

TOWN OF ERIE
BOARD OF TRUSTEES REGULAR MEETING 1
Tuesday, May 13, 2014
6:30 p.m.
Board Room, Erie Town Hall, 645 Holbrook, Erie, CO 80516

I. CALL MEETING TO ORDER

Mayor Harris called the May 13, 2014 Regular Meeting of the Board of Trustees to order at 6:30 p.m.

II. PLEDGE OF ALLEGIANCE AND ROLL CALL

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

III. APPROVAL OF THE AGENDA

Action: Trustee Woog moved to approve the May 13, 2014 Agenda with the amendment of moving item c from the IV. Consent to VII. Resolutions; the motion was seconded by Trustee Schutt. The motion carried with all present voting in favor thereof.

IV. CONSENT AGENDA

- a. Approval of the April 21, 2014 Special Meeting Minutes
- b. Approval of the April 22, 2014 Meeting Minutes
- c. Resolution 14-62; A Resolution Approving a Change Order for the Pressure Membrane Project at the Water Treatment Facility
- d. Resolution 14-63; A Resolution Awarding a Service Contract for Sewer & Storm Video Inspection
- e. Resolution 14-65; A Resolution Accepting the Town of Erie Emerald Ash Borer Response Plan
- f. Resolution 14-66; A Resolution Authorizing a Joint Use Agreement With Aspen Ridge Preparatory School

CONSENT AGENDA (continued)

Action: Trustee Charles moved to approve the May 13, 2014 Consent Agenda as amended; the motion was seconded by Mayor Pro Tem Gruber. The motion carried with the following roll call vote:

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

V. PUBLIC COMMENT

John Garcia, 18 Maplewood Drive, Erie, CO., spoke to the Board of Trustees regarding the Erie Area Senior Advisory Committee activities and programs.

Rita Lechman, 228 Baxter Farm Lane, Erie, CO. thanked the Town for sponsoring the Police Academy.

Al Lechman, 228 Baxter Farm Lane, Erie, CO., thanked the Town for sponsoring the Police Academy.

Helene Jewett, 1841 Crestview Lane, Erie, CO provided the Board of Trustees with an update on for the Erie Economic Development Council.

Pat Wilkes, 1116 Fletcher Drive, Erie, CO., encouraged citizens to participate in the upcoming Relay for Life event.

VI. PROCLAMATIONS AND PRESENTATIONS

a. Proclamation – Public Works Week

Since 1960, the American Public Works Association (APWA) has sponsored National Public Works Week (NPWW) Across North America, our more than 28,000 members in the US and Canada use this week to educate the public on the importance of the contribution of public works to their daily lives: planning, building, managing and operating the heart of our local communities and building the quality of life. NPWW is observed the third full week of May each year and is a celebration of the men and women who provide and maintain the infrastructure and services collectively known as public works. The APWA has requested that the week of May 18-24, 2014 be proclaimed Public Works Week The 2014 NPWW theme, "*Building for Today, Planning for Tomorrow*" represents the classic idea of stewardship embodied by the profession of public works and the professionals that practice it. "*Building*" points out the day to day aspect of public works that is quality of life, while "*planning*" references the sustainable practices that ensure that quality of life for future generations and recognizes that what we do today is vital to a sustainable and vibrant tomorrow.

Action: Mayor Harris read a proclamation; proclaiming May 18-24 as National Public Works Week.

PROCLAMATIONS AND PRESENTATIONS (continued)

b. Older Americans Month

Cindy Gerhardt, is the Active Adult Coordinator within the Parks and Recreation Department and shared participation levels specific to older adults in the Town of Erie. Older Americans Month originated with a presidential proclamation in May 1963. It has been proclaimed by presidents every year since then. Through their legacy of patriotism, service, and responsibility, American seniors unite families and communities and serve as role models for younger generations.

Action: Mayor Harris read a proclamation; proclaiming May as Older Americans Month

VII. RESOLUTIONS

a. Resolution 14-61; A Resolution Awarding a Construction Contract for Parking Lot at the Leon A. Wurl Service Center

Gary Behlen, Director of Public Works presented Staff Recommendations for the approval of Resolution 16-61. The 2014 Capital Budget includes funds for the LAW Service Center Parking Lot, which is to be located on the east side of the LAW Service Center. This project is 80% funded by Public Facilities Fund and 20% funded by Trails and Open Space Fund. At the April 1, 2009 Planning Commission Meeting and the August 25, 2009 Board of Trustees meeting the Special Review Use and Site Plan for the LAW Service Center was approved. At the December 8, 2009 Board meeting, the construction management contract for the LAW Service Center was awarded to Pinkard Construction for a negotiated Guaranteed Maximum Price. Due to budget constraints the east parking lot was identified to be constructed in Phase II which was documented on the LAW Service Center Site Plan Amendment Number 1, which was approved on January 12, 2011. In addition to this parking lot providing parking for Town Staff and visitors to the LAW Service Center, it provides parking that can be used to access to the Coal Creek Trail. Also in the 2014 budget is the Coal Creek Trail Access Connection at Bonnell, which will provide access from the west side of Coal Creek to the existing trail on the east side of Coal Creek. An Invitation to bid was posted on the Town's website on March 27, 2014 to ensure that local contractors were notified about this project. No Erie contractors submitted bids.

Action: Mayor Pro Tem Gruber moved to approve Resolution 14-61; the motion was seconded by Trustee Kramer. The motion carried with the following roll call vote:

Roll Call:
Trustee Moore – Yes
Mayor Pro Tem Gruber – Yes
Trustee Schutt - No
Trustee Kramer - Yes
Trustee Woog– No
Trustee Charles - Yes
Mayor Harris – Yes

RESOLUTIONS (continued)

b. Resolution 14-64; A Resolution Approving the Second Amendment to the State Highway 7 Access Control Plan

Russell Pennington, Deputy Public Works Director presented staff recommendations for the approval of Resolution 14-64; The 2013 Capital Budget included funds to design and construct a right-in right-out access from the Vista Ridge commercial development onto State Highway 7 west of Mountain View Boulevard. During the design of the improvements and meeting with the Colorado Department of Transportation (CDOT), the design was modified from a right-in right-out access to a three quarter access. A three quarter access will provide better access to the existing businesses in Erie at the northwest corner of Mountain View Boulevard and State Highway 7. In order to change the access from a right-in right-out access to a three quarter access, an amendment is needed to the existing access control plan. LSC Transportation Consultants, Inc. prepared the original 2001 SH 7 Access Control Plan and a 2010 Amendment to the SH 7 Access Control Plan. LSC was contracted by the Town to prepare a Second Amendment to the SH 7 Access Control Plan. A Draft copy is attached. Once approved by the Town and CDOT, a final version of the Second Amendment to the SH 7 Access Control Plan will be published. The Town of Erie, City and County of Broomfield and CDOT entered into an Intergovernmental Agreement (IGA) in 2001 which was based on a 2001 Access Control Plan. The Town of Erie, City and County of Broomfield and CDOT entered into a new IGA in 2004. The new IGA gave CDOT the authority to grant design waivers necessary for access design and construction within State highway right of way without the need for an amendment to the IGA. CDOT is in the process of reviewing the Draft Amendment to the Access Control Plan. Staff anticipates receiving an access permit from CDOT, which is required prior to constructing a new access onto State Highway 7. Once the access permit has been issued, Staff will finalize the bid documents and obtain bids for the construction of the three quarter access. Town Staff is also working on obtaining the necessary property for the new access improvements for the commercial property in Vista Ridge. A minor subdivision will be presented to the Town Board for dedication approval, in addition to deeds for the new tracts created with the plat. Staff anticipates that the construction of the new access will begin later this summer.

Action: Trustee Schutt moved to approve Resolution 14-64; the motion was seconded by Trustee Charles. The motion carried with all present voting in favor thereof.

VIII. ORDINANCES (To adopt an Ordinance of the First Reading, a Motion/Second/Approval is required to suspend Resolution 02-44 and adopt the Ordinance on the First Reading.)

PUBLIC HEARING

a. Ordinance No. 16-2014; An Ordinance of the Town of Erie, Colorado Approving Candlelight Ridge Planned Development Amendment No. 2; Amendment of Fencing Regulations

ORDINANCES (continued)

Debra Bachelder, Senior Planner presented staff recommendations for the approval of Ordinance 16-2014. The applicant is requesting to modify the Candlelight Ridge Subdivision PD Zoning 1st Amendment to change the fencing height requirements to match the Town standards. Additionally, the homeowners are allowed to only install wrought iron or metal fences with the appearance of wrought iron. The current fencing requirement in the Candlelight Ridge Subdivision PD Zoning 1st Amendment: "Only wrought iron fences of 4 feet will be permitted for residents adjacent to open space and five feet for those who back up to another resident or adjacent property owners. Residents are not required to erect a fence but are required to use wrought iron whenever a fence is proposed to be constructed." the proposed amendment language in the Candlelight Ridge Subdivision PD Zoning 2nd Amendment that will replace the requirement above: "Only wrought iron fences or metal fences with an appearance of wrought iron shall be permitted for installation on residential lots in Candlelight Ridge. Fences or sections of fences shall not be more than fifty percent opaque. Residents are not required to erect a fence. Fence heights shall be governed by the Town of Erie Fence Code as applicable to residential fences. Staff finds the application consistent with the PD Amendment approval criteria in Municipal Code Section 10.7.6 D.9 and recommends approval of the Candlelight Ridge Subdivision PD Zoning 2nd Amendment application on a second reading of the Ordinance. Staff has provided draft Ordinance 16-2014 approving the application for the Board of Trustees to consider.

Action: Mayor Harris opened the Public Hearing for Ordinance 16-2014 at 7:23 p.m. Public Testimony was received from the following:

Ray J. Schlott, 255 Meadow View Parkway, Erie, CO., spoke on behalf of the Homeowners Association as applicant in favor of this Ordinance.

Action: Mayor Harris closed the Public Hearing for Ordinance 16-2014 at 7:33 p.m.

Action: This was the first reading of Ordinance 16-2014 and it will be brought back for Board action at the May 27, 2014 Regular Meeting.

- b. Ordinance No. 12-2014; An Ordinance Of The Town Of Erie, Colorado Authorizing The Town Of Erie, Colorado To Amend The Intergovernmental Agreement (IGA) With Boulder Regional Emergency Telephone Service Authority (BRETSA) For Emergency 911 Service And Authorizing And Directing The Appropriate Town Officers To Sign Said Agreement; And Setting Forth Details In Relation Thereto; And, Declaring An Emergency.**

Division Chief Robert Sullenberger of the Boulder County Sheriff's Office Support Services Division on behalf of The Boulder County Regional Emergency Telephone Service Authority, (BRETSA) presented a recommended a rate increase from .50 to .75 cents per telephone number beginning July 15, 2014. This increase is to cover operating expenses for E9-1-1 telephone services, emergency notification systems, computer aided dispatch, digital recorders, other capital/non-capital equipment and maintenance needs and other expenses. The .50 cent rate has been in place since 1994 and is well below the average rate of .86 cents in the State of Colorado. Staff is requesting that this Ordinance be passed on an Emergency at the first reading.

ORDINANCES (continued)

Action: Trustee Moore moved to suspend Resolution 02-44 to allow passage of Ordinance 12-2014 on the First Reading; the motion was seconded by Mayor Pro Tem Gruber. The motion carried with all present voting in favor thereof.

Action: Mayor Pro Tem Gruber moved to approve Ordinance 12-2014; the motion was seconded by Trustee Kramer. The motion carried with all present voting in favor thereof.

- c. **Ordinance No. 13-2014; An Ordinance Of The Town Of Erie, Colorado Amending Title 5, "Public Health And Safety," Chapter 2, "Erie Cemetery," Of The Erie Municipal Code; Amending Title 1, "Administration And Personnel," Chapter 4, "Municipal Court; General Penalty," Section 1-4-6, "Violations And Penalties Enumerated," Of The Erie Municipal Code; Adopting "Rules And Regulations Governing The Erie Municipal Cemetery"; And, Setting Forth Details In Relation Thereto.**

Nancy Parker, Town Clerk presented staff recommendations for the approval of Ordinance 13-2014. The Town of Erie owns and operates the Mount Pleasant Cemetery. The Town has operated the cemetery since 1881. The Mount Pleasant Cemetery encompasses 14.2 acres with access from WCR 3, now known as Collier Boulevard. There are a total of 4,010 spaces that have been plotted and 1,400 still available for purchase. The majority of the existing sections of the Municipal Code that governs the operation and maintenance of the Cemetery have not been updated since 1981. The population in 1981 was approximately 800 people and is now close to 22,000 people. Over the last 33 years in addition to the population growth there have been changes to the State Statutes in regards to the operation of cemeteries. In addition, with the approaching residential development, there is a need to provide a clearer and more concise set of rules and regulations that are compatible with the State Statutes and the growing population.

Action: This was the first reading of Ordinance 13-2014 and it will be brought back for Board action at the May 27, 2014 Regular Meeting.

- d. **Ordinance No. 14-2014; An Ordinance Authorizing The Issuance Of Town Of Erie, Colorado, General Obligation Bonds, Series 2014 And Declaring An Emergency.**

Steve Felten, Director of Finance, presented staff recommendations for the approval of Ordinance 14-2014. On April 1, 2014, Erie residents approved the issuance of new debt to construct and equip a police station and municipal court building. The ballot question established that the maximum debt allowable is \$6.2 million with a total repayment cost not to exceed \$11.6 million and a maximum annual repayment cost of \$1.2 million. It is estimated that construction will be complete by December 2015. The Town has engaged Stifel, Nicolaus & Company, Inc. as underwriters for the bonds and Butler Snow LLP as bond counsel. The Town is in the process of working with Moody's Investor Services and Standard & Poor's to have the bonds rated. We would anticipate that the ratings will be similar to the GO Refunding Bonds issued in 2013. Moody's rated those bonds Aa2 and S&P rated the bonds AA+, very strong ratings. While the effective interest rate of the bonds will not be known until marketing of the bonds currently scheduled for May 28th, based on existing market conditions it is anticipated that the bonds will have an "all-in" cost of approximately 3.60%, requiring a levy of less than 2 mills.

ORDINANCES (continued)

The ordinance also authorizes the Mayor to execute and deliver the Sales Certificate within the parameters established by this ordinance. The Sales Certificate is a document that identifies debt interest rates, conditions of debt redemption, sales price of the debt, principal amounts and denominations of the debt, amount of principal maturing on each date, payment dates of principal and interest, and whether the debt is secured by a municipal insurance policy. The ordinance approves in proposed form the following documents: Preliminary Official Statement, Registrar and Paying Agent Agreement, Continuing Disclosure Certificate, and Bond Purchase Agreement. The ordinance also acknowledges the documents are on file with the Town Clerk. The documents will be in final form prior to closing in June. The following is a short description of each document: **Preliminary Official Statement:** The Preliminary Official Statement provides information relating to the General Obligation Bonds Series 2014; the Town; the Town's debt structure; the Town's property taxation assessed valuation, and overlapping debt; economic and demographic information; and other tax and legal matters. It is used by the Underwriter to market the General Obligation Bonds Series 2014. **Registrar and Paying Agent Agreement:** The Registrar and Paying Agent Agreement establish that Wells Fargo Bank (Bank) shall serve as the paying agent of the General Obligations Bond Series 2014. This requires the Bank to make necessary debt principal and interest payments from the funds the Town deposits with the Bank. The Bank is also required to notify the Town of certain obligations associated with the debt issuance. **Continuing Disclosure Certificate:** The Continuing Disclosure Certificate (Certificate) identifies and requires the Town to provide certain financial information annually to a central repository as part of on-going continuing disclosure. The Certificate also requires the Town to notify a central repository of certain material events in a timely manner. **Bond Purchase Agreement:** The Bond Purchase Agreement establishes that Stifel, Nicolaus & Company, Inc. shall purchase all of the General Obligations Bonds Series 2014 from the Town. This is the first of two readings of this ordinance. The board will be asked at the second reading on May 27th to pass the ordinance by emergency to allow the issuance of the bonds to proceed on a timely basis. The stated reasons for declaring an emergency are: the construction and acquisition of the police station and municipal court building is necessary in the public interest to properly and safely serve the Town and its residents, and the long-term financing of the project by the issuance of the debt is necessary to reduce the costs of construction. Representatives of Stifel, Nicolaus and Butler Snow were in attendance at the Board meeting to provide additional information and answer any questions the Board may have.

Action: This was the first reading of Ordinance 13-2014 and it will be brought back for Board action at the May 27, 2014 Regular Meeting.

- e. **Ordinance No. 15-2014; An Ordinance Authorizing the Town of Erie, Colorado, to Enter into a Lease Agreement with the Erie Chamber of Commerce for the Lease of Town Property Located at 235 Wells; Authorizing and Directing the Appropriate Town Officer to Sign Said Agreement; and Setting Forth Details in Relation Thereto**

ORDINANCES (continued)

Fred Diehl, Assistant to the Town Administrator, presented staff recommendations for the approval of Ordinance 15-2014. In June of 2011, the Town of Erie entered into a Lease Agreement with the Erie Chamber of Commerce for the lease of Town-owned property located at 235 Wells Street in Historic Downtown. The term of the lease was for a three year period terminating on June 30, 2014. At the Chamber's request, Town Staff has prepared a new Lease Agreement comprised of the same terms as the existing agreement is set to expire. General terms of the Lease Agreement: *Property location: 235 Wells Street *Term to be three years (July 1, 2014 through June 30, 2017)*Annual rent of \$1. The Lease Agreement has been reviewed by the Town Attorney and the Erie Chamber of Commerce has agreed to the terms of the Lease

Action: This was the first reading of Ordinance 15-2014 and it will be brought back for Board action at the May 27, 2014 Regular Meeting.

- f. **Ordinance 17-2014; An Ordinance of the Town of Erie, Colorado Repealing and Re-Enacting Title 4, "Business Regulation," Chapter 10 "Cultivation of Medical Marijuana Within Primary Residences;" Setting Forth Details in Relation Thereto; and Declaring an Emergency Therefore;**

Kristin Brown, Town Prosecutor presented staff recommendations for the approval of Ordinance 17-2014. The proposed ordinance revises specific provisions of the Erie Municipal Code related to the cultivation, processing and possession of medical marijuana. Pursuant to the ordinance, the maximum number of recreational medical marijuana plants a person may cultivate process or possess in a residential zoned area is six plants. A person or persons may cultivate, process or possess up to twelve medical marijuana plants in any property zoned LI – light industrial.

Action: Mayor Pro Tem Gruber moved to suspend Resolution 02-44 to allow passage of Ordinance 17-2014 on the First Reading; the motion was seconded by Trustee Charles. The motion carried with all present voting in favor thereof.

Action: Mayor Pro Tem Gruber moved to approve Ordinance 17-2014; the motion was seconded by Trustee Schutt. The motion carried with all present voting in favor thereof.

- g. **Ordinance No. 18-2014; An Ordinance Of The Town Of Erie, Colorado, Amending Title 2, "Finance And Revenue," Chapter 10, "Fee Schedule," Sections 2-10-2 "Administrative Fees" And 2-10-3 "Police Department Fees" Of The Municipal Code Of The Town Of Erie, Colorado; Setting Forth Details In Relation Thereto; And, Declaring An Emergency Therefore.**

Kristin Brown, Town Prosecutor presented staff recommendations for the approval of Ordinance 18-2014. The proposed ordinance establishes an application fee for medical marijuana caregiver license and medical marijuana patient registration applications. The ordinance also updates some of the fees charged by the police department (which were last updated in 2006).

ORDINANCES (continued)

Action: Trustee Charles moved to suspend Resolution 02-44 to allow passage of Ordinance 18-2014 on the First Reading; the motion was seconded by Trustee Kramer. The motion carried with all present voting in favor thereof.

Action: Trustee Kramer moved to approve Ordinance 18-2014; the motion was seconded by Trustee Charles. The motion carried with all present voting in favor thereof.

- h. Ordinance No. 19-2014; An Ordinance of the Town Of Erie, Colorado, Revising Specific Provisions of Title 6, Police and Traffic Regulations," Chapter 10,"Miscellaneous Offenses;" Section 6-10-12 "Growth and Processing of Non-Medical Marijuana," Setting Forth Details in Relation Thereto; and , Declaring and Emergency Therefore.**

Kristin Brown, Town Prosecutor presented staff recommendations for the approval of Ordinance 19-2014. The proposed ordinance revises specific provisions of the Erie Municipal Code related to the cultivation, processing and possession of recreational marijuana. Pursuant to the ordinance, the maximum number of recreational marijuana plants a person may cultivate process or possess in a residential zoned district is six plants. The maximum number of marijuana plants any two or more persons may cultivate, process or possess in any area zoned other than residential, is twelve plants.

Action: Trustee Charles moved to suspend Resolution 02-44 to allow passage of Ordinance 19-2014 on the First Reading; the motion was seconded by Mayor Pro Tem Gruber. The motion carried with all present voting in favor thereof.

Action: Trustee Moore moved to approve Ordinance 19-2014; the motion was seconded by Mayor Pro Tem Gruber. The motion carried with all present voting in favor thereof.

IX. STAFF REPORTS

Gary Behlen, Director of Public Works, reported that the Compass Filing No. 1 project applicant would like to propose a 3 week detour to divert traffic around the Arapahoe Road and County Line Road intersection. The Compass project requires the installation of a 96-inch diameter storm pipe and various water lines. The new storm pipe will cross County Line Road at a depth of approximately 24 feet to bottom of trench excavation. The applicant and design team are aware of the volume of traffic moving through this intersection at peak times of the day. The trench will need to be 50 feet wide and span 120 feet across County Line Road. The road will be closed from June 2nd and end June 21st. During this time traffic will be detoured as described in the attached detour plans. If the road can be opened earlier it will, but the schedule will also be dependent on the weather.

A.J. Krieger Town, Administrator notified the Board that the application for financing submitted by Brothers is being reviewed and the Town should know by June if it is successful.

X. BOARD OF TRUSTEES REPORTS & APPOINTMENTS

Trustee Moore appreciated that John Garcia spoke on behalf of the EASY-C and reminded parents of High School Student to apply for their scholarship.

Trustee Charles noted his participation in the Police Academy this year and encouraged citizens to apply and participate next year. He also provided an update on the Historic Preservation Board and encouraged people to attend the Town Fair.

Mayor Pro Tem Gruber provided an update on his attendance at a recent North I-25 Coalition meeting.

Trustee Kramer reminded citizens to participate in the Open Space and Trails Survey.

Trustee Woog asked for clarification on a request for a resignation on the Open Space and Trails Board.

Mayor Harris noted her attendance at a recent Prayer Breakfast.

Action: Mayor Harris called for a break at 8:20 p.m. and reconvened the meeting at 8:27 p.m.

X. EXECUTIVE SESSION

- a. **EXECUTIVE SESSION** for the purpose of 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 concerning the Golden Run Annexation

Action: Mayor Pro Tem Gruber moved to go into Executive Session for the purpose of 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 concerning the Golden Run Annexation. The motion was seconded by Trustee Charles; the motion carried with all present voting in favor thereof.

Mayor Harris announced its Tuesday, May 13, 2014, and the time is 8:30 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 Waylon Schutt, Jennifer Kramer, Janice Moore, Scott Charles and Dan Woog; Town Administrator A.J. Krieger; Community Development Department Director Marty Ostholthoff; and Town Attorney Mark Shapiro.

This is an executive session for the following purpose:

For the purpose of 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 concerning the Golden Run Annexation

Upon completion of the Executive Session, Mayor Harris announced that the time is now 9:15 p.m., and the executive session has been concluded. The participants in the executive session were:

EXECUTIVE SESSION (continued)

Mayor Tina Harris; Mayor Pro Tem Mark Gruber; Trustees Waylon Schutt, Jennifer Kramer, Janice Moore, Scott Charles and Dan Woog; Town Administrator A.J. Krieger; Community Development Department Director Marty Ostholthoff; 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.

XI. ADJOURNMENT

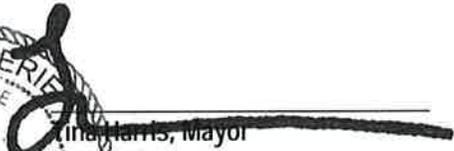
Action: Mayor Pro Tem Gruber moved to adjourn the May 13, 2014 Regular Meeting of the Town of Erie Board of Trustees; the motion was seconded by Trustee Woog. The motion carried with all present voting in favor thereof.

Action: Mayor Harris adjourned the May 13, 2014 Regular Meeting of the Town of Erie Board of Trustees at 9:19 p.m.

Respectfully Submitted,


Nancy J. Parker, CMC, Town Clerk




Tina Harris, Mayor