



TOWN OF ERIE

645 Holbrook Street
Erie, CO 80516

Meeting Minutes - Final

BOARD OF TRUSTEES MEETING

Tuesday, May 8, 2018

6:30 PM

Board Room

STUDY SESSION 5:45 PM IN THE MOFFAT 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 Carroll called the May 8, 2018 Regular Meeting to order at 6:30 pm.

II. PLEDGE OF ALLEGIANCE AND ROLL CALL

Present: 6 - Mayor Carroll
Mayor Pro Tem Deakin
Trustee Woog
Trustee Haid
Trustee Gippe
Trustee van Woudenberg

Excused: 1 - Trustee Charles

III. APPROVAL OF THE AGENDA

Trustee Gippe moved to approve the May 8, 2018 Meeting Agenda with the amendment of moving Agenda Item 18-165 from IV. Consent Agenda to IX. Resolutions. The motion was seconded by Trustee Haid. The motion carried with all present voting in favor thereof.

IV. CONSENT AGENDA

[18-164](#)

Approval of the April 24, 2018 Regular Meeting Minutes

[18-154](#)

A Resolution By The Board Of Trustees Of The Town Of Erie, Colorado Accepting Dedications As Shown In The Compass Filing No. 3 Amendment No. 1 Minor Plat Amendment; Authorizing The Appropriate Town Official To Sign The Compass Filing No. 3 Amendment No. 1 Minor Plat Amendment; Adopting Certain Findings Of Fact And Conclusions Favorable To Acceptance Of The Compass Filing No. 3 Amendment No. 1 Minor Plat Amendment Dedications; And, Setting Forth Details In Relation Thereto.

[18-161](#)

A Resolution Authorizing a Joint Use Agreement Between the Aspen Ridge Preparatory School and the Town of Erie; and Setting Forth Details In Relation Thereto

Mayor Pro Tem Deakin moved to approve the May 8, 2018 Consent Agenda; Trustee Haid seconded the motion. The motion carried with all present voting in favor thereof.

V. PUBLIC COMMENT

David Berry of 621 Benton Lane, Erie, Colorado, gave public comment on the Citizens Police Academy.

Barry Luginbill of 120 Pebble Brook Court, Erie, Colorado gave public comment on Agenda Item 18-177.

Fred Mahe of 401 Pleades Place, Erie, Colorado gave public comment on Agenda Item 18-177.

Ben Pratt of 1853 Wilson Circle, Erie, Colorado gave public comment on Agenda Item 18-177.

Anne Klein of 1202 Fletcher Drive, Erie, Colorado gave public comment on Agenda Item 18-177.

Beth Ewaskowitz of 1807 Quest Drive, Erie, Colorado gave public comment on Agenda Item 18-177.

Dave Johnson of 325 Anderson Court, Erie, Colorado gave public comment on Agenda Item 18-177.

Patsy Holt of Fort Lupton, Colorado gave public comment on the Schofield Farm.

Ray Schlott of 255 Meadow View Parkway, Erie, Colorado gave public comment on Agenda Item 18-177.

Monica Korber of 1559 Hickory Drive, Erie, Colorado gave public comment on oil and gas operations and Agenda Item 18-177.

Liz Fisher of 625 Moffat Street, Erie, Colorado gave public comment on oil and gas operations and Agenda Item 18-177.

Brandon Bell of 76 Piney Creek Drive, Erie, Colorado gave public comment on Agenda Item 18-177.

Eileen Rojas of 1358 Wasburn Street, Erie, Colorado gave public comment on Agenda Item 18-177.

Erika Cutlip of 1315 Serene Drive, Erie, Colorado gave public comment on oil and gas operations and Agenda Item 18-177.

Ryan McGrotty of 472 Polaris Circle, Erie, Colorado gave public comment on oil and gas and the landfill.

The following public comments were provided via email:

Bob and Pat Reed of 722 Reliance Drive, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Josephine Sterr of 903 Pope Drive, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Michael Mangione of 425 Balcolm Court, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Suzanne Engert of 11686 Flatiron Drive, Lafayette, Colorado gave public comment via email on Agenda Item 18-177.

Shannon Dodge of PO Box 437, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Noel Davidson of 102 Sunshine Circle, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Reed Boeger of Erie, Colorado gave public comment via email on Agenda Item 18-177.

Wira Babiak of 182 Montgomery Drive Erie, Colorado gave public comment via email on Agenda Item 18-177.

Kimberly Mowat of Erie, Colorado gave public comment via email on Agenda Item 18-177.

Kristen Krumhardt of 424 Holbrook Street, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Joseph Zintel of 1761 Crestview Lane, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Erin Winegar of Erie, Colorado gave public comment via email on Agenda Item 18-177.

Jessica Luginbill of 120 Pebble Brook Court, Erie, Colorado gave public comment via email on Agenda Item 18-177.

John and Heather Shea of 1860 Alpine Drive, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Kyle Martz of 216 McAfee Circle, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Wendy Hunt of Erie, Colorado gave public comment via email on Agenda Item 18-177.

Lois Joyce of 514 Balcolm Street, Erie, Colorado gave public comment via email on Agenda Item 18-177.

Pam Ware of 1150 Lasnik Street, Erie, Colorado gave public comment via email

on Agenda Item 18-177.

Tiffany Schilmann of Hughs Drive, Erie, Colorado gave public comment via email on Agenda Item 18-177.

VI. GENERAL BUSINESS

- [18-177](#) Motion and vote regarding the services and employment of the Town Administrator, A.J. Krieger.
- Mayor Pro Tem Deakin moved to terminate Town Administrator, A.J. Krieger; the motion was seconded by Trustee van Woudenberg. The motion carried with a five (5) for and one (1) against vote with Trustee Woog voting no.
- Trustee Haid moved to appoint Farrell Buller, Assistant to the Town Administrator; Community Services as Interim Town Administrator. The motion was seconded by Mayor Pro Tem Deakin. The motion carried with all present voting in favor thereof.

- [18-176](#) Cancellation of May 22, 2018 Regular Meeting
- Mayor Pro Tem Deakin moved to approve Agenda Item 18-176; the motion was seconded by Trustee Haid. The motion carried with all present voting in favor thereof.

VII. PROCLAMATIONS AND PRESENTATIONS

- [18-114](#) Honorary Proclamation Police Week and Peace Officers' Memorial Day May 15, 2018
- [18-166](#) 2018 National Public Works Week Proclamation
- [18-178](#) A proclamation declaring June 2, 2018 as Gun Violence Awareness Day
- [18-151](#) Kelly Enterprises Presentation for Upcoming Event Season - Farmer's Market and Neighborhood Block Parties

VIII. LAND DEVELOPMENT RESOLUTIONS AND ORDINANCES

- [18-112](#) An Ordinance Regarding The Parkdale Planned Unit Development (PUD) Overlay Map Rezoning, Adopting Certain Findings of Fact and Conclusions Favorable To The PUD Rezoning, And Setting Forth Details In Relation Thereto. SECOND READING
- Trustee Woog moved to approve Agenda Item 18-112; the motion was seconded by Trustee Haid. The motion carried with a five (5) for and one (1) against vote with Trustee van Woudenberg voting no.
- [18-113](#) A Resolution By The Board Of Trustees Of Erie, Colorado Making Certain Findings Of Fact And Conclusions Favorable To The Parkdale Preliminary Plat; Imposing Conditions Of Approval; Approving the Parkdale Preliminary

Plat With Conditions; And, Setting Forth Details In Relation Thereto.

Trustee Haid moved to approve Agenda Item 18-113; the motion was seconded by Trustee Woog. The motion carried with a five (5) for and one (1) against vote with Trustee van Woudenberg voting no.

IX. RESOLUTIONS

18-165

A Resolution Authorizing Award Of A Construction Contract To Metro Pavers Inc. For The Leon A Wurl Service Center Yard Paving In The Amount Of \$411,108.59; And Setting Forth Details In Relation Thereto.

Mayor Pro Tem Deakin moved to approve Agenda Item 18-165; the motion was seconded by Trustee Haid. The motion carried with a five (5) for and one (1) against vote with Trustee Woog voting no.

18-155

PUBLIC HEARING: A Resolution Regarding The Minor Subdivision Plat Of Coal Creek Center 3RD Amendment, Adopting Certain Findings Of Fact And Conclusions Favorable To The Minor Subdivision Plat.

Mayor Carroll opened the Public Hearing for Agenda Item 18-155 at 8:00 pm. Hearing that no one wished to make public comment, the Mayor closed the Public Hearing at 8:07 pm.

Trustee Woog moved to approve Agenda Item 18-155; the motion was seconded by Mayor Pro Tem Deakin. The motion carried with all present voting in favor thereof.

18-156

PUBLIC HEARING: A Resolution Regarding The Dearmin Minor Subdivision Plat, Adopting Certain Findings Of Fact And Conclusions Favorable To The Minor Subdivision Plat.

Mayor Carroll opened the Public Hearing for Agenda Item 18-156 at 8:08 pm. Hearing that no one wished to make public comment, the Mayor closed the Public Hearing at 8:10 pm.

Trustee Haid moved to approve Agenda Item 18-156; the motion was seconded by Trustee Woog. The motion carried with a four (4) for vote and two (2) against vote with Mayor Pro Tem Deakin and Trustee van Woudenberg voting no.

18-171

A Resolution Authorizing The Town Of Erie, Colorado, To Enter Into A Fourth Amendment To The Disposition And Development Agreement With The Town Of Erie Urban Renewal Authority And Evergreen-287 & Arapahoe, LLC; Authorizing And Directing The Appropriate Town Officers To Sign Said Fourth Amendment; And, Setting Forth Details In Relation Thereto.

Trustee Woog moved to approve Agenda Item 18-171; the motion was seconded by Mayor Pro Tem Deakin. The motion carried with all present voting in favor thereof.

X. ORDINANCES

[18-158](#) An Ordinance Of The Town Of Erie, Colorado, Revising Title 7, "Public Ways And Property," Chapter 6, "Park And Recreation Facility Regulations," Section 7-6-5.V, Entitled "Regulations," Of The Municipal Code Of The Town Of Erie And, Setting Forth Details In Relation Thereto. SECOND READING

Agenda Item 18-158 will return for Board action at the Regular Board of Trustees Meeting on June 12, 2018.

[18-159](#) An Ordinance Of The Town Of Erie, Colorado, Revising Title 6, "Police And Traffic Regulations," Chapter 10, "Miscellaneous Offenses," Section 6-10-1, Entitled "Fireworks," Of The Municipal Code Of The Town Of Erie And, Setting Forth Details In Relation Thereto. FIRST READING

Mayor Pro Tem Deakin moved to approve Agenda Item 18-159 to effectively pass the ordinance on first reading. The motion was seconded by Trustee Haid. The motion carried with a five (5) for vote and one (1) against vote with Trustee Woog voting no.

[18-160](#) An Ordinance Of The Town Of Erie, Colorado, Revising Title 6, "Police And Traffic Regulations," Chapter 6, "Offenses Involving Property," Section 6-6-1, Entitled "Theft," And Enacting Title 6, "Police And Traffic Regulations," Chapter 6, "Offenses Involving Property," Section 6-6-15, Entitled "Provisions Related To Shoplifting," Of The Municipal Code Of The Town Of Erie And, Setting Forth Details In Relation Thereto. SECOND READING

Agenda Item 18-160 will return for Board action at the Regular Board of Trustees Meeting on June 12, 2018.

[18-170](#) An Ordinance Of The Town Of Erie, Colorado, Enacting Title 6, "Police And Traffic Regulations," Chapter 6, "Offenses Against Property," Section 6-6-15, Entitled "Fire Setting," Of The Municipal Code Of The Town Of Erie And Revising Title 5, "Public Health And Safety," Chapter 1, "Abatement Of Nuisance Code," Section 5-1-6.F, Entitled "Specific Nuisances Enumerated," Of The Municipal Code Of The Town Of Erie, And Setting Forth Details In Relation Thereto. FIRST READING

Mayor Pro Tem Deakin moved to suspend Ordinance 02-44; the motion was seconded by Trustee van Woudenberg.

Mayor Pro Tem Deakin moved to approve Agenda Item 18-170 to effectively pass the ordinance on first reading. The motion was seconded by Trustee Haid. The motion carried with all present voting in favor thereof.

XI. STAFF REPORTS

XII. ADJOURNMENT

Mayor Pro Tem Deakin moved to adjourn the May 8, 2018 Regular Meeting of the Town of Erie Board of Trustees; the motion was seconded by Trustee Haid. The motion carried with all present voting in favor thereof.

[18-169](#)

Morgan Hill Filing 1 - Grading and Stormwater Quality Permit