



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

MINUTES
REGULAR COUNCIL MEETING 2022-23
Tuesday, December 13, 2022, at 6:00 PM

Present:

Mayor:

Matthew Fries

Mayor Pro-tem:

Stephen Gagliardi

Council Members:

Dennis 'Zeke' Kane

Michelle Duda

Dan Meyers

David Bruen

Absent: Frank Baszler

Audience: Mark Dadey and Mike Harris

Staff:

Nicholas Wharton, Town Manager

Lindsay Radcliff-Coombes, Deputy Town Manager

Abdul Barzak, Town Planner

Mary Lynn Macsalka, Town Attorney

Chris Messersmith, Town Engineer

A. 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 Duda, seconded by Council Member Bruen to Approve the Consent Calendar. All Council Members present voting Yes,

MOTION PASSED

- a. Pg 4 - 11.08.22 Minutes
- b. Pg 10 - October Payables
- c. Pg 14 - October Financials

4. Approval of Agenda

MOTION WAS MADE BY Council Member Kane, seconded by Council Member Duda to Remove Agenda Item C.10 and continue to the January 10th, 2023 Town Council meeting and Approve the Agenda as amended. 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 and sign-in.

NONE

6. Council Member Comments

7. Reports

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

- a. Pg 52 - Town Attorney
- b. Pg 56 - Town Staff
- c. Pg 85 - Town Management
- d. Council Members Liaisons
- e. Mayor

B. TOWN COUNCIL

1. **Pg 89 - PUBLIC HEARING -**

Resolution 2022-56R A Resolution of the Town Council of the Town of Severance, Colorado, ratifying and approving the Planning Commission's adoption of a Comprehensive Plan Amendment pertaining to real property located within section 35, township 7 north, range 67 west, County of Weld, State of Colorado

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

MOTION WAS MADE BY Mayor Pro-Tem Gagliardi, seconded by Council Member Kane to Approve **Resolution 2022-56R**: A Resolution of the Town Council of the Town of Severance, Colorado, ratifying and approving the Planning Commission's adoption of a Comprehensive Plan Amendment pertaining to real property located within section 35, township 7 north, range 67 west, County of Weld, State of Colorado.

YEAS: Fries, Gagliardi, Kane, Meyers, Bruen

5

NAYS: Duda

1

MOTION PASSED

Public Hearing: Open: 6:29 pm **Closed:** 6:58 pm

Public Comment: 1) Jennifer Rowe-1524 Lake Buena Vista Way & 2) Mike Harris-36591 CR 23

2. **Pg 95 - Ordinance 2022-20: An Ordinance of the Town Council of the Town of Severance, Colorado, ratifying and approving the Planning Commission's approval of an application zoning certain land, fully described herein, to Town of Severance Town Core and Suburban Perimeter zoning districts**

- Quasi-Judicial
- Staff Presentation: Abdul Barzak, Town Planner

MOTION WAS MADE BY Council Member Meyers, seconded by Council Member Kane to Adopt **Ordinance 2022-20**: An Ordinance of the Town Council of the Town of Severance, Colorado, ratifying and approving the Planning Commission's approval of an application zoning certain land, fully described herein, to Town of Severance Town Core and Suburban Perimeter zoning districts. All Council Members present voting Yes,

MOTION PASSED

3. **Pg 125 - Resolution 2022-57R: A Resolution of the Town Council of the Town of Severance, Colorado, approving a concept plan for a mixed-use development on certain real property located within section 35, township 7 north, range 67 west, County of Weld, State of Colorado**

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

MOTION WAS MADE BY Council Member Meyers, seconded by Council Member Kane to Approve **Resolution 2022-57R**: A Resolution of the Town Council of the Town of Severance, Colorado, approving a concept plan for a mixed-use development on certain real property located within section 35, township 7 north, range 67 west, County of Weld, State of Colorado. All Council Members present voting Yes,

MOTION PASSED

4. **Pg 229 - Saddler Ridge PUD Filing 4 (9 & 10) Extension**

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

MOTION WAS MADE BY Council Member Duda, seconded by Council Member Bruen to Approve the Saddler Ridge PUD Filing 4 (9 & 10) Extension to December 13, 2023. All Council Members present voting Yes,

MOTION PASSED

Applicant Joe Hoskins-Liberty Savings Bank Present

5. Pg 240 - Severance South (WinDance) Easement Request

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

MOTION WAS MADE BY Council Member Bruen, seconded by Council Member Kane to Approve Severance South (WinDance) Easement Request. All Council Members present voting Yes,

MOTION PASSED

6. Pg 257 - Resolution 2022-60R: Resolution to Appropriate Funds For Unanticipated Revenues and Expenditures

- Legislative
- Staff Presentation: Nancy Mueller, Finance Director

MOTION WAS MADE BY Council Member Meyers, seconded by Council Member Duda to Approve **Resolution 2022-60R: Resolution to Appropriate Funds For Unanticipated Revenues and Expenditures**. All Council Members present voting Yes,

MOTION PASSED

7. Pg 260 - Ordinance 2022-31: An Ordinance of the Town Council of the Town of Severance, Colorado, Amending Chapter 16 of the Severance Municipal Code by the addition of a new Article 18 pertaining to Multi-family Design and Development Standards

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

MOTION WAS MADE BY Mayor Pro-Tem Gagliardi, seconded by Council Member Bruen to Adopt **Ordinance 2022-31: An Ordinance of the Town Council of the Town of Severance, Colorado, Amending Chapter 16 of the Severance Municipal Code by the addition of a new Article 18 pertaining to Multi-family Design and Development Standards**.

YEAS: Fries, Gagliardi, Duda, Meyers, Bruen

5

NAYS: Kane

1

MOTION PASSED

8. Pg 270 - Resolution 2022-58R: A Resolution of the Town Council of the Town of Severance, Colorado, Extending the Land Use Advisory Committee Through December 31, 2023

- Legislative
- Staff Presentation: Nicholas Wharton, Town Manager

MOTION WAS MADE BY Council Member Bruen, seconded by Council Member Duda to Approve **Resolution 2022-58R: A Resolution of the Town Council of the Town of Severance, Colorado, Extending the Land Use Advisory Committee Through December 31, 2023**. All Council Members present voting Yes,

MOTION PASSED

9. Pg 273 - PUBLIC HEARING

Resolution 2022-59R: A Resolution of the Town Council of the Town of Severance, Colorado, Ratifying and Approving the Planning Commission's Adoption of a Comprehensive Plan Amendment pertaining to an area of the Town located within Section 35, Township 7 north, range 67 west, County of Weld, State of Colorado

- Legislative
- Staff Presentation: Abdul Barzak, Town Planner

MOTION WAS MADE BY Council Member Duda, seconded by Council Member Kane to Approve **Resolution 2022-59R: A Resolution of the Town Council of the Town of Severance, Colorado, Ratifying and Approving the Planning Commission's Adoption of a**

Comprehensive Plan Amendment pertaining to an area of the Town located within Section 35, Township 7 north, range 67 west, County of Weld, State of Colorado. All Council Members present voting Yes,

MOTION PASSED

Public Hearing: Open: 8:51 pm **Closed:** 8:57 pm - No Public Comment

10. Pg 278 - Initial Review and Determination - Ethics Complaints - In re: Councilor Baszler

- Discussion
- Staff Presentation: Mary Lynn Macsalka, Town Attorney

This Agenda Item was continued and moved to the Town Council Meeting on Tuesday, January 10, 2023

C. COUNCIL MEMBER PETITIONS

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

D. EXECUTIVE SESSION

1. Pursuant to Colorado Revised Statutes section 24-6-402(4)(a) and (4)(e)(I) for the purposes of discussing the potential acquisition of real property, and to determine positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators regarding the same.

MOTION WAS MADE BY Mayor Pro-Tem Gagliardi, seconded by Council Member Duda to adjourn the Regular Meeting and ADJOURN INTO Executive Session Pursuant to Colorado Revised Statutes Section 24-6-402(4)(a) and (4)(e)(I) for the purposes of discussing the potential acquisition of real property, and to determine positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators regarding the same. . All Council Members present voting Yes,

MOTION PASSED

Executive Session: Open: 9:00 pm **Closed:** 10:12 pm

E. ADJOURN

10:12 pm



Incorporated 1920
Severance, Colorado

ATTEST:

A handwritten signature in blue ink, reading "Leah Vanarsdall".

Leah Vanarsdall, MMC, Town Clerk

TOWN OF SEVERANCE

A handwritten signature in blue ink, reading "Matthew Fries".
Matthew Fries, Mayor