

RECORD OF PROCEEDINGS

Minutes of the
City Council of the City of Cherry Hills Village, Colorado
Held on Tuesday, March 20, 2018 at 6:30 p.m.
At the Village Center

Mayor Laura Christman called the meeting to order at 6:31 p.m.

ROLL CALL

Mayor Laura Christman, Councilors Randy Weil, Earl Hoellen, Al Blum, Mike Gallagher, Dan Sheldon, and Katy Brown were present on roll call. Also present were City Manager Jim Thorsen, Deputy City Manager and Public Works Director Jay Goldie, City Attorney Linda Michow, Police Chief Michelle Tovrea, Community Development Director Rachel Granrath, Parks and Recreation Coordinator Emily Black and City Clerk Laura Smith.

Absent: none

PLEDGE OF ALLEGIANCE

The Council conducted the pledge of allegiance.

AUDIENCE PARTICIPATION PERIOD

Mayor Christman explained that because Council was expecting a large number of attendees at the April 3, 2018 Council meeting for public input on City traffic issues, she would allow everyone three minutes to state their comments on City traffic issues both tonight and on April 3rd. She added that the City was developing an informational page on the City website about the proposed roundabout at Quincy Avenue and Colorado Boulevard that would be published by the end of the week. She encouraged residents to view this information so that they would be fully informed when giving their input.

Robert Freedman, 6432 East Radcliffe Avenue, explained that he lived in the Charlou subdivision along Quincy Avenue and often witnessed drivers cutting through the City using traffic apps, and students speeding on their way to school. He stated his opposition to the planned roundabout because he believed that the City needed to restrict the flow of traffic rather than improve the flow.

Henry Ripley, 5744 East Oxford Avenue, expressed his opposition to the proposed roundabout. He stated that the City's trails, open space and mountain vistas should be preserved and traffic should not be increased. He noted that the traffic issues at Kent Denver lasted only 20 to 40 minutes per day in the morning, and two-thirds of the afternoon traffic was not associated with Kent Denver. He agreed that many drivers used apps which directed them to side streets. He expressed concern for pedestrian and cyclist safety in a roundabout. He suggested that the City explore other mitigation measures with Kent Denver and noted that there were better uses for City funds than the proposed roundabout.

Seth Terry, 4285 South Bellaire Circle, agreed with Mr. Ripley.

Maria Marilley, 1515 East Tufts Avenue, agreed with Mr. Ripley. She added that her elderly parents lived at 4141 South Colorado Boulevard and were concerned with population increase and traffic.

Andrew Dray, under contract at 6454 East Stanford Avenue, agreed with Mr. Ripley. He added that he had a young son and was moving to the City for the semi-rural character.

Jerry Kashinski, 6199 East Princeton Circle, noted that there were two kinds of roundabouts, those that aided traffic flow and those that slowed traffic. He indicated that he would be in favor of the kind used to slow traffic, but was opposed to the kind that would aid traffic flow as it would result in traffic apps directing drivers to use Quincy Avenue more often. He agreed with Mr. Ripley that the issue occurred for less than an hour a day and stated that he could tolerate the current traffic issues.

Mayor Christman stated that Council would seek public input about City traffic issues, including the proposed roundabout at the April 3, 2018 meeting. She noted that unlike during the Kent Denver application process, there was no prohibition against Council members discussing the roundabout issue with the public.

CONSENT AGENDA

Mayor Pro Tem Hoellen moved, seconded by Councilor Brown to approve the following items on the Consent Agenda:

- a. Approval of Minutes – March 6, 2018

The motion passed unanimously.

ITEMS REMOVED FROM CONSENT AGENDA

None

UNFINISHED BUSINESS

Resolution 6, Series 2018; Accepting a Public Bridle Trail Easement (Lot 4, Olson Subdivision)

Deputy City Manager/Director Goldie presented Resolution 6, Series 2018 for Council's consideration. He explained that the trail realignment in the Olson subdivision consisted of the dedication of a new trail easement through Resolution 6, Series 2018, and the vacation of a trail easement through Council Bill 3, Series 2018. He noted that staff had worked with Mayor Christman on the section of the dedication easement regarding abandonment. He indicated that the trail was already fenced and graded or public use.

Councilor Blum asked about the trail easement between lots 2 and 3 of the subdivision.

Deputy City Manager/Director Goldie replied that easement was vacated by the City in 1980.

Councilor Sheldon asked about the order of recording the documents.

Deputy City Manager/Director Goldie confirmed that the dedication would be recorded before the vacation.

Councilor Gallagher moved, seconded by Councilor Sheldon to approve Resolution 6, Series 2018; accepting a public bridle trail easement on lot 4 of the Olson Subdivision and direct staff to open the trail for public use.

The motion passed unanimously.

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Public Hearing – Council Bill 3, Series 2018; Vacating the Bridle Path Easement Between Lots 3 and 4 of the Olson Subdivision (Public Hearing, second and final reading)

Deputy City Manager/Director Goldie presented Council Bill 3, Series 2018 on second and final reading. He explained that based on Council’s direction at the February 20, 2018 City Council meeting, the council bill had been amended to clarify that the trail being vacated did not contribute or enhance the City’s existing trail system; the dedication upheld the Master Plan; and that the vacation was contingent upon the dedication.

Mayor Pro Tem Hoellen indicated his approval of the amendments to the council bill.

Mayor Christman thanked the residents involved in this issue and noted that the new trail realignment was an asset to the City’s trail system and to City residents.

Mayor Christman opened the Public Hearing at 6:59 p.m. Hearing no comments, the Public Hearing was closed at 6:59 p.m.

Councilor Brown moved, seconded by Councilor Blum to approve on second and final reading Council Bill 3, Series 2018; finding; (1) That the vacation serves the public interest; and (2) The vacation will not leave any property without an established public road or private access easement connecting it with another established public road.

The following votes were recorded:

Weil	yes
Gallagher	yes
Hoellen	yes
Brown	yes
Sheldon	yes
Blum	yes

Vote on the Council Bill 3-2018: 6 ayes. 0 nays. The motion carried.

Board and Committee Member Terms

City Clerk Smith explained that one Board of Adjustment and Appeals (BOAA) member term and three Quincy Farm Committee (QFC) member terms would end in May. She noted that at the March 6, 2018 Council meeting, Council had directed staff to collect attendance data for those members whose terms were ending. Staff included that data in the staff report.

Parks and Recreation Coordinator Black explained that she was in communication with QFC member Dale DeLeo, as he had a scheduling conflict with the QFC’s regular meeting time.

Mayor Christman noted that Mr. DeLeo’s input was valuable, and he could provide that input whether or not he was a Committee member.

Coordinator Black agreed and noted that she had encouraged Mr. DeLeo to be involved in whatever capacity he could be.

Mayor Pro Tem Hoellen agreed that every member’s input was valuable, but that attendance was important, and suggested that an attendance record of below 75%

should trigger a conversation between staff and the member in question to determine if that resident could dedicate the proper time to serve on the board, commission or committee.

Mayor Christman agreed that it was very important that the City had a quorum to hold their meetings and noted that in many cases applicants and representatives travelled from out of town for these meetings.

Councilor Sheldon suggested that Mr. DeLeo be given time to determine if he could attend the regular QFC meetings before Council decide on his reappointment.

Councilor Katy Brown suggested that Council move forward with the reappointment of QFC member Lucinda Greene, and that staff communicate with Mr. DeLeo and BOAA member George Curtis about attendance.

Councilor Blum questioned the 75% attendance record threshold.

Mayor Pro Tem Hoellen replied the particular percentage could be discussed, but that it should be consistent and established.

Councilor Weil suggested that the attendance rate be established as an expectation with any new members.

Mayor Pro Tem Hoellen replied that it had been done in at least the interviews that he had participated in.

Councilor Blum agreed that lack of quorum could be very embarrassing for the City, especially when applicants and representatives travelled from out of town.

Councilor Gallagher reiterated that it was not personal but that it was very important for members of the BOAA to be able to make tough decisions.

Councilor Weil noted that he had a call into the Chair of the BOAA.

City Manager Thorsen indicated that staff would bring back this issue for further discussion at the April 17th meeting after staff had a chance to communicate with Mr. DeLeo and Mr. Curtis.

Steering Committee for Code Modernization Project

Director Granrath explained that staff was moving forward with the City's consultant, Fairfield and Woods, on the Code Modernization project. She indicated that staff was seeking Council's input to establish a Steering Committee consisting of two Council members, two Planning and Zoning Commission (P&Z) members, and one Parks, Trails and Recreation Commission (PTRC) member. She stated that staff had requested that the two Commissions nominate volunteers to serve on the Steering Committee. The following individuals had volunteered: Doris Kaplan and David Wyman from P&Z and Rob Eber from PTRC. Staff was seeking City Council's assistance in appointing two Council members to serve on the Steering Committee and to affirm the P&Z and PTRC volunteers.

Mayor Pro Tem Hoellen asked staff to confirm that if any glaring issues were found during the process that they would be addressed appropriately.

Director Granrath agreed.

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Mayor Christman directed staff to notice the Steering Committee meetings so that other Council members could attend if desired.

Councilors Sheldon and Blum volunteered.

Council agreed and affirmed the P&Z and PTRC volunteers.

NEW BUSINESS

Contract for Services with Vance Brothers, Inc. for the 2018 Street Improvement Chip Seal Project

Deputy City Manager/Director Goldie presented the contract for services with Vance Brothers, Inc for the 2018 chip seal project. He explained that staff had received two bids from companies that the City had good relationships with and that Vance Brothers, formerly Foothills Paving, was the low bid. He indicated that the bid was within the City's budget.

Councilor Blum asked which streets and cul-de-sacs would be included in this project.

Deputy City Manager/Director Goldie replied that the list was on page 15 of the Invitation for Bids included as an exhibit to the staff memorandum.

Councilor Blum asked how often the streets were rotated.

Deputy City Manager/Director Goldie replied that each street was scheduled to be redone every seven years.

Councilor Sheldon asked about the difference in price from last year.

Deputy City Manager/Director Goldie replied that the bids were close to last year, with a 3-4% increase mainly due to the cost of asphalt.

Mayor Pro Tem Hoellen complimented staff on the work done on High Street and Vista Road last year.

Councilor Gallagher asked about the different procedure for streets versus cul-de-sacs.

Deputy City Manager/Director Goldie replied that because of the increased vehicle turning motion on cul-de-sacs staff had determined that the procedure established for cul-de-sacs lasted longer.

Councilor Brown moved, seconded by Councilor Weil to approve the Contract for Services with Vance Brothers, Inc. for the 2018 Street Improvement Chip Seal Project in the amount of \$394,546.28, and authorize the expenditure of these funds.

The motion passed unanimously.

REPORTS

Mayor's Report

Mayor Christman reported that Congresswoman Diana DeGette had to cancel the Community Meeting scheduled at the City on March 23, 2018 in order to attend the funeral services for Representative Louise Slaughter. She added that staff would work to reschedule the meeting.

Mayor Christman reported that she continued to discuss the FAA Metroplex Denver project with Colorado representatives. She noted that the City's argument against Metroplex Denver was that no neighborhood should have to deal with the results of that process. She added that as part of their algorithms on noise the FAA was treating the Denver International Airport area as populated instead of remote.

Members of City Council

Councilor Blum had no report.

Councilor Sheldon reported that the High Line Canal Conservancy was hosting two open houses in April: April 10th at Goodson Recreation Center and April 26th at the Aurora Central Library.

Councilor Brown reported that she had been re-elected as Vice Chair of the Centennial Airport Community Noise Roundtable. She noted that the FAA had been quiet and that she hoped City residents reserved their energy until a more impactful time. She explained that the next step would be for the FAA to release the Environmental Assessment Report and to hold public comment meetings on the report, but the report had not yet been released. She indicated that preventing the Metroplex project would not make the current situation better, but would keep it from getting much worse.

Mayor Pro Tem Hoellen had no report.

Councilor Gallagher indicated that he agreed with Councilor Brown's suggested from the last meeting that it would be valuable to have more time to discuss and consider issues before they were voted on. He stated that the Englewood City Council had study sessions every other week, and before each Council meeting, but noted that was not needed for Cherry Hills Village.

Councilor Weil had no report.

Members of City Boards and Commissions

None

City Manager & Staff

City Manager Thorsen thanked staff for their work on the move to 120 Meade Lane. He noted that the City had saved a lot of money by retrofitting the old fire station instead of renting mobile units during the construction of the new City Hall. He reported that the contract for the new City Hall was near completion. He noted that the worst case scenario for a change order due to steel tariffs was \$115,000 for the entire project. He indicated that the new Public Works facility at 2101 W. Quincy Avenue was near completion.

Mayor Christman noted that the steel tariffs counted as an unforeseen condition under the terms of the contract.

City Attorney

None

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ADJOURNMENT

The meeting adjourned at 7:44 p.m.



Laura Christman

Laura Christman, Mayor

Laura Smith

Laura Smith, City Clerk