



Town of Johnstown

TOWN COUNCIL REGULAR MEETING

450 S. Parish, Johnstown, CO

Wednesday, February 22, 2023 at 7:00 PM

MINUTES

CALL TO ORDER

Mayor Lebsack called the February 22, 2023 Meeting to order at 7:00 pm and led the Pledge of Allegiance.

Pledge of Allegiance

ROLL CALL

Present:

Councilmember Berg
Councilmember Dominguez
Councilmember Mellon
Councilmember Molinar
Councilmember Morris
Mayor Lebsack

Absent:

Councilmember Young

AGENDA APPROVAL

Councilmember Berg moved to approve the agenda.

Councilmember Mellon provided the second and the motion passed.

SPECIAL PRESENTATIONS

There were no presentations on the agenda.

PUBLIC COMMENT

There was no public comment.

CONSENT AGENDA

Councilmember Berg moved to approve the consent agenda.

Councilmember Mellon seconded and the motion passed with Councilmember Dominguez abstaining.

1. February 6, 2023 Minutes
2. Ordinance 2023-241 regarding High Plains Estates PUD Outline Development Plan
3. Resolution 2023-09: Amending The Johnstown Storm Design Criteria And Construction Regulations Manual
4. Resolution 2023-10 Adopting Town Of Johnstown Amended Policy Regarding Access To Public Records

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5. Water and Sewer Service Agreement for Ledge Rock Center Multifamily North Development
6. An Oil & Gas Lease Agreement Between Town of Johnstown and PDC Energy, Inc.
7. Intergovernmental Agreement Concerning Regional Return Flow Replacement Coordination For The Big Thompson and Little Thompson River Basins
8. Fourth Amendment to Franchise Agreement
9. January 2023 Financial Statements

TOWN MANAGER REPORT

Matt LeCerf presented the report.

TOWN ATTORNEY REPORT

There was no Town Attorney report.

NEW BUSINESS

10. Recurring Fees Request for Operation Services – Johnstown Village Metropolitan District No. 2

Mr. LeCerf introduced the item requesting the ability to implement a recurring fee in addition to the existing 10 mills for operation and maintenance of the District, commonly known as Mallard Ridge.

Matt Ruhland, General Counsel from Cockrel Ela Glesne Greher & Ruhland P.C, provided Council a brief presentation reviewing project status, existing amenities and associated maintenance & operations costs.

Council requested guard rails for the fee and asked that the district board come back to Council in 2025 to discuss a continuance of the fee. Town Attorney, Avi Rocklin, noted a resolution would be brought to Council regarding that request.

Councilmember Mellon moved to approve the Johnstown Village Metropolitan District No. 2's request to impose a Recurring Fee to support the District's administrative, operations and maintenance expenses as presented for the calendar years 2024 and 2025.

Councilmember Berg seconded and the motion passed with Councilmember Dominguez abstaining.

PUBLIC HEARING

11. Ordinance 2023-242 Amending Article II of Chapter 11 of the Johnstown Municipal Code concerning Use and Excavation of Public Right-of-way.

Mayor Lebsack opened the public hearing for Ordinance 2023-242.

Mr. LeCerf presented the ordinance noting it provides greater clarify to the right of way process, and at an upcoming Council meeting fees associated with this ordinance would be included in the proposed fee schedule.

Mayor Lebsack opened public comment in favor or opposed to this item, to which there was none.

Mayor Lebsack closed public comment for this public hearing.

Councilmember Mellon moved to approve Ordinance 2023-242 Amending Article II of Chapter 11 of the Johnstown Municipal Code concerning Use and Excavation of Public Right-of-way upon first reading.

Councilmember Morris seconded and the motion passed with Councilmember Dominguez abstaining.

COUNCIL REPORTS AND COMMENTS

Councilmember Dominguez reported on the Colorado Eagle's Hockey Game.

Council thanked the Public Work and Police department for their work during the winter weather.

MAYOR’S COMMENTS

Mayor Lebsack noted a recent tour of Ursa Major Technologies.

INFORMATIONAL ITEMS

Informational items were included in the packet.

12. Informational Items

ADJOURN

Mayor Lebsack adjourned the February 22, 2023 Council meeting at 7:57 pm.

Gary Lebsack, Mayor

Hannah Hill, Town Clerk