

Woodland Park City Council
Council Chambers – City Hall
September 5, 2019, 7:00 PM

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5:00 PM Work Session Regarding the 2020 Budget

6:15 PM Work Session Regarding Ute Pass Fiber IGA

1. ROLL CALL

A. The following members of Council present were: Mayor Levy, Mayor Pro-Tem Carr, Kellie Case, Carrol Harvey, Hilary LaBarre, Paul Saunier and Noel Sawyer.

2. PLEDGE OF ALLEGIANCE

The following Staff Members were also in attendance for this meeting:

City Manager Darrin Tangeman	Finance Director Emily Katsimplas
Assistant City Manager/City Clerk Suzanne Leclercq	Deputy City Clerk Chrissy Stapleford
City Attorney Jason Meyers	
Public Works Director Kip Wiley	
Community Engagement Manager Karen Casey	
Planning Director Sally Riley	

3. CEREMONIES, PRESENTATIONS AND APPOINTMENTS:

A. Appointment to the Board of Adjustment (1:58)

Presenter: Suzanne Leclercq Assistant City Manager / City Clerk

City Clerk Leclercq shared with Council that the Clerks office had received an application from Catherine Naiki who is interested in serving on the Board of Adjustment. Mayor Levy invited Ms. Naiki to the podium to introduce herself. Council proceeded to ask Ms. Naiki questions regarding her application.

MOTION: To appoint Catherine Naiki as an Alternate Member of the Board of Adjustment. Case/Carr. 7-0. Motion carried.

Assistant City Manager / City Clerk Suzanne Leclercq administered the oath of office.

B. Proclamation declaring September 28- October 6, 2019 as Creek Week. (7:53)

Administrative

Presenter: Carolyn Best, Creek Week Assistant Coordinator

Allison Schuch, Creek Week Director gave an overview of the reason behind Creek Week and information regarding the upcoming clean up opportunities. The upcoming cleanup in Woodland Park will be on Friday September 27, 2019 at 9:30 AM in the area behind WalMart. Mayor Levy read the Proclamation declaring September 28- October 6, 2019 as Creek Week.

C. Main Street Presentation (18:03)

Presenter: Lynn Jones and Stephanie Alfieri, Main Street Board Members

Stephanie Alfieri and Lynn Jones, Main Street Board members presented the Main Street program and their recent accomplishments. Alfieri reviewed the income and expenses for the 2019 budget year for Main Street. Alfieri reported that Main Street would like to ask City Council for \$15,000 in support for the 2020 year. Alfieri noted that this is the same amount that Council allotted to Main Street for the 2019 year.

4. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA:

A. None.

5. CONSENT CALENDAR: (43:00)

A. Approve minutes of August 15, 2019 Council Meeting and August 22, 2019 Special Meeting.
Administrative

Presenter: Suzanne Leclercq, Assistant City Manager / City Clerk

B. Approval of Ute Pass Fiber IGA

Presenter: Darrin Tangeman, City Manager

City Clerk Leclercq read the consent agenda into the record.

MOTION: To approve Consent Calendar. Carr/Sawyer. 7-0. Motion carried.

6. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA: (44:21)

A. Paul Neal spoke highly of the Main Street program.

B. Chuck Gallager spoke regarding the Village at Tamarac. He also questioned the City's recusal policy.

City Attorney Jason Meyers clarified when it is appropriate for someone to recuse themselves.

7. UNFINISHED BUSINESS:

A. Final approval of administrative amendment to Ordinance No. 1347 adjusting expenditure appropriations. (1:04:45)

Presenter: Emily Katsimpalis, Finance Director

Finance Director Emily Katsimpalis presented the administrative amendment to Ordinance No. 1347, Series 2019. Katsimpalis noted that the General Reserve is up to 16.93%.

MOTION: To approve administrative amendment to Ordinance No. 1347 adjusting expenditure appropriations. Harvey/Sawyer. 7-0. Motion carried.

8. ORDINANCES ON INITIAL POSTING:

A. None.

At this time Mayor Levy read the QJ announcement into the record.

9. PUBLIC HEARINGS:

A. Approve liquor application from Rhapsody, LLC to grant a Hotel and Restaurant Liquor License located at 121 W Midland Ave, Woodland Park, Colorado.

Quasi-Judicial

Presenter: Chrissy Stapleford, Deputy City Clerk

Chrissy Stapleford, Deputy City Clerk review the staff report and introduced Rhapsody owner Erin O'Connell.

MOTION: To approve liquor application from Rhapsody, LLC to grant a Hotel and Restaurant Liquor License located at 121 W Midland Ave, Woodland Park, Colorado. Harvey/Sawyer. 7-0. Motion carried.

10. NEW BUSINESS:

A. Discussion of Council Liaison to the Downtown Development Authority Board (1:45:32)

Presenter: Neil Levy, Mayor

Mayor Levy invited Merry Jo Larsen, Chair of the DDA to the podium to give some background on why the DDA wanted to remove Council appointed liaison Kellie Case. Larsen shared that the DDA felt that Case was not bringing information forth to the Council from the DDA properly. Larsen also stated that Case had missed a bunch of meetings and they were looking for someone who would be more part of the group.

Case shared that she did miss some meetings and that she would have appreciated a one on one conversation regarding her to step down. Case shared that she was told it was a decision of the full board and that she knows of three members of the board that had no knowledge of this decision. Case stated that she would like to see the DDA meeting run properly and orderly, agendas published and packets distributed. Case stated that she would like to see more leadership. Case stated that she has a lot of institutional knowledge and would respect Council's decision on whatever they feel is best for the Community.

Mayor Levy asked the Council what their thoughts on this matter were. Councilmember Harvey shared that she believes that Case is the right representative of Council to be on the DDA.

A motion was made by Carrol Harvey to take no action and Mayor Levy seconded it.

Council discussion continued with Councilmember LaBarre stating that as soon as not carried forward the DDA asks for someone else. LaBarre stated that being the liaison to the DDA is a difficult position. LaBarre stated that if there is a diverse opinion that Council needs to know that.

Councilmember Saunier asked that everyone move forward, be cooperative. He does not like all the negativity in the paper and the rumors. Saunier feels that the City and the DDA have a bright future ahead of them and that Council shouldn't need to be having this discussion. Saunier shared that he hopes and prays that this situation all works out.

Councilmember Sawyer shared that he has felt in the past few months Council has been working against the DDA not with them. Sawyer stated that it is time to mend the bridge with the DDA. Sawyer shared that he had been the liaison for 3.5 years and know how TIF works. Sawyer shared that he felt he could rebuild the bridge between the Council and DDA if he was the liaison.

Mayor Pro-tem Carr stated that he doesn't agree with how the DDA works. Carr shared that he doesn't agree with the, liaison having voting rights. Carr shared that either every Councilmember is considered to be the liaison or that it should be left status quo.

Mayor Levy shared that the DDA doesn't have the right to ask for anyone's resignation. That the Council directs the Committees that the Committees do not direct the Council. Levy stated that Case is willing to work for the betterment of the community and that he has issue with the whole process.

At this time Tanner Coy approached the podium to speak. Coy stated that the DDA Board is not telling Council who they like for this position they are telling Council they feel that it's not the best relationship currently. Coy stated that there is no pressure coming from the DDA regarding this decision.

MOTION: To take no action. Harvey/Sawyer. No vote is needed. There was consensus from the Council that Councilmember Case remain on the DDA.

- B. Consider an Appeal (APL19-003) by the Village at Tamarac, LLC Managing Member Pete LaBarre from the administrative decision regarding Condition #2 of the Site Plan Review (SPR19-001) Certified Approval Letter dated July 23, 2019 for 53 detached single family units on Lot 5, Tamarac Tech Park Filing No. 5 (Tamarac Parkway) in the Multi-Family Residential Suburban (MFS) zone. (Table to September 19, 2019) (1:50:20)

Presenter: Jason Meyers, City Attorney

A letter was shared with the Council regarding the tabling/continuing of appeal: APL19-003. Letter is attached for the record.

MOTION: To table until the September 19, 2019 Meeting. Carr/Case. 6-0. Motion carried. Councilmember LaBarre recused herself.

11. REPORTS:

(Public comment not necessary)

A. Mayor's Report. (1:52:16)

- i. Mayor Levy read the events for the next two weeks.

B. Council Reports.

- i. Mayor Pro-Tem Carr clarified what he meant by a "higher calling".
- ii. Councilmember Harvey gave a recap of the Charter Review kick off meeting that occurred this week. Deer Task force will be presenting at the 09/19/2019 Council meeting.
- iii. Councilmember Saunier thanked all the Veterans for their service and he appreciates all the people that serve our community.
- iv. Councilmember Sawyer shared that he felt that Council had burned a bridge with the DDA and that he was saddened that it had come to this point. Mayor Levy stated that that statement irks him and asked Councilmember Sawyer to stand behind Kellie and build the bridge back up.

C. City Attorney's Report.

D. City Manager's Report.

- i. City Manager Darrin Tangeman reminded the community of the upcoming 9/11 ceremony in Lions Park, he also advised that everyone watch the movie "Twelve Strong".
- ii. Community Engagement Update

Presenter: Karen Casey, Community Engagement Manager

Community Engagement Manager Karen Casey presented the highlights for Community Engagement for the year 2019 so far.

- iii. Second Quarter Financial Update

Presenter: Emily Katsimpalis, Finance Director

Finance Director Emily Katsimpalis presented the second quarter financial report.

12. ADDED ITEM AGENDA:

A. None.

13. EXECUTIVE SESSION:

A. *Pursuant to C.R.S. Section 24-6-402(4)(e) to determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators; all regarding Second Amendment to DDA Development Agreement*

At 9:34 PM a motion was made to go into Executive Session. Case/Harvey. 7-0.

Present at the Executive Session were Mayor Levy, Mayor Pro-tem Carr, Councilmember Case, Councilmember Harvey, Councilmember LaBarre, Councilmember Saunier and Councilmember Sawyer. City Manager Tangeman, City Clerk Leclercq and City Attorney Meyers were all present.

The executive session concluded at 9:49 PM.

B. *Pursuant to C.R.S. Section 24-6-402(4)(f)(I) for discussion of a personnel matter, specifically the City Manager's Evaluation.*

At 9:52 PM a motion was made to go into Executive Session. Case/Carr. 7-0.

Present at the Executive Session were Mayor Levy, Mayor Pro-tem Carr, Councilmember Case, Councilmember Harvey, Councilmember LaBarre, Councilmember Saunier and Councilmember Sawyer. City Manager Tangeman and City Attorney Meyers were all present. City Clerk Leclercq left the meeting.

The executive session concluded at 10:08 PM.

COMMENTS ON WRITTEN CORRESPONDENCE:

C. None.

14. ADJOURNMENT: The meeting adjourned at 10:08 PM.


Suzanne Leclercq, City Clerk

APPROVED THIS 19th DAY OF September, 2019


Neil Levy, Mayor