



City of Woodland Park

City Council - Revised 8-15-2022

August 18, 2022 at 7:00 PM

AGENDA

5:00 PM - Work session - combined work session of the City of Woodland Park City Council and Planning Commission regarding short-term rentals.

1. **CALL TO ORDER AND ROLL CALL**
2. **PLEDGE OF ALLEGIANCE**
3. **CEREMONIES, PRESENTATIONS AND APPOINTMENTS**
 - A. Presentation by Community Partnership of programs offered to the Woodland Park Community.
(Presenter Executive Director Jody Mijraes)
 - B. Presentation of donation to the City of Woodland Park from the American Legion for repairs to damaged sculpture in Lions Park.
 - C. Presentation of Police Department awards.
(Presenter Chief of Police Chris Deisler)
 - D. Presentation of the Downtown Development Authority approved project. Next steps.
(Presenter, Chairperson of the DDA, Tony Perry)
4. **ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA**
5. **CONSENT CALENDAR**
6. **PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA (1)**
7. **UNFINISHED BUSINESS**
(Public Comment may be heard)
 - A. Review of the amended by-laws of the Parks and Recreation Advisory Board.
(Presenter Parks and Recreation Director Cindy Keating)
8. **ORDINANCES ON INITIAL POSTING**
(Public comment may be heard)
 - A. Approve Ordinance No, 1428, Series 2022 on initial posting, an Ordinance Vacating a Portion of a Right Of Way Overlapping Lot 1A, The Homes At Brecken Court, Woodland Park, Teller County, Colorado and set the Public Hearing for September 1, 2022. (QJ)
(Presenter Planning Director Karen Schminke, AICP)
9. **PUBLIC HEARINGS**
(Public comment may be heard)

10. NEW BUSINESS

(Public comment may be heard)

11. REPORTS

(Public comment not necessary)

A. Mayor's Report

B. Council Reports

C. City Attorney's Report

D. City Manager's Report

12. ADJOURNMENT

Key to agenda abbreviations:

(A) Administrative- matters involving day-to-day decisions such as approving contracts, hiring staff and the procurement of goods and services. Administrative actions generally do not require formal actions by the elected body.

(L)Legislative- typically in the policy arena; legislative matters affect large areas and large groups of people, such as enacting dog regulations or amending the City code. Legislative action generally involves motions, resolutions and ordinances.

(QJ)Quasi-Judicial- apply general rules to a specific interest, such as zoning change affecting a single piece of property, or a special use permit. Quasi-Judicial actions generally involve adjudication, sometimes in writing, but not a resolution or ordinance. Decision for Quasi-Judicial proceedings are made exclusively based upon the testimony presented on the record. Ex-parte communication (communication outside the official hearing) between elected officials and citizens is not permitted on Quasi-Judicial

SECOND AMENDMENT TO THE DISPOSITION AND DEVELOPMENT AGREEMENT BY
AND BETWEEN THE CITY OF WOODLAND PARK AND THE CITY OF WOODLAND PARK
DOWNTOWN DEVELOPMENT AUTHORITY

This Second Amendment ("Second Amendment") to the Woodland Station Disposition and Development Agreement is made and entered into as of October 1st, 2019, by and between the City of Woodland Park (the "City") and the City of Woodland Park Downtown Development Authority (the "DDA"). The City and the DDA are referred to herein individually as a "Party" and collectively as the "Parties."

WHEREAS, the Parties entered into that certain Woodland Station Disposition and Development Agreement (the "Disposition and Development Agreement") dated August 20, 2009, as amended by the "First Amendment to Woodland Station Disposition and Development Agreement" (the "First Amendment") dated November 15th, 2018 (the Disposition and Development Agreement and the First Amendment are collectively referred to herein as the "Amended Agreement"); and

WHEREAS, the Parties desire to further modify the Amended Agreement as set forth in this Second Amendment.

NOW, THEREFORE, in consideration of the promises and mutual covenants and agreements set forth herein, the benefits that will inure to each Party, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows.

1.0 PURCHASE PRICE PAID BY THE AUTHORITY. To permit the Parties to fairly consider redevelopment options that are in the best long-term interest of the central business district and the community at large, Section 2.02 of the Amended Agreement is hereby deleted.

2.0 OBLIGATIONS OF THE DDA. In order to fairly reflect (1) the market for specific uses; (2) the ability or inability to attract private investment to the remainder of the Property and (3) consideration of desirable temporary and permanent alternative uses for the remainder of the Property, Sections 3.01, 3.02, 3.03, 3.04, and Exhibits B and C to the Amended Agreement are hereby amended to read as follows:

3.01 TRANSFER, SALE, OR DISPOSITION OF THE PROPERTY. Notwithstanding anything in this Agreement to the contrary, The DDA shall comply with the requirements of § 31-25-808 (2), C.R.S., so that any sale or letting of the Property or any portion thereof shall be at not less than its Fair Value (as determined by the DDA and the City Council) for uses in accordance with the Foundation Plan. In determining the Fair Value of the Property for such uses, the DDA shall take into account and give consideration to the uses provided in the Foundation Plan; the restrictions upon and covenants, conditions, and obligations assumed by the purchaser or lessee, and the objectives of the Foundation Plan.

Any monies received via sale, letting, or disposal of the property received by the DDA shall be utilized to pay down the DDA's debt obligations, and/or for Public Infrastructure directly serving the Property, or a combination thereof. For purposes of this section, "Public

Infrastructure” shall mean the development of rights of way, sidewalks, trails, public water/wastewater utilities, or other infrastructure that is or will be owned by the City after dedication and acceptance.

3.02 DESIGN, CONSTRUCTION, DEVELOPMENT STANDARDS, AND

PROCEDURES. The DDA agrees to diligently work towards the construction of the Improvements in accordance with this Agreement as reflected in the Schedule of Performance in Exhibits B & C. The DDA shall require any Developer of all or part of the Property to comply with all applicable laws, codes, ordinances, policies, and this Agreement which includes the applicable Overlay District Ordinance, Design Guidelines, Material Management Plan, Woodland Park Engineering Specifications. Such regulations and requirements should be addressed in the Development Agreement between the DDA and Developer as reviewed and approved by the City. The DDA (or any Developer pursuant to a Development Agreement) may plat the Property in phases to coincide with a phased development plan.

3.03 REVIEW OF DEVELOPER AGREEMENTS. All Developer Agreements shall be subject to review and approval for compliance with all City requirements and this Agreement by City Council. To the extent that such Development Agreements require the Developer to assume responsibility for and require compliance with the provisions of this Agreement, including, without limitation, Sections 2.11, 3.01, 3.050, 3.06, 3.07, all of 5.0 and 6.01, the City agrees to release the DDA from its obligations hereunder and look to the Developer that has assumed responsibility and liability for such obligations; provided nothing herein will relieve the DDA from its responsibility to administer and monitor compliance with the Developer Agreements. When a Developer has achieved Completion of Construction in accordance with this Agreement and Developer Agreements previously approved by the City, the City agrees to deliver to the DDA or record a duly executed Certificate of Completion as required by Sections 4.01, 4.02 and Exhibit D (page D-5) of the Amended Agreement within thirty (30) days of such Completion of Construction. The City shall be made a third party beneficiary of the Developer Agreements with full rights to enforce them against such Developers, but nothing herein or in the Developer Agreements shall be construed as making the City liable for the performance of any Developer Agreements in whole or in part or to make obligations, financial indebtedness, or other liabilities of the DDA under such agreements those of the City.

3.04 MUNICIPAL FUNDS AND RESOURCES. The City shall have the option to provide municipal services, funds or resources to the Property without the obligation to do so, subject to the limitations in the City’s Charter.

EXHIBIT B

To Woodland Station Disposition and Development Agreement

Development Plan

It is intended that the Property will be developed with mixed-uses such as commercial, office, entertainment, residential, lodging, and/or event center facilities and supporting public or private infrastructure to support the development.

EXHIBIT C
To Woodland Station Disposition and Development Agreement

<u>Number</u>	<u>Schedule of Performance</u> <u>Item or Event</u>	<u>Date or Time</u>
1.	DDA takes title to Property, Closing	December 31, 2009 or such other date as the Parties may mutually agree
2.	Material Progress	June 1, 2011
3.	DDA undertakes Commencement of Construction of the Improvements	June 1, 2012
4.	DDA achieves Completion of Construction of the Improvements	December 31, 2023

3.0 EFFECT OF AMENDMENT. Except as modified by this Second Amendment, the provisions of the Amended Agreement shall remain unchanged and in full force and effect and fully binding on the Parties and their successors and assigns, and the Amended Agreement and this Second Amendment shall be construed together as a single integrated document.

4.0 RECORDATION. This Amendment shall be recorded in the records of the Clerk and Recorder of Teller County and the terms and conditions imposed shall be a covenant running with the DDA Property and binding unto the heirs, successors, and assigns of the parties hereto.

IN WITNESS WHEREOF, this Second Amendment is executed by the Parties in their respective names as of the date first recited above.

ATTEST:

By

City Clerk

CITY OF WOODLAND PARK, COLORADO

BY:

Mayor

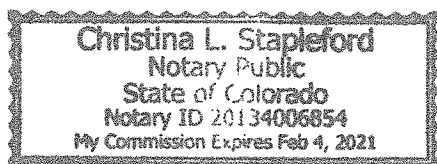
CITY OF WOODLAND PARK DOWNTOWN
DEVELOPMENT AUTHORITY

STATE OF COLORADO)
) ss
COUNTY OF TELLER)

The foregoing instrument was acknowledged before me this 21 day of OCTOBER, 2019
by Neil Lenz as Mayor of the City of Woodland Park,
Colorado.

My commission expires: Feb 4, 2021

WITNESS my hand and official seal.



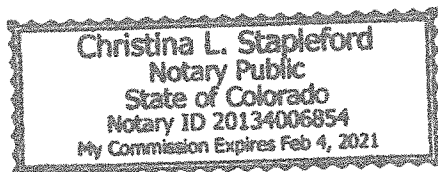
Christina Stapleton
Notary Public

STATE OF COLORADO)
) ss
COUNTY OF TELLER)

The foregoing instrument was acknowledged before me this 2 day of October, 2019 by Merry Jo Larsen as Chair of the City of Woodland Park Downtown Development Authority.

My commission expires: FEB 4, 2021

WITNESS my hand and official seal.




Notary Public

ATTEST:

BY 
Chair

By: _____
Secretary



STAFF REPORT

TO: Mayor LaBarre and City Council

FROM: Cindy Keating, Parks and Recreation Director

DATE: August 18, 2022

SUBJECT: Review of the amended by-laws of the Parks and Recreation Advisory Board.
(Presenter Parks and Recreation Director Cindy Keating)

BACKGROUND:

Per the request of City Council, the City Attorney has reviewed the Parks and Recreation Advisory Board amended Bylaws presented to City Council on July 7, 2022. The attorney made one adjustment by adding Section 12: Remote Participation.

***Section 12: Remote Attendance and Participation.** When necessary due to travelling out-of-town, illness, family or personal emergency or unforeseen circumstance, Board members may participate in meetings and work sessions, including casting votes as applicable, by video or audio means, such as a Zoom, Webex, Microsoft Teams or similar platform approved by the City or the Board, which is clear, uninterrupted and allows two-way communication for the participating Board member.*

The Parks and Recreation Advisory Board reviewed this adjustment and motioned to approve the updated amended Bylaws at their August 10, 2022 board meeting. This motioned was approved unanimously, 7-0.

Original Presented Amendments

At the June 8, 2022 Parks and Recreation Advisory Board meeting, the board motioned to approve the amended Bylaws and Rules of Procedures and move to City Council for adoption. The motion was approved unanimously, 7-0.

Article II

Section 1: Eligibility. Remove: three board members must be from Teller County.

Section 2: Appointment and Term Office. Remove: any member's term of office shall be immediately terminated upon the member ceasing to reside in the City or Teller County.

Article IV

Section 1: Selection of Officers. Add: the Secretary position.

Section 2: Duties. Add: the Secretary shall provide administrative assistance in preparation of meeting minutes.

Section 3: City Parks and Recreation Department's Assistance. Remove: preparation of meeting minutes.

Article V

Section 1: Regular Meetings. Add: meetings maybe conducted virtually when necessary.

Section 5: Notice of Meetings and Hearing. Remove: depositing notice in the mail five (5) days prior to a meeting or delivery in person to Board members three (3) days prior to a meeting. Add: via email 5 days prior to the meeting. Remove: official newspaper and replace with City Website.

Section 11: Voting Procedures. Add: votes may be cast in person or virtually.

The amended Bylaws are included with the packet. Our recommendation is to:
Approve the Parks and Recreation Advisory Board Bylaws Amendment effective
August 18 , 2022.

RECOMMENDATION: Approve amended by-laws for the Parks and Recreation Advisory Board.

ATTACHMENTS: 1. Bylaws and Procedures 8.18.22

**BYLAWS AND RULES OF PROCEDURES
OF THE
CITY OF WOODLAND PARK
PARKS AND RECREATION ADVISORY BOARD**

These Bylaws and Rules of Procedures of the Woodland Park Parks and Recreation Advisory Board are adopted pursuant to the direction of the Woodland Park City Council. These Bylaws and Rules of Procedures shall be effective as of March 1, 1998, amended effective May 5, 2016 and as amended effective August 18, 2022.

**ARTICLE I
PURPOSE AND AUTHORITY**

The purpose of the Woodland Park Parks and Recreation Advisory Board (hereinafter "The Board") shall be to establish and maintain a qualified advisory group to review proposals and plans of action in the areas of parks, trails, open space and recreation.

**ARTICLE II
MEMBERSHIP**

Section 1: Eligibility. The Board shall consist of seven (7) citizen members at large. Four (4) Board members must be City residents. Each member of the Board shall be at least eighteen (18) years of age and possess qualifications that are compatible with the Board's purpose.

Section 2: Appointment and Term of Office. The members of the Board shall be appointed by the City Council. The regular term for a Board member shall be two (2) years. City Council shall appoint all members to the Board to overlapping terms. At the end of a Board member's term, City Council may at its discretion, appoint that member to another term.

Appointments shall also be made at such time as necessary to fill unexpired terms caused by resignation, removal, death or incapacity.

Section 3: Vacancies. Vacancies on the Board shall be filled by appointment of the City Council, which appointment shall be effective only for the remainder of the term.

Section 4: Removal. Any member of the Board may be removed by the City Council for non-performance of duty or misconduct. Absence for three or more consecutive regular meetings or six regular meetings within a calendar year shall be considered a form of non-performance of duty.

Section 5: Compensation. The members of the Board shall receive no compensation. Members shall be paid for authorized actual expenses incurred in the performance of their official duties.

ARTICLE III

POWERS AND DUTIES

Section 1: Park Dedications. The Board's foremost duty and obligation is to review parks, trails and open space dedications for proposed subdivisions. The Board shall accept recommendations and relevant data input from City Staff, conduct such investigations and analyses as it deems appropriate, and forward recommendations as the majority of its membership may decree for the City Council consideration.

Section 2: Policy Guidance. The Board will also provide general policy guidance on matters of parks, trails and open space planning undertaken by the City of Woodland Park. Policy guidance shall include, but may not be limited to, the specific activities described in the balance of the Article, however, requests for guidance outside the policy areas directly covered in the Article must be made formally by the City Council.

Section 3: Parks, Trails and Open Space Master Plan. The Board shall assist staff in developing and implementing the "Parks, Trails and Open Space Master Plan" for the City of Woodland Park. The Board will also evaluate the needs and recommend priorities for parks, trails and open space acquisitions and improvements. The Master Plan is to be reviewed as needed with recommended amendments forwarded to City Council.

ARTICLE IV

ORGANIZATION

Section 1: Selection of Officers. The Board shall elect a Chairperson, Vice-Chairperson and Secretary of the Board at the first meeting after annual appointments by City Council.

Section 2: Duties. The Chairperson shall preside at all meetings, maintain order, decide all points of procedure and appoint any subcommittees deemed to be necessary. The Vice-Chairperson shall act as Chairperson in the absence of the Chairperson. In the absence of both the Chairperson and Vice-Chairperson, the remaining members shall designate a Chairperson for the meeting from among their number. The Secretary shall provide administrative assistance in preparation of meeting minutes.

Section 3: City Parks and Recreation Department's Assistance. The City Manager or designated representative(s) shall provide the Board with administrative assistance to include, but not be limited to, preparation of agenda, and publication of meeting notices. The City Parks and Recreation Staff shall also furnish professional and technical advise to the Board.

ARTICLE V
MEETINGS AND MEETING PROCEDURES

Section 1: Regular Meetings. The regular meeting date shall be the second Wednesday of the month or as determined by the members of the Board at the advertised time. Meetings shall not extend past two hours without a majority vote approving an extension of time for a specific duration. Meetings shall be scheduled when agenda items warrant a meeting that month. The meeting shall be held at City Hall, Woodland Park, Colorado, unless advertised differently. Virtual meetings may be conducted when necessary. If a meeting is deemed necessary and a legal holiday is on the same day as a regular meeting or a quorum of members cannot attend for a meeting on a regular meeting date, such meeting shall be rescheduled on an alternate day.

Section 2: Special Meetings. Special Meetings may be called by request of the Mayor or the City Manager.

Section 3: Work Sessions. Work sessions may be held on the request of either the Chairperson, Vice Chairperson, any two (2) Board members or City Manager. Work sessions may be held at any regular meeting of the Board, subject to public notice as provided herein.

Section 4: All Meetings are Open to the Public. All meetings of the Board shall be open to the public.

Section 5: Notice of Meetings and Hearing. Written notice of all meetings shall be given to Board members by email five (5) days prior to a meeting. The agenda and all reports and data shall accompany the notice.

It shall be Board policy that, at a minimum, notice of any meeting shall be published and advertised on the City website at least five (5) days prior to the meeting. The notice shall specify the date, time and place of the meeting and shall include an agenda of the business to be transacted. In the event that publishing a notice of a meeting as stated above is not possible or not practical a notice of the meeting shall be posted at City Hall 24-hours in advance.

Section 6: Agenda. An agenda shall be prepared for each meeting of the Board. The agenda shall include the various matters of business as scheduled for consideration by the Board. Board members may request items to be placed upon the agenda.

Section 7: Quorum. Four (4) or more of all the regular members of the Board shall constitute a quorum for conducting business at any meeting. No action shall be taken in the absence of a quorum, except to adjourn the meeting to a subsequent date.

Section 8: Order of Business. The Chairperson shall conduct the meeting and maintain order. The Chairperson shall call the Board to order and shall record or have recorded the members present and absent.

The order of business of the meeting shall be as follows:

1. Call to Order and Roll Call
2. Approval of Minutes of the Previous Meeting
3. Reports
4. Old Business
5. New Business
6. Public Comment on Items not on the Agenda
7. Adjournment

Section 9: Public Comment. Public comment may be conducted by the Board in order to collect and assess public opinion on specific issues, subject to the following general procedure and order.

- a. Public comment shall be held at a time and a location appropriate to solicit input.
- b. The Chairperson shall call each matter of business in the order found upon the agenda and shall request public comment where such participation is appropriate. The Chairperson may vary the order of items to be considered for the convenience of the Board or public.
- c. The item called by the Chairperson shall, where applicable, include the following.
 1. An overview of the issue.
 2. Recommendations, if any.
 3. Applicable City regulations and policy, and acknowledgment of any communications received.
 4. Open public comments.
 5. Close public comments.
 6. The Chairperson shall then entertain open business discussion from the Board. The Board may seek answers to questions from any interested person who offered a comment, from other attendees present, and from City Staff.
 7. The Chairperson shall request that the Board take such action as may be appropriate.

Section 10: Executive Session. Executive Sessions of the Board shall be in accordance with state law.

Section 11: Voting Procedures. All members of the Board present including the Chairperson, are required to cast a vote for each motion. The minutes of the proceedings shall indicate the vote on every matter. A member may recuse if said member has declared a conflict of interest. Voting by Board shall be held subject to the following rules:

- a. A quorum of the Board members must be available to vote on any specific motion.
- b. The concurring vote of a majority of the Board members present shall be required to take action.
- c. Votes may be cast in person or virtually.
EXCEPTION: Votes which adopt or amend these Bylaws requires a majority vote of the entire Board. Amendments to be voted upon shall be presented in writing to Board members at least five days prior to the hearing.
- d. When a vote on any matter results in a tie vote, it shall be entered into the minutes as a tie vote.
- e. The Chairperson shall have the right to make motions or second motions.
- f. A vote to continue or table a matter under consideration shall not be construed to constitute a vote on the merits of the matter.
- g. A motion to adopt or approve staff recommendations or to approve an action under consideration shall, unless particularly specified, be deemed to include adoption of all findings and execution of all actions recommended and clearly stipulated in the matter.

Section 12: Remote Attendance and Participation. When necessary due to travelling out-of-town, illness, family or personal emergency or unforeseen circumstance, Board members may participate in meetings and work sessions, including casting votes as applicable, by video or audio means, such a Zoom, Webex, Microsoft Teams or similar platform approved by the City or the Board, which is clear, uninterrupted and allows two-way communication for the participating Board member.

ARTICLE VI

MISCELLANEOUS PROVISIONS

Section 1: Conflict of Interest. In the event that any member or any member of their immediate family has or could reasonably be construed to have a conflict of interest, as defined by the laws of the State of Colorado and the City, the member shall declare such conflict of interest prior to the commencement of any deliberation of the agenda item and shall be recused from participation in the discussion or voting on such item.

Section 2: Official Records. The official records of the Board shall include the Bylaws of the Board, minutes of the Board meetings, and reports and plans recommended by the Board. The records shall be maintained by the City Clerk or the appointed designee and shall be available for public inspection during customary office hours.

Section 3: Recording of the Minutes. Meetings of the Board will not normally be recorded by electronic device. Any person desiring to have a meeting recorded by electronic device or by stenographic reporter, may do so at their own expense, provided

that they consult with the Board Chairperson to arrange facilities for such a recording prior to commencement of the meeting and does not otherwise disrupt the proceedings.

ARTICLE VII
AMENDMENTS

These Bylaws may be amended by majority vote of approval of all the members of the Board, followed by a majority vote of approval of the City Council.

IN WITNESS WHEREOF, THE CITY OF WOODLAND PARK PARKS AND RECREATION ADVISORY BOARD AND CITY OF WOODLAND PARK CITY COUNCIL HAVE APPROVED AND SIGNED THESE BYLAWS AND RULES OF PROCEDURE OF THE CITY OF WOODLAND PARK PARKS AND RECREATION ADVISORY BOARD UPON THE DATE, MONTH AND YEAR SPECIFIED BELOW.

TO BE EFFECTIVE UPON THE _____ DAY OF _____.

CITY OF WOODLAND PARK PARKS AND RECREATION ADVISORY BOARD

APPROVED AND ADOPTED THE _____ DAY OF _____.

PARKS AND RECREATION BOARD:

ATTEST:

CHAIRPERSON

VICE-CHAIRPERSON

CITY OF WOODLAND PARK CITY COUNCIL

REVIEWED AND ADOPTED THIS _____ DAY OF _____.

CITY COUNCIL:

ATTEST:

MAYOR

CITY CLERK



STAFF REPORT

TO: Mayor LaBarre and City Council

FROM: Karen Schminke, Director of Planning & Building Services

DATE: August 18, 2022

SUBJECT: Approve Ordinance No, 1428, Series 2022 on initial posting, an Ordinance Vacating a Portion of a Right Of Way Overlapping Lot 1A, The Homes At Brecken Court, Woodland Park, Teller County, Colorado and set the Public Hearing for September 1, 2022. (QJ)
(Presenter Planning Director Karen Schminke, AICP)

BACKGROUND: This is a request to vacate approximately 1,000 sq.ft. of Alpine Meadows Drive, which is a small portion of right-of-way that extends 85 feet out of Morning Sun Drive. The area to be vacated is located in the northeastern portion of this right of way and overlaps Lot 1A of The Homes At Brecken Heights subdivision. The remaining portions of Alpine Meadows Drive will remain and will be used in conjunction with Brecken Court. Brecken Court is a public right-of-way that was established with the recording of The Homes At Brecken Heights final plat and will provide access to the future residences in this development.

RECOMMENDATION: To approve Ordinance No. 1428, Series 2022 on initial posting vacating that portion of right of way overlapping Lot 1A, The Homes At Brecken Court, Woodland Park, Teller County, Colorado, and set the Public Hearing for September 15, 2022.

ATTACHMENTS: 1. Ordinance 1428 Brecken Court_ROW VAC & Exhibit

CITY OF WOODLAND PARK, COLORADO

ORDINANCE NO. 1428, SERIES 2022

AN ORDINANCE VACATING THAT PORTION OF RIGHT OF WAY OVERLAPPING LOT 1A, THE HOMES AT BRECKEN COURT, WOODLAND PARK, TELLER COUNTY, COLORADO.

WHEREAS, the City Council, after public hearing with notice as required by law, finds that it is in the best interest of the citizens of the City of Woodland Park to grant the requested vacation; and

WHEREAS, no land adjoining the public right-of-way requested to be vacated would be left, by reason of this vacation, without an established public road or public access easement connecting said land with another established public road.

NOW, THEREFORE, THE CITY OF WOODLAND PARK, COLORADO, ORDAINS:

That the Ordinance entitled "AN ORDINANCE VACATING THAT PORTION OF RIGHT OF WAY OVERLAPPING LOT 1A, THE HOMES AT BRECKEN COURT, WOODLAND PARK, TELLER COUNTY, COLORADO," be and is hereby adopted as follows:

Section 1. The portion of the right of way labeled Parcel A as shown in Exhibit A is hereby vacated by the City of Woodland Park.

Section 2. Title to the entirety of Parcel A, by agreement of all involved parties, shall vest with Lot 1A, The Homes At Brecken Heights.

Section 3. There is hereby reserved by and to the City all utility and drainage easements established under "The Homes at Brecken Heights" Plat filed with Teller County, Reception Number: 149444.

Section 4. This Ordinance shall be in full force and effect from and after its publication as required by law.

PASSED BY CITY COUNCIL ON SECOND AND FINAL READING FOLLOWING PUBLIC HEARING THIS _____ DAY OF _____, 2022.

Mayor Pro-Tem Hilary LaBarre

ATTEST: _____
City Clerk Suzanne Leclercq

EXHIBIT A

