

City of Woodland Park

May 18, 2023 at 6:30 PM

MINUTES

1. CALL TO ORDER AND ROLL CALL

Mayor LaBarre called the City Council Meeting to order at 6:30 PM.

The following Councilmembers were present: Mayor LaBarre, Mayor Pro-tem Case, Councilmember Connors, Councilmember Harvey, Councilmember Nakai, Councilmember Neal and Councilmember Zuluaga.

The following Staff Members were present: City Manager Lawson, Planning Director Schminke, Public Works Director Schmitt, Senior Planner Gates, Chief of Police Deisler, Utilities Director Wiley, Deputy City Clerk/Public Works Admin Assistant Minton and Assistant to the City Manager Johnson.

2. PLEDGE OF ALLEGIANCE

3. CEREMONIES, PRESENTATIONS AND APPOINTMENTS

- A. Appointments to Planning Commission to fill vacated positions. (A)
(Presenter City Manager, Michael Lawson)

Don Dezellem appeared in person for consideration of appointment to the Planning Commission.

The following motion was made: To appoint Don Dezellem to the Planning Commission for the term expiring on January 2024. Neal/Harvey. Motion carried 5-2 with Case and Nakai voting no.

George Jones appeared via zoom for consideration of appointment to the Planning Commission.

The following motion was made: To appoint George Jones to the Planning Commission for the term expiring on January 2024. Harvey/Nakai. Motion carried 7-0.

City Manager Lawson administered the Oath of Office to Dezellem and the Oath of Office to Jones would be administered later on in the week.

4. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA

As per the new Council Rules and Procedures initial postings should now be on the Agenda under the Consent Calendar.

Motion: to move items 8A to 8C items on initial posting to the Consent Calendar as per the 2023 City Council Rules and Procedures. Case/Nakai. 7-0.

5. CONSENT CALENDAR

A motion was made to approve Ordinances 1451-1453 and the April Statement of Expenditures. Connors/Case. Motion carried 7-0.

- A. Approval of the April 2023 Statement of Expenditures and authorize the Mayor to sign Warrants thereof. (A)
(Presenter, Finance Director, Aaron Vassalotti)

6. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

Arnie Sparnins - spoke regarding STR petition

Seth Bryant - spoke regarding safety measures on Kelley's

Shauna Smith - spoke in favor of STR's

Adam Cain - asked that Council find a middle ground regarding STR's

Susie Bradley - addressed the Citizen's Initiative petition

7. UNFINISHED BUSINESS

(Public Comment may be heard)

- A. Approval of Subdivision Development Agreement - Stone Ridge Subdivision Filing No. 5.
(Presenter, Planning Director Karen Schminke)

Skip Howes could not be present at this Council Meeting and the following motion was made:

Motion: to table Subdivision Development Agreement - Stone Ridge Subdivision Filing No. 5 to the June 1, 2023 City Council meeting. Case/Zuluaga. Motion carried 7-0.

8. ORDINANCES ON INITIAL POSTING

(Public comment may be heard)

- A. Consideration of Ordinance No. 1451, Series 2023, on initial posting, approving the lease agreement between the City and Cellco Partnership d/b/a Verizon Wireless for the Purposes of Building a Permanent Cell Tower Located at 111 N. Baldwin and set the public hearing for June 1, 2023. (Presenter, City Attorney, Geoff Wilson)

Moved to the Consent Calendar.

- B. Consideration of Ordinance No. 1452, Series 2023, on initial posting, approving the lease agreement between the City and Cellco Partnership d/b/a Verizon Wireless for the Purposes of Placing a Temporary Cell Tower at 220 W South Ave and set the public hearing for June 1, 2023. (Presenter, City Attorney, Geoff Wilson)

Moved to the Consent Calendar.

- C. Consideration of Ordinance No. 1453, Series 2023, on initial posting, Approval of a Lease Agreement Between the City and CORE Electric Cooperative for the Purposes of Use of Land for an Electric Vehicle Charging Station, and set the public hearing for June 1, 2023. (Presenter, City Attorney, Geoff Wilson)

Moved to the Consent Calendar.

9. PUBLIC HEARINGS

(Public comment may be heard)

- A.** Approval of a change of location for Shadi Inc. DBA Judges, currently located at 108 East Midland Avenue, to 100 Morning Sun Drive, Woodland Park, Colorado. (QJ)
(Presenter Deputy City Clerk / Public Works Admin, Sarah Minton)

Deputy City Clerk Minton presented the change of location for Shadi Inc. DBA Judges, currently located at 108 East Midland Avenue.

Motion: To approve a change of location for Shadi Inc. DBA Judges, currently located at 108 East Midland Avenue, to 100 Morning Sun Drive, Woodland Park, Colorado. Neal/Nakai. Motion carried 7-0.

- B.** Approve Ordinance No. 1446, Series 2023, an Ordinance Amending Chapter 15.02 of The Municipal Code of The City of Woodland Park by Adopting by Reference the Pikes Peak Regional Building Code, 2023 Edition, Which Adopted by Reference Certain Secondary Codes, as Amended, Including The 2021 International Building Code (IBC), The 2021 International Residential Code (IRC); The 2021 International Mechanical Code (IMC); The 2021 International Fuel Gas Code (IFGC); The 2021 International Energy Conservation Code (IECC); The 2021 International Existing Building Code (IEBC); The 2021 International Pool And Spa Code (ISPSC); And Certain State Adopted Codes Related to Electrical, Plumbing, and Conveyances. (L)
(Presenter, Planning Director, Karen Schminke)

Planning Director Schminke reviewed Ordinance No. 1446, Series 2023, an Ordinance Amending Chapter 15.02 of the Municipal Code of the City of Woodland Park.

Mayor LaBarre opened up the Public Comment portion of the Public Hearing. There being no Public Comment or Council discussion, the following motion was made.

Motion: to approve Ordinance No. 1446, Series 2023, an Ordinance Amending Chapter 15.02 of the Municipal Code of the City of Woodland Park by Adopting by Reference. Connors/Neal. Motion carried 6-1 with Zuluaga voting no.

- C.** Approve Ordinance No. 1450, Series 2023, an Ordinance Approving an Amendment to a Conditional Use Permit and Site Plan, for 18.09090.N.5 "Apartment Building(s) on a Single Lot" Use Located on Tamarac Parkway with a Legal Description of Lot 6, Tamarac Tech Park Filing No.5 within the Multi-Family Residential-Urban Zone District. (QJ) (Presenter Senior Planner, CJ Gates)

Senior Planner Gates reviewed Ordinance No. 1450, Series 2023 with the Council.

Mayor LaBarre opened the Public Comment portion of the Public Hearing. There being no Public Comment, Mayor LaBarre closed the Public Hearing.

Councilmember Harvey abstained from the vote as she was on the Planning Commission at the time this item was reviewed.

Motion: to approve Ordinance No. 1450, Series 2023, an Ordinance Approving an Amendment to a Conditional Use Permit and Site Plan, for 18.09090.N.5 "Apartment Building(s) on a Single Lot" Use Located on Tamarac Parkway with a Legal Description of Lot 6, Tamarac Tech Park Filing No.5 within the MultiFamily Residential-Urban Zone District. Case/Connors. Motion carried 6-0 with Harvey abstaining.

- D.** Consider adoption of Ordinance No. 1449, Series 2023, an Ordinance of the City Council for the City of Woodland Park, Colorado Creating Chapter 2.16 of the Woodland Park Municipal Code, Regarding Emergency Management, To Establish a Process for the Declaration of a Local Emergency and to Specify the Authority of the City Council and City Manager During the Same. (L)
(Presenter City Attorney Geoff Wilson)

City Attorney Wilson reviewed Ordinance No. 1449, Series 2023 with the Council.

Councilmember Zuluaga shared that he had concerns about deferring responsibilities to the City Manager in an emergency.

Following Council discussion, Mayor Pro-tem Case requested that Section 2.16.30 c of the Ordinance be amended to reflect 72 hours.

At this time, Mayor Pro-tem Case made a motion to call the question. The motion to call the question was seconded by Councilmember Nakai. Motion carried 6-1 with Zuluaga voting no.

Motion: To approve adoption of Ordinance No. 1449, Series 2023, an Ordinance of the City Council for the City of Woodland Park, Colorado Creating Chapter 2.16 of the Woodland Park Municipal Code, Regarding Emergency Management, To Establish a Process for the Declaration of a Local Emergency and to Specify the Authority of the City Council and City Manager During the Same with amendment to change the time in section 2.16.30 c to 72 hours. Neal/Case. Motion carried 6-1 with Zuluaga voting no.

10. NEW BUSINESS

(Public comment may be heard)

11. REPORTS

(Public comment not necessary)

A. Mayor's Report

At this time, Mayor Pro-tem Case proposed bringing back the original STR Planning Commission Ordinance for review at a worksession. Councilmember Harvey and Neal supported this request and a work session will be held at the next Council Meeting scheduled for June 1, 2023.

Mayor LaBarre reviewed the events for the upcoming two weeks.

B. Council Reports

Mayor Pro-tem Case shared that the Aquatic Center has seen a 72% recovery rate in the last month.

Councilmember Zuluaga shared information on the Annual Citywide Clean-up.

Councilmember Connors shared information on Woodland Park Day at the Vibes Game on July 21st that would include discounted tickets.

Councilmember Harvey wanted to remind the Council and staff that they needed to circle back to the Woodland Park School District Sales Tax discussion.

Councilmember Nakai announced that wildfire preparedness day is May 20 at 9 AM.

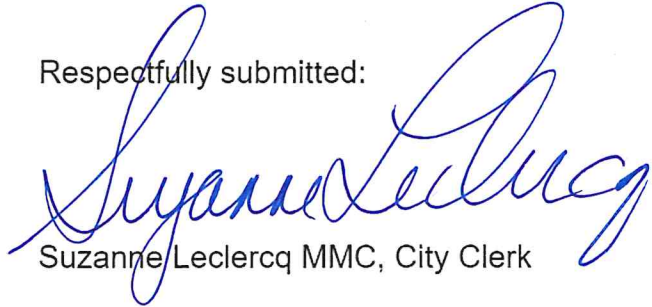
C. City Attorney's Report

D. City Manager's Report

Finance Director Vassalotti presented the 2022 year-end annual financial report.

12. ADJOURNMENT

Respectfully submitted:



Suzanne Leclercq MMC, City Clerk

APPROVED THIS 1st DAY OF June, 2023



Hilary LaBarre, Mayor

