

**CHERRY HILLS VILLAGE
COLORADO**

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Cherry Hills Village, CO 80113
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Joint Public Safety Facility
Telephone 303-789-2541
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**Notice of Meeting and Agenda
Cherry Hills Village Charlou Park 3rd Filing General Improvement District**

Tuesday, January 17, 2023

This meeting will be held in-person at City Hall with no electronic participation.

To attend in-person: There is no need to sign up to attend in-person; if you would like to speak during audience participation there will be a sign-up sheet in the Council Chambers.

To watch the meeting (no participation):

- 1) City website – [City Meeting Videos](#)
- 2) City YouTube channel – [City of Cherry Hills Village YouTube](#)

6:30 PM

The meeting of the Board of Directors of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District will be convened at the regular City Council meeting. The Cherry Hills Village City Council serves as the Charlou Park 3rd Filing General Improvement District Board of Directors.

1. Call to Order
2. Roll Call of Members
3. Consent Agenda
 - a. Approval of Minutes – December 14, 2022
 - b. Resolution 1, Series 2023; Designating the Public Place for Posting Notices of Regular and Special Meetings
 - c. Resolution 2, Series 2023; Adopting a Budget Calendar for the 2024 Budget
4. Items Removed From Consent Agenda
5. Unfinished Business
6. New Business
7. Adjournment

Draft

Draft

Draft

Minutes of the
 City Council of the City of Cherry Hills Village, Colorado
 and of the Cherry Hills Village Charlou Park 3rd Filing
 General Improvement District Board of Directors
 and of the Cherry Hills Village Southmoor Circle and Hudson Parkway
 General Improvement District Board of Directors
 Held on Wednesday, December 14, 2022 at 6:30 p.m.
 City Hall

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 Jason Lyons, Finance Director Doug Farmen, Planning Manager Paul Workman, Parks and Recreation Coordinator Emily Black, and City Clerk Laura Gillespie.

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 Gallagher, to approve the following items on the Consent Agenda:

- a. Approval of Minutes – November 15, 2022
- b. Resolution 29, Series 2022; Approving a Residential Lease Agreement Between Jeri Neff and the City of Cherry Hills Village for Occupancy and Possession of City-Owned Property Commonly Known as the Hopkins House

December 14, 2022

City Council

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- c. Resolution 30, Series 2022; Accepting an Irrigation Line Easement from Gordon G. and Nancy J. Rockafellow on Property Located at 4200 East Quincy Avenue

The motion passed unanimously.

ITEMS REMOVED FROM CONSENT AGENDA

None

UNFINISHED BUSINESS

Resolution 31; Series 2022; The Adoption of the 2022 Cherry Hills Village Master Plan

Planning Manager Workman presented the 2022 Master Plan; Section 2-6-10 of the Municipal Code required the Planning and Zoning Commission (P&Z) to maintain a Master Plan and to review the Master Plan every 10 years; following any review of the Master Plan, P&Z is required to submit to Council findings, recommendations, and amendments, if any, which Council may adopt, modify, or reject; the Master Plan update project began in late 2019; RICK Engineering was selected through an RFP process to assist with the project; the project was postponed for about six months due to COVID-19; it had been an iterative process; community input was achieved through a city-wide mailing, two additional online surveys, 23 public meetings, three open houses, website and social media postings, resulting in 4,666 total contacts with residents and community stakeholders.

Britt Palmberg, RICK Engineering, explained the 2022 Master Plan document was not a new plan but an update to the 2008 Master Plan, but resolved some conflicts and ambiguities; the 2022 Plan had formalized chapters, a new section on sustainability and resiliency, a greater focus on community character, and had a new implementation chapter; the community vision informed all the elements of the Plan; the chapters were Community Character, Land Use, Parks, Trails & Open Space, Transportation, Infrastructure/Facilities, and Sustainability & Resiliency; each chapter had guiding principles, goals, and actions; the 2022 community vision statement was “A safe, serene, low-density residential community. It is the desire of the citizens of Cherry Hills Village to maintain and enhance the established character of the community through the implementation of the City’s planning goals and actions, regulations, and decisions.”; the City’s vision was defined by “A character defined by natural open space, views, and a safe and serene environment; while strategically addressing issues and pursuing City policy in a fiscally sound manner.”. Mr. Palmberg reviewed the guiding principles and select goals and action items from each chapter; the last chapter was an Implementation Plan that identified the responsible City department, responsible board/commission, and general timeframe reflecting prioritization, for each action item.

Planning Manager Workman indicated the P&Z voted to recommend Council approve the 2022 Master Plan; he welcomed Council wordsmithing.

Council thanked staff, the consultant, P&Z, the CAT, and the residents for their participation, feedback, and work on the project.

Councilor Blum asked that additional cell towers be added to the action items under Infrastructure/Facilities Goal 1, instead of just the aesthetics; he suggested acquisition of electric vehicles be to the first action item under Sustainability/Resiliency Goal 1; he suggested adding composting to the action plan for Sustainability/Resiliency Goal 2.

Planning Manager Workman noted P&Z had specifically chosen to keep composting in the goal but not in an action item to allow for flexibility over time as different options might become available.

City Manager Cramer suggested using words such as improving cell service would provide more flexibility than using the term cell towers as the technology developed.

Councilor Sheldon noted he had sent minor wordsmithing comments to staff already; he suggested adding to page 5 a goal year for the City to update the Master Plan, 2032 or 2037.

Mayor Stewart indicated the timeline was established in the Municipal Code.

Councilor Sheldon asked that the Code section be referenced in the Master Plan. He asked that language regarding improving cell service be added to the last bullet point at the bottom of page 5, listing the priorities for major investments.

Mayor Pro Tem Brown stated the term multi-modal could be controversial and asked if the conversation resulting in the inclusion of the term multi-modal in the Transportation chapter was about multi-modal transportation, such as people biking to work, or multi-modal recreation, such as people riding their bike around the City; she noted moving people through the City was different than people moving within the City walking, biking, or riding horses.

Planning Manager Workman replied that was one of the big topics of discussion at one of the CAT meetings, and ultimately the resolution was to include both.

Mayor Pro Tem Brown indicated words sometimes took on an unintended meaning and expressed concern that the term multi-modal would be taken in the future to mean transportation through the City.

Planning Manager Workman noted the purpose of the guiding principles at the beginning of the chapter was to help clarify intent and guide implementation.

Mayor Pro Tem Brown noted when she was riding her bike she did not think of herself as travelling and so the wording was still problematic for her. She asked about the action item for Goal 2, how those particular streets had been selected for street designs, and why Franklin and Colorado were not included.

Planning Manager Workman replied the streets included in the action item were those identified during the public input process and in the CAT discussions, but if Council wanted to add more they certainly could.

Mayor Pro Tem Brown noted she would send some small typos and word smithing changes to staff separately. She had hoped the Master Plan would answer the question of if residents wanted Council to spend City funds if providers would not fund cell towers or high speed fiber around the City to improve cellular coverage

P&Z Vice-Chair Earl Hoellen noted this was discussed at length and P&Z specifically asked residents about City funding for these projects and residents had consistently replied they did not want taxes raised and did not want to diminish City services.

Mayor Pro Tem Brown suggested adding language to that effect to the Master Plan.

Planning Manager Workman referred Council to the results of question 14 of the second survey in the appendices to the Plan.

Councilor Sheldon suggested adding the language “if and when funds become available” to the Master Plan.

Planning Manager Workman noted a question about undergrounding was included in both public surveys and the second survey results showed residents’ strong preference for no tax increase.

Mayor Pro Tem Brown noted when the new City Hall was built adding solar panels and similar green building things pushed the cost above the budget so the City did not do those things; the action item for the first goal in the Sustainability chapter did not indicate the acceptable cost for the improvements.

City Manager Cramer indicated the discussion from the CAT and P&Z was that the action plan would explore the costs.

Councilor Gallagher noted there were items throughout the Master Plan that cost money and future Councils would have to evaluate the cost versus other priorities.

Councilor Sheldon indicated the Master Plan was not intending to state what would happen, just what the priorities were.

Mayor Stewart agreed the Master Plan was a high-level document and the City would not be able to achieve all the goals because it had limited resources; the job of future Councils was to evaluate their priorities using the Master Plan as a guide along with the financial situation they were in.

Councilor Weil asked how Council could be proactive in addressing all the implementation items in the Master Plan with the City's limited budget, instead of being reactive. He agreed with Councilor Blum about adding electric vehicles to the Sustainability action items.

Planning Manager Workman replied this was an issue every community struggled with; the first implementation step was the annual budget and long-range financial plan; marrying the guidance from the Master Plan with the City's financial resources.

Councilor Weil indicated he thought there was more mechanically that could be done to implement the action items effectively and proactively.

Councilor Safavi stated the Master Plan was a wish list and goals that brought the community together; the Plan showed how lucky the residents were to live in the City; the new Plan was aligned with the previous plan.

Mayor Stewart followed up on Councilor Weil's comments and noted that often the next step for implementation was to review and update the City Code and City policies.

Councilor Weil suggested adding a financial section.

City Attorney Guckenberger replied this was an advisory document only.

Mayor Stewart added there was always the option of future Councils going to the voters to determine any new tax.

Council discussed approving the Plan with edits tonight versus directing staff to return with a final version at the next meeting.

Councilor Sheldon moved, seconded by Mayor Pro Tem Brown to approve Resolution 31, Series 2022, a resolution adopting the 2022 Cherry Hills Village Master Plan with the following three conditions or additions: 1) insertion of "if and when funds are available" in either the beginning of the document or in the Implementation section; 2) adding words regarding cell phone technology or broadband to the list of priorities in the last bullet point on page 5 regarding priorities; 3) address all other minor technical items sent to staff and brought up by Council.

The motion passed unanimously.

Council Bill 17, Series 2022; To Rezone a Parcel of Land Owned by BRAVE Englewood No. 2, LLC, from R-4 to R-1 (second and final reading)

Planning Manager Workman presented Council Bill 17, Series 2022 on second and final reading. He noted no changes had been made since first reading.

Mayor Pro Tem Brown moved, seconded by Councilor Weil, to approve Council Bill 17, Series 2022, a bill for an ordinance of the City of Cherry Hills Village to rezone a parcel of land owned by BRAVE Englewood No. 2, LLC, legally described as Lot 1, Block 1, Amended Plat of Lot 1, Block 1, Highline Meadows in Cherry Hills, from R-4 (.5-acre Residential District) to R-1 (2.5-Acre Residential District), and amending the official zoning map consistent therewith on second and final reading.

The following votes were recorded:

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

Vote on the Council Bill 17-2022: 6 ayes. 0 nays. The motion carried.

High Line Canal Stormwater Conversion Design Report Final Acceptance

Deputy City Manager/Director Goldie explained late in 2021 Council directed staff to seek further analysis of the High Line Canal Stormwater Master Plan that was conducted by the Mile High Flood District (MHFD) and High Line Canal Conservancy (HLCC); the City published an RFP and through that process ICON Engineering was hired to complete the work; the report explored and analyzed the risks and feasibility of using the Canal for stormwater purposes from an engineering perspective; the scope of the study also included crafting short- and long-term strategies and budgets for capital improvements and probable annual maintenance costs of the segment of the Canal in the City; the study concludes that "...the transformation of the High Line Canal within Cherry Hills Village from irrigation to stormwater conveyance is technically feasible through advanced engineering design and expert infrastructure construction"; just as important as the engineering feasibility and risk mitigation is the capital construction, as well as the operations and maintenance costs that would become the City's responsibility if City Council agreed to take over management of the Canal within its boundaries.

Troy Carmann, ICON Engineering, explained the changes to the report since the September 20th study session were updated maintenance costs for the tree canopy based on the recently updated tree inventory for the Canal, and a phased approach to

the capital construction; no capital improvements were required before taking over the Canal from Denver Water; the top priority for capital improvements was mitigating risk of overflow by installation of a spillway for Blackmer tributary which would allow the Canal to safely overtop and spill into Blackmer Common; the remaining capital improvements could be phased in over decades.

Councilor Blum asked about the 2023 budget for these costs and the status of the maintenance agreement with Denver Water.

Deputy City Manager/Director Goldie replied the report contemplated the City taking over the Canal in 2026 at the earliest; staff was still looking into permitting through the Army Corps of Engineers and the State Historical Society; with this report staff could continue working with all the City's partners on this project; the final decision to take over maintenance of the Canal and commit funds stayed with Council; staff was in the beginning phases of negotiations with Denver Water on the maintenance agreement including standards of care and yearly maintenance; the agreement would be very similar between all the jurisdictions but each jurisdiction would have some nuances.

City Manager Cramer added the City's current recreation lease agreement with Denver Water expired in early 2024 and that would likely be the trigger for the City signing a maintenance agreement with Denver Water committing the City to taking over maintenance of the Canal at a later date.

Deputy City Manager/Director Goldie noted the funds in the 2023 budget were a placeholder and were unlikely to be used before the City had an agreement with Denver Water, but the City might have the opportunity to use some funds to match grant monies in 2023 related to tree removal costs; the estimated costs of the capital improvements in the report were not final costs as they were based on only 30% construction documents.

City Manager Cramer added staff had new information from Denver Water that they would be open to the City doing some capital improvements in order to mitigate risk prior to the City taking over maintenance of the Canal.

Councilor Blum asked about using water from the Canal to fill City ponds.

Deputy City Manager/Director Goldie replied the City could reroute water into the ponds as long as it was released within 72 hours.

Councilor Sheldon suggested permitting for these types of capital improvements could take a long time and staff might want to start the permitting process sooner rather than later. He questioned moving forward with such a large cost before finalizing the agreement with Denver Water, although the benefit to the residents of the Blackmer Commons improvement was tangible regardless of who maintained the Canal.

City Manager Cramer agreed and noted the City might pay for high-risk tree mitigation prior to the maintenance agreement.

Councilor Sheldon noted the report was very technical and difficult to process for a non-engineer.

Deputy City Manager/Director Goldie replied staff tried to address that with the executive summary but would try to include less technical information in the future.

Mayor Pro Tem Brown asked if the operations and maintenance costs chart in the report compared to maintaining the Canal as it was now.

Mr. Carmann explained the chart was an analysis of full build out of all capital improvements; the cost of maintaining the Canal as it was now from a stormwater perspective was zero but the risk was multiple millions of dollars in potential damages; Denver Water's ownership and maintenance of the Canal as a stormwater facility was limited to emergency response; the City's operations and management costs were based on mitigation of the stormwater risk.

Mayor Stewart noted the City was the first jurisdiction to do this level of detailed stormwater analysis; Denver Water would still own the Canal but this report helped the City figure out maintenance costs; the Canal would be a park; the City would not own the water, only retain it for 72 hours; the report was good news; he asked about Council's role in accepting the report.

City Manager Cramer added it was good to find out that the per acre maintenance cost of the Canal would be less than the City's current parks; he agreed the report was good news; staff requested Council accept the report to signal that the report had merit and standing, rather than approve the report which might trigger Denver Water to want to move forward on the maintenance agreement early.

Councilor Sheldon moved, seconded by Councilor Blum, to accept the High Line Canal Stormwater Conversion Design Report as proposed.

The motion passed unanimously.

John Meade Park Sculpture and Fundraising

Parks Coordinator Black explained the Art Commission had gone through a selection process to choose an artist for a permanent art installation at John Meade Park; they selected Colorado based sculptor Joe Norman; the Parks, Trails and Recreation Commission (PTRC) had reviewed the artist's work and approved an art installation by the artist in John Meade Park; the artist proposal consisted of a three sculpture series placed around the south pond in locations identified with the Art Commission in a site walk; viewed from one angle each sculpture was a playing child, from another angle one

was an owl, one a hummingbird, and one a butterfly; public outreach included a fundraiser, two issues of the Village Crier, a table at the Winter Celebration, and social media posts; community response had been overwhelmingly positive; the total cost was \$120,000, the bulk of the cost would be paid through fundraising; the Commission was very close to achieving their fundraising goals; after fundraising was complete a contract to purchase the art would come back to Council for final approval.

Councilor Sheldon asked if the installation was included in the cost.

Parks Coordinator Black confirmed it was.

Councilor Gallagher asked about the future plan for sculptures in the Park.

Parks Coordinator Black replied this was the only permanent art installation planned for the Park.

Mayor Pro Tem Brown moved, seconded by Councilor Weil, to approve the 'Resilience' sculpture series for John Meade Park, subject to fundraising and future contract approval.

The motion passed unanimously.

City Council recessed for a break at 8:33 p.m. and reconvened at 8:42 p.m.

2023 Proposed Budget

Director Farmen presented the 2023 Proposed Budget on second and final reading; changes from first reading on November 15th consisted of an increase of \$13,500 for Quincy Farm weed mitigation in the Cat Anderson Fund as proposed by Mayor Pro Tem Brown; final assessed values were received from the County and resulted in a \$21,704 increase in property tax revenue in the General Fund and \$21,845 in the Parks Fund; with that change the General Fund had a balanced budget of \$8,483,206 in revenues and expenditures and an ending fund balance of \$11,759,975.

Councilor Blum asked if the budget included any changes due to approval of the sales tax ballot issue.

Director Farmen replied it did not.

City Manager Cramer added staff had no information about how to budget for that change yet; staff had begun to identify and work on all the steps needed to implement the ballot issue including several Code changes, new software and tracking systems, etc.

Councilor Sheldon asked if old police vehicles were sold.

Deputy City Manager/Director Goldie added discontinued police vehicles became the new administrative vehicle, and the old administrative vehicle was then auctioned, usually for a few thousand dollars.

Mayor Pro Tem Brown asked for confirmation the City was expecting a \$1.7 million surplus in 2022 that would be transferred to the Capital Fund, and that amount was included in the 2023 budget.

Director Farmen confirmed that was correct.

Council Bill 14, Series 2022; Adopting a Budget and Levying Property Taxes for the City of Cherry Hills Village, Colorado for Fiscal Year 2023 (second and final reading)

Mayor Pro Tem Brown moved, seconded by Councilor Blum, to approve Council Bill 14, Series 2022; A Bill for an Ordinance Adopting a Budget and Levying Property Taxes for the City of Cherry Hills Village, Colorado for Fiscal Year 2023 on second and final reading.

The following votes were recorded:

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

Vote on the Council Bill 14-2022: 6 ayes. 0 nays. The motion carried.

Council Bill 15, Series 2022; Authorizing Appropriations for Fiscal Year 2023 (second and final reading)

Mayor Pro Tem Brown moved, seconded by Councilor Blum, to approve Council Bill 15, Series 2022; A Bill for an Ordinance of The City of Cherry Hills Village, Colorado Authorizing Appropriations for Fiscal Year 2023 on second and final reading.

The following votes were recorded:

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

Vote on the Council Bill 15-2022: 6 ayes. 0 nays. The motion carried.

Council Bill 16, Series 2022; Amending Section 16-4-230 of the Municipal Code Concerning Tree Replacement Requirements (second and final reading)

Planning Manager Workman presented Council Bill 16, Series 2022 on second and final reading. He noted no changes had been made since first reading, and per Council direction at first reading staff would be working on options to strengthen the tree preservation regulations in the Municipal Code for Council to consider at a future date.

Mayor Pro Tem Brown moved, seconded by Councilor Sheldon to approve on second and final reading, Council Bill 16, Series 2022, a bill for an ordinance Amending Section 16-4-230 of the Cherry Hills Village Municipal Code concerning tree replacement requirements.

The following votes were recorded:

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

Vote on the Council Bill 16-2022: 6 ayes. 0 nays. The motion carried.

NEW BUSINESS

None

City Council took a break from 8:34 p.m. to 8:42 p.m.

RECESS OF THE CITY COUNCIL TO CONVENE AS THE CHERRY HILLS VILLAGE CHARLOU PARK 3RD FILING GENERAL IMPROVEMENT DISTRICT BOARD

Mayor Stewart recessed the City Council Meeting and convened the meeting of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District Board.

MEETING OF THE CHERRY HILLS VILLAGE CHARLOU PARK 3RD FILING GENERAL IMPROVEMENT DISTRICT BOARD

Mayor Russell Stewart, serving ex-officio as the GID Chairperson, called the meeting to order at 8:55 p.m.

ROLL CALL OF MEMBERS

The City Council for the City of Cherry Hills Village serving ex-officio as the Board of Directors of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District: 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.

Absent: none

The administrative staff of the City serving as the administrative staff of the GID: City Manager Chris Cramer, City Attorney Kathie Guckenberger, Police Chief Jason Lyons, Finance Director Doug Farmen, Planning Manager Paul Workman, Parks Coordinator Emily Black, and City Clerk Laura Gillespie.

CONSENT AGENDA

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

- a. Approval of Minutes – November 15, 2022

ITEMS REMOVED FROM THE CONSENT AGENDA

None

UNFINISHED BUSINESS**Resolution 4, Series 2022; Adopting a Budget for 2023**

Director Farmen presented the 2023 Proposed Budget; there had been no expenditure changes to the 2023 proposed budget for the GID since the public hearing on November 15, 2022; staff received the final certification of valuation from the County and district assessed values were slightly lower since the preliminary certification and resulted in \$398 less property tax revenues; estimated 2023 revenues in the GID Fund totaled \$28,600 and estimated 2023 expenditures in the GID Fund totaled \$28,840, inclusive of City administrative costs, legal expenses, annual audit expenses and bond principal and interest payments; the projected 2023 ending fund balance was \$34,383, which included debt service reserve of \$33,300 and TABOR restricted fund balance of \$900.

Mayor Pro Tem Brown moved, seconded by Councilor Sheldon, to approve Resolution 4, Series 2022; A Resolution of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District (GID) Board of Directors Summarizing Expenditures and Revenues, Adopting a Budget, Setting the Mill Levy and Appropriating Funds for the

GID for the Calendar Year Beginning on the First Day of January 2023 and Ending on the Last Day of December 2023.

The motion passed unanimously.

NEW BUSINESS

None

ADJOURNMENT

The Charlou Park 3rd Filing General Improvement District Board meeting adjourned.

MEETING OF THE CHERRY HILLS VILLAGE SOUTHMOOR CIRCLE AND HUDSON PARKWAY GENERAL IMPROVEMENT DISTRICT BOARD

Mayor Russell Stewart, serving ex-officio as the GID Chairperson, called the meeting to order at 8:57 p.m.

ROLL CALL OF MEMBERS

The City Council for the City of Cherry Hills Village serving ex-officio as the Board of Directors of the Cherry Hills Village Southmoor Circle and Hudson Parkway General Improvement District: 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.

Absent: none.

The administrative staff of the City serving as the administrative staff of the GID: City Manager Chris Cramer, City Attorney Kathie Guckenberger, Police Chief Jason Lyons, Finance Director Doug Farnen, Planning Manager Paul Workman, Parks Coordinator Emily Black, and City Clerk Laura Gillespie.

CONSENT AGENDA

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

- a. Approval of Minutes – November 15, 2022

ITEMS REMOVED FROM THE CONSENT AGENDA

None

UNFINISHED BUSINESS**Resolution 4, Series 2022; Adopting a Budget for 2023**

Director Farmen presented the 2023 Proposed Budget; there were no changes since the public hearing on November 15th; estimated 2023 revenues in the GID Fund totaled \$21,189 and estimated 2023 expenditures in the GID Fund totaled \$33,571, inclusive of a carry-over construction expense from 2022, City administrative costs, legal fees, and annual audit expenses; the projected fund balance at the end of 2023 was \$11,118, which included the TABOR emergency reserve (\$1,010) and Bond Reserve (\$10,000).

Mayor Pro Tem Brown moved, seconded by Councilor Sheldon, to approve Resolution 4, Series 2022; A Resolution of the Cherry Hills Village Southmoor Circle and Hudson Parkway General Improvement District (GID) Board of Directors Summarizing Expenditures and Revenues, Adopting a Budget, Setting the Mill Levy and Appropriating Funds for the GID for the Calendar Year Beginning on the First Day of January 2023 and Ending on the Last Day of December 2023.

The motion passed unanimously.

NEW BUSINESS

None

ADJOURNMENT

The Southmoor Circle and Hudson Parkway General Improvement District Board meeting adjourned.

RECONVENE MEETING OF THE CHERRY HILLS VILLAGE CITY COUNCIL

The meeting of the Cherry Hills Village City Council reconvened at 8:59 p.m.

REPORTS**Mayor's Report**

Mayor Stewart notified Council that he and Mayor Pro Tem had received a request for a proclamation recognizing a Hindu leader.

City Manager Cramer noted other jurisdictions did those types of proclamations frequently but that was not the case here and it would represent a departure from the normal procedure.

Councilor Blum recalled Council passed a proclamation when Senator McCain passed away.

Mayor Stewart indicated if a resident presented a proclamation to Council in person then Council would consider it.

Mayor Stewart reported he attended the Mayors' Munch today and discussion focused on the state preempting zoning of local municipalities to encourage higher density zoning along transportation corridors; the governor had indicated he was in favor; the legislature was also considering overriding local zoning regarding accessory structures; these types of laws had already been passed in California.

City Manager Cramer added so far Cherry Hills Village did not meet any of the triggers for preempting local zoning; there was a direct link between the state preempting local zoning and the greenhouse gas emission issues Councilor Weil had been reporting on related to DRCOG;

Mayor Stewart indicated Quincy looked wonderful where the utility lines had been undergrounded; he thanked Parks Coordinator Black for a wonderful Winter Celebration event.

Councilor Blum had no report.

Councilor Sheldon asked Chief Lyons to let John Newhouse know Council wished him the best in his next chapter after 11 years at the City as the Animal Control Officer; he suggested moving to electronic Council packets to save paper.

Councilor Gallagher suggested reusing the printed items between readings for items that would be in the packet more than once; he recognized Alice and Fred Abrams who attended every Council meeting; he indicated he would miss working current and former Council members, Mayors, and staff.

Mayor Pro Tem Brown had no report.

Councilor Weil noted DRCOG had electronic packets.

Councilor Safavi reported CU Anschutz was ranked globally as a top university for innovation.

Mayor Stewart noted Arapahoe County used electronic packets.

Members of City Council

Chief Lyons reported the contracts for the new school resource officer paid for by the schools had been approved by all parties; St. Mary's Academy was funding the entire

cost of an officer who would be assigned solely to St. Mary's; the City funded position that was previously split between three schools would now be split 33% for the elementary school and 66% for Kent Denver, with other Police Department staff filling in at the elementary school and Kent Denver paying the City for 16% of the officer.

Deputy City Manager/Director Goldie reported Denver Water's project at Holly and Quincy would impact traffic with northbound Holly closed for about a month starting at the end of January; staff had been able to avoid complete closure of the intersection; Denver Water and City staff would notify the public. He reported the City had received four proposals for the cellular RFP.

Councilor Sheldon volunteered to be involved.

Parks Coordinator Black reported the City was planning to apply for grant for a multi-jurisdictional tree canopy enhancement plan for the High Line Canal.

Deputy City Manager/Director Goldie added the City planned to have a public relations campaign prior any trees being removed.

City Clerk Gillespie reported the Home Rule Charter was being updated online and in paper to reflect the changes approved by the voters at the November election.

Planning Manager Workman reported staff had met with South Metro Fire Rescue and Sanctuary Christian Fellowship to discuss the church's plan to be an option for providing shelter to those in need in times of cold weather.

City Manager & Staff

City Manager Cramer noted staff would put electronic packets on an upcoming agenda; he indicated tonight represented the culmination of a lot of work on a lot of projects.

City Attorney

City Attorney Guckenberger had no report.

EXECUTIVE SESSION AND ADJOURNMENT

Mayor Pro Tem Brown moved, seconded by Councilor Weil, to move into Executive Session pursuant to C.R.S. Section 24-6-402(4)(f) for the purpose of discussing personnel matters related to compensation of the City Manager in relation to his performance, and upon conclusion immediately adjourning.

The following votes were recorded:

Safavi

yes

Draft

Draft

Draft

Weil	yes
Brown	yes
Gallagher	yes
Sheldon	yes
Blum	yes

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

City Council entered into executive session at 9:21 p.m.

The executive session ended and the meeting adjourned at 9:57 p.m.

(SEAL)

Russell O. Stewart, Mayor

Laura Gillespie, City Clerk

CHERRY HILLS VILLAGE
COLORADO

2450 E. Quincy Avenue
Cherry Hills Village, CO 80113
www.cherryhillsvillage.com

Village Center
Telephone 303-789-2541
FAX 303-761-9386

ITEM: 20b

MEMORANDUM

TO: THE CHERRY HILLS VILLAGE CHARLOU PARK 3RD FILING GENERAL IMPROVEMENT DISTRICT BOARD OF DIRECTORS

FROM: LAURA GILLESPIE, CITY CLERK

SUBJECT: RESOLUTION 1, SERIES 2023; DESIGNATING THE PUBLIC PLACE FOR POSTING NOTICES OF REGULAR AND SPECIAL MEETINGS

DATE: JANUARY 17, 2023

ISSUE

Shall the GID Board approve Resolution 1, Series 2023, designating the public place for posting notices of regular and special meetings (Exhibit A)?

DISCUSSION

State statute requires that the public place or places for posting notice of public meetings be designated annually at the local public body's first regular meeting of each calendar year. In 2019 the Colorado Legislature passed House Bill 19-1087 with the intent "...that local governments transition from posting physical notices of public meetings in physical locations to posting notices on a website...to the greatest extent practicable." Beginning in 2020, the GID Board designated the City's website, www.cherryhillsvillage.com, as the official public notice posting location, and City Hall as the location to post a physical notice in emergency situations that prevent the public from accessing a posting on the City website. Resolution 1, Series 2023 continues that practice. Staff will continue posting public meeting notices both on the City website and on the notice board at City Hall, as well as the City's Facebook page and Nextdoor account as much as possible.

RECOMMENDED MOTION (if removed from the consent agenda)

"I move to approve Resolution 1, Series 2023; a resolution of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District Board of Directors designating the public place for posting notices of regular and special meetings."

ATTACHMENTS

Exhibit A: Resolution 1, Series 2023

**RESOLUTION NO. 1
SERIES 2023**

**INTRODUCED BY:
SECONDED BY:**

**A RESOLUTION OF THE CHERRY HILLS VILLAGE CHARLOU PARK 3RD FILING
GENERAL IMPROVEMENT DISTRICT (GID) BOARD OF DIRECTORS DESIGNATING THE
PUBLIC PLACE FOR POSTING NOTICES OF REGULAR AND SPECIAL MEETINGS**

WHEREAS, the Cherry Hills Village Charlou Park 3rd Filing General Improvement District (“GID”) has been duly organized in accordance with City of Cherry Hills Village Ordinance 1, Series 2019, and the statutes of the State of Colorado; and

WHEREAS, pursuant to Section 31-25-609, C.R.S., the City Council for the City of Cherry Hills Village serves ex-officio as the Board of Directors of the GID (the “GID Board”) and, by practice and convenience, the administrative staff of the City serves as the administrative staff of the GID; and

WHEREAS, C.R.S. §24-6-402(2)(c) requires the annual designation of the GID Board's official public posting location for notices of regular and special public meetings.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, SITTING EX-OFFICIO AS THE BOARD OF DIRECTORS OF THE CHERRY HILLS VILLAGE CHARLOU PARK 3RD FILING GENERAL IMPROVEMENT DISTRICT, THAT:

Section 1. The City of Cherry Hills Village website, www.cherryhillsvillage.com, is hereby designated as the place at which notices of regular and special meetings of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District Board of Directors shall be posted for purposes of compliance with the Colorado Open Meetings Law, C.R.S. §24-6-402(2)(c).

Section 2. In exigent or emergency circumstances that prevent the GID from posting a meeting notice on the City’s website, the following location is hereby designated as the place at which notices of regular and special meetings of the Cherry Hills Village Charlou Park 3rd Filing General Improvement District Board of Directors shall be posted for purposes of compliance with the Colorado Open Meetings Law, C.R.S. §24-6-402(2)(c):

City of Cherry Hills Village City Hall
2450 East Quincy Avenue
Cherry Hills Village, Colorado 80113

Section 3. The meeting notices, and specific agenda information if available, will be posted at the location identified in Section 1 or Section 2 above, as applicable, not less than 24 hours before the commencement of the posted meeting.

Section 4. This Resolution shall be effective immediately.

ADOPTED by a vote of ____ in favor and ____ against this
____ day of _____, 2023.

(SEAL)

Kathleen Brown, GID Chairperson

ATTEST:

APPROVED AS TO FORM

Laura Gillespie, GID Secretary

Kathie B. Guckenberger, Attorney for GID

CHERRY HILLS VILLAGE
COLORADO

2450 E. Quincy Avenue
Cherry Hills Village, CO 80113
www.cherryhillsvillage.com

Village Center
Telephone 303-789-2541
FAX 303-761-9386

ITEM: 20c

MEMORANDUM

TO: THE CHERRY HILLS VILLAGE CHARLOU PARK 3RD FILING GENERAL IMPROVEMENT DISTRICT BOARD OF DIRECTORS

FROM: DOUG FARMEN, DIRECTOR OF FINANCE & ADMINISTRATION

SUBJECT: RESOLUTION 2, SERIES 2023; ADOPTING A BUDGET CALENDAR FOR THE 2024 BUDGET

DATE: JANUARY 17, 2023

ISSUE

Shall the District Board approve Resolution 2, Series 2023, adopting a budget calendar for the 2024 budget (Exhibit A)?

DISCUSSION

Staff has prepared Resolution 2, Series 2023, to set the budget calendar for the Cherry Hills Village Charlou Park 3rd Filing General Improvement District and to advise the public of its budget preparation schedule.

The attached resolution states that a proposed 2024 budget will be presented to the Board of Directors on or before September 20, 2023. A public hearing will be held on or before November 30, 2023, and the final 2024 budget will be adopted on or before December 15, 2023.

RECOMMENDED MOTION (if removed from the Consent Agenda)

“I move to approve Resolution 2, Series 2023, a resolution adopting a budget calendar for the 2024 budget for the Cherry Hills Village Charlou Park 3rd Filing General Improvement District.”

ATTACHMENTS

Exhibit A: Resolution 2, Series 2023

**RESOLUTION NO. 2
SERIES OF 2023**

**INTRODUCED BY:
SECONDED BY:**

**A RESOLUTION OF THE CHERRY HILLS VILLAGE CHARLOU PARK 3RD FILING
GENERAL IMPROVEMENT DISTRICT (GID) BOARD OF DIRECTORS ADOPTING A
BUDGET CALENDAR FOR THE 2024 BUDGET**

WHEREAS, the Cherry Hills Village Charlou Park 3rd Filing General Improvement District (“GID”) has been duly organized in accordance with City of Cherry Hills Village Ordinance 1, Series 2019, and the statutes of the State of Colorado; and

WHEREAS, pursuant to Section 31-25-609, C.R.S., the City Council for the City of Cherry Hills Village serves ex-officio as the Board of Directors of the GID and, by practice and convenience, the administrative staff of the City serves as the administrative staff of the GID; and

WHEREAS, the Board of Directors of the GID has appointed appropriate staff to prepare and submit the 2024 budget calendar to the Board of Directors at the proper time; and

WHEREAS, the Board of Directors of the GID desires to set such budget calendar and to advise the public of its budget preparation schedule.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, SITTING EX-OFFICIO AS THE BOARD OF DIRECTORS OF THE CHERRY HILLS VILLAGE CHARLOU PARK 3RD FILING GENERAL IMPROVEMENT DISTRICT, THAT:

The following calendar be adopted as the budget calendar for the adoption of the GID’s 2024 annual budget.

1. The City Manager or designee submits the Proposed 2024 Budget to the Board of Directors of the GID on or before September 20, 2023.
2. A Public Hearing will be held concerning the Proposed 2024 Budget on or before November 30, 2023.
3. The Board of Directors of the GID will consider a resolution adopting the 2024 annual budget and setting the GID’s mill levy on or before December 15, 2023.

ADOPTED by a vote of ____ in favor and ____ against this
____ day of January, 2023.

(SEAL)

Kathleen Brown, GID Chairperson

ATTEST:

APPROVED AS TO FORM:

Laura Gillespie, GID Secretary

Kathie B. Guckenberger, Attorney for GID