

**TOWN OF ERIE
BOARD OF TRUSTEES SPECIAL MEETING
Monday, August 14, 2014
5:30 p.m.
Board Room, Erie Town Hall, 645 Holbrook, Erie, CO 80516**

I. CALL MEETING TO ORDER

Mayor Harris called the August 14, 2014 Special Meeting of the Board of Trustees to order at 5:34 p.m.

II. PLEDGE OF ALLEGIANCE AND ROLL CALL

Roll Call: Trustee Kramer – present
Mayor Pro Tem Gruber – present
Trustee Charles – present
Trustee Moore – late/present
Trustee Woog – present
Trustee Schutt – present
Mayor Harris – present

Trustee Moore arrived at 5:36 p.m.

III. APPROVAL OF THE AGENDA

- a. **Action:** Trustee Charles moved to approve the August 14, 2014 agenda with an amendment to move Consent Agenda Item A. Resolution 14-94 to Resolutions and to remove General Business Item A. from the agenda.

Action: The motion, seconded by Trustee Schutt, carried with all voting unanimous in favor.

IV. RESOLUTIONS

- b. **Resolution 14-94; A Resolution Authorizing Award Of A Construction Contract To Hirschfeld Backhoe and Pipeline, Inc.**

Gary Behlen, Director of Public Works presented Resolution 14-94 to the Board. Resolution 14-94 is a Resolution Awarding a Contract to Hirschfeld Backhoe and Pipeline, Inc. for an emergency temporary repair on the metal pipe located underneath Erie Parkway east of 111th Street.

Action: Trustee Moore moved to approve Resolution 14-94; the motion was seconded by Mayor Pro Tem Gruber. The motion was unanimous in favor with the following roll call vote:

Roll Call: Trustee Kramer - Yes
Mayor Pro Tem Gruber - Yes
Trustee Charles - Yes
Trustee Moore - Yes
Trustee Woog – Yes
Trustee Schutt - Yes
Mayor Harris – Yes

V. EXECUTIVE SESSION

Action: Trustee Charles moved to go into Executive Session for a conference with the Town Water Attorney and 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 concerning Town water storage matters; and, 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 negotiation of new Memorandums of Understanding with the oil and gas companies. The motion, seconded by Trustee Kramer, carried with all voting unanimous in favor.

Mayor Harris announced, it's Thursday, August 14, 2014, and the time is 5:40 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:

Mayor Pro Tem Mark Gruber; Trustees Janice Moore, Dan Woog, Scott Charles, Jennifer Kramer, and Waylon Schutt; Town Administrator A.J. Krieger; Public Works Director Gary Behlen; Economic Development Coordinator Paula Mehle; Assistant to the Town Administrator Fred Diehl; Town Water Attorney Eugene Reardon; and, Town Attorney Mark Shapiro.

This is an executive session for the following purpose:

For a conference with the Town Water Attorney and 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 concerning Town water storage matters; and, 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 negotiation of new Memorandums of Understanding with the oil and gas companies.

Upon completion of the Executive Session, Mayor Harris announced that the time is now 8:43 p.m., and the executive session has been concluded. The participants in the executive session were:

Mayor Tina Harris; Mayor Pro Tem Mark Gruber; Trustees Janice Moore, Dan Woog, Scott Charles, Jennifer Kramer, and Waylon Schutt; Town Administrator A.J. Krieger; Public Works Director Gary

Behlen; Economic Development Coordinator Paula Mehle; Assistant to the Town Administrator Fred Diehl; Town Water Attorney Eugene Reardon; 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.

VI. ADJOURNMENT

Action: Trustee Charles moved to adjourn the August 14, 2014 Town of Erie Board of Trustees Special Meeting; the motion was seconded by Trustee Schutt. The motion carried with all voting unanimous in favor.

Action: Mayor Harris adjourned the August 14, 2014 Town of Erie Board of Trustee Special Meeting at 8:44 p.m.

Respectfully Submitted,



Melinda Helmer, Deputy Town Clerk



Tina Harris, Mayor