

The Town Council of the Town of Johnstown met on Monday, December 3, 2018 at 7:00 p.m. in the Council Chambers at 450 S. Parish Avenue, Johnstown.

Mayor James led the Pledge of Allegiance.

Roll Call

Those present were: Councilmembers Lebsack, Lemasters, Mellon, Molinar Jr., Tallent and Young

Also present: Matt LeCerf, Interim Town Manager, Avi Rocklin, Town Attorney, Chief Brian Phillips, John Franklin, Town Planner and Diana Seele, Town Clerk/Treasurer

Agenda Approval

Councilmember Mellon made a motion seconded by Councilmember Young to approve the amended Agenda, removing the work session with Waste Management. Motion carried with a unanimous vote.

Consent Agenda

Councilmember Lebsack made a motion seconded by Councilmember Mellon to approve the Consent Agenda with the following items:

- November 19, 2018 Town Council Meeting Minutes
- **2nd Reading** – Ordinance Number 2018-154 – Amending Section 17-230 of the Johnstown Municipal Code to Add Subsection (b) Imposing Impact Fees on Behalf of the Front Range Fire Rescue Fire Protection District
- Resolution 2018-18, Committing funds to CDOT for I-25, US-34, 402 Interchanges
- Resolution 2018-22, Affirming the Town's Commitment to Enter Into An Intergovernmental Agreement with the Colorado Department of Transportation Related to Disposal of the Interstate 25 East Frontage Road From State 60 to Ronald Regan Blvd.
- Water Agreement Between Town of Johnstown and Keto Colorado Enterprises, LLC
- Appointment of Planning Commissioner

Motion carried with a unanimous vote.

Town Manager Report

Interim Manager Matt LeCerf requested input from Council in reference to allocating funds for bonus's to town employees. Councilmember Mellon made a motion seconded by Councilmember Lebsack to allocate \$350.00 for full-time employees and \$200.00 for part-time employees. Motion carried with a unanimous vote.

New Business

A. Public Hearing – The Villages (Hwy 402/I-25) Preliminary Plat – J25 Land Holdings, LLC submitted a request for approval of The Villages at Johnstown (Hwy 402/I-25) Preliminary Plat for a 246 acre parcel of land. The zoning for the property is Planned Unit Development – Mixed Use, PUD-Residential and PUD-Industrial. The original Villages at Johnstown Preliminary Plat was approved in 2005. No final plats were approved the preliminary plat expired and a new updated plat was submitted.

Mayor James opened the public hearing at 7:15 p.m. Representatives from the applicant addressed questions from council. Two neighbors had concerns with the amount of traffic this development will generate, impact current lifestyles and the safety of those traveling CR 18. Mayor James closed the public hearing at 7:45 p.m. Councilmember Lemasters made a motion seconded by Councilmember Tallent to approve The Villages at Johnstown Preliminary Plat. Motion carried with Councilmember Mellon voting no.

B. Public Hearing – The Villages at Johnstown (Hwy 402/I-25) Amended Performance Standards – J-25 Holdings submitted a request for approval of The Villages at Johnstown (Hwy402/I-25) amended Performance Standards (Design Guidelines) for a 246 acre parcel of land. The proposed amendments include changes to the residential guidelines and also typographical and grammatical corrections. The original Performance Standards were approved in 2005.

Mayor James opened the public hearing at 8:07 p.m. having no public comments the public hearing was closed at 8:13 p.m. Councilmember Mellon made a motion seconded by Councilmember Lebsack to approve The Villages at Johnstown (Hwy402/I-25) Amended Performance Standards. Motion carried with a unanimous vote.

C. Consider Intergovernmental Agreement with the Front Range Fire Rescue Fire Protection District for the Assessment, Collection and Remittance of Emergency Service Impact Fees - Colorado revised Statutes 29-10-104.5 permits a local government to impose impact fees for fire protection districts that provide fire protection, rescue and emergency services for new development. If a local government elects to impose an impact fee, then the local government and the fire protection district are required to enter into an intergovernmental agreement. The IGA permits for the assessment, collection and remittance of the impact fee; and must be approved between the Town and the Fire District. Councilmember Lebsack made a motion seconded by Councilmember Young to approve the Intergovernmental Agreement with the Front Range Fire Rescue Fire Protection District for the for the Assessment, Collection and Remittance of Emergency Service Impact Fees and authorize the Mayor to sign it. Motion carried with a unanimous vote.

D. Resolution No. 2018-19, A Resolution Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget for the Town of Johnstown, Colorado for the Calendar Year Beginning on the First Day of January, 2019 and Ending on the Last Day of December, 2019. Councilmember Young made a motion seconded by Councilmember Molinar Jr. to approve Resolution No. 2018-19. Motion carried with a unanimous vote.

E. Resolution No. 2018-20, A Resolution Appropriating Sums of Money to the Various Funds and Spending Agencies in the Amounts and for the Purposes as Set Forth, for the Town of Johnstown, Colorado for the 2019 Budget year. Councilmember Lemasters made a motion seconded by Councilmember Young to approve Resolution No. 2018-20. Motion carried with a unanimous vote.

F. Resolution No. 2018-21, A Resolution Levying General Property Taxes for the Year 2019, to Help Defray the Costs of Government for the Town of Johnstown, Colorado for the 2019 Budget Year. Councilmember Young made a motion seconded by Councilmember Lebsack to approve Resolution No. 2018-21. Motion carried with a unanimous vote.

Executive Session

Councilmember Mellon made a motion seconded by Councilmember Lebsack to recess into Executive Session for a conference with the Town Attorney pursuant to C.R.S. Section 24-6-402(4)(b) to discuss possible litigation between the Town of Johnstown and Thompson Crossing Metro District.

There being no further business to come before the Council the meeting adjourned at 9:38 p.m.

Mayor

Town Clerk/Treasurer