

City of Woodland Park

May 4, 2023 at 7:00 PM

MINUTES

1. CALL TO ORDER AND ROLL CALL

Following a 6 PM Council Worksession interviewing prospective Council Candidates, Mayor LaBarre called the meeting to order at 7:00 PM.

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

The following staff members were present: City Manager Lawson, Deputy City Manager/City Clerk Leclercq, Planning Director Schminke, Public Works Director Schmitt, Utilities Director Wiley, Assistant to the City Manager Johnson, IT Intern Barnes, Deputy City Clerk/Public Works admin Assistant Johnson and City Attorney Williams.

2. PLEDGE OF ALLEGIANCE

3. CEREMONIES, PRESENTATIONS AND APPOINTMENTS

- A. Appointment of Councilmember to fill vacated Council term. (A)
(Presenter Deputy City Manager/City Clerk Suzanne Leclercq)

City Clerk Leclercq reviewed the appointment process of the new Councilmember with the Council. Leclercq shared that she would hand out paper ballots with the two candidates' names on them and that the Council should vote for one. Leclercq said that if there was a majority vote for one candidate, they would be appointed. Leclercq shared that if there was a tie vote they would vote two more times to see if the tie vote changed. Following the second tie vote, they would play a game of chance. Leclercq shared that she had a deck of cards ready and that in the event of a tie the candidate that drew the high card would be appointed.

Leclercq distributed the ballots and collected the ballots once Council was finished.

Leclercq read the following into the record:

Councilmember Zuluaga - voted for Don Dezellem
Councilmember Connors - voted for Don Dezellem
Councilmember Neal - voted for Carrol Harvey
Councilmember Nakai - voted for Carrol Harvey
Mayor LaBarre - voted for Carrol Harvey
Mayor Pro-tem Case - voted for Carrol Harvey

The vote being 4 votes for Harvey and 2 votes for Dezellem. Harvey was appointed to the

City Council.

Leclercq administered the Oath of Office to Harvey and she took her seat on the dais.

- B.** Appointment of Downtown Development Authority Member to fill vacated term.
(A)

(Presenter Deputy City Manager/City Clerk Suzanne Leclercq)

Following an interview with Eric Cabrera for the appointment to the DDA the following motion was made by the Council.

Motion: To appoint Eric Cabrera to the Downtown Development Authority. Neal/Case. Motion carried 7-0.

City Clerk Leclercq administered the Oath of Office to Cabrera.

- C.** Proclamation Recognizing May as Mental Health Awareness Month.
(Presenter Ashlee Shields, Suicide Prevention Coordinator - Teller County)

Ashlee Shields, Suicide Prevention Coordinator for Teller County and Sara Lee former teacher for the Woodland Park School District shared information on Mental Health.

Following their presentation, Mayor LaBarre read a Proclamation into the record Recognizing May as Mental Health Awareness Month.

- D.** Celebration and Congratulations of the Woodland Park High School Welding Team on their State Champion placements.
(Presenter CTE Teacher/Coordinator, Gary Adamson)

Gary Adamson, CTE Teacher and Coordinator, introduced the welders that took first place in the Welding State Championship. The welders shared their projects with the Council and Mayor LaBarre presented them with a Mayor's pin.

- E.** Welcome and introduction of Justin Kurth, Field Representative & Outreach Coordinator for Congresswoman Brittany Pettersen (CO-7).

Justin Kurth, Field Representative & Outreach Coordinator for Congresswoman Brittany Pettersen introduced himself and shared that he was looking forward to working with the Woodland Park Community.

4. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA

5. CONSENT CALENDAR

- A.** Approval of the April 6, 2023 and April 20, 2023 Regular City Council meeting minutes. (A)
(Presenter Deputy City Manager/City Clerk Suzanne Leclercq)

Councilmember Zuluaga shared that he felt what he spoke about at the April 20, 2023 City Council Meeting was not reflected in the minutes. Council had a brief discussion on the minutes being action minutes and not verbatim minutes. Council asked City Clerk Leclercq to share what Councilmember Zuluaga was asking to have in the minutes and they would review it. Leclercq shared that she would be out of town and would bring this to Council at the June 15, City Council Meeting.

Motion: to approve the April 6, 2023 City Council Meeting Minutes. Nakai/Zuluaga. Motion

carried 6-0 with Harvey abstaining.

Motion: to table the approval of the April 20, City Council Meeting Minutes to the June 15 City Council Meeting. Neal/Connors. Motion carried 5-2 with LaBarre and Case voting no.

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

Aaron Helstrom - spoke in support of the current School Board and Merit Academy.

DeAnn Betterman - spoke regarding the school sales tax and that it is being used for every district school.

Nate Owen - thanked the Council for the Mental Health proclamation and spoke about the mental health services being discontinued at the school next year.

Chris Austin - thanked the Council for the Mental Health proclamation and shared that the current School Board has refused over one million dollars in grant funds.

Mike Nakai - shared information regarding Wild Fire prep day, which would be occurring on May 20.

7. UNFINISHED BUSINESS

(Public Comment may be heard)

8. ORDINANCES ON INITIAL POSTING

(Public comment may be heard)

- A.** Consider Ordinance No. 1450, Series 2023, on initial posting, an Ordinance for the City of Woodland Park, 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 and set the Public Hearing for May 18, 2023. (QJ) (Presenter Planning Director Karen Schminke)

Planning Director Schminke introduced Ordinance No. 1450 on initial posting.

Motion: to approve Ordinance No. 1450, series 2023 on initial posting, and Ordinance for the City of Woodland Park, Approving an Amendment to a Conditional Use Permit and Site Plan, for 18.09090.N5 Apartment Building on a Singl lot Use locate on Tamamrac Parkway with a legal Descriotion of Lot 6, Tamarac Tech Park Filing No. 5 within the Multi- Family Residential Urban Zone District and set the Public Hearing for May 18, 2023. Case/Connor. Motion carried 6-0. Councilmember Zuluaga was out of the room at the time of the vote.

- B.** Consider Ordinance No. 1449, Series 2023, on initial posting, 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 and set the Public Hearing for May 18, 2023. (L) (Presenter City Attorney Nina Williams)

City Attorney Williams introduced Ordinance No. 1449, Series 2023 on initial posting.

Councilmember Zuluaga shared that he felt emergencies are serious matters and should be the responsibility of the Elected Officials, not the employees.

Motion: To approve Ordinance NO. 1449, Series 2023, an initial posting, 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 and set the Public Hearing for May 18, 2023. Harvey/Case. Motion carried 6-1 with Zuluaga voting no.

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 Manager/City Clerk Suzanne Leclercq)

City Clerk Leclercq requested Council to table this item until the next City Council Meeting.

Motion: to table the approval of a change of location for Shadi, Inc. DBA Judges until the May 18, 2023 City Council Meeting. Case/Nakai. Motion carried 7-0.

- B.** Approval of a Modification of a Hotel and Restaurant Liquor License for Thai Good Eats located at 102-104 Midland Avenue, Woodland Park, CO 80863.

(Presenter Deputy City Manager / City Clerk, Suzanne Leclercq)

City Clerk Leclercq introduced this modification of a Hotel and Restaurant Liquor License to the Council.

There being no Council discussion or Public Comment the following motion was made.

Motion: to approve a Modification of a Hotel and Restaurant Liquor License for Thai Good Eats located at 102-104 Midland Avenue, Woodland Park, Colorado. Zuluaga/Connors. Motion carried 7-0.

- C.** Approval of Ordinance No. 1448, Series 2023, an Ordinance Adjusting Expenditure Appropriations to the Various Funds, in the Amounts and for the Purpose as set Forth Below, for the City of Woodland Park, Colorado for the 2023 Budget Year, and Amendment Ordinance No. 1433, Series 2022. (A)

(Presenter Finance Director Aaron Vassalotti)

Finance Director Vassalotti reviewed Ordinance No. 1448, Series 2023 with the City Council. There being no Council discussion, Mayor LaBarre opened the Public Comment portion of the Public Hearing. There being no Public Comment, Mayor LaBarre closed the Public Hearing and the following motion was made.

Motion: to approve Ordinance No. 1448, Series 2023, an Ordinance Adjusting Expenditure Appropriations to the Various Funds, in the Amounts and for the Purpose as set Forth Below, for the City of Woodland Park, Colorado for the 2023 Budget Year, and Amendment to Ordinance No. 1433, Series 2022. Case/Nakai. Motion carried 7-0.

10. NEW BUSINESS

(Public comment may be heard)

- A.** Approval of Resolution No. 903, Series 2023 Codifying the City Council Rules and Procedures. (A)

(Presennter City Manager Michael Lawson)

City Manager Lawson reviewed Resolution No. 903, Series 2023 Codifying the City Council Rules and Procedures. Following Council discussion, an amendment was made to the Rules of Procedures to make the start time of the City Council Meetings at 6:30 PM.

Motion: to approve Resolution No. 903, Series 2023 Codifying the City Council Rules and Procedures with the amendment of the start time of the City Council Meetings to be 6:30 PM. Case/LaBarre. Motion carried 5-2 with LaBarre and Case voting no.

- B.** Approve Resolution 902 establishing 10 Multifamily Residential Water Tap Allotments for a portion of W ½ of the NW ¼ of Section 24, Township 12 South, Range 69 West of the 6TH Principle Meridian, also known as part of the Kowitz Tracts. (A)

(Presenter Utilities Director Kip Wiley)

Utilities Director Kip Wildey presented Resolution No. 902, Series 2023.

Motion: to approve Resolution no. 902, Series 2023 establishing 10 Multi-Family Residential Water Tap Allotments for a portion of W1/2 of the NW 1/4 of Section 24, Township 12 South, Range 69 West of the 6th Principle Meridian, also known as the Kowitz Tracts. Zuluaga/Nakai. Motion carried 7-0.

- C.** Approval of Subdivision Development Agreement - Stone Ridge Subdivision Filing No. 5.

(Presenter, Planning Director Karen Schminke)

Following a lengthy Council discussion, this item was tabled to the May 18, 2023 City Council Meeting.

Motion: to table Approval of Subdivision Development agreement - Stone Ridge Subdivision Filing No. 5 to the May 18, 2023 City Council Meeting. Connors/Neal. Motion carried 7-0,

11. REPORTS

(Public comment not necessary)

- A.** Mayor's Report

Mayor LaBarre shared the upcoming events for the next two weeks.

- B.** Council Reports

Councilmember Connors shared some Veteran updates.

Councilmember Nakai shared that she would like to see an accountability of the Sales Tax given to the school.

Councilmember Neal shared updates of the DDA.

Councilmember Harvey shared that it is an obligation of the Council to review the IGA with the School regarding Sales Tax.

Councilmember Zuluaga shared information regarding the Arkansa Water Basin conference that he and Councilmember Nakai attended.

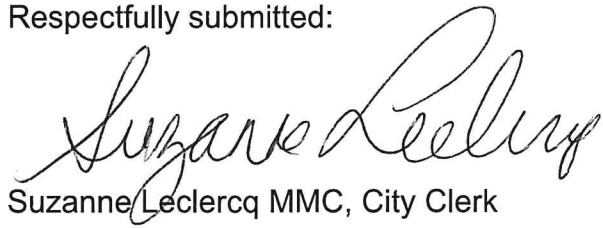
- C.** City Attorney's Report

- D.** City Manager's Report

12. ADJOURNMENT

There being no further City business, Mayor LaBarre adjourned the City Council Meeting at 10:24 PM.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "Suzanne Leclercq".

Suzanne Leclercq MMC, City Clerk

APPROVED THIS 6th DAY OF July, 2023

A handwritten signature in blue ink, appearing to read "Hilary LaBarre".

Hilary LaBarre, Mayor