



# Town of Johnstown

## TOWN COUNCIL REGULAR MEETING

450 S. Parish, Johnstown, CO  
Monday, October 17, 2022 at 7:00 PM

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### MINUTES

#### CALL TO ORDER

Mayor Gary Lebsack called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

#### Pledge of Allegiance

#### ROLL CALL

Present:

Mayor Lebsack

Councilmember Dominguez

Councilmember Molinar

Councilmember Morris

Councilmember Young

Absent:

Councilmember Berg

Councilmember Mellon

#### AGENDA APPROVAL

*Councilmember Molinar moved, with Councilmember Young seconding, to approve the agenda.*

The motion passed.

#### SPECIAL PRESENTATIONS

There were no special presentations.

#### PUBLIC COMMENT

Bill Stevens spoke to metro districts.

#### CONSENT AGENDA

1. October 3, 2022 Town Council Meeting Minutes.
2. Town of Johnstown and Prosecuting Attorney Agreement with Avi Rocklin
3. September 2022 Financial Statements

*Councilmember Young moved to accept the consent agenda.*

Councilmember Morris seconded.

The motion was approved unanimously.

The Community That Cares

[johnstown.colorado.gov](http://johnstown.colorado.gov)

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## **TOWN MANAGER REPORT**

### 4. Town Manager's Report

Matt LeCerf provided this report and noted items in the informational section of the packet regarding the Ledge Rock development.

## **TOWN ATTORNEY REPORT**

The Town Attorney did not have a report.

## **OLD BUSINESS**

There was no old business to discuss.

## **NEW BUSINESS**

### 5. High Plains Boulevard Construction Time Extension Request

Mr. LeCerf noted it was a requirement of the original agreement Filing No. 12 and due to several issues it does not look like that deadline will be met. Staff requested these extension be approved.

Council sought clarification on the penalty on not meeting the deadline, which staff responded would be no issuance of additional building permits. Further discussion centered around the cause of the delays.

*Councilmember Dominguez moved to deny the request for a time extension and direct the Town Manager to enforce the terms of the Filing No. 12 agreement inclusive of stoppage of all building permits.*

The motion failed 3-2.

*Councilmember Dominguez moved to table this item until November 7, 2022.*

Councilmember Morris seconded.

The motion passed.

## **PUBLIC HEARING**

### 6. Resolution 2022-40: Preliminary/Final Subdivision Plat for Johnstown Farms Filing No. 2

Mayor Lebsack opened the public hearing.

Kim Meyer noted this property was annexed in 2002 and zoning PUD-R. The proposed lots would allow real estate transactions and the Town to access right of ways and easements. The large tracts permit a wide range of future development options, with current proposals.

Planning Commission did not have any concerns on this subdivision.

Mayor Lebsack opened the public hearing for comment for residents wishing to speak in favor of the item, to which there was none.

Mayor Lebsack opened the public hearing for comments opposed.

Shawn York spoke in opposition of this item.

*Councilmember Molinar moved for the approval of Resolution 2022-40.*

Councilmember Young seconded and the motion passed.

7. Second Amended and Restated Escrow Agreement

Mr. LeCerf stated this amendment is being requested due to the nature of the current bond market.

*Councilmember Young moved to approve the Second Amendment and Restated Escrow Agreement and authorize the Mayor or Town Manager to execute the agreements as necessary to expedite the project objectives.*

Councilmember Morris seconded, and the motion passed.

**COUNCIL REPORTS AND COMMENTS**

Councilmember Dominguez spoke to Civic Day and the students ideas that were presented.

Councilmember Morris noted road improvements.

Councilmember Young spoke to the upcoming Cemetery Crawl put on by the Historical Society.

**MAYOR'S COMMENTS**

Mayor Lebsack noted October 24th is a work session for Council and spoke to Civics Day.

**INFORMATIONAL ITEMS**

8. Informational items.

**ADJOURN**

Mayor Lebsack adjourned the October 17, 2022 Regular Town Council Meeting at 7:50 pm.

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Gary Lebsack, Mayor

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Hannah Hill, Town Clerk