

**City of Dacono**  
**City Council Meeting Minutes**  
**Monday, August 22, 2022**

**Meeting called to order at 6:03 PM**

**Members Present** Doris Crespo  
Danny Long  
Adam Morehead, Mayor  
Jackie Thomas  
Kathryn Wittman

**Members Absent** Kevin Plain, excused  
Jim Turini, unexcused

**Staff Present** AJ Euckert, City Manager  
Valerie Taylor, City Clerk  
Kelly Stroh, Finance Director  
Kaylin Miller, Community Outreach and Event Coordinator  
Jennifer Krieger, Community Development Director  
Mark Doering, Senior Planner  
Kathleen Kelly, City Attorney

**Presentations and Proclamations**

National Preparedness Proclamation – Mayor Morehead read the proclamation.

**Public Comment on Issues Not Scheduled on Agenda** (*Public comments are limited to 4 minutes*)

Barb Kirkmeyer – State Senator who resides at 6100 CR4, just south of Dacono, introduced herself as a candidate for District 8. She stated she would love to hear from Council on any Dacono issues.

**Consent Agenda**

- a. \*Minutes of the August 8, 2022 Regular Meeting.
- b. \*Accounts Payable dated August 22, 2022 in the amount of \$166,489.01.
- c. \*Approval of Resolution 22-61, granting Probationary Acceptance of the Public Improvements for Eagle Meadow Filing No. 2B.

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

**General Business**

- A. **\*Public hearing and approval of Ordinance 927, amending the City's Sales and Use Tax Code to add certain exemptions, on second reading.**  
Mayor Morehead opened the public hearing.

Finance Director Kelly Stroh presented her report.

With no further public comments, Mayor Morehead closed the public hearing.

Council Member Wittman moved to approve Ordinance 927, amending the City's Sales and Use Tax Code to add certain exemptions, on second reading. The vote was unanimous with Mayor Morehead declaring the motion carried.

- B. **\*Public hearing and approval of Ordinance 928, amending the City Charter regarding the job title for the Public Works Director and providing for the submission of the ordinance to a vote of the registered electors at the November 8, 2022 Regular Election, on second reading.**

Mayor Morehead opened the public hearing.

City Manager AJ Euckert presented his report.

Council Member Thomas asked if the only change was from Public Works Superintendent to Public Works Director. AJ stated that was correct.

With no further public comments, Mayor Morehead closed the public hearing.

Council Member Thomas moved to approve Ordinance 928, amending the City Charter regarding the job title for the Public Works Director and providing for the submission of the ordinance to a vote of the registered electors at the November 8, 2022 Regular Election, on second reading. The vote was unanimous with Mayor Morehead declaring the motion carried.

- C. **\*Public hearing and approval of Ordinance 929, amending the City Charter regarding the Office of Mayor Pro-Tem and providing for the submission of the ordinance to a vote of the registered electors at the November 8, 2022 Regular Election, on second reading.**

Mayor Morehead opened the public hearing.

City Manager AJ Euckert presented his report.

With no further public comments, Mayor Morehead closed the public hearing.

Council Member Wittman moved to not approve Ordinance 929, amending the City Charter regarding the Office of Mayor Pro-Tem and providing for the submission of the ordinance to a vote of the registered electors at the November 8, 2022 Regular Election, on second reading. The vote was unanimous with Mayor Morehead declaring the motion carried.

- D. **\*Public hearing and approval of Ordinance 930, repealing and reenacting Section 2-1 of the Dacono Municipal Code concerning Mayor and Council Compensation and providing for the submission of the ordinance to a vote of the registered electors November 8, 2022 Regular Election, on second reading.**

Mayor Morehead opened the public hearing.

City Manager AJ Euckert presented his report.

Council Member Thomas asked about the chart that AJ provided and she thinks that table should be readily available to educate the public.

Kathleen stated that under the FCPA the City could provide a neutral statement regarding this item. Council Members have to be very careful how they present things to the public. Kathleen will send out a memo of Do's and Don'ts. The FCPA curtails what Council can do.

With no further public comments, Mayor Morehead closed the public hearing.

Council Member Thomas moved to approve Ordinance 930, repealing and reenacting Section 2-1 of the Dacono Municipal Code concerning Mayor and Council Compensation

and providing for the submission of the ordinance to a vote of the registered electors November 8, 2022 Regular Election, on second reading. The vote was unanimous with Mayor Morehead declaring the motion carried.

E. **\*Public hearing and approval of Ordinance 931, rezoning certain property located within the Distant Thunder Subdivision, on first reading.**

Mayor Morehead opened the public hearing.

J.C. York with J & T Consulting, 305 Denver Ave, Suite D, Fort Lupton, CO 80621 was sworn in by City Clerk Valerie Taylor and presented a brief report.

Senior Planner Mark Doering asked that the following be entered into Public Record: Application for Rezoning & Supplemental Narrative Petition to Rezone, Rezoning Map dated July 19, 2022, Recorded Plat for Distant Thunder PUD, Dacono Municipal Code and Zoning Map, Planning Commission Staff Report dated August 9, 2022 and the Staff report dated August 22, 2022 and presented his report. He stated there is water to the property but not sewer; the lots will have septic as approved by Weld County.

Mayor Morehead asked if water was installed. Mark stated there is water to the property.

Council Member Thomas asked if the nine lots were all of equal size. Mark stated they are not of equal size, they range from 2.31 to just over 5 acres in size.

With no further public comments, Mayor Morehead closed the public hearing.

Council Member Wittman moved to approve Ordinance 931, rezoning certain property located within the Distant Thunder Subdivision, on first reading. The vote was unanimous with Mayor Morehead declaring the motion carried.

F. **\*Public hearing and approval of Resolution 22-62, approving industrial uses and site plan for IMI Motorsports and approval of a Special Use Permit to authorize temporary RV parking in connection with an Event Permit for IMI Motorsports.**

Mayor Morehead opened the public hearing.

Brad Linkus, 5074 Summit Blvd., Dacono, CO 80514 owner of IMI was sworn in by City Clerk Valerie Taylor and presented a brief report.

Senior Planner Mark Doering asked that the following be entered into Public Record: Applications for Industrial Use, Site Plan dated June 2022, and a Special Use Permit & Supplemental Narrative, Site Map, Dacono Municipal Code and Zoning Map, Planning Commission Staff report dated August 9, 2022, and Staff report dated August 22, 2022 and presented his report.

Council Member Long asked how many RV's there will be. Mr. Linkus stated 200-300 at the most; they will start parking on Friday afternoon, most of the rest will come in on Saturday and few will come in on Sunday. They have put recycled asphalt down where the parking areas are located.

Council Member Thomas asked if he changed the parking area from dirt to recycled asphalt. Mr. Linkus stated the parking areas were clay but now are covered in recycled asphalt.

Mayor Morehead thanked him for making the improvements that he has and asked if he was going to clean up the trailer and other stuff on the north side of the property. Mr. Linkus stated that the trailer is full of merchandise that is sold on Ebay; there are also salvaged

motorcycles stored on site that are sold for parts.

Mr. Linkus stated he has not really had trouble with the neighbors about noise or dust.

With no further public comments, Mayor Morehead closed the public hearing.

Council Member Wittman moved to approve Resolution 22-62, approving industrial uses and site plan for IMI Motorsports and approval of a Special Use Permit to authorize temporary RV parking in connection with an Event Permit for IMI Motorsports. The vote was unanimous with Mayor Morehead declaring the motion carried.

- G. **\*Consideration and approval of Ordinance 932, extending a Temporary Moratorium on the issuance of a Building Permit, Special Use Permit or Business License to, or receipt of any Land Use Application from, any property owner or applicant the purpose of which includes development, construction or operation of a business that includes motorized vehicle, boat, equipment, or recreational vehicle sales, service, rental, or consignment, on first reading.**

Community Development Director Jennifer Krieger presented her report.

Council Member Thomas moved to approve Ordinance 932, extending a Temporary Moratorium on the issuance of a Building Permit, Special Use Permit or Business License to, or receipt of any Land Use Application from, any property owner or applicant the purpose of which includes development, construction or operation of a business that includes motorized vehicle, boat, equipment, or recreational vehicle sales, service, rental, or consignment, on first reading. The vote was unanimous with Mayor Morehead declaring the motion carried.

- H. **\*Consideration and approval of Resolution 22-63, approving a Lease of Reservoir Storage Capacity and Carriage Capacity with Central Weld County Water District.**  
City Manager AJ Euckert presented his report.

Council Member Wittman moved to approve Resolution 22-63, approving a Lease of Reservoir Storage Capacity and Carriage Capacity with Central Weld County Water District. The vote was unanimous with Mayor Morehead declaring the motion carried.

## Staff Reports

AJ Euckert – He stated that we received notice that there will be a 3% increase in trash rates effective in October; rates will go from \$10.93 to \$11.26. Council planning session will be this Saturday from 9 AM-3 PM, breakfast and lunch will be provided. The Weld County Dinner that was canceled will be rescheduled, we have not heard back from the County as to when that will be. No Planning Commission meeting tomorrow night. September 5<sup>th</sup> City Offices will be closed for Labor Day. The last Music and Movie event is at 5:00 on September 10<sup>th</sup>.

Jennifer Krieger – no report.

Brian Skaggs – not present.

Kathleen Kelly – no report.

Valerie Taylor – no report.

Kelly Stroh – no report.

Kaylin Miller – no report.

Mark Doering – no report.

## Council Members

Doris Crespo – no report.

Jackie Thomas – no report.

Jim Turini – not present.  
Danny Long – no report.  
Adam Morehead – no report.  
Kathryn Wittman – no report.  
Kevin Plain – not present.

I. **An executive session for the purpose of receiving legal advice on specific legal questions under C.R.S. § 24-6-402(4)(b), specifically concerning a request for the City to grant a license agreement.**

Mayor Morehead moved to go into executive session for the the purpose of receiving legal advice on specific legal questions under C.R.S. § 24-6-402(4)(b), specifically concerning a request for the City to grant a license agreement. The vote was unanimous with Mayor Morehead declaring the motion carried.

The meeting was recessed into executive session at 7:14 PM.

The Mayor stated the time is now 7:41 PM, and the executive session has been concluded. The participants in the executive session were: Council Member Danny Long, Council Member Jackie Thomas, Council Member Doris Crespo, Council Member Kathryn Wittman, City Manager A.J. Euckert, City Attorney Kathleen Kelly, Community Development Director, Jennifer Krieger. 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. None were stated.

**Adjournment:**

With no further business to be discussed, the meeting was adjourned at 7:42 PM.

Approved this 12<sup>th</sup> day of September, 2022.

  
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Adam Morehead, Mayor

Attest:

  
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Valerie Taylor, City Clerk