

**RECORD OF PROCEEDINGS**

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Minutes of the  
City Council of the City of Cherry Hills Village, Colorado  
Held on Tuesday, October 7, 2008 at 6:30 p.m.  
At the Village Center

Mayor Pro Tem Russell Stewart called the meeting to order at 6:34 p.m.

**ROLL CALL**

Councilors Harriet LaMair, Klasina VanderWerf, 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 Chief John Patterson, Lieutenant Jody Sansing, Public Works Director Jay Goldie, Planning Manager Rob Zuccaro, Parks, Trails & Recreation Administrator Ryan Berninzoni, and City Clerk Melissa Formby.

Absent: Mike Wozniak  
Mark Griffin

Mayor Pro Tem Stewart moved new business to the beginning of the meeting.

**NEW BUSINESS**

Lorraine E. Salazar (11 Blackmer Road) – Variance to allow a front yard setback of 50 feet in the R-1 Zone District to allow administrative approval of a Minor Lot Adjustment for the property located at 11 Blackmer Road

Planning Manager Rob Zuccaro stated the item under new business is a request from Lorraine Salazar at 11 Blackmer Road for a variance request and mentioned that because not all members of the Council were present it might be beneficial to continue the matter to a future date.

Mayor Pro Tem Stewart agreed that due to the lack of Council members present and asked Ms. Salazar if she would like to continue her application to the October 21<sup>st</sup> City Council meeting.

Mayor Pro Tem Stewart opened the public hearing.

Lorraine Salazar – 11Blackmer Road

Ms. Salazar said she had no objections to continuing the matter to the next meeting.

Karyn Bristow – 5 Blackmer Road

Ms. Bristow stated she wanted to speak on this matter, but does not object to a continuance on this matter.

Mayor Pro Tem Stewart recommended continuing the variance application until all members of the Council could be present

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Russell Stewart	yes
Klasina VanderWerf	yes

Vote: 4 ayes. 0 nays. The motion carried.

### **AUDIENCE PARTICIPATION PERIOD**

Mike McNamara – 4125 S. Clermont St.

Mr. McNamara said he reviewed the 2009 draft budget and said he feels that given the current economic conditions, the City should have more conservative revenue assumptions. He said it seems there are expenditures that seem more like a “want” as opposed to a “need”. He added there should be a dollar figure for the South Suburban matter in the budget.

### **CONSENT AGENDA**

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

- Minutes – September 16, 2008
- Resolution 21, Series 2008; a resolution adopting the Cherry Hills Village Investment Policy

The following votes were recorded:

Scott Roswell	yes
Harriet LaMair	yes
Russell Stewart	yes
Klasina VanderWerf	yes

Vote on the Consent Agenda: 4 ayes. 0 nays. The motion carried.

### **ITEMS REMOVED FROM CONSENT AGENDA**

The following items were removed from the Consent Agenda:

Expenditure of Funds and Contracts for Services – Woodie Hollow Picnic Structure

Councilor Roswell pulled this item for further discussion.

Parks, Trails, and Recreation Administrator Ryan Berninzoni stated this item includes the bid for a 20' x 20' octagonal shelter with a wood frame and green metal roofing from Churchich Recreation. He said the cost for the structure itself is \$32,238.00. He mentioned other

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Mr. Berninzoni said all members have reviewed and are in favor of the shelter.

Councilor Roswell asked if this is the most economic rebuild for the Woodie Hollow Park. He also asked how PTRC arrived at this design.

Mr. Berninzoni said the item has been discussed by the PTRC for nearly a year and a half and added that it has been a large priority for the commission to get this shelter approved.

Councilor LaMair asked if there were going to be some efforts to fund this through grants.

Mr. Berninzoni said it was too late this year for this to be considered as part of a grant, but one could be sought next year.

Councilor LaMair explained that while she sat on the PTRC, the members made the shelter their top priority partly because the area currently offers an attractive site for nuisance and loitering. She added the PTRC wanted the shelter to be very attractive and hoped it could be used for Girl Scout and Boy Scout troops, etc. She said she feels the cost is high and recommended including a footnote to try to obtain a grant. She also recommended the members of the PTRC come to the next meeting and speak to the issue.

Councilor VanderWerf said the budgeted amount seemed reasonable and added the diagram looks like the shelter is fairly open so it may not be as attractive for loitering.

Mr. Berninzoni said that staff did look into the cost of refurbishing the shelter and found the cost was not much different from the rebuild.

Councilor VanderWerf also said that staff is taking responsibility for a good share of some of the construction to bring the cost of the project down.

Councilor Roswell recommended members of the PTRC come before Council and explain why it is so important and why the cost is so high.

Mayor Pro Tem Stewart said he felt the cost was reasonable.

Councilor Roswell moved, seconded by Councilor LaMair, to table the Expenditure of Funds and Contracts for Services request until October 21<sup>st</sup> City Council meeting.

The motion passed unanimously.

Resolution 20, Series 2008; a resolution concerning the appointment of the vacant District 3 City Council position

Councilor LaMair removed this item and recommended the item should be removed until all of the Council can be involved.

Councilor LaMair moved to table Resolution 20, Series 2008 until the October 21<sup>st</sup> City Council meeting.

City Attorney Ken Fellman said there is not a requirement to act on this item tonight and recommended the motion be withdrawn so the position could be posted and brought back before Council when the item is ready.

Councilor LaMair withdrew the motion.

Mayor Pro Tem Stewart said the position would be posted for ten days at which time interviews will be conducted and then a decision will be made.

The motion passed unanimously.

### **UNFINISHED BUSINESS**

No unfinished business.

### **REPORTS**

#### **Mayor's Report**

There was no report.

#### **Members of City Council**

Councilor VanderWerf said the organizational meeting for the Residential Development Standards (RDS) Committee was October 6, 2008 and she mentioned that the members of this committee are outstanding.

Councilor Roswell said he met with Finance Director Karen Proctor, Chief of Police John Patterson and City Manager Eric Ensey with regard to the proposed Paid Time Off (PTO) Policy and said it was a good discussion. He is going to look at some other areas of PTO programs and plans on bringing it back before Council on October 21<sup>st</sup>.

He also mentioned that he met with Fire Chief Qualman and Assistant Fire Chief Mike Dell'Orfano of South Metro Fire District with regard to closing station 37 and moving station 38.

Councilor Roswell also mentioned that Greenwood Village has approached the City about sharing the cost of traffic signals at the intersections of Glenmoor Drive and Belleview Avenue, and Franklin Street and Belleview Avenue.

Councilor LaMair said she received a letter from resident Terri Dennis regarding energy conservation with respect to home building and our lack of participation. She said she is concerned with this issue and believes the RDS Committee needs to take the reigns on these matters.

**Members of City Boards and Commissions**

There were no reports.

**City Manager & Staff**

City Manager Eric Ensey informed Council the volunteer recognition party would be held on Friday, October 24<sup>th</sup> at 6:30 p.m. He said the party would be held at Councilor VanderWerf's home and asked the Council if there were any conflicts with this date.

Mr. Ensey also mentioned the October 21<sup>st</sup> City Council meeting will begin at 5:30 p.m. as there is a study session scheduled to discuss the Citizens City Center Committee report.

**City Attorney**

Mr. Fellman updated Council on a proceeding taking place with regard to telecommunications.

**STUDY SESSION**

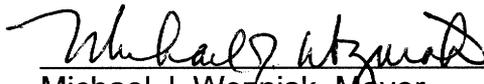
A motion was made by Councilor LaMair, seconded by Councilor VanderWerf to adjourn to a study session at 7:16 p.m. to discuss the proposed 2009 fiscal year budget.

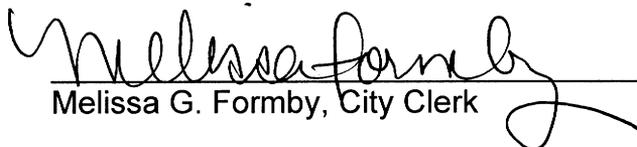
The motion passed unanimously.

The Study Session ended at 7:35 p.m.

**ADJOURNMENT**

The meeting adjourned at 7:35 p.m.

  
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Michael J. Wozniak, Mayor

  
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Melissa G. Formby, City Clerk