



# **CITY COUNCIL PROCEEDINGS**

**December 21, 2010**

**Civic Center  
350 Kimbark Street  
Longmont, CO 80501**

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## **REGULAR SESSION**

The December 21, 2010, Regular Session of the Longmont City Council was called to order at 7:00 p.m. by Mayor 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**

There were no minutes presented for approval.

### **4. AGENDA REVISIONS AND SUBMISSION OF DOCUMENTS**

Gordon Pedrow, City Manager, stated that there was a new ordinance placed on Council's desks for Item 9A, a Bill for an Ordinance Amending Section 7.04.A.5 of the Longmont Municipal Code Regarding Backyard Chicken Hens.

### **5. CITY MANAGER'S REPORT**

Brandon Shaffer, President of the Colorado Senate, explained that on December 13, 2010, he attended the signing of an agreement called the Space Act Agreement.

Don Marostica, Director of Colorado's Office of Economic Development and International Trade, explained in more detail the history of the agreement between the Colorado Association of Manufacturing Technology and National Aeronautics and Space Administration (NASA).

**6. SPECIAL REPORTS AND PRESENTATIONS**

- A.** Storm Drainage Bond Project Update – Lykins Gulch Project and Left Hand Creek Project

Dale Rademacher, Director of Public Works and Natural Resources, gave a brief presentation.

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

Steve Donnellan, 2437 Tyrrenian Drive, asked Council to put tax money to work; revisit the railroad quiet zones issue, and implement traffic cameras at dangerous intersections.

Heather and David Burke, 1332 S. Sherman Street, urged Council to vote yes and open up permits to any household that may want backyard chickens.

Chris Branigan, 9 E. 4<sup>th</sup> Avenue, spoke in favor of backyard chickens.

Eva Raphael and Joe Anzaldo, 429 Crystal Place, expressed thier support for backyard hens.

Carol Papp, 1637 Meeker Drive, spoke if favor of backyard hens.

Matt Warkenthien, 500 Lashley Street, # 42, stated that quiet zones will not be good for the rail fans.

Mikyong Hand, 1674 Stardance Circle, spoke in support of continuing the backyard hen ordinance as it is written.

Tracy Halward and Bill Baker, 2131 Steele Street, encouraged Council to continue allowing hens and take off the limitation of number of permits issued.

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

- A.** **O-2010-61**, Public Hearing and Second Reading a Bill for an Ordinance Conditionally Approving the Union Reservoir Annexation Number 3 (Generally Located West of Weld County Road 5 and North of Weld County Road 26), and Zoning the Property P (Public)

Gordon Pedrow, City Manager, read the title of the ordinance into the record.

Don Burchett, Senior Planner, reviewed this item.

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

**Council Member Santos moved, seconded by Hansen, to adopt Ordinance O-2010-61 on second reading. Motion carried: 7- 0.**

- B. O-2010-62, Public Hearing and Second Reading a Bill for an Ordinance Amending Ordinance 0-2010-27, Conditionally Approving the Fairgrounds Marketplace Annexation (Generally Located West Of Hover Street And North of Home Depot), and Zoning the Property CR (Commercial - Regional)**

Gordon Pedrow, City Manager, read the title of the ordinance into the record.

Joni Marsh, Development Services Manager, reviewed the annexation.

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

**Council Member Santos moved, seconded by McCoy, to adopt Ordinance O-2010-62 on second reading. Motion carried: 7-0.**

**C. Bogott Property Acquisition**

- 1. O-2010-63, Public Hearing and Second Reading a Bill for an Ordinance Authorizing the City of Longmont to Enter Into a Property Management Agreement with Property Management Plus Realty, L.L.C.**
- 2. O-2010-64, Public Hearing and Second Reading a Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property known as Bogott Property (The Premises) to Gary and Justine Bogott, (Tenant)**

Gordon Pedrow, City Manager, read the titles of the two ordinances into the record.

Ken Huson, Public Work and Natural Resources, reviewed the two items.

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

**Council Member Santos moved, seconded by Sammoury, to adopt Ordinance O-2010-63 on second reading. Motion carried: 7-0.**

**Council Member Santos moved, seconded by Witt, to adopt Ordinance O-2010-64 on second reading. Motion carried: 7-0.**

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

- A.** **O-2011-02**, A Bill for an Ordinance Amending Section 7.04.A.5 of the Longmont Municipal Code Regarding Backyard Chicken Hens (Ordinance introduced and public hearing scheduled January 11, 2011)
- B. Vance Brand Municipal Airport Leases**
- 1. O-2011-03**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel F-2 (the Premises) to Brock Taras (Tenant) (Removed from Consent Agenda)
  - 2. O-2011-04**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel H-13 (the Premises) to Jim Johnson (Tenant) (Removed from Consent Agenda)
  - 3. O-2011-05**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel SH-7 (the Premises) to LMO Condo Association, Inc. (Tenant) (Removed from Consent Agenda)
  - 4. O-2011-06**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel SH-8 (The Premises) to LMO Condo Association, Inc. (Tenant) (Removed from Consent Agenda)
  - 5. O-2011-07**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel H-18 (The Premises) to David Pyle (Tenant) (Removed from Consent Agenda)
- C.** Approve and Authorize the Mayor to Sign the 2011 Contract for Services with the Longmont Area Visitors Association (LAVA) (Contract approved and Mayor authorized to sign)
- D.** Approve and Authorize the Mayor to Sign the 2011 Contract for Services with the Small Business Development Center (SBDC) (Contract approved and Mayor authorized to sign)
- E.** Adopt the Legislative Policy Statements/Agendas for the 2011 Legislative Session (Removed from Consent Agenda)

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 McCoy moved, seconded by Hansen, to adopt the Consent Agenda with the exception of Items B and E, which were pulled for additional discussion. Motion carried: 7-0.**

**10. ITEMS REMOVED FROM CONSENT AGENDA****B. Vance Brand Municipal Airport Leases**

1. **O-2011-03**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel F-2 (the Premises) to Brock Taras (Tenant)
2. **O-2011-04**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel H-13 (the Premises) to Jim Johnson (Tenant)
3. **O-2011-05**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel SH-7 (the Premises) to LMO Condo Association, Inc. (Tenant)
4. **O-2011-06**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel SH-8 (The Premises) to LMO Condo Association, Inc. (Tenant)
5. **O-2011-07**, A Bill for an Ordinance Authorizing the City of Longmont to Lease the Real Property Known as Vance Brand Municipal Airport Hangar Parcel H-18 (The Premises) to David Pyle (Tenant)

Tim Barth, Airport Manager, answered questions from Council about the airport hanger leases.

**Council Member Santos moved, seconded by McCoy to introduce on First Reading, all of the Ordinances for Item 9B, Vance Brand Municipal Airport Leases. Motion carried: 7-0.**

- E. Adopt the Legislative Policy Statements/Agendas for the 2011 Legislative Session

Sandra Seader, Assistant to the City Manager, reviewed how she, as the City's lobbyist, will use the Legislative Policy adopted by City Council.

**Council Member Levison moved, seconded by McCoy, to adopt the 2011 Legislative Policy Statements, as well as add on the National League of Cities (NLC) Resolution supporting reallocation of a portion of the 700 MHz spectrum for public safety communications. Motion carried: 7-0.**

**11. GENERAL BUSINESS**

**A. Old North Longmont and the Kiteley Neighborhood Revitalization Plans**

Tanya Ferencak, Neighborhood Revitalization Specialist, presented this item. Council Member Levison asked that one alteration be made to the revitalization efforts, that at least 50 to 70 households respond to a quality of life survey once a year.

**Council Member Santos moved, seconded by Witt, to accept the Neighborhood Revitalization Plans with the additional recommendations from Council Member Levison. Motion carried: 7-0.**

**B. Review Scope of Work for the Station Area Master Plan (STAMP)**

Phil Greenwald, Transportation Planner, reviewed the proposed Scope of Work for the Station Area Master Plan (STAMP).

**Council Member Santos moved, seconded by Hansen, to approve the expenditure of the carryover station area plan funds to match the awarded federal formula funding.**

**Council Member Levison made a friendly amendment the motion to allow her to participate in the Request for Proposal (RFP) selection committee.**

**Council Member Santos did not accept the amendment made by Council Member Levison.**

**Vote was taken on the motion and it carried: 7-0.**

**Council Member Levison moved, seconded by Hansen, to expand the selection committee to include one or two Council Members and she would like to be a part of the Request for Proposal (RFP) selection committee.**

**Council Member Levison amended her motion to include herself and one board member from the Longmont Downtown Development Authority (LDDA) to be a part of the Request for Proposal (RFP) selection committee. Council Member Hansen accepted the amendment. Motion carried: 4-3 (Baum, Santos, and Witt dissenting).**

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

There was no one present for Final Call – Public Invited to be Heard.

**13. MAYOR AND COUNCIL COMMENTS**

Council Member McCoy wished everyone a Merry Christmas and Happy New Year.

Council Member Witt stated that the Youth Advisory Board will have a retreat on January 7 and 8, 2011. She also sent out sympathies to the family of Emily Burkley who passed away in a skydiving accident.

Council Member Sammoury wished everyone a very Merry Christmas and Happy New Year.

Council Member Levison encouraged everyone to take advantage of the wonderful City facilities over the Holiday break.

Council Member Santos sent Holiday wishes to everyone.

Mayor Baum welcomed Synopsis Design Company into the Chamber of Commerce and stated that they will be a wonderful addition to the Longmont Community. He wished everyone a Merry Christmas and Happy Holiday season.

**14. CITY MANAGER REMARKS**

The City Manager had no final remarks.

**15. CITY ATTORNEY REMARKS**

The City Attorney had no final remarks.

**16. ADJOURN**

There being no further business to come before the City Council, the meeting was adjourned at 9:41 p.m.

CITY OF LONGMONT, COLORADO

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Mayor

ATTEST:

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City Clerk