

**Town of Nunn
Public Hearing / Regular Meeting
March 21, 2019
6:00 p.m.**

**A Public Hearing for Proposed Ordinance 315, Which is Open to the Public,
Nunn Community Center Board Meeting Room**

The Public Hearing for Proposed Ordinance 315, an Ordinance Repealing and Reenacting Title 10, Chapter 10.04 of the Nunn Municipal Code to Enact the 2018 Version of the Model Traffic Code for Colorado Municipalities and Including Certain Additions or Modifications Thereto. Public Hearing was called to order and presided over by Mayor Tinsley at 6:00 p.m. Chief Clingan said this would enable the Town to utilize the State code and write the tickets into Municipal Court. No comments. Motion by Trustee Frederiksen and seconded by Trustee Moon to adjourn the Public Hearing. All in Favor. Motion Carried. Public Hearing adjourned at 6:01 p.m.

**A Regular Meeting of the Town Board, Which is Open to the Public,
Nunn Community Center Board Meeting Room**

Call To Order:

The Regular Meeting of the Board Of Trustees of the Town of Nunn for March 21, 2019 was called to order and presided over by Mayor Tinsley at 6:01 p.m.

Roll Call:

Mayor Tinsley
Trustee Vogel
Trustee Frederiksen
Trustee Moon
Trustee Varra
Trustee Vella

Pledge of Allegiance

Approval of Agenda:

- Motion by Trustee Frederiksen and seconded by Trustee Vpigel to amend the agenda to include a request for a donation to the Dictionary Fund. All in Favor. Motion Carried.
- Motion by Trustee Frederiksen and seconded by Trustee Vogel to approve the agenda as amended. All in Favor. Motion Carried.

New Business:

- **Proposed Ordinance 317 - Update of Town Building Code:** Caleb Sulzen, Safebuilt, discussed some of the changes to the 2018 Building Code along with some of the changes he recommends not adopting. (Handout provided to the Trustees.). The new code also addresses Tiny Homes and temporary living quarters (granny pods). Safebuilt would like the Board's decision by June or July. A Public Hearing will have to be scheduled.

Approval of Minutes of Previous Meetings:

- No Minutes available.

Approval to Pay Bills: Motion by Trustee Moon and seconded by Trustee Vogel to approve the bills in the amount of \$29,345.77 and payroll in the amount of \$29,476.51 as submitted and dated March 21, 2019. Roll Call Vote: Mayor Tinsley - yea, Trustee Vogel - yea, Trustee Frederiksen - yea, Trustee Moon - yea, Trustee Varra - yea, Trustee Vella - yea. Motion Carried.

Approval of the Treasurer's Statement: Motion by Trustee Moon and seconded by Trustee Varra to approve the Treasurer's Report dated March 21, 2019. Roll Call Vote: Mayor Tinsley - yea, Trustee Vogel - yea, Trustee Frederiksen - yea, Trustee Moon - yea, Trustee Varra - yea, Trustee Vella - yea. Motion Carried.

Police Report:

- Stats
 - Calls for Service 68
 - A.O.A.'s 13
 - Animal 5
 - Arrests 6 (2 misdemeanor / 4 felony)
 - Assists 9
 - Business Checks 17
 - Code Violations 5
 - VINs 5
 - Criminal Activity 8 (3 felony / 5 misdemeanor)
 - Transients 2
 - Traffic Contacts 95
 - Summons 88
 - Warnings 7
- Reserves: We currently have 4 POST certified Reserve Officers. All 4 have passed their FTO (field training). 1 is deployed on active duty. 1 is injured and will hopefully be returning soon. While not advertising for a Reserve Officer, Chief Clingan is keeping his eye out for one more reserve that would be a good fit for Nunn.
- Cadets: Both our new Cadets have been working and helpful at the Police Department. Both worked Municipal Court and picked right up helping with that sometimes confusing function. The Cadets will be taking over the court function soon, allowing us to not have to pay off duty officers.
- Part-time Officer: Brandon LeFevre is doing very well fitting in here. With his residence in Pierce we have already been able to utilize him for speedier call outs.
- Vehicles: All vehicles are operating great. While we didn't get any calls that would necessitate using the Humvee it was ready to go if needed.
- Resolution 2019-07, a Resolution to Declare the Town of Nunn, Colorado to be a "Second Amendment Sanctuary Town" - Chief Clingan read this Resolution. Will be voted on later in the meeting.
- Policy & Procedure Manual: Lexipol will rewrite the policy & procedure manual bringing it up to date with current laws for \$3,000. Chief Clingan stated this is something that needs to be done.

Town Clerk Report:

- Front office has been vacated by the Police Department. Public Works Department has painted and installed carpet so it can be used by the Town Prosecuting Attorney on Court Dates as well as a future Town Planner and the Town Mayor. Public Works will also be painting the Town and Shop Offices.
- The Eagle Scouts that utilized the gym for their planning weekend have tentatively scheduled to work with the Public Works Department the weekends of April 20th and 27th for the Cemetery fence painting project.
- Mike Ketterling is currently evaluating the following plans for review by the Planning Commission - Varra Industrial Subdivision, Blue Spruce Subdivision, and Younell Industrial Subdivision.
- Marijuana project folks have been in communication with the Town for potential special use applications for next month.
- Waste Management damaged a sidewalk during the last storm. Property owner will contact Waste Management to see if they will assist with the repair. If not, the Town will remove the breakage and replace with dirt.
- Working on 2018 Audit Prep so it can be picked up next month.

Court Clerk Report:

- Arraignments: 26 on the docket. 17 showed up for court and accepted plea agreements, 2 continuances, 4 Default / OJW's ordered, 2 Dismissed, 1 set for Trial.
- First Continuance: 7 on the docket. 4 accepted plea agreements, 1 represented by attorney, 1 called in for second continuance to 4.9.19, and 1 Default / OJW..
- Payment Plans: All paid (none on the docket).
- Deferred Sentences: 17 on docket, all 17 were dismissed.
- Voids: None on docket.
- Prosecuting Attorney Mike Brown was here from 1:15 to 2:30 p.m. (1 hour 20 minutes) March 12, 2019.
- Judge Mike Lazar was here from 1:30 to 2:30 p.m. (1 hour) March 12, 2019.
- Summary
 - Paid Citations: \$24,161.75
 - Nunn Officer Vin Inspections: \$125.00
 - Certified Vin Inspections: \$15,377.38
 - February 2019: \$39,664.13

Maintenance Report:

- In the future they will make two passes when plowing.
- Meter and back flow installed at the Cemetery.
- Thanked the Board for purchasing the new (used) pick up.

Public Comments Not On the Agenda:

- A resident would like to Replat 10 acres on CR 29-1/2 to two 5 acre plots. Town Clerk advised him of the process.

New Business:

- **Ordinance 315 An Ordinance Repealing and Reenacting Title 10, Chapter 10.04 of the Nunn Municipal Code to Enact the 2018 Version of the Model Traffic Code for Colorado Municipalities and Including Certain Additions or Modification Thereto:** Motion by Trustee Frederiksen and seconded by Trustee Moon to adopt Ordinance 315. Roll Call Vote: Mayor Tinsley - yea, Trustee Vogel - yea, Trustee Frederiksen - yea, Trustee Moon - yea, Trustee Varra - yea, Trustee Vella - yea. Motion Carried.
- **Resolution 2019-07, A Resolution Declaring Town of Nunn a Second Amendment Sanctuary Town:** Motion by Trustee Frederiksen and seconded by Trustee Varra to adopt Resolution 2019-07 as Amended. Roll Call Vote: Mayor Tinsley - yea, Trustee Vogel - yea, Trustee Frederiksen - yea, Trustee Moon - yea, Trustee Varra - yea, Trustee Vella - yea. Motion Carried.

Old Business:

- **Resolution 2019-08, A Resolution Setting Forth Findings of Fact and Determinations Regarding the Varra Industrial Park Annexation:** Motion by Trustee Vogel and seconded by Trustee Moon to adopt Resolution 2019-08. Roll Call Vote: Mayor Tinsley - yea, Trustee Vogel - yea, Trustee Frederiksen - yea, Trustee Moon - yea, Trustee Varra - recused, Trustee Vella - yea. Motion Carried.
- **Ordinance 316 - Annexing Property Known as the Varra Industrial Park Annexation to the Town of Nunn, Colorado:** Motion by Trustee Moon and seconded by Trustee Vogel to adopt Ordinance 316. Roll Call Vote: Mayor Tinsley - yea, Trustee Vogel - yea, Trustee Frederiksen - yea, Trustee Moon - yea, Trustee Varra - recused, Trustee Vella - yea. Motion Carried.

Finance / Budget / Personnel / Grants:

- Dictionary Fund: Request by Weld RE-9 to donate to their Dictionary Fund. Motion by Trustee Moon and seconded by Trustee Varra to donate \$100 to the Dictionary Fund. Roll Call Vote: Mayor Tinsley - yea, Trustee Vogel - yea, Trustee Frederiksen - yea, Trustee Moon - yea, Trustee Varra - yea, Trustee Vella - yea. Motion Carried.

Planning and Development:

- None.

Code Enforcement / Fire / Police:

- None

Water / Sewer:

- None

Streets / Maintenance:

- None

Parks / Cemetery / Grounds / Recreation:

- None

Technology:

- None

Emergency Planning:

- None

Public Comments:

- A resident said there will be a recall of Governor Polis.

Adjournment: Motion to adjourn made by Trustee Moon and seconded by Trustee Vogel. All in Favor. Motion Carried.

Meeting Adjourned: 7:15 p.m.

Mayor Terry Tinsley

Susan S Frederiksen

Trustee Susan Frederiksen