

COMMUNIQUE

“The Official Town Newsletter”



March 31, 2010

Community Calendar

April/May BOARD MEETINGS

April 1, 2010
April 15, 2010
May 6, 2010
May 20, 2010

MetroFire Station #42
7320 South Parker Road

PUBLIC HEARING

COMING EVENTS

Clean Up Days
June 11th & 12th

The Board meeting minutes published in the Communiqué are recorded by the Town Clerk and filed for public record. Complete transcripts can be requested from the Town Clerk.

The Communiqué is published monthly discussing the two Town meetings that were held the previous month. Minutes have been edited. own information and related articles are included.

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Town of Foxfield Financial Report for 2009

By Doug Headley

The Town of Foxfield took a conservative approach to revenues and expenditures during the tough economic downturn that continued from 2008. The Board projected that revenue would be approximately 2% lower in 2009 due to the downturn in the economy. The following information provides an overview of revenues and expenditures.

Overview:

The Board approved the 2009 Budget at the December 4, 2008 Board meeting. The 2009 budget for our General Fund had a beginning balance of \$524,860, which included \$11,900 in Emergency Reserves. Actual revenues in 2009 were \$443,811 and expenditures were \$411,241. The total amount in all fund balances at the end of 2009 was \$557,430. Included in this amount are reserves for emergencies, bond payment and road resurfacing. Less the reserve funds, the ending balance of available funds for 2009 was approximately \$274,430.

Revenue:

Revenue was generated from six major categories: taxes; licenses and permits; franchise fees (fees paid from Xcel, Comcast and IREA); intergovernmental revenue; charges for services; and miscellaneous revenue such as interest and grants. Total revenue in 2009 was \$443,811. The largest percentage of revenue, (45%) \$197,579 was generated from sales tax from Foxfield Village Center.

Expenditures:

Expenditures are separated into several categories: general government which covers our Town Clerk expenses; administrative and professional services of which the bulk of funds support Town planning, engineering and legal services; payments to the Enhanced Sales Tax Incentive Program (ESTIP) which is the sharing of sales tax revenue to the Metro District; Public Safety; and Public Works encompassing roads and trail maintenance and snow removal. The total

expenditures for 2009 were \$411,241. The largest portion of expenditures (20%) were for Public Safety, which was contracted through Arapahoe County. Public Safety encompasses law enforcement, animal control and additional officer patrols during peak traffic hours. Per an Intergovernmental Agreement with Arapahoe County the mill levy of 4.982 on the total of all assessed property values is committed to pay for Public Safety. In 2009, this amount was \$83,402. Road maintenance in 2009 was primarily crack sealing and cost approximately \$3,500.

Three staff functions were part of the 2009 expenditures. The Board contracted with Barb Cole of Community Matters Inc. to help the Town revise the Zoning Regulations. The Zoning Regulations had not been updated since Foxfield was founded. The Town applied for and received a DRCOG grant that helped underwrite some of the costs. This was a significant effort which was approved by the Board on December 3, 2009.

The Board hired Cheryl Kuechenmeister as a part time Town Administrator. In reviewing the 2008 audit, which occurred in 2009, she concluded that our auditing expenses were too high and that a Request for Proposal should be issued. As a result a new auditor was selected to perform the 2009 audit at a significant savings.

The Board also continued the contract with Susie Ellis of Community Preservation Specialists to provide code enforcement services, which had originally been done by members of the Board.

Reserve Funds:

The Town maintains three reserve or sinking funds: an emergency reserve, a reduction fund for the road bond, and a sinking fund for future road resurfacing.

The Bond for paving the roads was \$3.0 million, which is paid for by a mill levy that is set annually. The mill levy established for 2009 was 16.489. The bond term is 15 years and can be called after 10 years. The outstanding balance remaining on the Road Bond is \$1,805,000.

A Reduction Fund for the Road Paving Bonds was established in the event that it is economically advantageous to call the bonds early after 10 years. 2014 is the first year that the bonds can be called. Funds are added to this account from the General Fund each year as available. The balance in this reserved fund is \$141,927.

The Board has also set up an account to reserve funds for re-surfacing the Town's 10 miles of roadway so that funds will be available when needed. Annually the Specific Ownership tax collected from the General Obligation Bond fund is reserved for this purpose. The balance in the reserved fund for re-surfacing is \$115,115.

The emergency reserve fund sets aside 3% of the Town revenues for the current year. At the end of 2009 this fund had a balance of \$25,958.

Foxfield Village Center Sales Tax:

Metro District No. 1 was formed in October 2002 as a incentive to help Foxfield Village Center Partners (FVCP) connect specific public infrastructures at Foxfield Village Center. Metro District No. 1 obtained a bond for \$1,670,000. The Bond is being paid off by a mill levy on the businesses in FVC and the Enhanced Sales Tax Incentive Program (ESTIP). The

ESTIP agreement provides 50% of the sales tax to the Town of Foxfield and 50% to pay off the bond. Sales tax revenues have allowed the Town to make payments ahead of schedule.

Special Improvement District (SID):

The Special Improvement District was formed in 2001 for the installation of the public water system in Town. Approximately 45% of the residents paid \$7,500 in cash. The remainder chose to make annual payments. Twenty-six percent of Foxfield residents are still making payments. The final payment for the SID will be in 2015.

Conclusion:

The financial status of the Town of Foxfield for 2009 is excellent. Our bond rating for the roads is A+, which is good news particularly in light of the economic situation. The Board of Trustees will continue to be conservative throughout 2010 in light of the tough economy.

COYOTE CALL

It's the time of year when coyotes are breeding and denning; hence, they will be more active throughout the day and you'll see them more often. Be advised to be extra cautious about your pets being outside unattended. There has been at least one pet loss due to a coyote already this year. Follow the usual guidelines:

The best way to avoid negative contacts with coyotes is to keep your local coyotes wild.

NEVER feed coyotes (or any other wildlife), either purposefully or indirectly.

NEVER feed a coyote—a fed coyote is an aggressive or dead coyote. Do not leave pet food outside, day or night. Do not leave trash uncovered or out on the curb overnight.

Never encourage a coyote to approach you or enter your yard or your neighborhood.

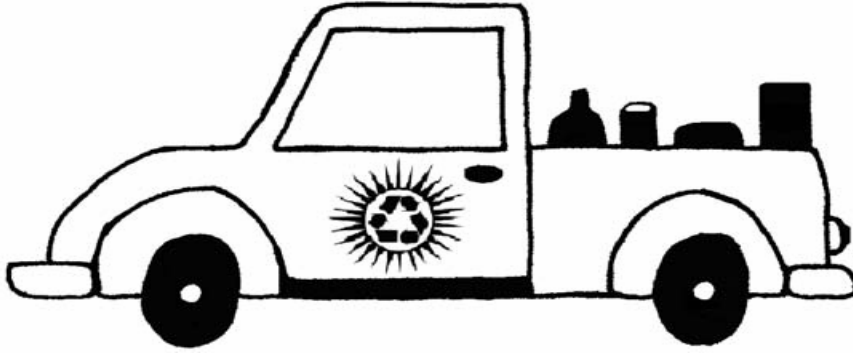
Coyotes should not feel welcome in yards, neighborhoods, or playgrounds. If you see a coyote in your neighborhood you should haze it. Hazing techniques include forceful shouting, loud noises, spraying water, and throwing objects adjacent to the coyote. Coyotes are naturally afraid of humans. *Encouraging them into our neighborhoods and yards can diminish that fear and create problem coyotes.*

If you are approached or followed by a coyote:

Be as **BIG and LOUD** as possible. Keep small children near you; do not let them run away. **Always** keep your pet on a leash. Collect small pets into your arms. Keep larger pets close to you. In a loud and forceful voice, command the coyote to go away. Use arm gestures to exaggerate your size and voice. Throw objects (not food) adjacent to the coyote. Slowly move toward a busy, populated area. There is no need to run.

Protect your pets from wild neighbors.

Always keep your dog on a leash. In areas where there have been coyote sightings, keep your dog on a shorter lead. If you choose to have your dog off leash, be advised if your dog is more than 20 feet away, the coyote does not associate the dog being with you and will be more likely to go after your dog. In addition to coyotes, cats at large are at risk from traffic, other cats, domestic dogs, foxes, and great horned owls. A safe cat is an indoor cat. Supervise pets in backyards near open space or in areas where coyotes have been documented.



9:00 a.m. - 3:00 p.m.

Open to residents of Foxfield and Douglas County

Saturday, June 5, 2010

Joint Service Facility, 17801 E. Plaza Drive, Parker

A payment of \$25 per vehicle is appreciated to help offset the high cost of hazardous waste disposal.

(If you would like to volunteer at an event and dispose of your waste for free, please call 720.322.1508)

We will accept:

House, garden and pool chemicals □ Paint and paint products □ Automotive fluids □ Fuels
Propane tanks (1-20 lbs.) □ Vehicle and household batteries □ Mercury □ Fluorescent bulbs, CFLs
Passenger vehicle and pickup truck tires only (remove from rim)

We will NOT accept:

Business and commercial waste □ Radioactive waste □ Explosive waste □ Smoke Detectors Asbestos containing waste □ Compressed gases other than propane □ Tractor Tires □ Scrap Metal

Latex Paint Waste Disposal and Reduction Tips

- Water-based latex paint can be disposed of in regular household garbage **IF** it is completely dried out. Mixing the paint with kitty litter, dirt, or concrete-mix will help speed the drying process.
- Dry cans of paint, with lids removed, can be discarded in the trash.
- Buy only what you need by carefully estimating the square footage of the surfaces to be painted. One gallon of paint will cover about 350 square feet.
- Ask your local paint store if they provide small (1-2 ounce) samples for color testing before investing in gallons of paint.
- Apply extra coats if you have excess paint.
- Give any leftover paint to a neighbor in need.

For more information, call 303.846.6249 or visit www.tchd.org/householdchemical.htm

MOWING & WEED CONTROL - SUMMER OF 2010

Rights-of-way

Over the past four to five years the Town has helped residents control and mow the weeds in the right-of-ways (ROWs). As a result of residents and the towns' effort the ROWs look respectable. This spring and summer the town will not need to apply herbicide to the town's entire ROW. Areas that are still a problem, such as, the ROW along Arapahoe Road, river rock at the entrances, and rip-rap in ditches will receive a pre-emergent application that keeps the seeds from the weeds from germinating. Selected areas in the ROW where noxious weeds remain will receive spot treatments as needed. The town, as in previous years, will continue to help mow and whip the ROWs and ditches that are too difficult for residents to maintain. Town maintenance will begin around the 2nd week in May.

Residents Lots

The most basic method of controlling weeds is not to let them go to seed. The challenge is that weeds appear and go to seed at different times between May and September. Mowing is the most basic form of control, however some weeds are so close to the ground or propagate through root systems so that mowing is only partially effective. Mowing with a shovel, as farmers have done in their ditches is for decades, is very effective but time consuming. Some weeds are very prolific and resilient and in reality are best controlled by a herbicide. Fields and ROWs need to be mowed 2 or 3 times, beginning in May for effective weed control. Noxious weeds need to be removed or mitigated.

Arapahoe Road

The Towns and resident's efforts along Arapahoe Road have made the ROW respectable. The town will continue working with residents along Arapahoe Road to improve the property visible from Arapahoe Road. Property visible along Arapahoe Road needs to be mowed 2 or 3 times, beginning in May for effective weed control. Noxious weeds need to be removed or mitigated.

Noxious Weeds

Noxious weeds are aggressive and will eventually crowd out the native grasses. Many of the flowers in fields in May through July are noxious weeds that are aggressive and will eventually crowd out the native grasses. They take water that the native grass needs. Their seeds and roots are more aggressive than the native grasses.

The tall upright flower that looks like a Snapdragon is actually **Dalmatian Toadflax**. It is very aggressive and can only be controlled with licensed herbicides. Do not let it go to seed. As a last resort dig out with a shovel or mow until it can be controlled with a herbicide. The yellow clusters of small flowers on a light green plant is **Leafy Spurge**. It reproduces from seeds and has an extensive aggressive root system. Herbicide is best applied before mowing. The purplish-pink flowers are **Redstem Filaree**. It seeds prolifically and spreads forming a blanket that chokes out the native grasses. It has a

thick taproot and is difficult to extract from the ground unless the ground is wet. **Bindweed** (Morning Glory) flowers are and white or pink funnel shaped flowers and appear in early June. It reproduces from seed and has extensive roots 4 to 8 feet in the ground. Pulling or digging it out futile. The most effective herbicide for Bindweed is Drive. **Puncture vine** (Goatheads) is an annual that appears as yellow flower in the heat of July. They are best removed when they flower with a shovel. They rapidly grow into octopus-like vines with green tack-like fruit with sharp needle like spines. Once vines grow and fruit appears the vine must be removed by the center stem and placed in a garbage bag. **Kochia** is an erect annual with many evenly spaced stems and alternate leaves that can grow 3 to 6 feet in height. The main stem often tinged with red veins. It is typically mistaken for Tumbleweed. It like Tumbleweed should be removed or mowed before it goes to seed. The licensed herbicide Vista is one of the few herbicides that is effective in killing it.

Pictures of Colorado's noxious weeds are available at the Colorado Weed Management Association web site at www.cwma.org.

The Town will begin an educational program to help residents identify and control weeds this summer. Educational material will be on the new web site and will be mailed to property owners that need to control the weeds on their property.

It will take a cooperative effort of all residents to bring the weeds under control. Noxious weeds aggressive root systems know no boundaries. Their prolific seeds are easily spread in Foxfield's winds. Birds and grazing animals transplant many varieties of seeds. Native grasses properly maintained are the best defense against weeds in our fields. The Town looks forward to working with everyone to keep the native grasses in Foxfield thriving.

SEPTIC PUMPING ♦ REPAIRS ♦ INSTALLATIONS



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REPLACEMENT**

303-791-7716

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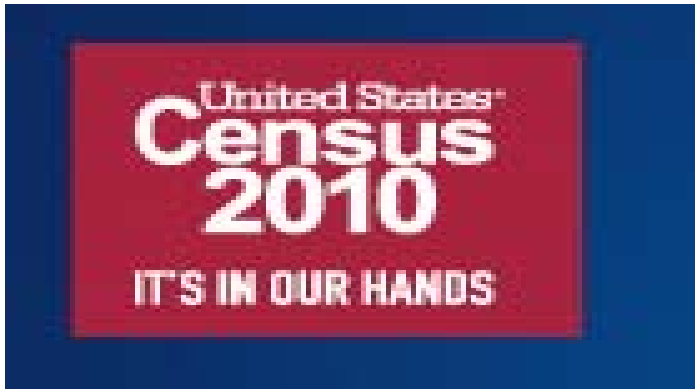
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INFOGRAM

An Information service of the Denver Regional Census Center

Census Scams Are In The News:

There were two recent mailings we know of that were **NOT** sent by the U.S. Census Bureau but have "Census" on the document:

- Republican Party letter (asks for money at the end)
- Census of Senior Citizens

Facts About the Census Bureau and Data Collection:

- Census workers never ask for money or bank account information.
- Census workers will always have an official ID badge.
- An advance letter is typically sent to the household before census workers show up in person.
- Census workers do collect data other than the 2010 Census, The unemployment rates, housing starts, consumer price index numbers, and other statistics are all collected by the U.S. Census Bureau through monthly surveys, conducted door to door by interviewers called field representatives. They also carry official ID badges.

2010 Census:

- 2010 Census advance letters will be sent the first week of March.
- The official 2010 Census questionnaire will be delivered by mail the week of March 15.
- Individuals in rural areas will have their questionnaire delivered in person to their household between March 1 and March 30.

Questions/Concerns Contact #:

To make sure an individual is a legitimate census worker within the Denver region call
1 -800-852-6159

Most census forms will arrive in the mail, prominently displaying the "Census 2010" logo
Census workers wear an official identification badge which may or may not have a picture
Many census workers carry U.S. Census Bureau bags, making them easier to identify
<http://2010.census.gov>

NEIGHBORHOOD HAPPENINGS

FOXFIELD'S FIFTH ANNUAL CLEAN-UP DAYS ARE COMING!

Save the dates of 11 & 12 June 2010 for hauling your unwanted items to toss into the dumpsters...hours will be different and chipping branches will be handled differently.

On Friday, the dumpsters will be available from 9a.m.-5p.m. while on Saturday the hours are shortened to 8a.m.-noon. On both days, the same company, J & J Tree Care, who chipped and shredded branches, limbs, etc. last year will provide the same service this year. However, in 2010 the machine will be brought to the residents' houses that sign up and pay in advance (deadline TBA) a fee of \$25. The resident will be responsible for stacking the branches properly & removing nails from waste wood.

Electronic recycling will not be part of the official Clean-Up days; however, a list of nearby businesses which handle electronic recycling and their fees will be made available in advance via the Communiqué for anyone who has need of that service.

More details to follow in the near future! Start thinking about what you can unload and make your life simpler!



April 6, Election Cancelled

Notice is hereby given that the Town of Foxfield has cancelled its April 6, 2010, regular election pursuant to C.R.S. § 31-10-507 because the only matter before the voters was the election of persons to office and there were not more candidates than offices to be filled.

The following candidates were declared elected by resolution of the Board of Trustees:

Trustee Ward 1: Bob Easton, Four Year Term

Trustee Ward 2: Susan Current, Four Year Term

Trustee Ward 3: Lisa Jones, Four Year Term

NEIGHBORHOOD HAPPENINGS



SHERIFF'S NEWS

Dec—Feb, 2010 Call Out Report



Traffic Complaints/Arrests	33	Medical Assist	10
Property Damage	23	Drugs	1
Alarms	7	DUI/Injury Accident	16
Suspicious Person	5	Shoplifting/Theft	7
Disturbance/Complaints	0	Other	19

There were 275 traffic tickets issued in Foxfield in the months of Dec—Feb

Arapahoe County Sheriff's Department telephone number are:

- ** Sergeant Kevin Heaton — 720-874-3806
Email—kheaton@co.arapahoe.co.us
- ** Arapahoe County Sheriff's Department - 303-795-4711
- ** Emergency - 911

To report traffic concerns please call the traffic hotline on 720-874-4170



COMING SOON...

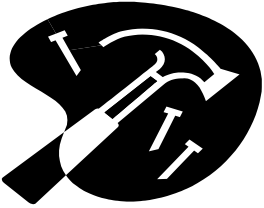
We are currently working on developing a new website for the Town. It should be up and running soon and can be accessed by going to www.foxfieldcolorado.com.

In Remembrance...

Of resident David Patterson who passed away in January.

Our thoughts and prayers are with this family.

NEIGHBORHOOD HAPPENINGS



Change in Building Permit Process

The Town of Foxfield no longer uses Arapahoe County to process building permits for the Town. Those services are now provided by Safebuilt. If you are planning on starting a construction project please contact Becky Catterall on 303-680-1544 or email her at clerk@townoffoxfield.com to obtain an application. If you need to schedule an inspection please call 303-462-1955. Safebuilt is currently updating their website at www.safebuilt.com so Foxfield residents will soon be able to look up building permit requirements and information. To access this information click on nationwide/Colorado /Permit Submittal Requirements.

One Handy Guy, LLC

Leon Goodman is licensed as a Commercial Pesticide Applicator through the Colorado Department of Agriculture.

I will spray any field up to 3 acres maximum for \$200.00. Included in that price is an evaluation of your field for noxious weeds, 2 chemicals, 1 surfactant (sticks to the ground) and 1 marker.

I can also mow your field after evaluation of objects, trees, etc. in the field (evaluation is free of charge). Mowing costs range from \$60-\$150 for weeds/grass up to 2 feet tall. If the weeds/grass is between 2-3 feet tall it will be \$50 extra, between 3-4 feet tall is \$100 extra and over 4 feet tall is \$150 extra.



**I live in Foxfield so call anytime to schedule a free evaluation: 303-699-1203.
Thank you, Leon Goodman**

NEW MINUTES FORMAT

At the January 21, 2010, Board Meeting the Board members passed a resolution changing the format of the meeting minutes from verbatim to action minutes

Minutes - BOT Regular Meeting - December 3, 2009

Call to Order/Roll Call

The meeting was called to order at 6:38 p.m. at Parker Fire Protection District Station No. 2, Foxfield, CO, 80016.

The following Trustees were present:

Susan Current, Bob Easton, Con Frank, Lisa Jones,
Mayor Pro Tem Watson, and Mayor Headley.

A quorum was present.

The following Staff was present:

Charissa Eckhout, Town Attorney
Fred Fox, Town Planner

The Pledge of Allegiance was recited.

Public Comment

Resident Carrie Roethe of 6970 S. Waco asked the Board if they would sponsor a Foxfield community Santa and toy drive event. She informed the Board it would cost approximately \$225 per hour for a Santa and they would need the Santa for two hours. Ms. Roethe stated they would have a drive for food or cash that would be given to the Boys Hope Home. She said this would be a wonderful alternative to going to see a mall Santa and it would teach the children to give as well. Ms. Roethe provided the Board with a handout on the event.

Resident Bill Barnett of 7171 S. Richfield Street addressed the Board regarding the resident with landscaping in the right-of-way and the fact the Town would issue a permit to allow the items to remain. He stated in other situations the Town has grandfathered items in when a new ordinance has been created. He stated he was not in violation until the ordinance was passed. Mr. Barnett discussed the vehicle permit the Board was discussing and the realization that this permit would only apply to horse trailers and not all vehicles. He asked the Board to reconsider making the permit applicable to all types of vehicles.

PUBLIC HEARING CONTINUED – Amending the

Zoning Regulations

Mayor Headley continued the public hearing at 6:37 p.m. He stated most new revisions to the document are minor and asked Mayor Pro Tem Watson and Trustee Jones to go over the revisions. Trustee Jones informed the Board that Barb Cole sent them all a memorandum detailing the new revisions to the Ordinance. The Board discussed these revisions as well as unresolved issues from the previous meeting relating to the maximum building height of dominant and accessory structures and how height would be measured. Town Attorney stated for the record the revisions resulting from discussions in the public hearing are as follows:

- Principal resident structure height will be thirty one feet and accessory structure will be twenty one feet.
 - Deletion of one of the definitions of building height
 - In section 2.5 d7 reference twenty one feet for accessory structure and include reference to ten foot side wall.
 - In section 3.7 b1 change finished grade to existing grade
 - In section 3.7 e1 change original grade to existing grade
- A motion was made by Trustee Jones to approve Trustee Bill number five. The motion was tabled to check references to the original passed zoning ordinance.

Mayor Headley opened the floor to comments from the public. Hearing none, he opened the floor to discussion to the Board members. Hearing none, he closed the public hearing at 7:50 p.m.

PUBLIC HEARING – 2010 Budget

Mayor Headley opened the public hearing at 7:51 p.m. Town Clerk, Becky Catterall, went over the proposed 2010 budget and discussed the valuation for the Town and the resulting mill levies that will be levied by the Town. Mayor Headley opened the floor to comments to the public. Hearing none, he opened the floor to

comments from the Board.

- A **motion** was made by Trustee Frank to approve a resolution establishing the mill levy of the Town of Foxfield, Colorado, for the fiscal year 2009, collectible in 2010. Seconded by Mayor Pro Tem Watson.
- **For:** unanimous approval.
- A **motion** was made by Trustee Jones to approve a resolution to adopt the 2010 budgets for the Town of Foxfield and to make appropriations for the same. Seconded by Trustee Frank.
- **For:** unanimous approval.

Mayor Headley closed the public hearing at 8:04 p.m.

- A **motion** was made by Trustee Jones to approve a bill for an ordinance repealing Trustee Bill number 2, series of 1999, and adopting the Town of Foxfield Zoning Ordinance with amendments noted by the Town Attorney. Seconded by Mayor Pro Tem Watson.
- **For:** Trustees Current, Frank, Jones, Mayor Pro Tem Watson, Mayor Headley
- **Against:** Trustee Easton.

Minutes of the 11-19-09 Meetings and Approval

Trustee Current discussed revision she had made to the minutes.

- A **motion** was made by Trustee Current to approve the 11/19/09 minutes as amended. Seconded by Trustee Jones.
- **For:** unanimous approval.

Unfinished Business

- A. Animal Control Service Provider** – Trustee Jones informed the Board that she contacted Town Attorney, Corey Hoffmann, regarding whether or not Arapahoe County would possibly consider not having an IGA with Foxfield. Mr. Hoffmann was told that a representative of the Town needs to discuss this issue with the Commissioners. Trustee Jones asked the Board if she should contact Pikes Peak and let them know we are not interested in using their services. The Board stated she should first contact Arapahoe County to discuss the issue prior to speaking with Pikes Peak. Trustee Jones stated she will contact the County Commissioners.
- B. Public Meeting Procedures** – Town Attorney, Charissa Eckhout, informed the Board she developed a new ordinance and resolution in response to comments made by Trustee Easton during the last meeting. Ms. Eckhout discussed

items she included in the new ordinance and resolution. She highlighted the areas that she considered too stringent and restrictive.

- A **motion** was made by Trustee Easton to approve a bill for an ordinance repealing Trustee Bill number 6, series of 1995, and adopting procedures for public meetings. Seconded by Trustee Jones.
- **For:** unanimous approval.
- A **motion** was made by Trustee Jones to approve a resolution of the Foxfield Board of Trustees adopting procedures regarding public comment during public meetings. Seconded by Trustee Current.
- **For:** unanimous approval.

C. Reviewing the Definition and Number of Vehicles in Rural Residential Standards and Medical Marijuana

Trustee Jones discussed the revised Rural Residential Property Standards she had emailed to the Board. She informed the Board that she and Mayor Pro Tem Watson removed the language relating to the definition and number of allowed vehicles as there was a time restraint on other revisions in the document and the Board needs to continue discussing the issues relating to vehicles. Trustee Jones stated the ordinance includes a statement that makes it a nuisance to run a medical marijuana dispensary. Charissa Eckhout informed the Board that the city of Centennial was recently faced with a lawsuit for an ordinance they have with the same wording as the nuisance ordinance. She stated she feels there is no issue as they have different circumstances than we do and there are other municipalities that have similar statutes without a problem. Trustee Jones discussed the other revisions in the document.

- A **motion** was made by Trustee Jones to approve a bill for an ordinance repealing Trustee Bill number 1, series of 2005 and amendments thereto, and reenacting the Town of Foxfield Rural Residential Property Standards. Seconded by Mayor Pro Tem Watson.
- **For:** Trustees Current, Frank, Jones, Mayor Pro Tem Watson, Mayor Headley.
- **Against:** Trustee Easton.

- D. Landscape Issue – Our Lady of Loreto** – Mayor Headley informed the Board that an agreement was submitted to the attorney for the Parish. He stated the offer splits the cost of the fees to move the trees, and the Town agrees to provide the Certificate of Occupancy for the Rectory as well as release the Letter of Credit. Mayor Headley informed the

Board the estimate for the work is \$4,025. The Board agreed to pay half of the fees. Charissa Eckhout stated they are waiting to hear from their attorney. Town Planner, Fred Fox, apologized to the Board for sharing privileged information with the Church. Trustee Frank informed the Board that Mr. Fox has agreed to not bill the Town for any of his expenditures related to this issue.

New Business

- A. **2010 Census** – Mayor Headley discussed a meeting that will be held in association with the Census.
- B. **Approval of Contract with CPS/Susie Ellis** – Trustee Jones spoke with Susie Ellis who stated she has no problem with severing her ties with IB Associates in regards to the Town of Foxfield enforcement. Trustee Jones forwarded a draft of the contract with Susie Ellis to Charissa Eckhout to review and help develop the scope of work. Mayor Headley stated he is working on a termination letter to be sent to IB Associates and has asked the attorney to assist him with this letter.

Reports

A. Committee

- a. Trustee Frank:
- i. Trustee Frank stated the Town will receive permit fees and use taxes in the amount of \$837 from work being done at Girls Hope Home. Mayor Headley informed the Board they will be having an open house on December 15th.
 - ii. Trustee Frank stated the City of Centennial is asking for referrals for a new proposed bowling alley on the northwest corner of Parker and Arapahoe Roads.
 - iii. Trustee Frank informed the Board that a representative from the Worsham property has asked if they could do road maintenance work on Costilla. The Board gave their approval.
- b. Mayor Pro Tem Watson:
- i. Mayor Pro Tem Watson reported she has spent a considerable amount of time working on the Zoning Ordinance. She stated she will now have time to devote to developing the new website.
- c. Trustee Jones:
- i. Trustee Jones had nothing new to report.
- d. Trustee Current:
- i. Trustee Current had nothing new to report.
- e. Trustee Easton:
- i. Trustee Easton informed the Board he had attended the Centennial Airport noise meet-

ing. He stated in late December or early January they will be having a press release on the round table discussions. He informed the Board that Centennial can only address aircraft that flies in their aircraft influence area. Trustee Easton stated the committee is going to solicit complaints to assist them in identifying what areas to place the noise monitors.

The Town Clerk informed the Board she had received the two Letters of Credit for the work on the Worsham property.

B. Mayor's Report

- i. Mayor Headley informed the Board he will be working on the annual Open Space reports.
- ii. Mayor Headley received an email from Trustee Jones regarding Barb Cole's fees and the fact she is well over the discussed fees. Trustee Jones asked the Board if she should negotiate the bills. Charissa Eckhout stated she would review this issue with Corey Hoffmann.
- iii. Mayor Headley discussed the request for the Board to support the earlier proposed Santa event. The Board discussed if the event would bring up religious issues for the Town. The Board discussed the fact that there are a relatively small number of children in Town and the cost would outweigh the benefits. The Board concurred they would not be able to support the event.

C. Staff

- i. Becky Catterall discussed the actual versus budget report she had provided to the Board.
- ii. The Accounts Payable was reported as follows:
 - R. Catterall – Salary 11-16-09 to 11-30-09 = \$1,188.76
 - R. Catterall – Dec Allow = \$230.87
 - Council – 4th Quarter Payment = \$1,939.35
 - Qwest – Telephone 11/13-12/12/09 = \$64.24
 - Comcast – Internet 11/14-12/13/09 = \$65.90
 - StorQuest – Annual Storage Unit = \$974.16
 - Judge Sidel – Dec Fee = \$40.00
 - Caselle – Fund Accoting Software = \$3,900.00
 - Metech – Electronic Recycling Inv #03881 = \$7.92
 - Total Accounts Payable - \$8,411.20
 - Total US Bank Deposits & Transfers = \$28,177.32

Nov COLOTRUST GF Deposits (property tax, etc.) = \$17,620.83

Nov COLOTRUST GOB Deposits (Property tax, etc.) = \$5,688.13

Total Funds Available after invoices are paid = \$520,930.46

- A **motion** was made by Trustee Easton to approve the Treasury Report and pay the accounts payable. Seconded by Mayor Pro Tem Watson.
- **For:** unanimous approval.

The Town Clerk informed the Board she would like the Board's approval to pay all accounts payable to year end with the review and approval of Mayor Headley.

- A **motion** was made by Trustee Current to approve the accounts payable to year end with Mayor Headley's approval.
- **For:** unanimous approval.

D. Town Attorney

- i. Charissa Eckhout reported that Corey Hoffmann is working on a subdivision regulation. She informed the Board that Corey has stated there is a grading component to the 2003 IBC and asked if the Town had adopted that code. Trustee Frank stated the Town adopted the 2006 IBC code. He informed Ms. Eckhout the Town needs something to address new development as the current code only applies to existing developments.

Correspondence - none

Resolutions

"A Resolution to Adopt the 2010 Budgets for the Town of Foxfield and to Make Appropriations for the Same"

- **Passed**

"A Resolution to Adopt Establishing the Mill Levy of the Town of Foxfield, Colorado, for the Fiscal Year 2009, Collectible in 2010"

- **Passed**

"A Resolution of the Foxfield Board of Trustees Adopting Procedures Regarding Public Comment During Public Meetings"

- **Passed**

Ordinances for Introduction, Reading and Voting

"A Bill for an Ordinance Repealing Trustee Bill number 2, Series of 1999, and Adopting the Town of Foxfield Zoning Ordinance"

- **Passed**

"A Bill for an Ordinance Repealing Trustee Bill number 1, Series of 2005 and Amendments Thereto, and Reenacting the Town of Foxfield Rural Residential Property Standards"

- **Passed**

"A Bill for an Ordinance Repealing Trustee Bill number 6, Series of 1995, and Adopting Procedures for Public Meetings"

- **Passed**

Adjournment

The meeting was adjourned by Mayor Headley at 9:32 p.m.

Minutes - BOT Special Meeting - December 31, 2009

Call to Order/Roll Call

The meeting was called to order at 12:08 p.m. at Parker Fire Protection District Station No. 2, Foxfield, CO, 80016.

The following Trustees were present:

Susan Current, Bob Easton, Con Frank, Mayor Pro Tem Watson, and Mayor Headley.

A quorum was present.

The following Staff was present:

Cheryl Kuechenmeister, Town Administrator

PUBLIC HEARING – Amending the 2009 and 2010 Budgets

Mayor Headley opened the public hearing at 12:09 p.m. Town Clerk, Becky Catterall, informed the Board the 2009 expenditures were over budget due mainly in part to the receiving more sales tax revenue than was budgeted which resulted in a considerable increase in the ESTIP payment. She also stated the fees to review and amend the Zoning Regulations were much higher than what was first presented to the Board. Ms. Catterall informed the Board she had amended the budgets in these areas as well included an expenditure amount for the Town Administrator that had been hired this year. She stated the overall amended budgeted expenditures will be \$424,272. Ms. Catterall discussed revisions made to the 2010 Budget. She stated she increased the sales tax revenues and adjusted the ESTIP expenditure accordingly. Ms. Catterall explained that they had budgeted to expenditures as reserves and per discussions with Ms. Kuechenmeister those two line items needed to be reported differently. Ms. Kuechenmeister discussed

how to report expenditures that exceed budgeted revenues. She showed the Board a Fund Accounting book and stated she has requested books be purchased for the entire Board so they can become familiar with the new fund accounting regulations. Mayor Headley opened the floor to comments from the public. Hearing none he opened the floor to comments from the Board.

- A **motion** was made by Trustee Easton to approve a resolution to amend the 2009 budget for the Town of Foxfield. Seconded by Trustee Current.
- **For:** unanimous approval.
- A **motion** was made by Trustee Current to approve a resolution to amend the 2010 budgets for the Town of Foxfield. Seconded by Trustee Easton.
- **For:** unanimous approval.

Mayor Headley closed the public hearing at 12:29 p.m.

New Business

- A. **Our Lady of Loreto Landscaping Agreement** – Mayor Headley informed the Board an agreement regarding the landscaping in the right-of-way at Our Lady of Loreto Church. He stated the agreement has the Town of Foxfield paying half of the costs to move the trees. Mayor Headley informed the Board that Town Attorney, Corey Hoffmann, advised that the Board approve the agreement with the condition that they sign the agreement at the time it is presented to them. Trustee Frank stated the Town has requested that the words “upon proper application” be added to the document. Mr. Hoffmann made the requested revision. Trustee Frank discussed the two Letters of Credit that Our Lady of Loreto has with the Town. The Town Clerk stated that one of the letters had expired in November. Trustee Frank recommended that the Board approve the agreement.
- A motion was made by Trustee Frank to approve the landscaping agreement with Our Lady of Loreto as written with the condition that they sign the agreement at the time. Seconded by Trustee Easton.
 - **For:** unanimous approval

Resolutions

“A Resolution Amending the 2009 Budgets for the Town of Foxfield”

- **Passed**

“A Resolution Amending the 2010 Budgets for the Town of Foxfield”

- **Passed**

Cheryl Kuechenmeister informed the Board she had received three proposals in response to the RFP for waste removal. She stated she solicited Pro-Disposal as they were not included in the list and they have until January 12, 2010, to respond. Cheryl asked if there was a sub-committee to review the proposals. Mayor Headley asked Ms. Kuechenmeister to make a spreadsheet comparing fifteen items. She stated she would provide her analysis to the Board by the second meeting in January or the first meeting in February.

Adjournment

The meeting was adjourned by Mayor Headley at 12:43 p.m.

Minutes - BOT Special Meeting - January 7, 2010

Call to Order/Roll Call

The meeting was called to order at 6:42 p.m. at Parker Fire Protection District Station No. 2, Foxfield, CO, 80016.

The following Trustees were present:

Susan Current, Bob Easton, Con Frank, Lisa Jones, and Mayor Headley.

A quorum was present.

The following Staff was present:

Charissa Eckhout, Town Attorney

Public Comment

Fred Mimmack of 16619 E. Easter Avenue stated he was curious about the Town’s stand on medical marijuana dispensaries. Mayor Headley explained that the Board would be voting on an ordinance later in the meeting that would place a moratorium on the dispensaries.

Sheriff’s Report

Arapahoe County Deputy Workman informed the Board that it has been very quiet in Town. He stated the only recent call was for a suspicious person near a building under construction. The person was arrested.

Minutes of the 12-3-09 & 12-31-09 Meetings and Approval

The Board discussed additional revisions to the minutes.

- A **motion** was made by Trustee Frank to approve the 12/3/09 and 12/31/09 minutes as amended. Seconded by Trustee

Current.

- **For:** unanimous approval.

Unfinished Business

- A. Animal Control Service Provider** – Trustee Jones informed the Board she had called the Arapahoe County Commissioners to see if we need an IGA for animal control services. She stated she will try to contact them again as she didn't hear back from them. Trustee Jones stated the Town will have to adopt Arapahoe County's in order for the Town to continue receiving services from Arapahoe County.
- B. Medical Marijuana** – Town Attorney, Charissa Eckhout discussed a memorandum that was sent out regarding medical marijuana dispensaries and the fact that the courts ruled that dispensaries cannot be outlawed based on the idea they violated federal laws. Ms. Eckhout developed an emergency ordinance establishing a one hundred and eighty day moratorium and advised the Board to adopt the ordinance. The Board discussed how to regulate these types of businesses.
- C. Codification RFP** – The Town Clerk informed the Board that Cheryl Kuechenmeister, the Town Administrator, would report on this issue at the next Board meeting or in February.

New Business

- A. Town Planner Contract** – Town Planner, Fred Fox, informed the Board that his contract was up for renewal. He stated the fee schedule is the same as the previous years. Mayor Headley asked if Mr. Fox had a GIS map for the Zoning Ordinance. Fred Fox stated a new map needs to be created because new zoning districts were created with the new Zoning Ordinance. Mr. Fox informed the Board they will need to have a public hearing to amend the zoning map. Fred Fox stated he had been approached by two people who want to build in Foxfield. He asked the Board what was the definition of height. The Board had a lengthy discussion regarding this issue. Trustee Frank discussed a property owner that brought dirt in without a permit. He stated a fine was imposed and the appropriate permits will be obtained. Trustee Jones asked if the property owner will have time to rectify the issue prior to the fines being assessed. Trustee Frank stated they would be able to address the issue, but they need to comply with the law and Corey Hoffmann had instructed him to send out Code Enforcement Officer, Susie Ellis, to address the issue.

- A **motion** was made by Trustee Current

to accept the contract for Town Planner services from Foxfire for 2010, as written. Seconded by Trustee Frank.

- **For:** Unanimous approval.

- B. 2009 Model Traffic Code** – Trustee Current provided the Board with the revised Traffic Code and highlighted the changes from the previous code. She informed the Board the new code contained a sentence stating violations will be addressed in a court that presides in the same county in which the violation was issued. Trustee Current stated this sentence needs to be removed as the Town's court is in a different county. Charissa Eckhout stated she will prepare an ordinance addressing the new Model Traffic Code.

- C. Posting of Meeting Notices** – Mayor Headley informed the Board that annually the Board needs to approve a resolution designating a public place for posting meeting notices.

- A **motion** was made by Mayor Headley to approve a resolution establishing a designated public place for the posting of meeting notices as required by the Colorado Open Meeting Law. Seconded by Trustee Frank.

- **For:** Unanimous approval.

- D. Meeting Minutes Format** – The Board discussed changing the minutes from verbatim minutes to action minutes. The Town Clerk asked Charissa Eckhout if the Town needs to pass a resolution to change the minute's format. The Board discussed this issue and agreed that Charissa should create a resolution to be discussed at the next meeting.

Reports

A. Committee

- a. Trustee Jones:**
- i.** Trustee Jones asked if a letter had been sent out to IB and Associates letting them know we no longer require their services. Mayor Headley stated he had sent a letter out. She stated she will send a new contract to Susie Ellis for her services under a new organization.
- b. Trustee Current:**
- i.** Trustee Current stated she had nothing new to report.
- c. Trustee Frank:**
- i.** Trustee Frank informed the Board that he had been contacted by Ron Sprawls of WRC Engineering regarding property owners who have started doing work in the right-of-way without obtaining the appropriate permits. He stated Ron is now requiring a \$20,000

bond for access permits, as has always been required, but not always collected. Trustee Jones asked if the process is in writing and Trustee Frank stated it was. Trustee Jones suggested putting all applications on the web-site.

ii. Trustee Frank reported was no permit fees collected in the month of December.

d. Trustee Easton:

i. Trustee Easton informed the Board he had attended the Centennial Airport roundtable discussion on noise where fourteen members from the public spoke regarding noise complaints. He stated the discussion was very informative and the committee is ready to move forward but it will take at least two years to implement the noise monitoring system.

B. Mayor's Report

Mayor Headley stated that over the past year he had several phone calls from residents concerned about the cut through traffic. A couple of residents volunteered to help with this issue. He stated he would like to get a committee working by March to come up with ways to address traffic, especially before construction starts on the Ring Road and interchange.

Mayor Headley reported that Worsham is completing Phase I. He stated that CDOT's schedule is moving out so it could delay the next phase of work on the Worsham property.

C. Staff

i. The Accounts Payable was reported as follows:

R. Catterall – Sal 12-16- 12-31-10 = \$1,145.01
 R. Catterall – Jan Rent Allowance = \$230.87
 C. Kuechenmeister – Dec Salary = \$1378.69
 Pinnacol – 2010 Workman's Comp fees = \$436.00
 CIRSA – 2010 Insurance = \$4605.00
 CIRSA – 2010 VAMP Insurance = \$33.00
 Metro Mayors Caucus – 2010 Dues = \$56.28
 CML – 2010 Dues = \$633.00
 CMCA – 2010 Dues = \$60.00
 DRCOG – 2010 Dues = \$600.00
 A.C. – Dec Animal Control = \$60.00
 Foxfire – C/b Inv #1109-2 = \$872.45
 Total Accounts Payable - \$9,237.85
 Total US Bank Deps & Transfers = \$32,932.53
 Dec COLOTRUST GF Deposits (property tax, etc.) = \$51,435.28
 Dec COLOTRUST GOB Deposits (Property

tax, etc.) = \$8,360.52

Total Funds Avlble after inv pd = \$525,394.76

- A **motion** was made by Trustee Easton to approve the Treasury Report and pay the accounts payable. Seconded by Trustee Current.
- **For:** unanimous approval.

The Town Clerk discussed a request she had received to audit the sales tax receipts for the businesses in Foxfield Village Center. She asked the Board if they wanted her to request an audit of all the businesses or select a few.

D. **Town Attorney**

i. None

Correspondence

Mayor Headley informed the Board he received a request from the city of Aurora that the Town provide them with a signed copy of the IGA for the construction of the waterline in Foxfield.

Mayor Headley received a letter from resident Tom Neuman regarding his concern that he is limited on how he can use his property in terms of parking his vehicles. Mayor Headley responded to Mr. Neuman's letter.

Trustee Current informed the Board that she disagrees with the five car limit listed in the Rural Residential Property Standards. She also commented that accessory structures should be ten to twelve feet from the property line and she disagrees that a manure pile has to be twenty five feet from the property line. Trustee Current stated she felt rushed when voting on the ordinance and she would like to continue discussions on these three issues. Mayor Headley stated these items will be on the agenda for further discussions.

Resolutions

"A Resolution Establishing a Designated Public Place for the Posting of Meeting Notices as Required by the Colorado Open Meeting Law"

- **Passed**

Ordinances for Introduction and Reading

Adjournment

The meeting was adjourned by Mayor Headley at 8:40 p.m.

Minutes - BOT Regular Meeting - January 21, 2010

Call to Order/Roll Call

The meeting was called to order at 6:38 p.m. at Parker Fire Protection District Station No. 2, Foxfield, CO, 80016.

The following Trustees were present:

Susan Current, Bob Easton, Con Frank, Lisa Jones, Mayor Pro Tem Watson and Mayor Headley.

A quorum was present.

The following Staff was present:

Charissa Eckhout, Town Attorney

Minutes of the 1-7-10 Meetings and Approval

A **motion** was made by Trustee Current to approve the 1/7/10 minutes as amended. Seconded by Trustee Jones. **The motion passed unanimously by voice vote.**

Unfinished Business

- A. Animal Control Service Provider** – Trustee Jones informed the Board that she has drafted a letter to Centennial letting them know the Town will continue using Arapahoe County for animal control services due to budget constraints.
- B. 2009 Model Traffic Code** – The Board of Trustees introduced and read **Ordinance 2, Series 2010, A Bill For An Ordinance For The Regulation Of Traffic By The Town Of Foxfield Adopting By Reference The 2009 Edition Of The “Model Traffic Code” Repealing All Ordinances In Conflict Therewith, And Providing Penalties For Violations Thereof.** A public hearing was set for March 4th, 2010.
- C. Meeting Minutes Format** – The Board had a lengthy discussion regarding changing the minutes from verbatim to action minutes. The Board will provide summaries of important items discussed in the Communiqué. Mayor Pro Tem Watson made a **motion** to approve **Resolution 2, Series 2010, A Resolution Of The Foxfield Board Of Trustees Directing The Town Clerk To Publish Minutes Of Any Public Meeting Of The Board Of Trustees As Action Minutes.** Seconded by Trustee Frank. **The motion passed unanimously by voice vote.**

New Business

- A. Planning Commission Solicitation** – The Board discussed the document prepared by Town Attorney, Charissa Eckhout. They amended the document and asked the Town Clerk to publish it.

Reports

A. Committee

- a. Trustee Easton attended a DRCOG meeting where they discussed the Jefferson Parkway and the associated costs that will be passed on to the taxpayers.
- b. Trustee Current asked the Board to consider what date they would like to host the Clean Up Days and whether or not to have a separate day for the wood chipper.
- c. Trustee Jones stated she will send the new contract for the Code Enforcement Officer to the Town Clerk.
- d. Mayor Pro Tem Watson stated she is working on the new website in which we will be able to input the data.
- e. Trustee Frank had Susie Ellis address a grading violation on East Briarwood Place. He stated there will also be an application for a variance to address a height restriction violation. Trustee Frank will ask Safebuilt to give a presentation to the Board on their building services. Trustee Frank sent the crack seal audit list to CASI and they will begin working on the areas identified in the report.

B. Mayor’s Report

Mayor Headley attended a public meeting held by ASCWAA where they explained their completion of a significant transaction to acquire substantial long term surface water rights and the issuance of approximately \$153 million in bonds to purchase and develop the necessary infrastructure and renewable water to secure a water supply for ACWWA’s current and long-term demands. Financing the complicated water transaction and construction projects and retirement of the bond will be accomplished through a Water System Investment Fee to be placed on customer’s monthly statement starting next month. The fee is set at \$26.50 per ¾ “ residential tap and increases with the tap size. Use of an Investment Fee for debt retirement is a common practice among water utilities. Mayor Headley stated that many residents have not exchanged their deep water rights to ACWWA and that you cannot connect to public water without first exchanging the deep water rights. He has suggested to ACWWA that they need to find a way to encourage residents to exchange their deep water rights.

C. Staff

- i. The Accounts Payable was reported as follows:

R. Catterall – Sal 1-1— 1-14-10 = \$1,262.68
 T Scoville – Snow Remvl Inv #1016 = \$795.00
 Judge Sidel – Jan Fee = \$40.00
 Foxfire – C/b Inv #0110-2 = \$153.00
 WRC Engi – C/b Inv #2020/113 = \$2,629.30
 WRC Eng – C/b Inv #2020/114 = \$226.50
 Solve IT - Email Inv #7656 = \$35.63
 Hayes, Phillips, Hoffmann... - Dec Legal Fees = \$1,502.00
 Tom Scoville – Snow Removal Inv #1015 = \$1,030.00
 One Handy Guy – 09’ storage Inv #069096 = \$180.00
 ACWWA – Wtr Norf. OS Dec = \$34.72
 Solve IT – Jan Email Inv #7796 = \$170.00
 Comcast – Internet 1/14-2/13/10 = \$59.95
 IREA – Norf O.S. Elec 12/15-1/14/10 = \$12.00
 Qwest – Telephone 1/13-2/12/10 = \$63.61
 Total Accounts Payable - \$8,195.29
 Total US Bank Dep & Transfers = \$3,770.00
 Dec COLOTRUST GF Deposits (property tax, etc.) = \$51,435.28
 Dec COLOTRUST GOB Deposits (Property tax, etc.) = \$8,360.52
 Total Funds Avlble after inv are paid = \$526,437.32

A **motion** was made by Trustee Current to approve the Treasury Report and pay the accounts payable. **Seconded** by Trustee Current. **The motion passed unanimously by voice vote.**

D. **Town Attorney**

- i. Charissa Eckhout informed the Board she will be moving to Seattle on May 1, 2010 and Hillary Graham will be attending the meetings starting in March.
- ii. Charissa Eckhout attended a Medical Marijuana summit. She discussed changes in regulations.

Correspondence - none

Resolutions

“Resolution 2, Series 2010, A Resolution Of The Foxfield Board Of Trustees Directing The Town Clerk To Publish Minutes Of Any Public Meeting Of The Board Of Trustees As Action Minutes”

➤ **Passed**

Ordinances for Introduction and Reading

Ordinance 2, Series 2010, A Bill For An Ordinance For The Regulation Of Traffic By The Town Of Foxfield

Adopting By Reference The 2009 Edition Of The “Model Traffic Code” Repealing All Ordinances In Conflict Therewith, And Providing Penalties For Violations Thereof.

Adjournment

The meeting was adjourned by Mayor Headley at 7:55

Minutes - BOT Special Meeting - January 27, 2010

Call to Order/Roll Call

The meeting was called to order at 5:14 p.m. at Parker Fire Protection District Station No. 2, Foxfield, CO, 80016.

The following Trustees were present:

Susan Current, Bob Easton, Con Frank, Lisa Jones, and Mayor Headley.

A quorum was present.

New Business

- A. **Building Services** –Barry Kramer and Matt Royer discussed their proposal on the building services they could provide to the Town of Foxfield. A lengthy discussion ensued. Trustee Frank made a **motion** that the Town of Foxfield use Safebuilt for building services and discontinues using Arapahoe County services. Trustee Easton **seconded** the motion. **The motion passed unanimously by voice vote.**

Reports

- A. **Committee** - none
- B. **Mayor’s Report** - none
- C. **Staff** - none
- D. **Town Attorney** - none

Correspondence - none

Resolutions

Ordinances for Introduction and Reading

Adjournment

The meeting was adjourned by Mayor Headley at 6:15

Minutes - BOT Regular Meeting - February 4, 2010

Call to Order/Roll Call

The meeting was called to order at 6:33 p.m. at Parker Fire Protection District Station No. 2, Foxfield, CO, 80016.

The following Trustees were present:

Bob Easton, Con Frank, Lisa Jones, Allyson Zoellner, and Mayor Headley.

A quorum was present.

The following Staff was present:

Charissa Eckhout, Town Attorney
Cheryl Kuechenmeister, Town Administrator
Fred Fox – Town Planner

Sheriff's Report – Sergeant Heaton discussed new programs being implemented by the Sheriff's Department.

Staff Reports

Cheryl Kuechenmeister provided the Board with a spreadsheet comparing responses to the waste removal RFP. The Board will provide Ms. Kuechenmeister with questions on the Waste Management proposal.

Fred Fox provided the Board with a draft of the new zoning map. The Board gave Mr. Fox direction to move forward.

Minutes of the 1-21-10 & 1-27-10 Meetings and Approval

A **motion** was made by Trustee Frank to approve the 1/21/10 and 1/27/10 minutes as amended.

Seconded by Trustee Jones. **The motion passed unanimously by voice vote.**

Unfinished Business

A. Animal Control Service Provider – Charissa Eckhout stated she is working on an ordinance to parallel the Arapahoe County animal control ordinance.

B. 2009 Model Traffic Code – Charissa Eckhout reported that Arapahoe County will be adopting the 2009 code and directed the Board to move ahead with the public hearing scheduled for March 4, 2010.

C. Building Services – Trustee Frank reported that he has been working on developing new processes with Safebuilt and things are going well.

New Business**Reports****A. Committee**

a. Trustee Easton attended the Centennial Airport

Noise Roundtable.

- b. Trustee Frank stated he is working on getting a list of the permits still at Arapahoe County for Safebuilt. Trustee Frank informed the Board crack sealing will be done when we have a nice day.
- c. Trustee Jones had nothing new to report.
- d. Trustee Zoellner discussed properties where there are zoning violations.

B. Mayor's Report - none**C. Staff**

- i. The Accounts Payable was reported as follows:

R. Catterall – Salary 1-16-10 to 1-31-10 = \$1,434.12

R. Catterall – Feb Rent Allow = \$230.87

WRC Eng – Inv #2061/107 = \$2,916.50

Villager Legals – Inv #1067 = \$15.40

Kuechenmeister - Jan Salary = \$1,963.61

Total Accounts Payable - \$6,560.50

Total US Bank Dep & Transfers = \$21,980.36

Jan COLOTRUST GF Deposits (property tax, etc.) = \$25,195.77

Dec COLOTRUST GOB Deposits (Property tax, etc.) = \$1,81.18

Total Funds Available after invoices are paid = \$546,078.38

A **motion** was made by Mayor Headley to approve the Treasury Report and pay the accounts payable. **Seconded** by Trustee Easton. **The motion passed unanimously by voice vote.**

D. Town Attorney

- i. Charissa Eckhout discussed the memorandum regarding candidacy eligibility.
- ii. Charissa Eckhout updated the Board on Medical Marijuana legislation.

Correspondence - none**Resolutions****Ordinances for Introduction and Reading**

Ordinance 2, Series 2010, A Bill For An Ordinance For The Regulation Of Traffic By The Town Of Foxfield Adopting By Reference The 2009 Edition Of The "Model Traffic Code" Repealing All Ordinances In Conflict Therewith, And Providing Penalties For Violations Thereof.

Adjournment

The meeting was adjourned by Mayor Headley at 8:31

Minutes - BOT Regular Meeting - February 18, 2010

Call to Order/Roll Call

The meeting was called to order at 6:35 p.m. at Parker Fire Protection District Station No. 2, Foxfield, CO, 80016.

The following Trustees were present:

Bob Easton, Susan Current, Lisa Jones, Allyson Zoellner, Mayor Pro Tem Watson and Mayor Headley.

A quorum was present.

The following Staff was present:

Charissa Eckhout, Town Attorney

Minutes of the 2-4-10 Meeting and Approval

A **motion** was made by Mayor Headley to approve the 2/4/10 minutes as written. Seconded by Trustee Easton. **The motion passed unanimously by voice vote.**

Unfinished Business

A. Animal Control Service Provider – Charissa

Eckhout drafted an ordinance that is substantively identical to Arapahoe County's ordinance. A lengthy discussion ensued regarding the difference between what is considered "vicious" and "aggressive".

B. 2009 Model Traffic Code – A public hearing on this issue is scheduled for March 4th at 6:30 p.m.

C. Building Services – Mayor Pro Tem Watson discussed revisions needed to be made in the document.

A **motion** made by Mayor Pro Tem Watson to approve the agreement as amended in accordance with the comments made on record. Seconded by Trustee Easton. **The motion passed unanimously with roll call vote.**

D. Waste Removal – Mayor Headley reported that Town Administrator Cheryl Kuechenmeister forwarded the Board's questions on to Waste Management and provided the answers to the Board. Charissa Eckhout provided the Board with a draft of an agreement with Waste Management. She will revise the agreement based upon comments in Ms. Kuechenmeister's report and will present it to the Board at the next meeting.

New Business

Reports

A. Committee

- a. Trustee Zoellner had nothing new to report.
- b. Mayor Pro Tem Watson stated she is working on the website. She has been looking at mock sites and once Foxfield's site is up and running they will provide training to update and maintain the website.
- c. Trustee Jones had nothing new to report.
- d. Trustee Current stated July 4th is on a Sunday this year and asked what day they should hole the parade. The Board concurred the event will be on Monday, July 5th. The Board determined to hold the annual Clean Up Days event on June 12th and to provide chipping services on June 11th.
- e. Trustee Easton had nothing new to report.

B. Mayor's Report – Mayor Headley reported that Arapahoe County Open Space will be having a final open house on March 23, 2010, for the 10, 20 and 100 year open space plans. Mayor Headley stated Phase I of the grading plan on the Worsham property has been completed. CDOT is waiting for an IGA from Arapahoe County to receive the funding to move forward with the Ring Road. They hope to begin working in April or May. Mayor Headley discussed the exorbitant increase in ACWWA fees.

C. Staff

- i. The Accounts Payable was reported as follows:

R. Catterall – Sal 2-1- to 2-15-10 = \$1,124.37
 Judge Sidel – Feb Fee = \$40.00
 Singing Hills Land – Inv #20408 = \$65.00
 WRC Eng – Inv #2061/108 = \$4,181.85
 WRC Eng – Inv #2020/115 = \$1,508.75
 Villager Legals – Inv #1164 = \$15.40
 A. C. – Jan Animal Control = \$30.00
 SolveIT – Email Inv #7981 = \$170.00
 Hayes, Phillips, Hoffmann.. – Jan Legal Fees = \$3,746.13
 ACCWA – Water Norf OS 1/1-1/31/10 = \$61.22
 Foxfire – C/b Inv #0210-2 = \$618.30
 IREA – Elec Norf OS 1/14 – 2/11/10 = \$12.00
 T Scoville – Snow Removal Inv #1017 = \$400.00
 A.C. Sheriff – Off-duty Patrols = \$1,392.00
 Total Accounts Payable - \$13,365.02
 Total US Bank Deposits & Transfers = \$5,148.39
 Jan COLOTRUST GF Deposits (property tax, etc.) = \$25,195.77
 Jan COLOTRUST GOB Deposits (Property tax, etc.) = \$1,181.18
 Ttl Funds Avlbl after invcs are paid = \$539,273.86

A **motion** was made by Trustee Current to

approve the Treasury Report and pay the accounts payable. **Seconded** by Trustee Zoellner. **The motion passed unanimously by voice vote.**

D. Town Attorney

- i. Charissa Eckhout researched the Town placing informational signs in the right-of-way and discovered the Town can do so.
- ii. Charissa Eckhout updated the Board on Medical Marijuana legislation.

Correspondence – Mayor Headley discussed a letter provided to the Board from Arnie and Ruth Wills regarding the appreciable increase in both water usage fees and tap fees.

Resolutions

Ordinances for Introduction and Reading

Ordinance 2, Series 2010, A Bill For An Ordinance For The Regulation Of Traffic By The Town Of Foxfield Adopting By Reference The 2009 Edition Of The “Model Traffic Code” Repealing All Ordinances In Conflict Therewith, And Providing Penalties For Violations Thereof.

Ordinance 3, Series 2010, A Bill for an Ordinance Adopting Regulations Regarding Animal Control.

Adjournment

The meeting was adjourned by Mayor Headley at 7:56

Minutes - BOT Regular Meeting - March 4, 2010

Call to Order/Roll Call

The meeting was called to order at 6:37 p.m. at Parker Fire Protection District Station No. 2, Foxfield, CO, 80016.

The following Trustees were present:

Bob Easton, Susan Current, Con Frank, Allyson Zoellner, Mayor Pro Tem Watson and Mayor Headley.

A quorum was present.

The following Staff was present:

Charissa Eckhout, Town Attorney
Fred Fox, Town Planner

Public Comment

Town Planner Fred Fox asked the Board if they had any

questions about the new Zoning Map. He informed the Board the public hearing on this issue will be on March 18th at 6:30 p.m.

PUBLIC HEARING – Adopting the 2009 Edition of the Model Traffic Code

Mayor Headley opened the public hearing at 6:48 p.m. Town Attorney, Charissa Eckhout informed the Board she had made revisions to the ordinance to address items that didn't apply to the Town of Foxfield. She stated all noticing requirements have been met. Mayor Headley opened the floor to comment from the public. Resident, Leon Goodman, asked what had changed from this edition of the Model Traffic Code compared to the previous one. Trustee Current stated mainly items pertaining to pedestrians and motorcycles and it corrects minor errors. Mayor Headley opened the floor to comments from the Board members. Hearing none, he asked for staff recommendation. Ms. Eckhout recommended that the Board approve the ordinance.

- A **motion** was made by Mayor Headley to approve ordinance No. 2, Series 2010, A Bill for an Ordinance for the Regulation of Traffic by the Town of Foxfield Adopting by Reference the 2009 Edition of the “Model Traffic Code” Repealing all Ordinances in Conflict Therewith, and Providing Penalties for Violations Thereof. **Seconded** by Trustee Easton. **The motion passed unanimously.**

Minutes of the 3-4-10 Meeting and Approval

A **motion** was made by Mayor Headley to approve the 3/4/10 minutes as amended. **Seconded** by Trustee Frank. **The motion passed unanimously by voice vote.**

Unfinished Business

- A. **Animal Control Service Provider** – Charissa Eckhout drafted an ordinance which repeals the two previous animal control ordinances and parallels the Arapahoe County ordinance so they are able to enforce the Town's ordinance. The Board discussed the fact that the Zoning Ordinance allows for four domestic animals and the proposed ordinance allows for only three.
 - A **motion** was made by Mayor Headley to approve Ordinance No.3, Series 2010, A Bill for an Ordinance Adopting Regulations Regarding Animal Control. **Seconded** by Trustee Frank. **The motion passed unanimously.**
- B. **Waste Removal** – Charissa Eckhout informed the Board she is working on a contract with Waste Management which includes the fees from the RFP. Charissa forwarded the agreement to Waste Management and is waiting for their response.

New Business

A. Schedule Fee for Electrical Permits – Trustee Frank informed the Board that the Town doesn't have a schedule and Safebuilt has requested that we adopt one. He stated this fee schedule is common in all municipalities.

- A **motion** was made by Trustee Frank to Adopt Resolution No. 3, Series 2010, A Resolution of the Town of Foxfield, Colorado, Establishing the Schedule for Fees for Electrical Permits Issued Under the Foxfield Building Code. **Seconded** by Trustee Easton. **The motion passed unanimously.**

B. Election – Town Clerk, Becky Catterall, informed the Board that she hasn't received any nominating petitions as of yet and the deadline is March 8th, at 5:00 p.m. She stated if she doesn't receive enough petitions she will have to cancel the election.

C. Final Acceptance of Waco Ridge – Trustee Frank made a **motion** to approve the Final Acceptance for the Waco Ridge Subdivision. **Seconded** by Trustee Easton. **The motion passed unanimously.**

Reports**A. Committee**

- a. Trustee Frank received a letter from Arapahoe County regarding inspections for the two elevators in Town. Trustee Frank stated DRCOG usually performs these inspections and they were recently done so they will be covered for a year. Trustee Frank informed the Board that Safebuilt has a website for the Town where residents can get applications and requirements. Trustee Frank stated the new home that violates height restrictions will have the roof line lowered three feet to come into compliance with Zoning Regulations.
- b. Trustee Easton attended the Centennial noise roundtable where they discussed where they will place the noise monitoring equipment.
- c. Trustee Current asked for permission to increase off-duty patrols to five times per week. The Board approved the request. Trustee Current suggested changing the Clean Up Days event to Friday, June 11th, and until noon on June 12th, to prevent from having the dumpsters sitting unattended until Monday. The Board concurred. Trustee Current asked for suggestions on what companies to use for electronic recycling.
- d. Trustee Zoellner had nothing new to report.
- e. Mayor Pro Tem Watson showed the Board a sample visual of the new website. She stated they will be training on the updating and maintaining the website in the next couple of weeks.

B. Mayor's Report – Mayor Headley received an email from CDOT stating the RFP for construction on the Arapahoe/Parker intersection will be advertised on Thursday March 11th or March 18th. It is expected that the bid will be awarded in five to six weeks. Construction will begin in May.

C. Staff

- i. The Accounts Payable was reported as follows:

R. Catterall – Sal 2-16 to 2-28-10 = \$993.83
 R. Catterall – March Allowance = \$230.87
 Villager Legal's – Inv #1222 = \$50.64
 Comcast – Internet 2/14 – 3/13/10 = \$59.95
 Qwest – Telephone 2/13 – 3/13/10 = \$63.71
 Tom Scoville – Snow Removal #1021 = \$550.00
 Total Accounts Payable - \$1,949.00
 Ttl US Bank Deposits & Transfers = \$19,792.03
 Feb COLOTRUST GF Deposits (property tax, etc.) = \$29,212.88
 Feb COLOTRUST GOB Deposits (Property tax, etc.) = \$5,880.64
 Reserved for Bond Pay down & Repaving = \$271,927.00
 Ttl Funds Avlbl after invs are paid = \$301,578.26

A **motion** was made by Trustee Current to approve the Treasury Report and pay the accounts payable. **Seconded** by Trustee Easton. **The motion passed unanimously.**

D. Town Attorney

- i. Charissa Eckhout updated the Board on Medical Marijuana legislation.

Correspondence – none

Resolutions

Resolution 3, Series 2010, A Resolution of the Town of Foxfield, Colorado, Establishing the Schedule for Fees for Electrical Permits Issued Under the Foxfield Building Code.

Ordinances for Consideration

Ordinance 2, Series 2010, A Bill For An Ordinance For The Regulation Of Traffic By The Town Of Foxfield Adopting By Reference The 2009 Edition Of The "Model Traffic Code" Repealing All Ordinances In Conflict Therewith, And Providing Penalties For Violations Thereof.

Ordinance 3, Series 2010, A Bill for an Ordinance Adopting Regulations Regarding Animal Control.

Adjournment

The meeting was adjourned by Mayor Headley at 7:51

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Public Interest stories and related Town interest articles are encouraged. If you have interesting tidbits, snippets and happenings that you would like to share we welcome your input. Letters to the Editor are also welcome and need to be to the Editor by 2nd Wednesday of the month. All articles published must have the authors name and address. They may be edited for publication due to space limitations.

Becky Catterall, Editor
303-680-1544

BOARD OF TRUSTEES

Town of Foxfield established 1994

Mayor: Doug Headley 303-400-8584

Town Clerk:

Becky Catterall 303-680-1544

Town Fax: 720-214-3632

Trustees

Ward 1:Bob Easton 303-400-3167

Ward 2:Susan Current 303-680-1986

Ward 3:Lisa Jones 303-690-5035

At Large: Melissa Watson 303-766-8899

Allyson Zoellner 303-680-8276

Con Frank 303-680-0876

Communiqué Editor:

Becky Catterall 303-680-1544

Arapahoe County Water and Wastewater Authority:

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