

**BOULDER CITY COUNCIL MEETING
MUNICIPAL BUILDING, 1777 BROADWAY
Tuesday, October 29, 2013
6 p.m.**

AGENDA

1. CALL TO ORDER AND ROLL CALL

A. Flood Cleanup and Recovery Update

B. Declarations of Appreciation

2. OPEN COMMENT and COUNCIL/STAFF RESPONSE (limited to 45 min.) Public may address any city business for which a public hearing is not scheduled later in the meeting (this includes the consent agenda and first readings). After all public hearings have taken place, any remaining speakers will be allowed to address council. All speakers are limited to three minutes.

3. CONSENT AGENDA (to include first reading of ordinances) Vote to be taken on the motion at this time.

A. Consideration of a Motion to approve the Historic Preservation Plan

B. Consideration of a Resolution approving an amended and restated Fire and Police Money Purchase Pension Plan and Trust Agreement of the City of Boulder and authorizing the City Manager to execute it on the city's behalf.

C. Consideration of a Motion to adjourn from City Council and convene as the Boulder Municipal Property Authority Board of Directors; and

Consideration of **Resolution No. 135 approving** and authorizing the **issuance of Boulder Municipal Property Authority Lease Purchase Revenue Note, Series 2013A in the aggregate principal amount of \$5,000,000** and approving and authorizing a Lease Purchase Agreement **for the purchase of 221 acres** of land and water rights located at **8323 Valmont Road, Boulder, CO from Energy Resources Technology land, Inc. (ERTL) for Open Space and Mountain Parks purposes; and**

Consideration of a Motion to adjourn from the Boulder Municipal Property Authority Board of Directors and re-convene as City Council.

D. Consideration of the following items related to the Annexation of Boulder County properties identified as 6234 Arapahoe, and 1492 Cherryvale associated with the property commonly known as the Boulder Jewish Commons site:

1. A resolution finding the annexation petition in compliance with state statutes and establishing Dec. 17, 2013, as the date for a public hearing;
2. Introduction, first reading and consideration of a motion to order published by title only, an ordinance annexing a 0.74 acre portion of Arapahoe Road from a point at the northwest property line of 6234 Arapahoe extending eastward to a point at the northeast property line north property line of 6234 Arapahoe Road with an initial zoning classification of Residential Medium – 1 (RM-1) per subsection Land Use Code subsection 9-5-2(c)(7), B.R.C. 1981;
3. Introduction, first reading and consideration of a motion to order published by title only, an ordinance annexing a 16.4 acre area of land generally located at the northern half of the property at 6234 Arapahoe with an initial zoning classification of Residential Medium (RM-1) and Public (P);
4. Introduction, first reading and consideration of a motion to order published by title only, an ordinance annexing a 1.8 acre area of land generally located 1492 Cherryvale with an initial zoning classification of Rural Residential - 1 (RR-1);
5. Introduction, first reading and consideration of a motion to order published by title only, an ordinance permitting an Indoor Recreation or Athletic Facility use at the associated property at 5890 Arapahoe Ave.

Applicant/Property Owner: Oreg Foundation

4. **POTENTIAL CALL- UP CHECK IN**

Opportunity for Council to indicate possible interest in the call- up of an item listed under agenda Item 8-A1.

ORDER OF BUSINESS

5. **PUBLIC HEARING**

A. **Second reading** and consideration of three **emergency ordinances** all **to implement** and comply with the requirements of **Amendment 64** to the Colorado State Constitution as follows:

1. **Ordinance No. 7929 amending Section 6-14, “Medical Marijuana,”** B.R.C., 1981; and
2. **Ordinance No. 7930 adding a new Chapter 6-16, “Recreational Marijuana,” and a new Section 4-20-67, “Recreational Marijuana Businesses,”** B.R.C., 1981; and
3. **Ordinance No. 7931 amending Section 5-10, “Marijuana Offenses,”** B.R.C., 1981

B. Second Reading and consideration of a motion to adopt **Ordinance No. 7941 creating a pilot project allowing electric assisted bicycles on certain hard surfaced multi-use paths** by amending Definitions in Sections 1-2-1 and 7-1-1 **and** amending Sections 7-4-16, 7-5-5 and 7-5-9 and adding Section 7-5-26 authorizing electric assisted bicycles where permitted by rule adopted by the City Manager, establishing a sunset date of December 31, 2014

6. MATTERS FROM THE CITY MANAGER

A. Consideration of a motion to adopt the Economic Sustainability Strategy

7. MATTERS FROM THE CITY ATTORNEY

None

8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL

A. Potential Call-Ups

1. Site Review at 800 28th Street Information Packet: October 29 Last Opportunity for Call-up: October 29

B. Update on work of the Council Committee on Boards and Commissions

C. Retreat Committee Update

9. PUBLIC COMMENT ON MATTERS (15 min.) Public comment on any motions made under Matters.

10. FINAL DECISIONS ON MATTERS Action on motions made under Matters.

11. DEBRIEF (5 Min.) Opportunity for Council to discuss how the meeting was conducted

12. ADJOURNMENT

This agenda and the meetings can be viewed at www.bouldercolorado.gov / City Council. Meetings are aired live on Municipal Channel 8 and the city's Web site and are re-cablecast at 6 p.m. Wednesdays and 11 a.m. Fridays in the two weeks following a regular council meeting. DVDs may be checked out from the Main Boulder Public Library. Anyone requiring special packet preparation such as Braille, large print, or tape recorded versions may contact the City Clerk's Office at (303) 441-3002, 8 a.m. – 5 p.m. Monday through Friday. ***48 hours notification prior to the meeting or preparation of special materials IS REQUIRED.*** If you need Spanish interpretation or other language-related assistance for this meeting, please call (303) 441-1905 at least three days prior to the meeting. *Si usted necesita interpretación o cualquier otra ayuda con relación al idioma para esta junta, por favor comuníquese al (303) 441-1905 por lo menos 3 días antes de la junta.* Electronic presentations to the city council must be pre-loaded by staff at the time of sign up and will NOT be accepted after 3:30 p.m. at regularly scheduled meetings. Electronic media must come on a prepared USB jump (flash/thumb) drive and no technical support is provided by staff.