

City of Dacono
City Council Meeting Minutes
Monday, August 27, 2018

Members Present

Chris Baca
Joe Baker, Mayor
Robin Dunlap
Kevin Plain
Debbie Nasta
Kathryn Wittman
Bobby Mauck arrived at 6:15pm

Staff Present

AJ Euckert, City Manager
Valerie Taylor, City Clerk
Jennifer Krieger, Community Development Director
Kathleen Kelly, City Attorney

National Preparedness Proclamation

Mayor Baker read the National Preparedness Proclamation

City & Towns Proclamation

Mayor Baker read the City & Towns Proclamation

Public Comment on Issues not Scheduled on Agenda

Shellyene Kettering, resident of 635 Elizabeth Street Circle, stated that while getting signatures on her petition people brought up safety concerns. The concerns were children at play and speed limit signs being hidden by trees on Flying Circle Blvd.

Consent Agenda

- a. Minutes of the August 13, 2018 Regular Meeting.
- b. Accounts Payable dated August 27, 2018 in the amount of \$96,289.87.
- c. Acknowledging receipt of the July 2018 Financial Statements.
- d. Approval of Resolution of 18-66, approving an agreement with Waste Connections of Denver for the provision of Curbside Refuse and Recycling Collection Services.

Council Member Baca moved to approve the Consent Agenda as presented. The vote was unanimous with Mayor Baker declaring the motion carried.

General Business

Public hearing and approval of Ordinance 854, extending a Temporary Moratorium on the submission, acceptance, processing or approval of any Land Use Applications, or Issuance of any Special Use Permit, related to the use of property within the City for oil and gas exploration, extraction, and related activities, on second reading.

Mayor Baker opened the public hearing.

Jennifer Krieger, Community Development Director presented her report.

Council Member Plain asked when it would go into effect. Kathleen stated that the Charter states that an ordinance becomes effective 5 days after publication. She stated that Council can adopt the ordinance as an emergency on second reading and it becomes effective immediately. Approving it as an emergency will eliminate the gap between the current expiration and the effective date of this ordinance.

Kathleen stated that she would suggest the following proposed 2nd reading amendments: add emergency to title and add a final recital: WHEREAS, an emergency exists because the City Council finds and determines that, in light of the foregoing recitals and findings, circumstances warrant the immediate enactment of this ordinance and extension of the temporary moratorium as set forth herein in order to protect the public health, safety, and welfare, and to avoid development that, during the City's planning and land use regulation amendment process, may contravene the City's efforts and put the public at risk, and it is of critical importance to the City and its residents that such regulations be applied to all applications for oil and gas activities within the City.

(Council Member Mauck arrived)

With no further public comments Mayor Baker closed the public hearing.

Council Member Plain moved to approve Ordinance 854, extending a Temporary Moratorium on the submission, acceptance, processing or approval of any Land Use Applications, or Issuance of any Special Use Permit, related to the use of property within the City for oil and gas exploration, extraction, and related activities on an emergency basis with added verbiage, on second reading. The vote was ayes: Council Member Baca, Plain, Dunlap, Nasta and Wittman. Abstain: Council Member Mauck. Mayor Baker declared the motion carried.

Public hearing and approval of Resolution 18-67, approving Sweetgrass Filing 1, Replat E and a Subdivision Improvements Agreement for Sweetgrass Filing 1, Replat E.

Mayor Baker opened the public hearing.

Susan Wade, 1500 West Canal Court, Littleton, CO 80125 was sworn in by Valerie Taylor, City Clerk and gave a brief presentation. She stated that there would be 19 lots in this filing.

Jennifer Krieger, Community Development Director asked that the following items be entered into the record the Public Hearing Record: Staff report dated August 24, 2018, Dacono Municipal Code, Application and supporting documents, Subdivision Agreement for Sweetgrass Filing No. 1 Replat E, Correspondence titled, A Notice of Oil and Gas Leasehold Interests Owned by Kerr-McGee Oil and Gas Onshore LP (KMOG), dated May 21, 2018 and presented her report.

With no further public comments Mayor Baker closed the public hearing.

Council Member Wittman moved to approve Resolution 18-67, approving Sweetgrass Filing 1, Replat E and a Subdivision Improvements Agreement for Sweetgrass Filing 1, Replat E. The vote was unanimous with Mayor Baker declaring the motion carried.

Consideration and approval of Ordinance 855, vacating a portion of the platted Right-of-Way on Sweetgrass Parkway, on first reading.

Jennifer Krieger, Community Development Director presented her report.

Council Member Plain moved to approve Ordinance 855, vacating a portion of the platted Right-of-Way on Sweetgrass Parkway, on first reading. The vote was unanimous with Mayor Baker declaring the motion carried.

Submission of the 2018 Budget Amendment and setting the Public Hearing date as September 10, 2018.

AJ Euckert, City Manager presented the report.

Council Member Mauck acknowledged receipt of the budget and setting the Public Hearing date as September 10, 2018 and directed that notice be published pursuant to state statute. The vote was unanimous with Mayor Baker declaring the motion carried.

Staff Reports

AJ Euckert – He stated that he put the ballot issues list on the desk for them all; we received the numbers/letters from Weld County. Planning Commission will meet tomorrow night. City Offices will be closed on September 3rd.

Jordan Eichem - not present.

Jennifer Krieger – no report.

Brian Skaggs – not present.

Kathleen Kelly – no report.

Valerie Taylor – no report.

Jon Rabas – not present.

Kelly Stroh – not present.

Council Members

Chris Baca – She thanked Council for excusing her from the last meeting. She stated that we need to have council planning session to discuss projects within the city.

Joe Baker – He gave a shout out to Austin Adams for doing his school project on the City of Dacono by creating a Tourism Brochure for the City of Dacono. He read an email that was sent to the City on July 11th regarding Habitat for Humanity and their work in the City of Dacono. He stated that the reason that he is bringing this up is to remind everyone that the Council represents the entire city. We have a planning session on September 15th to discuss projects so that City staff time is not being taken up. He stated that the Highway 52 and Glen Creighton intersection project is being considered and includes other municipalities. He has instructed AJ to report to the mayor and then to council on the project. If there are projects that need to be done let AJ know. Council needs to look at the city as whole, not just certain neighborhoods. He stated that he has directed staff to create a policy and procedure for any entity that wants to do work within the city.

Robin Dunlap – no report.

Bobby Mauck– He stated that Dave Osborne Park looks great with the new tent over the playground equipment.

Debbie Nasta – She said that she will not be here at the meeting on September 10th. She stated that projects are always going to ebb and flow to different neighborhoods and we can't put a blanket over the entire city; we need to set a policy so that we have a way to address the different organizations that want to do stuff for the City.

Kevin Plain – no report.

Kathryn Wittman – She stated that on Thursday, September 4th Habitat Humanity and volunteers will be doing the planting on the berm in Clem DuFour Park.

Adjournment:

With no further business to be discussed the meeting was adjourned at 7:04 pm.

Approved this 10th day of September, 2018.

Joe Baker, Mayor

Attest:

Valerie Taylor, City Clerk