



TOWN OF ERIE

645 Holbrook Street
Erie, CO 80516

Meeting Minutes

Board of Trustees

Tuesday, August 10, 2021

6:30 PM

Board Room

Board of Trustees

Meeting Minutes

August 10, 2021

via Virtual Meeting
<https://bit.ly/0810BOT>

I. CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE

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

II. ROLL CALL

Present: 7 - Mayor Pro Tem Haid
Mayor Carroll
Trustee Gippe
Trustee van Woudenberg
Trustee Bell
Trustee Harrison
Trustee Loflin

III. APPROVAL OF AGENDA

Trustee Gippe moved to approve the agenda. Mayor Pro Tem Haid seconded the motion. The motion passed at 6:32 p.m. with the following vote.

Ayes 7 - Mayor Pro Tem Haid
Mayor Carroll
Trustee Gippe
Trustee van Woudenberg
Trustee Bell
Trustee Harrison
Trustee Loflin

IV. CONSENT AGENDA

[21-309](#) Approval of July 27, 2021 Board of Trustees Meeting Minutes

Attachments: [July 27 BOT Minutes](#)

[21-300](#) An Ordinance of the Board of Trustees of the Town of Erie Amending Section 2-2-4 of the Erie Municipal Code, regarding Business Licenses.

Attachments: [Ordinance 23-2021](#)
[Current language in Chapter 2-4-4, Erie Municipal Code](#)

[21-311](#) A Resolution of the Board of Trustees of the Town of Erie Accepting a Petition for Annexation of a Parcel of Land Located in Unincorporated Boulder County (Erie Gateway South Annexation No. 8)

Attachments: [Resolution No. 21-102](#)
[Staff Report](#)
[Applicant Materials](#)

[21-318](#) A Resolution of the Board of Trustees of the Town of Erie Approving the Bylaws of the Diversity, Equity and Inclusion Advisory Board

Attachments: [Resolution 21-101](#)
[Bylaws-072321](#)

Trustee Gippe moved to approve the Consent Agenda. Mayor Pro Tem Haid seconded the motion. The motion passed at 6:32 p.m. with the following vote.

Ayes

Mayor Pro Tem Haid
Mayor Carroll
Trustee Gippe
Trustee van Woudenberg
Trustee Bell
Trustee Harrison
Trustee Loflin

V. PUBLIC COMMENT AND NON-AGENDA ITEMS

Mayor Carroll read the Public Comment rules and opened Public Comment 6:33 p.m. with the following speakers:

1. Sandra Duggan spoke about set backs for Oil and Gas.
2. Kelsey Barnholt spoke about set backs for Oil and Gas.

With no further speakers, Public Comment closed at 6:40 p.m

VI. GENERAL BUSINESS

[21-299](#) Presentation of 90 Second Celebration Video

Melissa Wiley, Deputy Town Administrator presented a short video highlighting staff celebrations at 6:40 p.m.

[21-303](#) Presentation of Star Award

Todd Fessenden, Public Works Director, Malcolm Fleming, Town Administrator, and Alicia Melendez, Human Resources Director presented the Star Award at 6:43 p.m.

[21-313](#) PUBLIC HEARING: An Ordinance of the Board of Trustees of the Town of Erie Amending Chapters 2, 3, 4 and 11 of Title 10 of the Erie Municipal Code to Add a New Agricultural Holding (AGH) Zone District

Attachments: [Staff Report](#)
[Ordinance No. 22-2021](#)
[Public Hearing Notice](#)
[Planning Commission Draft Resolution](#)
[Staff Presentation](#)

Audem Gonzales, Senior Planner, presented the item at 6:51 p.m.

The Public Hearing opened at 7:11 p.m.

With no speakers, the Public Hearing closed at 7:12 p.m.

Mayor Pro Tem Haid made a motion to adopt the ordinance. Trustee Harrison seconded the motion. The motion passed at 7:12 p.m. with the following vote:

Ayes 7 - Mayor Pro Tem Haid
Mayor Carroll
Trustee Gippe
Trustee van Woudenberg
Trustee Bell
Trustee Harrison
Trustee Loflin

[21-305](#) PUBLIC HEARING: A Resolution of the Board of Trustees of the Town of Erie Approving the Canyon Creek Filing No. 7 And 8 Preliminary Plat with Conditions

Attachments: [Resolution 21-087](#)

[Proposed Canyon Creek Filing No. 7 & 8 Preliminary Plat and Landscaping Staff Report](#)

[Application, Authorization, and Narrative](#)

[Other Applicant Information 1](#)

[Other Applicant Information 2](#)

[Other Applicant Information 3](#)

[Referral Comments](#)

[Public Comment](#)

[Neighborhood Meeting Summary](#)

[Notifications](#)

[Staff Presentation](#)

[Applicant Presentation](#)

[PP hearing conditions from Stratus 8-9-2021](#)

[Canyon Creek Filing Plats 7 & 8](#)

[Canyon Creek Filings 7 & 8](#)

[Canyon Creek Filings 7 & 8](#)

[Canyon creek filings 7 and 8](#)

[Canyon Creek Plat Vote - August 10 2021](#)

[Canyon Creek Redux](#)

[Canyon creek](#)

[Creekside Open Space](#)

[Creekside Open Space Red Hawk Elementary](#)

[NO to Canyon Creek Filings 7 and 8](#)

[No to development near Red Hawk Canyon Creek](#)

[Please NO on Canyon Creek filings 7 & 8](#)

[Please say no to Canyon Creek filings 7 & 8](#)

[Please vote NO on Canyon Creek 78](#)

[Please vote no on Canyon Creek Filings 78](#)

[Save Erie Open Space](#)

[Save Open Space Please Vote NO!](#)

[Vote No on Canyon Creek Filings 7 & 8](#)

Chris LaRue, Senior Planner, presented the item at 7:13 p.m.

Roger Hollard, Applicant, provided additional information regarding the project at 7:18 p.m.

The Public Hearing opened at 8:08 p.m. and the following spoke:

1. Trudi Lyda
2. Kelsey Barnholt
3. Jim Bainbridge
4. Margot Zaher
5. Leon Schneider
6. Laura Schneider
7. Gardenia Willoughby
8. Sandra Duggan
9. DeWayne Drummond
10. Jeff Euston
11. Melody Krueger
12. Eileen Bellmore

With no further speakers, the Public Hearing closed at 8:45 p.m.

Trustee Bell made a motion to adopt the resolution. Mayor Pro Tem Haid seconded the motion. The motion passed at 9:13 p.m. with the following vote:

- Ayes** 4 - Mayor Pro Tem Haid
Mayor Carroll
Trustee Gippe
Trustee Bell
- Nayes** 3 - Trustee van Woudenberg
Trustee Harrison
Trustee Loflin

21-328

Discussion of Development Setbacks to Oil and Gas facilities

Attachments: [Draft Ordinance amending Section 10-6-14 of the Unified Development Code](#)
[Setbacks from Active Wells 350 500 1K 2K](#)
[Setbacks from P&A 150 350 500](#)

Fred Starr, Planning & Development Director, Malcolm Fleming, Town Administrator, and David Baumgarten, Oil and Gas Attorney, presented the item at 9:25 p.m.

No action taken.

VII. STAFF REPORTS

VIII. BOARD MEMBER REPORTS AND ANNOUNCEMENTS

The BOT discussed upgrading the golf course maintenance facility, some water line work in the Compass area, updated needed on the Nine-Mile project, communications surrounding the Delta variant of COVID, aging park maintenance, back-to-school traffic concerns, possibilities of resuming hybrid meetings, Farmers Market, Denver Broncos first game this weekend, congratulations to the Star Award recipients, August 7th BOT Retreat, update on the 2021 Workplan, air quality monitoring systems

in Vista Ridge, better calculations of time for agenda items, possibly rethink the terms for youth members on boards and commissions and SAB recommendations coming on August 24th.

Mayor Pro Tem Haid made a motion to adjourn the regular meeting and move to the Executive Session. Trustee Gippe seconded the motion. The motion passed at 10:48 p.m. with the following vote

Ayes 7 - Mayor Pro Tem Haid
Mayor Carroll
Trustee Gippe
Trustee van Woudenberg
Trustee Bell
Trustee Harrison
Trustee Loflin

IX. EXECUTIVE SESSION

[21-320](#)

Executive Session 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), and to consider the purchase, acquisition, lease, transfer or sale of real, personal or other property, pursuant to C.R.S. § 24-6-402(4)(a), concerning the Regency property.

X. ADJOURNMENT

Mayor Jennifer Carroll adjourned the regular meeting at 10:48 p.m.

Approved _____
Mayor

Attest _____
Town Clerk