the motion to convene the Executive Session, or believed any improper action occurred during the Session in violation of the Open Meetings Law; such concerns should now be stated. Hearing none, the Regular Meeting resumed at 9:37 p.m.

F. ADJOURN

Town Board Member Tallon moved to adjourn, Town Board Member Sislowski seconded the motion. Roll call on the vote resulted as follows; Yeas - Bennett, Charpentier , Cline, Rennemeyer, Sislowski, Tallon, Wilson; Motion Passed.

Upon a motion duly made, the meeting was adjourned at 9:37 p.m.

A handwritten signature in black ink, appearing to read "Karen Frawley". The signature is written in a cursive, flowing style.

Karen Frawley, Town Clerk