

## RECORD OF PROCEEDINGS

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Minutes of the  
City Council of the City of Cherry Hills Village, Colorado  
Held on Tuesday, May 3, 2016 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 Mark Griffin, Earl Hoellen, Alex Brown, Mike Gallagher, Klasina VanderWerf, and Katy Brown were present on roll call. Also present were Interim City Manager and Public Works Director Jay Goldie, City Attorney Linda Michow, Finance Director Karen Proctor, Police Chief Michelle Tovrea, Human Resource Analyst Kathryn Ducharme, Public Works Project and Right-of-Way Manager Ralph Mason, and City Clerk Laura Smith.

Absent: none

### **PLEDGE OF ALLEGIANCE**

Council conducted the pledge of allegiance.

### **AUDIENCE PARTICIPATION PERIOD**

None

### **CONSENT AGENDA**

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

- a. Approval of Minutes – April 19, 2016
- b. Resolution 5, Series 2016; Concerning the Reappointment of a Member to the Board of Adjustment and Appeals
- c. Resolution 6, Series 2016; Concerning the Reappointment of Members and the Appointment of a New Member to the Parks, Trails and Recreation Commission

The motion passed unanimously.

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

None

### **UNFINISHED BUSINESS**

None

### **NEW BUSINESS**

#### **Intergovernmental Agreement with the City of Englewood for the Cape Seal Project on South Clarkson Street and Contract Change Order**

Interim City Manager/Director Goldie explained that on April 19<sup>th</sup> City Council approved the Contract for Services with Foothills Paving and Maintenance Inc. in the amount of \$280,083.50 for the 2016 Chip Seal CIP program. As mentioned at that time staff had been working with the

City Attorney on an intergovernmental agreement (IGA) with Englewood to have S. Clarkson Street cape sealed. The project would be added to the City's contract with Foothills Paving and Maintenance Inc. The cost for the project would be split in half between the two entities. City staff would manage and oversee the project with assistance from Englewood to ensure proper installation and coordination. Each City would be responsible for notifications and traffic control within their respective jurisdictions. The cost for the project was estimated at \$198,396.00. A 5% contingency was included within the IGA. The total maximum expenditure for the project would be \$208,315.80. The total maximum expenditure for each entity would be \$104,157.90

Councilor Hoellen questioned if the City's IGAs in general should include a provision to charge a late fee if payments were not made by the deadlines.

Interim City Manager/Director Goldie replied that he had not seen such provisions included in IGAs but that staff could include them in the future.

City Attorney Michow agreed.

Councilor Hoellen noted that the City would be entering into an IGA of much higher cost in the future.

Councilor Gallagher asked about the bike lane along Clarkson.

Interim City Manager/Director Goldie replied that Englewood was still working on funding with DRCOG for the bike lane. He indicated that the bike lane would be created with striping only. He noted that Clarkson did not currently have any striping except at intersections.

Mayor Christman asked on which side of Clarkson the bike lane would be added.

Interim City Manager/Director Goldie replied it would likely be on the Cherry Hills Village side because that side had no parking.

Mayor Christman advised staff to make sure they were able to give input to Englewood and DRCOG about signage for the bike lane.

Interim City Manager/Director Goldie agreed and noted that there would be minimum signage for the bike lane.

Councilor Gallagher warned about residents whose driveways exited onto Clarkson and the concerns they might have about visibility of oncoming bikes.

Interim City Manager/Director Goldie agreed and indicated staff would look at the lines of sight and sight triangles at those intersections.

Councilor VanderWerf moved, seconded by Councilor K. Brown to approve the IGA with the City of Englewood for the installation of a Cape Seal on South Clarkson Street, with each entity being responsible for 50% of the project costs.

The motion passed unanimously.

Councilor VanderWerf moved, seconded by Councilor K. Brown to approve the Change Order with Foothills Paving and Maintenance Inc. in the amount of \$198,396.00, with a maximum expenditure of \$208,315.80 which includes a 5% contingency, of which 50% is to be reimbursed by the City of Englewood as outlined in the approved IGA.

The motion passed unanimously.

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### REPORTS

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

Mayor Christman reported that the May 13<sup>th</sup> reception with new City Manager Jim Thorsen and the May 14<sup>th</sup> Council Retreat would both take place at Glenmoor Country Club. She indicated that the cost for the reception would be approximately \$25/person not including sales tax, beverages, or the 20% service charge. She thanked residents Lynda McNeive and Lynn Hornbrook for hosting the City and securing the members rate for beverages at the reception. She noted that she would send the agenda for the retreat to Council for input.

Mayor Christman reported that DRCOG had increased its mandatory meetings from one to two a month. She also reported that she had met with residents of the Dahlia neighborhood who were still concerned about speeding and rolling stops through stop signs during rush hours. She indicated that because the traffic study would not be completed for several more months she would discuss placing an unmarked car in the problem area with the Police Department.

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

Councilor Hoellen reported that he and the Mayor had been invited to and attended a meeting of the Devonshire Heights HOA.

Councilor K. Brown reported that the Centennial Airport Noise Roundtable would meet tomorrow and reminded Council that the Roundtable was working to form a Memorandum of Understanding with Centennial Airport, an aspect of which would be the establishment of funding from each municipality of approximately \$1000. She noted that she had attended the DRCOG award ceremony at the new Westin hotel at DIA. She added that there were concerns about pedestrian traffic in Cherry Hills North that might be related to the concerns in the Dahlia neighborhood.

Councilor Hoellen noted there had been a favorable article about Denver's Union Station and new RTD lines in the New York Times.

Council discussed the new RTD lines.

Councilor VanderWerf reported that the High Line Canal Working Group had met last Wednesday with their consultant for a Master Plan. She noted that a community meeting would be held in the Village Center area next week.

Mayor Pro Tem A. Brown had no report.

Councilor Griffin reported that the May 5<sup>th</sup> Board of Adjustment and Appeals (BOAA) meeting had been rescheduled for May 4<sup>th</sup>.

Councilor Gallagher reported that the Parks, Trails and Recreation Commission (PTRC) would hold its first meeting with the John Meade Park consultant next Tuesday. He noted the sad passing of resident Paul Colburn, whose photography had been displayed in the Community Room in 2014.

#### **Members of City Boards and Commissions**

None

### **City Manager & Staff**

Interim City Manager/Director Goldie reported that the traffic study was underway and that currently cameras were mounted to take license plate data to help the consultants differentiate between cut-through and destination traffic. He noted that the consultants would bring an initial update to Council in July. He indicated that he would attend tomorrow's BOAA meeting, and asked Council to let him know if staff could help prepare for the Council Retreat.

Councilor K. Brown asked about the process for hiring a new Community Development Director.

Interim City Manager/Director Goldie replied that he and Human Resource Analyst Ducharme were updating the job posting and would post the job opening to close near when City Manager Thorsen started so that the hiring process would not be delayed.

### **City Attorney**

City Attorney Michow had no report.

### **EXECUTIVE SESSION**

Councilor Hoellen moved, seconded by Mayor Pro Tem A. Brown to move into Executive Session pursuant to C.R.S. Section 24-6-402(4)(a) for purposes of discussing the purchase, acquisition, or lease of real property for open space and other public purposes.

The following votes were recorded:

Gallagher	yes
Griffin	yes
A. Brown	yes
VanderWerf	yes
K. Brown	yes
Hoellen	yes

Vote on the Executive Session: 6 ayes. 0 nays. The motion carried.

The Executive Session began at 6:56 p.m.

### **PUBLIC MEETING**

The Executive Session adjourned at 8:32 p.m.

Councilor K. Brown moved, seconded by Councilor Hoellen to authorize the Mayor to execute an agreement for the purchase and sale of real property based on the direction provided during Executive Session.

The motion passed unanimously.

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**ADJOURNMENT**

The meeting adjourned at 8:33 p.m.



  
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Laura Christman, Mayor

  
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Laura Smith, City Clerk