

**WOODLAND PARK CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBERS, CITY HALL
APRIL 19, 2007 – 6:00 P.M.**

1. CALL TO ORDER AND ROLL CALL: Crane called the meeting to order at 6:00 P.M. Morse called the roll, with the following Council members being present: Mayor Gary Crane, Jon DeVaux, Ken Matthews, Phil Mella, George Parkhurst and Steve Randolph.

2. ADJOURN TO EXECUTIVE SESSION: C.R.S. 24-6-402(4)(b) Conference with City Attorney relative to Woodland Station Redevelopment Project.

Crane read the purpose of the Executive Session into the record.

MOTION: To adjourn to Executive Session pursuant to C.R.S. 24-6-402(4)(b) to conference with the City Attorney relative to the Woodland Station Redevelopment Project. Parkhurst/Matthews. Motion carried 6-0.

3. 7:00P.M. – RECONVENE REGULAR MEETING AND PLEDGE OF ALLEGIANCE: Mayor Crane reconvened the meeting at 7:00 P.M. with the above stated members of Council present. He announced that City Council met in Executive Session from 6:02 P.M. to 6:58 P.M. and requested Executive Session participants announce themselves. Participants included Randolph, Parkhurst, Mella, Matthews, DeVaux, Crane, City Clerk Cindy Morse, City Manager David BATTERY, City Attorney Erin Smith, Finance Director Kellie Case and Planning Director Joe Napoleon. Crane reported that Council discussed the Woodland Station Redevelopment Project with the City Attorney and stated that no formal action was taken during Executive Session.

Crane led the audience in the Pledge of Allegiance.

The following Staff Members were also in attendance:

City Manager David BATTERY	City Attorney Erin Smith
City Clerk Cindy Morse	Finance Director Kellie Case
Police Chief Robert Larson	Utilities Director Jim Schultz
Planning Director Joe Napoleon	Deputy City Clerk Janell Sciacca

4. CEREMONIES, PRESENTATIONS & APPOINTMENTS: None.

5. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA: None.

6. CONSENT CALENDAR:

A. Approve minutes of April 5, 2007 Regular Meeting. **(A)**

B. Approve March 2007 Statement of Expenditures and authorize Mayor to sign Warrants in payment thereof. **(A)**

C. Approve application from Western Convenience Stores, Inc. for annual renewal of Retail Liquor Store License for Western Convenience Store located at 20421 E. Highway 24 to be effective May 12, 2007. **(QJ)**

D. Approve application from Safeway, Inc. for annual renewal of 3.2% Beer Retail Off Premises License to be effective May 12, 2007. **(QJ)**

Crane read the Consent Calendar items into the record.

MOTION: To approve the Consent Calendar. Mella/Matthews. Motion carried 6-0.

7. UNFINISHED BUSINESS: None.

8. ORDINANCES ON INITIAL POSTING:

A. Approve Ordinance 1077 amending the Woodland Park Municipal Code by adding a Level 0 Watering Restriction on initial posting and set the public hearing for May 3, 2007. **(L)**

Schultz reviewed this proposed Ordinance, and noted that an amended copy was distributed to Council earlier. The amendment includes adding the designated hours for watering as contained in other levels. He noted that this applies to hose use, sprinkler use and general irrigation. He reported that hand watering of bushes and shrubs and flower has always been permitted. Randolph voiced concern about citizens who may not be able to water during the designated times, and suggested that the hours be removed.

MOTION: To approve Ordinance 1077, as amended, on initial posting and set the public hearing for May 3, 2007. Crane/Mella. Motion carried 5-1 with Randolph voting no.

9. PUBLIC HEARINGS:

A. Consider application from Mitchell Business Ventures, LLC for Beer and Wine Liquor License for Joanie's Bakery & Delicatessen located at 110 W. Midland Avenue. **(QJ)**

Morse introduced applicants Doug and Ellen Mitchell, and reviewed the staff report for Council and the viewing audience, noting that all application fees have been paid and the property was posted by signing as required by law. She reviewed the petition in support of granting this license, and noted that no other communication concerning the license had been received. The public hearing was held without comment.

MOTION: To approve application from Mitchell Business Ventures, LLC for a Beer and Wine Liquor License for Joanie's Bakery & Delicatessen located at 110 W. Midland Avenue. DeVaux/ Parkhurst. Motion carried 6-0.

B. Consider application from Purple Mountain Services, LLC for Beer and Wine Liquor License for Wild Wings 'N Things located at 1079 E. US Highway 24. **(QJ)**

Morse introduced applicants Steve and Lisa Branden, and reviewed the staff report for Council and the viewing audience, noting that all application fees have been paid and the property was posted by signing as required by law. She reviewed the petition in support of granting this license, and noted that no other communication concerning the license had been received. The public hearing was held without comment.

MOTION: To approve the application from Purple Mountain Services, LLC for a Beer and Wine Liquor License for Wild Wings 'N Things located at 1079 E. US Highway 24. Randolph/Matthews. Motion carried 6-0.

C. Consider application from RoPaul Enterprises, LLC for Hotel and Restaurant Liquor License for Jo-Mama's Pizza located at 751 Gold Hill Square South. **(QJ)**

Morse reviewed the staff report for Council and the viewing audience, noting that this facility was previously licensed as the Pizza Factory. She reported that all application fees have been paid and the property was posted by signing as required by law. She reviewed the petition in support of granting this license, and noted that no other communication concerning the license had been received. She reported that the applicants were unable to attend tonight, as they are trying to open the business tomorrow. The public hearing was held without comment.

MOTION: To approve the application from RoPaul Enterprises, LLC for a Hotel and Restaurant Liquor License for Jo-Mama's Pizza located at 751 Gold Hill Square South. Matthews/Parkhurst. Motion carried 6-0.

D. Consider 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. **(A)**

Case reviewed the proposal and the staff report. DeVaux asked about notification and training for local merchants. Case reported she would be glad to prepare information for the local merchants when the system is ready for use. The public hearing was held without comment.

MOTION: To approve Ordinance 1076. Mella/Parkhurst. Motion carried 6-0.

E. Consider Ordinance 1075 adding a new Chapter 18.31 to the Municipal Code concerning establishing the Woodland Station Overlay District and adopting regulations thereto. **(L)**

Napoleon reviewed a brief PowerPoint presentation and the history of this Ordinance. He reported that this provides for a mixed-use urban type project in our downtown area. He reviewed the amended language for Council. The public hearing was held. Randolph questioned the language of 18.31.050 and the sequence of the review and approval process. Napoleon reported that the Downtown Development Authority Design Review Committee would review the plans first followed by City staff review.

Randolph asked this section be re-worded to reflect the process order. Smith reported she would supply that language. There being no further comment, the public hearing was closed.

MOTION: To approve Ordinance 1075, with amendments to Section 18.31.050 as supplied by the City Attorney. Parkhurst/Randolph. Motion carried 6-0.

10. NEW BUSINESS:

A. Consider Resolution 677 ratifying the Woodland Station Design Standards. **(A)**

Napoleon provided corrections to the staff report, and reviewed the guidelines contained in the proposed Design Standards. He noted that the Preface portion of the document would be reformatted and placed at the front of the document rather than the rear. Following discussion:

MOTION: To approve Resolution 677. Crane/Mella. Motion carried 6-0.

B. Consider Resolution 676 approving the assignment of Golf Course Augmentation Water Agreement and Consent and Three Party Agreement. **(A)**

Schultz reviewed this document and provided Council with the history of the reason to change the investor name in this document. He reported that the investors are still the same; Greg Brown, David Santistevan and Bob Reifsnider. He noted that the sale closed, and this document simply replaces Santistevan with Brown.

MOTION: To approve Resolution 676. Matthews/Parkhurst. Motion carried 6-0.

11. PUBLIC COMMENT ON ITEMS NOT ON AGENDA: None.

12. REPORTS:

A. Mayor's Report: Crane congratulated Buttery on his first two weeks as City Manager.

B. Council Reports: Parkhurst reported he attended the Wind Symphony's concert at the Cultural Center on Sunday and noted that it was a very good.

C. City Attorney's Report: None.

D. City Manager's and Department Managers' Reports: Buttery noted that the City has been asked to make a presentation to the Downtown Merchant's group concerning the DDA's Woodland Station project tomorrow morning. Following discussion, Council concurred that Napoleon and Buttery could make that presentation. Buttery next noted that the City had also been asked to purchase and staff a table for the Homebuilder's Association first annual Trade Show at the Cultural Center next Wednesday to display the DDA's Woodland Station project. Following discussion, Council concurred that this is not the right venue, and declined the invitation this year. Buttery announced that Bill

Alspach, the City's new Director of Public Works and City Engineer would begin employment no later than May 14th.

13. COMMENTS ON WRITTEN CORRESPONDENCE: None.

14. ADJOURNMENT: There being no further business, the meeting was adjourned at 8:05 P.M.

Recorded by:

Cindy Morse, MMC, City Clerk

APPROVED THIS _____ DAY OF _____, 2007.

Gary Crane, Mayor