



TOWN OF ERIE

645 Holbrook Street
Erie, CO 80516

Meeting Minutes - Final

BOARD OF TRUSTEES MEETING

Tuesday, January 10, 2017

6:30 PM

Board Room

Pre-Meeting Community Room 5:45 PM

STUDY SESSION 5:45 PM IN THE COMMUNITY ROOM

AGENDA FOR THE STUDY SESSION IS A DISCUSSION OF THE REGULAR MEETING
AGENDA BELOW

REGULAR MEETING 6:30 PM IN THE BOARD ROOM

I. CALL MEETING TO ORDER

Mayor Harris called the January 10, 2017 Regular Meeting of the Town of Erie Board of Trustees to order at 6:36 pm.

II. PLEDGE OF ALLEGIANCE AND ROLL CALL

Present: 7 - Mayor Harris
Mayor Pro Tem Gruber
Trustee Carroll
Trustee Schutt
Trustee Charles
Trustee Woog
Trustee Deakin

III. APPROVAL OF THE AGENDA

Trustee Schutt moved to approve the January 10, 2017 Meeting Agenda; the motion was seconded by Trustee Charles. The motion carried with all present voting in favor thereof.

IV. CONSENT AGENDA

Trustees Schutt moved to approve the January 10, 2017 Consent Agenda; the motion was seconded by Trustee Charles. The motion carried with the following roll call vote:

Aye: 7 - Mayor Harris, Mayor Pro Tem Gruber, Trustee Carroll, Trustee Schutt, Trustee Charles, Trustee Woog, and Trustee Deakin

[17-001](#)

Approval of December 13, 2016 Meeting Minutes

- [17-003](#) A Resolution Of The Town Of Erie, Colorado Updating And Adopting The Three Mile Plan For The Town Of Erie, Colorado.
- [17-004](#) A Resolution Designating The Official Public Notice Location And The Official Newspaper Of General Circulation For The Town Of Erie, Colorado
- [17-008](#) A Resolution By The Board Of Trustees Of The Town Of Erie, Colorado Accepting Dedications As Shown In The Flatiron Meadows Filing No. 9 Final Plat; Authorizing The Appropriate Town Official To Sign The Flatiron Meadows Filing No. 9 Development Agreement; Adopting Certain Findings Of Fact And Conclusions Favorable To Acceptance Of The Dedications And Development Agreement; And, Setting Forth Details In Relation Thereto.
- [17-010](#) A Resolution For The Purpose Of Granting an Encroachment License Agreement to Crestone Peak Resources Holding LLC for Construction of Oil and Gas Related Pipelines in Town Right-of-way
- [17-012](#) A Resolution Of The Board Of Trustees Of The Town Of Erie, Colorado Authorizing Payment To Anthem Blue Cross And Blue Shield Of Colorado For Providing Medical Insurance To The Town Employees for 2017 In The Net Amount of \$1,418,000; And Setting Forth Details In Relation Thereto.
- [17-013](#) A Resolution Authorizing Payments To Various Vendors Providing Services To The Town in 2017
- [17-014](#) A Resoluton Approving Renewal Agreements for Service Contracts
- [17-015](#) A Resolution Awarding Services Contracts For 2017 To Various Contractors for Services/Supplies
- [17-016](#) A Resolution Authorizing Payment to the Erie Chamber of Commerce for 2017 Services, Sponsorships and Events
- [17-017](#) A Resolution For the Distribution of High Efficiency Washing Machine Rebates In Conjunction with the Water Conservation Plan in the Amount of \$4,000.
- [17-018](#) A Resolution of the Board of Trustees of the Town of Erie, Colorado Authorizing Payment to IMA of Colorado for Procuring Liability, and Property Insurance for the Town for 2017 in the Amount of \$241,283.00; and Setting Forth Details in Relation Thereto.
- [17-019](#) A Resolution Of The Board Of Trustees Of The Town Of Erie, Colorado Authorizing Payment To Pinnacol Assurance For Providing Workers' Compensation Insurance To The Town For 2017 In The Amount Of

\$155,722.00; And Setting Forth Details In Relation Thereto.

[17-027](#)

A Resolution Authorizing Payment to KELLY ENTREPRISES LTD for Promotion and Management of the Downtown Neighborhood Block Parties.

[17-028](#)

A Resolution Authorizing Payment to VIA Mobility Services in the Amount Not to Exceed \$10,400.00; and Setting Forth Details in Relation Thereto.

V. PUBLIC COMMENT

Dave Fuller, Legacy Bank, Oklahoma City, Oklahoma; spoke in favor of the proposed Copper Ranch Apartment Development Project.

The following spoke against the rezoning and the proposed Copper Ranch Apartment Development Project presented in General Business:

Jerry Hinkle, 890 Summer Way, Erie, CO
Jon Barnaby, 881 Summer Way, Erie, CO
David Edwards, 1414 Hoffman Drive, Erie, CO
Michael Dane, 320 Sanders Circle, Erie, CO
Stephen Kline, 1341 Graham Circe, Erie, CO
Mike Mangione, 425 Balcolm Court, Erie, CO
Margaret Chioyaw, 311 Sanders Circle, Erie, CO
Joseph Mellblom, 301 Sanders Circle, Erie, CO
Sandalphon, 325 Conrad Drive, Erie, CO
Josh Sheets, 343 Sanders Circle, Erie, CO
David Frank, 574 Holbrook Street, Erie, CO
Jeff Powell, 110 Stewart Way, Erie, CO
Allison Stransky, 992 Stanley Court, Erie, CO
Duncan Morel, 333 Sanders Circle, Erie, CO
Derek Leslie, 901 Sumner Way, Erie, CO
Susan Swanson, 576 Indian Peaks Drive, Erie, CO
David Klendenen, 31 Stewart Court, Erie, CO
Elizabeth Larson, 1457 Allen Avenue, Erie, CO
Keith Roach, 247 Summit Avenue, Erie, CO
Sarah Andrews, 362 Conrad Drive, Erie, CO
Deven Burns, 150 Baker Lane, Erie, CO

VI. PROCLAMATIONS AND PRESENTATIONS

[17-009](#)

Town of Erie Mayor's Proclamation in Support of

Radon Action Month in Colorado

This Proclamation/Presentation was approved.

VII. EXECUTIVE SESSION

[17-023](#)

EXECUTIVE SESSION for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e); and, specifically to discuss negotiations regarding the potential sale of Town property and impact fee credits and for a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); specifically, to receive legal advice on the City of Lafayette Letter Motion for Reconsideration of Annexation.

Trustee Schutt moved to go into Executive Session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e); and, specifically to discuss negotiations regarding the potential sale of Town property and impact fee credits and for a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); specifically, to receive legal advice on the City of Lafayette Letter Motion for Reconsideration of Annexation. The motion was seconded by Trustess Charles. The motion carried with all present voting in favor thereof.

Mayor Harris announced its Tuesday, January 10, 2017 and the time is 7:17 p.m. For the record, I am the presiding officer, Mayor Tina Harris. As required by the Open Meetings Law, this executive session is being electronically recorded. Also present at this executive session are the following persons:

Mayor Pro Tem Mark Gruber, Trustees Dan Woog, Scott Charles, Geoff Deakin, Waylon Schutt and, Jennifer Carroll; Town Administrator A.J. Krieger; Town Attorney Mark Shapiro; Public Works Director Gary Behlen; Community Development Direct Marty Ostholthoff and Assistant to the Town Administrator Fred Diehl.

Upon completion of the Executive Session, Mayor Harris announced that the time is now 8:25 p.m., and the executive session has been concluded. The participants in the executive session were:

Mayor Pro Tem Mark Gruber, Trustees Dan Woog, Scott Charles, Geoff Deakin, Waylon Schutt and, Jennifer Carroll; Town Administrator A.J. Krieger; Town Attorney Mark Shapiro; Public Works Director Gary Behlen; Community Development Direct Marty Ostholthoff and Assistant to the Town Administrator Fred Diehl.

VIII. RESOLUTIONS

IX. ORDINANCES

[17-006](#)

An Ordinance Of The Town Of Erie, Colorado, Repealing The November

2016 Title 10 Unified Development Code; Adopting By Reference The January 2017 Title 10 Unified Development Code; Providing For The Effective Date Of This Ordinance; Setting Forth Details In Relation Thereto. [SECOND READING]

Mayor Pro Tem Gruber moved to approve Agenda Item 17-006; the motion was seconded by Trustee Charles. The motion carried with a Six (6) for and One (1) against, with Trustee Woog voting no.

Aye: 6 - Mayor Harris, Mayor Pro Tem Gruber, Trustee Carroll, Trustee Schutt, Trustee Charles, and Trustee Deakin

Nay: 1 - Trustee Woog

X. GENERAL BUSINESS

[17-005](#) Transportation Master Plan Update and Erie Parkway Recommended Alternative.

[17-021](#) Presentation of DRAFT 2016 Update to the Parks, Recreation, Open Space, & Trails Master Plan.

[17-022](#) City Of Lafayette Letter Motion For Reconsideration Of Annexation Ordinances Nos. 33-2016 Through 38-2016.

Trustee Carroll left the meeting at 10:02 pm.

Trustee Schutt made the motion to deny the motion for reconsideration filed by the City of Lafayette dated December 7, 2016, with respect to Ordinances Nos. 33 – 2016 through 38 – 2016. The motion was seconded by Trustee Charles. The motion carried with a Six (6) for and none against.

[17-024](#) Commercial Wastewater Rate Discussion

The Board of Trustee conducted an Agenda Check and given the hour, Trustee Schutt moved to continue Agenda Item 17-024 to the January 24, 2017 Regular Meeting. the motion was seconded by Trustee Woog. The motion carried with all present voting in favor thereof.

[17-011](#) Sketch Plan Review - Tract B of Ranchwood Minor Subdivision

XI. STAFF REPORTS

[17-007](#) Community Development Monthly Report

XII. BOARD OF TRUSTEES REPORTS & APPOINTMENTS

Trustee Charles noted a Historic Preservation Advisory Board Workshop that was being held on January 11, 2017.

Mayor Pro Tem Gruber reported on Legislative Breakfast meeting on Transportation.

Trustee Deakin asked if the Board was interested in responding to a request from Fox 31 to do an on camera interview regarding overweight vehicle ticketing in Erie. General consensus of the Board was to take no further action than has already been taken.

Mayor Harris reminded the Board that they would be doing Planning Commission Interviews next Tuesday. She also wanted the Board to plan on a Board Retreat for March or April of this year.

XIII. ADJOURNMENT

Trustee Charles moved to adjourn the January 10, 2017 Regular Meeting of the Town of Erie Board of Trustees; the motion was seconded by Mayor ProTem Gruber. The motion carried with all present voting in favor thereof.

Mayor Harris adjourned the meeting at 10:43pm.