



City of Woodland Park

City Council

July 18, 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.

The following Staff members were in attendance: City Manager Vassalotti, Deputy City Manager/City Clerk Leclercq, City Attorney Wilson, IT Technician Barnes, Parks & Recreation Director Keating, Planning Director Schminke, Sports Coordinator Moody, Program Coordinator Navaratne, Aquatic Center Manager Warner, Assistant Aquatic Manager Lang.

2. PLEDGE OF ALLEGIANCE

3. CEREMONIES, PRESENTATIONS AND APPOINTMENTS

- A. Proclamation of the City of Woodland Park declaring July Parks and Recreation Month. (A)
(Presenter, Parks and Recreation Director Keating)

Mayor Case read the proclamation into the record proclaiming July as Parks and Recreation Month. Case presented Director Keating and her staff with the proclamation.

4. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA

None.

5. CONSENT CALENDAR – Geer made motion to approve all consent calendar all items as is. Geer/Smith. Motion carried 7-0. I also did the three items individually.

- A. Approval of the June 27, 2024, City Council Meeting Minutes. (A)
Motion: to approve the regularly schedule City Council meeting minutes for June 27, 2024. Geer/Smith Motion carried 7-0.
- B. Approval of the May 2024 Statement of Expenditures and authorize the Mayor to sign warrants in payment thereof.
Motion: to approve the May 2024 Statement of Expenditures and authorize the Mayor to sign warrants in payment thereof. Geer/Smith. Motion carried 7-0.
- C. Approval of the June 2024 Statement of Expenditures and authorize the Mayor to sign warrants in payment thereof.
Motion: to approve the June 2024 Statement of Expenditures and authorize the Mayor to sign warrants in payment thereof. Geer/Smith. Motion carried 7-0.

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

Mike Demuth presented the City Council with thank you letters for their support and participation in the festivities at Memorial Park for the Fourth of July.

Gerry Penland spoke regarding water availability being key to Woodland Park's future. Penland asked City Council if their vision of the future of the City include all the new developments, buildings, and infrastructure being planned in Woodland Park. Penland requested a work session to allow public comment.

7. UNFINISHED BUSINESS

(Public Comment may be heard)

8. ORDINANCES ON INITIAL POSTING

(Public comment may be heard)

9. PUBLIC HEARINGS

(Public comment may be heard)

- A.** Approval of Ordinance No. 1471, Series 2024, an Ordinance of the City Council of Woodland Park, Colorado, Reducing the City Sales Tax by 1.09%, Effective January 1, 2025. (A) **(Continued from the March 7, 2024, City Council Meeting.)**
(Presenter, City Manager Vassalotti)

City Manager Vassalotti presented three options of managing the School District 1.09% sales tax fund to City Council. Option 1 - the School Board would set up an accounting ledger like the City's Streets/410 fund. Option 2 – Reimbursement administered to the City. Option 2 – Oversight and reimbursement from Independent Board. City Council discussed their preferences.

Woodland Park School Board President Mick Bates spoke about his concern with putting another layer of accountability, and reminded the Council the original IGA requires reporting annually. Bates stated the School Board is in the process of hiring a CFO, so no one in the administration has seen what is being asked for. Bates asked to kill Ordinance No. 1471, Series 2024 tonight.

Mayor Case opened the public hearing.

Donald Hoying stated his concern about the American Birthright curriculum at the Woodland Park schools. He suggested sales tax money be withheld until the American Birthright curriculum is abolished by the school system.

Suzanne McDonough called for a forensic investigation into the School Board's expenditures.

Mike Demuth stated there are audits and accountably run by the school district already. Demuth believes there are a lot of lies on Facebook that contribute to the public's misunderstanding and there is no money missing.

Gwen Pekron stated she appreciates Council's willingness to collaborate with the School Board in finding a joint solution for an accountability presentation. Pekron stated whatever Council chooses for the School Board's sales tax management, Pekron would like to see the same process for other special sales tax funding, including the 1% road sales tax, the .5% ambulance services, or the library's funding. Pekron asked the Council to consider the variables in education accounting and summarized what those could be.

Nichole Waggoneer stated she is in agreement with Council that there should be oversight and transparency with the sales tax funds, but not in favor of the removal of the sales tax.

Victor Lebario thanked the Council for not repealing the sale tax but stated he was confused with the requirements put forth. Lebario summarized his understanding of the events that happened over the past year between Council and the School Board.

Tony Perry thanked City Manager Vassalotti for presenting the three options for the sales tax accountability, and stated Option 1 is the best. Perry reminded the Council in the early 2000s the School District accountant embezzled due to no internal controls. Perry stated he disagreed with Mr. Bates that monthly accounting reports are an onerous burden but would agree to quarterly reports, at a minimum. Perry stated, in his opinion, if a CFO cannot produce monthly reports, they should not be hired. Perry stated the ordinance to repeal the sales tax should be killed tonight.

Eric Lockman thanked City Manager Vassalotti for his accounting solutions and agrees Option 1 is the best. Lockman thanked Mayor Case for keeping this discussion on track. Lockman stated there is a pie chart showing \$3.4 million with to the Police Department and nobody is complaining about it or wanting to defund the police. Lockman requested to kill the ordinance tonight to show good will from the Council.

Nicole Brauchi stated citizens should do their own research to determine what is truth and what is lies. Brauchi stated Council's opinion on American Birthright guidelines should not be taken into account when voting on the ordinance tonight. Brauchi stated she believes there are options for a good solution and to kill the ordinance tonight.

KJ Lee stated he is grateful to hear the Council say they will not repeal the sales tax. Lee agrees there should be accountability for taxpayer's dollars, and to keep the tax in place.

Leanna Tally stated she is the CFO for Merrit Academy and summarized her qualifications and experience. Tally stated she is happy to hear the School Board and Council are discussing feasible options. Tally stated CDE guidelines are first priority for reporting and she is concerned about the reporting to the City being set up correctly with the incoming CFO of the School Board.

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

Motion: To kill Ordinance No. 1471, Series 2024, an Ordinance of the City Council of Woodland Park, Colorado, Reducing the City Sales Tax by 1.09%, Effective January 1, 2025. Case/Harvey: Motion carried 6-1, Geer voting no.

- B.** Approval of Ordinance No. 1476, Series 2024, 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 Ordinance in Conflict therewith; and Providing Penalties For Violations thereof And Adding Chapter 10.14 Traffic Regulations to the Woodland Park Municipal

Code. (L)
(Presenter, City Attorney Wilson)

City Attorney Erica Romberg introduced Ordinance No. 1476, Series 2024 for public hearing.

Mayor Case opened public comment.

Judge McClintock stated that she agreed that Ordinance 1476, Series 2024 should be adopted.

Motion: to approve Ordinance No. 1476, Series 2024, 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 Ordinance in Conflict therewith; and Providing Penalties For Violations thereof and Adding Chapter 10.14 Traffic Regulations to the Woodland Park Municipal Code. Nakai/Geer: Motion carried 7-0.

- C. Approval of 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)
(Presenter, City Attorney Wilson)

City Attorney Erica Rombert introduced Ordinance No. 1477, Series 2024 for public hearing.

Following a brief discussion by Council, Mayor Case opened public comment.

Eric Lockman stated he's not against the ordinance, but suggested Council table this ordinance until they get more input.

Nicole Brauchi stated she wants the Council to get more expert advice, and that this ordinance is not ready to be voted on.

Brian Paul stated our health is at stake and hopes Council will table this ordinance.

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

Motion: to approve of 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. Geer/Harvey: Motion carried 6-1, Baldwin voting no.

- D. Approval of a Festival Permit for Vino and Notes (A).
(Presenter Deputy City Manager/City Clerk Leclercq)

Deputy City Manager/City Clerk Suzanne Leclercq reviewed the history, facts and precedence of bringing a festival permit to Council for final approval.

Applicants Tracy and Dan Vinton invited Council and presented them with tickets to Vino & Notes. Mrs. Vinton reviewed their experience with the event.

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

Motion: to approve the Festival Permit for Vino and Notes. Nakai/Baldwin: Motion carried 7-0.

10. NEW BUSINESS

(Public comment may be heard)

- A.** Approve a Rock, Gem & Jewelry Show TUP - a request from Kim Packham (Applicant), Peter LaBarre, David Banker, and Kevin Maddox (property owners) for on-site vendor camping August 12-19, 2024 for the Woodland Park Rock, Gem and Jewelry Show special event at 19250 E US Hwy 24 in the Service Commercial (SC) zone district. (QJ) (Presenter: Planning Director, Karen Schminke, AICP)

Planning Director Karen Schminke shared a presentation and requirements on the upcoming Rock, Gem & Jewelry Show request for camping on-site at the event property.

Following a brief discussion, the following motion was made.

Motion: to approve the Rock, Gem& Jewelry Show TUP – a request from Kim Packham (Applicant), Peter LaBarre, David Banker, and Kevin Maddox (property owners) for on-site vendor camping August 12-19, 2024 for the Woodland Park Rock, Gem and Jewelry Show special event at 19250 E US Hwy 24 in the Service Commercial (SC) zone district. Geer/Smith: Motion carried 7-0.

At the time of 9:10pm, Mayor Case called for a ten-minute recess.

At 9:20pm, Mayor Case called the City Council meeting back to order.

- B.** Approval of Resolution No. 924, Series 2024, a Resolution Adopting Bob's Rules of Order as Council Rules of Procedure. (A)
(Presenter City Attorney Wilson)

City Attorney Wilson shared a brief presentation on the benefits of adopting Bob's Rules as opposed to Robert's Rules of Order.

After a brief discussion, the following motion was made.

Motion: to approve Resolution No. 924, Series 2024, a Resolution Adopting Bob's Rules of Order as Council Rules of Procedure. Smith/Geer: Motion carried 7-0.

- C.** Approval of Resolution No. 923, Series 2024, a Resolution Adopting the 2024 Revised Council Rules of Procedure. (A)
(Presenter City Attorney Wilson)

City Attorney Wilson reported on the red-line changes proposed by Council.

Motion: to approve Resolution No. 923, Series 2024, a Resolution Adopting the 2024 Revised Council Rules of Procedure. Geer/Smith: Motion carried 7-0.

- D.** Security Improvements and Park and Recreation Door Contract Between Fortis General Contracting and the City of Woodland Park in the amount of \$112,698

(Presenter Director of Public Works Ben Schmitt)

Public Works Director Ben Schmitt reported on the plans for security improvements for City Hall, City Council Chambers, and the Parks & Recreation Department.

Motion: to approve Security Improvements and Park and Recreation Door Contract Between Fortis general Contracting and the City of Woodland Park in the amount of \$112,698.

Geer/Nakai: 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 no report.

Councilmember Baldwin thanked the staff for the 4th of July event. Called for election judges for County Clerk Stephanie Kees. Baldwin shared the progress of Safeway & Walmart parking lot repairs.

Councilmember Geer shared an update of the PRAB Committee and programming for parks and recreation department.

Councilmember Harvey shared an update on local Military Affairs Committee events. Harvey shared unofficial numbers and photos from the KWPB clean-up event on June 29th.

Councilmember Jones reported that DDA's new officers have been installed and that Planning Director Schmitt did a presentation of the medians project.

Councilmember Smith no report.

C. City Attorney's Report

City Attorney Wilson no report.

D. City Manager's Report

City Manager Vassalotti reported that the TAVA Subdivision Development Agreement will be brought to Council at the August 1st meeting.

1. Sales tax report for May 2024.

City Manager Vassalotti reviewed the Sales Tax report for May 2024.

Mayor Case stated that City Manager Vassalotti will be doing his Sales Tax presentations under Agenda Item 3 moving forward.

12. ADJOURNMENT

There being no further City business, Mayor Case adjourned the City Council Meeting at 9:44 pm.

Respectfully submitted,

Suzanne Leclercq MMC, City Clerk

Kellie Case, Mayor

APPROVED THIS 5th DAY OF Sept, 2024