

RECORD OF PROCEEDINGS

Minutes of the
City Council of the City of Cherry Hills Village, Colorado
Held on Tuesday, June 3, 2008 at 6:30 p.m.
At the Village Center

Mayor Mike Wozniak called the meeting to order at 6:34 p.m.

ROLL CALL

Councilors Harriet LaMair, Marcia Frew, Mark Griffin, Mike Wozniak, Scott Roswell, and Russell Stewart were present on silent roll call. Also present were City Manager Eric Ensey, City Attorney Ken Fellman, Finance Director Karen Proctor, Police Lieutenant Jody Sansing, Public Works Director Jay Goldie, Planning Manager Rob Zuccaro, Interim Parks, Trails & Recreation Administrator Ryan Berninzoni, Crew Chief Ralph Mason, and City Clerk Melissa Formby.

Absent: Councilor Klasina VanderWerf

AUDIENCE PARTICIPATION PERIOD

Buck Frederickson – 80 Meade Lane

Mr. Frederickson presented Council with an analysis of the City's exclusion from the South Suburban Park and Recreation District. He urged City Council to sit down and negotiate a settlement with the District. He added that the exclusion issue should be brought back to the voters because what is present now bears no resemblance to what the voters approved in 2002. He said that although this Council is not responsible for the problem at hand, they need to take responsibility for fixing the problem now.

Kevin Iverson – 1170 East Tufts

Mr. Iverson recommended the Council consider amending the language in Resolution 11, Series 2008 to include consideration of budgetary impacts of any suggested action items to come from the proposed Residential Development Standards Committee.

CONSENT AGENDA

Councilor LaMair moved, seconded by Councilor Roswell, to approve the following items on the Consent Agenda:

- City Council Policy on Election Issues and Public Comment at City Council Meetings
- Supplement to Connector's Agreement with the City of Englewood – Armstrong sanitary sewer tap
- South Platte Working Group Statement of Purpose
- South Platte Legacy Project – Partners Agreement

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Mark Griffin	yes
Marcia Frew	yes
Russell Stewart	yes

Vote on the Consent Agenda: 5 ayes. 0 nays. The motion carried.

ITEMS REMOVED FROM CONSENT AGENDA

The following items were removed from the Consent Agenda:

- Approval of May 20, 2008 Minutes
- Phase II Stormwater Permit
- License Agreement with Denver Water concerning the flashing pedestrian poles at the High Line Canal crossings at Quincy Avenue and Colorado Boulevard

Approval of May 20, 2008 Minutes

Councilor LaMair removed the minutes and asked for the verbiage in Mr. Zavodny’s statement on page two to be changed to the following:

“Mr. Zavodny stated he has consulted with a sound engineer. He has realized there was some difficulty due to the design of the home.”

Mayor Wozniak asked for his comment with regard to granting or denying the petition on page six to be removed.

Councilor Roswell requested that his statement on page eight of the minutes with regard to the construction of the bridge at Cherry Hills Country Club be changed to the following:

“Councilor Roswell expressed his disappointment by the fact that the bridge has already been constructed.”

Councilor LaMair moved, seconded by Councilor Roswell to approve the May 20, 2008 minutes as amended.

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Mark Griffin	yes
Marcia Frew	yes
Russell Stewart	yes

Vote on the May 20, 2008 minutes as amended: 5 ayes. 0 nays. The motion carried.

Phase II Stormwater Permit

Director of Public Works Jay Goldie stated the 2008 stormwater permit is required by the State and must be submitted by June 10th. The first permit cycle for Phase II communities, including Cherry Hills Village, began in 2003 and expired in March of 2008. The City and all other small municipalities are now required to renew this permit for the next five year term. The Phase II program requires Municipal Separate Storm Sewer System (MS4) to implement minimum control measures in six different elements, which will result in significant reduction of pollutants discharged into receiving waters.

Mr. Goldie informed Council of the six MS4 program elements, termed “Minimum Control Measures.” The minimum control measures are: Public Education and Outreach, Public Participation/Involvement, Illicit Discharge Detection and Elimination, Construction Site Runoff Control, Post-Construction Runoff Control, and Pollution Prevention/Good Housekeeping.

Councilor Stewart asked if this permit was prepared from something that was already done.

Mr. Goldie said that when the permit was submitted in 2003 staff put together a list of minimum requirements they would be able to meet with regard to Stormwater.

Councilor Stewart moved, seconded by Councilor LaMair, to approve the Phase II Stormwater Permit.

The motion passed unanimously.

License Agreement with Denver Water concerning the flashing pedestrian poles at the High Line Canal crossings at Quincy Avenue and Colorado Boulevard

Councilor Stewart asked what would happen if the City did not sign the license agreement.

Mr. Goldie said the poles would be removed by Denver Water.

Mayor Wozniak asked if the poles could be moved.

Mr. Goldie stated they have moved the poles for Denver Water previously. He added the City has no right-of-way where Quincy and Colorado cross the High Line Canal.

Mayor Wozniak asked where the City's property begins.

Mr. Goldie stated Denver Water owns a 100-foot wide right-of-way (50 feet on each side of the canal) through the Highline Canal. Mr. Goldie added that the City does not have a right-of-way through the High Line Canal, rather the City has a license agreement for the City's roads to go through there.

Mayor Wozniak shared his disappointment with the issue and stated he would like to invite Mayor Hickenlooper to come discuss the issue with Council.

City Attorney Ken Fellman stated that staff feels this is a "shake-down" on the part of Denver Water and recommended Council does not take any action tonight until further information is received and matters are discussed. He also suggested Mayor Wozniak speak to Mayor Hickenlooper personally to discuss the matter prior to sending a letter to the Denver Water Board.

Councilor LaMair asked if Catherine Anderson's property could be used for relocation of the poles.

Mr. Goldie stated that Denver Water has an easement over the Anderson property for the Canal at this location.

Mr. Fellman informed Council he found fourteen legal issues with the agreement but staff decided not to pursue those due to legal costs that the City would incur.

Councilor Stewart moved, seconded by Councilor Roswell, to table Agenda Item 4b, the License Agreement with Denver Water concerning the flashing pedestrian poles at the High Line Canal crossings at Quincy Avenue and Colorado Boulevard.

The motion passed unanimously.

UNFINISHED BUSINESS**Council Bill 7, Series 2008; a bill for an ordinance amending Chapter 18 of the Municipal Code concerning Building Regulation on final Reading**

Planning Manager Rob Zuccaro presented CB 07-08, a bill for an ordinance amending Chapter 18 of the Municipal Code concerning Building Regulation on final reading.

Mr. Zuccaro informed Council that staff is presenting Council Bill 07, Series 2008 for consideration on final reading. He mentioned the Council approved the bill on first reading at the May 20, 2008 meeting and that no changes have been made since that time. He added that the bill amends Section 18-10-70(a) of the Municipal Code and allows enforcement of construction time violations without first providing 24 hours notice to bring the violation into compliance.

There was no discussion on the part of Council.

Councilor Roswell moved, seconded by Councilor Stewart, to approve CB 07-08, a bill for an ordinance of the City of Cherry Hills Village amending Chapter 18 of the Cherry Hills Village Municipal Code concerning Building Regulations by amending section 18-10-70(a) concerning enforcement of the provisions of Chapter 18 that regulates construction times on second and final Reading.

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Mark Griffin	yes
Marcia Frew	yes
Russell Stewart	yes

Vote on CB 07-08: 5 ayes. 0 nays. The motion carried.

Expenditure of funds and construction of a new Village Center Sign

Mr. Goldie informed Council that at the April 15, 2008 City Council meeting, the Parks, Trails and Recreation Commission (PTRC) and staff presented a proposal for a new informational sign at the Village Center.

Mr. Goldie also told Council that staff has made the changes requested by Council. He mentioned that staff has also decided to continue working with Fast Signs for the top portion of the sign but staff will print the banners in house on the City scanner in order to save money.

Councilor Frew asked if the sign has lighting.

Mr. Goldie stated the sign is not lit.

Councilor Griffin asked if the sign is weather proof.

Mr. Goldie stated the banners are weather proof cork-board and are covered by plexi-glass that closes and locks. He added that staff has full control of what will be on the board. He added that the PTRC and staff are still working on approved policies and uses for the sign and until those policies are in place, only City sponsored events will be on the banner.

Councilor LaMair stated it is a wonderful idea and added she is in favor of only having one sign at the Village Center.

Mr. Goldie confirmed the current sign would be removed.

Councilor LaMair made a motion, seconded by Council Roswell, to approve the expenditure of \$3,021.58 for the purchase of the proposed information sign at the Village Center and the accessories necessary to install the sign in-house.

NEW BUSINESS

Council Bill 8, Series 2008; a bill for an ordinance amending Municipal Code Section 2-8-20, concerning members; appointment, and Section 2-8-30, concerning terms of office; organization, of the Parks, Trails and Recreation Commission

City Manager Eric Ensey presented CB 08-08, A bill for an ordinance amending Municipal Code Section 2-8-20, concerning members; appointment, and Section 2-8-30, concerning terms of office; organization, of the Parks, Trails and Recreation Commission (PTRC). Mr. Ensey stated staff is presenting Council Bill 8, Series 2008 on first reading. He said the proposed bill amends two sections of Chapter 2 of the Municipal Code as it relates to the Parks, Trails and Recreation Commission.

Mr. Ensey informed Council that the proposed bill amends Section 2-8-20 by removing the City Council member from participating with the PTRC and replacing that position with a new "at-large" position. He added the Commission would remain at a total of 7 members, with the Council member attending PTRC meetings only in a liaison capacity.

He added the bill also proposes amending Section 2-8-30 by removing the reference to the Council member, as that position will not be part of the Commission.

Councilor Roswell asked if there should be council liaisons for all commissions for the purpose of consistency.

Councilor LaMair stated an additional resident on the commission is a good idea.

Councilor Stewart moved, seconded by Councilor LaMair, to approve CB 08-08, a bill for an ordinance amending Municipal Code Section 2-8-20, concerning members; appointment, and Section 2-8-30, concerning terms of office; organization, of the Parks, Trails and Recreation Commission.

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Mark Griffin	yes
Marcia Frew	yes
Russell Stewart	yes

Vote on CB 08-08: 5 ayes. 0 nays. The motion carried.

Council Bill 9, Series 2008; A bill for an ordinance of the City of Cherry Hills Village amending Chapter 7 of the Cherry Hills Village Municipal Code, concerning health, sanitation and animals, by amending section 7-1-30(5) concerning lighting nuisance

Planning Manager Rob Zuccaro presented CB 09-08, a bill for an ordinance of the City of Cherry Hills Village amending Chapter 7 of the Cherry Hills Village Municipal Code, concerning health, sanitation and animals, by amending section 7-1-30(5) concerning lighting nuisance. Mr. Zuccaro stated Staff is presenting Council Bill 09, Series 2008 for consideration on first reading.

Mr. Zuccaro informed Council the bill amends Section 7-1-30(5) of the Municipal Code concerning lighting nuisance and is intended to clarify and eliminate redundancy in the current language. He added that in researching the issue on exterior lighting and entry monument signs, which was brought to the Council for discussion at a previous meeting, this redundancy was discovered. He mentioned that staff does intend to propose a council bill at the next meeting on the exterior lighting issue. Mr. Zuccaro added the proposed bill no longer requires the City to contact a property owner about a lighting problem before it is declared a nuisance.

He added that both sub-paragraphs A and B are redundant in requiring a written complaint.

Councilor LaMair asked Mr. Fellman if the language in sub-paragraph A is common language in the City's code.

Mr. Fellman stated it is not common; it is nice when staff can intervene, but to mandate it in the code is a slippery slope.

Councilor Stewart asked why the light is being measured from the property line of the owner rather than the street.

Mayor Wozniak asked that if there is a street present, shouldn't the measurement be taken from the property line across the street.

Mr. Zuccaro stated this proposed bill is similar to the Commercial Lighting Code as there is a .02 foot candle limit.

Councilor LaMair stated this issue also relates to the other lighting piece. She asked if there have been a lot of complaints about this.

Mayor Wozniak stated it is more of a nuisance issue and added there have not been many complaints.

Councilor Griffin asked how bright a .02 foot candle light is.

Mr. Zuccaro said the light is not too bright but he couldn't say for sure. He said he would try to obtain and bring forth more information on the brightness of a .02 foot candle light.

Councilor LaMair moved, seconded by Councilor Roswell, to approve CB 09-08, a bill for an ordinance of the City of Cherry Hills Village amending Chapter 7 of the Cherry Hills Village Municipal Code, concerning health, sanitation and animals, by amending section 7-1-30(5) concerning lighting nuisance.

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Mark Griffin	yes
Marcia Frew	yes
Russell Stewart	yes

Vote on CB 09-08: 5 ayes. 0 nays. The motion carried.

Council Bill 10, Series 2008; a bill for an ordinance amending Section 18-10-20, concerning construction practices definitions; and Section 18-10-30, concerning administration of construction practices

Rob Zuccaro presented CB 10-08, a bill for an ordinance amending Section 18-10-20, concerning construction practices definitions; and Section 18-10-30, concerning administration of construction practices.

Mr. Zuccaro stated staff is presenting Council Bill 10, Series 2008 for consideration on first reading. The bill amends Section 18-10-20 and 18-10-30 of the Municipal Code concerning the definition of construction activity and the related administration of construction activities and construction staging.

Mr. Zuccaro said the Council directed staff to explore options for requiring that all significant construction be subject to the City's construction staging requirements. Currently, any work that does not require a permit does not have to meet the requirements, including large scale landscape projects that may have a significant impact if not staged properly.

He added that section 18-10-20 includes the definition of construction activity and the proposed amendment deletes the provision in the definition that only work that requires a permit be deemed a construction activity. He said that with this amendment landscaping and other than flatwork, such as driveways and sidewalks, would be considered a construction activity.

He also mentioned that section 18-10-30 requires that construction activities that do not require a permit still be subject to the construction staging requirements even when a construction staging plan is not submitted, and allows for the City Manager to require that a construction staging plan be submitted for review if it is necessary to insure compliance with the staging requirements.

Councilor LaMair stated she and Councilor Roswell have discussed this issue. She also inquired as to the cost associated with paying staff to review the permits.

Councilor Roswell stated that the issue is in relation to permitting requirements for landscaping projects, he added the proposal is intended to give more latitude to City staff. He also said he struggles with whether this is a proper way to deal with the issue but thought it was important to bring before Council. He added the Villager newspaper recently had an article with regard to the City of Greenwood Village and their landscaping permitting processes. He stated he would like discussion from Council.

Mayor Wozniak stated he liked that the proposal gives staff discretion and that landscaping is expressly included in the proposal. He also stated he liked that there was discretion as to when a landscaping project is considered "major" and a staging plan is required.

Councilor Stewart stated he thinks the proposal is wonderful and a great approach. He stated the City should give it a shot to see how it works and come back before Council if it doesn't seem to be working.

Councilor LaMair asked if anyone else had a hand in this or if it was looked at by staff only.

Mr. Zuccaro stated it was reviewed by staff.

Councilor LaMair asked how the City would consider a person moving a large amount of cubic dirt and building a berm on their own property.

Mr. Ensey stated it would be classified as a berm permit. He added the berm ordinance was changed to address some of the issues that arose out of the Ash Street property.

Councilor Roswell moved, seconded by Councilor LaMair, to approve CB 10-08, a bill for an ordinance amending Section 18-10-20, concerning construction practices definitions; and Section 18-10-30, concerning administration of construction practices

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Mark Griffin	yes
Marcia Frew	yes
Russell Stewart	yes

Vote on CB 10-08: 5 ayes. 0 nays. The motion carried.

Council Bill 11, Series 2008; a bill for an ordinance of the City of Cherry Hills Village amending Chapter 18 of the Cherry Hills Village Municipal Code, concerning building regulations, by amending sections 18-1-20(6), concerning project completion for permits under the 2006 International Building Code, by amending Section 18-2-20(5), concerning project completion for permits under the 2006 International Residential Code; and by amending Section 18-10-60, concerning construction times.

Rob Zuccaro presented CB 11-08, a bill for an ordinance of the City of Cherry Hills Village amending Chapter 18 of the Cherry Hills Village Municipal Code, concerning building regulations, by amending sections 18-1-20(6), concerning project completion for permits under the 2006 International Building Code, by amending Section 18-2-20(5), concerning project completion for permits under the 2006 International Residential Code; and by amending Section 18-10-60, concerning construction times.

Mr. Zuccaro reported that staff is presenting Council Bill 11, Series 2008 for consideration on first reading. He said the bill amends Section 18-1-20 (6) and 18-2-20(5) of the municipal code concerning the time limit for the completion of construction projects and amends Section 18-10-60 concerning construction times.

Mr. Zuccaro stated that at the May 20th Council meeting, the Council directed staff to explore options for limiting construction hours on the weekend. Currently, construction is allowed on Saturdays from 8am to 4pm and on Sundays and holidays, in fully enclosed areas, between 8 am and 4 pm.

He added the proposed amendment to Section 18-10-6 would not allow any construction activity on Sundays and federal holidays and would limit Saturday construction to interior work only, fully enclosed areas, between 8am and 4pm.

He said the proposal does include an exception for homeowners who are doing small-scale do-it-yourself type work without a contractor and who do not exceed the dB levels outlined in the nuisance ordinance.

Lastly, Mr. Zuccaro mentioned that because the reduction in hours will likely lead to a longer time frame for large-scale construction projects, the proposal also extends the time limit for completion of projects from 18 to 24 months.

Councilor Roswell stated this issue arose from many conversations with residents and with regard to the number of construction projects over the years as well as current projects. He added this would be the second time the Council has amended construction times in the past two years.

He said he is still hearing comments and complaints from neighbors with regard to the construction noise issues in the neighborhood and that is why the proposal was drafted. He stated there are many projects behind his home and across the street that are a disruption due to the construction activities, however he also looks forward to the completion of those projects.

He mentioned he is not in favor of expanding the time limit from 18 to 24 months, and added it should be tested to see how it works before deciding to expand the time frame. He then said he is more inclined to delete the last changes in the last paragraph of section 18-10-60 in subparagraph two; he added that work performed by a homeowner seems to be more of an issue that should be left to the discretion of the code enforcement officer.

Councilor Griffin stated that it doesn't make sense to extend the time limit from 18 to 24 months as eliminating Sundays and holidays is approximately only two months of lost time.

Councilor LaMair stated the time frame should not be extended. She asked if it is possible to enforce the time extension just during the summer.

Mr. Ensey stated it would be easier to enforce a year round restriction.

Councilor LaMair asked Mr. Fellman if different construction hours could be passed for different areas of the Village, such as a four acre property as they might not be as impacted.

Mr. Fellman stated it could be done legally but it would require a great deal of staff time to follow through with.

Councilor LaMair stated Cherry Hills Village is the fifth wealthiest community in the nation. She stated it is hard to believe that other communities like Cherry Hills Village are having exterior construction every day from 8am-4pm during the summer. She stated she feels this is a good step in the right direction.

Councilor Stewart asked how many times someone has taken longer than eighteen months to complete a project.

Mr. Zuccaro stated he is aware of a couple of instances but does not have an exact number.

Mayor Wozniak stated there was a four and a half year construction issue and it drug on because they were trying to be considerate with the construction hours.

Councilor Stewart said interior restrictions should not be part of this proposal because if they can work inside and get the project done sooner, they should.

Mayor Wozniak stated there are many construction related violations on the weekends. He added that if the concerns and comments from residents are going to be addressed, the proposal needs to be tested.

Councilor Roswell stated he hears a lot of comments about Old Cherry Hills Village being built out. He added the construction traffic, even on a Sunday, is equivalent to a weekday's worth of traffic.

Mayor Wozniak asked what would happen if a project was nearly done but they were at the eighteen month deadline.

Mr. Zuccaro stated the builder could request and pay for an extension.

Councilor LaMair stated the uniqueness of certain neighborhoods might be more prevalent for this sort of ordinance.

Mayor Wozniak stated it is important to keep uniformity and consistency within the City.

Councilor LaMair moved, seconded by Councilor Roswell, to approve CB 11-08, as presented with the following amendments: revert to the original language of eighteen months found in 18-1-20 (6) as well as 18-2-20 (5) and also remove the last sentence, beginning with "notwithstanding" of 18-10-60.

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Mark Griffin	yes
Marcia Frew	yes
Russell Stewart	yes

Vote on CB 11-08: 5 ayes. 0 nays. The motion carried.

Resolution 11, Series 2008; a resolution establishing a residential development standards committee.

City Manager Eric Ensey stated that Council directed staff to prepare a resolution establishing a committee to comprehensively review the City's residential development standards and provide a thorough analysis and recommendation to the Council concerning possible actions.

Mr. Ensey said that as a result, staff is presenting Resolution 11, Series 2008 for Council consideration. The proposed resolution establishes the Residential Development Standards (RDS) Committee to review, at a minimum, setbacks, height, floor area, open space coverage, accessory structures, natural surroundings, the issuance of building permits, enforcement and implementation, and how these factors relate to the City's master plan.

Mr. Ensey added that the proposed RDS Committee would consist of 4 residents appointed by the Council and 2 members of Council acting as non-voting advisors to the Committee.

Councilor Roswell informed Council that this issue arose from concerns given by residents of the Old Cherry Hills neighborhood. As a result they had discussed putting together a task force to deal with these types of issues and looking at previous research concerning impacts to Cherry Hills Village and neighboring communities and other similarly situated communities across the nation. Mr. Roswell thanked Mr. Ensey for putting this together.

Councilor LaMair stated she was pleased with the proposed resolution and thanked staff for their assistance.

Mayor Wozniak recommended the verbiage state "the committee also deals with current ordinances of the City and identify issues associated...".

Councilor LaMair stated the charge is significant as related to the work load. She is concerned it is going to eat up a lot of staff time and recommended initial help to staff, possibly in an internship capacity.

Mayor Wozniak stated the composition of this committee is crucial and the committee should be filled with experience people who will be able to help the City move forward.

Councilor Stewart stated paragraph two of the duties and responsibilities should be as follows; "Review all planning, studies and work performed to date by the City that have looked at the issues of residential development standards."

Councilor Stewart recommended these board members give reports to Council as to their progress and findings. He also mentioned that paragraph five should read; "Prepare recommendations to the Council on a course of action to address those issues identified."

Councilor LaMair moved, seconded by Councilor Roswell, to approve Resolution 11, Series 2008, a resolution establishing a residential development standards committee and assigning duties and responsibilities to that committee with the following amendments: paragraph two of the duties and responsibilities should be as follows; "Review all planning, studies and work performed to date by the City that have looked at the issues of residential development standards." and paragraph five should read; "Prepare recommendations to the Council on a course of action to address those issues identified."

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Mark Griffin	yes
Marcia Frew	yes
Russell Stewart	yes

Vote on Resolution 11-08: 5 ayes. 0 nays. The motion carried.

REPORTS**Members of City Council**

Councilor Frew had no report.

Councilor Roswell had no report.

Councilor Stewart had no report.

Councilor LaMair stated she attended the most recent DRCOG meeting and said the Board took action to support the transportation finance panel report. She said the issues that were brought forward by Mr. Frederickson and the article in the Villager with regard to South Suburban has brought many phone calls from residents. She is hearing from the public that the City should take a step back and look at the issue from a different view. She has also been asked that the public be invited to speak freely and openly about the issue. Councilor LaMair inquired as to the role of the Council with regard to the adoption of the Master Plan as well as how the Council will interface with the Planning and Zoning commission.

Councilor Griffin stated that for the third time in as many years, a young, inexperienced driver has driven into the wall and destroyed the wall at the entrance of Cherryridge. He stated he would like to work with the Police and Public Works departments to see if there is a solution. He also asked staff to prepare a contact list for the City Council and staff.

Mayor's Report

Mayor Wozniak stated he has a Metro Mayors Caucus meeting tomorrow. He said he has gotten a mixed reaction from residents with regard to the South Suburban exclusion. He mentioned that he received a call from a resident praising Mr. Goldie and the Public Works staff for their work on a recent water leak. He thanked Mr. Goldie and the staff for their hard work.

Members of City Boards and Commissions

There were no reports.

City Manager & Staff

There were no reports.

City Attorney

City Attorney Ken Fellman stated a new minor litigation matter has come forward; a gentleman has appealed a speeding conviction from the Municipal Court. He said there were also some issues brought up about the jurisdiction of the Court system here at Cherry Hills Village. He added he will keep Council informed of the situation.

Mr. Fellman informed Council the Intergovernmental Agreement (IGA) with Denver for the Democratic National Convention has been revised and forwarded to him for his review. He will bring a proposed IGA to Council within the next couple of upcoming meetings.

RECORD OF PROCEEDINGS

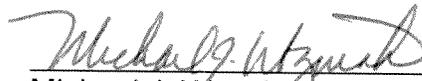
Councilor Stewart moved, seconded by Councilor LaMair, to hold an executive session for the purpose of discussing negotiating strategy and instructing negotiators and receiving legal advice concerning the Davis Partnership mediation as authorized by CRS 24-6-402(4)(b)&(e); and following the conclusion of the executive session, this Council meeting of June 3, 2008 be formally adjourned.

Council adjourned to an Executive Session at 8:28 p.m.

The Executive Session adjourned at 8:50 p.m.

ADJOURNMENT

The regular meeting adjourned at 8:50 p.m.



Michael J. Wozniak, Mayor



Melissa G. Formby, City Clerk