



TOWN OF ERIE

645 Holbrook Street
Erie, CO 80516

Meeting Minutes

Town Council

Tuesday, October 8, 2024

6:30 PM

Council Chambers

Link to Watch or Comment Virtually: <https://bit.ly/TownCouncil2ndTuesday2024>

I. Call Meeting to Order and Pledge of Allegiance

Mayor Brooks called the meeting to order at 6:31 p.m.

II. Roll Call

Present: 6 - Mayor Brooks, Mayor Pro Tem Loflin, Council Member Baer, Council Member Sawusch, Council Member Hoback, and Council Member Bell

III. Approval of the Agenda

Malcolm Fleming, Town Manager, asked the Executive Session be pulled from the Agenda. After speaking with Kendra Carberry, Town Attorney, it was determined that it would not be appropriate to discuss the items during an Executive Session.

Councilor Hoback made a motion to approve the amended Agenda. Councilor Bell seconded the motion. The motion passed by the following vote at 6:33 p.m.

Ayes 6 - Mayor Brooks
Mayor Pro Tem Loflin
Council Member Baer
Council Member Sawusch
Council Member Hoback
Council Member Bell

IV. Consent Agenda

[24-475](#) Approval of the September 24, 2024 Town Council Meeting Minutes

Attachments: [09-24-2024 Council Minutes](#)

[24-421](#) A Resolution of the Town Council of the Town of Erie Approving a Replacement License Agreement with the New Consolidated Lower Boulder Reservoir and Ditch Company and the Northern Colorado Water Conservancy District for the Weld County Road 3 Culvert Replacement

Attachments: [Resolution 24-146](#)
[License Agreement](#)
[Vicinity Map](#)

[24-427](#) A Resolution of the Town Council of the Town of Erie Adopting the Flex Ride Service Plan for Flex Ride Operations

Attachments: [Resolution 24-132](#)
[Erie Flex Ride Service Plan](#)

[24-443](#) A Resolution of the Town Council of the Town of Erie Approving a Disposition and Development Agreement with Evergreen-County Line & Erie Parkway, L.L.C. for the Erie Town Center

Attachments: [Resolution 24-137](#)
[Disposition and Development Agreement](#)

Mayor Pro Tem Loflin made a motion to approve the Consent Agenda. Councilor Baer seconded the motion. The motion passed by the following vote at 6:34 p.m.

Ayes 6 - Mayor Brooks
Mayor Pro Tem Loflin
Council Member Baer
Council Member Sawusch
Council Member Hoback
Council Member Bell

V. Public Comment On Non-Agenda and Consent Items only.

Mayor Brooks read the Public Comment rules and opened public comment at 6:36 p.m.

The following spoke:

1. Aarnof Jain, Friends of India, spoke about the celebration Raksha Bandan, which is a tribute for protection and safety. The Friends of India community presented two separate awards to the Town and then provided Town Council, Town Staff and Chief Mathis with friendship bracelets known as Rakhis.

The Mayor closed Public Comment at 6:44 p.m.

VI. General Business

[24-422](#) Bi-Monthly Vector Air Airport Report

Attachments: [Airport Report](#)

Jason Hurd, Airport Manager, presented the item and answered questions at 6:44 p.m.

[24-454](#) PUBLIC HEARING: A Resolution of the Town Council of the Town of

Erie Approving the 2024 Update to the 2015 Town of Erie Comprehensive Plan, Known as Elevate Erie

Attachments: [Staff Report](#)

[Resolution 24-145](#)

[Planning Commission Resolution](#)

[Presentation](#)

[Elevate Erie - Comprehensive Plan](#)

[Engagement Scrapbook](#)

[Written Public Comment to Planning Commission](#)

[Notice](#)

[10-08-2024 Council Meeting - 24-454 Public Hearing Comment](#)

Mayor Brooks opened the Public Hearing at 6:56 p.m.

Sarah Nurmela, Director of Planning and Development, Kelly Dricoll, Planning Manager, Josh Campbell, Senior Strategic Planner, and Keiley Gaston, Senior Strategic Planner, presented the item 6:57 p.m.

Mayor Brooks read the Public Hearing Comment rules at 7:50 p.m.

The following spoke:

1. Deborah Coffin
2. Jeff Yeates
3. John Mortellaro
4. Andrew Moore
5. Jem Corcoran
6. Clifford Zwart
7. Ari Harrison
8. Tim Burns - virtual
9. Morgan Cullen - virtual

With no additional speakers in person or online virtually, Mayor Brooks closed the Public Hearing at 10:10 p.m.

Councilor Sawusch made a motion to continue this item to a date certain of January 28, 2025. Councilor Bell seconded the motion. The motion failed by the following vote at 10:48 p.m.

Ayes 2 - Council Member Sawusch
Council Member Bell

Nayes 4 - Mayor Brooks
Mayor Pro Tem Loflin
Council Member Baer
Council Member Hoback

Mayor Pro Tem Loflin made a motion to approve Resolution 24-145, approving

the 2024 update to the 2015 Town of Erie Comprehensive Plan, known as Elevate Erie, Councilor Baer seconded the motion. The motion passed by the following vote at 10:50 p.m.

- Ayes** 4 - Mayor Brooks
 Mayor Pro Tem Loflin
 Council Member Baer
 Council Member Hoback
- Nayes** 2 - Council Member Sawusch
 Council Member Bell

24-476

An Ordinance of the Town Council of the Town of Erie Approving a Purchase and Sale Agreement, a Bill of Sale, a Partial Assignment of Easements and a Transition Agreement, all for the Purchase of Streetlights and Related Easements from Public Service Company of Colorado d/b/a Xcel Energy for \$827,458.71

Attachments: [Presentation](#)

[Ordinance 040-2024](#)

[PSCo-Erie SL PSA-4890-6722-2697-v2 FINAL EXECUTION](#)

[MARKED Revised Redacted](#)

[PSCo-Erie Bill of Sale \(Street Lights\)\(4855854.2\) FINAL EXECUTION](#)

[MARKED Redacted](#)

[PSCo-Erie Assignment of SL Easements \(street lights\) FINAL](#)

[EXECUTION\(5199776.2\)\(5245947.1\)](#)

[PSCo-Erie street lights Transition Agreement-4866-6821-1881-v2](#)

[FINAL EXECUTION\(5175660.1\)\(5245946.1\) Redacted](#)

David Frank, Director of Economic Development, and Eryka Thorley, Sustainability Manager, presented the item at 10:52 p.m.

Councilor Sawusch made a motion to continue the item to a date certain of October 22, 2024. Councilor Bell seconded the motion. The motion passed by the following vote at 11:11 p.m.

- Ayes** 6 - Mayor Brooks
 Mayor Pro Tem Loflin
 Council Member Baer
 Council Member Sawusch
 Council Member Hoback
 Council Member Bell

VII. Staff Reports

VIII. Council Member Reports and Announcements

Councilors spoke about Flex Ride, ECMC will host a public hearing on the Extraction Draco OGD at Erie Middle School on October 29th; doors open at 4:30pm, please keep your dogs on a leash, remember that CORA requests are time consuming and costly to the Town so please use your CORA rights judiciously, Boo on Briggs is October 26th, slow down for kids especially on school days and much gratitude for Friends of India community who attended tonight's meeting.

IX. Executive Session

24-486

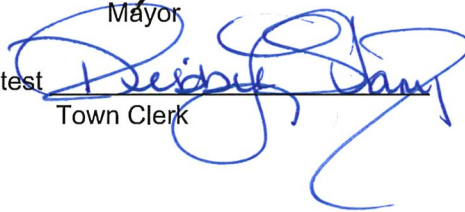
EXECUTIVE SESSION: (1) to hold a conference with the Town Attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b), and (2) to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402(4)(e), all regarding the Town Attorney's contract and the position of in-house counsel.

This Executive Session was withdrawn.

X. Adjournment

Mayor Brooks adjourned the meeting at 11:21 p.m.

Approved 
Mayor

Attest 
Town Clerk

