

**Woodland Park City Council
Council Chambers – City Hall
July 16, 2020 Council Meeting Minutes
7:00 PM**

If interested in viewing the corresponding video / discussion related to the subject below you can go to the City's YouTube page to view the video.

1. ROLL CALL

The following members of Council present were: Mayor Val Carr, Mayor Pro-Tem Hilary LaBarre, Councilmembers Kellie Case, Hilary LaBarre, Rusty Neal, Jim Pfaff and Robert Zuluaga.

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

City Manager Darrin Tangeman (via zoom) City Attorney Jason Meyers (via zoom)
Assistant City Manager/City Clerk Suzanne Leclercq
Management Analyst Rob Felts
Finance Director Emily Katsimpalis
Planning Director Sally Riley
Community Engagement Manager Karen Casey

2. PLEDGE OF ALLEGIANCE

3. CEREMONIES, PRESENTATIONS AND APPOINTMENTS

A. Celebration of Police Officer Glen Jardon's retirement and 29 years of service to the City of Woodland Park.

Mayor Carr, Chief of Police DeYoung and City Clerk Leclercq all spoke regarding Officer Jardon's retirement. Mayor Carr presented Jardon with a recognition coin for his years of service to the City. Officer Jardon shared some sentiments with the Council regarding his experiences over the past 29 years.

B. Thank you to Councilmember Paul Saunier for his years of service to the City of Woodland Park.

Mayor Carr thanked Paul Saunier for his service to the City of Woodland Park and presented him with a council gift. Saunier thanked everyone for the opportunity to serve.

C. Graduation of the 2020 Citizen's Academy class.

Community Engagement Manager Karen Casey with the assistance of Mayor Carr and Mayor Pro-tem LaBarre handed out the graduation certificates to the participants of this year's Citizen Academy.

D. First Quarter 2020 Financial Report and May 2020 Sales Tax Report.

Finance Director Katsimpalis presented the First Quarter 2020 Financial Report and the May 2020 Sales Tax Report. Mayor Carr requested from Katsimpalis that her next report contain a year to year comparison regarding the 2nd quarter 2020 Financial Report.

4. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA: None

5. CONSENT CALENDAR:

- A.** Approve Minutes from the July 2, 2020 Regular Council Meeting.

City Clerk Leclercq presented the Consent Calendar.

MOTION: To approve Consent Calendar as presented with correction to the minutes: Case/Neal. Motion carried 6-0.

6. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA:

April Babin, Manager of Shining Mountain Golf Course addressed the Council asking for special consideration (variance) to allow RV parking and camping in the parking lot of the golf course. Planning Director Riley reminded the Council that there was a specific process that Ms. Babin could go through if interested in this. Riley stated that it has been done for other events like the Rock and Gem Show and the POW–Wow. Riley reviewed that the process is already in place and spelt out in the code. Riley shared that it would take at least 30 days to process. Mayor Carr shared that the Council would take her request into consideration.

Barbara Roy shared complaints she had with the City's Code Enforcement Officer at Shining Mountain Golf Club where she maintains a business. Roy stated that she felt the Golf Course was being targeted and had received excessive warnings and visits from Code Enforcement. Planning Director Riley shared that she felt these complaints are misrepresented. Councilmember Zuluaga asked Riley to issue a rebuttal to these complaints. Councilmember Pfaff stated that this is a serious issue of targeting and that he would like to know any other businesses in town that have received warnings, and this kind of same involvement. Councilmember Case stated that she looked forward to hearing from Riley at the next Council Meeting.

7. UNFINISHED BUSINESS:

- A. Discussion on allocation of Coronavirus Relief Funds (CVRF).**

Mayor Carr led this discussion and stated as a starting point he was throwing out the possibility of a \$300,000 limit to small businesses, a \$100,000 limit to non-profits and a \$100,000 limit to residents. Mayor Carr shared that he has been working on the application. Councilmember Zuluaga stated that he was impressed that the City had already received 49 returned surveys and was looking forward to receiving more input from the Community. City Manager Tangeman shared an overview of how the Town of Monument is using their funds. Tangeman shared that their Board of Trustees is not including home based business. Monument is using the Small Business Administration's (SBA) definition of small businesses which requires recipients to have business licenses and they have limited the maximum award to \$10,000. Tangeman also added that they have defined that the business must be physically located within the town boundaries.

At this time Kathryn Perry from Park State Bank who manages PPP loans and grants shared her experiences in distributing the \$5,000,000 they were allocated. Perry also shared that construction has not slowed down compared to restaurants and theaters so all businesses are not equally affected. Perry shared that businesses seeking help should be required to present financial documents and that the Council should consider the impact to the city when they are making these decisions.

Shannon Anderson from Vectra Bank who manages PPP loans and grants shared her experiences as well. Anderson stated that the PPP was designed to protect payroll. PPP was meant to cover two and a half months and it's now five and half months and businesses are still closed or not fully opened. Anderson noted that these businesses are still struggling and could have other losses as well. Anderson also advised Council not to discount home-based businesses.

Council thanked Perry and Anderson for all of their input and suggested that Council use them as advisors for some of the decisions they will be making.

Scott Davis shared that he was very grateful for the PPP loan he received and that it kept him in the black during this difficult time.

Carl Anderson shared that he believes that this is the tip of the iceberg and there will be many long-term effects of the virus that will last well into the future. Anderson advised Council that rushing into a decision could be a mistake.

The time being 8:53PM Mayor Carr called for a brief recess.

At 9:04PM Mayor Carr resumed the Council Meeting.

B. To approve the Logan Simpson professional services contract to complete the 2020 Comprehensive Plan update and land use code review.

Prior to this agenda item Mayor Carr proposed to Council that Resolution No. 339 be suspended in the event of a tie vote.

MOTION: To suspend Resolution No. 339 for this agenda item - Logan Simpson professional services contract. Carr/Pfaff. Motion carried 6-0.

Planning Director Riley led this discussion stating that as a result of COVID maybe we need to pause and wait to the Community and Region heals before voting on this. Riley suggested it be moved to the 11/19/2020 Council Meeting or the 12/3/2020 Council Meeting. Riley suggested that the Council keep the funding alive, commit to fund the project and implement it in 2021 as a way to motivate the Community. Mayor Pro-tem LaBarre shared that she liked that idea. Councilmember Neal shared that he was uncomfortable with the contract and would like to offer his expertise to work with individuals on the contract language. Councilmember Zuluaga stated that he doesn't support the contract or the comprehensive plan and will not support it in another three months. Zuluaga stated that he felt that comprehensive plans are anti property rights and should be unconstitutional, Zuluaga suggested that the City use the \$50,000 to pay down the City's debt, and plan for a by-pass solutions. He felt it was a waste of time to re-write the paperwork and a waste of \$100,000. Zuluaga stated that in the 1920's Comprehensive Plans were ruled unconstitutional and that Congress never enabled Comprehensive Plans. Zuluaga also shared that Comprehensive Plans are not legally binding. Zuluaga suggested that the City use the \$50,000 to pay down the City's debt, and plan for a by-pass solutions.

Councilmember Pfaff shared that the document had no direct input from Council and that this document is not the authority of Council and it is run by staff. Pfaff shared that he felt that Council should put the power in the citizens' hands and that as written the comp plan does not get there. Pfaff shared that Council should let the people run and build the engine. Councilmember Case shared her experience of the comp plan 10 years ago when she was a staff member. Case expressed that she felt there was a lot of community engagement and engagement with the Council.

Council continued to discuss the comp plan regarding the cost and Council not being more involved. At this time Councilmember Case made the following motion:

MOTION: To delay the approval of the Logan Simpson professional contract to complete the 2020 Comp Plan until the December 3, 2020 Council Meeting and to have Councilmember Neal work on the contract language. Case/LaBarre. 6-0. Motion carried.

6. ORDINANCES ON INITIAL POSTING:

A. Consider Ordinance No. 1381 adjusting expenditure appropriations to the general fund, in the amount of \$674,515.14 for the administration of the Coronavirus Relief Fund, for the City of Woodland Park, Colorado for the 2020 Budget Year and amending Ordinance No. 1360, Series 2019 on initial posting and set the Public Hearing for August 6, 2020. Finance Director Katsimpalis introduced this ordinance on initial posting.

There being no public comment or council discussion the following motion was made:

MOTION: Consider Ordinance No. 1381 adjusting expenditure appropriations to the general fund, in the amount of \$674,515.14 for the administration of the Coronavirus Relief Fund, for the City of Woodland Park, Colorado for the 2020 Budget Year and amending Ordinance No. 1360, Series 2019 on initial posting and set the Public Hearing for August 6, 2020. Carr/Case. 5-1 vote. Motion carried. Councilmember Pfaff voted no.

7. PUBLIC HEARINGS:

A. Approve Ordinance No. 1380 amending the Woodland Park Municipal Code by adding Section 1.05.030 appearance of names on the ballot.

City Attorney Meyers reviewed this ordinance with the City Council. Mayor Carr asked City Clerk Leclercq if she was comfortable with this ordinance and did it give her the assistance for the election she needed. Leclercq stated it did.

There being no Council discussion Mayor Carr opened the Public Comment. There was no Public Comment.

MOTION: Approve Ordinance No. 1380 amending the Woodland Park Municipal Code by adding Section 1.05.030 . Carr/Neal. Motion carried 6-0.

8. NEW BUSINESS:

A. None

9. REPORTS:

A. **Mayor's Report:** Mayor Carr reviewed the events coming up in the next two weeks.

Mayor Pro-tem LaBarre stated that she did not appreciate the blatant lie in the editorial published by Bob Carlsen in the Courier this week.

Councilmember Case shared that PRAB will be taking a tour of all the parks with the Board. Case also mentioned that she attended the first Leading Edge Series class and that it was very worthwhile. Case also noted that there were still scholarships available.

Councilmember Neal thanked Sarah Horwood for the directory she put together on behalf of KWPB regarding recycling.

Councilmember Pfaff shared his sentiments on the zoning laws and that we should just eliminate them. Pfaff also shared that they had a great event at the golf course on the 4th of July. Pfaff reiterated that he wanted to find out more information on the golf course and code enforcement interaction.

Councilmember Zuluaga reported that the DDA is moving forward with negotiations with a developer. Zuluaga did not have a report for Main Street. Zuluaga shared that he like what April Babin proposed regarding camping at Shining Mountain. Zuluaga suggested that perhaps we could propose a temporary ordinance to allow businesses to utilize their own property and that we could speed up the process for utilizing the park.

B. City Attorney Reports: None

C. City Managers Reports: None

10. EXECUTIVE SESSION: None

11. COMMENTS ON WRITTEN CORRESPONDENCE: None

12. ADJOURNMENT: 10:23 PM.


Suzanne Leclercq MMC, City Clerk

APPROVED THIS 13th DAY OF August, 2020


Val Carr, Mayor