

**COUNCIL AGENDA COMMITTEE**  
**May 19, 2014**

**Present:** Mayor Appelbaum; Mayor Pro Tem Karakehian, Council Member Jones; City Manager Jane Brautigam; Deputy City Attorney David Gehr; Deputy City Clerk Alisa Darrow; Organizational Development Manager Tammye Burnette; Deputy Director of Community Planning and Sustainability Susan Richstone; Senior Planner Karl Guiler; and Development Review Manager for CP&S Charles Ferro

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*CAC convened at 8:04 AM.*

**1. May 20 – Final Agenda**

**AGENDA**

**6:00-6:05 PM 1. CALL TO ORDER AND ROLL CALL**

**6:05-6:10 PM A. Declaration: Historic Preservation Month**

*Mayor Appelbaum indicated that Council Member Plass would read and present this declaration.*

**6:10-6:55 PM 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.\*

**6:55-7:10 PM 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 accept the April 8, 2014 study session summary on Code Enforcement\***

B. Introduction, **first reading**, and consideration of a motion to adopt **Emergency Ordinance No. 7975 adopting Supplement No. 119**, which codifies previously adopted Ordinance Nos. 7959, 7961, 7962, 7963, 7965, 7966 and other miscellaneous corrections and amendments, as an amendment to the Boulder Revised Code, 1981\*

**Ord. 7976**

C. Introduction, **first reading** and consideration of a motion to order published by title only, an **ordinance implementing** recommended actions of **the Economic Sustainability Strategy by amending Title 9, "Land Use Code," B.R.C. 1981, in particular:**

1. Adding a new intensity standard to Chapter 9-8, "Intensity Standards," B.R.C. 1981, to permit land dedicated as right-of-way for new transportation connections as

designated in adopted area plans or adopted transportation network plans to be included in the zoning calculations for lot area to determine allowable density (dwelling units per acre) and Floor Area Ratio (FAR) as well as open space requirements on lots; and

2. Creating an additional method of property valuation for the determination of whether proposed work on a property triggers upgrades to lighting, landscaping, site access and non-conforming drive-throughs under the Land Use Code

*Mayor Appelbaum expressed concern regarding the percent increase to density noted in the memo.*

*Senior Planner Karl Guiler noted that the percentage was an average and he would clarify this on second reading.*

*Mayor Appelbaum commented that the information on using an appraisal rather than the valuation from the assessor was confusing. He also pointed out that the open space calculations appeared low.*

*Mayor Appelbaum stated that he was concerned that the new regulations would allow those wishing to renovate to work around the system.*

*Senior Planner Karl Guiler commented that the new regulations would make it more difficult to get around the process and that design would still go through a review process. He also responded that he would further explain the open space calculations on second reading.*

*City Manager Jane Brautigam noted that a member of the Planning Board would be present for second reading.*

Ord. 7977

- D. Introduction, **first reading** and consideration of a motion to order published by title only, an **ordinance vacating and authorizing the City Manager to execute two deeds of vacation to vacate an emergency access easement and a sidewalk easement** in association **with an approved site review for the Landmark Lofts Phase II multi-family residential development located at 970 28<sup>th</sup> Street\***

Applicant: Kris Gardner, Drexel, Barrell & Co.  
Property Owner: 970 28<sup>th</sup> Street – Phase II, LLC

Ord. 7978

- E. Introduction, **first reading** and consideration of a motion to order published by title only, an **ordinance to allow modifications to the maximum number of units and floor area of the BT-2, Transitional Business zoning district for a project referred to as the Trinity Commons located at 2200 Broadway**, a mixed use redevelopment of an existing surface parking lot. The ordinance is required to permit modifications to intensity standard for 24 permanently affordable attached residential units and development of church and community meeting and office space\*

#### 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-A1-4.

### ORDER OF BUSINESS

#### 5. PUBLIC HEARINGS

7:10-7:50 PM

- A. **Second reading** and consideration of a motion to adopt **Ordinance No. 7971 amending** Section 9-6-5, **“Temporary Lodging, Dining, Entertainment, and Cultural Uses,”** B.R.C. 1981, **by increasing the number of mobile food vehicles allowed on private property in designated zone districts** and setting forth related details\*

7:50-8:50 PM

- B. Second reading and consideration of a **motion to adopt Ordinance No. 7970 amending** Chapter 6-14, **“Medical Marijuana,”** B.R.C. 1981, **and** Chapter 6-16, **“Recreational Marijuana,”** B.R.C. 1981, and setting forth related details

*Council Member Jones wondered if the industry was robust and well regulated.*

*Council Member Karakehian commented that conversions had been lower than expected and hoped to continue to allow those applications to move to the front of the line once the deadline passed.*

*Deputy City Attorney David Gehr responded that the low conversion rate was due to high taxes on recreational marijuana. When asked about financial information he indicated that due to the low number of recreational marijuana businesses in practice it would be very difficult to report financials without violating the privacy around sales tax collection.*

*City Manager Jane Brautigam commented that Tax and Licensing Manager Mishawn Cook would be present to help answer questions from Council.*

*CAC increased the scheduled time for this item to one hour.*

#### 6. MATTERS FROM THE CITY MANAGER

8:50-9:20 PM

- A. **North Boulder Subcommunity Plan Update**

*City Manager Jane Brautigam noted that there would likely be discussion regarding the armory.*

9:20-9:35 PM

- B. Consideration of a **motion to direct the city manager to sign the contractual agreement to host the 2014 US Pro Cycling Challenge Stage Start** in Downtown Boulder **and to acknowledge other large-scale citywide events** during the Summer

of 2014

*CAC reduced the scheduled time of this item to fifteen minutes.*

9:35-10:05 PM

**C. 2014 State Legislation Session Wrap-Up**

*Mayor Appelbaum commented that Council needed to discuss how better to deal with the changes that occur quickly at the end of legislative sessions.*

**7. MATTERS FROM THE CITY ATTORNEY**

None

**8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL**

**A. Potential Call-Ups**

**1. Site and Use Review for Trinity Commons, 2200 Broadway** (case no. LUR2013-00048 and LUR2014-00013) Information Packet Date: May 20 Last opportunity for Call-Up: May 20\*

**2. Landmark Alteration Certificate for 420 Spruce Street** Information Packet Date: May 20 Last Opportunity for Call-Up: May 20

*Council Member Jones asked if staff inspected proposed additions to ensure that the conditions of acceptance were met, she was specifically interested in this item because there was a condition requiring a reduction in height.*

*Deputy City Attorney David Gehr responded that Building Inspection takes care of ensuring the conditions were met.*

**3. Landmark Alteration Certificate for 835 Pine Street** Information Packet Date: May 20 Last Opportunity for Call-Up: May 20

*Council Member Jones noted that the board vote was listed as 5:0 on one page and 4:1 on another. She asked that staff clarify which vote was correct.*

**4. Landmark Alteration Certificate for 900 Baseline Road** Information Packet Date: May 20 Last Opportunity for Call-Up: May 20

*Council Member Jones suggested staff prepare a couple of slides showing the finished project and noted that building the restrooms at Chautauqua was of interest to the public.*

*Deputy Director of Community Planning and Sustainability Susan Richstone responded that she would do so.*

*CAC agreed these slides would be shown under Item 4, the Potential Call-Up Check-in.*

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.\*

10:05-10:10 PM 11. **DEBRIEF** (5 Min.) Opportunity for Council to discuss how the meeting was conducted.\*

12. **ADJOURNMENT**

## **2. May 27 – Study Session**

**A. 6:00 – 7:45 PM Comprehensive Housing Strategy\***

**B. 7:45 – 9:00 PM Envision East Arapahoe\***

## **3. Calendar Items**

**A. Request: Report on Children in Boulder County by Stephanie Greenberg**

*CAC requested that this be scheduled for June 17, 2014.*

**B. Possible Science Tuesday, Report from Wright Water Consultants re: Evaluation of September, 2013 Flood**

*CAC agreed to schedule this item in August, 2014.*

## **4. Additional items**

*None.*

*CAC adjourned at 9:03 AM.*

**\*No comments were made on this item**

**Attachment: Council Master Calendar (Subject to change daily)**

## 2014 Study Session Calendar

Date	Status	Topic	Time
05/27/14	Approved	Envision East Arapahoe	6-7:30 PM
05/27/14	Approved	Comprehensive Housing Strategy	7:30-9:00 PM
06/10/14		Council Dinner with YOAB	4:30-6 PM
06/10/14	Approved	Library and Arts Overview: Community Cultural Plan Update	6-7:30 PM
06/10/14	Approved	Access Management and Parking Strategy	7:30-9 PM
06/24/14	N/A	<b>Council Recess</b>	
07/08/14	N/A	<b>Council Recess</b>	
07/22/14		Briefing: Flood Update	5-6:00 PM
07/22/14	Approved	Tentative: Potential Ballot Items	6-7:30 PM
07/22/14	Approved	Tentative: Work Plan	7:30-9 PM
07/29/14	Approved	Climate Commitment	6-7:30 PM
07/29/14	Approved	Zero Waste Strategic Plan	7:30-9 PM
08/12/14	Pending	2015-2020 CIP Study Session	6-7:30 PM
08/26/14	Pending	Briefing: Boulder's Energy Future - Tentative	5-6:00 PM
08/26/14	Pending	BVCP Scoping and Resilience	6-7:30 PM
08/26/14	Pending	Facilities and Asset Management, Master Plan update and next steps for Valmont Butte	7:30-9 PM
09/09/14	Pending	2015 Budget Study Session #1	6-7:30 PM
09/23/14		Briefing:	5-6:00 PM
09/23/14	Pending	2015 Budget Study Session #2	6-7:30 PM
09/23/14			7:30-9 PM
09/30/14	Pending	Boulder's Energy Future	6-7:30 PM
09/30/14			7:30-9 PM
10/14/14			6-9 PM
10/28/14		Briefing:	5-6:00 PM
10/28/14	Pending	Access Management and Parking Strategy	6-7 PM
10/28/14	Pending	Envision East Arapahoe	7-8:30 PM
11/11/14		<b>Veteran's Day</b>	
11/25/14		<b>Tuesday Before Thanksgiving</b>	
12/09/14		Briefing: Boulder's Energy Future	5-6:00 PM
12/09/14	Pending	Comprehensive Housing Strategy	6-7:30 PM
12/09/14	Pending	Human Services Strategy Study Session	7:30-9:30 PM
12/23/14		<b>Week of Christmas</b>	
12/30/14		<b>Tuesday before New Year's</b>	

<b>Date of Agenda Packet</b>	<b>Due to Clerk's Office by NOON</b>	<b>Item Type</b>	<b>Topic</b>
06/03/14	05/28/14		
		Information Item	2013 Neighborhood Permit Parking Program Annual Update
		Call Up	2104 Bluff Street
06/17/14	06/11/14		
		Information Item	Photo Enforcement Update
		Information Item	Baseline Underpass CEAP
07/15/14	07/09/14		
08/05/14	07/30/14		
08/19/14	08/13/14		
		Information Item	Allocation of the 2014 Youth Opportunities Program (YOP) Annual Grant Funds
09/02/14	08/27/14		
09/16/14	09/10/14		
		Information Item	Homelessness Issues - Update on Regional Planning/Coordination of Services as well as the 2014 Point-Intime Count Report
		Information Item	Boulder B-Cycle Update
		Information Item	Report on the 2014 Food Tax Rebate Program
10/07/14	10/01/14		
10/21/14	10/15/14		
11/04/14	10/29/14		
11/18/14	11/12/14		
12/02/14	11/26/14		
12/16/14	12/10/14		

<b>June 3, 2014</b> <b>Start Time: 6:00 PM Business Meeting</b> <b>Location: Council Chambers, 1777 Broadway</b>		
<b>Agenda Section</b>	<b>Item Name</b>	<b>Time</b>
<b>SPECIAL PRESENTATIONS:</b>	Science Tuesday and Declaration - Professor Molner Recipient of the Crafoord Prize	30 Minutes
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>	Summary of April 22 study session	15 Minutes
	Human Services Master Strategy Study Session Summary	
	1st Reading Ordinance for Individual Landmark at 2104 Bluff Street	15 Minutes
	EET RFP to Award Remaining EET Funds	
	Consideration of a resolution amending the 2014 Downtown Commercial District Fund (formerly CAGID Fund) Budget	
	Consideration of a resolution amending the 2014 University Hill Commercial District Fund (Formerly CAGID Fund) Budget	
	Consideration of a motion to adopt a resolution amending the 2014 Budget for the Boulder Municipal Property Authority	
	2nd Reading Landmark Lofts Phase II Deed of Vacation	
	2014 Budget First Adjustment to Base - Second Reading	
	Summary of the 4/22/14 Hill Reinvestment Strategy Study Session	
<b>PUBLIC HEARINGS:</b>	Amendments to Section 5-3-7, "Aggressive Begging Prohibited," B.R.C., 1981	30 Minutes
	2nd Reading Trinity Commons	1 Hour
<b>MATTERS FROM CITY MANAGER:</b>	Downtown City Office Space	30 Minutes
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>		
	<b>Total Estimated Meeting Time (Hours)</b>	<b>3.50</b>

<b>June 17, 2014</b> <b>Start Time: 6:00 PM Business Meeting</b> <b>Location: Council Chambers, 1777 Broadway</b>		
<b>Agenda Section</b>	<b>Item Name</b>	<b>Time</b>
<b>SPECIAL PRESENTATIONS:</b>		
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>	Lower Bear Canyon Creek Mapping Study	15 Minutes
	Study Session with the Library & Arts Department	
	Summary of the TMP Study Session from 4/29	
<b>PUBLIC HEARINGS:</b>	2nd Reading Density ROW/Valuation Code Changes	45 minutes
	2nd Reading Ordinance for Individual Landmark at 2104 Bluff Street	15 Minutes
<b>MATTERS FROM CITY MANAGER:</b>	Potential Ballot Items	30 Min
	Council Work Plan update	20 Minutes
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>	Baseline Underpass CEAP	
	<b>Total Estimated Meeting Time (Hours)</b>	<b>2.83</b>

**Council Recess June 18 - July 13, 2014**

**July 15, 2014**

**Start Time: 6:00 PM Business Meeting**

**Location: Council Chambers, 1777 Broadway**

Agenda Section	Item Name	Time
<b>SPECIAL PRESENTATIONS:</b>	Science Tuesday - Professor Ryan "Environmental, Economic, and Social Impacts of Hydraulic Fracturing used in Oil and Gas Drilling"	30 Minutes
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>		15 Minutes
<b>PUBLIC HEARINGS:</b>	Formal Acceptance of the TMP Update	1.5 Hours
<b>MATTERS FROM CITY MANAGER:</b>		
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>		
	<b>Total Estimated Meeting Time (Hours)</b>	<b>3.00</b>

<b>August 5, 2014</b> <b>Start Time: 6:00 PM Business Meeting</b> <b>Location: Council Chambers, 1777 Broadway</b>		
<b>Agenda Section</b>	<b>Item Name</b>	<b>Time</b>
<b>SPECIAL PRESENTATIONS:</b>		
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>	Resolution appointing auditor for the annual audit	15 Minutes
	Accepting the 2013 Comprehensive Annual Financial Report and Independent Auditor's Reports	
	First reading Short-term Parking Code Changes and Bike Parking	
	Placeholder - Open Space bond sales	
	TIP Potential Projects	
<b>PUBLIC HEARINGS:</b>		
<b>MATTERS FROM CITY MANAGER:</b>		
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>		
	<b>Total Estimated Meeting Time (Hours)</b>	<b>1.00</b>

<b>August 19, 2014</b> <b>Start Time: 6:00 PM Business Meeting</b> <b>Location: Council Chambers, 1777 Broadway</b>		
<b>Agenda Section</b>	<b>Item Name</b>	<b>Time</b>
<b>SPECIAL PRESENTATIONS:</b>		
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>	1st Reading, South Boulder Creek Flood Mitigation	15 Minutes
	1st Reading - BRC Supplement 120 Emergency Ordinance	
	Placeholder - Open Space Bond Sales	
<b>PUBLIC HEARINGS:</b>		
<b>MATTERS FROM CITY MANAGER:</b>		
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>		
	<b>Total Estimated Meeting Time (Hours)</b>	<b>1.00</b>

**COUNCIL AGENDA COMMITTEE**  
**May 27, 2014**

**Present:** Mayor Pro Tem Karakehian, Council Member Jones; Council Member Shoemaker; City Manager Jane Brautigam; City Attorney Tom Carr; City Clerk Alisa Lewis and; Organizational Development Manager Tammye Burnette;

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*CAC convened at 8:04 AM.*

**1. May 27 – Study Session\***

**A. 6:00 – 7:45 PM Comprehensive Housing Strategy**

**B. 7:45 – 9:00 PM Envision East Arapahoe**

**2. May 28 - Parklet Ribbon Cutting Invitation - 5:00 PM at 13<sup>th</sup> and Pennsylvania**

*Council Members were encouraged to attend this celebration*

**3. June 3 – Preliminary Agenda**

**BOULDER CITY COUNCIL MEETING**

**COUNCIL CHAMBERS, 1777 Broadway**

**Tuesday, June 3, 2014**

**6 p.m.**

**PRELIMINARY AGENDA**

**This is a preliminary agenda packet. The agenda and memos contained should be considered preliminary work products and not final information. Items scheduled to be discussed as reflected in this agenda packet may be subsequently removed and/or substantially modified prior to finalizing. A final council agenda packet will be available approximately four days prior to the scheduled council meeting.**

5 Minutes

**1. CALL TO ORDER AND ROLL CALL**

30 Minutes

**A. Science Tuesday Presentation by Professor Molnar, recipient of the Crafoord Prize:**  
"The Rockies: How and when they formed and why they are not like other mountain ranges." \*

45 Minutes

**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. \*

15 Minutes

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

A. Consideration of a **motion to approve the City Council Meeting Minutes from May 6, 2014** \*

B. Consideration of a **motion to accept the April 22, 2014 study session summary on the budget and financial update, and potential ballot issues** \*

C. Consideration of a **motion to accept the April 22, 2014 study session summary on a University Hill Reinvestment Strategy** \*

D. Consideration of a **motion to accept the summary of the April 29, 2014 study session on Boulder's Energy Future** \*

E. **Third reading** and consideration of a motion to adopt **Ordinance No. 7968 amending Chapter 13-2, "Campaign Financing Disclosure,"** B.R.C. 1981, including modifying the financial reporting requirements, adding additional reporting requirements for city council members, setting forth reporting periods and setting forth related details \*

F. **Third reading** and consideration of **a motion to adopt Ordinance No. 7970 amending Chapter 6-14, "Medical Marijuana,"** B.R.C. 1981, and Chapter 6-16, **"Recreational Marijuana,"** B.R.C. 1981, and setting forth related details

*Council Member Jones clarified that tours would come back at a later time.*

G. **Second reading** and consideration of a motion to adopt **Ordinance No. 7977** vacating and authorizing the City Manager to **execute two deeds of vacation** to vacate an emergency access easement and a sidewalk easement in association with an approved site review for the Landmark Lofts Phase II multi-family residential development located at **970 28<sup>th</sup> St.** \*

Applicant: Kris Gardner, Drexel, Barrell & Co.

Property Owner: 970 28<sup>th</sup> Street – Phase II, LLC

Ord. 7979

H. Introduction, **first reading** and consideration of a motion to order published by title only, an **ordinance designating** the building and property at **2104 Bluff St.**, to be known as **the Kelso House**, as an individual landmark under the city's Historic Preservation Ordinance\*

Owner/Applicant: Chad and Kristen Watson

- I. **Second reading** and consideration of a motion to adopt **Ordinance No. 7972 approving supplemental appropriations** to the 2014 Budget \*

Consideration of a motion to adjourn from the Boulder City Council and convene as the Central Area General Improvement District (CAGID) Board of Directors

Res. 266

- J. Consideration of a **resolution amending the 2014 Downtown Commercial District Fund** (formerly CAGID Fund) **Budget** \*

Consideration of a motion to adjourn from the Central Area General Improvement District (CAGID) Board of Directors and convene as the University Hill General

Improvement District (UHGID) Board of Directors

Res. 191

- K. Consideration of a **resolution amending the 2014 University Hill Commercial District Fund** (formerly UHGID) **Budget** \*

Consideration of a motion to adjourn from the University Hill General Improvement District (UHGID) and convene as the Boulder Municipal Property Authority

Res. 137

- L. Consideration of a motion to adopt a **resolution amending the 2014 Budget for the Boulder Municipal Property Authority** \*

Consideration of a motion to adjourn from the Boulder Municipal Property Authority Board of Directors and reconvene as Boulder City Council

- M. Consideration of a **motion to authorize the city manager to issue a request for proposals to award the remainder of the city's education excise tax revenue** \*

#### 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 HEARINGS

1 hour

- A. **Second reading** and consideration of a motion to adopt **Ordinance No. 7973 amending Chapter 5-3, "Offenses Against the Person," B.R.C. 1981, by adding a new Section 5-3-15, "Solicitation Limited," prohibiting solicitation at designated places** and setting forth related details

*Council Member Jones noted that she was reluctant to support such measures. Council Member Karakehian relayed repeated instances of aggressive begging at ATM's in town. City Attorney Carr informed the CAC that if the ordinance was adopted he would bring back findings of fact for council to approve as an appendix to the ordinance.*

30 minutes

- B. **Second reading** and consideration of a motion to adopt **Ordinance No. 7978** to **modify the allowable number of units and floor area of the BT-2, Transitional Business zoning district for the Trinity Commons project, located at 2200 Broadway**. The project is proposed as a mixed-use development on an existing surface parking lot with a new fellowship hall for Trinity Lutheran Church; office space for the Trinity Lutheran Church and other non-profit organizations; 24 (100 percent) permanently affordable attached senior housing units; and partially below grade parking to be shared with other off-site users

*CAC indicated that this would likely be a brief discussion. The only issue that surfaced was whether the eight additional units in phase three would actually be built.*

**6. MATTERS FROM THE CITY MANAGER**

30 Minutes

- A. **City Office Space Update \***

**7. MATTERS FROM THE CITY ATTORNEY - None**

**8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL**

A. Potential Call-Ups

- 1. **Easement vacation to vacate a 25-foot utility easement running east-to-west through the middle of the property at 800 28<sup>th</sup> St.** Information Packet Date: June 3  
Last opportunity for Call-Up: June 3

**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.

5 Minutes

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

**12. ADJOURNMENT**

Approximate total meeting time: 3 Hours and 40 Minutes Approximate end time: 9:40 PM

**4. Calendar Items**

- A. **Request: Report on Children in Boulder County by Stephanie Greenberg –July 15**

*CAC noted that there was already a Science Tuesday presentation scheduled for July 15 and with this being the first meeting after the recess, with ballot measure coming forward, staff was asked to contact Ms. Greenberg to find an alternative date for this presentation.*

**B. August 19 – Presentation from Andrew Earls of Wright Water on the Preliminary Draft of the September 2013 Boulder Rainfall Analysis Results**

*CAC agreed to schedule this item on August 19.*

**5. Additional items**

**A. Recruitment schedule for three-year term on BURA**

*CAC approved the attached schedule*

**Other Matters:**

*Council Member Shoemaker asked if the CAC should add an item to the June 3 agenda regarding the West Pearl construction impacts. Council Member Karakehian noted that he was in daily contact with the businesses and did not recommend that this be lasted as most of the concerns had been addressed. He noted that he would continue to monitor the situation and let CAC know if it became necessary to bring an update to council.*

*CAC discussed the June 17 calendar and commented that it would like to reschedule the item on Density Right-of-Way/Valuation Code changes to a later date as this was an important decision and the whole council should have the opportunity to weigh in. At least one and perhaps two members of council would absent from that meeting. The City Clerk offered to check with council to determine if the full council would be present on August 19 as that appeared to be the best date to move this item. This will come back to CAC next week.*

**CAC adjourned at 8:37 AM**

**Attachments:**

Pending Calendar

BURA Recruitment Schedule

**COUNCIL AGENDA COMMITTEE**  
**June 2, 2014**

**Present:** Mayor Pro Tem Karakehian, Council Member Jones; Council Member Young; Executive Director of Public Works Maureen Rait; City Attorney Tom Carr; Deputy City Attorney David Gehr; City Clerk Alisa Lewis; Deputy City Clerk Alisa Darrow; Interim Police Chief Greg Testa and; Organizational Development Manager Tammye Burnette

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*CAC convened at 8:00 AM.*

**1. June 3 – Final Agenda**

**AGENDA**

**6:00-6:05 PM** 1. **CALL TO ORDER AND ROLL CALL**

- 6:05-6:35 PM** A. **Science Tuesday Presentation: Professor Molnar, recipient of the Crafoord Prize, “The Rockies: How and when they formed and why they are not like other mountain ranges”**

*CAC indicated that Council Member Morzel would introduce Professor Molnar and present him with a declaration.*

*CAC agreed to add item 1B an Update from Interim Police Chief Greg Testa.*

- 6:35-7:20 PM** 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.

- 7:20-7:35 PM** 3. **CONSENT AGENDA** (to include first reading of ordinances) Vote to be taken on the motion at this time. (Roll call vote required)\*

A. Consideration of a **motion to approve the City Council Meeting Minutes from May 6, 2014\***

B. Consideration of a **motion to accept the April 22, 2014 study session summary on the budget and financial update, and potential ballot issues\***

C. Consideration of a **motion to accept the April 22, 2014 study session summary on a University Hill Reinvestment Strategy\***

D. Consideration of a **motion to accept the summary of the April 29, 2014 study session on Boulder’s Energy Future\***

- E. **Third reading** and consideration of a motion to adopt **Ordinance No. 7968 amending Chapter 13-2, “Campaign Financing Disclosure,”** B.R.C. 1981, including modifying the financial reporting requirements, adding additional reporting requirements for city council members, setting forth reporting periods and setting forth related details\*
- F. **Third reading** and consideration of a motion to adopt **Ordinance No. 7970 amending Chapter 6-14, “Medical Marijuana,”** B.R.C. 1981, and Chapter 6-16, **“Recreational Marijuana,”** B.R.C. 1981, and setting forth related details\*
- G. **Second reading** and consideration of a motion to adopt **Ordinance No. 7977** vacating and authorizing the City Manager to **execute two deeds of vacation** to vacate an emergency access easement and a sidewalk easement in association with an approved site review for the Landmark Lofts Phase II multi-family residential development located at **970 28<sup>th</sup> St.\***

Applicant: Kris Gardner, Drexel, Barrell & Co.  
Property Owner: 970 28<sup>th</sup> Street – Phase II, LLC

Ord. 7979

- H. Introduction, **first reading** and consideration of a motion to order published by title only, an **ordinance designating** the building and property at **2104 Bluff St.**, to be known as **the Kelso House**, as an individual landmark under the city’s Historic Preservation Ordinance\*

Owner/Applicant: Chad and Kristen Watson

- I. **Second reading** and consideration of a motion to adopt **Ordinance No. 7972 approving supplemental appropriations** to the 2014 Budget\*

Consideration of a motion to adjourn from the Boulder City Council and convene as the Central Area General Improvement District (CAGID) Board of Directors

Res. 266

- J. Consideration of a **resolution amending the 2014 Downtown Commercial District Fund** (formerly CAGID Fund) **Budget\***

Consideration of a motion to adjourn from the Central Area General Improvement District (CAGID) Board of Directors and convene as the University Hill General Improvement District (UHGID) Board of Directors

Res. 191

- K. Consideration of a **resolution amending the 2014 University Hill Commercial District Fund** (formerly UHGID) **Budget\***

Consideration of a motion to adjourn from the University Hill General Improvement District (UHGID) and convene as the Boulder Municipal Property Authority

Res. 137

- L. Consideration of a motion to adopt a **resolution amending the 2014 Budget for the Boulder Municipal Property Authority\***

Consideration of a motion to adjourn from the Boulder Municipal Property Authority Board of Directors and reconvene as Boulder City Council

M. Consideration of a **motion to authorize the city manager to issue a request for proposals to award the remainder of the city's education excise tax revenue\***

#### 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 HEARINGS**

7:35-8:35 PM A. **Second reading** and consideration of a motion to adopt **Ordinance No. 7973 amending Chapter 5-3, "Offenses Against the Person," B.R.C. 1981, by adding a new Section 5-3-15, "Solicitation Limited," prohibiting solicitation at designated places** and setting forth related details

*CAC agreed this item would be pulled from this agenda and not rescheduled until a full discussion could be had at the August 26 study session on multiple issues related to transients and the homeless.*

8:35-9:05 PM B. **Second reading** and consideration of a motion to adopt **Ordinance No. 7978 to modify the allowable number of units and floor area of the BT-2, Transitional Business zoning district for Trinity Commons project, located at 2200 Broadway.** The project is proposed as a mixed-use development on an existing surface parking lot with a new fellowship hall for Trinity Lutheran Church; office space for the Trinity Lutheran Church and other non-profit organizations; 24 (100 percent) permanently affordable attached senior housing units; and partially below grade parking to be shared with other off-site users

#### 6. **MATTERS FROM THE CITY MANAGER**

9:05-9:35 PM **A. City Office Space Update**

*Mayor Pro Tem Karakehian asked if this included office space needs at the police department.*

*Mr. Testa indicated that there was an ongoing study that would be presented separately in the future.*

*Ms. Rait stated that this presentation was to cover only downtown office space.*

#### 7. **MATTERS FROM THE CITY ATTORNEY**

None

**8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL**

A. Potential Call-Ups\*

None

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.\*

9:35-9:40 PM 11. **DEBRIEF** (5 Min.) Opportunity for Council to discuss how the meeting was conducted.\*

12. **ADJOURNMENT\***

**Additions to the agenda under Matters from Members of Council:**

- A. Discussion regarding City of Boulder Flag**
- B. Request for a nod of five to schedule an item to consider the formation a Housing Working Group**
- C. Motion to submit a letter in support of Bridge House’s application for a \$510,000 grant for the development of Ready to Work Housing**

*CAC agreed to add these item to the agenda as item 8B, C, & D.*

**2. June 10 – Study Session**

- A. 4:30 – 6:00 PM Joint dinner with YOAB**
- B. 6:00 – 7:30 PM Library and Arts Overview: Community Cultural Plan Update\***
- C. 7:30 – 9:00 PM Access Management and Parking Strategy\***

**3. Calendar Items**

- A. Agenda Item Request June 17 – Council support for a letter drafted by the HRC in support of gender neutral bathrooms in BVSD schools**

*Mr. Carr suggested that an attorney work with the HRC to draft a recommendation to Council to write a letter in support of gender neutral bathrooms in BVSD schools. He noted that it was not within the purview of the board to submit a letter such as this and that Council sets policy for the city.*

**B. Request: Report on Children in Boulder County by Stephanie Greenberg – July 29 (SS), August 5 or August 19**

*CAC agreed to schedule this presentation at the beginning of the August 5 meeting.*

**C. Request to reschedule July 15 Discussion on the Comprehensive Housing Strategy – Lisa Morzel, Andrew Shoemaker and George Karakehian will be absent**

*CAC agreed to reschedule this item for August 19.*

**D. Request to schedule the presentation from Andrew Earls of Wright Water – 2013 Boulder Rainfall Analysis Results for August 19**

*CAC agreed to schedule this presentation at the beginning of the August 19 meeting.*

**E. Reschedule reading of ROW/Valuation Code Changes for September 2 – Staff not available August 19**

*CAC agreed to reschedule this item for September 2.*

**F. Request for a Matter - A nod of five to schedule a discussion to create a Housing Advisory Working Group**

*CAC agreed to add this item to the June 3 agenda as item 8C.*

**G. Request for a Matter – Motion to submit a letter in support of Bridge House’s application for a \$510,000 grant for the development of Ready to Work Housing**

*CAC agreed to add this item to the June 3 agenda as item 8D.*

**4. Additional items**

**A. Revised Board and Commission Recruitment Schedule – 2 additional resignations from Landmark’s Board**

*CAC approved the recruitment schedule.*

*CAC adjourned at 8:55 AM.*

**Attachments:**

Draft Council Master Calendar (Subject to change daily)

Updated June 3, 2014 Council Meeting Agenda

Updated Board and Commission Recruitment Schedule

## 2014 Study Session Calendar

Date	Status	Topic	Time
06/10/14		Council Dinner with YOAB	4:30-6 PM
06/10/14	Approved	Library and Arts Overview: Community Cultural Plan Update	6-7:30 PM
06/10/14	Approved	Access Management and Parking Strategy	7:30-9 PM
06/24/14	N/A	<b>Council Recess</b>	
07/08/14	N/A	<b>Council Recess</b>	
07/22/14		Briefing: Flood Update	5-6:00 PM
07/22/14	Approved	Tentative: Potential Ballot Items	6-7:30 PM
07/22/14	Approved	Tentative: Work Plan	7:30-9 PM
07/29/14	Approved	Climate Commitment	6-7:30 PM
07/29/14	Approved	Zero Waste Strategic Plan	7:30-9 PM
08/12/14	Pending	2015-2020 CIP Study Session	6-7:30 PM
08/26/14	Pending	Briefing: Boulder's Energy Future - Tentative	5-6:00 PM
08/26/14	Approved	Update regarding the ten year plan for services related to the homeless (need agenda request)	6-7:30 PM
08/26/14	Approved	BVCP Scoping and Resilience	7:30-9 PM
09/09/14	Approved	2015 Budget Study Session #1	6-7:30 PM
09/23/14		Briefing:	5-6:00 PM
09/23/14	Approved	2015 Budget Study Session #2	6-7:30 PM
09/23/14		for Valmont Butte	7:30-9 PM
09/30/14	Approved	Boulder's Energy Future	6-7:30 PM
09/30/14			7:30-9 PM
10/14/14			6-9 PM
10/28/14		Briefing:	5-6:00 PM
10/28/14	Approved	Access Management and Parking Strategy	6-7 PM
10/28/14	Approved	Envision East Arapahoe	7-8:30 PM
11/11/14		<b>Veteran's Day</b>	
11/25/14		<b>Tuesday Before Thanksgiving</b>	
12/09/14		Briefing: Boulder's Energy Future	5-6:00 PM
12/09/14	Approved	Comprehensive Housing Strategy	6-7:30 PM
12/09/14	Approved	Human Services Strategy Study Session	7:30-9:30 PM
12/23/14		<b>Week of Christmas</b>	
12/30/14		<b>Tuesday before New Year's</b>	

<b>June 17, 2014</b> <b>Start Time: 6:00 PM Business Meeting</b> <b>Location: Council Chambers, 1777 Broadway</b>		
<b>Agenda Section</b>	<b>Item Name</b>	<b>Time</b>
<b>SPECIAL PRESENTATIONS:</b>		
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>	Lower Bear Canyon Creek Mapping Study	15 Minutes
	Study Session with the Library & Arts Department	
	May 27 Study Session Summary on Comprehensive Housing Strategy	
	Consideration of motion to approve a conduit lease to Level 3 Communications, LLC	
	Summary of the TMP Study Session from 4/29	
	Human Services Study Session Summary	
	Increasing Municipal Court administrative fee for Deferred Prosecution and Conditional Motion to Dismiss	
<b>PUBLIC HEARINGS:</b>		
	2nd Reading Ordinance for Individual Landmark at 2104 Bluff Street	15 Minutes
<b>MATTERS FROM CITY MANAGER:</b>	Potential Ballot Items	30 Min
	Council Work Plan update	20 Minutes
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>	Baseline Underpass CEAP	
	Easement Vacation to vacate a 25 foot utility easement running east-to-west through the middle of the property at 800 28th Street	
	<b>Total Estimated Meeting Time (Hours)</b>	<b>2.08</b>

**Council Recess June 18 - July 13, 2014**

**July 15, 2014**

**Start Time: 6:00 PM Business Meeting**

**Location: Council Chambers, 1777 Broadway**

Agenda Section	Item Name	Time
<b>SPECIAL PRESENTATIONS:</b>	Science Tuesday - Professor Ryan "Environmental, Economic, and Social Impacts of Hydraulic Fracturing used in Oil and Gas Drilling"	30 Minutes
	Special Acknowledgement - CFO Bob Eichen	
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>		15 Minutes
<b>PUBLIC HEARINGS:</b>	Formal Acceptance of the TMP Update	1.5 Hours
	HOLD - Ballot Items	
<b>MATTERS FROM CITY MANAGER:</b>		
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>		
	<b>Total Estimated Meeting Time (Hours)</b>	<b>3.00</b>

<b>August 5, 2014</b> <b>Start Time: 6:00 PM Business Meeting</b> <b>Location: Council Chambers, 1777 Broadway</b>		
<b>Agenda Section</b>	<b>Item Name</b>	<b>Time</b>
<b>SPECIAL PRESENTATIONS:</b>	Boulder County Report on Children from Stephanie Greenberg	20 Minutes
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>	Resolution appointing auditor for the annual audit	15 Minutes
	Accepting the 2013 Comprehensive Annual Financial Report and Independent Auditor's Reports	
	First reading Short-term Parking Code Changes and Bike Parking	
	Placeholder - Open Space bond sales	
	Disposal of OSMP land for Xcel easement	
	TIP Potential Projects	
<b>PUBLIC HEARINGS:</b>		
<b>MATTERS FROM CITY MANAGER:</b>		
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>		
	<b>Total Estimated Meeting Time (Hours)</b>	<b>1.33</b>

<b>August 19, 2014</b> <b>Start Time: 6:00 PM Business Meeting</b> <b>Location: Council Chambers, 1777 Broadway</b>		
<b>Agenda Section</b>	<b>Item Name</b>	<b>Time</b>
<b>SPECIAL PRESENTATIONS:</b>	Report from Wright Water on 2013 Boulder Rainfall Analysis Results by Andrew Earls	20 Minutes
<b>OPEN COMMENT:</b>		45 Minutes
<b>CONSENT:</b>	1st Reading, South Boulder Creek Flood Mitigation	15 Minutes
	1st Reading - BRC Supplement 120 Emergency Ordinance	
	Placeholder - Open Space Bond Sales	
<b>PUBLIC HEARINGS:</b>	Comprehensive Housing Strategy - Adoption of Project Goals and Working Group Structure	45 Minutes
<b>MATTERS FROM CITY MANAGER:</b>		
<b>MATTERS FROM CITY ATTORNEY:</b>		
<b>MATTERS FROM MAYOR AND MEMBERS:</b>		
<b>CALL-UPS:</b>		
	<b>Total Estimated Meeting Time (Hours)</b>	<b>2.08</b>

**BOULDER CITY COUNCIL MEETING  
COUNCIL CHAMBERS, 1777 Broadway  
Tuesday, June 3, 2014  
6 p.m.**

**AGENDA**

1. **CALL TO ORDER AND ROLL CALL**
  - A. **Science Tuesday Presentation: Professor Molnar, recipient of the Crafoord Prize, “The Rockies: How and when they formed and why they are not like other mountain ranges”**
  - B. **Update from Interim Police Chief Greg Testa**
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. (Roll call vote required)
  - A. Consideration of a **motion to approve the City Council Meeting Minutes from May 6, 2014**
  - B. **Consideration of a motion to accept the April 22, 2014 study session summary on the budget and financial update, and potential ballot issues**
  - C. Consideration of a **motion to accept the April 22, 2014 study session summary on a University Hill Reinvestment Strategy**
  - D. Consideration of a **motion to accept the summary of the April 29, 2014 study session on Boulder’s Energy Future**
  - E. **Third reading** and consideration of a motion to adopt **Ordinance No. 7968 amending Chapter 13-2, “Campaign Financing Disclosure,”** B.R.C. 1981, including modifying the financial reporting requirements, adding additional reporting requirements for city council members, setting forth reporting periods and setting forth related details
  - F. **Third reading** and consideration of a motion to adopt **Ordinance No. 7970 amending Chapter 6-14, “Medical Marijuana,”** B.R.C. 1981, and Chapter 6-16, **“Recreational Marijuana,”** B.R.C. 1981, and setting forth related details

G. **Second reading** and consideration of a motion to adopt **Ordinance No. 7977** vacating and authorizing the City Manager to **execute two deeds of vacation** to vacate an emergency access easement and a sidewalk easement in association with an approved site review for the Landmark Lofts Phase II multi-family residential development located at **970 28<sup>th</sup> St.**

Applicant: Kris Gardner, Drexel, Barrell & Co.  
Property Owner: 970 28<sup>th</sup> Street – Phase II, LLC

H. Introduction, **first reading** and consideration of a motion to order published by title only, an **ordinance designating** the building and property at **2104 Bluff St.**, to be known as **the Kelso House**, as an individual landmark under the city's Historic Preservation Ordinance

Owner/Applicant: Chad and Kristen Watson

I. **Second reading** and consideration of a motion to adopt **Ordinance No. 7972 approving supplemental appropriations** to the 2014 Budget

Consideration of a motion to adjourn from the Boulder City Council and convene as the Central Area General Improvement District (CAGID) Board of Directors

J. Consideration of a **resolution amending the 2014 Downtown Commercial District Fund** (formerly CAGID Fund) **Budget**

Consideration of a motion to adjourn from the Central Area General Improvement District (CAGID) Board of Directors and convene as the University Hill General Improvement District (UHGID) Board of Directors

K. Consideration of a **resolution amending the 2014 University Hill Commercial District Fund** (formerly UHGID) **Budget**

Consideration of a motion to adjourn from the University Hill General Improvement District (UHGID) and convene as the Boulder Municipal Property Authority

L. Consideration of a motion to adopt a **resolution amending the 2014 Budget for the Boulder Municipal Property Authority**

Consideration of a motion to adjourn from the Boulder Municipal Property Authority Board of Directors and reconvene as Boulder City Council

M. Consideration of a **motion to authorize the city manager to issue a request for proposals to award the remainder of the city's education excise tax revenue**

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 HEARINGS

- A. **Second reading** and consideration of a motion to adopt **Ordinance No. 7973 amending** Chapter 5-3, **“Offenses Against the Person,”** B.R.C. 1981, **by adding a new Section 5-3-15, “Solicitation Limited,” prohibiting solicitation at designated places** and setting forth related details

This item was pulled from the agenda by the Council Agenda Committee, a discussion has been scheduled on August 26 at 6:00 PM

- B. **Second reading** and consideration of a motion to adopt **Ordinance No. 7978 to modify the allowable number of units and floor area of the BT-2, Transitional Business zoning district for Trinity Commons project, located at 2200 Broadway.** The project is proposed as a mixed-use development on an existing surface parking lot with a new fellowship hall for Trinity Lutheran Church; office space for the Trinity Lutheran Church and other non-profit organizations; 24 (100 percent) permanently affordable attached senior housing units; and partially below grade parking to be shared with other off-site users

### 6. MATTERS FROM THE CITY MANAGER

- A. **City Office Space Update**

### 7. MATTERS FROM THE CITY ATTORNEY

None

### 8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL

- A. **Potential Call-Ups**

None

- B. **Discussion regarding city flag** to be carried at the Parade of Flags at the Sister City International Conference in San Jose July 31 thru August 2

- C. Request for a **nod of five to schedule a discussion to create a Housing Advisory Working Group** to work in conjunction with the Comprehensive Housing Strategy

D. Consideration of a **motion to submit a letter in support of Bridge House's application for a \$510,000 grant** for the development of Bridge House's Ready to Work Housing

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**

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## MEMORANDUM

TO: CAC  
FROM: Ali Darrow, City Clerk's Office  
DATE: June 2, 2014  
SUBJECT: 2014 Mid-Year Recruitment Timeline for Boards and Commissions

### **Proposed 2014 Recruitment Timeline for BURA and Landmark's Board for CAC's approval.**

Tuesday, June 3	Begin Recruitment (5 weeks)
Monday, July 21	Application Deadline
Thursday, July 24	Application Notebook to Council
Friday, July 25	Applications Forwarded to Staff
Friday, July 25	Reminder Notice to Applicants re Interviews
Tuesday, August 5	B&C Group Interviews 5:15-5:45 PM (prior to council meeting)
Tuesday, August 5	B&C Formal Appointments

Boulder Urban Renewal Authority –1 unexpired term ending 3/31/2017

Landmark's Board – 2 unexpired terms, one ending 3/31/2017 and one ending 3/31/2018