

Minutes of the
City Council of the City of Cherry Hills Village, Colorado
Held on Tuesday, June 20, 2006 at 6:30 p.m.
At the Village Center

Mayor Mike Wozniak called the meeting to order at 6:32 p.m.

ROLL CALL

Councilmembers Bonnie Blum, Harriet LaMair, Scott Roswell, Russell Stewart, Doug Tisdale, and Klasina VanderWerf were present on silent roll call. Also present were Finance Director Karen Proctor, Police Chief John Patterson, Crew Chief Ralph Mason, Public Works Director Jay Goldie, City Attorney Thad Renaud, and City Clerk Jennifer Pettinger.

AUDIENCE PARTICIPATION PERIOD

Danielle Heller, 26 Cherry Lane Drive, spoke to Council about the proposed rules regarding the Meade Equestrian Arena. Ms. Heller encouraged Council to not get involved and to allow the users to work out any conflicts.

Councilmember LaMair reported on a recommendation from the Parks, Trails & Recreation (PTR) Commission regarding a sign for the Meade Equestrian Arena. She stated after many contacts with members of the PTR Commission member she was recommending Council take no action at this time.

Discussion was held concerning the signage. Council was in agreement that no action be taken at this time.

Jason Matherly, 10 Random Road, addressed comments by Ms. LaMair at the last City Council meeting regarding proposing ordinances to preserve open space. Mr. Matherly stated he would rather use the current codes and feels they are sufficient. Mr. Matherly directed Council to look for reasons to vote the Scott development down rather than table it. Mr. Matherly advised the Mayor to never reopen a public hearing. Mr. Matherly stated it was unacceptable to have a City Councilmember state we need additional code to defeat a development.

Jim Muhm, 4951 S. Holly Street, stated he feels the trails are in good shaped and thanked Jay Goldie and the Public Works Department. He also thanked Council for providing the dumpster last week for trash disposal. Mr. Muhm spoke to Council about the need for a hazardous material collection for residents. He encouraged Council to provide a hazardous material collection for residents.

City Clerk Jennifer Pettinger explained the Curbside program, which is not subsidized by the City, but is available to the public for a fee.

Buck Frederickson, 80 Meade Lane, shared his thoughts on the Citizen's City Center Committee (CCCC). Mr. Frederickson stated he thought the first step the committee needs to accomplish is an assessment with two classes of needs; must have and nice to have. He requested that Councilmembers Blum and Tisdale not be appointed to the committee due to their support of the new Village Center. Mr. Frederickson encouraged Council to not allow any issues to be taken off the table; including outsourcing and/or moving public works and the realignment of Meade Lane.

Councilmember Stewart's stated, in drafting the resolution, it was not his intent to narrow but to broaden the issues.

David Cooper, 6386 E. Tufts Ave., thanked Council for the communication regarding the CCCC application process. Mr. Cooper stated he felt the new resolution is better and healthier. He also stated he feels the Master Plan should come before the CCCC. Mr. Cooper suggested Council focus their attention first on the Master Plan, then on the CCCC.

Mayor Wozniak gave an update on the Master Plan process. He explained, due to the volume of the task assigned to the CCCC, he would not like to see the implementation of the committee delayed.

CONSENT AGENDA

Councilmember Tisdale moved, seconded by Councilmember Stewart, to approve the following items on the Consent Agenda:

- Intergovernmental Agreement – 2006 grant of Arapahoe County Open Space Program Funds for the Asphalt Trail Overlay project
- Intergovernmental Agreement – 2006 grant of Arapahoe County Open Space Program Funds for the Volunteer Park project

The motion passed unanimously.

ITEMS REMOVED FROM CONSENT AGENDA

Item 4 a d were removed from the Consent Agenda.

- Approval of June 6, 2006 Minutes
- Expenditure of funds – 2006 Arapahoe County Fair

Approval of June 6, 2006 Minutes

Councilmember Tisdale requested the minutes be amended on Page 1, under Audience Participation Period, first paragraph, fourth line read “Councilmember Tisdale for *allegedly* not discussing...”

Councilmember Tisdale moved, seconded by Councilmember Roswell, to approve the June 6, 2006 minutes as amended.

The motion passed unanimously.

Expenditure of funds – 2006 Arapahoe County Fair

Finance Director Karen Proctor presented the request for expenditure of funds for the 2006 Arapahoe County Fair.

Discussion was held concerning the expenditure of funds.

Councilmember Blum moved, seconded by Councilmember Tisdale, to approve the request for expenditure of funds in the amount of \$1,000 for the 2006 Arapahoe County Fair.

Discussion was held concerning the expenditure of funds.

Councilmember Roswell suggested a friendly amendment reducing the amount of the donation to \$500.00. Councilmember Blum (1st) and Councilmember Tisdale (2nd) were in agreement to the amendment.

The motion passed unanimously.

ORDINANCES, RESOLUTIONS AND PLATS

Resolution 10-06; A Resolution Amending Resolution No. 4, Series of 2006 Concerning the Village Center Project

Councilmember Russell Stewart presented Resolution 10-06; a resolution amending Resolution No. 4, Series of 2006 which established the Citizen's City Center Committee (CCCC) and its roles in reviewing the Village Center project.

Discussion was held concerning the CCCC and the proposed resolution.

Councilmember Tisdale suggested amending the resolution in section 2, 3rd paragraph, beginning with the 3rd line to read "deems appropriate *or as City Council requests*. The CCCC shall provide options and advisory recommendations to City Council, and may be directed by City Council, to provide ~~direction~~ *suggestions* for designs suitable for public review and comment, *in coordination with the Master Plan process*.

Councilmember Tisdale moved, seconded by Councilmember Roswell, to approve Resolution 10-06; a resolution establishing the City Center Citizen's Committee and its roles in reviewing the Village Center project with the suggested changes.

The motion passed unanimously.

Councilmember Tisdale thanked Councilmember Stewart for drafting the resolution.

Mayor Wozniak stated the CCCC application deadline has been extended to July 5th.

NEW BUSINESS

Discussion of proposed agreement between the City, Kent Denver School and Cherry Hills Village Elementary related to Cherry Creek School District change in hours and request for amendment to the Development Agreement between the City and Kent Denver School concerning sophomore parking

Police Chief John Patterson presented the proposed agreement between the City, Kent Denver School and Cherry Hills Village Elementary related to Cherry Creek School District change in hours and request for amendment to the Development Agreement between the City and Kent Denver School concerning sophomore parking. Chief Patterson introduced Trina Rich, Cherry Hills Elementary Principal, Todd Horn and Jerry Walker, Kent Denver.

Jerry Walker commented on the proactive process to this traffic problem. Mr. Walker stated Kent Denver's safety concerns were based on multiple sophomores driving in one vehicle and leaving the campus. Mr. Walker said their concerns have been reduced due to changes in state law concerning minor drivers and their restriction of sophomores to campus during the school day.

Trina Rich explained the proposed Village Center drop off procedure.

Discussion was held concerning the proposed agreement.

Councilmember Tisdale moved, seconded by Councilmember Blum to direct the City Staff and City Attorney to draft an agreement between and among the City, Kent Denver School and Cherry Hills Village Elementary consistent with principals set forth in the proposal to reduce potential traffic congestion submitted as part of these proceedings tonight which would include an agreement for the amendment of the expanded use agreement recorded on or about April 4, 2003 and the expanded use agreement recorded on or about August 5, 2005.

The motion passed unanimously.

REPORTS

Members of City Council

Councilmember Klasina VanderWerf reported on the first PTR meeting.

Councilmember Russell Stewart stated he also attended the first PTR meeting. He said the committee members have requested the Mayor, if available, attend their meetings. He also stated committee members are requesting some public officials training.

Councilmember Doug Tisdale presented Mayor Wozniak with the Denver Regional Council of Governments Local Government Innovations Honorable Mention Cooperative Service Delivery Award. Councilmember Tisdale stated the City received the award for its participation in the West Nile Virus Task Force.

Councilmember Doug Tisdale stated his concerns regarding parking in and around construction projects. Councilmember Tisdale suggested staff investigate the 2003 model traffic code, which addresses some of the issues of construction parking.

Mayor Wozniak asked City Attorney Renaud to brief Council at the next meeting regarding the City's code provisions for construction parking.

Councilmember Doug Tisdale stated, in regard to the CCCC, if nominated I will not run and if appointed I will not serve.

Councilmember Harriett LaMair requested Klasina VanderWerf be appointed as the Crier representative. Council was in agreement.

Councilmember Harriett LaMair reported the Parks and Trails Administrator interviews will be held next week.

Councilmember Harriett LaMair requested Council hold a Council Retreat. Councilmember LaMair gave suggestions for the retreat, including using a facilitator.

Mayor Wozniak stated he and Interim City Manager Eric Ensey are planning a Council Retreat and will be surveying Councilmembers for available dates.

Councilmember VanderWerf stated her concerns about proceeding in the Master Plan process with out a retreat.

Discussion was held concerning a Council Retreat and the Master Plan process.

Councilmember Harriett LaMair gave a report on the first PTR meeting. She stated PTR has formed three subcommittees and will vote on a chair at their next meeting. Councilmember LaMair explained some of the equestrian issues.

Discussion was held concerning the PTR Committee and the equestrian issues.

Councilmember Scott Roswell gave a report on the meeting he had with the South Metro Fire District Board on June 8th. He also reported the Fire Marshal invited a representative from the city to participate in the Fireteam USA conference to be held June 28 and 29 in Beaver Creek. Councilmember Roswell gave an update on the city manager search process.

Discussion was held concerning the city manager search process.

Councilmembers Roswell, Stewart and VanderWerf all stated they were interested in serving on the CCCC.

Mayor's Report

Mayor Wozniak stated he is meeting quarterly with officials from Cherry Hills Country Club to discuss mutual concerns.

Mayor Wozniak said he has received positive comments regarding the e-mail communication system.

Mayor Wozniak gave a report on the Metro Mayors Caucus on June 14th.

Mayor Wozniak stated he had received some communication from former Mayor Doug Scott, who is now general manager for the Transportation Oriented Development (TOD) that is planned along South Monaco. Mr. Scott requested a discussion on the fencing/separation between the development and the city. Mayor Wozniak stated he will be working Mr. Scott and will report to Council at a later date.

Introduction to the Colorado Municipal League and Legislative Update (Sam Mamet)

Mayor Wozniak suggested starting at 6:00 pm on August 16th for a study session which will include an Introduction to the Colorado Municipal League and Legislative Update by Sam Mamet. Council was in agreement.

Members of City Boards and Commissions

Kevin Iverson, Planning and Zoning Commission, gave a report on the Planning and Zoning meeting.

City Manager & Staff

Departmental Monthly Reports

Departmental Monthly Reports were included in Council packets. There were no questions from members of the City Council.

Finance Director Karen Proctor explained why the research on a joint IT project with South Metro Fire District was placed on hold.

Finance Director Karen Proctor advised Council that there is currently an opening for the Building Clerk position.

Public Works Director Jay Goldie stated in 2004 the cost for a recycling program was \$75-\$100 per household. Mr. Goldie advised he will provide more information.

Councilmember Scott Roswell asked the status of the missing wooden entrance sign at Clarkson. Mr. Goldie stated the sign was taken and not removed by staff.

Mr. Goldie also reported on the missing speed bumps from last meeting.

Mr. Goldie gave an update on the Dahlia Street improvements.

City Attorney

There was none.

ADJOURNMENT

A motion was made by Councilmember Tisdale, seconded by Councilmember LaMair to adjourn the meeting at 8:39 p.m.

The motion passed unanimously.

The meeting adjourned at 8:39 p.m.

Michael J. Wozniak, Mayor

Jennifer Pettinger, CMC, City Clerk