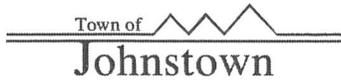


TOWN COUNCIL

MEETING

PACKET

January 5, 2015



Town Council

Agenda
Monday, January 5, 2015
Town Hall, Council Chambers
450 So. Parish Avenue
7:00 PM



MISSION STATEMENT-*"The mission of the government of the Town of Johnstown is to provide leadership based upon trust and integrity, commitment directed toward responsive service delivery, and vision for enhancing the quality of life in our community."*

*Members of the audience are invited to speak at the Council meeting. Public Comment (item No. 5) is reserved for citizen comments on items **not** contained on the printed agenda. Citizen comments are limited to three (3) minutes per speaker. When several people wish to speak on the same position on a given item, they are requested to select a spokesperson to state that position. If you wish to speak at the Town Council meeting, please fill out a sign-up sheet and present it to the Town Clerk.*

- 1) **CALL TO ORDER**
 - A) Pledge of Allegiance
- 2) **ROLL CALL**
- 3) **AGENDA APPROVAL**
- 4) **RECOGNITIONS AND PROCLAMATIONS**
- 5) **PUBLIC COMMENT (three-minute limit per speaker)**

*The "Consent Agenda" is a group of routine matters to be acted on with a single motion and vote. The Mayor will ask if any Council member wishes to have an item discussed or if there is public comment on those ordinances marked with an *asterisk. The Council member may then move to have the subject item removed from the Consent Agenda for discussion separately.*

- 6) **CONSENT AGENDA**
 - A) Town Council Meeting –December 15, 2014
 - B) Resolution No. 2015-01, Adopting Snow Removal Policy
 - 7) **STAFF REPORTS**
 - 8) **OLD BUSINESS**
 - 9) **NEW BUSINESS**
 - A) Consider 3.2% Beer Retail License Renewal (Off Premises) for Loaf N' Jug #12
 - B) Consider Designation of Public Posting Areas
 - C) Consider Annual Development Fees Adjustment
 - 10) **COUNCIL REPORTS AND COMMENTS**
 - 11) **MAYOR'S COMMENTS**
 - 12) **ADJOURN**
-



NOTICE OF ACCOMODATION

If you need special assistance to participate in the meeting, please contact the Town Clerk at (970) 587-4664. Notification at least 72 hours prior to the meeting will enable the Town to make reasonable arrangements to ensure accessibility to the meeting.

AGENDA ITEMS 6A-B

CONSENT

AGENDA

- **Council Minutes – December 15, 2014**
 - **Resolution No. 2015-01**
(Adopting Snow Removal Policy)

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: January 5, 2015

ITEM NUMBER: 6A-B

SUBJECT: Consent Agenda

ACTION PROPOSED: Approve Consent Agenda

PRESENTED BY: Town Clerk

AGENDA ITEM DESCRIPTION: The following items are included on the Consent Agenda, which may be approved by a single motion approving the Consent Agenda:

- A) Town Council Minutes-December 15, 2014
- B) * Resolution No. 2015-01, Adopting Snow Removal Policy

*The attached Resolution adopts the Snow Removal Policy as reviewed and discussed at the December 15th Council work session.

LEGAL ADVICE: The entire Consent Agenda may be approved by a motion of the Town Council approving the Consent Agenda, which automatically approves each and every item listed on the Consent Agenda. If a Council member wishes to have a specific discussion on an individual item included with the Consent Agenda, they may move to remove the item from the Consent Agenda for discussion.

FINANCIAL ADVICE: N/A

RECOMMENDED ACTION: Approve Consent Agenda

SUGGESTED MOTION:

For Approval: I move to approve the Consent Agenda.

For Denial:

Reviewed:


Town Manager

**COUNCIL
MINUTES**

The Town Council of the Town of Johnstown met on Monday, December 15, 2014 at 7:00 p.m. in the Council Chambers at 450 S. Parish Avenue, Johnstown.

Mayor Romanowski led the Pledge of Allegiance.

Roll Call:

Those present were: Councilmembers James, Lebsack, Mellon and Molinar Jr.

Those absent: Councilmembers Berg and Townsend.

Also present: Avi Rocklin, Town Attorney, Roy Lauricello, Town Manager. John Franklin, Town Planner, Brian Phillips, Chief of Police, Tom Hellen, Public Works Director and Diana Seele, Town Clerk/Treasurer

Agenda Approval

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

Consent Agenda

Councilmember James made a motion seconded by Councilmember Mellon to approve the Consent Agenda with the following items included:

- December 1, 2014 Town Council meeting minutes
- Payment of Bills
- November Financial Statements

Motion carried with a unanimous vote.

New Business

A. Consider Resolution No. 2014-15, Increasing Sewer Rates and Tap Fees as Provided in Chapter 13 of the Johnstown Municipal Code – A sewer rate study was performed by Farnsworth Group, based upon the study the rates and fees are: Residential rates remain unchanged; Commercial rates are adjusted to a 5,000 gallon minimum and tap fees are increased to \$4,000 in 2015 with an annual increase of \$100 per year for the next 5 years. Councilmember Lebsack made a motion seconded by Councilmember Molinar Jr. to approve Resolution No. 2014-15. Motion carried with a unanimous vote.

B. Consider Reusable Effluent Designation Agreement – WR Investment, LLC – WR Investment, LLC seeks augmentation water supplies to replace net depletions arising from the non-potable needs of the Thompson River Ranch Project during the non-irrigation season, and seeks to use a portion of the Town's reusable effluent from the wastewater plants to replace the net depletions. In exchange, Owner agrees that an equivalent amount of water from the Water Rights may be used by the Town, rather than being allocated to the Project, permitting the Town to use the water to satisfy return flow obligations during the irrigation season without having to

take water out of storage to meet those obligations. To accomplish the swap, WR Investments, LLC. intends to commence water court action to effectuate the change of the Water Rights to municipal use. The parties, however, recognize that the provisions of the WSSA relating to what happens after the change case, construction of storage facilities and a pipeline, may no longer make sense, but have not reached an agreement as to the best course of action. That issue remains open and will need to be addressed at a subsequent time. Councilmember James made a motion seconded by Councilmember Lebsack to approve the Reusable Effluent Designation Agreement and authorize the Mayor to sign the agreement. Motion carried with a unanimous vote.

C. Public Hearing – Use by Special Review for Oil and Gas Exploration on Wind Farm PUD by Synergy Resources Corporation - This is a request by Synergy Resources Corporation to drill and operate 8 new horizontal oil/gas wells, plus develop a tank battery/production facility on the south end of the Wind property.

Mayor Romanowski opened the Public Hearing at 7:21 p.m. and having no public comment closed the hearing at 7:50 p.m.

Councilmember James made a motion seconded by Councilmember Mellon to approve the Use by Special Review for oil and gas exploration on the Wind Farm PUD by Synergy Resources Corporation, with the following conditions recommended by the Planning and Zoning Commission: 1. Synergy Resources shall comply with Town and State regulations, including obtaining a building permit and payment of applicable use tax for permanent improvements. 2. The Operator shall use only CR 44 and the south end of CR 15 (Telep Ave.) to the access road for heavy equipment and vehicles, or else be liable for road repairs on Telep Ave. north of the access road. 3. The Operator shall shield, and/or direct all lighting sources away from residential, especially to the east. 4. Due to proximity to residential development, the Operator shall provide noise mitigation prior to drilling which shall include special mufflers, on-rig screening and noise barriers as approved by the Town. 5. Given the uncertainty of the timing of future development surrounding the well and production facility/tank battery sites, the Operator shall provide for adequate permanent visual screening of the facilities to the east of the drill site in the form of evergreen trees. 6. The Operator shall call for utility locates prior to subgrade work.

Motion carried with a unanimous vote.

There being no further business to come before Council the meeting adjourned at 8:10 p.m.

Mayor

Town Clerk/Treasurer

RESOLUTION

No. 2015-01

TOWN OF JOHNSTOWN, COLORADO

RESOLUTION NO. 2015-01

ADOPTING SNOW REMOVAL POLICY

WHEREAS, the Town of Johnstown (“Town”) is committed to providing reliable and timely snow removal services within the boundaries of the Town to provide a safe environment for vehicle operators and pedestrians and help minimize or prevent snow-related accidents; and

WHEREAS, to further those goals, the Town’s Street Department prepared a Snow Removal Policy for Town Council’s consideration, a copy of which is attached hereto and incorporate herein as “Exhibit A;” and

WHEREAS, Tom Hellen, the Town’s Public Works Director, presented a summary of the of the Snow Removal Policy to Town Council on December 15, 2014; and

WHEREAS, Town Council deems that adoption of the Snow Removal Policy is in the best interests of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO,

Section 1. The Snow Removal Policy, attached as Exhibit A, is hereby adopted and made a policy of the Town of Johnstown, Colorado.

Section 2. The Town staff is hereby directed to implement the Snow Removal Policy and operate pursuant to the terms thereof.

PASSED, SIGNED, APPROVED, AND ADOPTED this 5th day of January, 2015.

ATTEST:

TOWN OF JOHNSTOWN, COLORADO

By: _____

By: _____

Diana Seele, Town Clerk

Mark Romanowski, Mayor

JOHNSTOWN SNOW REMOVAL OPERATION PLAN

The Town of Johnstown has an area of about fifty seven (57) square miles that extends approximately nine miles north to south and six miles east to west. The Town is committed to providing snow removal services within the entire Town boundaries.

PART I - Goal of Snow Removal Services

The Town has set the following goals for the snow operations:

- 1) Maintain a zero accident history
- 2) Provide snow related safety for vehicle operators and pedestrians
- 3) Operators to provide reliable response times and services for their individual routes
- 4) Minimize the duration of snow operations by skilled operators following snow plan guidelines.

PART II - Snow Removal Inventory of Streets/Facilities

Snow removal services are provided for public facilities including a street inventory of over 150 lane miles. The streets and facilities include:

- Paved collector streets – over 56 lane miles
- Paved local residential streets – over 90 lane miles
- Unpaved rural roads – 12 lane miles
- Alleys – 2 miles
- School bus stops – 20
- Safety/emergency/school facilities– 10
- Public parking lots – 4
- Sidewalks on Town owned property – 2 miles

PART III - Town Snow Removal Resources

Snow removal involves the use of the following Town resources and private contractors as needed:

- A team of five (5) main Street Department operators with back-up utility operators supported by over a dozen administrative/police communication personnel
- Snow equipment fleet of 2 large snow plow dump trucks with sanding capability, 1 large road grader, 2 large front end loaders, 4 pick-up trucks with snowplow attachments (two with sanding capability), 1 skid steer
- Storm < 4”: One 13 hour day shift of five (5) employees to provide the required level of service
- Storms > 4”: After hours drifting and/or snowfall accumulation may warrant a night shift crew and private contractors as needed.

PART IV - Priority List

In order to provide safe and efficient snow removal services over a relatively large service area with a limited amount of Town resources, a Snow Removal Operations Plan has been established.

Since limited resources are available, the level of service given to each storm is based on the severity of the storm (see below). Priority ratings have been assigned to the Town street inventory based on traffic volume and public safety. Priority 1 streets and facilities receive the highest level of service. (See map of Priority 1 streets)

Priority 1

Collector streets, safety, emergency and school main access streets, hospitals, school bus stops

Priority 2

Accident-prone street sections, main intersections, sharp curves, steep slopes

Priority 3

Local residential streets (cul-de-sacs are included in priority 4 below), high-use unpaved rural roads, public parking lots, Town-owned sidewalks

Priority 4

Local residential cul-de-sacs, public alleys, low-use unpaved rural roads

JOHNSTOWN SNOW REMOVAL OPERATION PLAN

Snow removal efforts will vary in direct proportion to the severity of the storm. The Town's Plan has established 4 storm categories with each storm category having an assigned level of snow removal service based on prioritization ratings one through four.

CATEGORY 1 STORM: 1"- 2", ice/slush: one 5 person shift, 4a.m. to as late as 5p.m.

- **Service Level:** Priority 1 & 2 streets: plow/de-ice
Priority 3, 4 streets: not included

CATEGORY 2 STORM: 2"- 4", wind/drift: one 5 person shift, 4a.m. to as late as 5p.m.

- **Service Level:** Priority 1, 2 streets: plow/de-ice
Priority 3 streets: drift removal as needed
Priority 4 streets: drift removal as needed

CATEGORY 3 STORM: 4" to 8": two shifts: day - 5 person; night - 2 person, private contractors as needed

- **Service Level:** Priority 1, 2 street: plow/de-ice
Priority 3 streets: plow/de-ice
Priority 4 streets: emergency, drift removal as needed

CATEGORY 4 STORM: >8", spring storm: two shifts: day - 5 person; night - 2 person, private contractors as needed

- **Service Level:** Priority 1, 2 streets: plow/de-ice
Priority 3 streets: plow/de-ice
Priority 4 streets: emergency as needed

Notes:

1. Town is not responsible for snow windrows along driveways, sidewalk, vehicles
2. Snow Removal Route Maps can be viewed at: www.townofjohnstown.com.

Questions on snow removal operations should be directed to the Public Works Director at 970-587-4664, or email at inquiries@townofjohnstown.com.

Frequently Asked Questions

Why doesn't the Town plow residential streets after every storm?

Policy is that residential streets are only plowed after a storm leaving more than 4" of snow and only after the Priority 1 & 2 streets are completely cleared. The only residential streets that you may see plowed are those in front of schools. For more information, please refer to the Town snow removal priorities.

You said you plowed my street, but there is still snow on it. Why don't you plow down to pavement?

There are two reasons for this. First, plows used on streets will only move loose material (such as unpacked snow or melting ice) and cannot break through hard-packed snow or ice. Even heavy equipment, such as graders and front end loaders, cannot break through the hard-packed snow or ice unless some melting occurs during the warmer hours of the winter days. Heavy equipment is expensive and availability is limited. Second, plow blades are not set directly on the pavement in order to avoid hitting manholes, valves or other obstructions in the street that would damage equipment and possibly injure personnel.

Why do plows cover over the areas I just shoveled? Am I responsible for those areas?

Due to the miles of roadway being plowed and the size of the snow removal crew it is extremely difficult to avoid making a snow ridge along sidewalks and driveway entrances. Snow ridge removal is the responsibility of each property owner or tenant.

My neighbors never clear their sidewalk? What can I do?

Residents are required by Town Code to clear their sidewalk within 24 hours of the end of a storm. If you are concerned about uncleared sidewalks you can contact Code Enforcement with the Police Department at 587-5555.

Who is responsible for clearing Town-owned sidewalks?

Town owned sidewalks are cleared by the same snow removal crews or contractors referred to above.

What material does the Town use for de-icing the streets?

The Town uses de-icing salt and sand mix on the streets. The Town purchases the de-icer pre-mixed in accordance with CDOT established standards.

There is a lot of ice build-up on the curb and gutters, and now is forming over the sidewalk.

Will the Town do something?

At the end of the storm and after all plowing operations have ceased, Town personnel will systematically begin to examine storm drains and crosspans to determine if they need to be cleared. If you wish to report a problem, see the contact information below.

Who do I call to report street problems?

You should contact the Public Works Director, Monday – Friday, 8 a.m. to 5 p.m., Town Hall, at 587-4664. If you encounter an emergency situation after hours, call 911.

Why is only the center of the street plowed on residential streets?

Residential streets will only be plowed in the event of a major snow storm (see Town snow removal policy for details). When conditions warrant, residential streets will be plowed to give residents access to the secondary and primary streets. Plowing from curb to curb is not practical because it would require more time and moving of many vehicles that park on the streets. When plowing down the middle of residential streets is required, piles of snow called “windrows” are often created that can block private driveways. Clearing the snow from driveways is the responsibility of the property owners.

I saw a Town snowplow driving around during the storm with its blade up. Why wasn't it plowing?

It is the goal of the Town to plow streets systematically based on traffic volume. When snowplows are moving from one location to another, or returning to refuel or have more de-icing material loaded on the truck, they will travel with their plow blades up.

The Post Office has told me they will not deliver mail because of the snow in front of the mailboxes. What will the Town do?

The sidewalks in front of these cluster mailboxes are the responsibility of either the homeowners associations or the property owners adjacent to the boxes. The clearing of the sidewalks around mailboxes at individual resident properties is the responsibility of the property owner.

APPENDIX A

PRIORITY 1 MAPS



GOOGLE

© 2014 Google

Imagery Date: 6/19/2014 40°20'03.23"N 104°57'51.32"W elev 4976 f

46

1999

13

60

Colorado 60

48

25

I-25 Frontage Rd

Colorado Blvd

Alder Ave

Carlson Blvd

Hawthorne Ave

Hickory Ln

Silverbell Dr

Sycamore Ave

Argyle St

Brunner Blvd

Dunbar Way

Ballentine Blvd

Glen Roy Dr

Tilden Ln

Wyss St

Goodwin St

Barnard Ln

Morrison Ln

Martin Ln

Gemstone Ln

Gypsum Ln

River Rock Dr

Granite Way

Marble Ln

Alabaster Way

Sandstone Dr

High Plains Blvd

Longs Peak Rd

Gateway Dr

Basher Dr

Mountain View Dr

Commerce Rd

Gateway Cir

Commerce Rd



Keim

34

Union St

Farmer Pkwy

Ronald Reagan Blvd

Exposition Dr

Thompson Pkwy

Tarragon Dr

Sorrento Ln

Varrow Ln

Engelice Dr

Zeller Ln

NGO Rd 3

E Eisenhower Blvd

Arrowwood Ln

Beechwood Ln

Blackwood Ln

Balsawood Ln

Cedarwood Ln

Cherrywood Ln

Lacy Ln

Maplewood Ln

Pinewood Ct

Ridgewood Dr

Saddlewood Circle

River Ranch Pkwy

Wildwood Way

Vinewood Way

Interstate 25 Frontage Rd

87

Interstate 25 Frontage Rd

Lost Lake Pl

Interstate 25 Frontage Rd

GOOGLE

© 2014 Google

40°23'43.48" N 104°58'43.42" W elev 4843.1

1999



17

44

19

42

15

© 2014 Google

Google

1999

Imagery Date: 6/19/2014 40°18'07.38" N 104°54'21.60" W elev 4928 F

Parish Ave

Goldeneye Dr
Nailor Dr
Green Wing Dr

Widgeon Dr
Blue Wing Dr

Duck Ave
Cinnamon Teal Ave
Saxony Rd

White Wing Rd
Bittern Dr
S Muscovey Ln

AGENDA ITEM 9A

3.2%

BEER RETAIL

LICENSE

(Off Premises)

RENEWAL

(Loaf N' Jug #12)

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: January 5, 2015

ITEM NUMBER: 9A

SUBJECT: Consider Loaf N' Jug #12, 3.2% Beer Retail License (Off Premises) Renewal

ACTION PROPOSED: Approve License Renewal

PRESENTED BY: Town Clerk

AGENDA ITEM DESCRIPTION: Ms. Shawna Bezio, operating manager of the Loaf N' Jug has submitted a renewal application to the Town Clerk for a 3.2% Beer Retail License (Off Premises) for Loaf N' Jug #12 located at 67 Center Court, Johnstown, CO 80534. The required fees have been submitted to the Town. According to the Johnstown Police Department, the establishment has cooperated with law enforcement officials and there have been no violations of the liquor code during the last licensing period (refer to attachment).

The Town Council acts as the Local Licensing Authority and is responsible for reviewing and issuing liquor licenses.

LEGAL ADVICE: N/A

FINANCIAL ADVICE: N/A

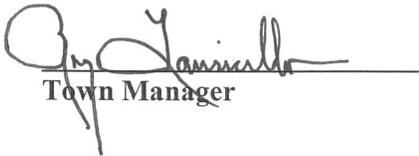
RECOMMENDED ACTION: Approve the 3.2% Beer Retail License (Off Premises) renewal for Loaf N' Jug #12.

SUGGESTED MOTIONS:

For Approval: I move to approve 3.2% Beer Retail License (Off Premises) renewal for Loaf N' Jug #12.

For Denial: I move to deny approval of the 3.2% Beer Retail License (Off Premises) renewal for Loaf N' Jug #12.

Reviewed:


Town Manager

**RENEWAL
APPLICATION**

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Fees Due	
Renewal Fee	\$96.25
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
Amount Due/Paid	

LOAF N JUG #12
~~442 KEELER PKWY~~ 2620 Elm Hill Pk. P.O. Box 305103
~~PUEBLO CO 81001-4813~~ Nashville, TN 37230-5103

Make check payable to: Colorado Department of Revenue.
 The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name MINI MART INC		DBA LOAF N JUG #12		
Liquor License # 03279430129	License Type 3.2% Beer Off Premises (city)	Sales Tax License # 03279430129	Expiration Date 2/28/2015	Due Date 1/14/2015
Street Address 67 CENTER COURT JOHNSTOWN CO 80534				Phone Number (719) 948 3071
Mailing Address 2620 Elm Hill Pk. P.O. Box 305103 Nashville, TN 37230-5103 442 KEELER PKWY PUEBLO CO 81001-4813				
Operating Manager SHAUNA Bezio	Date of Birth 11/19/85	Home Address 1223 E. 6th St. Loveland, CO 80537		Phone Number 719-948-3071

- Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *If rented, expiration date of lease 3/31/2035
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO
NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit – Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

AFFIRMATION & CONSENT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business Arthur Stawski	Title President
Signature 	Date 11/10/14

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. **THEREFORE THIS APPLICATION IS APPROVED.**

Local Licensing Authority For		Date
Signature	Title	Attest

Attachment to DR 8400 for King Scopers or City Market 3.2% beer license renewal

Question 5.

Dillon Companies, Inc. a Kansas Corporation, also holds 3.2% beer licenses for the following stores located in Colorado:

King Scopers, City Market, Mini Mart, Inc. & Load 'N' lug

Age Sensitive Violations 2013/2014

Store #	Address	Date	Type of violation	State	Result
125	714 S. Fourth, Douglas WY	3/2/2013	Tobacco	WY	Warning
127	59 S. Curtis, Evansville WY	3/27/2013	Tobacco	WY	Warning
192	3920 East 12th, Cheyenne WY	4/8/2013	Tobacco	WY	Warning
115	820 Randall Ave, Cheyenne WY	4/11/2013	Tobacco	WY	Warning
90	26067 Conifer Rd, Conifer CO	6/18/2013	Alcohol	CO	Two days active suspension, 7 days held in abeyance, no fine.
124	902 West Spruce, Rawlins WY	6/21/2013	Tobacco	WY	Warning
47	0112 Fairgrounds Rd, Eagle CO	6/26/2013	Alcohol	CO	15 Day Suspension 10 days held in abeyance, 5 days stayed in return for payment.
869	2441 West Victory Way, Craig CO	6/27/2013	Tobacco	CO	Written Warning
848	1201 Main Street, Windsor CO	10/17/2013	Alcohol	CO	7 Day suspension. 2 Days of active suspension and 5 days held in abeyance.
86	2810 Troy Ave, Pueblo, Co 81001	1/2/2014	Tobacco	CO	Warning
93	905 W. Hwy 50, Pueblo, Co 81008	1/16/2014	Tobacco	CO	USDA/ No Penalty
729	1910 West Main	1/18/2014	Alcohol	MT	Monetary fine paid/No suspension
687	1201 N. University Fargo, ND 58102	5/21/2014	Tobacco	ND	12 month probation.
19	150 W. Drake Road Ft. Collins Co 80525	8/5/2014	Tobacco	CO	Written Warning
848	1201 Main Street, Windsor CO	10/10/2014	Alcohol	CO	Pending/second violation
671	409 4th Avenue Minot ND 58701	10/16/2014	Tobacco	ND	Pending

RESPONSE TO QUESTION #5 ON LIQUOR LICENSE RENEWAL

Mini Mart, Inc. holds numerous 3.2% licenses in Colorado. Dillon Company, Inc., 100% stockholder of licenses has interest in numerous 3.2% licenses in Colorado doing business as King Soopers, Inc. and City Market, Inc.

**POLICE
REPORTS**

TOWN OF JOHNSTOWN POLICE DEPARTMENT

Information 3.2% Beer or Liquor Application

- Name and address of Applicant} Loaf N Jug #12
2620 Elm Hill Pk
Nashville, TN 37280-5103
1. Trade Name and Address} Loaf N Jug #12
67 Center Court
Johnstown, CO 80534
2. Date of Application: 11-24-2014
3. Type of Application: 3.2% Beer Off Premises
4. Documents Accompanying Application
A. Local and State License Fees} Submitted with application
B. Evidence of Correct Zoning} CBD
C. Building Plans and or Sketch of Interior} N/A
D. Distance from School as per State} N/A
E. Deed or Lease or Assignment of Lease or Ownership} Rented
5. Evidence of Public Notice
A. Posting of Premises} N/A
B. Legal Publication } N/A
6. Investigation: Police Department Case#}
A. Applicant has made application for renewal of their 3.2% Off Premises License
B. Loaf N Jug #12 has operated legally during its last license period.
C. Cooperation with law enforcement has been good.
8. Findings of fact:
A. Loaf N Jug #12 presently holds license 03279430129 that expires February 28, 2015
B. The required fees were submitted.
C. It is my recommendation that the renewal be approved.



CHIEF OF POLICE

12/3/14

DATE

**JOHNSTOWN POLICE DEPT.
LIQUOR LICENSE RENEWAL INFORMATION SHEET**

APPLICANT: **Mini Mart**
DBA Loaf N Jug #12

ADDRESS: **67 Center Court**

TYPE LICENSE: **3.2% Beer Off Premises**

POLICE CALLS FOR SERVICE AT THIS LOCATION:

LIQUOR VIOLATIONS AT THIS LOCATION: -0-

ARRESTS DUE TO ALCOHOL AT THIS LOCATION: -0-

JPD RECOMMENDATION FOR RENEWAL: YES XXX NO _____

REPORTING OFFICER:



DATE:

12/3/14

ADDITIONAL INFORMATION: ** All calls were minor service calls.

AGENDA ITEM 9B

**DESIGNATION
OF
PUBLIC NOTICE
POSTING AREAS**

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: January 5, 2015

ITEM NUMBER: 9B

SUBJECT: Consider Designation of Public Notice Posting Areas

ACTION PROPOSED: Designate Public Notice Posting Areas

PRESENTED BY: Town Clerk

AGENDA ITEM DESCRIPTION:

Colorado Revised Statutes (C.R.S.) 24-6-402 (c) (Meetings-Open to Public) states, in part the following:

"Any meeting at which the adoption of any proposed policy, position, resolution, regulation or formal action occurs or at which a majority or quorum of the body is in attendance, or is expected to be in attendance, shall be held only after full and timely notice to the public. In addition to any other means of full and timely notice, a local public body shall be deemed to have given full and timely notice if the notice of the meeting is posted in a designated public place within the boundaries of the local public body no less than twenty-four hours prior to holding the meeting.

The public place or places for posting such notice shall be designated annually at the local public body's first regular meeting of each calendar year."

LEGAL ADVICE: N/A

FINANCIAL ADVICE: N/A

RECOMMENDED ACTION: Designate front entryway of Johnstown Town Hall as a public notice posting area.

SUGGESTED MOTIONS:

For Approval: I move to designate the front entryway of Johnstown Town Hall as a public notice posting area.

For Denial:

Reviewed:


Town Manager

AGENDA ITEM 9C

**ANNUAL
DEVELOPMENT
FEES
ADJUSTMENT**

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: January 5, 2015

ITEM NUMBER: 9C

SUBJECT: Consider Annual Development Fees Adjustment

ACTION PROPOSED: No Action is required

PRESENTED BY: Town Manager and Public Works Director

AGENDA ITEM DESCRIPTION: In accordance with the Johnstown Municipal Code, Section 17-223, development fees (impact fees) are subject to annual adjustment for inflation, referencing the Engineering News Record Construction Cost Index for the Denver Metropolitan Area. The annual increase is automatic unless Town Council acts to waive the adjustment. The Council increased the fees in 2013 by 1.4% and by 0.5% in 2014.

According to Town Engineer Greg Weeks, the most recent Cost Index has increased by zero point nine percent (0.9%), a very slight increase. A single family home which now pays **\$4,751.50** (detailed in the table below) would pay **\$4,794.27** in impact fees. The development fee for a 100,000sf commercial office building would not increase from **\$148,000.00**. The development fee for a 100,000sf light industrial building would not increase from **\$84,000.00**.

Development Fee - Single Family Detached	2014	2015	0.9% increase
Parks & Open Space Development Fee	\$ 1,111.60	\$ 1,121.61	\$ 10.01
Library Facilities Development Fee	222.32	224.32	2.00
Public Facilities Development Fee	1,143.36	1,153.65	10.29
Police Facilities Development Fee	428.75	432.61	3.86
Transportation Facilities Development Fee	1,845.47	\$ 1,862.08	16.61
Total fee	\$ 4,751.50	\$ 4,794.27	
Total increase for house building permit			\$42.77
Commercial Office (100,000sf)			
Public facilities Fee (\$0.50/sf)	\$ 50,000.00	\$ 50,000.00	\$ 0.00
Police Fee (\$0.05/sf)	5,000.00	5,000.00	0.00
Transportation fee (\$0.93/sf)	93,000.00	93,000.00	0.00
Total fee	\$ 148,000.00	\$148,000.00	
Total increase for office building permit			\$0.00
Light Industrial (100,000sf)			
Public Facilities Fee (\$0.32/sf)	\$ 32,000.00	\$ 32,000.00	\$ 0.00
Police Fee (\$0.03/sf)	3,000.00	3,000.00	0.00
Transportation Fee (\$0.49/sf)	49,000.00	49,000.00	0.00
Total fee	\$ 84,000.00	\$ 84,000.00	
Total increase for light industrial building permit			\$ 0.00

LEGAL ADVICE: A resolution would be require to amend or waive the automatic fee increase.

FINANCIAL ADVICE: The economy is improving as is the housing market. Impact fees need to reflect costs of public improvements.

RECOMMENDED ACTION: No action is recommended. The fees will automatically increase by 0.9%.

SUGGESTED MOTIONS:

A motion is not required.

Reviewed:

Town Manager

