

The Board of Trustees of the Town of Johnstown met on Monday, May 2, 2005 at 7:00 p.m. in the Community Room at 430 S. Parish Avenue, Johnstown.

Mayor Mellon led the Pledge of Allegiance.

Roll Call

THOSE PRESENT

TROY D. MELLON

Mayor

CHAD YOUNG

Mayor Pro-Tem

SCOTT JAMES

Board Member

GARY LEBSACK

Board Member

HARLEIGH PEPLER

Board Member

MARK ROMANOWSKI

Board Member

AARON TOWNSEND

Board Member

ALSO PRESENT:

Roy Lauricello, Town Administrator

Russ Anson, Town Attorney

John Franklin, Town Planner

Diana Seele, Town Clerk/Treasurer

Agenda Approval

Trustee James made a motion seconded by Trustee Lebsack to approve the Agenda. Motion carried with an aye vote.

Consent Agenda

Trustee Lebsack made a motion seconded by Trustee Romanowski to approve the Consent Agenda with the following item included:

- April 18, 2005 Board of Trustee Meeting Minutes

Old Business

A. Consider Riverbend Estates Development Agreement -

The Public Improvements Development Agreement requires the Developer to develop the property in accordance with the subdivision plat that was approved previously by the Board. The Agreement requires the Developer to install public improvements at the Developer's cost in accordance with the Town's specifications.

Trustee Lebsack made a motion seconded by Trustee Pepler to approve the Public Improvements Development Agreement for Riverbend Estates Filing No. 1 with the following modifications to the agreement; with land dedication no development of minerals (parties to draft a clause restricting mineral

development on property) and the developer will need to do a traffic study to address improvements to WCR 46 in future phases. Motion carried unanimously.

New Business

A. Discussion of Street Name Changes (From Maestas to Martinez and Chavez to Herrera) - Trustee Young made a motion seconded by Trustee Lebsack to approve the street name changes based upon the historical significance of the new names. Motion carried with an aye vote.

B. Consider Resolution No. 2005-17, A Resolution Finding Substantial Compliance for Initiating Annexation Proceedings for the Massey Farms Annexation - State Statutes require that the governing body of the annexing municipality approve a resolution of substantial compliance of the annexation petition. Trustee Peppler made a motion seconded by Trustee James to approve Resolution No. 2005-17. Motion carried with an aye vote.

C. Consider Ordinance Number 2005-736, Johnstown Reservoir Annexation - Trustee James made a motion seconded by Trustee Peppler to approve Ordinance Number 2005-736. Motion carried unanimously.

D. Consider Resolution No. 2005-18, Authorization for the Town Attorney to Petition the Court for Exclusion of WRFG No. 1 through 10 From the Little Thompson Water District - All the property within the WRFG Annexations are currently within the boundaries of the Little Thompson Water District, yet it is the intention of the Town of Johnstown that all water service within these properties be provided by the Town of Johnstown. The Town needs to petition the Larimer County District Court for exclusion of this area from the Little Thompson Water District. The WRFG property owners will reimburse the Town for its legal fees and costs. Trustee Romanowski made a motion seconded by Trustee Townsend to approve Resolution No. 2005-18. Motion carried with an aye vote. Trustee Lebsack abstained.

E. Consider Retail Liquor Store License Renewal – Johnstown Liquor - Trustee Lebsack made a motion seconded by Trustee Romanowski to approve the Retail Liquor Store License renewal for Johnstown Liquor. Motion carried with an aye vote.

F. Consider Ordinance No. 2005-737, Repeal Section 17-113(a) of the Johnstown Municipal Code Concerning Drainage Fees - This ordinance removes the run-off co-efficient fee currently charged on building permits. Trustee Peppler made a motion seconded by Trustee Young to approve Ordinance Number 2005-737. Motion carried unanimously.

There being no further business to come before the Board the meeting adjourned at 9:00 p.m.

Mayor

Town Clerk/Treasurer

