



TOWN OF ERIE

645 Holbrook Street
Erie, CO 80516

Meeting Minutes

Board of Trustees

Tuesday, February 8, 2022

6:30 PM

via virtual meeting

<https://bit.ly/0208BOT>

I. Call Meeting to Order and Pledge of Allegiance

Mayor Carroll called the meeting to order at 6:32 p.m.

II. Roll Call

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

III. Approval of Agenda

Trustee Bell made a motion to approve the agenda. Trustee van Woudenberg seconded the motion. The motion passed by the following vote at 6:34 p.m.

Ayes:
Trustee van Woudenberg
Trustee Bell
Trustee Harrison
Mayor Carroll
Mayor Pro Tem Haid
Trustee Brooks
Trustee Loflin

Mayor Pro Tem Haid made a motion to go into Executive Session. Trustee Harrison seconded the motion. The motion passed by the following vote at 6:35 p.m.

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

IV. Executive Session

- [22-73](#) Executive Session to hold a conference with the Town Attorney and the Town's special counsel to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b), concerning the AIG litigation.

The time is 6:54 p.m. and the executive session has concluded.

Mayor Carrol asked, 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 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 item is the Consent Agenda.

V. Consent Agenda

- [22-64](#) Approval of the January 25, 2022 Board of Trustees Meeting Minutes
Attachments: [January 25, 2022 BOT Meeting Minutes](#)
- [22-32](#) A Resolution of the Board of Trustees of the Town of Erie Declaring Erie a "GoEV City" and Pledging to Implement Strategies to Reduce Transportation-Related Emissions
Attachments: [Resolution 22-16](#)
- [22-34](#) A Resolution of the Board of Trustees of the Town of Erie Approving a Services Agreement with Hipple, Inc. d/b/a Hydro Physics Pipe Inspection
Attachments: [Resolution 22-24](#)
[Services Agreement](#)
- [22-43](#) A Resolution of the Board of Trustees of the Town of Erie Approving a Construction Contract with Velocity Constructors, Inc., for the High Zone NP Pump Station Improvements
Attachments: [Resolution 22-25](#)
[Construction Contract](#)
[Vicinity Map](#)
- [22-45](#) A Resolution of the Board of Trustees of the Town of Erie Approving the Town Public Works Director's Termination of Involvement in the Keep It Clean Partnership and Associated Intergovernmental Agreement
Attachments: [Resolution 22-21](#)
[Town of Erie KICP Termination Letter January2022](#)

[22-57](#) A Resolution of the Board of Trustees of the Town of Erie in Support of the United Nations Convention on the Elimination of All Forms of Discrimination Against Women

Attachments: [Resolution 22-26](#)
[CEDAW Treaty](#)

[22-58](#) A Resolution of the Board of Trustees of the Town of Erie Approving an Amendment to the Construction Manager At-Risk (CMAR) Contract with ECI Site Construction Management for the Coal Creek Park Redevelopment Project

Attachments: [Resolution 22-28](#)
[GMP Amendment](#)
[CMAR Contract](#)

[22-61](#) A Resolution of the Board of Trustees of the Town of Erie Approving a Development Agreement and Accepting Dedications as Shown on the Final Plat for the Parkdale Filing No. 3 Subdivision

Attachments: [Resolution No. 22-27](#)
[Parkdale Filing No. 3 Final Plat](#)
[Development Agreement](#)

[22-71](#) An Ordinance of the Board of Trustees of the Town of Erie Amending Section 4-8-3 of the Erie Municipal Code to Delegate Approval Authority for Certain Special Event Permits to the Town Clerk

Attachments: [Ordinance 04-2022](#)

Trustee Harrison made a motion to approve the Consent Agenda. Trustee Brooks seconded the motion. The motion passed by the following vote at 6:56 p.m

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

VI. Public Comment and Non-Agenda Items

Mayor Carroll read the Public Comment rules and opened Public Comment at 7:01 p.m.

With no speakers, Public Comment closed at 7:02 p.m.

VII. General Business

22-76

A Resolution of the Board of Trustees of the Town of Erie Regarding Face Coverings in the Town of Erie

Attachments: [Resolution 22-31 pdf](#)

Malcolm Fleming, Town Administrator, introduced this item at 7:03 p.m.

Camille Rodriguez, Boulder County Health, provided updated statistics regarding COVID-19 and the indoor masking order.

Dr. Steve Cobb, Centura Health Chief Medical Officer, provided an update on COVID-19 hospitalizations and testing as well as recommendations for masking.

The Mayor opened this item up for Public Comment at 7:17 p.m.

The following spoke:

1. Ben Soelberg
2. Steven Schlosser
3. Scott Worden
4. Tim Burns
5. Jeff Haverkate
6. Brittany Jones
7. Andrea McCay
8. Erica Becker
9. Cheryl McKenna
10. Dane K
11. Kelsey Barnholt
12. Ryan Kenward
13. Shavonne Blades
14. Aaron James
15. Alan Strange
16. Nicole Jordan
17. Jacquelyn Thomas
18. Monte Hartman
19. Josh Curlee
20. Alex Oxford
21. Nathan Evans
22. Andrew Sawusch

With no more speakers, Public Comment closed at 8:11 p.m.

Mayor Pro Tem Haid made a motion to approve the resolution. Trustee Bell seconded the motion. The motion passed by the following vote at 9:03 p.m.

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

22-59 Presentation for 2022 DEI Plan

Attachments: [2022 DEI Plan Presentation](#)

Alberto De Los Rios, Diversity, Equity, and Inclusion Manager, presented the item at 9:15 p.m.

22-56 Home Rule Survey #1 & Engagement Update

Attachments: [Town of Erie Home Rule Survey Presentation.pdf](#)
[Town of Erie Home Rule Survey Topline Results.pdf](#)
[Town of Erie Home Rule Survey Undecided Verbatim Responses.pdf](#)
[Town of Erie Home Rule Survey Yes Approve Verbatim Responses.pdf](#)
[Town of Erie Home Rule Survey No Reject Verbatim Responses.pdf](#)
[Town of Erie Home Rule Voter Opinion Survey Crosstabs.pdf](#)

Gabi Rae, Communications & Community Engagement Director, introduced the item at 9:45 p.m.

David Flaherty, CEO of Magellan Strategies, gave a presentation at 9:46 p.m.

Mavis Fitzgerald, Senior Associate Project Resource Studio, presented information on education and engagement at 10:03 p.m.

22-17 PUBLIC HEARING: An Ordinance of the Board of Trustees of the Town of Erie Rezoning the Spring Hill Property from LR - Low Density Residential to PD - Planned Development

- Attachments:** [1. BOT Ordinance No. 02-2022](#)
[2. PC Resolution No. P21-25](#)
[3. Proposed PD zoning document](#)
[4. Staff Report](#)
[5. Application and Narrative](#)
[6. Other Applicant Materials](#)
[7. Referral Agency Comments](#)
[8. Neighborhood Meeting Summary](#)
[9. Notifications](#)
[10. Public Comment](#)
[11. Applicant Presentation](#)
[12. Staff Presentation](#)

The Public Hearing opened at 10:26 p.m.

Audem Gonzales, Senior Planner, presented the item at 10:27 p.m.

John Prestwhich and Chris Elliott, Developer, also presented additional information at 10:44 p.m.

Mayor Carroll left the meeting at approximately 10:55 p.m.

The following spoke at 11:04 p.m.:

1. Rob O'Dea
2. Dane Kornasiewicz
3. Larry Fiegland
4. Jessica Fiegland

The Public Hearing closed at 11:22 p.m.

Trustee Bell made a motion to approve the ordinance. Trustee Brooks seconded the motion. The motion passed by the following vote at 11:31 p.m.

- Ayes** 6 - Trustee van Woudenberg
Trustee Bell
Trustee Harrison
Mayor Pro Tem Haid
Trustee Loflin
Trustee Brooks

- Absent** 1 - Mayor Carroll

[22-72](#)

PUBLIC HEARING: A Resolution of the Board of Trustees of the Town of Erie Approving the Service Plan for Lafferty Canyon Metropolitan District

Attachments: [Resolution 22-30](#)

[Lafferty Canyon Metropolitan District Service Plan 2021.12.21](#)

[Lafferty Canyon MD Exhibit A Boundary Map 2021.12.20](#)

[Lafferty Canyon MD Exhibit B Street Plan 2021.12.20](#)

[Lafferty Canyon MD Exhibit C Sanitary Sewer Plan 2021.12.20](#)

[Lafferty Canyon MD Exhibit D Potable Water Plan 2021.12.20](#)

[Lafferty Canyon MD Exhibit E Storm Drainage Plan 2021.12.20](#)

[Lafferty Canyon Metropolitan District Service Plan Bonds & S&U 2021.12.21](#)

[Lafferty Canyon MD Cost Estimate 2021.12.20](#)

[UMB's Service Plan and pro forma Review 2022.02.03](#)

[KB Home Communication](#)

[Affidavit of Publication Notice of Service Plan Hearing 2021-01-12](#)

The Public Hearing opened at 11:32 p.m.

Malcolm Fleming, Town Administrator, presented the item at 11:33 p.m.

Zachary White, Attorney for the Applicant, presented at 11:36 p.m.

Roger Hollard and Richard Dean with Stratus Companies, Steph Chichester and Nick Taylor with North Slope Capital Advisory, Zachary Bishop with Piper/Sandler and David Foster with Foster Graham Milstein & Calisher, all joined the meeting to provide additional information and answer questions.

With no speakers, Public Comment closed at 12:22 a.m.

Trustee Bell made a motion to pass the resolution. Trustee Brooks seconded the motion. The motion failed by the following vote at 12:26 a.m.

- Ayes** 3 - Trustee Bell
Trustee Harrison
Trustee Brooks
- Nayes** 3 - Trustee van Woudenberg
Mayor Pro Tem Haid
Trustee Loflin
- Absent** 1 - Mayor Carroll

22-77

Confirm Approach to Selecting the Town's Preferred Development Partner for the I-25 Erie Gateway Site

Julian Jacquin, Economic Development Director presented the item at 12:30 p.m.

Malcolm Fleming, Town Administrator, provided information regarding the Mayor's preference.

The Board of Trustees determined that the selection of the Development Partner for the I-25 Erie Gateway site would be decided by rank choice voting during the February 22, 2022 Board of Trustee meeting.

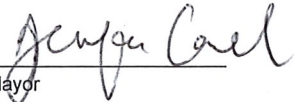
VIII. Staff Reports

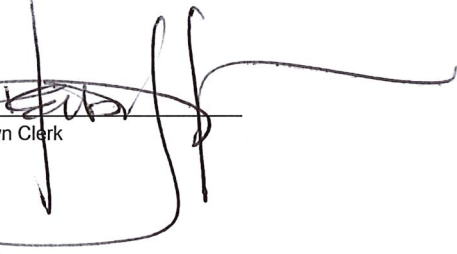
IX. Board Member Reports

Board members spoke about getting an update from COGCC on well spacing approval notice.

X. Adjournment

Mayor Pro Tem Haid adjourned the meeting at 12:38 p.m.

Approved 
Mayor

Attest 
Town Clerk