



TOWN OF ERIE

645 Holbrook Street
Erie, CO 80516

Meeting Minutes - Draft

BOARD OF TRUSTEES MEETING

Tuesday, April 26, 2016

6:30 PM

Board Room

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 April 26, 2016 Regular Meeting of the Town of Erie Board of Trustees to order at 6:30 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 April 26, 2016 Town of Erie Board of Trustees Regular Meeting Agenda; the motion was seconded by Trustee Charles. The motion carried with all present voting in favor thereof.

IV. CONSENT AGENDA

Trustee Schutt moved to approve the April 26, 2016 Town of Erie Board of Trustees Regular Meeting 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

[16-159](#)

Approval of the April 19, 2016 Special Meeting Minutes

[16-140](#)

A Resolution Authorizing Award Of Contract To OtterTail Environmental, Inc. for the 2016 Mosquito Control Services In The Amount Of \$12,200.00; And, Setting Forth Details In Relation Thereto.

[16-151](#) A Resolution Authorizing the Town to Purchase a Tractor from Kubota Tractor Corporation In the Amount of \$47,120.62 and Mower Decks, and Accessories from B&G Equipment Inc in the amount of \$13,534.38.

[16-152](#) A Resolution Authorizing Award Of Contract To CoCal Landscape Services, Inc. for the 2016 Open Space & Right of Way Mowing Services In The Amount Of \$32,705.00; And, Setting Forth Details In Relation Thereto.

V. PUBLIC COMMENT

Karen Rademacher, 135 County Road 13, Longmont, CO. provided the Board of Trustees with an update on current litigation that the High Plains Library District is involved in.

Pamela Piekarski, 4051 NE County Line Road, Erie, CO. provided the Board with an Erie Economic Development Council update.

VII. RESOLUTIONS

[16-125](#) A Resolution Authorizing The Town Of Erie, Colorado To Enter Into An Amendment To Operator Agreement With Encana Oil & Gas (USA) Inc.

Trustee Gruber moved to approve Agenda Item 16-125; the motion was seconded by Trustee Charles; the motion carried with all present voting in favor thereof.

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

[16-157](#) PUBLIC HEARING: A Resolution By The Board Of Trustees Of Erie, Colorado Making Certain Findings Of Fact And Conclusions Favorable To The Special Review Use for Kiddie Academy; Imposing Conditions Of Approval; Approving Kiddie Academy Special Review Use With Conditions; And Setting Forth Details In Relation Thereto

Trustee Gruber moved to approve Agenda Item 16-157; the motion was seconded by Trustee Schutt. The motion carried with all present voting infavor thereof.

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

[16-158](#) PUBLIC HEARING: A Resolution By The Board Of Trustees Of Erie, Colorado Making Certain Findings Of Fact And Conclusions Favorable To The Site Plan for Lot 4, Coal Creek Center; Imposing Conditions Of Approval; Approving The Lot 4, Coal Creek Center Site Plan With Conditions; And Setting Forth Details In Relation Thereto

Trustee Schutt moved to approve Agenda Item 16-156; the motion was seconded by Trustee Charles. The motion carried with all present voting in favor thereof.

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

VII. ORDINANCES

[16-133](#) An Ordinance Authorizing The Town Of Erie, Colorado, To Enter Into A Lease Agreement With Rob Lindow And Sindy Lindow For The Lease Of Open Space Property For Farming Purposes; Authorizing And Directing The Appropriate Town Officers To Sign Said Lease; And Setting Forth Details In Relation Thereto and Declaring an Emergency Therefore.

Trustee Schutt moved to approve Agenda Item 16-33 as an Emergency; the motion was seconded by Trustee Charles. The motion carried with all present voting in favor thereof.

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

[16-145](#) An Ordinance Of The Town Of Erie, Colorado, Disconnecting Certain Described Real Property From The Town In Accordance with C.R.S. § 31-12-501; And, Setting Forth Details In Relation Thereto. Second Reading.

This was the First Reading of Agenda Item 16-145. It will be brought back for Board Action at the May 10th, 2016 Town of Erie Regular Board of Trustees Meeting.

[16-160](#) An Ordinance Authorizing the Issuance and Sale of Town of Erie, Colorado, Wastewater Enterprise Revenue Refunding Bonds, Series 2016, Payable Solely Out of Net Revenues to be Derived from the Operation of the Town's Wastewater Enterprise; Providing Other Details Concerning the Bonds, Including, Without Limitation, Covenants and Agreements in Connection Therewith; and Declaring an Emergency.

Trustee Charles moved to approve Agenda Item 16-160 as an emergency; the motion was seconded by Trustee Woog. The motion carried with all present voting in favor thereof.

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

VIII. GENERAL BUSINESS

Erie Commons Concept Plan Review

IX. STAFF REPORTS

[16-136](#) Monthly Communications Report - March 2016

[16-147](#) 11th Annual Spring Clean Up

X. BOARD OF TRUSTEES REPORTS & APPOINTMENTS

Trustee Carroll announced the upcoming Earth Day and Arbor Day Celebrations.

Trustee Woog received an update from the Public Works Director on traffic issues on Briggs St.

Trustee Charles announced the upcoming Town Fair.

Trustee Deakin reminded people to vote in the upcoming Mt. View Fire Protection District Election.

Mayor Harris announced that the appointments for Voluntary Boards and Commissions will be made on May 10, 2016.

XI. EXECUTIVE SESSION

Executive Session to discuss the purchase, acquisition, lease, transfer or sale of real property under C.R.S. Section 24-6-402(4)(a), specifically to discuss acquisition of property located within the Town of Erie.

Trustee Schutt moved to go into Executive Session to discuss the purchase, acquisition, lease, transfer or sale of real property under C.R.S. Section 24-6-402(4)(a), specifically to discuss acquisition of property located within the Town of Erie. The motion was seconded by Trustee Charles; the motion carried with all present voting in favor thereof.

Mayor Harris announced its Tuesday, April 26, 2016 and the time is 8:08 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:

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

This is an executive session for the following purpose:

To discuss the purchase, acquisition, lease, transfer or sale of real property under C.R.S. Section 24-6-402(4)(a), specifically to discuss acquisition of property located within the Town of Erie.

Upon completion of the Executive Session, Mayor Harris announced that the time is now 8:57 p.m., and the executive session has been concluded. The participants in the executive session were:

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

For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record.

Seeing none, the next agenda item is Adjournment.

XII. ADJOURNMENT

Trustee Schutt moved to adjourn the April 26, 2016 Regular Meeting of the Town of Erie Board of Trustees; the motion was seconded by Trustee Charles. The motion carried with all present voting in favor thereof.

Mayor Harris adjourned the meeting at 9:00 pm.