



TOWN COUNCIL WORK SESSION & MEETING
Zoom Webinar and Town Council Chamber
3 S. Timber Ridge Parkway, Severance, CO 80550

MINUTES
WORK SESSION & MEETING 2022-09
Tuesday, May 10, 2022, at 6:00 PM

Present:

Mayor:

Matthew Fries

Mayor Pro-tem:

Stephen Gagliardi

Council Members:

Frank Baszler

Dennis 'Zeke' Kane

Michelle Duda

Tad Stout

Absent:

Audience: Matt Gordon, Dave Bruen, Dan & Lynn Meyers, Karen Hessler, Anna Gordon, & Larry Buckendorf

Staff:

Nicholas Wharton, Town Manager

Lindsay Radcliff-Coombes, Deputy Town Manager

Abdul Barzak, Town Planner

Keith Martin, Town Attorney

Mary Lynn Macsalka, Town Attorney

Chris Messersmith, Town Engineer

Jim Gerdeman, Chief of Police

A. CALL TO ORDER WORK SESSION

The Goal of the Work Session is to have the Town Council receive information on topics of Town business from the Town Manager, Town Attorney and Town Staff in order to exchange ideas and opinions regarding these topics.

1. Pledge of Allegiance

Pledge was led by Brigadier General Art Dillon - Army 1967-1972 - Vietnam 101st Airborne

Division, then Air National Guard until Retirement in 2008

2. Proposed Noise Ordinance

- Discussion
- Staff Presentation: Jim Gerdeman, Chief of Police

B. CALL TO ORDER REGULAR MEETING

1. Roll Call

2. Agenda Review by Town Manager

3. Consent Calendar

The Consent Calendar is intended to allow the Town Council to spend time and energy on the important items and not routine actions. A Council Member may request an item on this calendar to be "pulled" off the Consent Calendar and considered separately as a regular agenda item. Items remaining on the Consent Calendar will be approved by Town Council with one vote.

MOTION WAS MADE BY Council Member Baszler, seconded by Council Member Stout to approve the Consent Calendar. All Council Members present voting Yes,

MOTION PASSED

a. 4.26.22 Minutes - 2022-08

4. Approval of Agenda

MOTION WAS MADE BY Council Member Stout, seconded by Council Member Duda for Approval of Agenda as amended to remove Items 5-7. All Council Members present voting Yes,

MOTION PASSED

5. Public Comment

The purpose of the Public Comment is for members of the public to speak to the Town Council on any subject not scheduled on the agenda. To accomplish scheduled agenda items, comments should be limited to three minutes for those attending in person or an appropriate time as deemed by the Mayor. The Town Council is not obligated to make decisions or take action on comments but may choose to schedule the matter for a later discussion. Those addressing the Town Council, please state your name and address.

None - ended 6:42 pm

6. Communications

Council approval may be sought for administrative actions in association with staff reports.

a. Town Attorney

- b. Town Staff
- c. Town Management
- d. Committee Members
- e. Mayor

C. PROCLAMATION

- 1. Public Works Week
- 2. Law Enforcement Week

D. EXECUTIVE SESSION

- 1. ***Pursuant to Section 24-6-402(4)(b) of the Colorado Revised Statutes to confer with the Town Attorney for the purpose of receiving legal advice on specific legal questions regarding integrated water resource planning actions within the boundaries of the Town Water Utility Enterprise service area.***

MOTION WAS MADE BY Council Member Duda, seconded by Council Member Baszler to ADJOURN INTO Executive Session *Pursuant to Section 24-6-402(4)(b) of the Colorado Revised Statutes to confer with the Town Attorney for the purpose of receiving legal advice on specific legal questions regarding integrated water resource planning actions within the boundaries of the Town Water Utility Enterprise service area.*

All Council Members present voting Yes,

MOTION PASSED

Council Member Stout recuses himself at 6:53

E. TOWN COUNCIL

- 1. **Ordinance 2022-11: Ordinance Regarding Suspension on the Community Development Department's Acceptance and Processing of Certain New Land Use Applications for Residential Development on Land Within the Boundaries of the Town of Severance Water Utility Enterprise (Second Reading)**

- Legislative
- Staff Presentation: Keith Martin, Town Attorney

MOTION WAS MADE BY Mayor Pro-Tem Gagliardi, seconded by Council Member Duda to table Ordinance 2022-11: Ordinance Regarding Suspension on the Community Development Department's Acceptance and Processing of Certain New Land Use Applications for Residential Development on Land Within the Boundaries of the Town of Severance Water Utility Enterprise (Second Reading) . All Council Members present voting

Yes,

MOTION PASSED

2. Vacant Council Member Seat Interviews & Appointment

- Legislative
- Staff Presentation: Nicholas Wharton, Town Manager

Council Member Stout returns to Meeting at 8:06 pm

MOTION WAS MADE BY Mayor Pro-Tem Gagliardi, seconded by Council Member Duda to not allow late submission from Citizen Bruen for Council Vacancy.

YEAS: Gagliardi, Duda, Baszler, Stout, Kane

5

NAYS: Fries

1

MOTION PASSED

ROLL CALL FOR NOMINATION OF NEW COUNCIL MEMBER: Stout-Gordon, Kane-Meyers, Gagliardi-Gordon, Fries-Meyers, Duda-Meyers, Baszler-Gordon

TIED VOTE 3-3

MOTION WAS MADE BY Council Member Duda, seconded by Council Member Kane to appoint Dan Meyers as Council Member.

YEAY: No Vote

NAYS: No Vote

DUDA REMOVES MOTION ON THE FLOOR-MOTION FAILED

MOTION WAS MADE BY Council Member Baszler, seconded by Council Member Duda to appoint Dan Meyers as Council Member.

YEAS: Fries, Duda, Baszler, Kane

4

NAYS: Gagliardi, Stout

2

MOTION PASSED

DAN MEYERS Sworn in as NEW COUNCIL MEMBER

3. Severance Safebuilt Scholarship Program 2022

- Discussion
- Staff Presentation: Lindsay Radcliff, Deputy Town Manager

Deputy Town Manager, Lindsay Radcliff-Coombes advised Town Council that Scholarships from Town of Severance/SafeBuilt will be awarded and presented at the Tuesday, May 24h, 2022, Town Council Meeting.

4. Alternate Planning Commissioner Removal from Office

- Legislative
- Staff Presentation: Nicholas Wharton, Town Manager

MOTION WAS MADE BY Council Member Baszler, seconded by Mayor Pro-Tem Gagliardi to approve the removal of Alternate Planning Commissioner Justin Swarts from Office and to direct staff to advertise one Commissioner opening and one Alt Commissioner opening. All Council Members present voting Yes,

MOTION PASSED

5. Land Use Code: Parking Requirements

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

Agenda Item Removed

6. Land Use Code: Lighting Requirements

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

Agenda Item Removed

7. Land Use Code: Commercial Design Requirements

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

Agenda Item Removed

F. COUNCIL MEMBER PETITIONS

Council Members may ask for items to be added to future agendas.

Council Member Duda requests the Town Attorney's review of the Clearview Library bylaws and report back to the Council.

G. ADJOURN

Meeting Adjourned at 9:55 pm