



TOWN OF ERIE

645 Holbrook Street
Erie, CO 80516

Meeting Agenda - Final BOARD OF TRUSTEES MEETING

Tuesday, September 12, 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

II. PLEDGE OF ALLEGIANCE AND ROLL CALL

III. APPROVAL OF THE AGENDA

IV. CONSENT AGENDA

(The consent agenda is intended to contain items that are prepared to be decided without discussion. Any Board member may request removal of any item they do not want to consider without discussion or wish to vote no on, without jeopardizing the approval of other items on the consent agenda.)

[17-311](#) Approval of the August 22, 2017 Meeting Minutes

Attachments: [08-22-2017 Draft Meeting Minutes](#)

[17-338](#) A Resolution of the Town of Erie Authorizing a Construction Contract to Children's Playstructures & Recreation for the BPE Playground Resurface Project in the Amount of \$29,109.40; and Setting Forth Details in Relation Thereto.

Attachments: [Construction Agreement with Children's Playstructures & Recreation](#)
[09-12-2017 Picture - BPE Playground](#)
[Resolution](#)

- [17-316](#) An Ordinance Regarding The Morgan Hill PUD Zoning Map Amendment No. 1, Adopting Certain Findings Of Fact And Conclusions Favorable To The PUD Overlay Rezoning Amendment. The Morgan Hill PUD Amendment No. 1 Proposes To Add Architectural Standards To The Approved PUD. (SECOND READING)

Attachments: [17-316 Morgan Hill PUDA Staff Report](#)
[17-316 Morgan Hill PUDA Ordinance](#)
[17-316 Morgan Hill PUDA Application Materials](#)

- [17-341](#) A Resolution For The Purpose Of Granting an Encroachment License Agreement to Unite Private Networks, LLC, for Existing and New Fiber Optic Line in Town Property and Right-of-Way.

Attachments: [Resolution](#)
[9-11-17 Erie CO Encroachment License .pdf](#)

- [17-345](#) A Resolution Authorizing the Award of Construction Contract to CoCal Landscaping for Town Xeriscape Garden Project at Town Hall in The Amount of \$121,045.00; and Setting Forth Details in Relation Thereto

Attachments: [Concept Images 9-12 BOT Meeting](#)
[Resolution](#)

V. PUBLIC COMMENT

(This agenda item provides the public an opportunity to discuss items other than ordinances on second reading, public hearings and consent agenda items that are not on the agenda. The Board of Trustees is not prepared to decide on matters brought up at this time, but if warranted, will place them on a future agenda.)

VI. PROCLAMATIONS AND PRESENTATIONS

(This agenda item is intended to contain Presentations to the Board that do not require any Board action. Presentations are limited to fifteen (15) minutes.

- [17-335](#) United Way of Weld County-Cassy Westmoreland, Coordinator for Weld's Way Home

- [17-333](#) STAR Award presented to Brendan Beggan, Erie Police Department and Samantha Cruz, Parks & Recreation

VII. EXECUTIVE SESSION

- [17-336](#) EXECUTIVE SESSION for discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; specifically, to discuss employment of special counsel; and, for a conference with the Town Attorney and Special Counsel 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 regarding oil and gas operations within the Town of Erie.

VIII. OIL AND GAS

- [17-317](#) PUBLIC HEARING CONTINUED: An Ordinance Of The Town Of Erie, Colorado, Repealing The January 2017 Title 10 Unified Development Code; Adopting By Reference The October 2017 Title 10 Unified Development Code; Providing For The Effective Date Of This Ordinance; Setting Forth Details In Relation Thereto. (SECOND READING)

Attachments: [A 17-317 Title 10, Chapter 6 and 12 redline](#)
[B 17-317 Ordinance -2017](#)

IX. RESOLUTIONS

(This agenda item is for all matters that should be decided by resolutions.)

- [17-331](#) PUBLIC HEARING: A Resolution Of The Board Of Trustees Of The Town Of Erie, Colorado Approving The Model Service Plan For Parkdale Metropolitan District Nos. 1 Through 3. (Staff is requesting this be continued to the 09/26/2017 Regular Meeting)

- [17-327](#) A Resolution Authorizing the Award of a Design Contract to Felsburg Holt & Ullevig for the Moffat Street Extension and Bridge over Coal Creek in The Amount of \$340,000; and Setting Forth Details in Relation Thereto.

Attachments: [Moffat St Extension Consultant Agreement.pdf](#)
[Vicinity Map landscape.pdf](#)
[Resolution](#)

- [17-328](#) A Resolution Authorizing the Award of a Pre-Construction Contract to Fransen Pittman for Town Hall Expansion in The Amount of \$34,973; and Setting Forth Details in Relation Thereto.

Attachments: [FP Precon Agreement 8.28.17](#)
[8-15-17 BOT Hand out Presentation](#)
[Resolution](#)

[17-329](#) A Resolution Of The Board Of Trustees Of The Town Of Erie, Colorado Designating An Historic Landmark Pursuant To The Provisions Of Title 3, "Boards And Commissions," Chapter 3, "Historic Preservation Advisory Board," Section 3-3-8 B. Of The Town Of Erie Municipal Code; Specifically Designating The Woods, 11611 Jasper Road, Erie, Colorado, As A Town Historic Landmark Of Special Historical, Cultural, Interest And Value Of A Historic Nature; And, Setting Forth Details In Relation Thereto.

Attachments: [The Woods HLPN](#)
[Resolution](#)

X. ORDINANCES

[17-332](#) PUBLIC HEARING: An Ordinance Of The Town Of Erie, Colorado, Rezoning The Dearmin Property Pursuant To The Petition Of The Owner Thereof, From RP-3-Rural Reservation 3 To LR-Low Density Residential, NMU-Neighborhood Mixed-Use, PLI-Public Lands And Institutions, And AG/OS-Agricultural/Open Space; And, Providing For The Effective Date Of This Ordinance; And Setting Forth Details In Relation Thereto. (FIRST READING).

Attachments: [A Staff Memo](#)
[B Dearmin Rezoning Map](#)
[C Ordinance](#) -2017

[17-322](#) An Ordinance Of The Town Of Erie, Colorado, Enacting Title 1, "Administration And Personnel," Chapter 4, "Municipal Court; General Penalty," Section 1-4-13, Entitled "Sealing Of Records," Of The Municipal Code Of The Town Of Erie And, Setting Forth Details In Relation Thereto. (SECOND READING)

Attachments: [Ordinance](#)

[17-323](#) An Ordinance Of The Town Of Erie, Colorado, Revising Title 6, "Police And Traffic Regulations," Chapter 11, "Motor Vehicles And Traffic," Section 6-11-1, Entitled "Model Traffic Code," Of The Municipal Code Of The Town Of Erie And, Setting Forth Details In Relation Thereto. (SECOND READING)

Attachments: [Ordinance](#)

[17-324](#) An Ordinance Of The Town Of Erie, Colorado, Revising Title 1, "Administration And Personnel," Chapter 4, "Municipal Court; General Penalty," Section 1-4-4.B, Entitled "Penalty Provision Generally," Of The Municipal Code Of The Town Of Erie And, Setting Forth Details In Relation Thereto. (SECOND READING)

Attachments: [Ordinance](#)

- [17-330](#) An Ordinance Of The Town Of Erie, Colorado, Amending Title 2, "Revenue And Finance," Chapter 11, "Sales And Use Tax," Section 1, "Sales Tax," Of The Erie Municipal Code; And Setting Forth Details In Relation Thereto. (FIRST READING)

Attachments: [Amend 2-11-1 sale tax exemption for schools 8.17.17.doc](#)

XI. GENERAL BUSINESS

(This agenda item is reserved for matters that are ready for Board action, and do not fit into other categories, i.e. resolutions, ordinances...)

- [17-344](#) Board Consideration-Motion to Cancel November 28th and December 26th 2017 Regular Meetings.

XII. STAFF REPORTS

(This agenda item is reserved for specific items from Staff requiring Board direction or just relaying important information.)

- [17-342](#) Planning and Development Monthly Building Permit Report

Attachments: [A 2017/2016/2015 Building Permits to Projection Comparison](#)
[B 2017 Building Permits by Development](#)

XIII. BOARD OF TRUSTEES REPORTS & APPOINTMENTS

(This agenda item is for all Board of Trustees reports, Board & Commission Appointment, and items of information as well as Board discussion items, not listed on the agenda.)

XIV. EXECUTIVE SESSION

- [17-343](#) 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 Nine Mile development, and acquisition of property within or adjacent to the Town; 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 regarding CDOT activity.

XV. ADJOURNMENT

(The Board's Goal is that all meetings be adjourned by 10:30pm. An agenda check will be conducted at or about 10:00 p.m., and no later than at the end of the first item finished after 10:00 p.m. Items not completed prior to adjournment will generally be taken up at the next regular meeting.)