

RECORD OF PROCEEDINGS

Minutes of the
City Council of the City of Cherry Hills Village, Colorado
Held on Tuesday, September 1, 2020 at 6:30 p.m.
At the Village Center

The City Council held a study session at 5:30 p.m.

Mayor Russell Stewart called the meeting to order at 6:30 p.m.

ROLL CALL

Mayor Russell Stewart, Mayor Pro Tem Katy Brown, Councilors Randy Weil, Afshin Safavi, Al Blum, Mike Gallagher, and Dan Sheldon were present on roll call. Also present were City Manager Chris Cramer, Deputy City Manager and Public Works Director Jay Goldie, City Attorney Kathie Guckenberger, Police Chief Michelle Tovrea, Finance Director Jessica Sager, Parks and Recreation Coordinator Emily Black, Senior Planner Paul Workman, and City Clerk Laura Gillespie. Councilor Sheldon attended virtually.

Absent: none

PLEDGE OF ALLEGIANCE

The Council conducted the pledge of allegiance.

AUDIENCE PARTICIPATION PERIOD

None

REPORTS FROM CITY BOARDS, COMMISSIONS AND COMMITTEES

None

CONSENT AGENDA

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

- a. Approval of Minutes – August 18, 2020
- b. Resolution 25, Series 2020; Reappointing Members to the Planning and Zoning Commission
- d. Xcel Energy and CenturyLink Agreements for Quincy Avenue Undergrounding Project

The motion passed unanimously.

ITEMS REMOVED FROM CONSENT AGENDA

Resolution 26, Series 2020; Accepting a Donation of Art and Approving an Art Donation Agreement

Mayor Pro Tem Brown indicated she wanted to publicly acknowledge the generosity of the donation from resident artist Susan Cooper. She noted it was a beautiful piece of art and the City was very appreciative.

Mayor Pro Tem Brown moved, seconded by Councilor Blum, to approve Consent Agenda Item 7c.

The motion passed unanimously.

UNFINISHED BUSINESS

None

NEW BUSINESS

Scolnick – Request for Revocable License for Motorized Vehicle Trail Use

Coordinator Black indicated in 2013, former City Manager Patterson signed a one-year revocable license agreement with Jay and Sheryl Scolnick that granted vehicular access to a bridle trail to care for horses on their property. The Scolnicks recently submitted a letter requesting a new revocable license. The Scolnicks resided at 1635 E. Layton Drive. The property was bisected by Little Dry Creek, and the Scolnicks had legal access via E. Layton Drive. The back section of the property was accessible by crossing a footbridge across the creek. One of the City's bridle trails, Trail 2047, was located adjacent to the Scolnick property. The easement for this bridle trail was dedicated and accepted by the City as part of the Cherry Hills Estates subdivision in 1977. The Scolnicks purchased their home in 2011. In 2012, a building permit was issued to the Scolnicks to construct a barn on the back section of their property. The barn was completed in April 2013. Later that year, the Scolnicks approached the City to request vehicular access to the bridle trail behind their property to care for their horses in the new barn. In August 2013, the City sent a certified letter to the Scolnicks allowing temporary vehicle access to the trail twice per month until November 1, 2013. As outlined in the letter, the purpose was to allow the homeowner time to construct a new bridge or find an alternative solution to access the back of their property. On October 29, 2013, former City Manager Patterson signed a personal revocable license agreement to allow the Scolnicks twice-monthly access to the Trail. The agreement stipulated the Scolnicks should contact the City to unlock the bollard at Huntwick Lane for vehicular access to the Trail. The agreement was limited to one year and expired on October 29, 2014. Between 2014 and 2019, the City did not receive a request to renew the license agreement, or requests to unlock the bollard at Huntwick Lane.

Coordinator Black explained the Municipal Code did not permit any motorized vehicles besides public utility or emergency vehicles on any bridle trails. If vehicular access to a trail was necessary for utility work, the City would issue a right-of-way permit for a limited period of time. Revocable licenses were not usually granted for vehicular trail access. Staff was not aware of any similar licenses with other homeowners. Vehicular access to trails was physically prevented through the use of locked bollards at trail entrances that must be unlocked by City staff and removed from the ground to allow room for a vehicle to pass. This issue came to staff's attention this February when staff received a request to remove the bollard at Huntwick Lane because the bollard had frozen into the ground. Staff removed the bollard at that time but advised the property owners that the agreement had expired and a new request would be necessary for future access to the trail. Staff noted an eyebolt had been pried open so the chain on the bollard could be removed without undoing the lock. Staff replaced the lock system. In May, staff received another request to remove the bollard. Staff again advised the property owners the agreement was expired, and this time staff did not unlock the bollard in response to this request. Following that request, the City received complaints related to the horse activities at 1635 E. Layton Drive, including increased traffic and trash in the neighborhood and that hay trucks for that property drove onto a neighbor's property. In July, Code Enforcement responded to a complaint regarding private vehicles driving on the bridle trail and parking on an adjacent homeowners' property. Code Enforcement spoke with both the boarder and the owner. Due to the complaint, Parks staff visited the trail as well. Staff observed the lock chain on the bollard had been cut, making it possible for the bollard to be removed for the vehicle to enter.

Coordinator Black continued, the Scolnicks had submitted a letter of request for a new agreement. Staff had concerns about permitting regular private vehicle access that may create conflict with pedestrians, cyclists, or equestrians using the trails. There were also other nearby properties bisected by Little Dry Creek and staff had additional

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reservations about setting a precedent for regular private vehicular access to public trails to access private property. Staff did not recommend granting a new revocable license for vehicular use of a bridle trail. The Parks, Trails and Recreation Commission (PTRC) considered this issue at their meeting in August. The original certified letter from the City to the Scolnicks was not available at the time of the PTRC meeting. However, during the staff presentation, Deputy City Manager/Director Goldie noted the original intent of the 2013 revocable license was to provide temporary access for a reasonable time period to allow the applicant to make other arrangements by enforcing the existing bridge or building a new bridge. PTRC recommended to City Council that the City enter into a new agreement with the same stipulations as the 2013 agreement, with the caveat that staff determine the costs to the City for allowing access. Based on the Commission's recommendation, staff prepared approximate costs and included them in the Council memo. Two motions were included in the Council memo to either deny the request or to direct staff to create a new agreement for consideration at a future Council meeting.

Councilor Sheldon asked when the bollard lock was cut.

Coordinator Black replied it was cut prior to July 7th but staff did not know the exact date.

Councilor Sheldon asked if the section of the Code included in the packet was the entirety of Section 11-3-80.

Coordinator Black confirmed it was.

Jay Scolnick, 1635 E. Layton Drive, presented a copy of the subdivision plat recorded in 1977. He indicated the land was never dedicated or given up, but rather an easement was dedicated. He stated they owned the bridle path and paid taxes on it. He stated they had reciprocal rights that would take them all the way to Huntwick, prescriptive rights because the easement is open for use, and property rights because that was their land. He stated the neighbor who had complained about the hay truck should understand that the Scolnicks owned the land up the hill towards the east to the electrical pedestals, and towards the swing set towards Woodie Hollow there were stakes. He said the neighbors' sprinklers might be inside the Scolnicks property line. He indicated they were only asking for their property rights and to have the ability to take care of their horses. He stated they had moved here because the spirit of the City was a rural community where horses and barns were a part of the lifestyle. He stated if they could go from the front of their property they would but there was a 25-30% slope and the creek and they had absolutely no access over their bridge. He stated their access to the bridle trail was grandfathered in because the plat was recorded in 1977, before the section on motorized vehicles in the Code was established. He stated it was odd to live in a city that would not allow property owners to care for their horses. He indicated other people had double locks around the City where the neighbor could use the second lock and not touch the City's lock. He stated they were only asking for access for hay deliveries, their farrier which was a lot less active in the winter, and emergency situations. He stated the idea of a fee was pathetic because even if they delivered the hay on a nonmotorized vehicle the City would still have to unlock the bollard. He stated it was their right to get onto their property. He stated they probably did need a motorized vehicle because the hay was heavy and they wanted to get hay delivered as infrequently as possible to reduce the traffic. He stated the lot was almost land locked but was not because they had the bridle path which was their land. He said they did not think many people realized that the dedication was of an easement not of a piece of land, and they paid taxes on the land.

Sheryl Scolnick, 1635 E. Layton Drive, explained she was a veterinarian and knew the importance of taking care of access especially during emergency situations. She stated the lawn people on a property near Woodie Hollow Park had a key. She stated they needed a key for 24/7 access. She indicated this would keep access limited to only those who absolutely needed it. She explained in summertime they did not need as

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much hay because they had grass, and they needed more hay in winter when the trail was not used by cyclists and pedestrians as much. She added they needed the farrier every six to eight weeks in the summer and not in the winter, and hay delivery twice a month. She stated her biggest concern was veterinary services in emergency situations.

Glen Goldman, 15 Huntwick Lane, stated they lived right behind 1635 E. Layton Drive, and begun noticing problems in February with the boarder at 1635 E. Layton Drive providing horseback riding lessons which resulted in a lot more traffic.

Beth Goldman, 15 Huntwick Lane, noted they had not had an issue with the hay deliveries before the equestrian business had begun and the people running the business and coming for lessons used Cherrymoor South as their business access and the cul-de-sac has been used as a parking lot for people taking lessons and for the man and woman that ran the business. She added the business was using 1 Huntwick Lane as their address. She indicated the back gate of 1635 E. Layton Drive was not large enough and the vehicles have to back up onto 15 Huntwick Lane and run over their sprinklers. She noted they had asked that not be done and suggested installing a bigger gate. She indicated there was no shade on 1635 E. Layton Drive so people and horses used 15 Huntwick Lane for shade and kids tied dogs to the trees and left garbage on 15 Huntwick Lane.

Mr. Goldman stated it was a liability for them to have these people and horses on their property. He questioned if Woodie Hollow Park could be used for a commercial business. He stated the Scolnicks did not see all this because it all happened behind their house. He indicated it was impacting their neighborhood.

Ms. Goldman stated a lot of cars sped through their neighborhood. She stated the parking should happen on Layton Drive and people should use the Scolnicks' footbridge. She stated she understood the need for access for a vet. She stated it was only because of the complaints that the Scolnicks were caught.

Mr. Goldman noted it was very concerning that their solution had been to cut the lock.

Ms. Goldman indicated they had only found out about this meeting today and so many of the neighbors hadn't been able to come to the meeting. She read a letter from Doug Robinson at 11 Huntwick Lane stating the Scolnicks should pay for access to the trail and the City should split the fee with the HOA. She read a letter from Paula Regan at 9 Huntwick Lane about safety concerns with the increased traffic and speeds in the neighborhood. She read a letter from Darin and Anna Aldrich at 10 Huntwick Lane stating the vehicles and trash were a burden and a hazard. She submitted the photos and letters for the record. She stated the boarder had collected money on the GoFundMe site to build a cistern onto the Scolnick property.

Katie Deline, 1 Huntwick Court, stated they had lived there since 1997 and it had only been an issue in the last year or so. She stated they were horse lovers and supported horses, but there were a few too many issues and they were concerned for pedestrians and cyclists and the motorized vehicle access was dangerous. She noted her neighborhood had just found out about this meeting and had not had time to gather everyone, but all the neighbors were in agreement that they did not want additional access on the trail or the additional traffic from the business. One of the neighbors had two cars hit in the cul-de-sac. There were one or two cars parked in the cul-de-sac twice a day every day and she knew it was a public street and couldn't prove they were part of the business but it was an annoyance. She stated she supported access a couple times a year for hay deliveries and medical emergencies. She stated the boarder gave out 1 Huntwick Lane as the address for the business and people sped through the neighborhood looking for that address. She added the boarder had given 1 Huntwick Lane to the garbage company to pick up trash and they had to tell her to take their address off the business accounts. She stated it was the boarder that was causing problems and had brought the trail access issue to light. She questioned a non-resident

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using Woodie Hollow Park for their business. She stated it was the Scolnicks' problem and access should be through their property.

David Deline, 1 Huntwick Court, stated traffic had greatly increased in their neighborhood and the boarder was taking advantage of the access for hay and vet. He stated the Scolnicks should access through their property not his neighborhood. He stated he was afraid this would end in the tragedy of someone getting hit by a car because of the speeding.

Ms. Deline added she did not want to set the precedent now or later for vehicular use the trails.

Mr. Deline said cars were parked at the end of the cul-de-sac every day although they moved slightly. He stated it had not been a problem until the business had started.

Coordinator Black stated the Municipal Code Section 16-2-730 regarding horse boarding on private properties specified that all the parking, including for horse trailers, had to be provided on-site.

Rob Eber, 3 Middle Road, PTRC commissioner, apologized he had been unable to attend the PTRC meeting but understood that PTRC had recommended approval and staff recommended denial. He indicated the representation from the property owners regarding the easement did not make sense legally and encouraged Council to review those claims with staff and the City Attorney. He indicated the property owner bought the property subject to the easements that were in place for the public right-of-way and the laws that applied to public rights-of-way including no motorized vehicles. He added paying taxes was not unique or a basis to grant the request. He indicated the owner bought the property with knowledge of the laws and conditions. He noted they built the barn before determining how they would access the barn, and the temporary license from the former city manager had not had any input from the public or staff. He added the agreement had been temporary and the terms had made clear it was only in place while the owner sought other means to obtain access. He indicated the record was void of any evidence of the owners taking steps to find other means of delivering supplies to their barn by improving the bridge or through other neighbors. He indicated simply put this had been nothing more than continued trespass of the City's right-of-way. He noted in their letter the owner blamed their boarder for the trespassing issues, and the owner took no responsibility to follow the terms of the license or to make sure their tenant followed the law. He indicated this issue had come to a head recently because the owner had been caught. He noted the owner had threatened litigation if the City did not grant what the owner wanted. He noted the owners wanted unlimited access. He indicated the City's trails were cherished and should not be subverted for private use. He stated if he had been in attendance at the PTRC meeting he would have voted to deny the request in full. He stated the City had a duty to ensure the trails were open and safe for usage, and the requested license would set a horrible precedent. He added there was no need for the access and the problem was self-made. He stated the owners had a bridge and could find a different solution through engineering or an agreement with their neighbors to the north or south. He noted PTRC had been sympathetic but repeated the issue was self-created. He added the owners had not cooperated with staff or other neighbors. He stated denial of the request would not be a takings.

Councilor Blum appreciated everyone attending. He stated while he understood the Scolnicks' plight the Code was very specific about motorized vehicles on City trails. He indicated the commercial use of the property resulting in major issues for the neighbors at 1 Huntwick Court and 15 Huntwick Lane was beyond the scope of the request being considered tonight.

Councilor Sheldon stated he was concerned with the overall safety of trail users and concerned with the commercial operation. He indicated the owners bought the property subject to the trail easement as stated by Commissioner Eber. He also agreed with

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Commissioner Eber that the owner's problem was self-created. He indicated at this time he could not support approval of a new license.

Councilor Gallagher noted the neighbors had been fine with trail access for hay and farriers and the issue was the business. He noted the concern was legitimate and agreed the proposed license would set a bad precedent. He indicated the City needed a policy regarding appropriate use of motorized vehicles on City trails.

Mayor Pro Tem Brown thanked everyone for attending the meeting and stated she appreciated the challenge of the situation. She noted the nature of the original agreement was temporary but the concern had continued, and she understood the larger concern was the commercial use of the property. She noted the Code allowed for use of trails for medical emergencies and asked if that included horses.

City Attorney Guckenberger explained she would interpret the Code as allowing emergency access for any lives on a property including horses.

Mayor Pro Tem Brown agreed the City should not let these kinds of regulations interfere with emergencies. She noted the cul-de-sac was a public road and people could park there, but commercial use was not allowed. She agreed the owners could develop another solution to access the other portion of their property, even if it wasn't an easy solution, and that was the double edged sword of purchasing a property with a beautiful creek running through it. She noted a lot of other people would like to access the trails in golf carts and the Code represented the desire of the entire City.

Councilor Weil stated the commercial business needed to be made conforming with the Code. He stated the past license was temporary with an expectation that the owners would find a different remedy. He added the City was not responsible for denying building permits based on access. He indicated he was not supportive of the request. He thanked everyone involved for their time, effort and thoughtfulness.

Councilor Safavi thanked everyone that spoke. He noted he did not want to repeat comments and he agreed with the other Councilors. He stated he believed the neighbors were being reasonable and he could also support access for hay delivery and vet visits, but the commercial use of the property solidified his opposition to the request.

Mayor Stewart noted Section 12.4 of the Charter allowed Council to grant permits for the temporary use or occupation of any street, alley or public place, but the real issue was the prohibition of motorized vehicles on City trails in Section 11-3-80 of the Code. He noted the temporary license had conflicted with the provisions of the Code. He agreed with Councilor Gallagher and he was in favor of taking a look at the larger issue of motorized vehicles on trails including e-bikes on the High Line Canal and determining if everything should stay prohibited or if the language should be amended. He noted part of the discussion should be allowing access for things like hay delivery and vet visits. He added Section 11-3-50 allowed the City Manager to promulgate rules for City trails. He indicated he believed there were other trails used by residents with motorized vehicles and the City should have a policy that applied to everyone equally. He noted the issue of commercial use was separate.

Mayor Pro Tem Brown moved, seconded by Councilor Gallagher, to deny the request for a revocable license for vehicular use of Trail 2047.

The motion passed unanimously.

Councilor Blum agreed staff should look into a policy for vehicular access on City trails.

Mayor Pro Tem Brown moved, seconded by Councilor Blum, to direct City staff to research Section 11-3-80 of the Municipal Code and consider developing a policy for appropriate use of motorized vehicle on City trails and public spaces.

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Councilor Blum noted it was important for the Scolnicks to know that the current Code allowed access in the case of a medical emergency.

City Manager Cramer suggested Council include the Parks, Trails and Recreation Commission in the motion as they were already discussing this topic.

Mayor Stewart agreed and added it would be beneficial for Council to direct PTRC to address this issue.

Mayor Pro Tem amended her motion, seconded by Councilor Blum, to direct PTRC, in conjunction with City staff, to research Section 11-3-80 of the Municipal Code and consider developing a policy for appropriate use of motorized vehicle on City trails and public spaces.

The motion passed unanimously.

Council Bill 7, Series 2020; Amending Section 7-1-30, Section 7-1-40, and Section 18-11-60 the Municipal Code Relating to Noise Nuisance and Construction Times and Amending Section 7-3-10 to Correct a Clerical Error (first reading)

City Attorney Guckenberger presented Council Bill 7, Series 2020 on first reading for Council's consideration. She explained the council bill created an exception to noise limits for noise associated with routine landscape maintenance activities in Section 7-1-40; permitted indoor construction activity on federal holidays between the hours of 8 a.m. and 4 p.m. in Section 18-11-60; added the O-2 Zone District and made other clarifications to Section 7-1-30(4); and corrected a clerical error in Section 7-3-10. She noted Council had discussed a draft version of the bill at a study session.

Mayor Pro Tem Brown moved, seconded by Councilor Blum, to approve a bill for an ordinance of the City of Cherry Hills Village amending Section 7-1-30, Section 7-1-40, and Section 18-11-60 of the Cherry Hills Village Municipal Code relating to noise nuisance and construction times and amending Section 7-3-10 to correct a clerical error.

The following votes were recorded:

Safavi	yes
Weil	yes
Brown	yes
Gallagher	yes
Sheldon	yes
Blum	yes

Vote on the Council Bill 7-2020: 6 ayes. 0 nays. The motion carried.

Resolution 27, Series 2020; Cancelling the November 3, 2020 Regular Municipal Election in Accordance with Section 2-1-50 of the Cherry Hills Village Municipal Code

City Clerk Gillespie presented Resolution 27, Series 2020 for Council's consideration. She explained there were no local ballot measures and only one candidate per position including affidavits for write-in candidates, and per Section 2-5-10 of the Code the Council could direct the City Clerk to cancel the election and deem the candidates elected.

Councilor Sheldon asked if the candidates would still appear on the ballot.

City Clerk Gillespie replied they would not. She explained if there had been more than one candidate for any one position then all candidates would have appeared on the ballot, but in this case there would be no Cherry Hills Village section on the ballot.

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Mayor Stewart asked about the financial impact of cancelling the election.

City Clerk Gillespie replied the Intergovernmental Agreement with the County allowed the County to charge the City for any cost incurred prior to cancelling the election, but the City should save most of the cost of the election.

Councilor Weil moved, seconded by Mayor Pro Tem Brown, approve Resolution 27, Series 2020; cancelling the November 3, 2020 regular municipal election in accordance with Section 2-1-50 of the Cherry Hills Village Municipal Code.

The motion passed unanimously.

Quincy Farm Committee Recommendations - Letter of Interest from Anderson Family and Suspension of Quincy Farm Master Plan

City Manager Cramer explained the Quincy Farm Committee (QFC) had made two recommendations regarding the letter of interest from Natalie Anderson regarding the potential transfer of Quincy Farm back to the Anderson family. He noted the Conservation Easement would allow this transfer and the Conservation Easement would stay with the property in the event of this transfer. He explained at their August 18, 2020 meeting, the QFC made two recommendations to Council. First, they recommended suspending the Master Plan meeting; and second, that the City fully explore the opportunity of the transfer outlined in the letter. He added staff was seeking Council's direction regarding the meeting schedule for the QFC.

Councilor Gallagher stated he was in favor of the transfer and noted it made sense to suspend QFC meetings at this time, but he stressed the importance of working with the QFC or at least keeping them very well informed throughout the process. He noted the QFC had invested a lot of time and effort to get to this point and their work was valued.

Mayor Pro Tem Brown asked how much money had been spent on the Quincy Farm Master Plan project.

Coordinator Black replied the contract and addendum approved by Council totaled \$89,000, including \$59,000 for the master plan and \$30,000 for the historic structure assessments (HSAs). She explained the master plan portion had been very close to finished but the QFC had received a lot of public feedback late in the process and had been planning to ask Council for additional funds to extend the consultant's contract as the current contract ended in September. She indicated about \$82,000 had been spent so far of the original \$89,000.

Mayor Pro Tem Brown asked if the City was committed to paying the remainder.

Coordinator Black replied they were not and staff had paused the consultant's work per the terms of the contract.

Mayor Pro Tem Brown stated she supported the idea of the transfer in theory but was concerned both as a Councilor and a taxpayer that the City had spent \$82,000 of taxpayer's money for an incomplete master plan. She indicated she wanted to make sure the City received the work product for everything it had paid for. She added it did not need to be discussed or adopted but she wanted to have the draft master plan presented to Council, after all the volunteer hours, money and discussions that had gone into it. She indicated she would like the current draft to be finalized but was not in favor of spending more money on it, and noted although the current draft was controversial it did reflect a lot of thinking and ideas which were just as valid as the other feedback disagreeing with those ideas, and a final document would be helpful when dealing with any potential partner for the property. She added the draft plan had been formed by very knowledgeable and dedicated volunteers. She stated she was in favor of looking at a potential partner for the property. She noted the use of taxpayer money on the property made the upkeep and management of the property more

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complicated. She indicated she was glad to see the Cherry Hills Land Preserve (CHLP) had been involved and noted there had been discussions at one time about the CHLP taking over the property and would be interested in seeing that explored as well. She stated she was pleased everyone was working together and looked forward to seeing what options were brought to the table.

Councilor Weil indicated he was in favor of exploring the letter of interest and he supported suspending the master plan. He noted the timeline was open ended and suggested the issue be revisited after no more than 60 days.

Councilor Safavi stated he was in favor of the transfer.

Mayor Stewart noted the HSAs may have independent value to complete.

Coordinator Black confirmed staff was in possession of all the research, notes, versions of the site plan and draft written master plan from the consultants. She explained the HSAs would look at each historic building and determine the deficiencies of each building and the steps that would need to be taken to make those buildings safe for any future use. She indicated \$23,062 of the \$30,750 had been spent and the HSAs were about 75% complete. She agreed finalizing the HSAs would have value regardless of the owner.

Mayor Stewart asked about the incomplete sections of the draft master plan.

Coordinator Black explained most of those sections were for staff to complete.

City Manager Cramer suggested if Council agreed to complete the HSAs that Council make a separate motion authorizing staff to negotiate and the Mayor to sign an extension with the consultants for that limited scope since the original contract would expire September 3, 2020.

Councilor Gallagher moved, seconded by Councilor Safavi, that the City suspend all activities related to the Quincy Farm Master Plan and fully explore the opportunity of a potential transfer of Quincy Farm outlined in the letter of interest from the Anderson family.

Mayor Pro Tem Brown emphasized the motion stated to “fully explore the opportunity of a potential transfer” and she believed a lot of information was still needed before a decision could be made.

Mayor Stewart noted the Anderson family also had a lot of information to gather before a final decision was made.

The motion passed unanimously.

Councilor Gallagher moved, seconded by Councilor Blum, to authorize staff to negotiate an extension of the contract with the consultant specifically to complete the Historic Structure Assessments and authorize the Mayor to sign such extension.

The motion passed unanimously.

REPORTS

Mayor's Report

Mayor Stewart reported he had attended the virtual CML conference.

Members of City Council

Councilor Blum had no report.

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Councilor Gallagher thanked Susan Cooper for her generous art donation. He suggested now that video streaming and recordings of Council meetings had been established that Council consider directing staff to write action minutes as it would significantly reduce staff time.

Mayor Pro Tem Brown had no report.

Councilor Weil had no report.

Councilor Safavi agreed with Councilor Gallagher that a discussion of action minutes was appropriate and noted he was always in favor of increasing efficiencies and was interested in the pros and cons. He thanked Chief Tovrea and Commander Weathers for reviewing the 2021 budget with him.

Councilor Sheldon reported the utility company had a miscommunication and had been installing new poles in the section of Quincy Avenue where poles had just been removed. He thanked Director Sager for the great job on the annual report and thanked Mayor Stewart for his summary of recent accomplishments.

City Manager & Staff

City Manager Cramer introduced Senior Planner Paul Workman.

Planner Workman stated he was excited to join the City and noted the community had a great reputation. He indicated he had 12 years' experience as a planner, most recently in Parker and before that in Commerce City.

City Manager Cramer reported the Belleview/I-25 Interchange Executive Committee meeting had been controversial between Denver and the other stakeholders regarding how to present the project to the public. He stated he was confident there would be a Cherry Hills Village specific meeting after the regional meeting, probably in mid-October, and he would communicate that date as soon as it was confirmed. He reported department directors would be meeting with their Council liaisons on the 2021 budget and indicated because property taxes were delayed the budget numbers would be tight. He added the 75th Anniversary Committee's proposed 2021 budget would be part of the budget process.

Director Sager reported staff had not yet received any applications for the CARES Act Business Assistance Grant Program and staff was continuing to reach out to the City's businesses. She noted the program could be extended if needed. She explained one of the Governor's executive orders had delayed property tax payments so the City would not receive those numbers from Arapahoe County until October 13, 2020 which was after the draft budget was presented to Council and after the Council study session. She indicated because of this the numbers might change significantly between the study session and first reading.

Director Cramer advised that staff had been notified that two businesses would apply for the CARES Act Business Assistance Grant Program but had not yet received any applications.

Coordinator Black reported the John Meade Park redevelopment was almost done.

Deputy City Manager/Director Goldie reported bids for the footbridge for the High Line Canal Underpass at Colorado and Hampden were due September 8th and staff had already received a lot of interest from contractors. He noted staff planned to bring the contract to Council for approval in October and work would begin right away once the contract was approved.

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City Attorney

City Attorney Guckenberger reported her office was working on a summary of the 2020 state legislation that would affect the City.

ADJOURNMENT

Mayor Pro Tem Brown moved, seconded by Councilor Blum to adjourn the meeting.

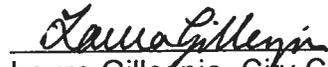
The motion passed unanimously.

The meeting adjourned at 8:21 p.m.

(SEAL)



Russell O. Stewart, Mayor



Laura Gillespie, City Clerk