

*** * * F O L L O W – U P * * ***

CITY OF STEAMBOAT SPRINGS

AGENDA

REGULAR MEETING NO. 2008-21

TUESDAY, JULY 15, 2008

4:00 P.M.

Antonucci called the meeting to order at 4:03pm.

A. ROLL CALL (4:00)

City Council Members present: Loui Antonucci, Cari Hermacinski, Walter Magill, and Jon Quinn. Meg Bentley was absent. Ivancie and Myller arrived at 4:06pm.

City Staff Members present: Anthony B. Lettunich, City Attorney; Wendy DuBord, Deputy City Manager; Julie Jordan, City Clerk; Julie Franklin, Deputy City Clerk; Anja Tribble, Staff Assistant; Lisa Rolan, Director of Financial Services; Philo Shelton, Director of Public Works; Alexis Casale, Historic Preservation Planner; Gavin McMillan, City Planner; Jason Peasley, City Planner; Lauren Mooney, Assistant to the City Manager; Anne Small, Purchasing/Contracts; Seth Lorson, City Planner; Bob Keenan, City Planner; Bob Robichaud, Facilities Maintenance; Jon Snyder, City Engineer; Tom Leeson, Director of Planning Services; Rich Brown, Police Officer; Mike Schmidt, Information Technology Manager; Nancy Engelken, Housing Coordinator; and JD Hays, Director of Public Safety.

The Follow-Up Agenda is work product only, and is subject to change. For final approved information, please refer to the official City Council minutes. All documents distributed at the City Council meeting are on file in the Office of the City Clerk.

EXECUTIVE SESSION: To discuss the topics set forth below. The specific citation to the provision or provisions of C.R.S. §24-6-402, subsection (4) that authorize(s) the City Council to meet in an executive session are also set forth below. The stated topic identifies the particular matter to be discussed in as much detail as possible without compromising the purpose for which the executive session is authorized.

- a. Personnel matter.
- b. Real Estate matter.

This discussion is authorized under the following provisions:

§26-4-402(4)(a), which permits an executive session to discuss “[t]he purchase, acquisition, lease, transfer, or sale of any real, personal, or other property interest;”

§26-4-402(4)(b), which permits an executive session to have “[c]onferences with an attorney for the local public body for the purposes of receiving legal advice on specific legal questions;” and

§26-4-402(4)(e), which permits an executive session for the purpose of “[d]etermining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators;”

For discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees.

MOTION: To adjourn Regular Meeting No. 2008-21 at approximately 4:05pm to go into Executive Session for the reasons set forth above; Quinn/Magill; **APPROVED;** Vote 4/0. Bentley was absent. Myller and Ivancie arrived at 4:06pm.

MOTION: To come out of Executive Session and reconvene the Regular Meeting 2008-21 at approximately 4:35pm; **APPROVED;** Vote 6/0. Bentley was absent.

Persons attending the Executive Session: Loui Antonucci, Cari Hermacinski; Steve Ivancie, Walter Magill, Scott Myller, Jon Quinn, Wendy DuBord, and Tony Lettunich.

City Council President Antonucci noted for the record, that if any person who participated in the executive session believes that any substantial discussion of matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, that person should state his/her concerns for the record.

No concerns were indicated.

1. Community Reports

There were no Community Reports.

B. CONSENT CALENDAR: RESOLUTIONS AND ORDINANCES FIRST READINGS

- 2. MOTION: Motion to approve an Intergovernmental Agreement for cost sharing for a water quality data repository and water resource monitoring and assessment project.**

Antonucci read the motion into the record.

- 3. MOTION: Motion to approve submittal of a grant application to the Energy Impact Fund for \$750,000 for land acquisition for a new Public Safety building and approve providing matching funds of \$750,000 in the 2009 Capital Improvement Plan.**

Antonucci read the motion into the record.

- 4. MOTION: Motion to approve submittal of a grant application to the Colorado Department of Transportation for \$320,000 in grant funds to purchase and install sixteen bus shelters for Steamboat Springs Transit and approve providing \$80,000 in cash match for the project.**

Antonucci read the motion into the record.

- 5. RESOLUTION: A resolution recommending inclusion of the Chamber of Commerce Building, located at 1201 Lincoln Avenue, in the National Register of Historic Places.**

Antonucci read the resolution title into the record.

Hermacinski asked for more information on what it means to encumber a City property.

Casale, Historic Preservation Planner, stated that the National Register is not a regulatory body, and the designation will provide protection.

MOTION: To approve the resolution recommending inclusion of the Chamber of Commerce Building, located at 1201 Lincoln Avenue, in the National Register of Historic Places; Hermacinski/Myller; **APPROVED**; Vote 6/0. Myller was absent.

6. RESOLUTION: A resolution of the City Council of the City of Steamboat Springs, Colorado, accepting the completed Base Area Retail Study.

Antonucci read the resolution title into the record.

Quinn stated that when he asked for more language on nighttime activity, he was looking for an endorsement for pursuing that activity. He feels that what is included in the Study sounds more like a warning about where the activity should and should not be. He is not in favor of adopting the study as written, feeling that nighttime activity is vital to the success of the area.

Myller agrees.

McMillan stated that the contract with the consultant did not specify nightlife, but he will ask for more specifics on square footage and location.

Magill agreed that nightlife activity is an integral part of the base area.

Hermacinski noted that Mainstreet has some information on resolving conflicts among nightlife and residential uses.

PUBLIC COMMENT: No one appeared for public hearing.

MOTION: To table this item to August 5, 2008 to allow the consultant to provide more information about location and size; Quinn/Ivancie; **APPROVED**; Vote 6/0. Bentley was absent.

7. RESOLUTION: A resolution to repeal Resolution 2007-37 and Re-Adopt the Community Housing Guidelines.

Antonucci read the resolution title into the record.

Hermacinski noted that she is not in support of adopting the calculation of the fee in lieu. She also provided some additional information on area median income. She voiced concern with interfering with the free market and feels that

increasing the fees by 19-32% is headed in the wrong direction. She is in favor of all the changes except for the calculation of fees in lieu.

Leeson noted the need to discuss this at a policy topic worksession. He stated that the purpose of the payment is to represent the gap between affordable living and market rate housing.

Hermacinski warned against unintentionally widening this gap and alienating the middle class.

PUBLIC COMMENT:

Brent Pierson, Resort Ventures West, voiced concern with the payment in lieu and adjustment feeling that it is flawed and not representing the basis. He also voiced concern with the exit strategy. He stated that not getting enough people are buying the product now and the developer ends up with double jeopardy. He feels they are getting penalized for going through the process.

Steve Lewis noted the need to have a discussion about what payment in lieu is trying to accomplish and what it amounts to. He supports the changes.

Antonucci would like to look into this more and feels that it needs to go on a future agenda to revisit it.

MOTION: To approve a resolution to repeal Resolution 2007-37 and Re-Adopt the Community Housing Guidelines; Ivancie/Quinn; **APPROVED;** Vote 6/0. Bentley was absent.

8. RESOLUTION: Severance agreement.

Antonucci read the resolution title into the record.

Letunich stated that he had a meeting with Lanning to discuss the matters that resulted in the proposed severance agreement that Lanning has signed ending his employment relationship with the City. He noted that he has also prepared a proposed press release which he read into the record. He stated that Lanning's employment will terminate on July 19, 2008. The City has increased the severance to 7 months, to May of 2009 to allow Lanning to complete the sale of his home, repay the note to the City, and allow his children to finish school.

PUBLIC COMMENT:

Susan Dellinger stated that a year from November there will be 4 Council seats up for election. She stated that hiring a new City Manager at this time who would remain employed after November of 2009 is a huge consideration. She is concerned for the community and encouraged Council to be clear about who they are about to hire because the community deserves clarity. She would like to see this as a future worksession item so Council can find out from the public what they are looking for in a City Manager. She also questioned who will be interim City Manager and what will be the procedure for hiring this person.

Towny Anderson stated that the previous Council brought in the City Manager to implement the direction of Council, not to be a spokesperson for Council. He thanked Lanning for turning government around and building employee morale. He stated that Lanning did what he was asked to do, enforcement, and if the new Council did not want enforcement, that should have been conveyed.

John Fielding stated that the relationship between citizens and enforcement is delicate and suggested that Council eliminate the laws it does not want to enforce. He stated that the new City Manager needs to be someone who can find balance.

Ivancie thanked Lanning for his dedication to community, leadership, and work ethic.

MOTION: To approve the severance agreement and the press release; Ivancie/Quinn; **APPROVED;** Vote 6/0. Bentley was absent.

9. **FIRST READING OF ORDINANCE: An ordinance adopting the Uniform Election Code of 1992 in lieu of the Municipal Election Code of 1965 as amended, for the Special Municipal Election to be held on November 4, 2008 to permit the City to participate in a coordinated election with Routt County.**

Antonucci read the ordinance title into the record.

10. **FIRST READING OF ORDINANCE: An ordinance dedicating a public utility easement on Lot 2, Fish Creek Mobile Home Park Subdivision; providing an effective date; and setting a hearing date.**

Antonucci read the ordinance title into the record.

11. **FIRST READING OF ORDINANCE: An ordinance approving a hangar lease to Paul A. Heimbach at the Steamboat Springs Airport and authorizing the City Council President to sign lease documents; repealing all conflicting ordinances; providing for severability; and providing an effective date.**

Antonucci read the ordinance title into the record.

12. **FIRST READING OF ORDINANCE: An ordinance approving a Rental Management Agreement with Mountain Resorts Realty, LLC; setting a hearing date; and providing an effective date.**

Antonucci read the ordinance title into the record.

13. **FIRST READING OF ORDINANCE: An ordinance repealing Chapter 2, Division 16, Section 2-536 of the Steamboat Springs Revised Municipal Code relative to Community Support Money Allocation Committees.**

Antonucci read the ordinance title into the record.

MOTION: To approve items 2, 3, 4, 9, 10, 11, 12, and 13 of the Consent Calendar; Myller/Ivancie; **APPROVED;** Vote 6/0. Bentley was absent.

14. **FIRST READING OF ORDINANCE: An ordinance approving a two-year extension of the Sports Fields and Facilities License Agreement between the City and Triple Crown Sports, Inc. for years 2009 and 2010; providing an effective date; and setting a hearing date.**

Antonucci read the ordinance title into the record.

Lettonich spoke to the option to terminate the agreement if 4 additional fields are not constructed or made available. He also noted the need to strike the language relative to the limitation of being within the urban growth boundary (UGB).

Quinn asked if the fields in Hayden are still available. Wilson stated yes. Quinn voiced concern that the October 2009 date will be here before we know it.

Antonucci feels that Triple Crown Sports would like to see due diligence relative to providing the 4 fields, and if not they can go elsewhere.

Ivancie seconded Quinn's concern that October 2009 be here quickly. He does not want there to be any pressure regarding usage of the Emerald Fields.

Hermacinski noted that there are two budget seasons between now and then.

Magill supports the City putting in a "good faith effort" in order to retain Triple Crown as a good partner for another year.

Antonucci clarified that this ordinance does not lift the prohibition of the use of Emerald Fields. He also noted that Public Works is working with the railroad on another access to Emerald Fields.

PUBLIC COMMENT:

Towny Anderson voiced concern that the "ante keeps going up" because of the fear of what will happen if we lose Triple Crown. He voiced concern that the cost benefit comparative analysis was never done and that we continue to feel the pressure to accept what is being demanded of us because we don't know what the options are.

Bill Jameson suggested deferring the second reading until after the Triple Crown season to see what changes in the impacts are and how Triple Crown interacts with the community.

Kevin Kaminski spoke to the situation in Jackson Hole and that visitors state that they come for the sheer beauty, not any specific event.

MOTION: To approve the first reading of the ordinance removing the urban growth boundary language; Hermacinski/Quinn; **APPROVED;** Vote 6/0. Bentley was absent.

Ivancie suggested postponing second read until first meeting in September.

Hermacinski feels that it is important to move forward and send the message that the City wants to be in the business of Triple Crown. Quinn agrees.

Magill agrees, noting that there are only 3 more weekends and so far it has gone pretty well.

C. PUBLIC HEARING: ORDINANCE SECOND READINGS

- 15. SECOND READING OF ORDINANCE:** An ordinance for the purpose of submitting to a vote of the electors of the City of Steamboat Springs, Colorado the question of whether the City should be allowed to extend the one half cent sales and use tax approved in 1999, through December 31, 2019, to continue to generate funds to be used exclusively for educational purposes; together with an advisory question seeking direction on spending those revenues.

Antonucci read the ordinance title into the record.

PUBLIC COMMENT: No one appeared for public hearing.

MOTION: To approve the second reading of an ordinance for the purpose of submitting to a vote of the electors of the City of Steamboat Springs, Colorado the question of whether the City should be allowed to extend the one half cent sales and use tax approved in 1999, through December 31, 2019, to continue to generate funds to be used exclusively for educational purposes; together with an advisory question seeking direction on spending those revenues; Ivancie/Myller; **APPROVED;** Vote 6/0. Bentley was absent.

PLANNING
PROJECTS

D. PLANNING COMMISSION REPORT

There was no Planning Commission representative present.

E. CONSENT CALENDAR - PLANNING COMMISSION REFERRALS

- 16. PROJECT: Original Town of Steamboat Springs, Block 14, Lot 12 (Emerald View Condos)**
PETITION: Development plan and final development plan request to add a two story addition and exterior modification to the existing building that will include three market rate residential units.

Antonucci read the project into the record.

- 17. FIRST READING OF ORDINANCE:** An ordinance waiving the application of Community Development Code Section 26-68(f)(1) to the Riverside Subdivision, Filing No. 1; repealing all conflicting ordinances; providing an effective date; and setting a hearing date.

Antonucci read the ordinance into the record.

MOTION: To approve items 16 and 17 of the Planning Consent Calendar; Ivancie/Myller; **APPROVED;** Vote 6/0. Bentley was absent.

18. FIRST READING OF ORDINANCE: An ordinance amending Ordinance No. 2029 to reprioritize the public benefit ranking for the base area Planned Unit Development (PUD).

Antonucci read the ordinance into the record.

Quinn voiced concern with where the LEEDS certification falls in the table as well as hot beds. He would like to look further into the rankings.

Hermacinski spoke to fractional ownership versus nightly rentals.

Quinn feels that buyers are taking LEEDS into consideration with their purchases, but feels that it should be acknowledged that it is an achievement to get the basic certification.

Antonucci suggested making Silver designation a 1 and LEEDS designation a 2.

Ivancie agrees.

Magill was surprised that hot beds/economic sustainability was ranked a 3 and noted the need for vibrancy at the base area. He would rather see more vitality than LEEDS.

Keenan noted that the Planning Commission discussed having general LEEDS certification a 2. He also stated that staff can come back with cleaner language regarding economic sustainability.

PUBLIC COMMENT:

Jamie Temple, St. Cloud, supports LEEDS but noted that it is hard to commit to Silver designation in order to get the public benefit. He would like to see a 1 for Silver and a 2 for LEEDS. He spoke to economic sustainability with respect to their project proposal noting that they can't require owners to have their units in the rental pool; they can only encourage it and make it convenient for them.

Doug Beall, Steamboat Ski & Resort Corporation, urged Council to look at the definition of hot beds so they can understand what are trying to achieve. He feels it may be premature to decrease the priority rating.

Garret Simon, Atira Group, stated that the market is showing the desire for larger units and colder beds; therefore to go for a smaller, hotter bed is taking a risk. He encouraged Council to step back and look at the current market data.

Mark Mathews, Atira Group, stated that though hot beds are the economic life of the base village, the market does not necessarily drive towards this. He also feels that the market data does not support that people are willing to pay a higher price for LEED certified units.

Hermacinski would like to leave LEED certification at a 2, Silver at 1, but would also like economic sustainability at a 1.

Myller agrees, but noted that this is still very subjective. He would like a better definition of "fractional".

Leeson stated that staff will have a worksession with the Planning Commission soon and suggested tabling the ordinance in order to come back with a more comprehensive review.

MOTION: To table this item to the September 16, 2008 agenda; Ivancie/Myller;
APPROVED; Vote 6/0. Bentley was absent.

F. PUBLIC HEARING – PLANNING COMMISSION REFERRALS

19. APPEAL/ PROJECT: Crawford Addition, Block 10, Lots 30&31

PETITION: Appeal of administrative decision which denied a Minor Adjustment request to the maximum floor area ratio.

Antonucci read the appeal into the record.

Ivancie disclosed that he worked on this project and stepped down.

Coleman Cook, appellant, was present and stated that he understands staff's denial based upon the criteria in the Code, however he feels there is a difference in interpretation. The criteria that was not met was relative to practical difficulties and unusual features. He stated that they increased their floor area ratio (FAR) from .45 to .47. trying to create a true master bath for their house. He feels that the FAR in the Code is too small to maximize the density in old town. He feels their project is not in excess of what is appropriate massing for old town. He also noted that you can't see the addition from street, and his neighbors are in support of it.

Myller supports the appeal, but questioned when to uphold the Code and when not to. He suggested that staff look at a way to increase the FAR to .50, if it is in two separate buildings.

Antonucci feels this is a gray area and he would like to see more specific flexibility.

PUBLIC COMMENT: No one appeared for public comment.

MOTION: To approve the appeal of administrative decision which denied a Minor Adjustment request to the maximum floor area ratio; Quinn/Hermacinski; **APPROVED**; Vote 5/0. Ivancie stepped down. Bentley was absent.

DIRECTION: Staff to look at increasing FAR to .50 if in two separate buildings.

Ivancie returned to the meeting.

GENERAL PUBLIC COMMENT

Brian Bavosi spoke to recent CDC questions relative to FAR, density and setbacks. He feels it is important to note that the document is from 2001 and is not adapting to change.

Sandy Evans Hall was present to invite all to the Chamber Legacy Celebration July 23, 2008 for the presentation of the community gift/statue.

John Fielding spoke to the urban growth boundary and the Orton development. Antonucci stated that it is not appropriate for Council to hear any comment due to ex-parte communication. Lettunich further advised Council not to talk to anyone outside of the scheduled UGB meeting.

John Fielding further spoke to the criteria for amending the UGB and the review of that process.

Joe Summers, Ski Time Square Homeowners Association, advised Council of their continued interest in the Loop Road and how it affects the redevelopment of their property. If the Loop Road is eliminated their property will be landlocked and inhibited.

20. PROJECT: SCE Subdivision, Lots 1 & 2, Steamboat Highlands.

PETITION: Pre-application review for a higher density rezone of Lot 1 from RE-1 to G-1 to accommodate a 181 unit condominium/hotel. This application also includes a request for a PUD to allow

variances to exceed the allowable building height by 79 feet, and encroach waterbody, front and side setbacks.

Antonucci read the project into the record.

Jason Peasley, City Planner, was present.

Quinn disclosed that his company provides technical support for Vertical Arts. Council felt it appropriate for Quinn to remain seated.

Jeremy MacGray, Ski Country Group, spoke to their goal of looking for new solutions for community needs.

Bavosi, Vertical Arts, provided a three dimensional (3D) fly through of the project.

Bavosi also provided a PowerPoint presentation highlighting the following: base area future development plan; site aerial; future land use map; pedestrian network plan; existing conditions; site analysis; landscape plan; Burgess Creek Section 3 at patio; section 1 at waterfall; section 2 at patio; pedestrian overpass; overall site plan; waterbody setback; birdseye; view from Ranches trail; building section 4A; section 1; section 2; section 3; section 4B; Burgess Creek corridor; view from the Square; shadow studies; site sections; and Evergreen Lot 3 site context.

Bavosi spoke to: height and mass; waterbody setback; and the zone change.

MacGray spoke to: variances versus public benefit; Evergreen Lot 3 site context; overall site plan; and aerial site plan.

Peasley provided an additional 3D fly through of the project.

Discussion took place relative, but not limited to: waterbody setback/canyon affect; and a zone change to create a transition.

PUBLIC COMMENT:

Bill Jameson spoke to the G1 zone requirements and voiced concern with using Burgess Creek Road as the primary access to this project. He does not support the zone change and feels the proposed bridge is a nuisance. He feels the developer should snowmelt the roadway and share in the reconstruction of the lower part of Burgess Creek Road.

Lou Prentiss, The Ranch at Steamboat, feels the proposed development is contrary to good municipal planning. He feels it is too high and too wide; the structure is out of place; the land values of surrounding properties will be adversely affected; and there are safety issues. The bridge and trail does not address the vehicle traffic issues and that the requested variances would set a terrible precedent.

Don Mathis, Winterwood Townhomes, does not feel that the public benefit even comes close to the magnitude of the variances requested. He feels the project is too massive, overwhelms the lot, and changes the space forever.

Bill Moser, Ridge Road, feels that the intensity of the project will impact the road and the safety of the residents is a concern.

Dan Burke, The Ranch, feels that the waterbody setbacks are important and voiced concern with the disruption of view corridors. He feels the proposal does not meet the criteria for a zone change and will have an adverse affect on the natural environment.

Sid Pougailles is shocked at how far the project has strayed from standards. She feels that public affordable housing should not be a pawn in the game to be played later.

John Fielding feels the project is too massive and Council needs to weigh that when trading variances for public benefit.

Council Comment:

Myller feels with respect to the waterbody, they have followed the code enough; however he can see staff's point that it is relatively parallel to the Creek. He feels the project is too big, feels the rezone is appropriate and the public benefit is not big enough for the variances requested.

Hermacinski feels the project is way too big. The public benefit proposal is spectacular but she can't support the project due to the mass.

Ivancie feels it is way too massive and would set a terrible precedent. He would like them to look at other zoning. He has concerns with Burgess Creek Road because it is not designed for this type of development. He voiced concern that there is no second access and there is no easement for the bridge. The public benefit is impressive but he can't consider it until he sees a different proposal. He is concerned with the health of creek and a creating canyon affect.

Quinn agrees with what has been said. He feels the building is not transitional, the bridge is not appropriate and there is a canyon affect. He feels the height is way too big but would be open to a zone change. He likes the public benefit and voiced concern with snow shed.

Magill feels that the mass and scale is much too large for the parcel and that Burgess Creek Road is insufficient for this type of traffic. He feels that it fits closer to the G1 zoning and agrees that this is a transitional area. He feels that the waterbody setback creates a canyon affect and that the public benefit is a great idea with a different project.

Antonucci feels that the project is too big. He could support the G1 zone and a variance. He would like to see articulations going away from the creek to widen it out a little. He likes the public benefit proposal and feels that the design standards need more articulation.

G. REPORTS
21. City Council

Hermacinski:

1. Distributed some information regarding a bronze that the Western Heritage Group wants to place near the Community Center.
2. Asked if Council supports having Diane Mitsch Bush be the proxy at Rocky Mountain Rail Authority meetings in the event that a City official can't attend. **UNANIMOUS CONSENT.**

Ivancie:

1. Will attend the Routt County tour of the urban growth boundary.
2. Will attend the Energy Impact hearing in Canon City.

Quinn:

1. Asked for an update on the Whistler playground. Wilson noted that they have the design, confirmed a grant, and it should be installed by September.
2. Attended the AGNC meeting.

Magill:

1. Stated that the Soap Box Derby has asked for a \$175 donation to send the local winner to a race in Colorado Springs. Ivancie supports this request. Hermacinski and Quinn do not support this coming from taxpayer funds. **MOTION:** To approve funding \$175 to the local Soap Box Derby contestant; Myller/Ivancie; **FAILED;** Vote 3/3. Bentley was absent.
2. Worked with staff at the recent Howelsen Hill 8 Miler.

Antonucci:

1. Noted that he meets with Joe Kracum on off-meeting weeks to get a base area construction update.

Myller:

1. Attended the URAAC Charrette.

INTRODUCTION OF TOPICS FOR FUTURE WORK SESSION AGENDAS:

a. City Council Introduction and Discussion:

Any Council Member may request discussion of any issue. Items cannot be added for action at this meeting.

Ivancie noted the need to move forward with a City Manager Search Committee to include citizens. Jordan stated that this was the process the City used last time. Hermacinski stated that she agrees with having a meeting to discuss what want Council and the community wants in a City Manager. DuBord stated that she will provide a written proposal and suggested that Council communicate to the executive search firm what they are looking for in a City Manager.

DIRECTION: Staff to schedule a worksession on August 19, 2008 to discuss this. Antonucci also noted the need to discuss DuBord serving as the Acting City Manager and compensation for that. **DIRECTION:** Staff to schedule this discussion on the August 5, 2008 agenda.

b. City Staff Introduction and Discussion:

Any staff member may request discussion of any issue at a future meeting only. Items cannot be added for action at this meeting. Staff will forward a specific request, stating the issue, anticipated outcome, time frame and requested direction from a majority of the Council.

22. Reports

a. Agenda Review:

- 1.) **City Council agenda for August 5, 2008.**
- 2.) **SSRA agenda for August 12, 2008.**
- 3.) **City Council agenda for August 12, 2008.**

DIRECTION: Jordan to close the above agendas.

b. Staff Reports

- 1.) **US 40 Studies Project Update.**

Shelton noted that the Access Control Plan is complete. He further reported on the Capacity Study/Needs Assessment and the Environmental Clearance Document.

PUBLIC COMMENT:

John Fielding spoke to the limits of the study, specifically including the center of town to address the problem we have.

Shelton stated that staff has brought the by-pass topic to CDOT, and they recommend using past studies and carrying them forward instead of trying to re-do them. However the by-pass is not precluded as an alternate route.

2.) SST Disadvantage Business Enterprise Program.

Shelton stated that the City has to formally designate a liaison.

PUBLIC COMMENT: No one appeared for public comment.

MOTION: To approve designating Shelton as the liaison for the Disadvantaged Business Enterprise Program; Hermacinski/Ivancie; **APPROVED;** Vote 6/0. Bentley was absent.

c. City Attorney's Update/Report.

Lettunich had no report.

d. Manager's Report: Ongoing Projects.

1.) Capital Funding request for the YVRA.

Rolan clarified that there was a request for funding, but during the budget process and YVRA did not get funded for 2008.

Sandy Evans Hall stated that this replaced the lodging component of the contribution. The business community would come up with \$500,000 (\$100,000 per year over 5 years) and ask the City for \$25,000 of that. She noted that the local marketing district can't contribute to capital.

Hermacinski stated that the economic benefit is undisputed, but questioned why the City got a letter from the County and not the Chamber? It was noted that in the past, the City wanted to work directly with the County, but a City/County agreement was never contractualized.

It was noted that in the future this should come through the community support process. Evans Hall stated that this is acceptable, however last time it went through the CIP.

Rolan stated that if a request is not from a City department, it should go through Community Support.

Antonucci clarified that there are two issues, a request for 2008 for \$50,000; and then a request for 2009. Rolan noted that the YVRA did not do a community support request. In 2008 the funding would need to come out of reserves, and the letter can serve as the 2009 request.

MOTION: To fund the airport \$25,000 for 2008; out of Council's contingency fund; Hermacinski/Quinn; **APPROVED;** Vote 6/0. Bentley was absent.

2.) The Crossings request for extension of their FDP.

Antonucci stepped down.

Leeson stated that staff's concern with extending this development permit is that the current codes don't apply to it. Staff would like the applicants to meet the current urban and entryway design standards for this project.

Brian Olson stated that he is 4-6 weeks out from submitting to the City, so this would not work. Hermacinski asked if this extension will allow him to finish. Olson stated that he is excited about the progress and will submit a revised plan within the next 6 weeks. He stated that it is a mixed use commercial project and there will be articulation.

Leeson voiced concern with architecture that would not meet the current standards. Ivancie agrees.

Magill acknowledged that this project has been on-going and working with the Post Office is difficult. The applicant will still have to follow the CDC and other community plans in place. He supports the extension not having to meet the urban standards and design concepts.

Quinn and Myller agree.

MOTION: To approve extending the development permit until January 22, 2009; Quinn/Magill; **APPROVED;** Vote 5/0. Antonucci stepped down. Bentley was absent.

Ivancie encouraged the applicant to work with staff to meet the standards.

Antonucci returned to the meeting.

DuBord reported on the following:

1. Noted an item in the CML Newsletter regarding the Community Center.
 2. Spoke to a request from Rotary for employers to allow employees to leave work with pay to volunteer for the playground project. **UNANIMOUS CONSENT:** To allow City employees to do this only if all other work is done, there is no overtime, and it is at the discretion of supervisor.
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H. ADJOURNMENT

MOTION: To adjourn Regular Meeting 2008-21 at approximately 10:03pm; Myller/Hermacinski; **APPROVED;** Vote 6/0. Bentley was absent.