

The Town Council of the Town of Johnstown met on Monday, November 19, 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, Aaron Sanchez, Commander, John Franklin, Town Planner and Diana Seele, Town Clerk/Treasurer

Agenda Approval

Councilmember Mellon made a motion seconded by Councilmember Lemasters to approve the Agenda as submitted. Motion carried with a unanimous vote.

Consent Agenda

Councilmember Lebsack made a motion seconded by Councilmember Mellon to approve the removal of Item 6D Keto Water Agreement and approve the amended Consent Agenda for the following items:

- November 5, 2018 Town Council Meeting Minutes
- Payment of Bills
- October Financial Statements
- Water and Sewer Service Agreement for Brakes Plus at 2534
- Agreement between Town of Johnstown and Johnstown Milliken Chamber of Commerce

Motion carried with a unanimous vote. Councilmember Tallent abstained due to Item 6F.

New Business

A. Public Hearing – Presentation of 2019 Proposed Budget –

Mayor James opened the Public Hearing at 7:20 p.m. and having no public comments closed the hearing at 7:41 p.m. Councilmember Mellon made a motion seconded by Councilmember Lebsack to approve the 2019 proposed budget. Motion carried with a unanimous vote. Councilmember Tallent abstained.

B. Public Hearing (First Reading) Ordinance No. 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 - This request is from the Front Range Fire Protection District for Council to approve Ordinance 2018-154, which will impose impact fees on their behalf to help offset the projected impact that new development has on the District's Capital Facilities.

Mayor James opened the Public Hearing at 7:42 p.m. and having no public comments closed the hearing at 7:44 p.m. Councilmember Lemasters made a motion seconded by Councilmember Young to approve Ordinance No. 2018-154 to permit for the charging and collection of impact fees imposed on behalf of the Front Range Fire Rescue Fire Protection District. Motion carried with a unanimous vote.

C, Consider Approval of Amendment No. 2 to Agreement Between the Town of Johnstown and Adolfsen & Peterson Construction – Johnstown Community Recreation Center Construction Project – Amendment No. 2 establishes the Design Development costs. This aspect of the project is for the structural, electric, mechanical, plumbing and other miscellaneous components. The Guaranteed Maximum Price and Exhibit A.2 of Amendment No. 2 was reviewed by Mr. LaCouture, owner's representative. Councilmember Lebsack made a motion seconded by Councilmember Lemasters to approve Amendment No. 2 (including Exhibit A.2) to the Agreement between the Town of Johnstown and Adolfsen & Peterson Construction in an amount not to exceed \$17,861,342.00, and authorize the owner's representative (Mr. LaCouture) with approval from the Town Manager, to approve change orders in an amount not to exceed five percent (5.0%) of the contract amount and, authorize the Mayor to sign the Amendment.

Motion carried with a unanimous vote.

D. Consider (1) Resolution Adopting Freedom Parkway Access Control Plan and (2) Intergovernmental Agreement Regarding Freedom Parkway Access Control Plan - Freedom Parkway is the working name for the east-west roadway from Hwy 402 at I-25 east to Weld County Road 49, which roadway is known as Hwy 402, Larimer County Road 18 and Weld County Road 54. Larimer County, Weld County, City of Evans, City of Greeley, City of Loveland, Town of Milliken, Town of Kersey and Town of Johnstown have portions of the road in their respective jurisdictions. The Access Control Plan is consistent with the Town's right of way and access standards. At present, the Town has annexed properties along the western portion of the Parkway (County Road 18), from County Road 3 west to County Road 7, including The Villages at Johnstown, 402 Exchange and Mountain View Farms. The Intergovernmental Agreement Regarding Freedom Parkway Access Control Plan requires that each participating entity adopt a resolution approving the plan. Councilmember Mellon made a motion seconded by Councilmember Lebsack to Approve Resolution No. 2018-17, Adopting Freedom Parkway Access Control Plan. Motion carried with a unanimous vote. Councilmember Lemasters made a motion seconded by Councilmember Young to approve the Intergovernmental Agreement regarding the Freedom Parkway Access Control Plan and authorize the Mayor to sign it. Motion carried with a unanimous vote.

There being no further business to come before the Council the meeting adjourned at 8:12 p.m.

Mayor

Town Clerk/Treasurer