

TOWN COUNCIL

MEETING

PACKET

April 20, 2020



Town Council Agenda

Monday, April 20, 2020
Remote Meeting
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.

- 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 Minutes – April 6, 2020
 - B) March Financial Statements
 - C) 2nd Reading Ordinance Number 2020-176, an Ordinance Annexing The Ridge at Johnstown Annexation #1
 - D) 2nd Reading Ordinance Number 2020-177, an Ordinance Zoning the property known as The Ridge at Johnstown Annexation #1
 - E) Resolution 2020-09, a Resolution Affirming April 7, 2020 Regular Municipal Election results approving Ballot Question 1B concerning amendments to Section 3.3, 4.2(B) and 4.7(A) of the Johnstown Home Rule Charter
 - F) Resolution 2020-10, a Resolution Affirming April 7, 2020 Regular Municipal Election results approving Ballot Question 1C concerning restoration of the town’s authority to provide advanced services, telecommunication services and/or cable television service, either directly or indirectly, with public or private sector partners.
- 7) **TOWN MANAGER REPORT**
- 8) **TOWN ATTORNEY REPORT**
- 9) **OLD BUSINESS**
 - A) Highway 60 and I-25 Aesthetic Improvements

10) **ADJOURN**

- 11) **NEW BUSINESS**
 - A) Administer Oath of Office – Newly Elected Council Members
 - B) Roll Call
 - C) Agenda Approval
 - D) Appointment of Mayor Pro Tem
 - E) Appointment of Town Attorney

- F) Appointment of Municipal Court Judge
- G) Public Hearing 1st Reading - Ordinance Number 2020-178, an Ordinance Repealing Article XV of Chapter 17 of the Johnstown Municipal Code concerning Street Maintenance Fees
- H) Public Hearing 1st Reading - Ordinance Number 2020-179 an Ordinance Amending Section 4-36, 4-56(7), 4-57(I), and 4-72 of the Johnstown Municipal Code to implement a voter approved Sales and Use Tax increase in the amount of .5% to fund street and sidewalk maintenance and repairs and transportation related projects
- I) Award Contract to Connell Resources – County Road 50 Improvements

12) COUNCIL REPORTS AND COMMENTS

13) MAYOR'S COMMENTS

14) ADJOURN

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 20, 2020

ITEM NUMBER: 6A-F

SUBJECT: Consent Agenda

ACTION PROPOSED: Approve Consent Agenda

PRESENTED BY: Town Clerk, Town Manager

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 – April 6, 2020
- B) March Financial Statements
- C) 2nd Reading Ordinance 2020-176, Annexing The Ridge at Johnstown Annexation No. 1
- D) 2nd Reading Ordinance 2020-177, Approve PUD-MU Zoning for The Ridge at Johnstown Annexation No. 1
- E) *Resolution 2020-09, Affirming April 7, 2020 Regular Municipal Election Results Approving Ballot Question 1B Concerning Amendments to Section 3.3, 4.2(B) and 4.7(A) of the Johnstown Home Rule Charter
- F) **Resolution 2020-10, Affirming April 7, 2020 Regular Municipal Election Results Approving Ballot Question 1C Concerning Restoration of the Town’s Authority to Provide Advanced Services, Telecommunications Services and/or Indirectly, with Public or Private Sector Partners

**Resolution Number 2020-09 Affirms the April 7, 2020 regular municipal election results with respect to Ballot Question 1B. The resolution presented both affirms the election outcome and provides changes proposed to the Johnstown Home Rule Charter. Specifically, Ballot Question 1B asked the voters to make changes to sections 3.3, 4.2 (b), and 4.7(a) of the Johnstown Municipal Code. The final results of question 1B was an affirmative yes vote by a count of - Yay 1861 – No 557. This represented a 77% approval rating for the change. Adoption of the resolution would make the changes to these sections as presented. The Town Clerk is required to file the revised Charter with the Secretary of State within 20 days of approval.*

***Resolution Number 2020-10 Affirms the April 7, 2020 regular municipal election results with respect to Ballot Question 1C concerning restoration of the Town’s authority to provide advanced telecommunication and/or cable television services either directly or indirectly with public or private sector partners. The final results of question 1C was an affirmative yes vote by a count of - Yay 1972 – No 465. This represented an 81% approval rating of this measure. As the Town looks forward, and based on the overwhelming support for a more reliable broadband service for the community, the Council may want to consider engaging with a firm to evaluate options and opportunities for creation of a broadband. This study would also include an investigation on saturation and installation requirements and an overall cost benefit. This may be something to considered in FY 2021.*

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:

Council Minutes

The Town Council of the Town of Johnstown met on Monday, April 6, 2020 at 7:00 p.m. in a virtual meeting for reasons related COVID19.

Mayor Lebsack led the Pledge of Allegiance.

Roll Call:

Those answering present were: Councilmembers Berg, Lemasters, Mellon, Molinar Jr. Tallent and Young

The following staff members were also present in the virtual meeting: Avi Rocklin, Town Attorney, Matt LeCerf, Town Manager, Marco Carani, Public Works Director, Mitzi McCoy, Finance Director, Kim Meyer, Planning Director, Jamie Desrosier, Communication Manager and Brian Phillips, Police Chief.

Agenda Approval

Councilmember Tallent made a motion seconded by Councilmember Berg to approve the Agenda. Motion carried with a roll call vote.

Consent Agenda

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

- March 16, 2020 Council Meeting Minutes
- Payment of Bills
- 2nd Reading Ordinance Number 2020-175
- Proposal from Tait and Associates, Inc. – Professional Engineering, Survey, and Utility Mapping Services for the Town of Johnstown’s Old Town Drainage and Street Rehabilitation Improvements
- Weld County Community Block Grant

Motion carried with a roll call vote.

New Business

A. Public Hearing – The Ridge at Johnstown Annexation #1 – This is a request to annex approximately 9.606 acres of unincorporated land in Larimer County. This property is located south of County Road 18 and east of Hwy 402/I-25 interchange. The adjoining properties to the east, west, and south are all located in the town and are held in the same ownership.

Mayor Lebsack opened the public hearing at 7:22 p.m. and heard from staff. Having no public comment closed the hearing at 7:30 p.m.

1. Councilmember Lemasters made a motion seconded by Councilmember Mellon to approve the Annexation Agreement. Motion carried with a roll call vote.

2. Councilmember Young made a motion seconded by Councilmember Berg to approve Resolution 2020-07, Findings of Fact and Conclusions based thereon with respect to The Ridge at Johnstown Annexation No. 1. Motion carried with a roll call vote.
3. First Reading - Ordinance Number 2020-176 – Annexing certain unincorporated lands located in the Northwest Quarter of Section 26, Township 5 North, Range 68 West of the 6th P.M., County of Larimer, State of Colorado known as the Ridge at Johnstown Annexation No. 1, and containing approximately 9.606 Acres. Councilmember Young made a motion seconded by Councilmember Tallent to approve Ordinance 2020-176. Motion carried with a roll call vote.

B. Public Hearing – First Reading – Ordinance Number 2020-177, Approval of PUD-MU Zoning of the property known as The Ridge at Johnstown Annexation No. 1 located in the Northwest Quarter of Section 26, Township 5 North, Range 68 West of the 6th P.M., County of Larimer, State of Colorado, and containing approximately 9.606 Acres. This is a request to zone the property known as The Ridge at Johnstown Annexation No. 1 to PUD-MU (Planned Unit Development- Mixed Use) Zoning District.

Mayor Lebsack opened the public hearing at 7:35 p.m. and heard from staff. Having no public comment closed the public hearing at 7:41 p.m. Councilmember Lemasters made a motion seconded by Councilmember Tallent to approve Ordinance Number 2020-177. Motion carried with a roll call vote.

C. Low Point Wastewater Treatment Plant Expansion Project Design – The Town issued and advertised for a Request for Proposals for design of the Low Point WWTP expansion project. A total of 5 submittals were received, after staff review the firms were narrowed down to 3. Staff interviewed the 3 firms and based upon the review is recommending Aqua Engineering Consultants, LLC. The total contract amount for the services is \$577,584 with an additional \$12,5000 for reimbursable expenses. Councilmember Berg made a motion seconded by Councilmember Molinar Jr. to approve and award the Low Point Wastewater Treatment Plan Expansion Design to Aqua Engineering Consultants, LLC in the amount of \$590,584 and if necessary authorize the Town Manager to approve changes of not more than 6% of the scope of work if necessary. Motion carried with a roll call vote.

D. Water Transfer Request – This is a request to allow Johnstown Plaza to purchase and transfer 6 shares of Home Supply Water which are attached to the Ransom Annexation. Councilmember Mellon made a motion seconded by Councilmember Lemasters to approve the sale and transfer of 6 shares of Home Supply Water from the Ransom Annexation to Johnstown Plaza Apartments, LLC for the multi-family development currently under construction in the Johnstown Plaza Development. Accordingly, I direct the Town Manager to provide written approval of the sale and transfer of the water appurtenant to the Ransom Annexation to Platte Land & Water, LLC pursuant to Paragraph 9 of the Annexation Agreement. Motion carried with a roll call vote.

E. Resolution 2020-08, Declaring the Month of April as Essential Workers Month. Councilmember Mellon made a motion seconded by Councilmember Lemasters to approve Resolution 2020-08. Motion carried with a roll call vote.

Executive Session – Councilmember Mellon made a motion seconded by Councilmember Tallent to recess into Executive Session for a discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) to Discuss Town Manager Evaluation. Motion carried with a roll call vote. Mayor Lebsack reopened the meeting at 9:19 p.m. and stated nothing further was discussed.

There being no further business to come before Council the meeting adjourned at 9:20 p.m.

Mayor

Town Clerk

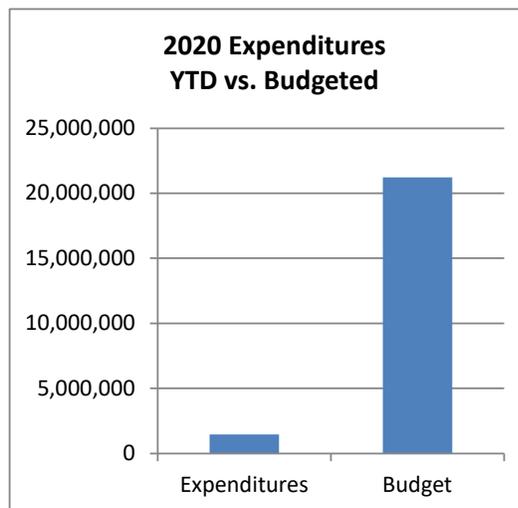
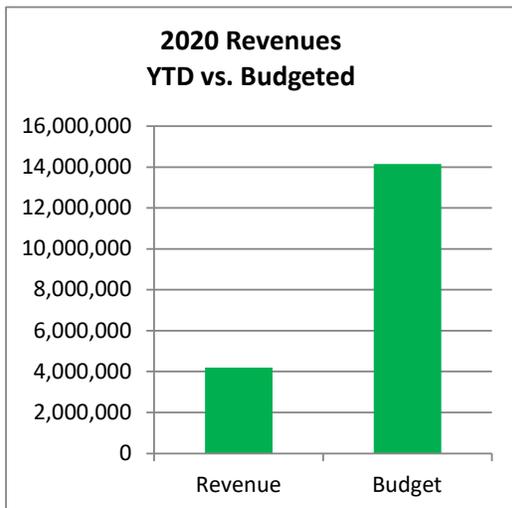
March Financial Statements

Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - General Fund
Period Ending March 31, 2020
Unaudited

General Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Fund Balance	37,228,247	37,228,247	
Revenues:			
Taxes & Fees	3,030,043	12,631,080	24.0%
Licenses & Permits	945,039	828,200	114.1%
Fines & Forfeitures	37,563	171,000	22.0%
Intergovernmental	60,860	15,000	405.7%
Earnings on Investment	72,098	288,000	25.0%
Miscellaneous Revenue	41,778	216,200	19.3%
<i>Transfers In</i>	-	-	
Total Operating Revenues	<u>4,187,381</u>	<u>14,149,480</u>	29.6%
Expenditures:			
Legislative	74,775	978,200	7.6%
Town Manager	44,012	722,750	6.1%
Town Clerk	67,022	338,850	19.8%
Finance	35,895	230,950	15.5%
Planning	77,031	762,600	10.1%
Building Inspections	39,994	236,200	16.9%
Police	785,128	3,522,080	22.3%
Public Works	24,902	133,650	18.6%
Buildings	58,232	210,200	27.7%
<i>Transfers Out</i>	255,665	14,097,660	1.8%
Total Expenditures	<u>1,462,658</u>	<u>21,233,140</u>	6.9%
Excess (Deficiency) of Revenues and Other Sources over Expenditures	<u>2,724,723</u>	<u>(7,083,660)</u>	
Prior Period Adjustment			
Ending Fund Balance*	<u><u>39,952,970</u></u>	<u><u>30,144,587</u></u>	

* - Unaudited

25% of the fiscal year has elapsed

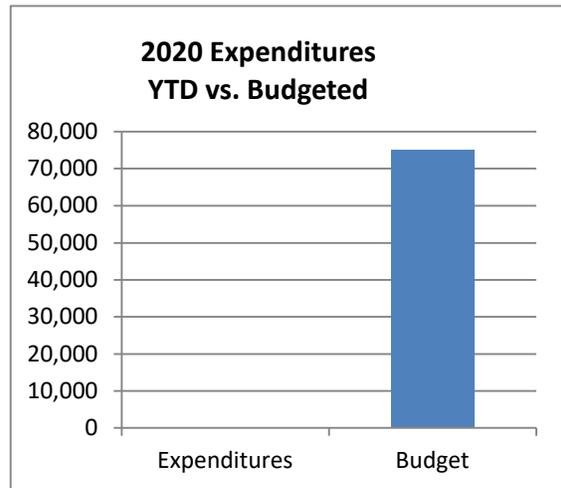
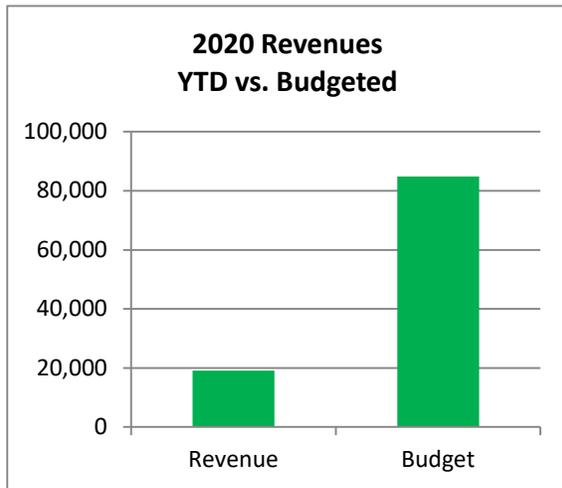


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Conservation Trust Fund
Period Ending March 31, 2020
Unaudited

Conservation Trust Fund	2020 Actuals Mar	2020 Adopted Budget	% Complete
Beginning Fund Balance	0	0	
Revenues:			
Intergovernmental	19,194	84,800	22.6%
Earnings on Investment	-	100	0.0%
Total Operating Revenues	19,194	84,900	22.6%
Expenditures:			
Operations	-	-	
Capital Outlay	-	75,000	0.0%
Total Expenditures	-	75,000	0.0%
Excess (Deficiency) of Revenues and Other Sources over Expenditures	19,194	9,900	
Ending Fund Balance*	19,194	9,900	

* - Unaudited

25% of the fiscal year has elapsed

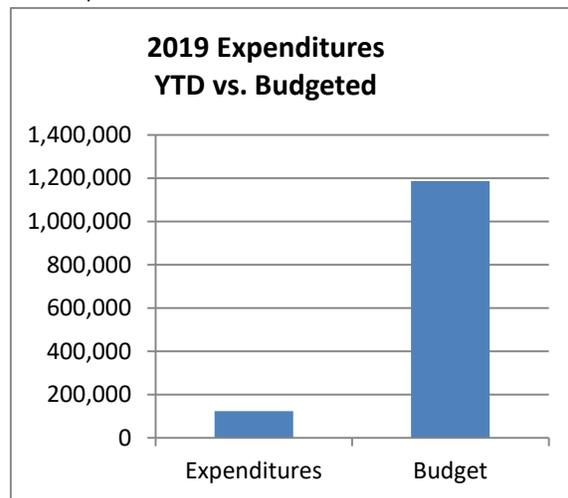
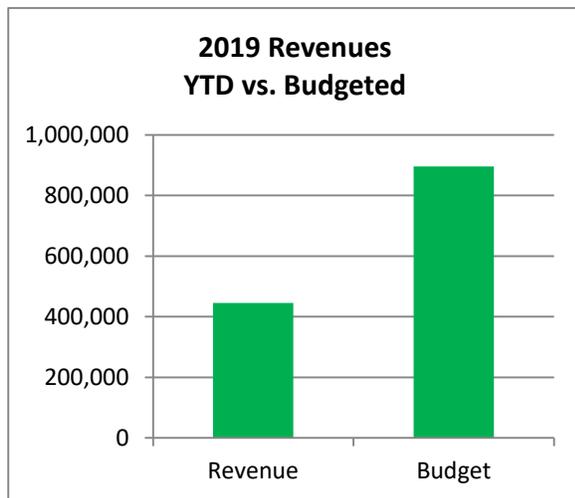


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Parks and Open Space Fund
Period Ending March 31, 2020
Unaudited

Parks and Open Space Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Fund Balance	5,544,616	5,544,616	
<u>Revenues:</u>			
Taxes & Fees	428,352	359,817	119.0%
Miscellaneous Revenue	7,599	315,700	2.4%
Transfers In	0	220,000	0.0%
	445,732	895,517	
Total Operating Revenues			49.8%
<u>Expenditures:</u>			
Operations	57,770	458,750	12.6%
Capital Outlay	66,252	728,000	9.1%
Transfers Out	-	-	
	124,022	1,186,750	
Total Expenditures			10.5%
Excess (Deficiency) of Revenues and Other Sources over Expenditures	321,709	(291,233)	
Ending Fund Balance*	5,866,325	5,253,383	

* - Unaudited

25% of the fiscal year has elapsed

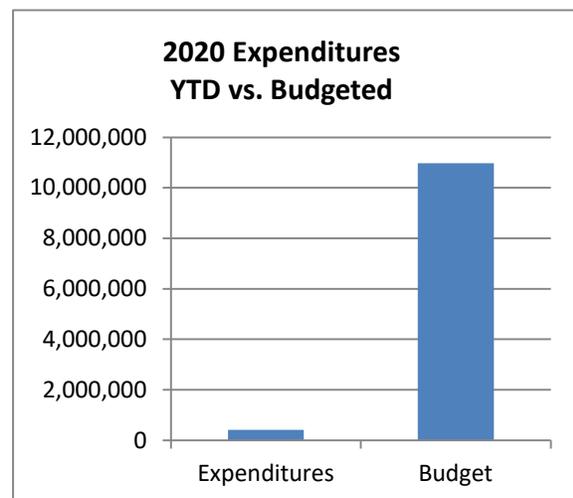
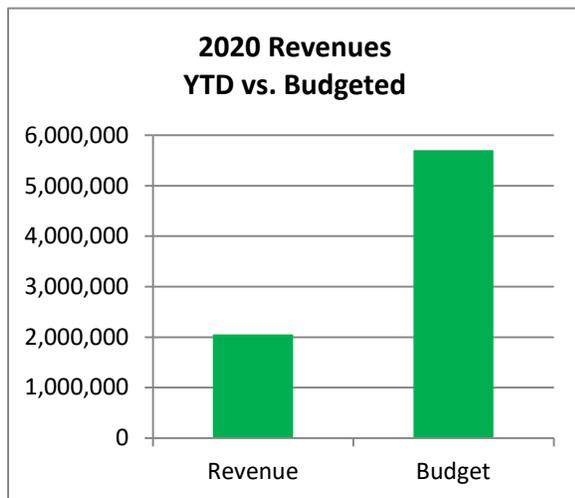


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Street and Alley Fund
Period Ending March 31, 2020
Unaudited

Street and Alley Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Fund Balance	8,463,136	8,463,136	
<u>Revenues:</u>			
Taxes & Fees	558,252	838,000	66.6%
Intergovernmental	-	1,511,650	0.0%
Charges for Services	269,166	1,024,000	26.3%
Capital Investment Fees	1,195,195	305,000	391.9%
Earnings on Investment	31,553	27,000	116.9%
Tranfers In	-	2,000,000	0.0%
	<hr/>	<hr/>	
Total Operating Revenues	2,054,165	5,705,650	36.0%
<u>Expenditures:</u>			
Operations & Maintenance	360,177	2,284,050	15.8%
Capital	55,172	8,684,500	0.6%
	<hr/>	<hr/>	
Total Expenditures	415,349	10,968,550	3.8%
Excess (Deficiency) of Revenues and Other Sources over Expenditures			
	<hr/>	<hr/>	
	1,638,817	(5,262,900)	
Ending Fund Balance*			
	<hr/>	<hr/>	
	10,101,953	3,200,236	

* - Unaudited

25% of the fiscal year has elapsed

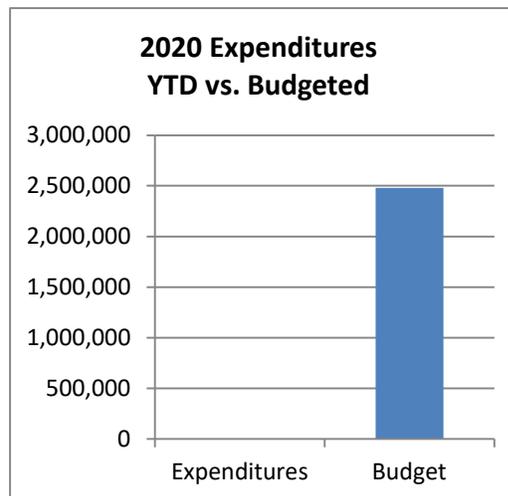
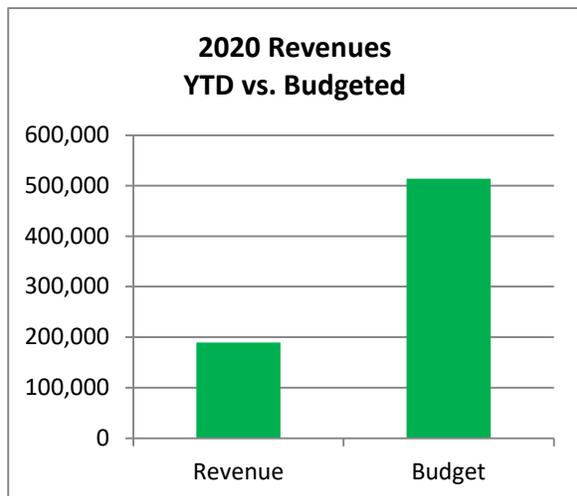


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Capital Projects Fund
Period Ending March 31, 2020
Unaudited

Capital Projects Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Fund Balance	10,994,106	10,994,106	
<u>Revenues:</u>			
Taxes and Fees	147,497	450,000	32.8%
Miscellaneous Revenue	-	-	
Interest	42,027	79,000	53.2%
<i>Transfers In</i>	-	(15,000)	
Total Operating Revenues	<u>189,525</u>	<u>514,000</u>	36.9%
<u>Expenditures:</u>			
Capital Outlay	1,304	2,479,700	0.0%
<i>Transfers Out</i>	-	-	0.0%
Total Expenditures	<u>1,304</u>	<u>2,479,700</u>	0.1%
Excess (Deficiency) of Revenues and Other Sources over Expenditures	<u>188,220</u>	<u>(1,965,700)</u>	
Ending Fund Balance*	<u><u>11,182,326</u></u>	<u><u>9,028,406</u></u>	

* - Unaudited

25% of the fiscal year has elapsed

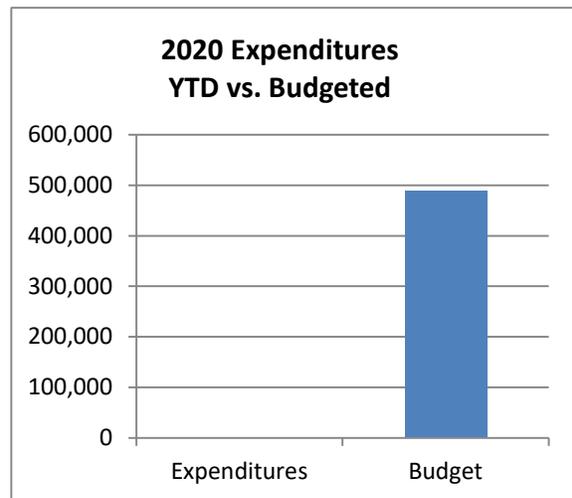
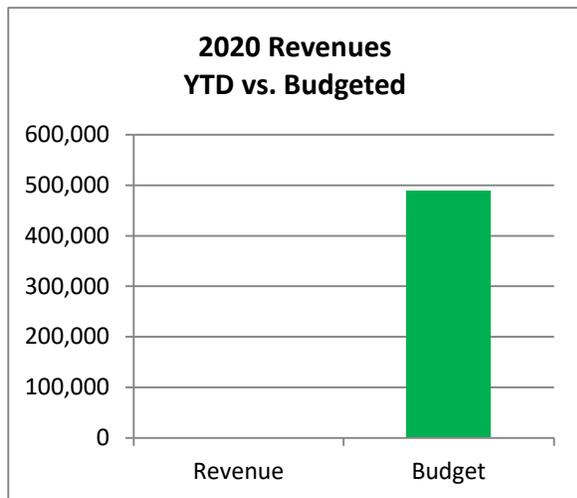


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Tax Allocation Fund
Period Ending March 31, 2020
Unaudited

Tax Allocation Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Fund Balance	5,555	5,555	
<u>Revenues:</u>			
Taxes & Fees	-	490,000	0.0%
Earnings on Investment	-	100	0.0%
Total Operating Revenues	-	490,100	0.0%
<u>Expenditures:</u>			
Miscellaneous	-	490,000	0.0%
Total Expenditures	-	490,000	0.0%
Excess (Deficiency) of Revenues and Other Sources over Expenditures	-	100	
Ending Fund Balance*	5,555	5,655	

* - Unaudited

25% of the fiscal year has elapsed

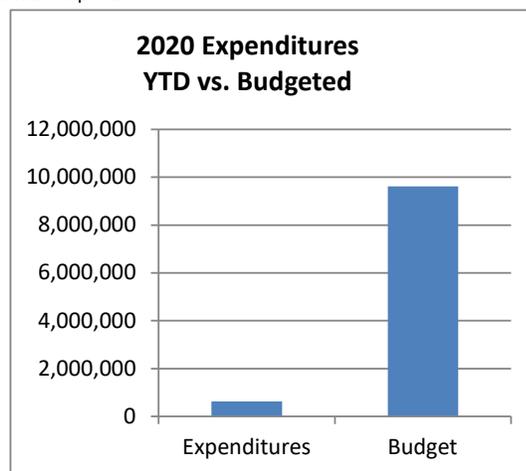
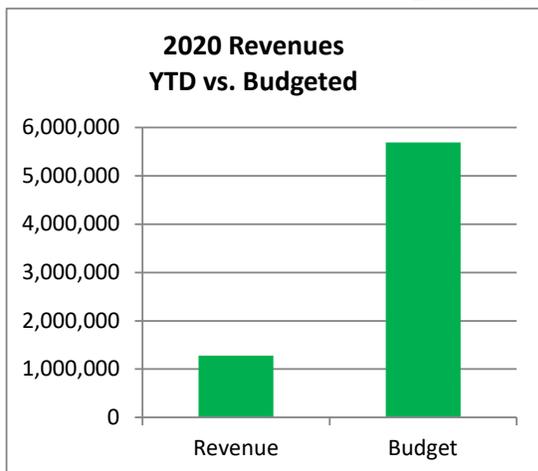


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Water Fund
Period Ending March 31, 2020
Unaudited

Water Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Cash Balance	18,054,317	18,054,317	
Revenues:			
Charges for Services	<u>409,410</u>	<u>2,518,000</u>	16.3%
Total Operating Revenues	<u>409,410</u>	<u>2,518,000</u>	16.3%
Expenses:			
Administration	40,517	522,550	7.8%
Operations	391,236	1,887,920	20.7%
Capital Outlay	141,926	6,853,000	2.1%
Depreciation	56,468	355,000	15.9%
Transfers Out	<u>-</u>	<u>-</u>	
Total Operating Expenses	<u>630,147</u>	<u>9,618,470</u>	6.6%
Operating Income (Loss)	<u>(220,737)</u>	<u>(7,100,470)</u>	
Non-Operating Revenues (Expenses)			
Tap Fees	360,538	804,625	44.8%
Capital Investment Fees	330,871	100,000	330.9%
Misc. Revenues	115,484	2,144,000	5.4%
Interest Expense	<u>60,213</u>	<u>126,000</u>	47.8%
Total Non-Operating Revenues (Expenses)	<u>867,107</u>	<u>3,174,625</u>	27.3%
Excess (Deficiency) of Revenues and Other Sources over Expenses	<u>646,370</u>	<u>(3,925,845)</u>	
Ending Cash Balance*	<u>18,700,687</u>	<u>14,128,472</u>	

* - Unaudited

25% of the fiscal year has elapsed

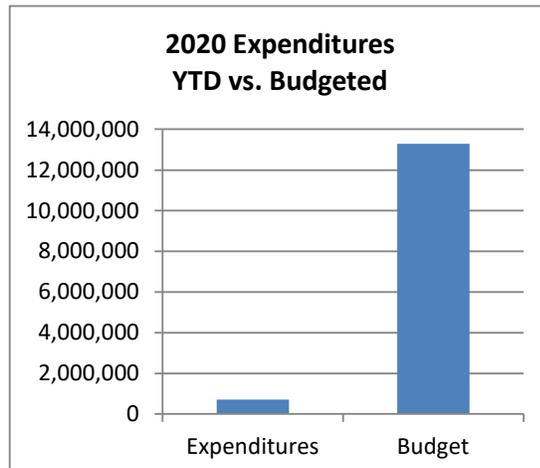
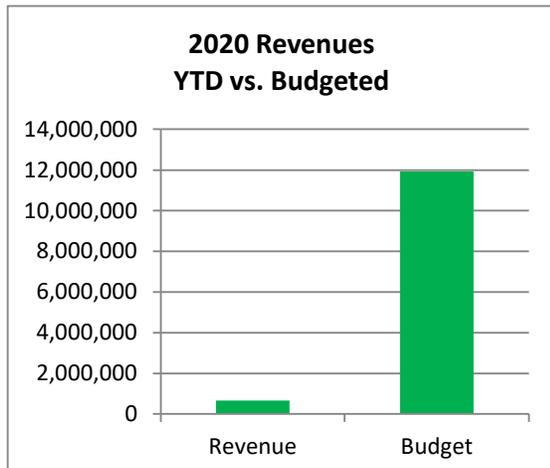


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Sewer Fund
Period Ending March 31, 2020
Unaudited

Sewer Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Cash Balance	8,393,987	8,393,987	
Revenues:			
Charges for Services	<u>528,396</u>	<u>1,950,000</u>	27.1%
Total Operating Revenues	<u>528,396</u>	<u>1,950,000</u>	27.1%
Expenses:			
Administration	32,124	310,500	10.3%
Operations	209,313	1,895,870	11.0%
Capital Outlay	435,076	10,874,000	4.0%
Depreciation	<u>32,167</u>	<u>205,000</u>	15.7%
Total Operating Expenses	<u>708,681</u>	<u>13,285,370</u>	5.3%
Operating Income (Loss)	<u>(180,285)</u>	<u>(11,335,370)</u>	
Non-Operating Revenues (Expenses)			
Capital Improvement Fees	128,570	660,000	19.5%
Misc. Revenues	2,500	1,001,000	0.2%
Interest Expense	9,127	81,000	11.3%
Transfers	<u>-</u>	<u>10,000,000</u>	0.0%
Total Non-Operating Revenues (Expenses)	<u>140,197</u>	<u>11,742,000</u>	1.2%
Excess (Deficiency) of Revenues and Other Sources over Expenses	<u>(40,089)</u>	<u>406,630</u>	
Ending Cash Balance*	<u>8,353,898</u>	<u>8,800,617</u>	

* - Unaudited

25% of the fiscal year has elapsed

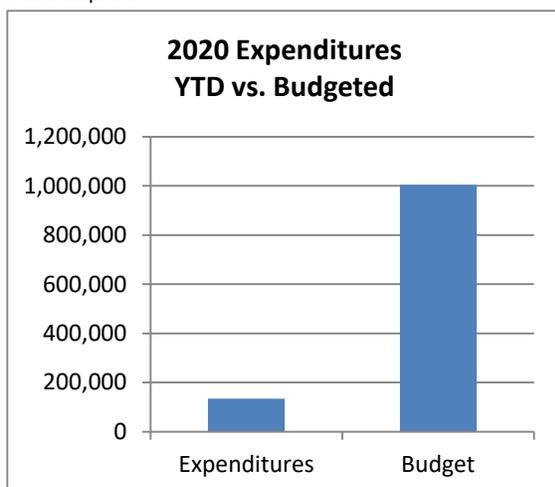
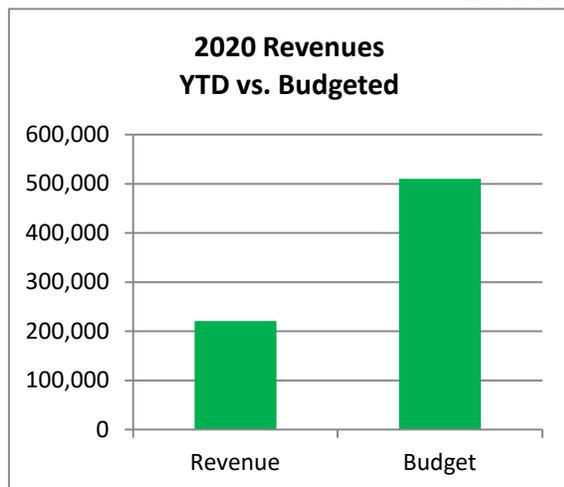


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Drainage Fund
Period Ending March 31, 2020
Unaudited

Drainage Fund	2020 Actuals Mar	2020 Adopted Budget	% Complete
Beginning Cash Balance	3,342,074	3,342,074	
Revenues:			
Charges for Services	99,619	435,000	22.9%
Total Operating Revenues	99,619	435,000	22.9%
Expenses:			
Administration	22,782	143,100	15.9%
Operations	79,655	345,900	23.0%
Capital Improvements	31,586	515,000	6.1%
Transfer Out	-	-	
Total Operating Expenses	134,023	1,004,000	13.3%
Operating Income (Loss)	(34,403)	(569,000)	
Non-Operating Revenues (Expenses)			
Capital Revenues	113,943	50,000	227.9%
Misc. Revenues	-	-	
Interest Expense	7,164	25,200	28.4%
Total Non-Operating Revenues (Expenses)	121,107	75,200	161.0%
Excess (Deficiency) of Revenues and Other Sources over Expenses	86,703	(493,800)	
Ending Cash Balance*	3,428,777	2,848,274	

* - Unaudited

25% of the fiscal year has elapsed

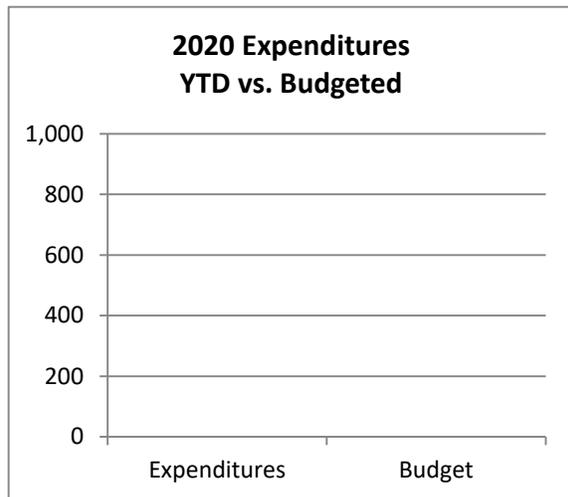
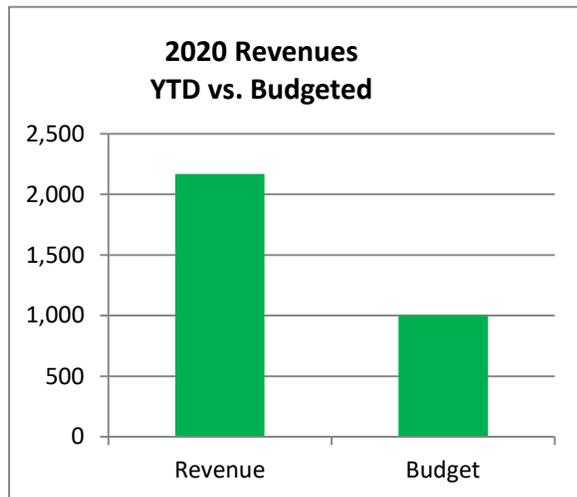


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Cemetery Perpetual Fund
Period Ending March 31, 2020
Unaudited

Cemetery Perpetual Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Fund Balance*	125,195	125,195	
<u>Revenues:</u>			
Miscellaneous Revenue	1,796	903	198.9%
Earnings on Investment	372	100	372.3%
Total Operating Revenues	2,168	1,003	216.2%
<u>Expenditures:</u>			
Operations & Maintenance	-	-	
Capital Outlay	-	-	
Transfers Out	-	-	
Total Expenditures	-	-	
Excess (Deficiency) of Revenues and Other Sources over Expenditures	2,168	1,003	
Ending Fund Balance*	127,363	126,198	

* - Unaudited

25% of the fiscal year has elapsed

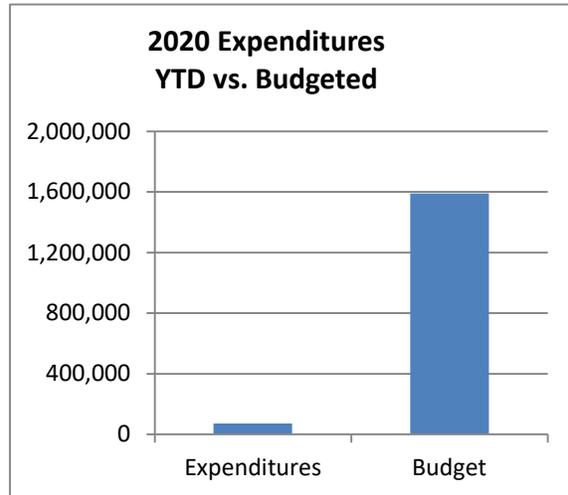
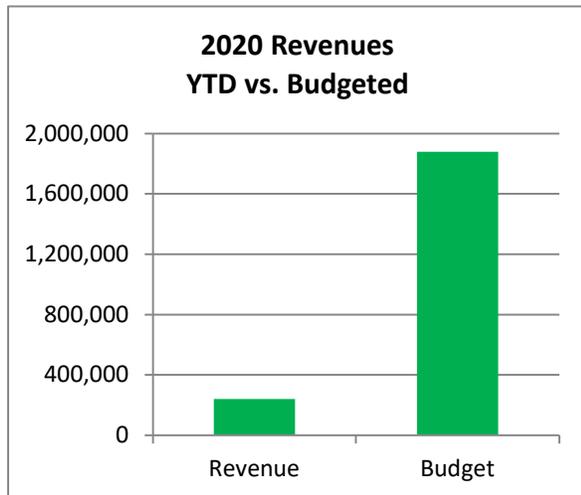


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Library Fund
Period Ending March 31, 2020
Unaudited

Library Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Fund Balance	3,491,367	3,491,367	
<u>Revenues:</u>			
Intergovernmental	-	824,716	0.0%
Miscellaneous Revenue	-	11,000	0.0%
Capital Investment Fees	239,412	20,000	1197.1%
Interest	935	1,500	62.3%
<i>Transfers In</i>	-	1,022,660	0.0%
	<hr/>	<hr/>	
Total Operating Revenues	240,347	1,879,876	12.8%
<u>Expenditures:</u>			
Operations	72,565	1,589,915	4.6%
Capital Outlay	-	-	0.0%
	<hr/>	<hr/>	
Total Expenditures	72,565	1,589,915	4.6%
Excess (Deficiency) of Revenues and Other Sources over Expenditures			
	<hr/>	<hr/>	
	167,782	289,961	
Ending Fund Balance*			
	<hr/>	<hr/>	
	3,659,149	3,781,328	

* - Unaudited

25% of the fiscal year has elapsed

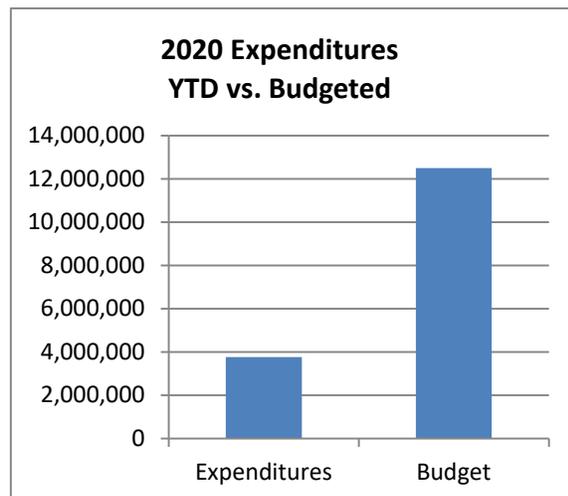
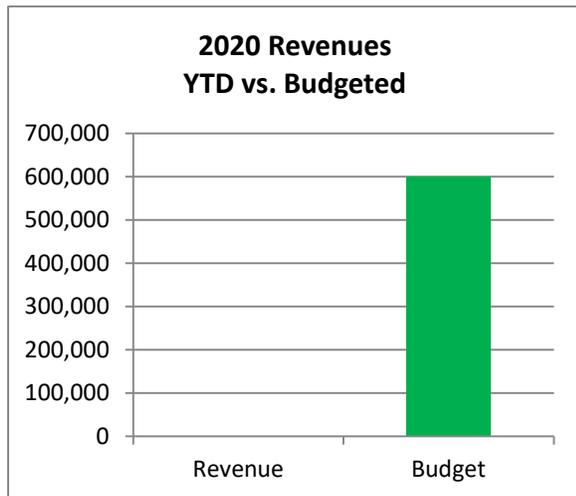


Town of Johnstown, Colorado
Statement of Revenues, Expenditures, and Changes in
Fund Balances - Recreation Center Fund
Period Ending March 31, 2020
Unaudited

Recreation Center Fund	2020 Actuals Mar	2020 Adopted Budget	%
			Complete
Beginning Fund Balance*	12,000,000	12,000,000	
Revenues:			
Transfers In	-	600,000	0.0%
Earnings on Investment	-	-	
Total Operating Revenues	<u>-</u>	<u>600,000</u>	0.0%
Expenditures:			
Operations & Maintenance	-	500,000	0.0%
Capital Outlay	3,765,726	12,000,000	31.4%
Total Expenditures	<u>3,765,726</u>	<u>12,500,000</u>	30.1%
Excess (Deficiency) of Revenues and Other Sources over Expenditures	<u>(3,765,726)</u>	<u>(11,900,000)</u>	
Ending Fund Balance*	<u><u>8,234,274</u></u>	<u><u>100,000</u></u>	

* - Unaudited

25% of the fiscal year has elapsed



Ordinance 2020-176

TOWN OF JOHNSTOWN, COLORADO
ORDINANCE NO. 2020-176

ANNEXING CERTAIN UNINCORPORATED LANDS LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 5 NORTH, RANGE 68 WEST OF THE 6TH P.M., COUNTY OF LARIMER, STATE OF COLORADO KNOWN AS THE RIDGE AT JOHNSTOWN ANNEXATION NO. 1, AND CONTAINING APPROXIMATELY 9.606 ACRES

WHEREAS, by Resolution No. 2020-07, the Town Council of the Town of Johnstown, Colorado found a petition for annexation of certain property situated in the Northwest Quarter of Section 26, Township 5 North, Range 68 West of the 6th P.M., County of Larimer, State of Colorado, consisting of approximately 9.606 acres, known as “The Ridge at Johnstown Annexation No. 1,” being more particularly described on Exhibit A, which is attached hereto and incorporated herein by this reference, to be in substantial compliance with C.R.S. § 31-12-107(1); and

WHEREAS, after notice pursuant to C.R.S. § 31-12-108, on April 6, 2020, the Town Council has held a public hearing on the proposed annexation to determine if the annexation complies with C.R.S. §§ 31-12-104 and 105; and

WHEREAS, the Town Council has determined that the requirements of C.R.S. §§ 31-12-104 and 105 have been met, that an election is not required and that no additional terms or conditions are to be imposed on the annexed area.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO, THAT:

Section 1. The annexation of certain unincorporated property situated in the Northwest Quarter of Section 26, Township 5 North, Range 68 West of the 6th P.M., County of Larimer, State of Colorado, consisting of approximately 9.606 acres, being more particularly described on Exhibit A be and the same is hereby approved and said unincorporated area is hereby incorporated and made a part of the Town of Johnstown, Colorado.

Section 2. That the annexation of such unincorporated area to the Town of Johnstown, Colorado shall be complete and effective on the effective date of this Ordinance, except for the purpose of general property taxes, and shall be effective as to general property taxes on and after the first day of January, 2021.

Section 3. That, within thirty (30) days of the effective date of this Ordinance, the Town Clerk be and is hereby authorized and directed to:

- A. File one copy of the annexation map with the original of the annexation ordinance in the office of the Town Clerk; and

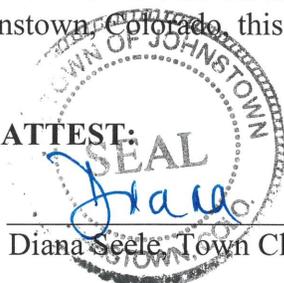
B. File two certified copies of the annexation ordinance and map of the area annexed containing a legal description of such area with the Larimer County Clerk and Recorder.

Section 4. This Ordinance shall take effect as provided by State law.

INTRODUCED AND APPROVED on first reading by the Town Council of the Town of Johnstown, Colorado, this 15th day of April, 2020.

ATTEST:

By: 
Diana Seele, Town Clerk



TOWN OF JOHNSTOWN, COLORADO

By: 
Gary Lebsack, Mayor

PASSED UPON FINAL APPROVAL AND ADOPTED on second reading by the Town Council of the Town of Johnstown, Colorado, this _____ day of _____, 2020.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Gary Lebsack, Mayor

Ordinance 2020-177

TOWN OF JOHNSTOWN, COLORADO
ORDINANCE NO. 2020-177

**APPROVAL OF PUD-MU ZONING OF THE PROPERTY KNOWN AS
THE RIDGE AT JOHNSTOWN ANNEXATION NO. 1 LOCATED IN THE
NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 5 NORTH,
RANGE 68 WEST OF THE 6TH P.M., COUNTY OF LARIMER, STATE OF
COLORADO, AND CONTAINING APPROXIMATELY 9.606 ACRES**

WHEREAS, the Town Council of the Town of Johnstown approved annexation of certain property situated in the Northwest Quarter of Section 26, Township 5 North, Range 68 West of the 6th P.M., County of Larimer, State of Colorado, consisting of approximately 9.606 acres, being more particularly described on Exhibit A, which is attached hereto and incorporated herein by this reference, known as The Ridge at Johnstown Annexation No. 1 (“Property”); and

WHEREAS, the property owners applied for Planned Unit Development – Mixed Use (“PUD-MU”) zoning of the Property in conjunction with annexation; and

WHEREAS, pursuant to state law, upon annexation, the Town Council must zone the Property within ninety (90) days; and

WHEREAS, the Town Planning Commission had a hearing and recommended approval of PUD-MU zoning on the Property; and

WHEREAS, on April 6, 2020, the Town Council held a public hearing to determine appropriate zoning for the Property and, based upon the evidence received at the hearing, finds that the requested zoning of the Property to PUD-MU conforms to the Town’s Comprehensive Plan.

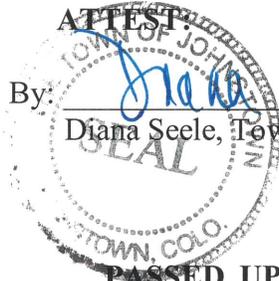
NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO, THAT:

1. Zoning of the Property known as The Ridge at Johnstown Annexation No. 1 and more particularly described on the attached Exhibit A shall hereby be designated as PUD-MU.
2. The Town Clerk is hereby directed to publish this Ordinance as required by the Town’s Home Rule Charter and state law and file this Ordinance with the real estate records of the Larimer County Clerk and Recorder.

INTRODUCED AND APPROVED on first reading by the Town Council of the Town of Johnstown, Colorado, this 04 day of April, 2020.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:
By: 
Diana Seele, Town Clerk



By: _____
Gary Lebsack, Mayor

PASSED UPON FINAL APPROVAL AND ADOPTED on second reading by the Town Council of the Town of Johnstown, Colorado, this _____ day of _____, 2020.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:
By: _____
Diana Seele, Town Clerk

By: 
Gary Lebsack, Mayor

**Resolution
No. 2020-09**

TOWN OF JOHNSTOWN, COLORADO

RESOLUTION NO. 2020-09

RESOLUTION AFFIRMING APRIL 7, 2020 REGULAR MUNICIPAL ELECTION RESULTS APPROVING BALLOT QUESTION 1B CONCERNING AMENDMENTS TO SECTIONS 3.3, 4.2(B) AND 4.7(A) OF THE JOHNSTOWN HOME RULE CHARTER.

WHEREAS, the Town of Johnstown, Colorado (the “Town”) is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town’s Home Rule Charter; and

WHEREAS, the Town Council is vested with the authority to administer the affairs of the Town; and

WHEREAS, the Town Council referred Ballot Question 1B to the registered electors of the Town at the regular municipal election held on Tuesday, April 7, 2020, which provided as follows:

SHALL SECTIONS 3.3, 4.2(B) AND 4.7(A) OF THE TOWN OF JOHNSTOWN HOME RULE CHARTER BE AMENDED TO CLARIFY THE STATUS OF THE MAYOR AS A MEMBER OF THE TOWN COUNCIL FOR THE PURPOSE OF CALCULATING QUORUM AND FOR THE PURPOSE OF DETERMINING THE MAJORITY VOTING REQUIREMENTS FOR THE ADOPTION OF RESOLUTIONS, MOTIONS AND EMERGENCY ORDINANCES?

WHEREAS, the majority of the registered electors in the Town voted in favor of Ballot Question 1B; and

WHEREAS, the Town Council desires to affirm the election results and affirm the amendments to Sections 3.3, 4.2(B) and 4.7(A) of the Town of Johnstown Home Rule Charter.

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

1. The Town Council hereby affirms the results of the regular municipal election held on April 7, 2020, and recognizes that a majority of the registered electors voted in favor of Ballot Question 1B.

2. The Town Council hereby affirms that, based on the results of the election, Section 3.3 of the Johnstown Home Rule Charter shall hereinafter read as follows: “A majority of the Entire Council holding office at the time shall be a quorum for the transaction of business at all Council meetings.”

3. The Town Council hereby affirms that, based on the results of the election, Section 4.2(B) of the Johnstown Home Rule Charter shall hereinafter read as follows: “Except

where a greater number is required in this Charter, the final adoption of any ordinance shall require the affirmative vote of a majority, which is four (4) of the Council, and resolutions and motions shall require the affirmative vote of a majority of the Entire Council present at the meeting adopting such resolutions and motions.”

4. The Town Council hereby affirms that, based on the results of the election, the first sentence of Section 4.7(A) of the Johnstown Home Rule Charter shall hereinafter read as follows: “An emergency ordinance necessary for the immediate preservation of public property or assets, health, welfare, peace, or safety shall require the affirmative vote of five (5) members of the Entire Council.”

5. Pursuant to C.R.S. § 31-2-208, the Town Clerk is hereby directed to file the amended Johnstown Home Rule Charter with the Secretary of State.

6. This Resolution shall be in full force and effect upon its passage and adoption

PASSED, SIGNED, APPROVED, AND ADOPTED this ____ day of April, 2020.

ATTEST:

TOWN OF JOHNSTOWN, COLORADO

By: _____
Diana Seele, Town Clerk

By: _____
Gary Lebsack, Mayor

**Resolution
No. 2020-10**

TOWN OF JOHNSTOWN, COLORADO

RESOLUTION NO. 2020-10

RESOLUTION AFFIRMING APRIL 7, 2020 REGULAR MUNICIPAL ELECTION RESULTS APPROVING BALLOT QUESTION 1C CONCERNING RESTORATION OF THE TOWN'S AUTHORITY TO PROVIDE ADVANCED SERVICES, TELECOMMUNICATIONS SERVICES AND/OR CABLE TELEVISION SERVICES, EITHER DIRECTLY OR INDIRECTLY, WITH PUBLIC OR PRIVATE SECTOR PARTNERS.

WHEREAS, the Town of Johnstown, Colorado (the "Town") is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town's Home Rule Charter; and

WHEREAS, the Town Council is vested with the authority to administer the affairs of the Town; and

WHEREAS, in 2005, the Colorado General Assembly enacted Title 29, Article 27 of the Colorado Revised Statutes, commonly known as Senate Bill 152, limiting a local government's authority to provide, or participate in the provision of, advanced services, telecommunication services and/or cable television services, as defined therein, either directly or indirectly, with public or private sector partners, without first securing voter approval; and

WHEREAS, because access to high-speed broadband networks and fast, affordable and reliable internet services is essential residents and businesses in the Town and because the Town may desire to participate in accomplishing those objectives for the benefit of the citizens in the future, the Town Council referred Ballot Question 1C to the registered electors of the Town at the regular municipal election held on Tuesday, April 7, 2020, which provided as follows:

WITHOUT INCREASING TAXES, SHALL THE CITIZENS OF THE TOWN OF JOHNSTOWN RE-ESTABLISH THE TOWN'S RIGHT TO PROVIDE ALL SERVICES RESTRICTED BY TITLE 29, ARTICLE 27 OF THE COLORADO REVISED STATUTES, DESCRIBED AS "ADVANCED SERVICES," "TELECOMMUNICATIONS SERVICES" AND "CABLE TELEVISION SERVICES," INCLUDING ANY NEW AND IMPROVED BROADBAND AND HIGH-SPEED INTERNET SERVICES AND FACILITIES BASED ON FUTURE TECHNOLOGIES, EITHER DIRECTLY OR INDIRECTLY, WITH PUBLIC AND/OR PRIVATE SECTOR PARTNERS, TO RESIDENTS, BUSINESSES, SCHOOLS, LIBRARIES, NON-PROFIT ENTITIES AND OTHER USERS OF SUCH SERVICES?

WHEREAS, the majority of the registered electors in the Town voted in favor of Ballot Question 1C; and

WHEREAS, the Town Council desires to affirm the election results.

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

1. The Town Council hereby affirms the results of the regular municipal election held on April 7, 2020, and recognizes that a majority of the registered electors voted in favor of Ballot Question 1C, restoring the Town's authority to provide advanced services, telecommunications services and/or cable television services, either directly or indirectly, with public or private sector partners.

2. The Town Council hereby affirms its desire that the Town have access to high-speed broadband networks and fast, affordable and reliable internet services and its commitment to explore opportunities to enhance such services in the future.

3. This Resolution shall be in full force and effect upon its passage and adoption

PASSED, SIGNED, APPROVED, AND ADOPTED this ____ day of April, 2020.

ATTEST:

TOWN OF JOHNSTOWN, COLORADO

By: _____
Diana Seele, Town Clerk

By: _____
Gary Lebsack, Mayor

AGENDA ITEM 7

Town Manager Report



TOWN OF JOHNSTOWN

MEMORANDUM

TO: Honorable Mayor and Town Council Members

FROM: Matt LeCerf, Town Manager

DATE: April 20, 2020

CC: Town Staff
Local Media

SUBJECT: Town Manager's Report

Upcoming Town Council Work Sessions – If there are topics that the Council would like staff to schedule for discussion, please let me know. The following topics are recommended for Council discussion (all meetings will be held in the Town Council Chambers unless otherwise indicated):

- 04/20/2020 – Regular Town Council Meeting
 - 05/04/2020 – Regular Town Council Meeting
 - 05/19/2020 – Regular Town Council Meeting
-

Administration, Finance, & Planning

- *Water Transfer* – The water transfer of 8 CBT units to Little Thompson Water District (LTWD) was approved by the Northern Water Board last week. We anticipate the transfer of the 2 Home Supply Shares to the Town from LTWD to occur in the near future.
- *COVID-19 Impact* – Staff has been participating in many calls and video conferencing meetings related to the impacts of COVID-19 with the following parties: local businesses, County Public Health Officials, Regional Economic Development Partners, and State Departments.
- *Caselle Connect* – Staff worked with Caselle to launch an online financial dashboard so that department heads can more easily access the financial data that they need whether in the office or working remotely.
- *Finance Training* – Staff is attending Caselle webinar trainings to stay up to date on the most recent changes and improvements that have been made to our financial software. Staff has also attended FEMA webinars for emergency management tracking for emergencies.
- *Liquor Licenses* – Lazy Dog Restaurant, Cassidy's Sports Grill, Loaf N Jug Liquor Licenses were renewed.

- *Communications Tools* – The Town has settled on a new website platform and will be determining the best solution for setting up mass emailing for Town News and our newsletter in an effort to keep residents more informed in a timely way.
- *Central Square Software* – Staff continues to meet with the implementation team for the new project tracking software. We are approximately 75% complete with configuration workbooks for their teams to begin building the software to our specifications.
- *Comprehensive Plan* – Logan Simpson and Town Staff have been working to expand online engagement opportunities through Facebook, Twitter, and our website to reach our citizens where they are – to gain input to help formulate and guide our comprehensive planning efforts. As of April 14th, we reached 1500 people, received numerous online comments, and have had over 50 people take online quizzes and longer questionnaires.
- *Hwy 402 Access Control Plan and IGA* – Town staff has participated with Loveland, Larimer County, and CDOT over the past several months in drafting a proposed “ACP” for Hwy 402, from I-25 to US 287. The final plan and proposed IGA for plan implementation are being completed by CDOT’s consultant this month.

Police Department

Training:

- *K9 Training and Certification*- Officer Kehr successfully completed the 16 week long K9 certification course with dog Vasco. Vasco is now certified in both narcotics’ detection and patrol tracking and apprehension.

Community Policing, Outreach & Miscellaneous Items:

- *Community Interaction* – The police department has participated in four (4) “Birthday Parades.” Our officers are responding to parent’s requests for participation in celebrating their children’s birthdays while in quarantine. The PD also participated in a parade with the Loveland Fire Department around both hospitals in Loveland to show our support for medical personnel.
- *COVID 19 Response* – The police department continues to have weekly meetings with public health officials from both Larimer and Weld Counties to receive and share the latest information on our response to the COVID 19 pandemic. We are still aggressively seeking to replenish our PPE supply by reaching out to multiple state and local agencies as well as private sector vendors. The police department continues to receive donations of hand sanitizer and homemade masks from members of both business and civilian sectors of the community.

Public Works Department

Streets, Stormwater, & Parks

- *Cemetery* – Work continues at the Cemetery with the cleanup of flowers and objects. We kept things appearing to be of value to be claimed, if necessary. Aerating was also completed at Cemetery. An RFP for a Columbarium was sent out and bids set to open in May.
- *Street Patching* – Crews closed Parish Ave from S.1st north to complete patching as well as crack sealing, curb repair and stripping the downtown parking was completed.
- *Street Grading* – Due to closure of the frontage road, CR 3 has seen more traffic and has been graded three times in the last two weeks. CR 20C, 42, 44, and 46 have also been graded for a total of 12 miles.

- *Fence* – Four fence panels were repaired on Rolling Hills Pkwy. that were damaged from the last snow storm.
- *Parks* – All parks continue to be barricaded and monitored for use. All playground equipment was power washed with a hospital grade disinfectant, and will continue on a weekly basis until further notice.
- *Fleet* – Three police vehicles were recently serviced.

Water and Sewer

- *Water plant* – Media project is underway. The filters are being completed one at a time to help keep the plant running and to avoid using emergency water. It takes approximately two weeks to complete each filter. This project should be finished in early May.
- *Lone tree* – The project at the Lone Tree pump station has been moved to the fall due to the narrow time frame available and pending increased demand for water. Minimal work will continue throughout the summer, with the pumps being replaced in October.
- *Wastewater Plant* – The kick-off meeting with Aqua Engineering is scheduled for the week of April 20th. This meeting will concentrate on plant assessments and design. The Central Wastewater Plant project is almost complete. The Central Plant has been experiencing odors in pond #1 so we will be adding H₂S to help combat that. Another Variable Frequency Drive (VFD) went down at the Central Plant and was ordered.
- *Tanks* – A visual inspection of the north tank was completed by ORC Ramey Environmental. We hired Liquid Engineering to do a video inspection of all our tanks and clean out any sediment inside. Work is scheduled to start in late May.

AGENDA ITEM 9A

**I-25 and Highway 60
Interchange Concepts**

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 16, 2020

ITEM NUMBER: 9A

SUBJECT: I-25 & Highway 60 Interchange Concepts

ACTION PROPOSED: Direction on final design rendering

ATTACHMENTS: 1. Rendering Options of the Interchange Enhancements

PRESENTED BY: Matt LeCerf, Town Manager

AGENDA ITEM DESCRIPTION:

The Town has been working with BHA Design to complete the design/aesthetic enhancements of the I-25 & Highway 60 Interchange. Initially Council was presented with 3 types of designs by BHA. Based on the feedback from Council, BHA has narrowed the design to focus on the brick elements from the initial workshop. At this time, they have developed 2 final options for Council to consider with the hopes that one of these would be the final determination of the improvements subject to any minor changes that the Council would like incorporated. The 2 designs are included in this item, but we anticipate color renderings to be shown at the meeting on Monday.

CDOT is working on structural packages and a portion of this design may be incorporated into the CP-3 which is scheduled for bidding from the contractor in mid-May. Based on the final design as determined by Council, we would have cost estimates provided to us by CDOT.

It is the request and hope of Staff that Council can made a final design approval this evening based on the presented options.

LEGAL ADVICE:

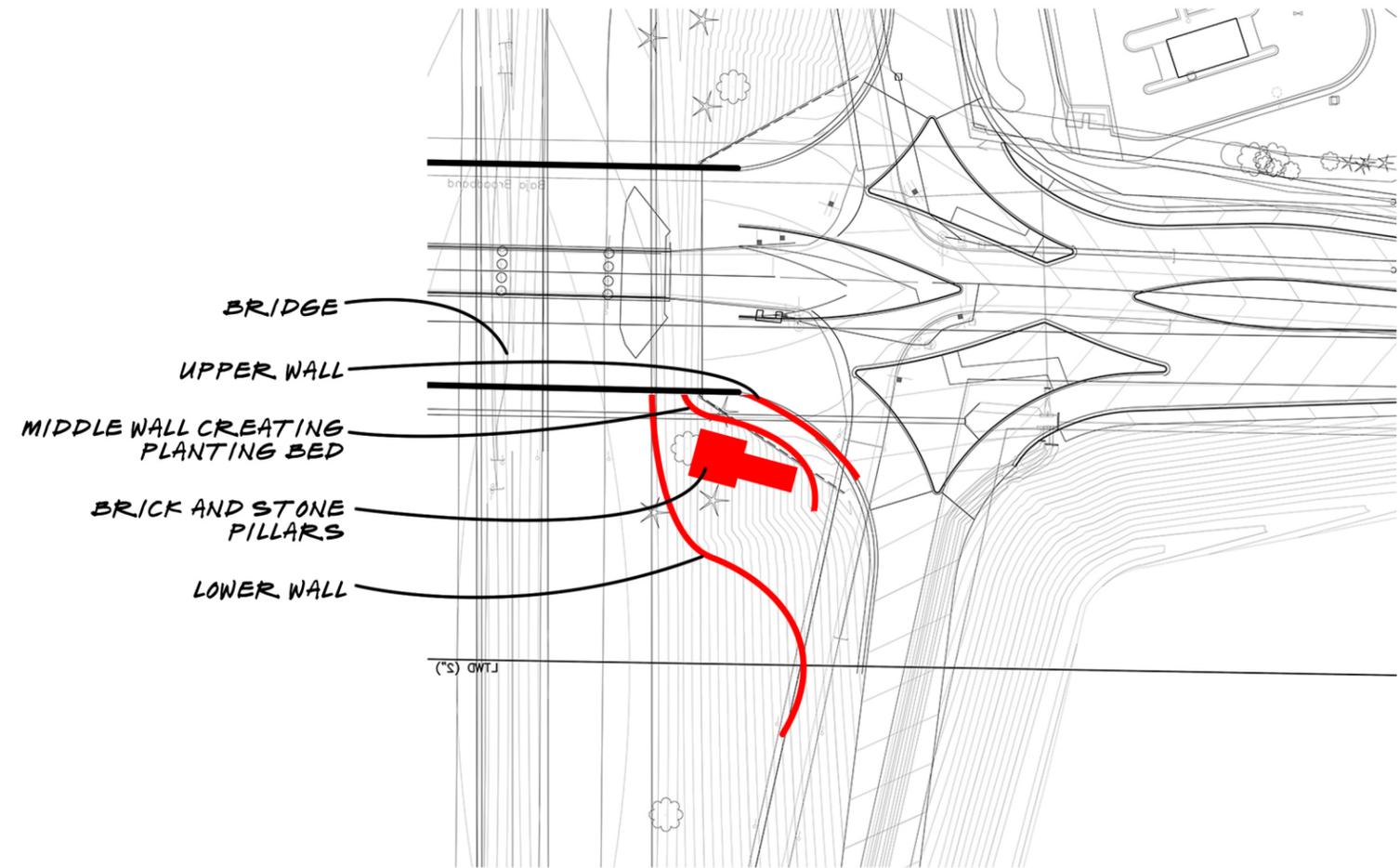
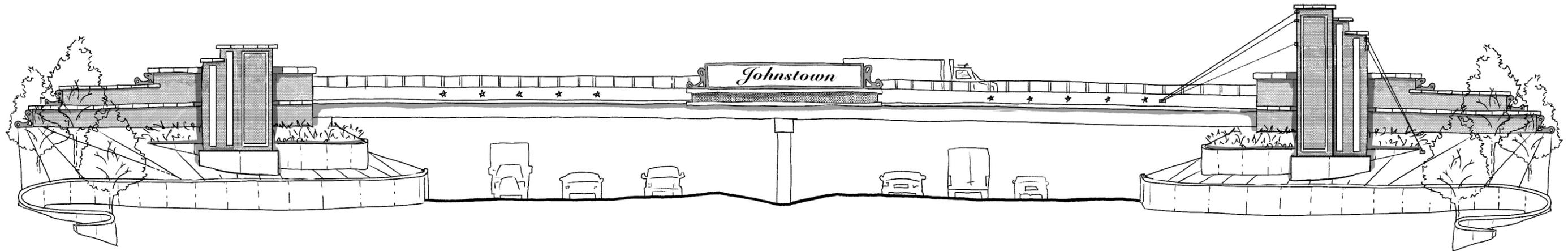
NA

FINANCIAL ADVICE:

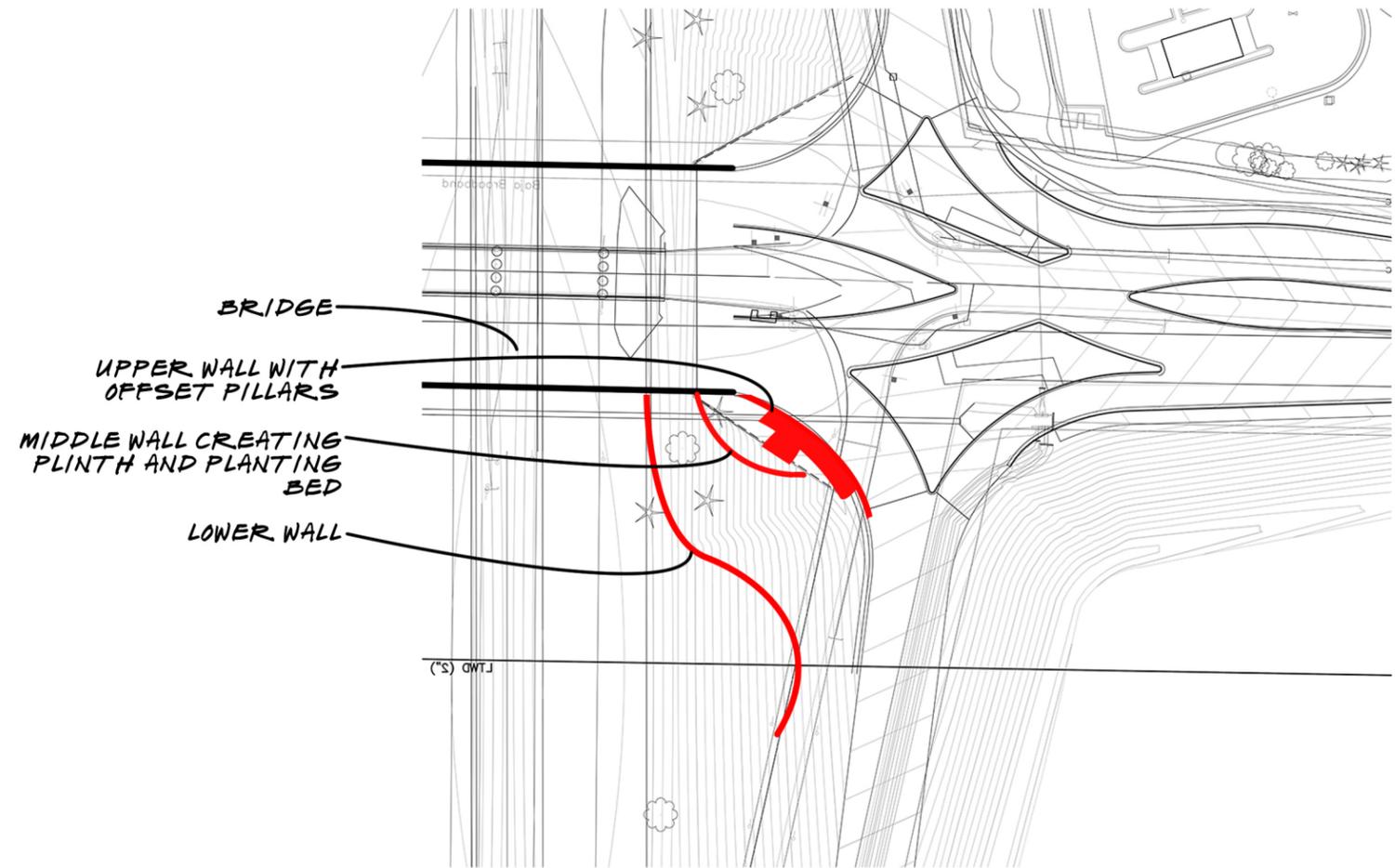
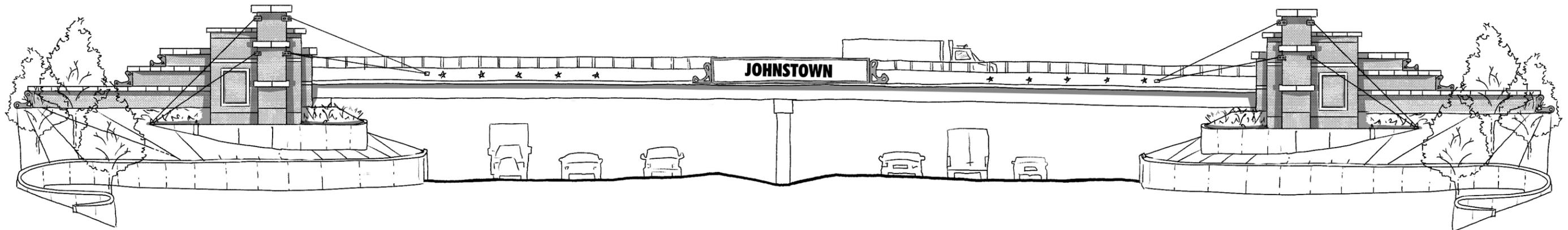
Funds have been budgeted in FY 2020 for this project enhancement.

RECOMMENDED ACTION: Identify a final approved design for the enhancements this evening.

SUGGESTED MOTIONS: No motion, just a consensus of the desired options.



CONCEPT 1



CONCEPT 2

AGENDA ITEM 11A

**Administer Oath of Office
(Newly Elected Council)**

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 20, 2020

ITEM NUMBER: 11A

SUBJECT: Administer Oath of Office – Newly Elected Council Members

ACTION PROPOSED: Administer Oath of Office to Newly Elected Council Members

PRESENTED BY: Town Clerk

AGENDA ITEM DESCRIPTION: Section 2.4 C., (Term of Office; Time of Taking Office; Oath) of the Town Charter provides, in part, for the following:

“Before taking office, the Mayor and each Council member shall take and file with the Town Clerk an oath or affirmation to support the United States Constitution, the Colorado Constitution, the Charter, ordinances and codes of the Town and to faithfully perform the duties of the office.”

The Town Clerk will be administering the following oath of office to the newly elected council members:

“I (name of individual), do solemnly swear by the ever living God, that I will support the Constitution of the United States of America and of the State of Colorado, the Charter, ordinances and codes of the Town of Johnstown, and faithfully perform the duties of the office of (name of office) upon which I am about to enter.”

***Note:** An affirmation is also available, if desired.

LEGAL ADVICE: N/A

FINANCIAL ADVICE: N/A

RECOMMENDED ACTION: Administer Oath of Office to Newly Elected Council Members

SUGGESTED MOTION: N/A

AGENDA ITEM 11D

Appointment of Mayor Pro Tem

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 20, 2020

ITEM NUMBER: 11D

SUBJECT: Appointment of Mayor Pro tem

ACTION PROPOSED: Appoint Mayor Pro tem

PRESENTED BY: Town Clerk

AGENDA ITEM DESCRIPTION: Section 2.2 (Mayor, Mayor Pro Tem) of the Town Charter provides for the following:

“By the affirmative vote of a majority of the entire Council, a Council member shall be appointed as Mayor Pro Tem for the term as prescribed by ordinance to perform the responsibilities and duties of the Mayor when the Mayor is absent or is otherwise unable to perform the responsibilities and duties of the Mayor.”

LEGAL ADVICE: N/A

FINANCIAL ADVICE: N/A

RECOMMENDED ACTION: Appoint Mayor Pro Tem

SUGGESTED MOTION:

For Appointment: I move to appoint (name of Council member) Mayor Pro Tem.

AGENDA ITEMS 11E & 11F

- **Appointment of Town Attorney**
- **Appointment of Municipal
Court Judge**

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 20, 2020

ITEM NUMBER: 11E

SUBJECT: Appointment of Town Attorney

ACTION PROPOSED: Reappoint Town Attorney

PRESENTED BY: Mayor

AGENDA ITEM DESCRIPTION: Article 9 (Town Attorney) of the Town Charter states, in part, the following:

“The Town Council, by majority of the entire Council, shall appoint a Town Attorney to serve at the pleasure of the Council”

Avi Rocklin was initially appointed Town Attorney on February 3, 2014.

LEGAL ADVICE: N/A

FINANCIAL ADVICE: N/A

RECOMMENDED ACTION: Appoint Avi Rocklin Town Attorney

SUGGESTED MOTION:

For Appointment: I move to appoint Avi Rocklin Johnstown Town Attorney.

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 20, 2020

ITEM NUMBER: 11F

SUBJECT: Appointment of Municipal Court Judge

ACTION PROPOSED: Reappoint Municipal Court Judge

PRESENTED BY: Mayor and Town Attorney

AGENDA ITEM DESCRIPTION: Article 10 (Municipal Judge) of the Town Charter states, in part, the following:

“The Town Council shall appoint, by majority vote of the entire Council, a presiding municipal judge and such deputy municipal judges as the Council deems necessary. Each municipal judge shall be appointed for a two (2) year term.”

Mr. Lazar was initially appointed Municipal Judge on May 6, 2002, and previously served as the Town’s substitute Municipal Judge.

LEGAL ADVICE: N/A

FINANCIAL ADVICE: N/A

RECOMMENDED ACTION: Appoint Mr. Mike Lazar Municipal Court Judge

SUGGESTED MOTION:

For Appointment: I move to appoint Mr. Mike Lazar Johnstown Municipal Court Judge.

AGENDA ITEM 11G

**Public Hearing
(Ordinance 2020-178)
Removal of Street Maintenance Fees**

PUBLIC HEARING PROCEDURE – Ordinance No. 2020-178, an Ordinance Repealing Article XV of Chapter 17 of the Johnstown Municipal Code Concerning Street Maintenance Fees; and Declaring an Emergency.

1. Open public hearing
2. Receive information from staff
3. Ask to hear from anyone who supports the ordinance
4. Ask to hear from anyone who opposes the ordinance
5. Close the public hearing
6. Ask for discussion
7. Make decision and/or motion from Council
 - a. Need motion to approve or deny the ordinance.

 (SUGGESTED MOTIONS):

For Approval:

I move to approve Ordinance Number 2020-178, an Ordinance Repealing Article XV of Chapter 17 of the Johnstown Municipal Code Concerning Street Maintenance Fees; and Declaring an Emergency.

For Denial:

I move to deny Ordinance 2020-178.

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 20, 2020

ITEM NUMBER: 11G

SUBJECT: **Public Hearing** – Consider Ordinance No 2020-178 Repealing Article XV of Chapter 17 of the Johnstown Municipal Code concerning Street Maintenance Fees; and Declaring an Emergency

ACTION PROPOSED: Approve Ordinance 2020-178 Repealing the Street Maintenance Fee as Presented

ATTACHMENTS: **1. Ordinance 2020-178**

PRESENTED BY: Matt LeCerf, Town Manager

AGENDA ITEM DESCRIPTION:

Consistent with the April 7, 2020 election, Ballot Issue 1A was presented to the registered voters of the Town of Johnstown to increase the sales and use tax by 0.5% to fund street and sidewalk maintenance and repairs and transportation related projects. The Issue also called for the repeal of the Street Maintenance Fee imposed by Article XV of Chapter 17. The voters overwhelmingly supported this initiative by a vote of 1568 – 843. This represents a 65% approval of Ballot Issue 1A. Based on the approval, Ordinance 2020-178 will repeal the Street Maintenance Fee as promised to the voters. This is being presented to the Council as an Emergency Ordinance which will make the repeal immediate and the fee would not be included in the next utility billing cycle which is set to be issued on or about April 25, 2020.

LEGAL ADVICE:

The ordinance was drafted by the Town Attorney.

FINANCIAL ADVICE:

While repeal of the street maintenance fee will have a financial impact in the short term, the implementation of a 0.5% increase on sales and use tax for transportation purposes will counter balance and exceed the long-term revenues compared to the street maintenance fee currently in place.

RECOMMENDED ACTION: Approve the Ordinance 2020-178 as presented.

SUGGESTED MOTIONS:

For Approval:

I move to approve Ordinance 2020-178 as presented to repeal the street maintenance fee specifically article XV of Chapter 17 of the Johnstown Municipal Code and declaring an emergency.

For Denial:

I move to deny ordinance 2020-178 as presented to repeal the street maintenance fee specifically Article XV of Chapter 17 of the Johnstown Municipal Code.

Reviewed and Approved for Presentation:

Town Manager

TOWN OF JOHNSTOWN, COLORADO

ORDINANCE NO. 2020-178

**AN ORDINANCE REPEALING ARTICLE XV OF
CHAPTER 17 OF THE JOHNSTOWN MUNICIPAL
CODE CONCERNING STREET MAINTENANCE FEES;
AND DECLARING AN EMERGENCY.**

WHEREAS, the Town of Johnstown, Colorado (the “Town”) is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town’s Home Rule Charter; and

WHEREAS, the Town Council is vested with the authority to administer the affairs of the Town; and

WHEREAS, by Ordinance 2016-142, adopted on or about August 1, 2016, the Town Council approved a street maintenance fee to fund ongoing maintenance of the Town’s streets; and

WHEREAS, by Resolution 2020-04, the Town Council referred Ballot Issue 1A to the registered electors of the Town at the regular municipal election held on Tuesday, April 7, 2020, concerning a proposed increase in the sales and use tax by 0.5% to fund street and sidewalk maintenance and repairs and transportation related projects, and therein committed to repeal the street maintenance fee imposed in Article XV of Chapter 17 of the Johnstown Municipal Code if a majority of the registered electors of the Town voted in favor of the ballot issue; and

WHEREAS, at the regular municipal election held on April 7, 2020, the majority of the registered electors of the Town voted in favor of Ballot Issue 1A, approving the sales and use tax increase effective on July 1, 2020; and

WHEREAS, based on the election results, the Town Council desires to repeal Article XV of Chapter 17 of the Johnstown Municipal Code concerning street maintenance fees; and

WHEREAS, because of the COVID-19 pandemic and the resulting financial impact of the pandemic to the residents of the Town, the Town Council desires to repeal the street maintenance fee effective immediately and forego the imposition of the street maintenance fee during the months of May and June, 2020; and

WHEREAS, Town Council hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town, that it is promulgated for the preservation of the public health, welfare, peace, safety and property and that this Ordinance is in the best interests of the citizens of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO, THAT:

Section 1. Street Maintenance Fee Repeal. Article XV of Chapter 17 of the Johnstown Municipal Code is hereby repealed.

Section 2. Repeal. Existing or parts of ordinances covering the same matters as embraced in this Ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Ordinance.

Section 3. Emergency Declaration. The Town Council finds and declares that an emergency exists based on the facts contained in the recitals set forth above and that this Ordinance is necessary for the immediate preservation of the health, welfare, peace and safety of the public and the citizens of the Town.

Section 4. Effective Date and Publication. The procedures set forth in Section 4.6(A) of the Town Charter and corresponding provisions of the Johnstown Municipal Code requiring a second reading of an ordinance prior to final adoption are hereby suspended. Pursuant to Section 4.7 of the Town's Home Rule Charter, this Ordinance shall take effect immediately upon the affirmative vote of five (5) Councilmembers. This Ordinance, as adopted by the Town Council, shall be published and shall be numbered and recorded by the Town Clerk in the official records of the Town. The adoption and publication shall be authenticated by the signatures of the Mayor, or Mayor Pro Tem, and the Town Clerk.

INTRODUCED, PASSED AND ADOPTED AS AN EMERGENCY MEASURE on first reading by the Town Council of the Town of Johnstown, Colorado, this ____ day of _____, 2020, by a vote of five (5) Councilmembers of the Town Council of the Town of Johnstown.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Gary Lebsack, Mayor

AGENDA ITEM 11H

**Public Hearing 1st Reading
(Ordinance Number 2020-179)
Implement .5% Sales and Use Tax Increase**

PUBLIC HEARING PROCEDURE – Ordinance No. 2020-179, an Amending Section 4-36, 4-56(7), 4-57(I), and 4-72 of the Johnstown Municipal Code Implementing a Voter Approved Sales and Use Tax Increase of 0.5% for Transportation Purposes.

1. Open public hearing
2. Receive information from staff
3. Ask to hear from anyone who supports the ordinance
4. Ask to hear from anyone who opposes the ordinance
5. Close the public hearing
6. Ask for discussion
7. Make decision and/or motion from Council
 - a. Need motion to approve or deny the ordinance.

 (SUGGESTED MOTIONS):

For Approval:

I move to approve Ordinance Number 2020-179, an Ordinance Amending Section 4-36, 4-56(7), 4-57(I), and 4-72 of the Johnstown Municipal Code Implementing a Voter Approved Sales and Use Tax Increase of 0.5% for Transportation Purposes.

For Denial:

I move to deny Ordinance 2020-179.

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 20, 2020

ITEM NUMBER: 11H

SUBJECT: **Public Hearing 1st Reading** – Ordinance 2020-179 an Ordinance Amending Sections 4-36, 4-56(7), 4-57(I), and 4-72 of the Johnstown Municipal Code Implementing a Voter Approved Sales and Use Tax Increase of 0.5% for Transportation Purposes.

ACTION PROPOSED: Approve Ordinance 2020-179 As Presented

ATTACHMENTS: **1. Ordinance 2020-179**

PRESENTED BY: Matt LeCerf, Town Manager

AGENDA ITEM DESCRIPTION:

Consistent with the April 7, 2020 election, Ballot Issue 1A was presented to the registered voters of Town of Johnstown to increase the sales and use tax by 0.5% to fund street and sidewalk maintenance and repairs and transportation related projects and therein committed to repeal the Street Maintenance Fee imposed by Article XV of Chapter 17. The voters overwhelmingly supported this initiative by a vote of 1568 – 843. This represents a 65% approval of Ballot Issue 1A.

The establishment of the 0.5% sales and use tax requires an amendment to sections 4-36, 4-56(7), 4-57(I), and 4-72 of the Johnstown Municipal Code. Modifications have been made to these sections to reflect aggregate sales and use tax levels in the Revenue and Finances Chapter of the Johnstown Municipal Code. The effectiveness of this ordinance is scheduled to be July 1, 2020 as proposed in the ballot issue language presented and approved by the voters. Town Staff is working with the Department of Revenue and local businesses to begin education and awareness of the new sales tax effective on July 1, 2020.

LEGAL ADVICE:

The ordinance was drafted by the Town Attorney.

FINANCIAL ADVICE:

While repeal of the street maintenance fee will have a financial impact in the short term, the implementation of a 0.5% increase on sales and use tax for transportation purposes will counter balance and exceed the long-term revenues compared to the street maintenance fee currently in place.

RECOMMENDED ACTION: Approve Ordinance 2020-179 as presented.

SUGGESTED MOTIONS:

For Approval:

I move to approve ordinance 2020-179 amending sections 4-36, 4-56(7), 4-57(I), and 4-72 of the Johnstown Municipal Code to be effective July 1, 2020.

For Denial:

I move to deny ordinance 2020-179 amending sections 4-36, 4-56(7), 4-57(I), and 4-72 of the Johnstown Municipal Code to be effective July 1, 2020.

Reviewed and Approved for Presentation:

Town Manager

TOWN OF JOHNSTOWN, COLORADO

ORDINANCE NO. 2020-179

AN ORDINANCE AMENDING SECTIONS 4-36, 4-56(7), 4-57(1) AND 4-72 OF THE JOHNSTOWN MUNICIPAL TO IMPLEMENT A VOTER APPROVED SALES AND USE TAX INCREASE IN THE AMOUNT OF .5% TO FUND STREET AND SIDEWALK MAINTENANCE AND REPAIRS AND TRANSPORTATION RELATED PROJECTS.

WHEREAS, the Town of Johnstown, Colorado (the “Town”) is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town’s Home Rule Charter; and

WHEREAS, the Town Council is vested with the authority to administer the affairs of the Town; and

WHEREAS, by Resolution 2020-04, the Town Council referred Ballot Issue 1A to the registered electors of the Town at the regular municipal election held on Tuesday, April 7, 2020, concerning a proposed increase in the sales and use tax by 0.5% to fund street and sidewalk maintenance and repairs and transportation related projects; and

WHEREAS, at the regular municipal election held on April 7, 2020, the majority of the registered electors of the Town voted in favor of Ballot Issue 1A; and

WHEREAS, based on the election results, the Town Council desires to amend Sections 4-36, 4-56(7), 4-57(1) and 4-72 of the Johnstown Municipal Code to implement the voter approved ballot issue; and

WHEREAS, Town Council hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town, that it is promulgated for the preservation of the public health, welfare, peace, safety and property and that this Ordinance is in the best interests of the citizens of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO, THAT:

Section 1. Section 4-36 of the Johnstown Municipal Code shall be amended to read in full as follows:

Sec. 4-36. Street and Alley Fund.

- (1) There is hereby created a special fund, to be known as the Street and Alley Fund.
- (2) Revenue shall be provided to the Street and Alley Fund from:
 - (a) Fees, vehicle taxes, motor and other vehicle use taxes, transportation associated grants;
 - (b) One half percent (0.5%) of the sales and use taxes collected in the Town; and
 - (c) All other revenues associated with transportation.
- (3) Except as otherwise restricted, such funds shall be expended for the payment of expenditures associated with construction, maintenance and capital improvements of streets, alleys, bridges, sidewalks, curbs and gutters, street signs, street striping, street cleaning, snow removal, acquisition of property and equipment, and other activities involving transportation and related infrastructure as deemed appropriate by the Town.

Section 2. Subsection (7) of Section 4-56 of the Johnstown Municipal Code shall be amended to read as follows:

Sec. 4-56. General application of tax and exemptions.

- (7) The tax imposed by this Article shall not apply to the sale of tangible personal property at retail or the furnishing of services if the transaction was previously subjected to a sales or use tax lawfully imposed upon the purchaser or user by another statutory or home rule municipality equal to or in excess of three and one half percent (3.5%). A credit shall be granted against the tax imposed by this Article with respect to such transaction equal in amount to the lawfully imposed local sales or use tax previously paid by the purchaser or user to the previous statutory or home rule municipality. The amount of the credit shall not exceed three percent and one half (3.5%).

Section 3. Subsection (1) of Section 4-57 of the Johnstown Municipal Code shall be amended to read as follows:

Sec. 4-57. Schedule of sales tax.

- (1) There is hereby imposed on the sale of tangible personal property at retail or the furnishing of services where such personal property and services are taxable pursuant to Section 39-26-104, C.R.S., as amended, a tax equal to three and one half percent (3.5%) of the gross receipts.

Section 4. Section 4-72 of the Johnstown Municipal Code shall be amended to read in full as follows:

Sec. 4-72. Imposed.

There is imposed, and there shall be paid and collected, a use tax upon the privilege of using or consuming within the Town any construction and building materials, and motor and other vehicles on which registration is required, purchased at retail, or both, such use tax to be in the amount of three and one half percent (3.5%) of the retail cost thereof.

Section 5. Repeal. Existing or parts of ordinances covering the same matters as embraced in this Ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this Ordinance.

Section 6. Publication; Recording. This Ordinance, after its passage on final reading, shall be numbered, recorded, published and posted as required by the Town’s Home Rule Charter and the adoption, posting and publication shall be authenticated by the signature of the Mayor and the Town Clerk and by the Certificate of Publication.

Section 7. Effective Date. This Ordinance shall be effective on July 1, 2020.

INTRODUCED, AND APPROVED on first reading by the Town Council of the Town of Johnstown, Colorado, this ____ day of _____, 2020.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Gary Lebsack, Mayor

PASSED UPON FINAL APPROVAL AND ADOPTED on second reading by the Town Council of the Town of Johnstown, Colorado, this ____ day of _____, 2020.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Gary Lebsack, Mayor

AGENDA ITEM 11 I

**Award Contract
Connell Resources**

TOWN COUNCIL AGENDA COMMUNICATION

AGENDA DATE: April 20, 2020

ITEM NUMBER: 11 I

SUBJECT: CR 50 Road Project

ACTION PROPOSED: Approve Contractor Selection

ATTACHMENTS:

- 1. Proposal Comparisons
- 2. Connell Resources Bid
- 3. Asphalt Specialties Bid
- 4. Coulson Excavating Bid
- 5. Mountain Constructors Bid
- 6. Lateral Crossing Little Thompson Cost

PRESENTED BY: Marco Carani, Director of Public Works

AGENDA ITEM DESCRIPTION:

Enclosed for your review and consideration is a request to approve the selection of Connell Resources, Inc. as the Contractor to construct the CR 50 Road Project for the Town of Johnstown.

As you may recall, Staff applied and was awarded an Energy & Mineral Impact Grant in 2019 from Department of Local Affairs (DOLA). The Project consists of the reconstruction of the roadway known as Weld County Road 50 and Larimer County Road 14 from The East I-25 Frontage Road east approximately 9,700 linear ft. east to Colorado Blvd. The amount budgeted for this project in the FY 2020 budget is \$2,050,000. To complete the roadway design, the Town also had to hire a geotechnical firm to evaluate the existing surface. This was an additional and unanticipated cost of \$16,000.

Formal advertised bids were published on Rocky Mountain bid site and on the Town’s website on March 4th. A pre-bid meeting was held on March 13, 2020. Seven (7) contractors attended this meeting for a brief overview of the project, to ask questions related to the project, and a site visit. Bids were to be opened in a formal setting on April 3, 2020 at 1:00 p.m. Due to social distancing, bid were opened privately. In attendance were the Town’s Public Works Director and Town Manager.

Bids had two (2) options for bidding.

- 1. Full subgrade preparation which entailed removal of existing gravel surface and building up roadway with 10.5 inches of subgrade to 5.5 inches of Asphalt.
- 2. Full Depth Reclamation which entailed using a milling machine to mix the existing material together to create a base material and place asphalt on top.

Staff has chosen to move forward with the full subgrade preparation. After reviewing the geotechnical report. Staff feels this will create a better product and add a longer road life.

Bids based on the are as follows:

- 1. Connell Resources. \$2,065,696.00
- 2. Asphalt Specialties. \$2,086,381.05
- 3. Coulson Excavating. \$2,149,804.00
- 4. Mountain Constructor’s \$2,595,270.50.

Based on the bids, the Project came in \$15,696 over what was budgeted in FY 2020. Town Staff met with CDOT shortly after bids were sent out and we were informed that part of CDOT's segment 6 improvements includes lowering of the underpass under I-25 at WCR 50, LCR 14. This lowering causes an area of disturbance that CDOT will be impacting within our project area. The area is approximately 308 ft from the East Frontage Road. After discussion with DOLA whether to fully construct the last 308 ft and have CDOT remove the improvements and spend money foolishly, it was decided we could build a temporary roadway for the last 308 ft. Instead of constructing a 5.5-inch thick asphalt road, a 2.5-inch thick section will be built. Making this change saved \$22,947.25 and brings the new number to build this roadway to \$2,042,748.75. CDOT believes their project will take place 8 – 18 months down the road.

Adding to the project complexity, Little Thompson Water District has an old water line on CR 50 that came in conflict with this project. They were required to lower their line and decided to replace it while they had the opportunity. For this lowering there were two Home Supply Ditch crossing that they needed to go under. The Ditch Company advised them that they would need to bore their new line under these two crossing. Our plans and part of the design included the replacement of these two crossing with RCP (Reinforced Concrete Pipe). While working with the water district they had asked, to stay ahead of schedule if could they replace the crossings when installing the new water line. This cost which would have been in the original bid, was an additional \$52,892. The Town will be reimbursing the water district for the installation of the two crossing as well as the headwalls for this project.

As a result of the deductions and additional costs described up above in this project, the final estimated project cost at this time notwithstanding any change orders is as detailed below:

Original Estimated Cost:	\$2,050,000
Project Bid Cost:	\$2,065,696
Geotechnical Report:	\$ 16,000
Home Supply Crossing (RCP):	\$ 52,892
Deduction for CDOT Area:	\$ 22,947.25
Material Testing:	\$ 8,000
TOTAL:	\$2,119,640.75
Contingency Requested:	\$ 75,000
TOTAL WITH CONT.	\$2,194,640.75
Difference from Original:	\$ 144,640.75

Estimated Cost Sharing Based on Budget:	
DOLA:	\$1,000,000
Weld County:	\$ 360,000
Larimer County:	\$ 66,666 (\$200K total Paid out over 3 years)
Town of Johnstown:	\$ 767,974.75 (Includes Contingency)

LEGAL ADVICE:

N/A

FINANCIAL ADVICE:

\$2,050,000 was budgeted for this fiscal year for the WCR 50, LCR 14 Roadway Project. A budget amendment is will need to be requested for \$144,640.75. We would recommend this be completed after the projects completion with the hope that we will have some realized cost savings on the project as it proceeds.

RECOMMENDED ACTION: Approve Selection of Connell Resources, as the Town's Contractor and authorize the Town Manager to approve any changes above the contract price in the amount not to exceed \$2,194,640.75.

SUGGESTED MOTIONS:

For Approval:

I move to award Connell Resources, as the Contractor for the Weld County Road 50, Larimer County Road 14 Roadway Project. Authorize the Town Manager to sign the contracts and to approve any changes above the contract price in the amount not to exceed \$2,194,640.75.

For Denial:

I move that we deny selection of Connell Resources, as the Contractor for the Weld County Road 50, Larimer County Road 14 Project and consider bidding the project again.

Reviewed and Approved for Presentation:

Town Manager

COUNTY ROAD 50 FINAL BIDS

BIDDER	BASE BID	CHANGE IN BID	CAUSE OF CHANGE IN BID	FINAL BID
CONNELL RESOURCES	\$2,122,696.00	LESS \$57,000.00	Bid sub-grade prep and option for total of \$114,000 \$57,000 each	\$2,065,696.00
COULSON EXC	\$2,149,804.00	ADD \$82,400.00	Bid on option only. Addition of \$82,400 for sub-grade prep	\$2,149,804.00
ASPHALT SPECIALTIES	\$2,086,381.05	\$120.00 CY	Bid as stated on bid doc. Additional \$120.00 per cy for option.	\$2,086,381.05
MOUNTAIN CONSTR	\$2,255,270.50	\$340,000	Error in bid document. Contractor called to change.	\$2,595,270.50

Town will be moving forward with sub-grade prep and not the FDR option. After review bids are as follows. If any one feels their may be an error in these numbers as presented. Please contact Marco Carani, Director of Public Works no later than end of business day, April 9, 2020 to discuss. Chosen Contractor will be notified on Friday, April 10, 2020. Award request will be taken to Town Council on April 20, 2020. A notice to proceed will follow after award has been made by Town Council.

Johnstown WCR 50 - Bid Proposal Form

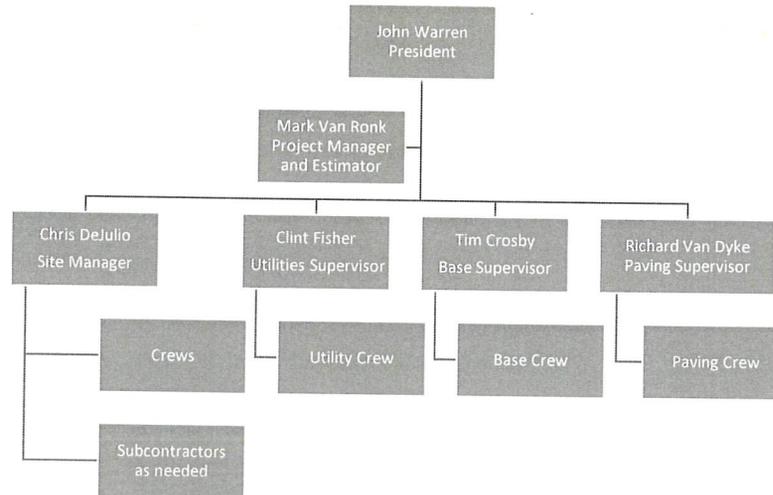
BIDS ARE DUE NO LATER THAN 1:00 PM ON FRIDAY, APRIL 3, 2020

Bidder: Connell Resources, Inc.
 Final Bid Proposal Date: April 3, 2020
 Total Project Construction Cost: \$ 2,122,696

Option Included, Will be One or the Other. *Less 57,000 = 2,065,696⁰⁰*

Group	Activity	Unit	Unit Cost	Qty	Total	Comments
Earthwork	Mobilization	Lump Sum	\$ 3,020.00	1	\$ 3,020	
Earthwork	Grading - Onsite Excavation	Cubic Yard	\$ 23.00	5,521	\$ 126,983	
Earthwork	Remove Existing Signs	Each	\$ 166.00	2	\$ 332	
Earthwork	Remove Existing Culverts	Linear Feet	\$ 13.90	650	\$ 9,035	
Earthwork	Remove Tree Stump	Each	\$ 2,250.00	1	\$ 2,250	
Earthwork	Remove/Replace Existing Fence	Linear Feet	\$ 11.00	175	\$ 1,925	
Earthwork	Earthwork Subtotal				\$ 143,545	
Storm	Mobilization	Lump Sum	\$ 1,510.00	1	\$ 1,510	
Storm	15" RCP	Linear Feet	\$ 57.90	834	\$ 48,289	
Storm	18" RCP	Linear Feet	\$ 84.80	78	\$ 6,614	
Storm	24" RCP	Linear Feet	\$ 103.00	44	\$ 4,532	
Storm	15" RCP FES	Each	\$ 679.00	38	\$ 25,802	
Storm	18" RCP FES	Each	\$ 775.00	4	\$ 3,100	
Storm	24" RCP FES	Each	\$ 680.00	2	\$ 1,360	
Storm	Storm Subtotal				\$ 91,207	
Asphalt	Mobilization	Lump Sum	\$ 3,300.00	1	\$ 3,300	
Asphalt	Subgrade Prep to Achieve 12" of Compacted and Conditioned Subgrade per Geotech Report	Lump Sum	\$ 57,000.00	1	\$ 57,000	
Asphalt	Scarify and Compact Subgrade in Two Equal Lifts	Lump Sum	\$ 57,000.00	1	\$ 57,000	
Asphalt	Full Depth Reclamation	Lump Sum	\$ 57,000.00	1	\$ 57,000	
Asphalt	Asphalt Paving - 5.5" HMA	Square Yard	\$ 22.60	41,018	\$ 927,007	
Asphalt	ABC - 10.5" Class 6	Square Yard	\$ 13.60	41,018	\$ 557,845	
Asphalt	Roadbase Between Proposed EOA and Existing Irrigation Ditch	Cubic Yard	\$ 51.30	1,480	\$ 75,924	
Asphalt	Epoxy Striping	Linear Feet	\$ 0.66	41,315	\$ 27,268	
Asphalt	Asphalt Subtotal				\$ 1,705,344	
Erosion	Mobilization	Lump Sum	\$ 1,210.00	1	\$ 1,210	
Erosion	Erosion Control Plan, SWMP, and Permits	Lump Sum	\$ 966.00	1	\$ 966	
Erosion	Erosion Control BMPs	Lump Sum	\$ 33,600.00	1	\$ 33,600	
Erosion	Erosion Control Maintenance and SWMP Management	Lump Sum	\$ 3,580.00	1	\$ 3,580	Quantity changed from MO to LS
Erosion	Erosion Control, Maint. Subtotal				\$ 39,356	

WELD COUNTY ROAD 50 STREET IMPROVEMENTS



RESUME

MARK VAN RONK – ESTIMATOR AND PROJECT MANAGER

JOB DESCRIPTION Mark has over 30 years of estimating and construction management experience, with a wide range of civil projects. He has a broad base of project experience with an emphasis in mass grading, underground utilities, and asphalt paving.

- PROJECT HIGHLIGHTS**
- Platte River Power Authority Headquarters
 - Larimer County Misc. Asphalt Contract
 - Windsor Roadway Improvements
 - Sharp Point and Nancy Gray
 - CR 46.5 Paving
 - Rawhide Power Plant - Various Projects
 - Colorado Sweet Gold – Various Projects

PROFESSIONAL EXPERIENCE **CONNELL RESOURCES, INC.**
2011- Present
Project Manager & Estimator

SCHMIDT EARTH BUILDERS
1998-2011
Project Manager & Estimator

EDUCATION **COLORADO STATE UNIVERSITY – FORT COLLINS, COLORADO**
BACHELOR OF SCIENCE IN CONSTRUCTION MANAGEMENT

REFERENCES Caleb Feaver – City of Fort Collins - 970-416-4229 cfeaver@fcgov.com
Don Chapman – Riverside Reservoir and Land Co. – 970-867-6586 – dc@rivid.org

Connell Resources, Inc.
7785 Highland Meadows Pkwy, #100
Fort Collins, CO 80528
Phone: (970) 223-3151
Fax: (970) 223-3191



Estimator: Mark Van Ronk

CHANGE ORDER QUOTATION

Date: 4/13/2020

<p>Submitted To: Town Of Johnstown</p> <p>Address: 450 S Parish Ave Johnstown, CO 80534</p> <p>Contact: Marco Carani</p> <p>Phone: 970-587-4664 Fax: 970-587-0141</p>	<p>Bid Title WCR 50 - West End Temporary Asphalt Section</p> <p>Bid Number:</p> <p>Project Location: WCR 50 And I -25 Frontage Rd.</p> <p>Project City, State: Johnstown, CO</p> <p>Engineer/Architect: Galloway Planning Architecture, Engineering</p>
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We offer for your consideration the following Change Order Quotation which, if accepted, shall constitute a modification to the contract between us.

Item #	Item Description	Estimated Quantity	Unit	Unit Price	Total Price
2	CREDIT Grading Onsite Excavation	-470.00	CY	\$6.67	(\$3,134.90)
2	ADD Grading - Strip To Stockpile And Reuse Existing Base ASSUME 8" Thick	280.00	CY	\$8.71	\$2,438.80
18	CREDIT 3" MATERIAL ONLY Asphalt Paving (Pave 2.5" Grading SX)	1,255.00	SY	(\$7.87)	(\$9,876.85)
19	CREDIT MATERIAL ONLY - ABC - 10.5" Class 6	-1,255.00	SY	\$9.86	(\$12,374.30)
Total Price for above Items:					(\$22,947.25)
Total Bid Price:					(\$22,947.25)

Notes: • Change Order Pricing is based upon Town of Johnstwon direction to reduce the west 310 LF of roadway to a temporary 2.5" asphalt pavement section on existing gravel base.

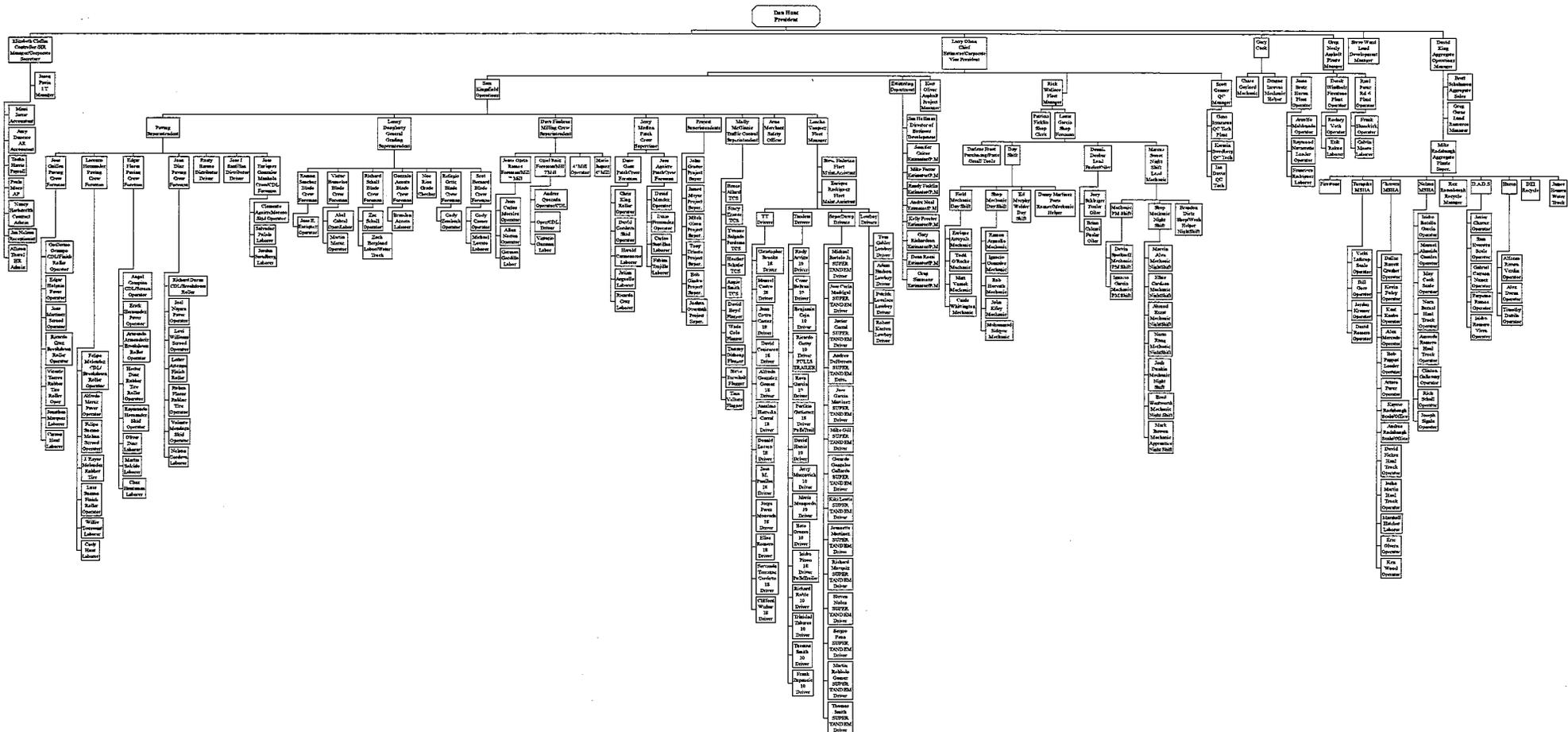
<p>ACCEPTED:</p> <p>The above prices, specifications and conditions are satisfactory and hereby accepted.</p> <p>Sponsor: _____</p> <p>Signature: _____</p> <p>Date of Acceptance: _____</p>	<p>CONFIRMED:</p> <p>Connell Resources, Inc.</p> <p>Authorized Signature: _____</p> <p>Estimator: Mark Van Ronk 970-231-3151 mvanronk@connellresources.com</p>
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Johnstown WCR 50 - Bid Proposal Form

BIDS ARE DUE NO LATER THAN 1:00 PM ON FRIDAY, APRIL 3, 2020

Bidder:	Asphalt Specialties Company, Inc.
Final Bid Proposal Date:	April 3, 2020
Total Project Construction Cost:	\$2,086,381.05

Group	Activity	Unit	Unit Cost	Qty	Total	Comments
Earthwork	Mobilization	Lump Sum	\$ 8,000.00	1	\$ 8,000.00	
Earthwork	Grading - Onsite Excavation	Cubic Yard	\$ 15.00	5,521	\$ 82,815.00	
Earthwork	Remove Existing Signs	Each	\$ 120.00	2	\$ 240.00	
Earthwork	Remove Existing Culverts	Linear Feet	\$ 34.00	650	\$ 22,100.00	
Earthwork	Remove Tree Stump	Each	\$ 850.00	1	\$ 850.00	
Earthwork	Remove/Replace Existing Fence	Linear Feet	\$ 34.00	175	\$ 5,950.00	
Earthwork	Earthwork Subtotal				\$ 119,955.00	
Storm	Mobilization	Lump Sum	\$ 8,000.00	1	\$ 8,000.00	
Storm	15" RCP	Linear Feet	\$ 68.00	834	\$ 56,712.00	
Storm	18" RCP	Linear Feet	\$ 75.00	78	\$ 5,850.00	
Storm	24" RCP	Linear Feet	\$ 105.00	44	\$ 4,620.00	
Storm	15" RCP FES	Each	\$ 925.00	38	\$ 35,150.00	
Storm	18" RCP FES	Each	\$ 1,085.00	4	\$ 4,340.00	
Storm	24" RCP FES	Each	\$ 1,250.00	2	\$ 2,500.00	
Storm	Storm Subtotal				\$ 117,172.00	
Asphalt	Mobilization	Lump Sum	\$ 12,850.00	1	\$ 12,850.00	
Asphalt	Subgrade Prep to Achieve 12" of Compacted and Conditioned Subgrade per Geotech Report	Lump Sum	\$ 102,000.00	1	\$ 102,000.00	
Asphalt	Scarify and Compact Subgrade in Two Equal Lifts					
Asphalt	OPTION					
Asphalt	Full Depth Reclamation	Cubic Yard	\$ 120.00	1	\$ 120.00	
Asphalt	Asphalt Paving - 5.5" HMA	Square Yard	\$ 20.35	41,018	\$ 834,716.30	
Asphalt	ABC - 10.5" Class 6	Square Yard	\$ 12.00	41,018	\$ 492,216.00	
Asphalt	Roadbase Between Proposed EOA and Existing Irrigation Ditch	Cubic Yard	\$ 43.50	1,480	\$ 64,380.00	
Asphalt	Epoxy Striping	Linear Feet	\$ 0.45	41,315	\$ 18,591.75	
Asphalt	Asphalt Subtotal				\$ 1,524,874.05	
Erosion	Mobilization	Lump Sum	\$ 8,000.00	1	\$ 8,000.00	
Erosion	Erosion Control Plan, SWMP, and Permits	Lump Sum	\$ 1,050.00	1	\$ 1,050.00	
Erosion	Erosion Control BMPs	Lump Sum	\$ 42,500.00	1	\$ 42,500.00	
Erosion	Erosion Control Maintenance and SWMP Management	Month	\$ 2,000.00	4	\$ 8,000.00	
Erosion	Erosion Control, Maint. Subtotal				\$ 59,550.00	



SAM KINGSFIELD
15705 W. 63RD AVENUE
GOLDEN, CO 80403
(720) 206-6386

EXPERIENCE

- 2011 – Present Asphalt Specialties Co., Inc.
Operations Manager
Responsible for overseeing and managing the field operations, including hiring/firing of field personnel, scheduling crews, equipment and ensuring quality control and safety for all projects.
- 2000-2011 Premier Paving, Inc.
Operations Manager
Responsible for overseeing all field operations, asphalt and crushing productions, scheduling for approximately 200 employees and planning and hosting weekly operation meetings with superintendents.
- 1994-2000 Connell Resources, Inc.
General Superintendent
Scheduling of work and crews to meet changing needs. Conduct and ensure quality of hiring process.

EDUCATION

- ❖ Colorado Contractors Association : Construction Management
- ❖ Colorado State University: Asphalt Pavement Conference
- ❖ MSHA: Conference on Mining and Safety

SKILLS

- ❖ Thorough knowledge of blueprints, codes and regulations
- ❖ Excellent organizational and leadership experience
- ❖ Experienced negotiation with Government, Engineers, Inspectors, Developers and Subcontractors
- ❖ Scheduling and overseeing all phases of off-site construction
- ❖ Organizing and Overseeing Subcontractors

GARY RICHARDSON
8465 S. HOYT WAY #201
LITTLETON, CO 80128

720-808-4597

Experience:

- 2011 to Present Asphalt Specialties Company, Inc.
Project Manager/Estimator
Responsible for estimating and managing asphalt paving projects ranging from \$20k to \$5 million. Projects vary in scope from Municipal reconstruction projects, CDOT Highway Projects, Airport Reconstruction to Parking Lot Construction. Other responsibilities include detailed cost analysis of current projects, scheduling, contract review, billing, customer service and subcontract management.
- 2010 & 1995-2006 Brannan Sand & Gravel Company
Senior Project Manager/Estimator/Superintendent
Main responsibilities included estimating and managing asphalt paving projects ranging from \$5k to \$5 million. Projects vary in scope from Municipal construction/reconstruction projects, CDOT Highway Projects, Airport Reconstruction to Retail/Commercial developments. Other responsibilities include detailed cost analysis of current projects, scheduling, contract review, billing, customer service, subcontract management and developing new opportunities for bidding.
- 2009-2010 A & K Earth Movers, Inc.
Estimator / Project Manager
Estimate and manage paving projects for highway and municipal paving projects ranging from \$50k to \$41 million. Other responsibilities include detailed cost analysis of current projects, contract review, billing, customer service and subcontract management.
- 2006-2009 Ryangolf Corporation
Project Manager
Project Manager for a \$44 million golf course community consisting of 2.3 million cy of excavation, 5 miles of roadway and associated underground water, irrigation, storm sewer, and sanitary sewer utilities as well as the construction of an 18 hole TCP golf course. Duties included scheduling, managing and coordinating overall efforts of crews, superintendents, and subcontractors. Responsible for all plan changes, change order pricing and implementation, cost control and all project documentation.
- 1987-1995 Ryan Incorporated Eastern
Project Manager/ Superintendent
Managed company personnel and subcontractors on various earthwork and site development projects in Southeast Florida. Prepared bids and takeoffs for

earthwork projects ranging from \$50k to \$15 million. Projects consisted of retail developments, large housing developments, golf courses, roadways, landfills, and regional shopping malls.

1985-1986

Village Homes

Purchasing

Secured subcontractor quotes, wrote up purchase orders and implemented computerized purchase order system for local home builder. Also assisted superintendent in construction management of 50 unit housing project.

Education:

Colorado State University, Ft. Collins, CO

- ❖ Bachelors Degree in Industrial Construction Management, 1985

MIKE FARRAR
5305 E. 118TH AVE.
THORNTON, CO 80233

303-280-9135

Experience:

- 2010 to Present Asphalt Specialties Company, Inc.
Project Manager/Estimator
Responsible for estimating and managing asphalt paving and concrete project ranging from 1 million to 5 million dollars. Projects vary in scope from municipal reconstruction projects to heavy highway construction. Other responsibilities include detailed cost analysis of current projects, scheduling, contract review and subcontract management.
- 2008-2010 Diamond Excavating
Estimator/Project Manager
Prepared and submitted cost estimates for underground utilities, structural excavations and over-lot grading for projects of varying size and complexity. Most projects were subcontractor proposals; some were provided as a general contractor. Projects included private, residential and commercial construction as well as municipal projects.
- 2008 Western States Reclamation
Estimator/Project Manager
Prepared cost estimates and managed multiple projects of varying size and complexity as a subcontractor and general contractor for private and municipal landscaping, erosion control and reclamation projects
- 2006-2008 Concrete Express, Inc.
Estimator
Bid multiple projects which included components of over-lot grading, structural excavation, structural concrete, concrete flat-work removal and replacement projects, as well as installation of underground utilities. Some projects prepared with multiple components with the intention of being able to provide turnkey project to the owner or developers.
- 1996-2006 Asphalt Specialties Co., Inc.
Estimator/Project Manager
Prepared proposals and managed multiple projects where the primary components were earthwork, grading, concrete flat-work, concrete paving and asphalt paving. Projects ranged from small commercial parking lots to multimillion dollar expansion of municipal roadways.
- 1994-1996 Bituminous Roadways of Colorado
Management Trainee
Survey Instrument Tech – performed field staking, layout of controls and

benchmarks, field measurement and quantification of aggregate stockpiles and quantity take-offs for estimating teams.

Quality Control Technician – obtained samples and performed lab and field tests to verify materials conformance with standards and specifications. I also developed a data base for analyzing field results.

Education:

Colorado State University, Fort Collins, CO

- ❖ Bachelor of Science Degree in Construction Management, 1994

TONY URIOSTE
5409 NIAGRA STREET
COMMERCE CITY, CO 80022

303-289-4241

EXPERIENCE

- 2001 – Present Asphalt Specialties Co., Inc.
General Superintendent
Oversee various road construction and development projects in the \$1 million to \$8 million range. Type of work includes removals, pipe installation, excavation, sub-grading and asphalt paving. Responsible for the management of up to eight crews as well as subcontractors. Complete the evaluations and training of all personnel in the crews. Organize the coordination of testers, trucking, quality control and scheduling with the Operations Manager and Project Managers. Daily input of timecards, yield sheets, production and cost analysis. Maintain positive relationships with municipalities, inspectors, owners and residents.
- 1989-2001 Technology Constructors
Concrete Supervisor
Responsible for overseeing the field work of all concrete projects. Performed duties of an operator for any concrete equipment as needed.
- 1986 – 1989 Jeff Jacklich Concrete
Concrete Projects Superintendent
Responsible for overseeing the field work of all concrete projects. Performed duties of an operator for any concrete equipment as needed.

SERVICE:

- 1972 – 1975 United States Army

Johnstown WCR 50 - Bid Proposal Form

BIDS ARE DUE NO LATER THAN 1:00 PM ON FRIDAY, APRIL 3, 2020

Bidder:	Coulson Excavating Co.
Final Bid Proposal Date:	April 3, 2020
Total Project Construction Cost:	\$ 2,067,404

cost is with option/ Add. 82,400.00 as bid packet

Group	Activity	Unit	Unit Cost	Qty	Total	Comments
Earthwork	Mobilization	Lump Sum	\$ 10,000.00	1	\$ 10,000	
Earthwork	Grading - Onsite Excavation	Cubic Yard	\$ 22.00	5,521	\$ 121,462	
Earthwork	Remove Existing Signs	Each	\$ 500.00	2	\$ 1,000	
Earthwork	Remove Existing Culverts	Linear Feet	\$ 15.00	650	\$ 9,750	
Earthwork	Remove Tree Stump	Each	\$ 1,000.00	1	\$ 1,000	
Earthwork	Remove/Replace Existing Fence	Linear Feet	\$ 10.00	175	\$ 1,750	
Earthwork	Earthwork Subtotal				\$ 144,962	
Storm	Mobilization	Lump Sum	\$ 2,500.00	1	\$ 2,500	
Storm	15" RCP	Linear Feet	\$ 75.00	834	\$ 62,550	
Storm	18" RCP	Linear Feet	\$ 85.00	78	\$ 6,630	
Storm	24" RCP	Linear Feet	\$ 100.00	44	\$ 4,400	
Storm	15" RCP FES	Each	\$ 1,050.00	38	\$ 39,900	
Storm	18" RCP FES	Each	\$ 1,250.00	4	\$ 5,000	
Storm	24" RCP FES	Each	\$ 1,500.00	2	\$ 3,000	
Storm	Storm Subtotal				\$ 123,980	
Asphalt	Mobilization	Lump Sum	\$ 9,000.00	1	\$ 9,000	
Asphalt	Subgrade Prep to Achieve 12" of Compacted and Conditioned Subgrade per Geotech Report	Lump Sum	\$ 287,500.00	-	\$ -	
Asphalt	OPTION					
Asphalt	Full Depth Reclamation	Lump Sum	\$ 205,100.00	1	\$ 205,100	
Asphalt	Asphalt Paving - 5.5" HMA	Square Yard	\$ 19.10	41,018	\$ 783,444	
Asphalt	ABC - 10.5" Class 6	Square Yard	\$ 12.90	41,018	\$ 529,132	
Asphalt	Roadbase Between Proposed EOA and Existing Irrigation Ditch	Cubic Yard	\$ 40.00	1,480	\$ 59,200	
Asphalt	Epoxy Striping	Linear Feet	\$ 0.75	41,315	\$ 30,986	
Asphalt	Asphalt Subtotal				\$ 1,616,862	
Erosion	Mobilization	Lump Sum	\$ 5,000.00	1	\$ 5,000	
Erosion	Erosion Control Plan, SWMP, and Permits	Lump Sum	\$ 3,500.00	1	\$ 3,500	
Erosion	Erosion Control BMPs	Lump Sum	\$ 22,000.00	1	\$ 22,000	
Erosion	Erosion Control Maintenance and SWMP Management	Month	\$ 600.00	5	\$ 3,000	
Erosion	Erosion Control, Maint. Subtotal				\$ 33,500	

Johnstown WCR 50 - Bid Proposal Form

BIDS ARE DUE NO LATER THAN 1:00 PM ON FRIDAY, APRIL 3, 2020

Bidder:	Coulson Excavating Co.
Final Bid Proposal Date:	April 3, 2020
Total Project Construction Cost:	\$ 2,067,404

Group	Activity	Unit	Unit Cost	Qty	Total	Comments
Signage	Street Signs	Each	\$ 450.00	8	\$ 3,600	
Survey	Surveying	Lump Sum	\$ 31,000.00	1	\$ 31,000	
Testing	Testing And Observation	Lump Sum	\$ 10,000.00	1	\$ 10,000	
Misc.	Sanitary Station & Dumpster	Month	\$ 500.00	5	\$ 2,500	
Misc.	Traffic Control Plan	Lump Sum	\$ 1,000.00	1	\$ 1,000	
Misc.	Traffic Control	Lump Sum	\$ 50,000.00	1	\$ 50,000	
Misc.	Pothole Existing Utilities	Hour	\$ 250.00	40	\$ 10,000	
Misc.	Dry Utility Coordination	Lump Sum	\$ 5,000.00	1	\$ 5,000	
Misc.	Project Management	Lump Sum	\$ 15,000.00	1	\$ 15,000	
Misc.	General Conditions	Lump Sum	\$ 20,000.00	1	\$ 20,000	
Misc.	Miscellaneous Subtotal				\$ 148,100	
Johnstown WCR 50 Construction Cost:					\$ 2,067,404	

Coulson Excavating Co. Signiture 04/03/2020

Ken Coulson PRESIDENT

Coulson Excavating Co., Inc.



Phone (970) 667-2178
Fax # (970) 667-2193
3609 N County Road 13
Loveland, Colorado 80538

PROJECT TEAM

- C.E.O – Dick Coulson
- President – Ken Coulson
 - Coulson Excavating, Loveland CO – 1973-Present
- Vice President – Bill Schrader
 - Flatiron Paving, Greeley, CO. – 1977-1990
 - Western Mobile, Ft. Collins, CO – 1990-2001
 - Operations/Sales Manager
 - Lafarge North America, Westminster, CO – 2001-2005
 - Director of Construction, U.S. West Region
 - Coulson Excavating, Loveland, CO - 2005-Present
- Estimator/Project Manager – Tom McLaughlan
 - Kehn Construction – 2003-2005, 2009-2013
 - RBrady & Assoc. – 2013-2015
 - North Florida Asphalt – 2015-2018
 - Coulson Excavating – 2019 – Present
- General Superintendent
 - Matt Coulson – 2007-Present
- Grading Superintendent – Randy Manlick
 - Coulson Excavating – 1987 – Present
- Paving Superintendent – Charlie Knight
 - Coulson Excavating – 1975 – Present
- Utility Superintendent – Clay Eisenberg
 - Coulson Excavating – 2002 - Present



Coulson Excavating Co., Inc.

An Equal Opportunity Employer

Phone (970) 667-2178
Fax # (970) 667-2193
3609 N County Road 13
Loveland, Colorado 80538

Coulson Excavating Company Equipment Available

CAT 623 Scrapers
CAT 613 Scraper
CAT Track Hoes
CAT Loaders
CAT 140G Motor Graders
CAT 420 Rubber Tire Backhoes
CAT 815 Compactor
CAT Asphalt Pavers
Cat 634 Steel Wheel Vibratory Rollers
HYPAC C530 Rubber Tire Rollers
John Deere 210 Grade Tractors
Tractor / Trailers
Tandem Axle Dump Trucks
Wirtgen Rotomill

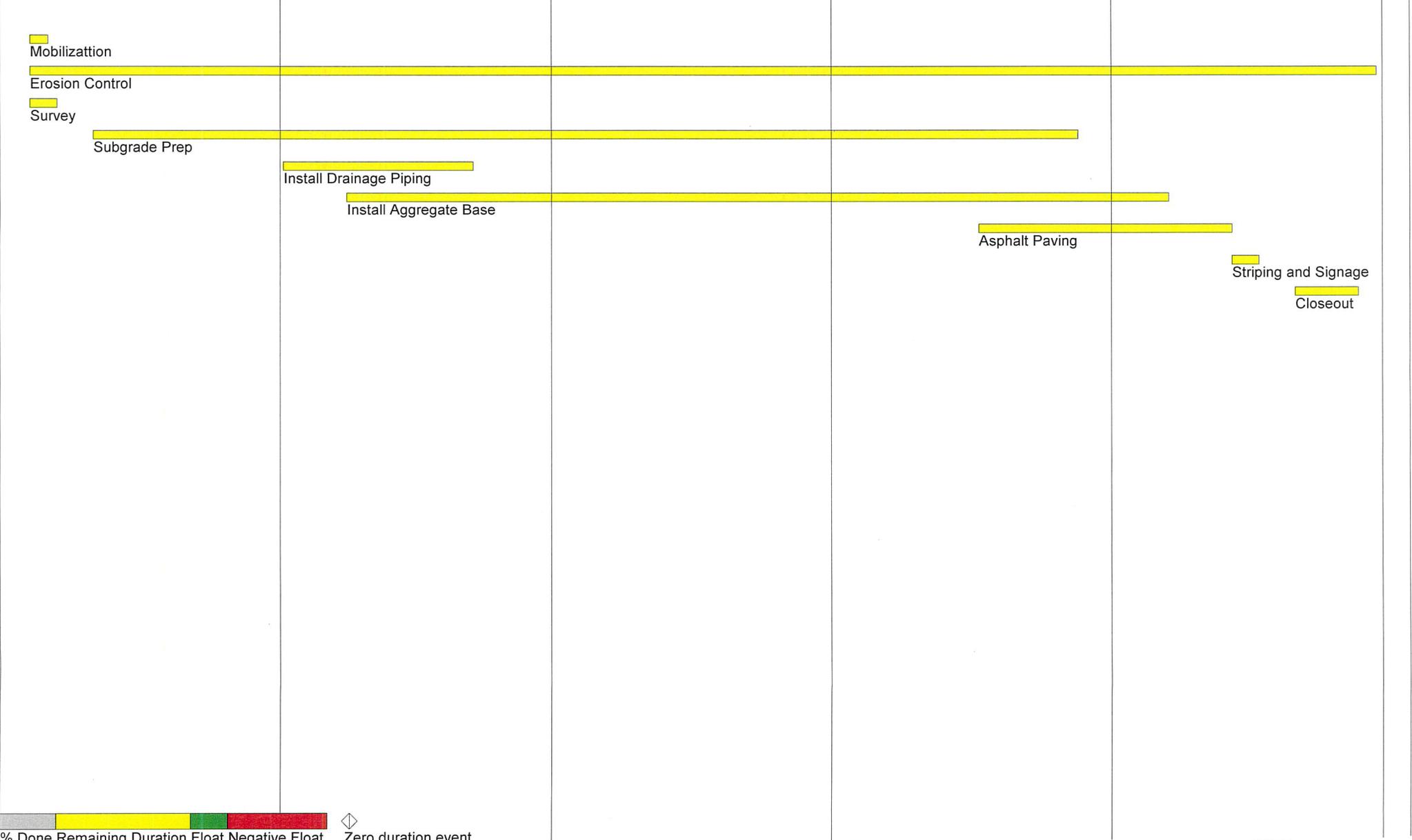
EXHIBIT B
2016-2019 Projects Completed

Completed	Job Name	Type of Work	Segment	Owner/Employer Name	Contract Amount	Location	Contact	Phone Number	Superintendent
2019	2019 Larimer County Resurfacing	Milling / Overlay	Public	Larimer County	\$2,146,069	Larimer County	Chris Braeger	612-961-8172 (Cell)	Matt Coulson
2019	Town of Berthoud Rehabilitation	Milling / Paving	Public	Town of Berthoud	\$514,099	Berthoud, CO	Stephanie Brothers	970-532-2643 (Office)	Charlie Knight
2019	City of Loveland Resurfacing	Milling/Paving	Public	City of Loveland	\$2,935,414	Loveland, CO	Jeff Keil	970-593-8157 (Cell)	Charlie Knight
2019	Prairie Star Filing 4/Phase 5	Earthwork/Utilites/Paving	Subdivision	Fischer Construction	\$1,083,055	Berthoud, CO	Bart Fischer	303-485-8855 (Office)	Mike Laugel
2019	Site Stone Industrial	Base/Paving	Commercial	Jeryl Benner	\$466,844	Loveland, CO	John Sailer	970-412-9605 (Cell)	Charlie Knight
2019	Namaqua Road Bridge	Base/Paving	Public	Larimer County/Flatiron	\$133,568	Loveland, CO	Matt Tolsma	651-587-8682	Charlie Knight
2019	New Vision Charter School	Base/Paving	Commercial	Dunrite Excavation	\$213,214	Loveland, CO	David Kasperbauer	970-744-8073 (Cell)	Charlie Knight
2019	FBR 060A-022 SH Bridge	Paving	Public	CDOT / Hamilton	\$533,008	Milliken, CO	Tony Strain	720-552-1116 (Cell)	Matt Coulson
2019	ER 0342-058 US 34D	Paving	Public	CDOT / Hamilton	\$894,960	Greeley, CO	Tony Strain	720-552-1116 (Cell)	Matt Coulson
2019	Larimer County Rd. 11C & 28 Roundabout	Earthwork, Milling, Paving	Public	Larimer County	\$2,087,406	Loveland, CO	Darrell Morrell	970-481-3845 (Cell)	Randy Manlick
2018	City of Loveland Resurfacing	Milling/Paving	Public	City of Loveland	\$2,087,407	Loveland, CO	Jeff Keil	970-593-8157 (Cell)	Charlie Knight
2018	Grand Market & Berthoud Parkway RAB	Earthwork, Milling, Paving	Subdivision	Heron Lakes Investment	\$1,042,659	Berthoud, CO	Jim Birdsall	970-532-5891 (Office)	Mike Laugel
2018	US 34 Permanent Repairs - CP 4	Milling / Paving	Public	CDOT/Kiewit Infrastructure	\$11,751,000	Loveland, CO	Nathan Mares	303-921-8901 (Cell)	Matt Coulson
2018	Long View Trail	Paving	Public	Larimer Cty/Castle Rock	\$73,100	Loveland, CO	Gary Ungerman	303-489-6675 (Cell)	Charlie Knight
2018	Heritage Ridge Filings 2 & 3	Dirt/Base/Paving	Private	Mosaic Real Estate LLC	\$797,080	Berthoud, CO	Ken Mitchell	970-685-1575 (Cell)	Matt Coulson
2018	Greeley Ave. Resurfacing	Milling/Paving	Public	Town of Johnstown	\$167,958	Johnstown, CO	Taylor Goertz	303-792-0557 (Office)	Charlie Knight
2018	LCR 11C/Boyd Lake State Park	Flyash/Base/Pave	Public	Larimer County	\$4,011,697	Loveland, CO	Darrell Morrell	970-481-3845 (Cell)	Charlie Knight
2018	McConnell Ave. Bridge	Paving	Public	Town of Lyons/Zak	\$71,577	Lyons, CO	Dan Sewczak	970-215-4254 (Cell)	Matt Coulson
2018	LCR 15 Bridge	Base/Paving	Public	Larimer Cty/Kraemer	\$154,369	Berthoud, CO	Dan Jones	720-930-9781 (Cell)	Matt Coulson
2018	LCR 9 Bridge	Paving	Public	Larimer Cty/Dietzler	\$40,750	Ft. Collins, CO	Marcin Gliszewski	970-305-0535 (Cell)	Matt Coulson
2018	WCR 44 Bridge	Paving	Public	Town of Berthoud/Dietzler	\$36,704	Berthoud, CO	Logan Bloemer	970-673-2217 (Cell)	Charlie Knight
2017	CDOT SH 7 Repairs	Paving, Shouldering	Public	CDOT - American Civil Const.	\$3,466,000	Allenspark, CO	Travis Madsen	303-795-2582 (Office)	Charlie Knight
2017	SEMA - US 85 & SH 392	Paving	Public	CDOT - Sema Constuction	\$5,579,000	Lucerne, CO	Gavin Madsen	303-627-2600 (Office)	Matt Coulson
2017	SH 402 & CR 9E	Earthwork, Milling, Paving	Public	CDOT	\$1,108,127	Loveland, CO	Nathan Silberman	720-235-7207 (Cell)	Mike Laugel
2017	Fish Creek Rd.	Paving	Public	CDOT - Sema Constuction	\$972,154	Estes Park, CO	Gavin Madsen	303-627-2600 (Office)	Matt Coulson
2017	Heritage Ridge Phase 1-A	Flyash, Base, Paving	Subdivision	Mosaic Real Estate, LLC	\$1,008,424	Berthoud, CO	Ken Mitchell	970-685-1575	Matt Coulson
2017	SH 60 US 287 - Milliken	Mill, Concrete, Pave	Public	CDOT	\$5,649,000	Loveland-Milliken	Abra Geissler	303-546-5649 (Office)	Steve Specketer
2017	City of Loveland 2017 Rehab	Paving	Public	City of Loveland	\$1,128,970	Loveland, CO	Jeff Keil	970-593-8157 (Cell)	Charlie Knight
2016	Kiewit SH 34 Staging Yards	Dirt/Base/Paving	Private	Kiewit Infrastructure	\$1,091,018	Loveland, CO	Keith Grewcock	402-266-1775 (Mobile)	Randy Manlick
2016	Swire - Coca Cola Distribution	Paving	Commercial	Gerrard Excavating	\$509,000	Johnstown, CO	Chad Holman	970-669-1463 (Office)	Charlie Knight
2016	Town of Berthoud Rehabilitation	Milling / Paving	Public	Town of Berthoud	\$376,193	Berthoud, CO	Stephanie Brothers	970-532-2643 (Office)	Charlie Knight
2016	VanDeWater - Mountain Lion Extension	Earthwork / Base / Paving	Public	VanDeWater Metro Dist	\$357,573	Loveland, CO	Kirsten Starman	970-214-8555 (Cell)	Randy Manlick
2016	Town of Estes Park Rehab	Milling / Paving	Public	Town of Estes Park	\$489,097	Estes Park, CO	Greg Muhonnen	970-577-3581 (Office)	Charlie Knight
2016	Dry Gulch Road Reconstruction	Paving	Public	SEMA	\$384,515	Estes Park, CO	Shea Hurley	720-215-8056 (Cell)	Charlie Knight
2016	City of Loveland Water Treatment Plant	Base / Paving	Public	Moltz Construction	\$384,515	Loveland, CO	Abe Monajjen	970-593-5933 (Cell)	Charlie Knight
2016	US 85 Resurfacing Southbound	Milling / Overlay	Public	CDOT	\$2,429,721	Ft. Lupton, CO	Anthony Anderson	303-829-9488 (Cell)	Steve Specketer
2016	SH 392 FDR Windsor to Lucerne	FDR, Paving, Milling	Public	CDOT	\$5,890,689	Windsor, CO	Kathy Peterson	970-302-7140 (Cell)	Steve Specketer
2016	City of Loveland 2016 Rehab	Milling / Overlay	Public	City of Loveland	\$1,459,499	Loveland, CO	Jeff Keil	970-593-8157 (Cell)	Charlie Knight
2016	LCR 43 Reconstruction - Glen Haven	Base, Pave	Public	American Civil Const.	\$3,474,800	Glen Haven, CO	Travis Madsen	303-419-2143 (Cell)	Matt Coulson

Company: Coulson Excavating
Project: CR 50 Improvements Johnstown
Author: Tom Mclaughlan
Account: Enter Account Code for Project
Date: Apr 02,2020

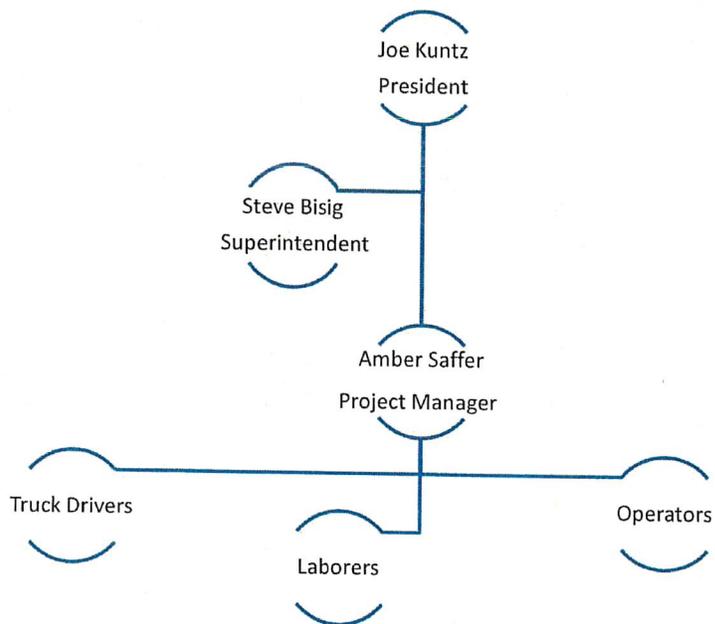
May 2020 Jun 2020 Jul 2020 Aug 2020 Sep 2020 Oct 2020

1 4 7 10 13 16 19 22 25 28 31 3 6 9 12 15 18 21 24 27 30 3 6 9 12 15 18 21 24 27 30 2 5 8 11 14 17 20 23 26 29 1 4 7 10 13 16 19 22 25 28 1



% Done Remaining Duration Float Negative Float Zero duration event
 Page: 1 of 1 "Day" runs from 8:00 am until 7:59 am on following day.

Mountain Constructors, Inc. Field Structure



Johnstown WCR 50 - Bid Proposal Form

BIDS ARE DUE NO LATER THAN 1:00 PM ON FRIDAY, APRIL 3, 2020

Bidder:	Mountain Constructors, Inc
Final Bid Proposal Date:	April 3, 2020
Total Project Construction Cost:	\$ 2,255,270.50

Add 340,000 New B21 2,595,270⁵⁰

Group	Activity	Unit	Unit Cost	Qty	Total	Comments
Signage	Street Signs	Each	375.00	8	\$ 3,000.00	
Survey	Surveying	Lump Sum	42,000.00	1	\$ 42,000.00	
Testing	Testing And Observation	Lump Sum	44,000.00	1	\$ 44,000.00	
Misc.	Sanitary Station & Dumpster	Month	1,000.00	6	\$ 6,000.00	
Misc.	Traffic Control Plan	Lump Sum	1,000.00	1	\$ 1,000.00	
Misc.	Traffic Control	Lump Sum	30,000.00	1	\$ 30,000.00	
Misc.	Pothole Existing Utilities	Hour	165.00	40	\$ 6,600.00	
Misc.	Dry Utility Coordination	Lump Sum	6,000.00	1	\$ 6,000.00	
Misc.	Project Management	Lump Sum	54,000.00	1	\$ 54,000.00	
Misc.	General Conditions	Lump Sum	25,000.00	1	\$ 25,000.00	
Misc.	Miscellaneous Subtotal				\$ 217,600.00	
Johnstown WCR 50 Construction Cost:					\$ 2,255,270.50	

Steve Bisig

622 Main Street
Platteville, Colorado 80651
(970) 785-6161 (Office)
(970) 539-8389

Education

1966 - 1970

Osawatomie, Kansas

High School Diploma

May 1976

University of Kansas

Lawrence, Kansas

Bachelor of Arts in History and Human Development

- Erosion Control Supervisor Training CDOT - August 2006
- Trench & Excavation Safety Course United Rentals – February 2009
- 10 Hour OSHA Course Overland Safety – April 2012

Professional Experience

2013 – Present

Mountain Constructors, Inc. Platteville, Colorado

Concrete Superintendent

- Oversee all concrete operations and field employees

2010 – 2013 & 2019 – Present Mountain Constructors, Inc. Platteville, Colorado

Superintendent

- Responsible for scheduling all construction projects with owners, personnel, subcontractors and suppliers
- Responsible for overseeing the completion of all projects on time and within budget
- Schedule all equipment to be used on a project
- Supervise 2-7 field employees on a project

2008 - 2010

Mountain Constructors, Inc. Platteville, Colorado

Foreman

- Assist in the day to day operations of assigned construction projects as well as operating a variety of equipment
- Assist in the supervision of field employees on a given project
- Report to and assist the project superintendent in completing the project

2004 - 2008

Mountain Constructors, Inc. Platteville, Colorado

Operator/Labor

- Responsible for demolition and tank removal
- Operated a variety of equipment

Summary of Qualifications

Experience in pipe laying, small structures, grading, demolition and supervision of employees and managing projects.

BID BOND

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned,

Mountain Constructors, Inc. as Principal, and

United Fire & Casualty Company Surety, are hereby

held and firmly bound unto the Town of Johnstown in the penal sum of _____

Five Percent of Amount Bid ----- (\$ 5%) for the payment of which, well and

truly to be made, we hereby jointly and severally bind ourselves, successors and

assigns.

Signed this 27th day of March, ~~2000~~ 2020

The condition of the above obligations is such that whereas the Principal has submitted to the Town of Johnstown a certain bid, attached hereto and hereby made a part hereof, to enter into a contract in writing for the

Weld County 50 (WCR-50) Street Improvements from I-25 Frontage Road on the west to S. County Line Road on the east

NOW THEREFORE,

(A) If said bid shall be rejected, or in the alternate,

(B) If said bid shall be accepted and the Principal shall execute and deliver a contract in the form of contract attached hereto (properly) completed in accordance with said bid and shall furnish a bond for his faithful performance of said contract, and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the agreement created by the acceptance of said bid,

then this obligation shall be void, otherwise, the same shall remain in force and effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder, in no event, exceed the penal amount of this obligation as herein stated.



UNITED FIRE & CASUALTY COMPANY, CEDAR RAPIDS, IA
 UNITED FIRE & INDEMNITY COMPANY, WEBSTER, TX
 FINANCIAL PACIFIC INSURANCE COMPANY, ROCKLIN, CA
 CERTIFIED COPY OF POWER OF ATTORNEY
 (original on file at Home Office of Company – See Certification)

Inquiries: Surety Department
 118 Second Ave SE
 Cedar Rapids, IA 52401

KNOW ALL PERSONS BY THESE PRESENTS, That United Fire & Casualty Company, a corporation duly organized and existing under the laws of the State of Iowa; United Fire & Indemnity Company, a corporation duly organized and existing under the laws of the State of Texas; and Financial Pacific Insurance Company, a corporation duly organized and existing under the laws of the State of California (herein collectively called the Companies), and having their corporate headquarters in Cedar Rapids, State of Iowa, does make, constitute and appoint
 DONALD E. APPLEBY, SARAH C. BROWN, MARK SWEIGART, TODD BENGDFORD, FLORIETTA ACOSTA, SUSAN J. LATTARULO, ASHLEA MCCAUGHEY, EACH INDIVIDUALLY

their true and lawful Attorney(s)-in-Fact with power and authority hereby conferred to sign, seal and execute in its behalf all lawful bonds, undertakings and other obligatory instruments of similar nature provided that no single obligation shall exceed \$100,000,000.00 and to bind the Companies thereby as fully and to the same extent as if such instruments were signed by the duly authorized officers of the Companies and all of the acts of said Attorney, pursuant to the authority hereby given and hereby ratified and confirmed.
 The Authority hereby granted is continuous and shall remain in full force and effect until revoked by United Fire & Casualty Company, United Fire & Indemnity Company, and Financial Pacific Insurance Company.

This Power of Attorney is made and executed pursuant to and by authority of the following bylaw duly adopted on May 15, 2013, by the Boards of Directors of United Fire & Casualty Company, United Fire & Indemnity Company, and Financial Pacific Insurance Company.

"Article VI – Surety Bonds and Undertakings"

Section 2, Appointment of Attorney-in-Fact. "The President or any Vice President, or any other officer of the Companies may, from time to time, appoint by written certificates attorneys-in-fact to act in behalf of the Companies in the execution of policies of insurance, bonds, undertakings and other obligatory instruments of like nature. The signature of any officer authorized hereby, and the Corporate seal, may be affixed by facsimile to any power of attorney or special power of attorney or certification of either authorized hereby; such signature and seal, when so used, being adopted by the Companies as the original signature of such officer and the original seal of the Companies, to be valid and binding upon the Companies with the same force and effect as though manually affixed. Such attorneys-in-fact, subject to the limitations set of forth in their respective certificates of authority shall have full power to bind the Companies by their signature and execution of any such instruments and to attach the seal the Companies thereto. The President or any Vice President, the Board of Directors or any other officer of the Companies may at any time revoke all power and authority previously given to any attorney-in-fact.

IN WITNESS WHEREOF, the COMPANIES have each caused these presents to be signed by its vice president and its corporate seal to be hereto affixed this 6th day of May, 2015

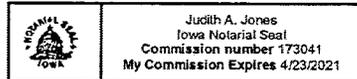


UNITED FIRE & CASUALTY COMPANY
 UNITED FIRE & INDEMNITY COMPANY
 FINANCIAL PACIFIC INSURANCE COMPANY

By: *Dennis J. Richman*
 Vice President

State of Iowa, County of Linn, ss:

On 6th day of May, 2015, before me personally came Dennis J. Richman to me known, who being by me duly sworn, did depose and say; that he resides in Cedar Rapids, State of Iowa; that he is a Vice President of United Fire & Casualty Company, a Vice President of United Fire & Indemnity Company, and a Vice President of Financial Pacific Insurance Company the corporations described in and which executed the above instrument; that he knows the seal of said corporations; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporations and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporations.



Judith A. Jones
 Notary Public
 My commission expires: 4/23/2021

I, Mary A. Bertsch, Assistant Secretary of United Fire & Casualty Company and Assistant Secretary of United Fire & Indemnity Company, and Assistant Secretary of Financial Pacific Insurance Company, do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the bylaws and resolutions of said Corporations as set forth in said Power of Attorney, with the ORIGINALS ON FILE IN THE HOME OFFICE OF SAID CORPORATIONS, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

In testimony whereof I have hereunto subscribed my name and affixed the corporate seal of the said Corporations this 27th day of March, 2020.



By: *Mary A. Bertsch*
 Assistant Secretary,
 UF&C & UF&I & FPIC

**Quote to replace Little Thompson
Water District water line**

GOPHER EXCAVATION, INC.

PO Box 1079
BERTHOUD, CO 80513
970-532-1112

Estimate

Date	Estimate #
3/2/2020	08-722

Name / Address
Little Thompson Water District 835 East Highway 56 Berthoud, Colorado 80513 klambrecht@ltwd.org Attn: Ken

EXHIBIT 2

Description	Qty	Cost	Total
Harry Lateral on WCR 50			
Install 136' of 30" Class V RCP	136	172.00	23,392.00
Headwall HL-EC 1 at Sta 20+00	1	8,775.00	8,775.00
Headwall HL-EC 2 at Sta 20+65.78	1	5,750.00	5,750.00
Headwall HL-WC 2 at Sta 10+60.76	1	8,775.00	8,775.00
Install flared end section HL-WC 1 at Sta 10+00	1	2,500.00	2,500.00
Trash racks for new head wall HL-EC 1	1	1,750.00	1,750.00
Survey	1	1,950.00	1,950.00
Tentative schedule surveyor and structures are available with a 3-4 day notice, 30" pipe has been ordered and in production will be available the week of March 30 do not have a pick up day yet. We believe everything should be available to start the week of April 6, pending weather or any fees or permits required from Johnstown.			
Thank You For The Opportunity To Quote Your Work, Estimate Must Be Signed For Work To Commence		Total	\$52,892.00

INFORMATIONAL



March 2020 Recycling Benefits for the Town of Johnstown

In March 2020, we recycled 24 tons of cans, bottles, paper, and cardboard.

Recycling these materials will save the following resources:

163 Mature Trees

Represents enough saved timber resources to produce 2,025,500 sheets of printing and copy paper!

87 Cubic Yards of Landfill Airspace

Enough airspace to fulfill the annual municipal waste disposal needs for 112 people!

59,264 kWh of Electricity

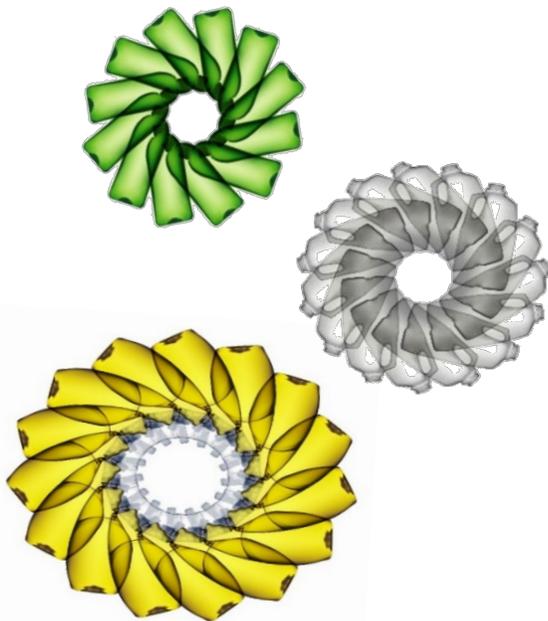
Enough power to fulfill the annual electricity needs of 5 homes!

Avoided 56 Metric Tons of Greenhouse Gas Emissions

Recycling these materials helps create cleaner air!

95,367 Gallons of Water

Represents enough fresh water to meet the daily needs of 1,271 people!



Prepared by Waste Management

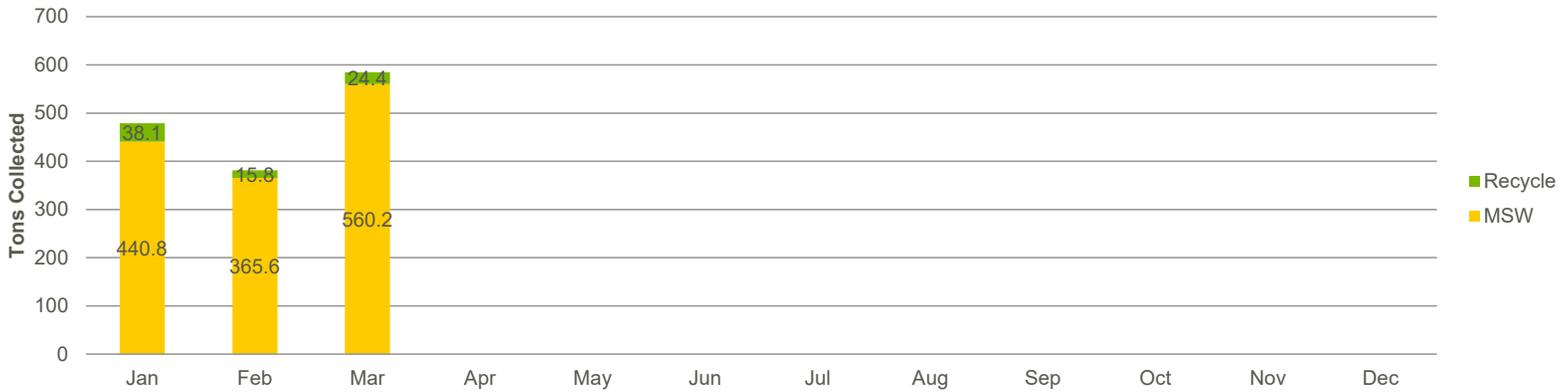
Sources: U.S. Environmental Protection Agency, International Aluminum Institute, National Association for PET Container Resources, Institute of Scrap Recycling Industries, Earth Works Group Recycler's Handbook, One Earth Recycle, Bring Recycling.org, National Recycling Coalition, US Forest Products Laboratory, and Waste Management. © Waste Management 2016



YEAR TO DATE DIVERSION REPORT - 2020

Diversion Tons													
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
MSW	440.8	365.6	560.2										1366.6
Recycle	38.1	15.8	24.4										78.2
Recycling Goal	23.9	19.1	29.2										72.2
Total Combined (MSW & RCY)	478.9	381.4	584.5										1444.8
Diversion (Recycling) %	7.96%	4.13%	4.17%										5.41%

Monthly Tonnage Summary 2020



Recycling Actual Compared to Recycling Goal (5%)

