

**Town of Nunn  
Regular Board Meeting  
October 21, 2021  
6:00 p.m.**

WHICH IS OPEN TO PUBLIC AT THE  
NUNN COMMUNITY CENTER BOARD MEETING ROOM

**CALL TO ORDER**

The Regular Board Meeting of the Town of Nunn for October 21, 2021 was called to order and presided over by Mayor Tinsley at 6:00 p.m.

**ROLL CALL:**

Mayor Tinsley  
Pro Tem Moon  
Trustee Amen  
Trustee Cable  
Trustee Frederiksen  
Trustee Sorensen

**ABSENT:**

Trustee Wright

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF THE AGENDA (as amended)**

**Motion by** Trustee Moon and seconded by Trustee Cable to approve the amended agenda to include Opioid Settlement Motion, Tap Transfer for 900 Lone Tree Circle, discussion and vote of Christmas Party, discussion and vote on the 2014 Ford Interceptor for Regular Board/Work Session meeting dated October 21, 2021. All in favor, Motion Carried.

**READING OF MINUTES OF PREVIOUS MEETINGS** (Work Session 09/11/2021).

**Motion by** Trustee Moon and seconded by Trustee Cable to forgo the public reading of the minutes for the Work Session 09/11/2021. All in favor, Motion Carried.

**APPROVAL OF MINUTES OF PREVIOUS MEETINGS** (Work Session 09/11/2021).

**Motion by** Trustee Moon and seconded by Trustee Cable to approve the minutes for the Work Session 09/11/2021. All in favor, Motion Carried.

**APPROVAL TO PAY BILLS/TREASURER'S STATEMENT**

Kinsco- Purchase was made for Police Department (7 sets)  
SAFEbuilt charge was for reviewing the building permits  
We did have 4 overage charges on the trash bill this month- we will be talking about trash at the December work session. November work session is budget only.

Amounts that were paid as submitted:

- Unpaid Bills \$46,098.97
- Payroll \$30,018.51

**Motion** by Trustee Moon and seconded by Trustee Sorensen to approve and pay the unpaid bills/payroll as of 10-21-2021 for \$46,098.97 and \$30,018.51.

***Roll Call Vote:***

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen-Yes, Trustee Sorensen-Yes, Motion Carried

**APPROVAL OF THE FINANCIAL STATEMENT**

**Motion** by Trustee Moon and seconded by Trustee Cable to approve the Statement of Financial Position as of 10-21-2021.

***Roll Call Vote:***

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen-Yes, Trustee Sorensen-Yes, Motion Carried

**TOWN CLERK REPORT**

Cathy-Town Clerk:

1. Stephanie Fox called. She is pleased with the roads and the bus stop lean-to. She is also happy with the way the Town of Nunn is using tax payer dollars.
2. Richard Raines with the Tri-District called and said we may be pushing it on water usage until year end. This is the reason for the Eaton water lease with the 4-acre foot. Next year we may have to look at possible restrictions and water usage based on water allocation, Fort Collins, North Weld Water and what's going on with the 1041 just to make sure we can make it to year end with the number of shares we have allocated for Town. We did pick up 10 CBT shares which will be available next year but as those build, we will have to make sure we are set up for what our water pool is set up for. Trustee Jordan Cable would like to set up a water committee meeting in regards to usage of the old water tower. The date of the committee meeting would possibly be the beginning week of the November 2021.
3. Municode has scheduled a zoom meeting November 16, 2021 with the Town Attorney, Mayor Tinsley and myself to find out where they are at with the legal analyst of the code. The attorneys have been going through it all and now say they are ready to present.

**POLICE REPORT**

Chief Joel Smith:

We are still in the hiring process. We do have one starting on Sunday as a part time officer and will start with training. He will be training with the Ault Police Department. We are also looking at different ways other than Indeed to post the job.

**COURT CLERK REPORT**

**October 12, 2021**

Arraignments:

- 5 on docket- 2 paid, 1 payment plan, 2 continued

Continuances:

- 4 on docket- 2 dismissed, 2 payment plans

Payment Plan:

- 1 on docket- 1 paid

Pre-Trial Conference:

- 1 on docket- continued to 11-09-2021

Paid Citations:	\$2,653.00
Nunn Officer VIN Inspections	\$25.00
Certified VIN Inspections	\$22,972.00
<b>September 2021 Deposits</b>	<b>\$25,650.00</b>

**MAINTENANCE REPORT**

Kyle from Maintenance:

- Tank Check
- Blading of Roads
- Locates
- Worked on Hand Book
- Meeting with Mayor
- Reading of Water Meters
- Shop Clean-up
- Work Orders for Water
- Cleaning of Town Hall
- Fixed Signs
- Worked at Park
- Mowed in Town
- Built School Bus Stop
- Set up for Nunn Days
- Checked Cameras at Park
- Worked on Police Department Doors
- Painted at Police Department
- Put in New Wood Chips at Play Ground
- Worked on Water Leak at Grader Shed
- Replaced Door on Tractor
- Working on Getting Everything Set-Up for Water Tower's Repair

**PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

None

**NEW BUSINESS**

1. Discussion of COVID 19 Test Site within the Town of Nunn:

Weld county has contacted the Town of Nunn to see if they could do a testing site within town. Town Hall or Senior Center are two options. They are requesting a place they can set up an RV and have people from Weld County and surrounding areas come to get tested for Covid 19. They would have to use the facility if the weather gets bad.

Trustee Jim Amen:

There was a vote at the Senior Center today and it was a unanimous No. If someone comes in from out of town, then stops at the gas station and they have covid, they could spread it here.

Trustee Jordan Cable:

My concern is when there is covid mobility, people do get sick and do die. We don't know how this is specifically transmitted. I have heard reports that it's on store food in a freezer. I've also heard that masks work and the vaccine works and now I'm hearing that masks don't work and the vaccine does not 100% work, it just prevents you from dying. I would feel more comfortable to not expose the buildings or town residents to covid.

Cathy- Town Clerk:

Right now, we have Sunrise Clinic coming into town 2 times a month. I feel like if someone in the Town of Nunn needs to get tested, that is a perfect time for it. They are parked right at the town park.

**Motion** by Trustee Cable and seconded by Trustee Amen to deny access for the covid-19 testing in the Town of Nunn. Motion Carried

2. Christmas Party:

Trustee Jennifer Moon:

I have been contacted by the Nunn Auxiliary group to see if the same group that did the Nunn Days could take over the Christmas Party. The group met and agreed as long as we can keep it simple for the first year with a small budget. It would also need to be an official town event. I would like to ask the board for a vote.

**Motion** by Trustee Cable and seconded by Trustee Frederiksen for the Town of Nunn to take on the Christmas Party as an official town event each year. Motion Carried.

**Motion** by Trustee Cable and seconded by Trustee Frederiksen for the Christmas Party to have a budget of \$1,500.00.

***Roll Call Vote:***

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried.

**OLD BUSINESS**

1. Closure of Rail Road crossing at County Road 100:

Mayor Tinsley:

Trustee Jordan Cable had brought up at a previous meeting the closure of the railroad crossing on County Road 100 at Hwy 85. I then had a meeting with CDOT and the Rail Road a couple days later. What the Rail Road did was declared the intersection a dangerous intersection. And when they did that, it has now made it almost impossible to get it opened up.

2. Colorado Opioids Settlement

Cathy- Town Clerk:

The Town Attorney is needing a motion by the Mayor and Board of Trustees to authorize the Mayor to execute and sign on the Town's behalf the document supplied by the State of Colorado related to the Colorado Opioids Settlement. This will allow the Town of Nunn to become eligible to receive any funds.

**Motion** by Trustee Cable and seconded by Trustee Moon to give authority for the Mayor to sign the MOU for the Colorado Opioid Settlement and Weld County. Motion Carried.

## **CODE ENFORCEMENT/FIRE/POLICE**

### **1. Place to keep Police Evidence:**

Trustee Jordan Cable:

We are in need of re-doing the evidence cage. I believe that Heather from the maintenance department would be able to provide the type of work that needs to be done. Heather's estimate is \$1,600.00. If we outsourced it, it would cost \$5,000.00-\$10,000.00.

**Motion** by Trustee Moon and seconded by Trustee Frederiksen to approve \$1,600.00 for the Police Department improvements.

### ***Roll Call Vote:***

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried

### **2. 2014 Ford Interceptor Police Car:**

Trustee Jordan Cable:

The 2014 Police Car has absolutely no value at this time. This vehicle is going to need to be stripped out. It has served its purpose. I also feel this vehicle needs to be sent to auction. I would need a motion in order to do this.

**Motion** by Trustee Sorensen and seconded by Trustee Moon to have the 2014 Ford Interceptor stripped out and sent to auction. Motion Carried

## **WATER/STREETS/MAINTENANCE/SEWER**

### **1. Water Lease Agreement with the Town of Eaton:**

Cathy-Town Clerk

I need a motion to approve the water agreement with the Town of Eaton for \$250.00 to lease 4-acre feet of North Poudre Irrigation Company water from October 21, 2021 thru December 31, 2021.

**Motion** by Trustee Cable and seconded by Trustee Amen to approve \$250.00 for the 4-acre feet lease agreement between the Town of Nunn and the Town of Eaton from October 21, 2021 thru December 31, 2021.

### ***Roll Call Vote:***

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried

### **2. Maguire Iron, Inc. contract for water tower repair:**

Cathy-Town Clerk:

I need a motion to approve the contract for services in the amount of \$17,500.00 for the repair of the water tower by Maguire Iron, Inc. I did receive an email vote from the Mayor and Board members approving the estimate. I now need a motion for the contract.

**Motion** by Trustee Cable and seconded by Trustee Moon to approve the contract for services in the amount of \$17,500.00 for Maguire Iron, Inc. to replace the water seals in the water tower.

### ***Roll Call Vote:***

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried

### **3. Tap Transfer:**

Cathy- Town Clerk:

There is a tap with a share of water currently at 305 Lincoln Ave. The owner of that tap, Soaring V, would like to deactivate the tap and transfer the share of water to 900 Lone Tree Circle. This would secure a water share for the possible stud manufacturing company that is currently in the preliminary phase of purchasing 900 Lone Tree Circle. If approved, maintenance would supervise the deactivation of the tap. After the deactivation, 305 Lincoln Ave would no longer have a tap and a new tap would need to be purchased at that property. Also, a tap would need to be purchased at 900 Lone Tree Circle in the amount of \$11,500.00

**Motion** by Trustee Cable and seconded by Trustee Moon to approve the transfer of the tap from 305 Lincoln Ave to 900 Lone Tree Circle for the stud manufacturing and to include the tap fee of \$11,500.00.

***Roll Call Vote:***

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried

**PLANNING AND DEVELOPMENT**

**1. Approval of Conditional Use for WMG Holdings (Adopt Resolution 2021-09)**

**Cathy- Town Clerk:**

I need a motion to adopt Resolution 2021-09 for WMG Holding, LLC.

**Motion** by Trustee Cable and seconded by Trustee Moon to adopt Resolution 2021-09, approval of condition use for WMG Holdings, LLC

***Roll Call Vote:***

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried

**2. Review of Building Plans for WMG Holdings, LLC. to forward to SafeBuilt**

**Cathy- Town Clerk**

This is a review of the permit application for WMG Holding, LLC that would be sent to SafeBuilt for approval of their steel building for the marijuana grow facility.

**Motion** by Trustee Cable and seconded by Trustee Frederiksen to approve the submittal of the permit for the steel building application to SafeBuilt from WMG Holding, LLC.

5-Yea, 1-Nay. Motion Carried

**PARKS/CEMETERY/GROUNDS/RECREATION**

**Kyle- Maintenance Department**

**1. Parks:**

The maintenance department is requesting the following:

-\$1,000.00 for park light pole repairs. There has been vandalism and now the light pole is not working. We are needing an electrician to come out and fix it

-\$2,000.00 for Gazebo Tables. The current tables we have are made of wood and getting damaged by vandalism. The proposed tables would be made of metal with a coating on them

-\$1,000.00 for Trees in the Park

-\$1,000.00 for Blink Cameras (Moving to future)

**Motion** by Trustee Cable and seconded by Trustee Amen to approve \$1,000.00 for park light pole repair, \$2,000.00 for gazebo tables and \$1,000.00 for trees in the park for a total of \$4000.00.

**Roll Call Vote:**

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried

2. Cemetery:

-\$5,000.00 for a 12x12 Shed- built in house with a concrete floor to store items used at the cemetery and to keep them out of the weather  
- \$1,000.00 for Trees in the cemetery

**Motion** by Trustee Cable and seconded by Trustee Moon to approve \$5,000.00 for a shed and \$1,000.00 for trees for a total of \$6,000.00 for cemetery improvements.

**Roll Call Vote:**

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried

3. Dumpsters for Fall Clean-up:

Cathy Payne- Town Clerk

We do have dumpsters coming this weekend for the Town Fall Clean-Up. I need to get a vote for approval

**Motion** by Trustee Cable and seconded by Trustee Moon to approve the dumpsters for fall clean-up. Motion Carried

4. Quote from Matt Carrol in regards to Old Water Tower:

Kyle- Maintenance Department

I received a quote from Matt Carrol for getting the old water tower connected to the park. The quote is for \$4,000.00.

**Motion** by Trustee Cable and seconded by Trustee Moon to approve \$4,000.00 for the connection of the water tower to the park by Matt Carrol.

**Roll Call Vote:**

Mayor Tinsley-Yes, Trustee Moon-Yes, Trustee Amen-Yes, Trustee Cable-Yes, Trustee Frederiksen -Yes, Trustee Sorensen-Yes. Motion Carried

**TECHNOLOGY**

None

**EMERGENCY PLANNING**

Trustee Sue Frederiksen:

I contacted Denise Bradshaw with Weld County by email in regards to the fire sirens being higher up on our list then the tornado shelter at this point. Denise pointed out that we could possibly get funds for fire sirens and maybe identify as a disadvantage community which would allow for a 10/90 loan instead of a 25/75 loan. She is still wanting a tornado shelter of some type. I need to know how the board feels about a fire siren vs. a tornado shelter.

Trustee Jen Moon:

I would like to see a small improvement to the tornado shelter that we have. I would like for us to focus on the fire sirens. Then work towards a 5/10-year plan of a new building to house a new shelter.

Trustee Jordan Cable:

I think we should explore other options besides the basement for a tornado shelter at this point.

Cathy Payne- Town Clerk:

The direction the emergency planning needs to go is fire sirens, chairlift for the tornado shelter due to the stairs going down to the basement and then small improvements to the current tornado shelter.

**PUBLIC COMMENTS**

**Motion by** Trustee Moon and seconded by Trustee Cable to adjourn the Regular Meeting for 10-21-2021 at 7:38 p.m. All in favor, Motion Carried

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Mayor Terry Tinsley

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Assistant Candice Pittington