

**WOODLAND PARK CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBERS, CITY HALL
APRIL 5, 2007 – 7:00 P.M.**

1. CALL TO ORDER AND ROLL CALL: Crane called the meeting to order at 7:00 P.M. Morse called the roll, with the following Council members being present: Mayor Gary Crane, Jon DeVaux, Terry Harrison, Ken Matthews, Phil Mella, George Parkhurst and Steve Randolph.

2. PLEDGE OF ALLEGIANCE: Crane led the audience in the Pledge of Allegiance.

The following Staff Members were also in attendance:

City Clerk Cindy Morse	City Attorney Erin Smith
Police Chief Robert Larson	Public Works Director David Buttery
Utilities Director Jim Schultz	Planning Director Joe Napoleon
City Planner Sally Riley	Deputy City Clerk Janell Sciacca

3. CEREMONIES, PRESENTATIONS & APPOINTMENTS:

A. Presentation of Young Citizen of the Quarter Award to Robert Terrell: Crane presented this award to Terrell. Terrell thanked the City Council for this honor.

B. Consider reappointment of Barbara Bruce, Donna Engle and Paula Levy to the Parks and Recreation Advisory Board:

Morse reviewed the staff report, noting that no other applications were received for these positions. She noted that Bruce and Engle were in attendance tonight.

Morse administered the Oath of Office to Bruce and Engle.

MOTION: To reappoint Barbara Bruce, Donna Engle and Paula Levy to the Parks and Recreation Advisory Board. Crane/Matthews. Motion carried 7-0.

4. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA: Morse requested that agenda item 10C, that being Consideration of City Manager Employment Agreement with David Buttery, be heard following Unfinished Business.

MOTION: To amend the agenda as requested by Morse. Crane/Mella. Motion carried 7-0.

5. CONSENT CALENDAR:

- A.** Approve minutes of March 12, 2007 Special Meeting. **(A)**
- B.** Approve minutes of March 15, 2007 Regular Meeting. **(A)**
- C.** Approve minutes of March 19, 2007 Special Meeting. **(A)**
- D.** Approve minutes of March 26, 2007 Special Meeting. **(A)**

E. Approve application from Fiesta Mexicana Restaurants No. 1 for annual renewal of Hotel & Restaurant Liquor License for Fiesta Mexicana Restaurant No. 1 located at 420 Midland Avenue, to be effective July 24, 2007. **(QJ)**

Crane read the Consent Calendar items into the record.

MOTION: To approve the Consent Calendar. Mella/Parkhurst. Motion carried 7-0.

6. UNFINISHED BUSINESS: None.

10. NEW BUSINESS:

C. Consider City Manager Employment Agreement with David Buttery. **(A)**

Morse reviewed the Employment Agreement and noted minor changes suggested by the City Attorney. She reported that all changes in this agreement are acceptable to Buttery. Following discussion:

MOTION: To approve the City Manager Employment Agreement with David Buttery, as presented tonight. Randolph/Harrison. Motion carried 7-0.

7. ORDINANCES ON INITIAL POSTING:

A. Approve Ordinance 1076 authorizing retailers to use a Sales and Use Tax Address Locator Electronic Database certified by the Colorado Department of Revenue, and holding the retailer using such address locator harmless on initial posting and set the public hearing for April 19, 2007. **(A)**

Case reviewed this request, noting that this is a statewide database that will be maintained by the State Department of Revenue to facilitate obtaining applicable sales and use tax rates by address within the state.

MOTION: To approve Ordinance 1076 on initial posting and set the public hearing for April 19, 2007. Mella/Matthews. Motion carried 7-0.

8. PUBLIC HEARINGS:

A. Consider application from Community Coalition for Families & Children dba Community Partnership Family Resource Center for Special Events Permit for Wine Tasting Fundraiser to be held on May 11, 2007 at the Woodland Park Library located at 218 E. Midland Avenue.

Morse reviewed the staff report and documents included in the packet, noting that this is the annual fundraising event for this organization. The public hearing was held without comment.

MOTION: To approve the application from Community Coalition for Families & Children dba Community Partnership Family Resource Center for a Special

Events Permit for May 11, 2007 as submitted tonight. Parkhurst/Matthews.
Motion carried 7-0.

B. Consider application from Casa Grande Mexican Restaurant of Woodland Park, LTD to Transfer Ownership of the Hotel & Restaurant Liquor License for Casa Grande Mexican Restaurant located at 19251 E. US Highway 24. **(QJ)**

Morse reviewed the staff report, noting that the ownership structure is changing from a sole proprietorship to a corporation. She reported that all documents and fees have been submitted, and recommended approval. The public hearing was held without comment.

MOTION: To approve the application from Casa Grande Mexican Restaurant of Woodland Park, LTD. to transfer ownership of the Hotel & Restaurant Liquor License for Casa Grande Mexican Restaurant located at 19251 E. US Highway 24 as submitted tonight. DeVaux/Matthews. Motion carried 7-0.

9. NEW BUSINESS:

A. Consider Resolution 675 approving a transfer of Residential Water and Sewer Taps as requested by Scott Homes. **(A)**

Schultz reviewed the request, and noted that increased fees in the amount of \$1,414.00 must be paid prior to actual transfer. He noted that the City's Municipal Code allows these requests to be considered by City Council. Following discussion:

MOTION: To approve Resolution 675. Harrison/Parkhurst. Motion carried 7-0.

B. Consider First Amendment to Legal Services Agreement with Icenogle, Norton, Smith & Blieszner, P.C. **(A)**

Morse reviewed the document, noting that the changes pertain only to the departure of Phil Volpi from the firm, and reported that City Attorney Smith has reviewed and concurs with the changes.

MOTION: To approve the First Amendment to Legal Services Agreement with Icenogle, Norton, Smith & Blieszner, P.C. as submitted tonight. Parkhurst/DeVaux. Motion carried 7-0.

10. PUBLIC COMMENT ON ITEMS NOT ON AGENDA: Costa Mitchakes, 245 Morning Star Court, expressed sincere congratulations to Buttery.

11. REPORTS:

A. Mayor's Report: None.

B. Council Reports:

1. Review of Community Investment Funding Application Form and Process: Council reviewed the new application form. There followed a discussion concerning economic and business impact requirements and focus on the new application form. Parkhurst noted he believes in investing in the fabric of our community in addition to consideration of economic impacts. It was noted that well prepared proposals from all organizations requesting Community Investment funding will likely include a demonstration of economic benefit for our community. DeVaux expressed opposition to the emphasis of using economic benefit as a focus. Morse noted that if approved by Council tonight, this application would be sent to all organizations receiving funding in 2006 as well as those organizations requesting funding for 2007, and suggested that the application be placed on the City's website as well as information on Cable Channel 10. Council concurred. Following addition discussion:

MOTION: To approve the Community Investment Funding Application Form presented tonight, and to direct the Staff to advertise this application and process on the City's website and Cable Channel 10, with an application deadline of April 20, 2007 at 5:00PM for consideration at the May 3, 2007 City Council meeting. Crane/Parkhurst. Motion carried 6-1 with DeVaux voting no.

C. City Attorney's Report: None.

D. City Manager's and Department Managers' Reports:

1. Update regarding organizational preparation for the Woodland Park Family YMCA project.

Buttery reviewed a PowerPoint presentation describing the needed organizational preparation prior to beginning construction on the Woodland Park Family YMCA in 2008. He described the relocation of the Parks and Recreation Department, the Ute Pass Historical Society, the Teen Center and the storage and classroom usage for the Senior Citizens located in the northeast corner of the old City Hall building. He reported that all organizations have been contacted, and he will report back to Council concerning funding and progress.

At this time, Schultz reported that the golf course property closed last week, and noted that Council will be considering a new set of documents regarding the consent to assignment for the water agreement that will include a new primary investor. He noted that the primary investor has been replaced by a third partner of Sandbox Development, and reported that the documents will include that name change. He suggested that this be included on the next Council agenda.

Buttery next noted that the Town of Holly was recently devastated by a tornado, and is in need of assistance. He recommended that the City send \$500 to assist the Town with their rebuilding process. Council concurred.

12. COMMENTS ON WRITTEN CORRESPONDENCE: None.

13. ADJOURNMENT: There being no further business, the meeting was adjourned at 8:15 P.M.

Recorded by:

Cindy Morse, MMC, City Clerk

APPROVED THIS _____ DAY OF _____, 2007.

Gary Crane, Mayor