



City of Woodland Park

June 27, 2024 at 6:30 PM

MINUTES

1. CALL TO ORDER AND ROLL CALL

Mayor Case called the Council Meeting to order at 6:30 PM with the following members of Council present: Mayor Case, Mayor Pro-tem Nakai, Councilmember Baldwin, Councilmember Geer, Councilmember Harvey, Councilmember Jones and Councilmember Smith appeared via zoom.

The following Staff members were in attendance: City Manager Vassalotti, Deputy City Manager/City Clerk Leclercq, City Attorney Williams appeared via zoom, IT Technician Barnes, Communications Coordinator Higginbotham and Public Works Director Schmitt.

2. PLEDGE OF ALLEGIANCE

3. CEREMONIES, PRESENTATIONS AND APPOINTMENTS

- A. Recognition of a proclamation by the City of Woodland Park declaring June 27, 2024, as Vahsholtz Family Day.
(Presenter Mayor Case)

Mayor Case read a proclamation into the record proclaiming June 27, 2024, as Vahsholtz Family Day. Case presented the Vahsholtz Family with City Coins.

- B. Appointments to the Downtown Development Authority (DDA).
(Presenter Deputy City Manager/City Clerk Leclercq)

Deputy City Manager/City Clerk Leclercq reviewed the current DDA openings with the Council. Leclercq shared that she had received applications from the three incumbents wanting to re-apply for their current positions. No other applications had been received. The council interviewed the incumbents, Jerry Good, Jon Gemelke and Eric Cabrera. The following motions were made.

Motion: to approve Jerry Good to the DDA Board. Nakai/Harvey. Motion carried 7-0.
Motion: to approve Jon Gemelke to the DDA Board. Baldwin/Nakai. Motion carried 7-0.
Motion: to approve Eric Cabrera to the DDA Board. Jones/Geer. Motion carried 7-0.

Deputy City Manager/City Clerk Leclercq administered the Oath of Office to Good, Gemelke and Cabrera.

- C. Appointment to the Keep Woodland Park Beautiful Committee.
(Presenter Deputy City Manager/City Clerk Leclercq)

Deputy City Manager/City Clerk Leclercq shared that the Clerk's Office had received an application from Leah Watters interested in being on this committee. The Council interviewed Ms. Watters and the following motion was made.

Motion: to appoint Leah Watters to the Keep Woodland Park Beautiful Committee. Harvey/Geer. Motion carried 7-0.

- D.** Appointment of an alternate position for PPACG.
(Presenter Mayor Case)

Following a brief Council discussion, it was decided to appoint Mayor Pro-tem Nakai to the alternate position for PPACG.

Motion: to appoint Mayor Pro-tem Nakai to the PPACG Alternate position. Harvey/Smith. Motion carried 7-0.

- E.** Discussion of Signature Event designation and allocation.
(Presenter Mayor Case)

Following discussion of City Signature Events, Council asked Staff to work on a definition and criteria of Signature Events for the Council to consider.

- F.** Presentation and update on the upcoming Keep Woodland Park Beautiful Clean-up.
(Presenter Communications and Marketing Coordinator Higginbotham)

Communications Coordinator Higginbotham shared a brief presentation on the upcoming Keep Woodland Park Beautiful Cleanup scheduled for June 29, 2024.

4. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA

None.

5. CONSENT CALENDAR

- A.** Approval of the regularly scheduled City Council meeting minutes for June 6, 2024.
(Presenter Deputy City Manager/City Clerk Leclercq)

Motion: to approve the regularly scheduled City Council meeting minutes for June 6, 2024. Nakai/Geer. Motion carried 7-0.

6. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA (1)

Jameson Dion thanked the Council for the Emergency Ordinance pertaining to Firearms that would be coming before them later on the agenda this evening. Dion also spoke regarding the 1.09% Sales Tax and that he felt there was no need to add an additional level of bureaucracy with a 3rd party administrator.

Mike Demuth spoke regarding the 1.09% Sales Tax and was in full support of the IGA with the Council. Demuth also thanked Councilmembers Jones and Baldwin for volunteering to be in the dunk tank at the Fourth of July festivities in the park.

Lance McMahon shared that there are still a lot of unanswered questions about the School Board's budget and that it feels like there is a lack of transparency with the School Board and Ken Witt.

Matt Gawlowski shared that he felt like the School District could not be trusted with their proposed budget.

7. UNFINISHED BUSINESS

(Public Comment may be heard)

8. ORDINANCES ON INITIAL POSTING

(Public comment may be heard)

- A.** Consider Ordinance No. 1476, Series 2024 on initial posting, an Ordinance of the City Council of Woodland Park, Colorado, Adopting by Reference the 2024 Edition of the Model Traffic Code; Providing Penalties for the Violations Thereof; and Making Conforming Amendments to the Woodland Park Municipal Code; Repealing all Ordinances in Conflict Therewith; and Providing Penalties for Violation Thereof and Adding Chapter 10.14 Traffic Regulations to the Woodland Park Municipal Code and set the Public Hearing for July 18, 2024. (L)
(Presenter City Attorney Williams)

City Attorney Williams introduced Ordinance No. 1476, Series 2024 on initial posting. The following motion was made.

Motion: to approve Ordinance No. 1476, Series 2024, on initial posting, an Ordinance of the City Council of Woodland Park, Colorado Adopting by Reference the 2024 Edition of the Model Traffic Code; Providing Penalties for the Violations Thereof; and Making Conforming Amendments to the Woodland Park Municipal Code; Repealing all Ordinances in Conflict Therewith; and Providing Penalties for Violation Thereof and Adding Chapter 10.14 Traffic Regulations to the Woodland Park Municipal Code and set the Public Hearing for July 18, 2024. Harvey/Smith. Motion carried 7-0.

- B.** Consider Ordinance No. 1477, Series 2024, an Ordinance of the City Council for the City of Woodland Park, Colorado Amending Title 5 of the Woodland Park Municipal Code, Regarding Wireless Communication Facility Regulations, to Establish Regulations for Wireless Communication Facilities. (A)
(City Attorney Williams)

City Attorney Williams introduced Ordinance No.1477, Series 2024, on initial posting and the following motion was made.

Motion: to approve Ordinance No. 1477, Series 2024, on initial posting, an Ordinance of the City Council for the City of Woodland Park, Colorado Amending Title 5 of the Woodland Park Municipal Code, Regarding Wireless Communication Facility Regulations, to Establish Regulations for Wireless Communication Facilities and set the Public Hearing for July 18, 2024. Baldwin/Nakai. Motion carried 7-0.

9. PUBLIC HEARINGS

(Public comment may be heard)

- A.** Approval of Emergency Ordinance No. 1478, Series 2024, an Ordinance of the City Council of the City of Woodland Park, Colorado, pertaining to Firearms on City Property and Determining an Emergency with Respect Thereto. (L)
(Presenter City Attorney Williams)

City Attorney Williams reviewed her Staff Report for the Council, sharing the following:

1. Summation of SB 24-131

SB24-131, titled *Concerning Prohibiting Carrying a Firearm in Sensitive Spaces Recognized by the United States Supreme Court as Places at Which Longstanding Laws Prohibited Carrying Firearms*, was approved by Governor Polis on May 31, 2024 and goes into effect on July 1, 2024.

In short, SB24-131 establishes that the sensitive spaces where open and concealed carrying of a firearm will be prohibited as of July 1, 2024 include certain state and local government buildings and property; courthouses or buildings used for court proceedings; schools, colleges, universities, seminaries, and licensed childcare centers; and polling places, ballot drop boxes, and other places where ballot counting and related election activities are taking place.

However, the bill includes an “opt-out” provision authorizing a local government to enact an ordinance, regulation, or other law that permits a person to carry a firearm at certain local government spaces specified in the bill.

II. Policy Direction from Council

Our office received policy direction from several council members expressing concern that the City would not have an ordinance in place addressing the presence of firearms at certain local government spaces by July 1, 2024. While there is no deadline by which a local government must “opt-out” of the provisions of SB24-131, several council members wanted to ensure continuity in the ability of City officials, staff, and other individuals with valid concealed carry permits to continue carrying a concealed weapon in certain City spaces prior to July 1, 2024.

III. Emergency Ordinance

As stated above, this Ordinance is being submitted as an Emergency Ordinance in order to allow it to be considered for adoption prior to July 1, 2024 for continuity purposes. It is important to note that Woodland Park Charter Section 7.7(c) establishes that “an emergency ordinance shall not be in effect longer than ninety (90) days after passage, and shall not be extended as an emergency ordinance.” In the event this Emergency Ordinance is adopted on June 27, 2024 it will expire on Wednesday, September 25, 2024.

IV. Development of a Non-Emergency Ordinance regarding Firearms on City Property

The temporary period in which this Emergency Ordinance will be in effect will allow Council to continue working towards developing and finalizing a Non-Emergency Ordinance surrounding the parameters of the presence of firearms on City property. It will also allow Council time to receive public comment and input, to the extent citizens wish to express the same when developing a more permanent ordinance regarding this issue should they choose to do so.

Following a brief discussion by the Council, the following motion was made.

Motion: to approve Emergency Ordinance No. 1478, Series 2024, an Ordinance of the City Council of the City of Woodland Park, Colorado, pertaining to Firearms on City Property and Determining an Emergency with Respect Thereto. Harvey/Nakai. Motion carried 7-0.

10. NEW BUSINESS

(Public comment may be heard)

- A.** Agreement Between Baseline Engineering Corporation and the City of Woodland Park for Professional Engineering and Survey Services for Fairview Street Design in the amount of \$159,852 (Presenter Ben Schmitt, Director of Public Works)

Following a brief summary from Public Works Director Schmitt, the following motion was made.

Motion: to approve an agreement between Baseline Engineering Corporation and the City of Woodland Park for Professional Engineering and Survey services for Fairview Street Design in the amount of \$159,852. Nakai/Geer. Motion carried 7-0.

- B. Agreement between RME Ltd, LLL dba Elite Surface Infrastructure and the City for Woodland Park in the amount of \$3,577,953 for Infrastructure improvements on Lake Avenue, Dewell Road, and Pine Ridge. (Presenter Ben Schmitt, Director of Public Works)

Following a brief summary from Public Works Director Schmitt, the following motion was made.

Motion: to approve an agreement between RME Ltd, LLL dba Elite Surface Infrastructure and the City of Woodland Park in the amount of \$3,577,953 for Infrastructure improvements on Lake Avenue, Dewell Rad, and Pine Ridge. Harvey/Geer. Motion carried 7-0.

- C. Agreement between the City of Woodland Park and Cosco Fire Protection for the amount of \$645,113 for HVAC and Fire Supression Ute Pass Cultural Center (Presenter Ben Schmitt, Public Works Director)

Following a brief summary from Public Works Director Schmitt, the following motion was made.

Motion: to approve an agreement between the City of Woodland Park and Cosco Fire protection for the amount of \$645,113 for HVAC and Fire Supression at the Ute Pass Cultural Center. Geer/Smith. Motion carried 7-0.

11. REPORTS

(Public comment not necessary)

A. Mayor's Report

Mayor Case shared an update of the events for the next two weeks.

B. Council Reports

Mayor Pro-tem Nakai shared an update of the UAC.

Councilmember Baldwin shared an update of the CML Conference

Councilmember Geer shared an update of the PRAB Committee.

Councilmember Harvey shared an update on the KWPB Committee and an update on local Military Affairs.

Councilmember Jones shared an update of the DDA and shared that officers will be elected at the meeting on Tuesday, July 2.

C. City Attorney's Report

D. City Manager's Report

1. Sales Tax update for April 2024.

City Manager Vassalotti reviewed the Sales Tax report for April 2024. Vassalotti shared that the Cog Car had been moved successfully and that the City received a grant in conjunction with Teller County for \$1,000,000 to be used for fire mitigation.

12.

- A. ***Motion to move into Executive Session: Executive Session for discussion of a personnel matter under C.R.S. Section 24-6- 402(4)(f) and not***

involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; AND THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: Evaluation with the City Manager.

Motion: to move into Executive Session for discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) and not involving; any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; and the following additional details are provided for identification purposes: Evaluation with the City Manager. Nakai/Geer. Motion carried 7-0.

The time being 8:59 PM, Mayor Case opened the Executive Session with the following individuals present: Mayor Case, Mayor Pro-tem Nakai, Councilmember Baldwin, Councilmember Geer, Councilmember Harvey, Councilmember Jones, City Manager Vassalotti and Deputy City Manager/City Clerk Leclercq. Councilmember Smith appeared via zoom and shared that he was alone at this time.

The time being 9:44 PM the Executive Session was concluded.

1. Following the Executive Session, return to the public Meeting.

Approval of the City Manager's contract for the period from June 2024 to June 2025.

(Presenter Mayor Case)

The time being 9:48 PM, the regularly scheduled meeting was reconvened, and the following motion was made.

Motion: to approve the City Manager's contract for the period of June 2024 to June 2025 to include a 4% merit increase effective June 27, 2024, a 2% COLA increase effective July 1, 2024, and a bonus in the amount of \$9,500 due in December. Harvey/Geer. Motion carried 7-0.

The regularly scheduled Council Meeting was adjourned at 9:52 PM.

Respectfully submitted:


Suzanne Leclercq MMC, City Clerk

APPROVED THIS 18th DAY OF July, 2024





Kellie Case, Mayor