

TOWN OF ERIE
BOARD OF TRUSTEES REGULAR MEETING 1
Tuesday, June 9, 2015
6:30 p.m.
Board Room, Erie Town Hall, 645 Holbrook, Erie, CO 80516

I. CALL MEETING TO ORDER

Mayor Pro Tem Gruber called the June 9, 2015 Regular Meeting of the Board of Trustees to order at 6:30 p.m.

II. PLEDGE OF ALLEGIANCE AND ROLL CALL

Roll Call: Trustee Carroll –present
 Trustee Charles – present
 Trustee Moore – present
 Trustee Woog – present
 Trustee Schutt – absent/excused
 Mayor Harris – absent/excused
 Mayor Pro Tem Gruber - present

III. APPROVAL OF THE AGENDA

Action: Trustee Moore moved to approve the June 9, 2015 Meeting Agenda; the motion was seconded by Trustee Charles. The motion carried with all voting in favor thereof.

IV. CONSENT AGENDA

- a. Approval of the May 26, 2015 Meeting Minutes
- b. Resolution 15-69; A Resolution Authorizing Award of a Contract to Children’s Play Structures and Recreation for the Playground Replacement at Longs Peak Park

Action: Trustee Charles moved to approve the June 9, 2015 Consent Agenda; the motion was seconded by Trustee Moore. The motion carried with the following Roll Call vote:

Trustee Carroll –yes
Trustee Charles – yes
Trustee Moore – yes
Trustee Woog – yes
Mayor Pro Tem Gruber - yes

V. PUBLIC COMMENT

David Thieking, 7868 Greenleaf Lane, Denver, CO spoke in regards to the costs of Solar Photovoltaic permits.

Tyler Ward, 3468 W. Gill Place, Denver, CO spoke in regards to the costs of Solar Photovoltaic permits.

VI. PROCLAMATIONS AND PRESENTATIONS

None Scheduled.

VII. LAND DEVELOPMENT RESOLUTIONS AND ORDINANCES

- a. Ordinance 15-2015; An Ordinance Of The Town Of Erie, Colorado, Rezoning The Wise Farms Property Pursuant To The Petition Of The Owner Thereof, From RR-Rural Residential To AG/OS-Agricultural/Open Space; LR-Low Density Residential; And, RR-Rural Residential; And, Providing For The Effective Date Of This Ordinance; And Setting Forth Details In Relation Thereto.
- b. Ordinance 16-2015; An Ordinance Regarding The Wise Farms PUD Zoning Map Overlay Rezoning, Adopting Certain Findings Of Fact And Conclusions Favorable To The Planned Unit Development Overlay Rezoning. Wise Farms Preliminary Resolution.
- c. Resolution 15-66; A Resolution Making Certain Findings Of Fact And Conclusions Favorable To The Wide Farms Preliminary Plat; Imposing Conditions Of Approval; Approving The Wise Farms Preliminary Plat With Conditions; And Setting Forth Details In Relation Thereto.

Action: Trustee Charles moved to continue the Public Hearing on the Wise Farms to the June 23, 2015 Regular Meeting; the motion was seconded by Trustee Woog; with all voting in favor thereof.

VIII. RESOLUTIONS

- a. Resolution 15-78; A Resolution Of The Town Of Erie Authorizing Award Of A Construction Contract For The Collection System Rehabilitation – Historic Downtown-Phase 3 Project.

Russell Pennington, Deputy Director of Public Works presented staff recommendations for the approval of Resolution 15-78 awarding a contract for \$278,432.00 to Insituform Technologies, LLC for the Collection System Rehabilitation in Historic Downtown. The rehabilitation procedure installs a lining inside the current sanitary sewer system pipes to restore integrity of the system.

Action: Trustee Moore moved to approve Resolution 15-78; the motion was seconded by Trustee Charles. The motion carried with the following Roll Call vote:

Trustee Carroll –yes
Trustee Charles – yes
Trustee Woog – yes
Trustee Moore – yes
Mayor Pro Tem Gruber – yes

PUBLIC HEARING

- b. Resolution 15-74; A Resolution By The Board Of Trustees Of The Town Of Erie, Colorado Approving The Colliers Hill Filing No. 3A Final Plat With Conditions; Accepting Dedications As Shown On The Colliers Hill Filing No. 3A Final Plat; Authorizing The Appropriate Town Official To Sign The Colliers Hill Filing No. 3A Development Agreement; Adopting Certain Findings Of Fact And Conclusions Favorable To Approving The Final Plat, Accepting The Dedications Contained Therein And Approving The Development Agreement.
- c. Resolution 15-75; A Resolution By The Board Of Trustees Of The Town Of Erie, Colorado Approving The Colliers Hill Filing No. 3B Final Plat With Conditions; Accepting Dedications As Shown On The Colliers Hill Filing No. 3B Final Plat; Authorizing The Appropriate Town Official To Sign The Colliers Hill Filing No. 3B Development Agreement; Adopting Certain Findings Of Fact And Conclusions Favorable To Approving The Final Plat, Accepting The Dedications Contained Therein And Approving The Development Agreement.
- d. Resolution 15-76; A Resolution By The Board Of Trustees Of The Town Of Erie, Colorado Approving The Colliers Hill Filing No. 3C Final Plat With Conditions; Accepting Dedications As Shown On The Colliers Hill Filing No. 3C Final Plat; Authorizing The Appropriate Town Official To Sign The Colliers Hill Filing No. 3C Development Agreement; Adopting Certain Findings Of Fact And Conclusions Favorable To Approving The Final Plat, Accepting The Dedications Contained Therein And Approving The Development Agreement.
- e. Resolution 15-77; A Resolution By The Board Of Trustees Of The Town Of Erie, Colorado Approving The Colliers Hill Filing No. 3D Final Plat With Conditions; Accepting Dedications As Shown On The Colliers Hill Filing No. 3D Final Plat; Authorizing The Appropriate Town Official To Sign The Colliers Hill Filing No. 3D Development Agreement; Adopting Certain Findings Of Fact And Conclusions Favorable To Approving The Final Plat, Accepting The Dedications Contained Therein And Approving The Development Agreement.

Action: Mayor Pro Tem Gruber opened the Public Hearing for Resolution 15-74, Resolution 15-75, Resolution 15-76, and Resolution 15-77 at 6:49 p.m.

Todd Bjerkaas, Senior Planner presented the applications for the Colliers Hill Filings 3A, 3B, 3C and 3D Final Plat with Conditions; Accepting Dedications As Shown; Authorizing the Mayor To Sign Said Development Agreements and Adopting Certain Findings Of Fact and Conclusions Favorable To Approving The Final Plat, Accepting Dedications Contained Therein and Approving The Development Agreements by approving Resolutions 15-74, 15-75, 15-76 and 15-77.

Jon Lee, applicant for Community Development Group of Erie, Inc., 2500 Arapahoe Road, Boulder, CO also spoke in regards to Colliers Hill Filings 3A, 3B, 3C and 3D.

Action: Hearing no requests to make public comment, Mayor Pro Tem Gruber went to questions of the Board.

Action: Mayor Pro Tem Gruber closed the Public Hearing for Resolution 15-74, Resolution 15-75, Resolution 15-76, and Resolution 15-77 at 7:31 p.m.

Action: Trustee Charles moved to approve Resolution 15-74; the motion was seconded by Trustee Carroll; with all voting in favor thereof.

Action: Trustee Charles moved to approve Resolution 15-75; the motion was seconded by Trustee Woog; with all voting in favor thereof.

Action: Trustee Woog moved to approve Resolution 15-76; the motion was seconded by Trustee Carroll; with all voting in favor thereof.

Action: Trustee Carroll moved to approve Resolution 15-77; the motion was seconded by Trustee Charles; with all voting in favor thereof.

- f. **Resolution 15-79; A Resolution By The Board of Trustees Of The Town Of Erie, Colorado Accepting A Grant Of Permanent Access And Utilities Easement Agreement For Sanitary Sewer Improvements**

Todd Bjerkaas, Senior Planner presented the application for Resolution 15-79 to accept a sanitary sewer utility easement in Daybreak Filing 1B. The applicant is Community Development Group of Erie, Inc. represented by Jon Lee. Staff recommends acceptance of the grants of permanent access and utilities easement agreement for the sanitary sewer line improvements by approving Resolution 15-79.

Action: Trustee Charles moved to approve Resolution 15-79; the motion was seconded by Trustee Carroll; with all voting in favor thereof.

- g. **Resolution 15-80; A Resolution By The Board Of Trustees Of The Town Of Erie, Colorado Authorizing The Appropriate Town Official To Sign The Colliers Hill Metropolitan District No. 2 Development Agreement; Adopting Certain Findings Of Fact And Conclusions Favorable To Approving The Development Agreement**

Todd Bjerkaas, Senior Planner presented Resolution 15-80; authorization of Colliers Hill Metropolitan District No. 2 Development Agreement. The applicant is Community Development Group of Erie, Inc. represented by Jon Lee. Staff recommends approving this resolution with the noted condition: A Letter Agreement shall be entered into by the Town, Community Development Group of Erie, Inc. and Oakwood Homes, LLC for the coordination of construction improvements to Erie Parkway prior to recordation of the Colliers Hill Metropolitan District No. 2 Development Agreement.

Action: Trustee Woog moved to approve Resolution 15-80; the motion was seconded by Trustee Carroll; with all voting in favor thereof.

IX. ORDINANCES

- a. **Ordinance 17-2015; An Ordinance of the Town of Erie Approving a Sanitary Sewer Easement Vacate; Colliers Hill Filing 2E.**

Todd Bjerkaas, Senior Planner presented Ordinance 17-2015; the vacation of a portion of a sanitary sewer easement in Daybreak Filing 2E. The applicant is Community Development Group of Erie, Inc. represented by Jon Lee. The applicant requests vacation of a portion of a sanitary sewer easement that was dedicated to the Town by separate instrument. The portion of the sanitary sewer in this section of the easement has been relocated to allow for future development. The applicant has submitted an easement in Tract B of Daybreak Filing No. 1B and a final plat for Colliers Hill Filing 3A, both of which will establish easements for the relocated section of sanitary sewer.

Action: Trustee Charles moved to approve Ordinance 17-2015; the motion was seconded by Trustee Carroll; with all voting in favor thereof.

b. Ordinance 18-2015; An Ordinance of the Town of Erie Approving the Vacate of a Portion of Colliers Parkway

Todd Bjerkaas, Senior Planner presented Ordinance 18-2015; a vacation of a portion of Colliers Parkway. The applicant is Community Development Group of Erie, Inc. represented by Jon Lee. The applicant requests vacation of a portion of Colliers Parkway, a road right-of-way dedicated to the Town through the Bridgewater Master Subdivision Final Plat in 2011. The portion being vacated does not contain roadway or utilities and was platted to provide access to subdivision filings to its south. The proposed final plat for Colliers Hill Filing 3C shows this access point from Colliers Parkway shifting approximately 48 feet to the west. The Colliers Hill Filing 3C Final Plat will dedicate the new entrance right-of-way and easements.

Action: Trustee Charles moved to approve Ordinance 18-2015; the motion was seconded by Trustee Carroll; with all voting in favor thereof.

c. Ordinance 13-2015; An Ordinance of the Town of Erie Denying Front Range Landfill's Application for a 1st Amendment to Planned Development Allowing Liquid Solidification.

This was a first reading and no action was taken.

X. GENERAL BUSINESS

Nothing Scheduled.

XI. STAFF REPORTS

Nothing to report.

XII. BOARD OF TRUSTEES REPORTS & APPOINTMENTS

Trustee Carroll – Regarding this evening's public comment, Trustee Carroll addressed solar PV fees and stated that she did not support repealing Ordinance No. 08-2014 as she wanted to see Erie become a solar friendly community. At the time, it seemed the Board wanted to learn more about this and she would like to go back and look at what it would take to get the Solar Community Designation. Trustee Carroll was supported by Trustee Charles and Trustee Moore regarding this issue.

Trustee Woog – Asked Director of Parks & Recreation, Farrell Buller to give an update on the dog park. Mrs. Buller gave an update on the dog park at Reliance Park and noted that they were finishing up seeding but had some setbacks due to weather. There are currently 7 members compromising a citizen committee for the dog park and their next meeting is at the end of June.

Trustee Moore – Encouraged residents to attend the concerts in the park as well as the movies in the park and reminded everyone of the Erie Brewfest taking place this weekend.

Trustee Charles – Nothing to report.

Mayor Pro Tem Gruber – Stated that there is a new group called North Metro Partners. It's a new public-private interest group that is looking at funding the end of the line for fast tracks at Highway 7, but not at Colorado, at I-25. This is one of the first moves in a public-private partnership to make Highway 7 and I-25 a major transportation hub. If this comes to fruition, it will be good for Erie.

XII. ADJOURNMENT

Action: Trustee Moore moved to adjourn the June 9, 2015 Regular Meeting of the Board of Trustees. The motion was seconded by Trustee Charles. The motion carried with all voting in favor thereof.

Action: Mayor Pro Tem Gruber adjourned the June 9, 2015 Regular Meeting of the Town of Erie Board of Trustees at 7:57 p.m.

Respectfully Submitted,



Melinda Helmer, CMC, Deputy Town Clerk


Mark Gruber, Mayor Pro Tem