



# CITY COUNCIL PROCEEDINGS

July 12, 2011

Civic Center  
350 Kimbark Street  
Longmont, CO 80501

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## Regular Session

The July 12, 2011, meeting of the Longmont City Council was called to order at 7:00 p.m. by Mayor Bryan Baum in the City Council Chambers.

### 1. ROLL CALL – PLEDGE OF ALLEGIANCE

Valeria Skitt, City Clerk, called the roll. Those present were: Mayor Bryan Baum and Council Members Brian Hansen, Sarah Levison, Sean McCoy, Alex Sammoury, Gabe Santos, and Katie Witt.

Mayor Baum led the assembly in reciting the Pledge of Allegiance.

### 2. CHAIR REMINDER TO THE PUBLIC:

The Mayor reviewed the procedures for Public Invited to be Heard and Public Hearings.

### 3. APPROVAL OF MINUTES

**Council Member McCoy moved, seconded by Santos, to approve the minutes of the June 28, 2011, meeting as printed. Motion carried: 7-0.**

### 4. AGENDA REVISIONS AND SUBMISSION OF DOCUMENTS

A new front page was distributed to Council for Ordinance O-2011-48. The title of the ordinance incorrectly referred to County Road "20 ½" as County Road "2 ½".

### 5. CITY MANAGER'S REPORT

Mike Butler, Chief of Public Safety, gave a short update on the progress of the firearms range project. The range is scheduled to open for Police and the public in February 2012.

Karen Roney, Director of Community Services, updated Council on the leak in the pool in the recreation center. The city will be closing the leisure pool this weekend for three

days and will insert approximately 70 feet of lining where the consultants believe the leak exists. The lap pool and spa will remain open during repairs.

## **6. SPECIAL REPORTS AND PRESENTATIONS**

### **A. Mayor's Positive Impact Award for Joey Plunkett**

Mayor Baum introduced Sam Mamet, Executive Director of the Colorado Municipal League (CML). Mr. Mamet talked briefly about the "If I Were Mayor Contest" which is sponsored by CML and the National League of Cities. Out of over 350 entries, Joey Plunkett from St. John the Baptist School in Longmont was selected as the winner in the mid-sized city category. Joey will receive a \$500 check which will go into a CollegenInvest account for his future education. Copies of the essay were given to the Council and have been printed in the CML Newsletter.

Mayor Baum presented Joey Plunkett with a Mayor's Positive Impact Award on behalf of the City of Longmont for his insight and contributions to the community.

## **7. FIRST CALL – PUBLIC INVITED TO BE HEARD**

Steve Donnellan, 2437 Tyrrhenian, presented the Council with some numerical facts about the year 2011. He also thanked Council and all the volunteers at Rhythm on the River this last Saturday.

Buzz Feldman, 3135 Lake Park Way, addressed the trail connecting Boulder and Longmont and the dedication on Thursday afternoon in which riders coming from both directions will meet in Niwot at Lefthand Valley Grange Park for a "Golden Spoke" Celebration.

Strider Benston, 951 W. 17<sup>th</sup>, spoke favorably about the Rhythm on the River this past weekend. He also spoke about the eminent threat of a government shutdown.

## **8. ORDINANCES ON SECOND READING AND PUBLIC HEARINGS ON ANY MATTER**

### **A. O-2011-43, Public Hearing and Second Reading of a Bill for an Ordinance Making Additional Appropriations for the Expenses and Liabilities of the City of Longmont for the Fiscal Year beginning January 1, 2011**

City Manager Gordon Pedrow read the title of the ordinance into the record. There was no formal staff presentation on this item.

Council Members discussed the importance of the artwork in Longmont, whether or not a precedent is being set by moving "Los Arcos" and that the artist has agreed to move the artwork as long as it remains downtown. There was also discussion about whether the concept plan depicted in the paper reflects the concept plan that was given to council at the June 28, 2011 council meeting.

Mayor Baum opened a public hearing on this item. There being no one present to address Council on this item, the public hearing was closed.

**Council Member Santos moved, seconded by Sammoury, to adopt Ordinance O-2011-43 on second reading. Motion carried: 7-0.**

- B. O-2011-44,** Public Hearing and Second Reading of a Bill for an Ordinance Amending the 2011 - 2015 Capital Improvement Program

City Manager Gordon Pedrow read the title of the ordinance into the record. There was no formal staff presentation on this item.

Mayor Baum opened a public hearing on this item. There being no one present to address Council on this item, the public hearing was closed.

**Council Member Levison moved, seconded by Sammoury, to adopt Ordinance O-2011-44 on second reading. Motion carried: 7-0.**

- C. O-2011-45,** Public Hearing and Second Reading of a Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property known as a Portion of Alta Park (the Premises) to Growing Gardens of Boulder County (Tenant)

City Manager Gordon Pedrow read the title of the ordinance into the record. There was no formal staff presentation on this item.

Mayor Baum opened a public hearing on this item. There being no one present to address Council on this item, the public hearing was closed.

**Council Member Hansen moved, seconded by Levison, to adopt Ordinance O-2011-45 on second reading. Motion carried: 7-0.**

**9. CONSENT AGENDA AND INTRODUCTION AND READING BY TITLE OF FIRST READING ORDINANCES**

- A. O-2011-46,** A Bill for an Ordinance Approving the Lease Agreement between the City and the Oligarchy Irrigation Company (ordinance introduced and public hearing scheduled for July 26, 2011)
- B. O-2011-47,** A Bill for an Ordinance Amending Section 11.04.113 of the Longmont Municipal Code by Adding Subsection (M) to Prohibit Parking in Marked Bicycle Lanes (item pulled from Consent Agenda)
- C. O-2011-48,** A Bill for an Administrative Ordinance Approving the Conveyance of a Parcel of City Owned Land, Generally Located South of Weld County Road 20 ½ and East of Weld County Road One, to Herman Schlagel and Betty L. Schlagel (ordinance introduced and public hearing scheduled for July 26, 2011)

- D. R-2011-48,** A Resolution of the Longmont City Council Authorizing Loans from Fund Balance in the City's Fleet Fund to the DDA Arts and Entertainment Fund and to the DDA Construction Fund and Providing for Repayment of the Loans from the DDA Tax Increment Income Fund (resolution adopted)
- E. R-2011-49,** A Resolution of the Longmont City Council Approving the Intergovernmental Agreement between the City and Boulder County for the EnergySmart Program (resolution adopted)
- F. R-2011-50,** A Resolution of the Longmont City Council Approving the Intergovernmental Agreement between the City and Boulder County for Its Genesis Program (resolution adopted)
- G. R-2011-51,** A Resolution of the Longmont City Council Approving the Intergovernmental Agreement between the City and Boulder County for Its Prevention and Intervention Program (resolution adopted)
- H.** Approve and Authorize the Mayor to Sign a Special Counsel Contract with Kissinger & Fellman, P.C. for Xcel Gas Franchise Negotiations (contract approved and Mayor authorized to sign)
- I.** Approve and Authorize the Mayor to Sign the Clover Basin Ditch Relinquishment Agreement (agreement approved and Mayor authorized to sign)
- J.** Approve and Authorize Staff to Sign the Services Contract for the Executive Search Firm for the City Manager Position (contract approved and staff authorized to sign)

Gordon Pedrow, City Manager, read the titles of the ordinances into the record and reviewed all of the items on the consent agenda.

**Council Member Santos moved, seconded by McCoy, to adopt the Consent Agenda with the exception of item B which was pulled for additional discussion. Motion carried: 7-0.**

#### **10. ITEMS REMOVED FROM CONSENT AGENDA**

- B. O-2011-47,** A Bill for an Ordinance Amending Section 11.04.113 of the Longmont Municipal Code by Adding Subsection (M) to Prohibit Parking in Marked Bicycle Lanes (pulled from Consent Agenda)

Nick Wolfrum, Public Works and Natural Resources Engineering Manager, addressed Council questions regarding the bike lanes and parking regulations. He noted that that there won't be ticketing for cars parked in the bike lane unless there are two bike lane stripes differentiating the bike lane from the parking lane and that if there are two stripes, the Police can ticket for parking in the bike lane even without signage.

**Council Member Hansen moved, seconded by McCoy, to adopt Ordinance O-2011-47 on first reading. Motion carried: 7-0.**

## **11. GENERAL BUSINESS**

### **A. Longmont General Improvement District No. 1 Resolution**

1. Recess as Longmont City Council and Convene as Board of Directors of the Longmont General Improvement District No. 1

**Council Member Santos moved, seconded by McCoy, to recess as the Longmont City Council and convene as the Board of Directors of the Longmont General Improvement District No. 1. Motion carried: 7-0.**

2. **Resolution LGID 2011-02**, A Resolution of the Board of Directors of the Longmont General Improvement District No. 1 Enacting a Supplemental Budget and Making an Additional Appropriation for the Expenses and Liabilities of the District for the Fiscal Year beginning January 1, 2011

Teresa Molloy, Budget Manager, provided a brief overview of this item.

**Board Member Witt moved, seconded by Levison, to adopt Resolution LGID 2011-02. Motion carried: 7-0.**

3. Adjourn as Board of Directors of the Longmont General Improvement District No. 1 and Reconvene as the Longmont City Council

**Board Member Santos moved, seconded by Levison, to adjourn as the Board of Directors of the Longmont General Improvement District No. 1 and reconvene as the Longmont City Council. Motion carried: 7-0.**

### **B. 2012 Budget Direction**

Jim Golden, Director of Finance and Support Services, reviewed information included in the City Council agenda packet regarding the General Fund balance, the undesignated fund balance, financial policies for the General Fund Reserve, techniques used to balance the FY 2011 budget and the 2012 budget challenges. He then requested direction from Council regarding staff preparations for the 2012 proposed budget.

Council Member questions centered on retaining one-time funding for ongoing programs and extending meetings to allow for appropriate discussion on funding issues. There was also some discussion on the use of reserves and reexamination of cost services by the city.

**Council Member Santos moved, seconded by McCoy, to have additional budget meetings on Thursday nights for two hours. Motion withdrawn.**

Council Member discussion then focused on allowing for council to have more time to digest the information provided in the budget discussions.

### C. 2011 City Council Workplan Update

Sandra Seader, Assistant to the City Manager, reviewed the first and second quarter update on the City Council workplan items included in the Council agenda packet.

Council Member discussion focused on progress on the 2011 workplan, incentive programs for private industry, FasTraks and RTD Light Rail impacts on staff time as well as recent Denver Regional Council of Governments discussions about RTD progress.

Ms. Seader mentioned a conflict between the upcoming Coffee with Council on July 30, 2011 and the Boulder County Fair Parade which starts at 10:00 am.

**Council Member McCoy moved, seconded by Santos, to eliminate the July 30<sup>th</sup> Coffee with Council. Motion carried: 7-0.**

### 12. FINAL CALL – PUBLIC INVITED TO BE HEARD

Mayor Baum opened the Final Public Invited to be Heard. There being no one present to address Council, the public hearing was closed.

### 13. MAYOR AND COUNCIL COMMENTS

Council Member McCoy reminded residents of the closure of the Recreation Center pool for repairs but that other pools in town will remain open.

Council Member Witt mentioned the positive response to the fireworks show put on by the City and the success of Rhythm on the River. She also mentioned a City Council float for the Boulder County Fair parade on July 30<sup>th</sup> and wanted to invite residents to assist in building the float and invite other council members from other municipalities within the county to join.

Council Member Santos mentioned that the City fireworks were great. He also mentioned that he has received many positive comments on the Rhythm on the River and that it has grown to become a county-wide attended event and that he looks forward to seeing the budget come August 30<sup>th</sup>.

Council Member Levison publicly thanked all the staff members who worked on the Rhythm on the River.

Mayor Baum indicated that the Governor's office asked him to participate in a meeting regarding cutting regulatory red tape at the State level. In preparation, the City Manager's Office has polled a number of organizations in the City about their experiences working with state government. He encouraged anyone in the community who knows of state level problems to contact the city so that we can bring those items to the discussion.

Council Member Sammoury noted that the Longmont Criterium is this Sunday at Thompson Park and that the event has been rerouted this year. It has been going on in Longmont for 25 years he encouraged citizens to participate by watching the event.

**14. CITY MANAGER REMARKS**

The City Manager had no additional items to bring before City Council.

**15. CITY ATTORNEY REMARKS**

The City Attorney had no additional items to bring before City Council.

**16. ADJOURN**

There being no further business to come before the City Council, the meeting was adjourned at 9:54 p.m.

CITY OF LONGMONT, COLORADO

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Mayor

ATTEST:

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City Clerk