

BOULDER CITY COUNCIL MEETING
CANYON THEATER, BOULDER PUBLIC LIBRARY, 1001 ARAPAHOE AVE
Tuesday, January 7, 2014
6 p.m.

AGENDA

1. **CALL TO ORDER AND ROLL CALL**
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 City Council Meeting Minutes from October 15, 2013**
 - B. Consideration of a **motion to approve the City Council Meeting Minutes from October 29, 2013**
 - C. Consideration of a **motion to approve the City Council Meeting Minutes from November 19, 2013**
 - D. Consideration of a **motion to approve the City Council Meeting Minutes from December 3, 2013**
 - E. Consideration of a **motion to approve the City Council Meeting Minutes from December 17, 2013**
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. 7953, designating the building and property at 2003 Pine St., to be known as the Wheeler-MacDonald House, as an individual landmark** under the city's Historic Preservation Ordinance

Owner/Applicant: Andrew and Kristin MacDonald

B. Second reading and consideration of a motion to adopt **Ordinance No. 7954, designating** the building and property at **1922 20th St.**, to be known as the **Mackenzie House, as an individual landmark** under the city's Historic Preservation Ordinance

Owner/Applicant: Benjamin and Annah Worland

6. MATTERS FROM THE CITY MANAGER

None

7. MATTERS FROM THE CITY ATTORNEY

None

8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL

A. Potential Call-Ups

1. **Vacation of an 829 square foot** portion of a **utility easement** on the southeast corner of the property at **1310 Meadow Avenue** (ADR2013-00085) Information Packet Date: January 7 Last Opportunity: January 7

B. Upcoming trip to Washington D.C. with University of Colorado and Boulder Valley School District

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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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.

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**CITY OF BOULDER
CITY COUNCIL PROCEEDINGS
October 15, 2013**

AGENDA

1. CALL TO ORDER AND ROLL CALL – 6:00 PM

Mayor Appelbaum called the regular October 15, 2013 City Council meeting to order at 5:00 p.m. in Council Chambers.

Those present were: Council Members Ageton, Becker, Cowles, Jones, Karakehian, Morzel, Plass and Wilson.

A. MOMENT OF SILENCE TO HONOR AMY DOMBROSKI

Mayor Appelbaum asked the audience to acknowledge a moment of silence in memory of Boulder cyclist Amy Dombroski.

B. DECLARATION HONORING MARA ABBOTT

Council Member Cowles presented this declaration to Mara Abbott and acknowledged her many achievements in the sport of cycling.

C. FLOOD RECOVERY UPDATE

City Manager Jane Brautigam gave an update on flood cleanup and recovery and thanked the many volunteers that were helping in the community.

Director of Open Space and Mountain Parks Mike Patton gave an update on Open Space and Mountain Parks flood recovery and cleanup.

D. STATUS REPORT ON URBAN WILDLIFE ISSUES

Urban Wildlife Conservation Coordinator Val Matheson presented information related to recent problems with bears entering city limits and rummaging through trash containers.

2. OPEN COMMENT and COUNCIL/STAFF RESPONSE – 6:35 PM

1. Gina Iannelli – Spoke about the natural habits of bears foraging for food when the food supply was scarce. She spoke against euthanizing bears.
2. Richard Turbiak – Spoke as the chair of Boulder Convention and Visitors Bureau in favor of allowing a stage of the U.S. Pro Cycling Challenge (USPCC) in Boulder.
3. Rob Smoke – Spoke against ballot question 2E and questioned whether or not

the amount the city attached to municipalization was realistic.

4. Audrey Franklin – Spoke in favor of allowing all residents of Boulder to serve on boards and commissions regardless of voting status.
5. Robert Ottinger – Spoke in favor of fees for strewn trash and mandating bear-proof cans for frequent offenders.
6. Brenda Lee – Spoke in defense of bears and urged Council to require residents to have bear-proof trash containers in areas where there had been frequent activity.
7. Tim Thomas – Spoke against banning hydraulic fracturing on city of Boulder properties.
8. Andrew Shoemaker – Spoke in favor of allowing a stage of the USPCC in Boulder and expressed concerns about the reality of flood damage and having the race finish on Flagstaff. He urged Council to consider an alternative proposal.
9. Bobby Noyes – Also spoke in favor of the USPCC returning to Boulder.
10. Basit Mustafa – Asked for Council to require that all trails be opened immediately.
11. Trish Zornio – Requested that Council open trails with signs stating that users hike and climb at their own risk.
12. Terry Murphy – Spoke on behalf of Flatirons Climbing Council requesting that City Council make trails a priority in the flood cleanup and recovery.
13. Beth Bennett – Expressed disappointment regarding trail closures and other closures impacting recreation in general after the flooding in September.
14. Wendy Drake – Requested that Council reopen the trails immediately and ensure there was proper signage stating that those hiking and climbing were doing so at their own risk.
15. Emilia Pollauf – Spoke on behalf of the Human Relations Commission in favor of allowing non-electors to serve on boards and commissions.
16. Mark Gelband – Spoke in favor of opening the trails for recreational use and against requiring bear-proof trash containers for residents in specific areas of the city.

17. Rob Hofferma – Spoke as a business owner on University Hill in favor of revitalizing the area and making it more attractive to clients, he specifically mentioned parking, cleanliness and creating a high energy environment.
18. Grant Hull – Asked that Council do whatever they could to reopen the trails impacted by the flood.
19. Kevin Bracy Knight – Spoke about bears, biking and trail access and the importance of those issues being addressed.

Council Member Cowles commented that there was a lot of misinformation regarding ballot question 2E on debt limitations. He clarified the purpose for the ballot question and the subsequent ballot question placed on the ballot by the city.

Council Member Wilson noted that he has lived on the Hill for many years and the issue regarding bears was more complicated than a simple change to the ordinance regarding bear-proof containers. He also stated that many are rental properties and there is no indoor location for trash containers. He felt that residents would need to have multiple options for dealing with the bears.

Council Member Jones asked the public to be patient in relation to trail closures. She expressed sympathy for those not able to run, bike and hike in their usual places. She expressed concern about the tone the public had taken in relation to the closures and wanted to make sure they knew that their concerns were being heard.

Council Member Becker expressed frustration regarding how long it was taking to reopen trails after the flooding. She also expressed support for requiring bear-proof containers.

3. **CONSENT AGENDA – 7:31 PM**

- A. **SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT EMERGENCY ORDINANCE NO. 7946 AMENDING THE BOULDER REVISED CODE AND EXTENDING TEMPORARY EXCEPTIONS TO SPECIFIC CITY REGULATIONS TO FACILITATE CLEAN UP AND RECOVERY FROM FLOOD IMPACTS**
- B. **CONSIDERATION OF A MOTION TO ADOPT A RESOLUTION IN SUPPORT OF BALLOT QUESTION 2G, A PROPOSED AMENDMENT TO THE BOULDER HOME RULE CHARTER SECTIONS 74, 130, 157, 172, AND 185 REMOVING THE REQUIREMENT THAT INDIVIDUALS BE CITY ELECTORS TO SERVE ON CITY BOARDS AND COMMISSIONS**
- C. **CONSIDERATION OF A MOTION TO ADOPT OVERARCHING GOALS REGARDING CLEANUP AND FLOOD RECOVERY MEASURES**

Council Member Plass moved seconded by Council Member Morzel, to approve Consent Agenda items 3A through 3C. The motion carried 9:0 with the vote taken at 7:35 PM

4. POTENTIAL CALL- UP CHECK IN – 7:33 PM

There was no interest in calling up items 8A-1 thru 8A-3.

ORDER OF BUSINESS

5. PUBLIC HEARINGS - 7:34 PM

A. CONSIDERATION OF THE FOLLOWING ITEMS RELATING TO THE 2014 BUDGET:

- 1. PUBLIC HEARING ON THE PROPOSED 2014 CITY OF BOULDER BUDGET; AND**
- 2. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT ORDINANCE NO. 7942 THAT ADOPTS A BUDGET FOR THE CITY OF BOULDER, COLORADO, FOR THE FISCAL YEAR COMMENCING ON THE FIRST DAY OF JANUARY 2014 AND ENDING ON THE LAST DAY OF DECEMBER 2014, AND SETTING FORTH DETAILS IN RELATION THERETO; AND**
- 3. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT ORDINANCE NO. 7943 THAT ESTABLISHES THE 2013 CITY OF BOULDER PROPERTY TAX MILL LEVIES WHICH ARE TO BE COLLECTED BY THE COUNTY OF BOULDER, STATE OF COLORADO, WITHIN THE CITY OF BOULDER IN 2014 FOR PAYMENT OF EXPENDITURES BY THE CITY OF BOULDER, COUNTY OF BOULDER, STATE OF COLORADO, AND SETTING FORTH DETAILS IN RELATION THERETO; AND**
- 4. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT ORDINANCE NO. 7944 THAT APPROPRIATES MONEY TO DEFRAY EXPENSES AND LIABILITIES OF THE CITY OF BOULDER, COLORADO, FOR THE 2014 FISCAL YEAR OF THE CITY OF BOULDER, COMMENCING ON THE FIRST DAY OF JANUARY 2014, AND ENDING ON THE LAST DAY OF DECEMBER 2014, AND SETTING FORTH DETAILS IN RELATION THERETO; AND**
- 5. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT ORDINANCE NO. 7945 THAT AMENDS CHAPTERS 3-8, 3-9 AND 4-20 OF THE B.R.C. 1981 CHANGING CERTAIN FEES, AND SETTING FORTH DETAILS IN RELATION THERETO**

CONSIDERATION OF A MOTION TO ADJOURN FROM THE BOULDER CITY COUNCIL AND CONVENE AS THE CENTRAL AREA GENERAL IMPROVEMENT DISTRICT BOARD OF DIRECTORS

- B. CONSIDERATION OF A MOTION TO ADOPT THREE RESOLUTIONS PERTAINING TO THE 2014 BUDGET OF THE CITY OF BOULDER DOWNTOWN COMMERCIAL DISTRICT FUND (FORMERLY KNOWN AS THE CENTRAL AREA GENERAL IMPROVEMENT DISTRICT FUND):**

1. **A RESOLUTION CONCERNING THE CITY OF BOULDER DOWNTOWN COMMERCIAL DISTRICT FUND (FORMERLY KNOWN AS THE CENTRAL AREA GENERAL IMPROVEMENT DISTRICT FUND), ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2014; AND**
2. **A RESOLUTION ESTABLISHING THE 2013 CITY OF BOULDER CENTRAL AREA GENERAL IMPROVEMENT DISTRICT PROPERTY TAX MILL LEVY FOR PAYMENT OF EXPENDITURES, IN PART, OF THE DISTRICT DURING THE 2014 FISCAL YEAR, AND SETTING FORTH DETAILS IN RELATION THERETO; AND**
3. **A RESOLUTION APPROPRIATING MONEY TO DEFRAY THE EXPENSES AND LIABILITIES OF THE CITY OF BOULDER DOWNTOWN COMMERCIAL DISTRICT FUND (FORMERLY KNOWN AS THE CENTRAL GENERAL IMPROVEMENT DISTRICT FUND) FOR THE 2014 FISCAL YEAR AND SETTING FORTH DETAILS IN RELATION THERETO; AND**

CONSIDERATION OF A MOTION TO ADJOURN FROM THE CAGID BOARD OF DIRECTORS AND TO CONVENE AS THE UNIVERSITY HILL GENERAL IMPROVEMENT DISTRICT (UHGID) BOARD OF DIRECTORS

C. CONSIDERATION OF A MOTION TO ADOPT THREE RESOLUTIONS PERTAINING TO THE 2014 BUDGET OF THE CITY OF BOULDER UNIVERSITY HILL COMMERCIAL DISTRICT FUND (FORMERLY KNOWN AS THE UNIVERSITY HILL GENERAL IMPROVEMENT DISTRICT FUND):

1. **A RESOLUTION CONCERNING THE CITY OF BOULDER UNIVERSITY HILL COMMERCIAL DISTRICT FUND (FORMERLY KNOWN AS THE UNIVERSITY HILL GENERAL IMPROVEMENT DISTRICT FUND), ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2014; AND**
2. **A RESOLUTION ESTABLISHING THE 2013 CITY OF BOULDER UNIVERSITY HILL GENERAL IMPROVEMENT DISTRICT PROPERTY TAX MILL LEVY FOR PAYMENT OF EXPENDITURES, IN PART, OF THE DISTRICT DURING THE 2014 FISCAL YEAR, AND SETTING FORTH DETAILS IN RELATION THERETO; AND**
3. **A RESOLUTION APPROPRIATING MONEY TO DEFRAY THE EXPENSES AND LIABILITIES OF THE CITY OF BOULDER UNIVERSITY HILL COMMERCIAL DISTRICT FUND (FORMERLY KNOWN AS THE UNIVERSITY HILL COMMERCIAL DISTRICT FUND) FOR THE 2014 FISCAL YEAR AND SETTING FORTH DETAILS IN RELATION THERETO; AND**

CONSIDERATION OF A MOTION TO ADJOURN FROM THE UHGID BOARD OF DIRECTORS AND CONVENE AS THE BOULDER MUNICIPAL PROPERTY AUTHORITY BOARD OF DIRECTORS

D. CONSIDERATION OF A MOTION TO ADOPT A RESOLUTION FORMALLY ADOPTING THE 2014 BUDGET FOR THE BOULDER MUNICIPAL PROPERTY AUTHORITY; AND

CONSIDERATION OF A MOTION TO ADJOURN FROM THE BOULDER MUNICIPAL PROPERTY AUTHORITY BOARD OF DIRECTORS AND CONVENE AS THE FOREST GLEN TRANSIT PASS GENERAL IMPROVEMENT DISTRICT BOARD OF DIRECTORS

E. CONSIDERATION OF A MOTION TO ADOPT THREE RESOLUTIONS PERTAINING TO THE 2014 BUDGET OF THE CITY OF BOULDER FOREST GLEN TRANSIT PASS GENERAL IMPROVEMENT DISTRICT FUND:

- 1. A RESOLUTION CONCERNING THE CITY OF BOULDER FOREST GLEN TRANSIT PASS GENERAL IMPROVEMENT DISTRICT, ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2014; AND**
- 2. A RESOLUTION ESTABLISHING THE 2013 CITY OF BOULDER FOREST GLEN TRANSIT PASS GENERAL IMPROVEMENT DISTRICT PROPERTY TAX MILL LEVY FOR PAYMENT OF EXPENDITURES, IN PART, OF THE DISTRICT DURING THE 2014 FISCAL YEAR, AND SETTING FORTH DETAILS IN RELATION THERETO; AND**
- 3. A RESOLUTION APPROPRIATING MONEY TO DEFRAY THE EXPENSES AND LIABILITIES OF THE CITY OF BOULDER FOREST GLEN TRANSIT PASS GENERAL IMPROVEMENT DISTRICT FOR THE 2014 FISCAL YEAR AND SETTING FORTH DETAILS IN RELATION THERETO; AND**

CONSIDERATION OF A MOTION TO ADJOURN FROM THE CITY OF BOULDER FOREST GLEN TRANSIT PASS GENERAL IMPROVEMENT DISTRICT BOARD OF DIRECTORS, AND CONVENE AS THE BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – PARKING BOARD OF DIRECTORS

F. CONSIDERATION OF A MOTION TO ADOPT THREE RESOLUTIONS PERTAINING TO THE 2014 BUDGET OF THE CITY OF BOULDER, BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – PARKING FUND:

- 1. A RESOLUTION CONCERNING THE CITY OF BOULDER, BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – PARKING FUND, ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2014; AND**
- 2. A RESOLUTION ESTABLISHING THE 2013 CITY OF BOULDER, BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – PARKING PROPERTY TAX MILL LEVY FOR PAYMENT OF EXPENDITURES, IN PART, OF THE DISTRICT DURING THE 2014 FISCAL YEAR, AND SETTING FORTH DETAILS IN RELATION THERETO; AND**
- 3. A RESOLUTION APPROPRIATING MONEY TO DEFRAY THE EXPENSES AND LIABILITIES OF THE CITY FOR BOULDER, BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – PARKING FUND FOR THE 2014 FISCAL YEAR AND SETTING FORTH DETAILS IN RELATION THERETO; AND**

CONSIDERATION OF A MOTION TO ADJOURN FROM THE BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – PARKING BOARD OF DIRECTORS AND CONVENE AS THE BOARD OF DIRECTORS OF THE BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – TRAVEL DEMAND MANAGEMENT

G. CONSIDERATION OF A MOTION TO ADOPT THREE RESOLUTIONS PERTAINING TO THE 2014 BUDGET OF THE CITY OF BOULDER, BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – TRAVEL DEMAND MANAGEMENT FUND:

- 1. A RESOLUTION CONCERNING THE CITY OF BOULDER, BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – TRAVEL DEMAND MANAGEMENT FUND, ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2014; AND**
- 2. A RESOLUTION ESTABLISHING THE 2013 CITY OF BOULDER, BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – TRAVEL DEMAND MANAGEMENT PROPERTY TAX MILL LEVY FOR PAYMENTS OF EXPENDITURES, IN PART, OF THE DISTRICT DURING THE 2014 FISCAL YEAR, AND SETTING FORTH DETAILS IN RELATION THERETO; AND**
- 3. A RESOLUTION APPROPRIATING MONEY TO DEFRAY THE EXPENSES AND LIABILITIES OF THE CITY OF BOULDER, BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – TRAVEL DEMAND MANAGEMENT FUND FOR THE 2014 FISCAL YEAR AND SETTING FORTH DETAILS IN RELATION THERETO; AND**

CONSIDERATION OF A MOTION TO ADJOURN FROM THE BOULDER JUNCTION ACCESS COMMISSION GENERAL IMPROVEMENT DISTRICT – TRAVEL DEMAND MANAGEMENT BOARD OF DIRECTORS AND RECONVENE AS THE CITY COUNCIL

City Manager Jane Brautigam presented on this item.

Director of Housing and Human Services Karen Rahn was available to answer Council's questions.

One public hearing was held for all items related to the budgets for city of Boulder and special districts.

The public hearing was opened at 7:58 PM.

1. Susan Levy – Spoke as the Executive Director of Boulder Valley Women's Health Center requesting continued funding from the city to keep important programs in place for women in the community.
2. Susan Marine – Spoke on behalf of Mental Health Partners requesting funding from the city continue at the same level it had been in previous years.

3. Anne Sawyer – Spoke as the chair of the Library Board requesting increased funding for the North Boulder Library.
4. Jim Rianoshk – Spoke on behalf of Attention Homes concerned about reducing the Human Services budget and the impact of those cuts on services to low income families and youth.

There being no further speakers, the public hearing was closed at 8:08 PM.

Council Member Ageton reviewed information she had sent in on hotline regarding \$100,000 that Boulder County would be funding in 2014 for substance abuse education programs. She wanted to make it clear that the county was only doing this for one year and that the city would resume funding in 2015.

Mayor Appelbaum commented that the Human Services Master Plan would be presented to Council and there may be information that could change future budgeting.

Council Member Ageton stated that she wanted to ensure that the funding was not permanently cut from Human Services going forward.

Council Member Becker agreed with Council Member Ageton's comments and added that funding for substance abuse education programs might come from taxation of recreational marijuana in the future.

Council Member Ageton asked her fellow Council Members to vote to restore \$75,000 of funding that had been removed from Human Services and would have gone to help fund the homeless shelter.

Council Member Plass moved, seconded by Council Member Ageton, to adopt Ordinance No.7942 that adopted a budget for the city of Boulder, Colorado, for the fiscal year commencing on the first day of January 2014 and ending on the last day of December 2014, Ordinance No. 7943 that establishes the 2013 City of Boulder Property Tax Mill Levies, Ordinance No.7944 that appropriates money to defray expenses and liabilities for the 2014 fiscal year and Ordinance No. 7945 which sets certain fees.

Council Member Ageton moved, seconded by Council Member Morzel, to amend the main motion and to direct the City Manager to reallocate \$75,000 to the Human Services Budget within the General Fund.

Council Member Ageton commented that it was not the time to remove funding from Human Services given the recent flooding and increased need for services coming out of the recession.

Council Member Becker reminded everyone that the budget shows the priorities that Boulder had and should not be compared against what other cities chose to do. She

noted that taking care of those in need was a very important priority to many in the community.

Council Member Jones agreed and noted that Human Services played an important role in inclusiveness and diversity.

Council Member Plass expressed concern regarding projected savings that were linked to the Affordable Care Act.

Council Member Morzel stated that she agreed with her colleague's comments and expressed concern for Federal employees that were not being paid during the government shutdown.

Mayor Appelbaum noted that he was also looking forward to the human Services Master Plan and the recommendations it might bring to meet the most needs in the most efficient manner.

Council Member Cowles remarked that he was reminded by the speakers in the public hearing just how important funding from the city had been to programs in the community.

Vote was taken on the amendment offered by Council Member Ageton to direct the City Manager to reallocate \$75,000 to the Human Services Budget within the General Fund. The motion carried 9:0. Vote taken at 8:30 PM.

Council Member Cowles moved, seconded by Council Member Morzel, to amend the main motion to direct the City Manager to reallocate \$60,000 to the North Boulder Library pilot to allow for 40 hours per week.

Council Member Cowles referenced a hotline he had sent in regarding support for the North Boulder Library to be funded for 40 hours per week and expressed support for the library being open more hours to accommodate those with schedules that did not allow them to utilize the library if it were only open part time.

Council Member Morzel also expressed support for having the hours expanded for the North Boulder Library.

Mayor Appelbaum commented that he would support the motion. He requested that the city manager be given flexibility to utilize savings from the Library Director vacancy to cover the expenses related to having the North Boulder Library open more hours than originally planned.

Council Member Becker agreed and stated that the North Boulder Library would need to be open more hours to explore the pilot project fully.

Council Member Ageton commented that this was a great partnership between the city and Boulder Housing Partners.

Council Member Wilson recalled his past support for the North Boulder Library project and agreed that more hours would provide better information on usage of the library.

Vote was taken on the amendment offered by Council Member Cowles to direct the City Manager to reallocate \$60,000 to the North Boulder Library pilot to allow for 40 hours per week. The motion carried 9:0. Vote taken at 8:40 PM.

Council Member Cowles commented that he had received feedback regarding the website and there was still more work to do to make it fully functional for the public.

City Manager Jane Brautigam responded that staff had funding to continue to improve the functionality of the website.

Council Member Plass thanked staff for their work on the budget and how well it was presented.

Council Member Ageton moved, seconded by Mayor Appelbaum, to amend the main motion to direct the city manager to bring back the \$100,000 being paid by the county for substance abuse and prevention program to the Council for discussion at a later date to be determined by staff. Council Members Cowles and Morzel agreed to amend the main motion to include this direction to staff.

Council Member Morzel moved, seconded by Cowles, to direct an additional \$10,000 be added to the UHGID budget for programs improving economic vitality on the Hill.

City Manager Jane Brautigam asked Council to reconsider additional funding for UHGID until there were specific programs identified for the funds.

Council Member Becker recalled programs proposed by UHGID in the past.

City Manager Brautigam responded that she would prefer to see a plan as to how the dollars would be spent before approving any additional funding.

Council Member Becker commented that she would like to see further research and information presented and suggested directing staff to explore possible programs for funding on the Hill.

Council Members Morzel and Cowles agreed to withdraw their motion.

Council Member Karakehian stated that he would like to be involved in finding a funding mechanism for projects on the Hill.

Council Member Jones supported the idea of further exploration of programs on the Hill and researching funding of those programs.

Vote was then taken on the amended main motion to adopt Ordinance No.7942 that adopted a budget for the City of Boulder, Colorado, for the fiscal year of 2014 as

amended, Ordinance No. 7943 that establishes the 2013 City of Boulder Property Tax Mill Levies, Ordinance No.7944 that appropriates money to defray expenses and liabilities for the 2014 fiscal year and Ordinance No. 7945 which sets certain fees. The motion carried 9:0. Vote taken at 8:55 PM.

Council Member Wilson moved, seconded by Council Member Morzel, to approve Resolution Nos. 253, 254 and 255 relating to the adoption of the CAGID budget for 2014. The motion carried 7:0, with Council Members Ageton and Cowles absent. Vote taken at 8:55 PM.

Council Member Morzel moved, seconded by Council Member Wilson, to approve Resolution Nos. 188, 189 and 190 relating to the adoption of the UHGID budget for 2014. The motion carried 7:0, with Council Members Ageton and Cowles absent. Vote taken at 8:56 PM.

Mayor Appelbaum moved, seconded by Council Member Morzel, to approve Resolution No. 134 relating to the adoption of the Boulder Municipal Property Authority budget for 2014. The motion carried 7:0, with Council Members Ageton and Cowles absent. Vote taken at 8:57 PM.

Council Member Plass moved, seconded by Council Member Morzel, to approve Resolution Nos. 43, 44 and 45 relating to the adoption of the Boulder Forest Glen Transit Pass General Improvement District budget for 2014. The motion carried 7:0, with Council Members Ageton and Cowles absent. Vote taken at 8:57 PM.

Council Member Jones moved, seconded by Council Member Karakehian, to approve Resolution Nos. 9, 10 and 11 relating to the adoption of the Boulder Junction Access Commission Parking Fund budget for 2014. The motion carried 7:0, with Council Members Ageton and Cowles absent. Vote taken at 8:58 PM.

Council Member Karakehian moved, seconded by Council Member Wilson, to approve Resolution Nos. 8, 9 and 10 relating to the adoption of the Boulder Junction Access District Travel Demand Management budget for 2014. The motion carried 7:0, with Council Members Ageton and Cowles absent. Vote taken at 8:59 PM.

H. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT THREE ORDINANCES RELATING TO ALCOHOL:

- 1. AMEND ON SECOND READING AND ORDER PUBLISHED BY TITLE ONLY
ORDINANCE NO. 7938 AMENDING CHAPTER 6-3, "TRASH RECYCLABLES AND COMPOSTABLES," AND TITLE 9, "LAND USE CODE," B.R.C. 1981, TO REDUCE IMPACTS OF HOSPITALITY ESTABLISHMENTS ON NEIGHBORING PROPERTIES AND SETTING FORTH RELATED DETAILS; AND**
- 2. ADOPT ORDINANCE NO. 7939 AMENDING SECTION 4-2-4, "STATE LAW PROCEDURES APPLY," B.R.C., 1981, TO MODIFY THE 500-FOOT RULE TO ALLOW BEER AND WINE LICENSES ONLY AND SETTING FORTH RELATED DETAILS; AND**

3. ADOPT ORDINANCE NO. 7940 REMOVING SECTIONS 2-3-3, “BEVERAGE LICENSING AUTHORITY,” AND REPLACING WITH A NEW SECTION 4-2-12, “BEVERAGE LICENSING AUTHORITY,” AMENDING 4-2-3, “AUTHORITY TO ISSUE CITY LICENSES,” 2-6-3, “CREATION, JURISDICTION, AND POWERS OF MUNICIPAL COURT,” 2-6-4, “JUDGES,” B.R.C. 1981, AND SETTING FORTH RELATED DETAILS

Planner II Code Amendment Specialist Karl Guiler presented on this item.

City Attorney Tom Carr and Licensing Manager Mishawn Cook were available to answer questions regarding regulation of alcohol and the staff recommendations.

Mayor Appelbaum moved, seconded by Council Member Morzel, to suspend the rules and continue the meeting. The motion carried 9:0. Vote taken at 10:16 PM.

The public hearing was opened at 10:17 PM.

1. Mark Tracy – Spoke in opposition to the proposed changes to alcohol regulation and specifically those that would impact businesses on the Hill.
2. Josh Ferguson – Spoke as a University of Colorado student opposed to the proposed changes to regulation of alcohol in Boulder. He commented that he did not believe the proposed changes would resolve the issue of over consumption.
3. Sam Golon – Spoke as the Student Director of Health concerned that the proposed regulations would not solve the problem of over consumption of alcohol related to house parties.
4. A.J. Sandoval – Spoke in opposition to the proposed alcohol regulations.
5. Bill Shrum – Spoke as a University of Colorado student working with the Neighborhood Relations group opposed to the proposed regulations for alcohol.
6. Dakota Soifer – Spoke as the business owner of Avon Cafe and resident of the Hill opposed to the proposed regulations for alcohol.
7. Mark Heinritz – Spoke as a local brewery owner and part owner of The Sink on the Hill. He was opposed to the proposed changes to alcohol regulation.
8. Cheryl Liquori – Spoke as a partner of the Fox Theater opposed to the proposed changes to alcohol regulation.
9. Bo Mai – Spoke as the owner of a restaurant on the Hill in agreement with changing the structure of the Beverage Licensing Authority.

10. Mark Gelband – Spoke in opposition to the proposed regulations for alcohol.
11. Michael Absalom – Spoke as a Boulder resident working for the Mountain Sun Restaurant Group opposed to the proposed changes to alcohol regulation.
12. Chris Schaeffbauer – Spoke as the President of Affairs for student government opposed to the proposed recommendations.
13. Jeff Zayach – Spoke as the Director of Boulder County Public Health concerned about binge drinking among college students and in favor of the proposed regulations.
14. Sean Maher – Spoke on behalf of Downtown Boulder Inc. supporting changing the structure of the Beverage Licensing Authority.
15. Gary Cook – Spoke as the owner of four properties on the Hill opposed to the proposed changes to alcohol regulation in the city of Boulder.
16. Jon Tuschman – Spoke against the proposed alcohol regulations and expressed concern about the impact they would have relating to businesses on the Hill.
17. Matthew Clark – Spoke in opposition to the proposed regulations and in favor of restructuring the Beverage Licensing Authority.
18. Mike Wussow – Spoke as an attorney and resident opposed to the proposed regulations.
19. Amy McCall – Spoke as a future restaurant owner opposed to the proposed changes to alcohol regulations. She noted that she had quickly ruled out the Hill as an area she would consider opening her restaurant.
20. Anthony Milazzo – Spoke as a tavern license holder opposed to the proposed alcohol regulations.
21. Iva Townsend – Spoke as the community representative for several bars in Boulder opposed to the proposed regulations and concerned about how they could impact economic vitality.
22. Nick Hoover – Spoke on behalf of the Colorado Restaurant Owners Association opposed to the changes in alcohol regulations in Boulder.
23. Peter Howser – Spoke as a restaurant owner on the Hill opposed to the proposed alcohol regulations.

24. Anthony Williams – Spoke as a bartender at The Sink opposed to the proposed alcohol regulations. He explained to Council that bartenders were the first line of information for the police and helping end the problem of over consumption.
25. Bill Marine – Expressed concern regarding over consumption of alcohol among college students. He asked Council to consider alternative solutions to the proposed changes to the alcohol regulations in Boulder.
26. Angelique Espinoza – Spoke on behalf of the Boulder Chamber and as a parent concerned about over consumption of alcohol in the community. She asked Council to consider the long-term vision for the Hill and reconsider the proposed changes.
27. Eric James – Spoke as a manager of a downtown bar opposed to the proposed regulations. He noted that alcohol consumption in bars was monitored by staff and the bigger problem was house parties and over regulation would drive those drinking in bars to these unregulated parties.
28. Kyle McNamara – Spoke as a Boulder resident and business owner opposed to the proposed regulations.
29. Ryan Shorter – Spoke as the owner of Cosmos Pizza on the Hill and opposed to the proposed regulations.
30. Kim Vorhees – Spoke as a member of the community working group in favor of the proposed changes to the 500-foot rule. She reviewed the history of riots on the Hill and the alcohol regulations that came about afterward.
31. Lisa Spalding – Spoke as a private citizen in favor of amending the 500-foot rule. She disclosed that she was an active member serving on the Beverage Licensing Authority.
32. Jon Ballet – Spoke as an independent trainer for responsible alcohol service in many communities in Colorado opposed to the proposed regulations. He asked Council to table the issue until further information was available. He commented that he was in favor of restructuring the Beverage Licensing Authority due to inconsistency.
33. Andrew Shoemaker – Spoke as a resident opposed to changing the 500-foot rule.

Council Member Plass moved, seconded by Council Member Morzel, to continue item 5H to October 22, 2013. The motion carried 9:0. Vote taken at 11:43PM.

6. MATTERS FROM THE CITY MANAGER - 11:44 PM

A. REQUEST FOR DIRECTION ON A PROPOSAL FOR A BOULDER STAGE OF THE 2014 U.S. PRO CYCLING CHALLENGE

City Manager Jane Brautigam presented on this item and requested direction to request a 2014 start in Boulder for the U.S. Pro Cycling Challenge.

Council expressed consensus to provide the requested direction to staff.

B. MUNICIPALIZATION EXPLORATION PROJECT UPDATE

City Manager Jane Brautigam presented on this item and Energy Services Director Heather Bailey was available to answer questions.

7. MATTERS FROM THE CITY ATTORNEY

None

8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL – 11:54 PM

A. Potential Call-Ups

1. VACATION OF AN 829 SQUARE-FOOT PORTION OF AN EXISTING FOURTEEN-FOOT UTILITY EASEMENT THAT RUNS ALONG THE NORTH AND EAST PROPERTY LINES AT 3220 ARNETT STREET (ADR2013-00170)

2. LANDMARK ALTERATION CERTIFICATE FOR REHABILITATION AND NEW CONSTRUCTION AT 3015 KALMIA

3. VACATION OF EXISTING UTILITY EASEMENT AT 1005 GILBERT STREET

There was no interest in calling up items 8A-1 thru 8A-3.

B. UPDATE ON MPACT64 – STATEWIDE TRANSPORTATION

Mayor Appelbaum presented on this item.

C. UPDATE ON NAMS – US HIGHWAY 36 TRANSIT STUDY

Mayor Appelbaum presented on this item.

9. PUBLIC COMMENT ON MATTERS

None

10. FINAL DECISIONS ON MATTERS

None

11. DEBRIEF – 12:17 AM

Council Member Ageton reminded Council that she had requested a declaration recognizing staff and community groups for their work related to flood cleanup and recovery.

Council Member Morzel commented that flood recovery would be a long-term project and the work was not nearing completion. She was concerned that the public may take the recognition to mean the efforts were coming to a conclusion.

Council Member Cowles stated that he thought it was too soon to celebrate the efforts made in cleanup and recovery from the flood.

Council Member Morzel suggested that when the declaration was read that the long-term nature of flood cleanup and recovery would be mentioned and the document would be written sensitively.

Council Member Plass commented that he was pleased with how the meeting was run given the amount of work that was on the agenda.

12. ADJOURNMENT – 12:25 AM

There being no further business to come before Council at this time, BY MOTION REGULARLY ADOPTED, THE MEETING WAS ADJOURNED on October 16, 2013 at 12:25 AM.

Approved this ___ day of _____, 2013.

APPROVED BY:

ATTEST:

Matthew Appelbaum
Mayor

Alisa D. Lewis
City Clerk

**CITY OF BOULDER
CITY COUNCIL PROCEEDINGS
Tuesday, October 29, 2013**

AGENDA

1. CALL TO ORDER AND ROLL CALL – 6:00 PM

Mayor Appelbaum called the special October 29, 2013 City Council meeting to order at 6:00 p.m. in Council Chambers.

Those present were: Council Members Ageton, Appelbaum, Becker, Cowles, Jones, Karakehian, Morzel, and Plass. Council Member Wilson was absent.

A. FLOOD CLEANUP AND RECOVERY UPDATE

City Manager Jane Brautigam presented an update on the hard work in the community to restore services, access to open space and other cleanup and recovery efforts.

B. DECLARATIONS OF APPRECIATION

Council read declarations recognizing staff, businesses and community groups for their hard work on flood cleanup and recovery.

Sue McCullough and Doug Yeiser were present to speak about the work of United Way in the aftermath of the flooding.

Economic Vitality Coordinator Liz Hanson spoke about the work being done in the business community to assist those impacted by the flood.

2. OPEN COMMENT and COUNCIL/STAFF RESPONSE – 6:45 PM

1. Dave Shaw – Spoke in opposition to the approval of the call-up item for 800 28th Street. He asked Council to call this item and have a full discussion regarding the impacts to the views many homeowners in Spanish Towers enjoyed.

2. Jordan May – Spoke in opposition to the approval of the call-up item for 800 28th Street for the same reasons stated by Mr. Shaw. He requested Council allow the homeowners a chance to be heard on the matter.

3. CONSENT AGENDA – 6:51 PM

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.

Council Member Plass moved, seconded by Council Member Morzel to approve Consent Agenda Items 3A through 3C. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 6:54 PM.

4. POTENTIAL CALL- UP CHECK IN – 6:55 PM

Senior Planner Elaine Hansen-McLaughlin provided information related to the site review of 800 28th Street and answered questions.

No interest was expressed in calling up item 8A-1.

ORDER OF BUSINESS

5. PUBLIC HEARING – 7:15 PM

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

City Attorney Tom Carr and Senior Assistant City Attorney Kathy Haddock presented on this item.

Licensing Manager Mishawn Cook and Building Code Compliance Specialist Dale Goetz were available to answer questions.

The public hearing was opened at 8:19 PM

1. Timothy Rea – Spoke against the proposed regulations regarding plant limitations, width of aisles and licensing fees.
2. Jeffrey Gard – Spoke on behalf of the Dandelion and Options Medical against the proposed regulations and expressed concern about any delay in allowing businesses to apply for business licenses.
3. Nicholas Connolly – Spoke as a representative of the Boulder Wellness Center opposed to any delay in processing applications for business modifications in relation to construction and remodeling.
4. Dan Martin – Spoke as a potential business owner with an application in process concerned about any delay in the processing of license applications that were submitted to the city prior to the passage of the proposed ordinances.
5. Shawn Coleman – Urged Council to vote down the proposed ordinances and asked that they honor the purpose of Amendment 64 to deregulate marijuana.
6. Lynda Spander – Spoke as a Boulder County resident and medical marijuana patient opposed to the proposed ordinances related to recreational marijuana.
7. Shawn Hauser – Spoke as a representative of Sensible Colorado opposed to the proposed ordinances. She asked Council to reconsider the regulations being recommended by staff and not to prevent businesses from completing the application process in the timeframe previously given.
8. Chris Woods – Spoke as an owner of a medical marijuana dispensary opposed to the recommended regulations.
9. Ashley Rheengold – Spoke as the owner of two medical marijuana dispensaries and an applicant for recreational marijuana licenses opposed to the recommended ordinances.
10. Christian Sederberg – Spoke as an attorney representing dispensary owners opposed to the proposed ordinances.

11. Heath Harmon – Spoke in favor of regulating advertisement of recreational marijuana products and collocation requirements.
12. Travis Howard – Spoke against the regulations being proposed by staff and expressed concern about delay in the application process.
13. Roseleena Pontius – Spoke against the regulations being proposed and expressed concern about the impact to her business planning that included being allowed to collocate.
14. Lauren Ginsberg – Spoke as a parent and business owner concerned about over regulation of recreational marijuana.
15. Josh Ginsberg – Spoke as the owner of the Dandelion opposed to the proposed regulations that would prevent his business from holding a dual license.
16. Gregory Duran – Spoke as a private citizen from Denver opposed to the proposed regulations for recreational marijuana.
17. Teri Robnett – Spoke as a medical marijuana patient from Denver opposed to the proposed ordinances.
18. Mark Belkin – Spoke as a representative of agricultural workers opposed to the proposed recreational marijuana regulations.
19. Devin Liles – Spoke an employee of The Farm opposed to the proposed recreational marijuana regulations.
20. Ronn Nixon – Spoke against adoption of the proposed ordinances related to recreational marijuana.
21. Greg Glennie – Spoke as one of the owners of The Green Room opposed to the proposed ordinances that would push back the timeline for applications.
22. Samantha Walsh – Spoke as a representative of the agricultural industry opposed to the proposed regulations.
23. Kim de Noue – Spoke as an owner of North Boulder Wellness Center opposed to the proposed recreational marijuana ordinances.
24. Christian de Noue – Spoke as an owner of North Boulder Wellness Center opposed to the proposed regulations.

There being no further speakers, the public hearing was closed at 9:12 PM.

Council discussed various options for a timeline of adopting the ordinances if they were not passed at the October 29, 2013 meeting and agreed it would be done by the current Council rather than delayed beyond the election.

Council Member Ageton suggested holding a special meeting after the mayoral platforms on November 12, 2013.

Council Member Cowles listed the following five items as those requiring the attention of City Council related to recreational marijuana: ventilation requirements, regulating size of grow operations and the number of plants allowed, priority given to applications, grandfathering businesses converting from medical to recreational marijuana and have a discussion on allowing businesses in mixed-use developments.

Council Member Karakehian added that he wanted to discuss promotional giveaways and marketing as well.

Council Member Morzel moved, seconded by Council Member Becker, to amend the agenda and reschedule the second reading of the e-bikes Ordinance No. 7941 to a date to be determined by the Council Agenda Committee. The motion failed 2:6, with Council Members Ageton, Appelbaum, Cowles, Karakehian and Plass opposed, Council Member Wilson absent. Vote taken at 9:41 PM.

Council Member Cowles commented that he did not agree with the limitation on number of plants and the odor control requirements and enforcement.

Council Member Morzel commented that she did not like how strict the enforcement was and businesses should not have to close their doors after one violation.

Council Members Becker and Jones agreed that the enforcement methods were far too stringent.

Council Member Cowles asked staff to remove the language in the ordinance allowing a license to be revoked if a business had two violations.

Council Member Cowles moved, seconded by Council Member Karakehian, to remove the language in the ventilation section of the ordinance relating to grow businesses allowing a license to be revoked or the number of plants reduced to 500 total in the event of a violation. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 9:57 PM.

Council Member Cowles moved, seconded by Council Member Morzel, to remove the requirements that grow facilities maintain a six-foot aisle, keep plants in orderly rows and provide access to all exits.

Council Member Karakehian asked for input from the industry on the width of aisles that they need in addition to the safety and inspection information Council had received.

Mayor Appelbaum wondered if aisle width would be better addressed through the building and fire codes.

Council Member Becker responded that building and fire codes were not written with the marijuana industry in mind and the width of aisles proposed would greatly reduce the number of plants one site would hold. She wanted to ensure reasonable access for enforcement.

Council Member Becker offered a substitute motion, seconded by Council Member Plass, to change the ordinance to state that plants would be organized in orderly rows, aisles must be at least 36 inches wide unless through the business layout an exception had been made by the city manager, there would be no more than 8 feet between each aisle and clear access to exits would be available.

Vote was taken on whether to allow the substitute motion. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 10:20 PM.

Vote was then taken on the substitute motion. The motion carried 8:0, with council Member Wilson absent. Vote taken at 10:20 PM.

Council Member Morzel commented that she was not comfortable limiting the number of plants to 1,000 for grow businesses.

Council Members pointed out that there was no limit on the number of plants, just a fee for each plant over 1,000.

Council Member Cowles expressed a desire to remove the fee for plants over 1,000.

Council Member morzel asked that the 1,000 number and the fee be removed. She preferred to allow the size of the facility to dictate the number of plants that could be grown.

Council Member Morzel moved, seconded by Council Member Cowles, to strike all language related to the 1,000 plants and any fee for plants over the 1,000.

Council Member Ageton noted that the proposed changes would remove any form of inventory tracking requirements from the regulations. She wanted to have some sort of control over inventory until the state of Colorado was able to implement a radio frequency identification program for marijuana plants.

Council Member Plass asked if the one dollar per plant fee for each plant over 1,000 would fund any tracking mechanisms or enforcement efforts.

Licensing Manager Mishawn Cook responded that it would not pay for any tool that would assist staff in tracking or counting plants. She indicated that it might be used to hire additional licensing or enforcement staff if needed.

City Attorney Tom Carr noted that it was a matter of fairness. Those businesses choosing to have over 1,000 plants would pay the additional fee that would fund the additional enforcement and licensing staff required by the city to work with those larger operations rather than increasing application fees for all applicants.

Vote was taken on the motion and the motion failed 3:5, with Council Members Ageton, Appelbaum, Karakehian, Jones and Plass opposed and Council Member Wilson absent. Vote taken at 10:34 PM.

Mayor Appelbaum moved, seconded by Council Member Plass, to suspend the rules and continue the meeting. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 10:35 PM.

Council Member Cowles moved, seconded by Council Member Ageton, to not give specific applications priority, but to process applications filed prior to October 22, 2013 in the normal course of business. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 10:49 PM.

Council Member Ageton moved, seconded by Council Member Plass, to begin accepting conversion applications effective March 1, 2014. The motion failed, with Council Members Appelbaum, Cowles, Jones and Morzel opposed and with Council Member Wilson absent. Vote taken at 10:52 PM.

Council Member Cowles moved, seconded by Council Member Karakehian, to move the date for accepting conversion applications to March 1, 2014 to allow time for additional staff to be hired and trained in processing medical and recreational marijuana business licenses. The motion carried 5:3, with Council Members Becker, Jones and Morzel opposed and with Council Member Wilson absent. Vote taken at 10:58 PM.

Senior Assistant Attorney Kathy Haddock asked Council if it was their intent to change the proximity requirements related to schools and daycares for existing businesses. She also asked if that would apply to applications that had been submitted, whether before or after the October 22, 2013 deadline.

Council Member Ageton commented that she would not grandfather new applicants because the purpose was to give existing businesses that have proven to be compliant the ability to remain in place.

Council Member Cowles moved, seconded by Council Member Morzel, amend the definition proposed in B.R.C. 6-16-2 related to grandfathering conversion of existing businesses that wish to co-locate exempting them from the 1,000 foot setback from schools and daycares to include applications submitted prior to October 22, 2013. The

motion failed 4:4, with Council Members Ageton, Appelbaum Karakehian and Plass opposed and with Council Member Wilson absent. Vote taken at 11:07 PM.

Mayor Appelbaum asked Council to look at the goldenrod handout to discuss whether or not to allow pending applicants to be grandfathered in related to location and concentration of businesses.

Council Member Cowles moved, seconded by Council Member Jones, to amend the goldenrod handout F-1, F-2 and F-3 to include pending applications submitted prior to October 22,2013 in the grandfathering clause related to location and concentration of grow businesses and businesses producing marijuana infused products (MIP's) in the medical marijuana code. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 11:10 PM.

Council Member Jones moved, seconded by Council Member Karakehian, to also add the same grandfathering clause to grow businesses and MIP's in the recreational marijuana code. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 11:11 PM.

Mayor Appelbaum requested Council discuss whether or not to permit recreational businesses in mixed-use zoning and whether or not to grandfather businesses currently located in this zoning.

Council Member Cowles moved, seconded by Council Member Morzel, to grandfather existing businesses in mixed-use zoning in respect to allowing co-location of businesses. The motion carried 5:3, With Council Members Ageton, Becker and Karakehian opposed and Council Member Wilson absent. Vote taken at 11:18 PM.

Mayor Appelbaum requested that Council discuss the issue of advertising and promotions.

Council Member Plass moved, seconded by Council Member Ageton to change the section on advertising to include language prohibiting distributing or selling materials advertising businesses and promotional giveaways by recreational and medical marijuana businesses. Employees working in the business would be exempted from this requirement. The motion carried 6:2, with Council Members Cowles and Karakehian opposed and Council Member Wilson absent. Vote taken at 11:23 PM.

Direction was provided to staff to bring back for the continued hearing on November 12, 2013.

Mayor Appelbaum moved, seconded by Council Member Ageton, to continue this item to a special meeting to be held on November 12, 2013. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 11:30 p.m.

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

Senior Transportation Planner Marni Ratzel presented on this item.

The public hearing was opened at 11:54 PM.

1. Scott Allman – Spoke in favor of the proposed e-bike pilot program.
2. Ruth Wright – Spoke in favor of the proposed e-bike pilot program and urged Council to consider expanding where the e-bikes would be allowed.
3. Allyn Feinberg – Spoke as a private citizen opposed to the use of e-bikes on open space land. She noted that the Open Space Board of Trustees had recommended disposing of open space lands that did not meet specific criteria in order to allow e-bikes in those locations.

There being no further speakers, the public hearing was closed at 12:03 AM.

Council Member Plass moved, seconded by Council Member Cowles, 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 and 7-5-9 and adding Section 7-5-26 authorizing electric assisted bicycles where permitted by rule adopted by the city manager and amended to exclude open space land from the pilot program. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 12:16 AM.

6. MATTERS FROM THE CITY MANAGER

A. CONSIDERATION OF A MOTION TO ADOPT THE ECONOMIC SUSTAINABILITY STRATEGY

Economic Vitality Coordinator Elizabeth Hanson and Planner II Chris Meschuk presented on this item.

Council Member Morzel moved, seconded by Council Member Cowles, 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

No interest was expressed in calling up item 8A-1.

B. UPDATE ON WORK OF THE COUNCIL COMMITTEE ON BOARDS AND COMMISSIONS

Council Members Ageton and Plass presented on this item. They gave an update on information gathering they have done with boards and commissions regarding how Council could better interact with them. Other topics included creating a better understanding of the roles and responsibilities of the various boards and commissions.

A 30 second video produced by Channel 8 staff to promote the 2014 board and commission recruitment was shown.

C. RETREAT COMMITTEE UPDATE

Council Members Jones and Morzel presented on this item. They reviewed the timeline in the memo given to Council and noted that the retreat would be January 11 and 12 from 9 AM to 4 PM.

Mayor Appelbaum commented that the Metro Mayors had a retreat that would interfere with his ability to attend.

Council Member Morzel recalled that the facilitators that had been contacted were available on the dates given.

Mayor Appelbaum commented that the retreat was an important event and Boulder should be represented. He suggested having the retreat on Saturday and Sunday.

Council Member Morzel responded that perhaps Sunday and Monday would be better days to hold the Council retreat.

Council Member Karakehian agreed that Sunday and Monday would be better for him.

Council Members Jones and Morzel stated that they would check into the possibility of holding the annual Council retreat on Sunday, January 12 and Monday, January 13, 2014.

9. PUBLIC COMMENT ON MATTERS

A public hearing was opened at 12:48 AM, there being no speakers present, the public hearing was closed.

10. FINAL DECISIONS ON MATTERS

Council Member Morzel moved, seconded by Council Member Cowles, to adopt the Economic Sustainability Strategy. The motion carried 8:0, with Council Member Wilson absent. Vote taken at 12:48 AM.

11. DEBRIEF

12. ADJOURNMENT

There being no further business to come before Council at this time, BY MOTION REGULARLY ADOPTED, THE MEETING WAS ADJOURNED on October 30, 2013 at 12:48 AM.

Approved this ____ day of _____, 2013.

APPROVED BY:

ATTEST:

Matthew Appelbaum
Mayor

Alisa D. Lewis
City Clerk

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**CITY OF BOULDER
CITY COUNCIL PROCEEDINGS
Tuesday, November 19, 2013**

1. CALL TO ORDER AND ROLL CALL – 6:00 PM

Council Member Morzel called the regular November 12, 2013 City Council meeting to order at 6:00 p.m. in the Library Canyon Theater.

Those present were: Council Members Appelbaum, Cowles, Jones, Karakehian, Morzel, Plass, Shoemaker, Weaver and Young.

A. MAYOR AND MAYOR PRO TEM PUBLIC HEARING AND SELECTION

Nominations for Mayor were open:

Council Member Cowles nominated Council Member Appelbaum.

Council Member Karakehian nominated Council Member Plass.

Council Member Morzel moved, seconded by Council Member Jones to close nominations. The motion carried 9:0. Vote taken at 6:15 PM.

Those in favor of Council Member Appelbaum were Council Members Appelbaum, Cowles, Jones, Morzel and Weaver in favor. Council Member Appelbaum was elected as Mayor.

Nominations for Mayor Pro Tem were opened:

Council Member Jones announced that she was withdrawing her name from consideration and she nominated Council Member Karakehian for Mayor Pro Tem.

Mayor Appelbaum moved, seconded by Council Member Cowles to close nominations. The motion carried 9:0. Vote taken at 6:20 PM.

Council Member Karakehian was elected mayor Pro Tem by acclamation.

2. OPEN COMMENT and COUNCIL/STAFF RESPONSE – 6:20 PM

1. Karey Christ-Janer expressed that she was very hopeful for the energy future of Colorado.

3. CONSENT AGENDA – 6:23 PM

- A. INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER PUBLISHED BY TITLE ONLY AN EMERGENCY ORDINANCE AMENDING SECTION 3-2-5, "RATE OF TAX," B.R.C. 1981 TO IMPLEMENT THE TAXATION RATES, REVENUE SPENDING LIMITATIONS AND OTHER REQUIREMENTS APPROVED BY**

THE VOTERS PURSUANT TO ORDINANCE NOS. 7912 AND 7913 AT THE NOVEMBER 5, 2013 ELECTION, AND SETTING FORTH RELATED DETAILS

This item was amended as presented by the buff colored handout from the City Attorney's Office.

- B. INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER PUBLISHED BY TITLE ONLY AN ORDINANCE APPROVING SUPPLEMENTAL APPROPRIATIONS TO THE 2013 BUDGET**
- C. CONSIDERATION OF A MOTION TO AUTHORIZE THE CITY MANAGE AS EX OFFICIO GENERAL MANAGER OF CENTRAL AREA GENERAL IMPROVEMENT DISTRICT (CAGID) TO ACQUIRE AND DISPOSE OF ANY REAL OR PERSONAL CAGID PROPERTY INTERESTS NECESSARY FOR THE CREATION AND FORMATION OF THE RANDOLPH CENTER COMMERCIAL AND PARKING CONDOMINIUMS**
- D. CONSIDERATION OF A MOTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A THREE-YEAR LEASE CONTAINING AN OPTION TO EXTEND THE LEASE TERM FOR AN ADDITIONAL THREE YEARS WITH MUSTARD'S LAST STAND, INC., FOR 1,307 SQUARE FEET LOCATED AT 1719 BROADWAY STREET FOR RESTAURANT PURPOSES**

Council Member Cowles moved, seconded by Council Member Plass to approve the Consent Agenda items 3A – 3D with item 3A amended as presented on the buff handout from the City Attorney. The motion carried 9:0. Vote taken at 6:37 p.m.

4. POTENTIAL CALL- UP CHECK IN – 6:37 PM

Council Member Morzel indicated an interest in calling up item 8A-1.

ORDER OF BUSINESS

5. PUBLIC HEARINGS - 6:40 PM

- A. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT ORDINANCE NO. 7947 ADOPTING VARYING REQUIREMENTS OF TITLE 9, "LAND USE REGULATIONS," TITLE 10, "STRUCTURES," AND CHAPTER 6-6, "PROTECTION OF TREES AND PLANTS," B.R.C. 1981, TO ALLOW FOR THE RELOCATION OF TWO HISTORIC RESIDENTIAL STRUCTURES FROM 1220 AND 1243 GRANDVIEW AVENUE TO 905 MARINE STREET, VARIATIONS INCLUDE A REDUCTION OF SETBACKS, AN INCREASE IN DENSITY ABOVE THE ALLOWED DENSITY, AND MODIFICATIONS OF BUILDING CODES, TREE REMOVAL MITIGATION REQUIREMENTS, AND FEE PAYMENTS**

City Manager Jane Brautigam introduced this item and thanked the University of Colorado and Mr. Griffith for their work on the project.

Senior Planner James Hewat and Senior Planner Charles Ferro presented on this item.

The public hearing was opened at 6:55 PM:

1. Christian Griffith – Spoke as the applicant in favor of approving the relocation of the two structures to the new site on Marine Street.

There being no further speakers the public hearing was closed at 6:58 PM.

Council Member Plass moved seconded by Council Member Morzel, to adopt Ordinance No. 7947 adopting varying requirements of Title 9, “Land Use Regulations,” Title 10, “Structures,” and Chapter 6-6, “Protection of Trees and Plants,” B.R.C. 1981, to allow for the relocation of two historic residential structures from 1220 and 1243 Grandview Avenue to 905 Marine Street, variations include a reduction of setbacks, an increase in density above the allowed density, and modifications of building codes, tree removal mitigation requirements, and fee payments. The motion carried 7:0, with Council Members Jones and Young recusing themselves. Vote taken at 7:10 p.m.

6. MATTERS FROM THE CITY MANAGER - 7:11 PM

A. DISCUSSION AND INPUT ON THE PROPOSED 2014 STATE AND FEDERAL LEGISLATIVE AGENDA

Policy Advisor Carl Castillo presented on this item.

Mayor Appelbaum clarified for Council that the official legislative agenda would be brought back for approval on consent.

Council Member Jones reminded Council of a hotline she had sent in requesting support for an anti-wage theft bill from the Colorado Immigrant Rights Association.

Policy Advisor Carl Castillo noted that staff had indicated support for the bill as well.

Council provided direction to add support for the human rights bill on ant-wage theft to the legislative agenda.

Council Member Weaver asked if there was interest from Council to support a carbon tax at the state level.

Council provided direction to staff to bring back information and a recommendation on the support for a carbon tax.

Council Member Weaver asked if there was support on Council for passage of best management practices related to oil and gas exploration.

Council Member Jones added that she had requested additional language around oil and gas exploration and air quality.

Council provided direction to staff to add additional language to support passage of best practices in oil and gas exploration.

Council Member Weaver asked if the city had a position on net metering and the increased charges proposed for those utilizing solar and other renewable resources. He asked the city to take an oppositional position to charging extra to allow these buildings to be serviced on the same grid as other utility customers.

Council Member Young asked for support in making changes to businesses ability to acquire bank accounts in relation to Amendment 64.

Mayor Appelbaum asked for the wording around municipality's ability to create a telecom utility rather than the vague language in the document. Council supported this change.

B. REQUEST FOR DIRECTION ON THE 2014 COMMUNITY SURVEY AND APPOINTMENT OF SUBCOMMITTEE

Sustainability Planner II Jean Gatza presented on this item.

Council appointed Council Members Jones and Young to the Community Survey Subcommittee.

C. STAFF PRESENTATION MUNICIPALIZATION EXPLORATION UPDATE

Executive Director of Energy Strategy and Electric Utility Development Heather Bailey presented on this item and commented that a full update would be provided on December 17, 2013 and would include a request for Council direction.

7. MATTERS FROM THE CITY ATTORNEY - 8:54 PM

None

8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL – 8:54 PM

A. POTENTIAL CALL-UPS

1. SITE REVIEW TO REDEVELOP THE FORMER BOULDER COUNTY FIRE TRAINING CENTER SITE LOCATED AT 820 LEE HILL DRIVE INTO 31 SINGLE-FAMILY HOMES SERVED BY NEW PUBLIC RIGHTS-OF-WAY

Council Member Morzel expressed concern about the number of units, density and affordability related to 820 Lee Hill Drive. She wondered what the benefit to the city was.

Development Review Manager for Community Planning and Sustainability Charles Ferro provided background information and answered questions from Council.

Council Member Morzel chose not to make a motion to call up this item.

B. EVALUATION COMMITTEE SIX MONTH CHECK IN

Council Members Morzel and Plass presented on this item.

C. CITY COUNCIL COMMITTEE ASSIGNMENTS

Mayor Appelbaum commented that new assignments to committees would occur at the 2014 Council Retreat. He asked if alternates would fill in during the interim period on committees that had a former Council Member appointed.

City Manager Jane Brautigam stated that it was important to make an appointment to Boulder Housing Partners because a consultant would be in town and interviewing board members related to the Comprehensive Housing Strategy.

Council Members Karakehian and Shoemaker volunteered, Council decided to address the appointment at the December 3, 2013 meeting.

9. PUBLIC COMMENT ON MATTERS

None

10. FINAL DECISIONS ON MATTERS

None

11. DEBRIEF

Council Member Cowles asked for shorter discussions related to call-ups.

12. ADJOURNMENT

There being no further business to come before Council at this time, BY MOTION REGULARLY ADOPTED, THE MEETING WAS ADJOURNED on November 19, 2013 at 9:15 PM.

Approved this ____ day of _____, 2013.

APPROVED BY:

ATTEST:

Alisa D. Lewis
City Clerk

Matthew Appelbaum
Mayor

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**CITY OF BOULDER
CITY COUNCIL PROCEEDINGS
December 3, 2013**

1. 5:00 PM MEETING OF THE 2013 GENERAL ELECTION AND CANVASSING BOARD

A. ITEMS RELATING TO THE CERTIFICATION OF THE GENERAL COORDINATED MAIL BALLOT ELECTION HELD ON NOVEMBER 5, 2013:

1. ROLL CALL OF THE CITY OF BOULDER GENERAL CANVASSING AND ELECTION BOARD

City Clerk Lewis called the 2013 General Canvassing and Election Board to order at 5:05 p.m. in the Library Canyon Theater on December 3, 2013.

Those present were: Board Members Ageton, Jones, Karakehian, Morzel, Plass, and Wilson.

2. ADMINISTRATION OF OATH AND SIGNING BY BOARD MEMBERS

Secretary Lewis administered the oath of office to the General Canvassing and Election Board.

3. Consideration of a motion nominating a member to chair the Board

Board Member Wilson moved, seconded by Board Member Plass to nominate Board Member Karakehian to chair the meeting. Hearing no other nominations, Board Member Karakehian was appointed chair by acclamation.

4. SUBMISSION TO THE BOARD BY THE SECRETARY OF THE FOLLOWING:

i. CERTIFICATE OF THE OFFICIAL BALLOT

ii. CERTIFICATES OF THE OFFICIAL PUBLIC NOTICES OF THE NOVEMBER 5, 2013 ELECTION

iii. CERTIFICATE OF ELECTION RETURNS

5. PUBLIC HEARING

The public hearing was opened, there being no speakers, the public hearing was closed.

6. CONSIDERATION OF A MOTION THAT THE ABSTRACT AND RESULT SHEETS BE APPROVED AND SIGNED

Board Member Morzel moved, seconded by Board Member Plass, to approve the election abstract and result sheets as presented. The motion carried 6:0. Vote taken at 5:12 PM.

There being no further business the General Election and Canvassing Board adjourned at 5:15 PM.

CALL TO ORDER AND ROLL CALL – 6:00 PM CITY COUNCIL MEETING

Mayor Appelbaum called the regular December 3, 2013 City Council meeting to order at 6:05 PM in Library Canyon Theater.

Those present were: Mayor Appelbaum and Council Members Cowles, Jones, Karakehian, Morzel, Plass, Shoemaker, Weaver and Young.

B. FLOOD CLEANUP AND RECOVERY UPDATE BY KATHLEEN TIERNEY, UNIVERSITY OF COLORADO

City Manager Jane Brautigam introduced Director of the Natural Hazards Center Kathleen Tierney with the University of Colorado to present an update on research and other flood related work being done at the university.

2. OPEN COMMENT AND COUNCIL/STAFF RESPONSE – 6:20 PM

1. Shawn Coleman spoke to legislation relating to recreational marijuana and the State Department of Revenue's approach to accepting license applications beginning January 2, 2014.

3. CONSENT AGENDA – 6:23 PM

A. CONSIDERATION OF A MOTION TO APPROVE THE CITY COUNCIL MEETING MINUTES FROM OCTOBER 22, 2013

Item 4A was amended by Council Member Jones to correct one of her statements.

B. CONSIDERATION OF A MOTION TO APPROVE THE CITY COUNCIL MEETING MINUTES FROM NOVEMBER 12, 2013

C. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT ORDINANCE NO. 7950 APPROVING SUPPLEMENTAL APPROPRIATIONS TO THE 2013 BUDGET

CONSIDERATION OF A MOTION TO ADJOURN FROM THE BOULDER CITY COUNCIL AND CONVENE AS THE CENTRAL AREA GENERAL IMPROVEMENT DISTRICT BOARD OF DIRECTORS

D. CONSIDERATION OF A MOTION TO ADOPT A RESOLUTION AMENDING THE 2013 DOWNTOWN COMMERCIAL DISTRICT FUND (FORMERLY CAGID FUND) BUDGET

CONSIDERATION OF A MOTION TO ADJOURN FROM THE CAGID BOARD OF DIRECTORS AND CONVENE AS THE BOULDER MUNICIPAL PROPERTY AUTHORITY BOARD OF DIRECTORS

- E. CONSIDERATION OF A MOTION TO ADOPT A RESOLUTION AMENDING THE 2013 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 THE BOULDER CITY COUNCIL

- F. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT EMERGENCY ORDINANCE NO. 7949 AMENDING SECTION 3-2-5, "RATE OF TAX," B.R.C. 1981 TO IMPLEMENT THE TAXATION RATES, REVENUE SPENDING LIMITATIONS AND OTHER REQUIREMENTS APPROVED BY THE VOTERS PURSUANT TO ORDINANCE NOS. 7912, 7913 AND 7922 AT THE NOVEMBER 5, 2013 ELECTION, AND SETTING FORTH RELATED DETAILS**

- G. INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER PUBLISHED BY TITLE ONLY AN ORDINANCE AMENDING THE CABLE TELEVISION FRANCHISE AGREEMENT BETWEEN THE CITY OF BOULDER AND COMCAST OF COLORADO IV, LLC, TO EXTEND THE TERM OF THE AGREEMENT BY ONE YEAR**

- H. INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER PUBLISHED BY TITLE ONLY AN ORDINANCE DESIGNATING THE BUILDING AND PROPERTY AT 2003 PINE ST., TO BE KNOWN AS THE WHEELER-MACDONALD HOUSE, AS AN INDIVIDUAL LANDMARK UNDER THE CITY'S HISTORIC PRESERVATION ORDINANCE**

- I. INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER PUBLISHED BY TITLE ONLY AN ORDINANCE DESIGNATING THE BUILDING AND PROPERTY AT 1922 20TH ST., TO BE KNOWN AS THE MACKENZIE HOUSE, AS AN INDIVIDUAL LANDMARK UNDER THE CITY'S HISTORIC PRESERVATION ORDINANCE**

- J. CONSIDERATION OF A MOTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A LONG-TERM AIR RIGHTS LEASE FOR AN ALLEY BRIDGE ASSOCIATED WITH REDEVELOPMENT OF THE FORMER DAILY CAMERA SITE (1048 PEARL AND 1023 WALNUT), #REV2012-00029**

- K. CONSIDERATION OF A MOTION TO APPROVE THE PROPOSED 2014 STATE AND FEDERAL LEGISLATIVE AGENDA**

Amended by a staff errata sheet and a Hotline submitted by Council Member Weaver.

Councilmember Plass moved, seconded by Council Member Jones, to approve Consent Agenda items 3A through 3K as amended by the errata sheet for the

Legislative Agenda and an amendment to the October 22, 2013 minutes. The motion carried 9:0. Vote taken at 6:40 PM.

4. POTENTIAL CALL- UP CHECK IN

Council Member Morzel raised concerns about item 8A-1.

Council Members Shoemaker, Young and Weaver recused themselves from the discussion.

Senior Planner Elaine Hansen-McLaughlin was available to answer questions.

No interest was expressed in calling up items 8A -1 through 8A-3.

5. FLOOD CLEANUP AND RECOVERY COMPREHENSIVE UPDATE BY STAFF – 6:45 PM

This item was originally scheduled as item 2A.

City Manager Jane Brautigam introduced this item.

Director of housing and Human Services Karen Rahn gave an update on the significant impacts to daily lives of Boulder businesses, residents and visitors. She also reviewed the claims submitted to FEMA (Federal Emergency Management Agency) to date.

Director of Open Space and Mountain Parks Mike Patton addressed impacts to the natural environment.

Executive Director of Public Works Maureen Rait reviewed flood impacts to city infrastructure.

Chief Financial Officer Bob Eichem gave a presentation on the financial impacts of the flood.

City Manager Jane Brautigam gave a presentation on policy and annexation issues related to the flood.

Director of Public Works for Utilities Jeff Arthur was available to answer questions.

ORDER OF BUSINESS

6. PUBLIC HEARINGS

None

7. MATTERS FROM THE CITY MANAGER – 8:2 PM

A. COUNCIL CHAMBERS REMODEL UPDATE

City Manager Jane Brautigam presented on this item and informed Council that there would be a slight delay in the remodeling of Council Chambers and it would likely be February before meetings were able to resume in that space. She noted that this would allow time for staff training on the new technology being installed.

8. MATTERS FROM THE CITY ATTORNEY

None

9. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL

A. POTENTIAL CALL-UPS

1. VACATION OF A 2,570 SQUARE FOOT PORTION OF AN EXISTING PUBLIC UTILITY EASEMENT LOCATED AT THE BASEMAR SHOPPING CENTER (ADR2013-00161)

No action was taken on this item.

2. VACATION OF A 10,788 SQUARE FOOT PORTION OF AN EXISTING DRAINAGE EASEMENT LOCATED ALONG THE NORTH PROPERTY LINE AT 5555 AIRPORT BLVD. (ADR2013-00194)

No action was taken on this item

3. SITE REVIEW FOR 1738 PEARL STREET FOR A THREE STORY, 38 FOOT TALL BUILDING ADDITION

No action was taken on this item.

B. DISCUSSION OF PLANNING BOARD VACANCIES AND 2014 BOARD & COMMISSION RECRUITMENT

Council agreed that staff would keep them up to date on any items coming before Planning Board that would require an interim appointment be made. They chose to make no interim appointments at this time.

Council agreed to keep the recruitment schedule used in the past for the annual board and commission recruitment including the interview schedule presented as Option A in the packet.

C. APPOINTMENT OF COUNCIL LIAISON TO BOULDER HOUSING PARTNERS

Council Member Shoemaker was appointed as the liaison to Boulder Housing Partners.

10. PUBLIC COMMENT ON MATTERS

None

11. FINAL DECISIONS ON MATTERS

None

12. DEBRIEF

Council Member Jones asked that the setup be changed for future meetings so Council was able to see one another.

Council Member Weaver asked that seat assignments be changed at each meeting.

13. ADJOURNMENT

There being no further business to come before Council at this time, BY MOTION REGULARLY ADOPTED, THE MEETING WAS ADJOURNED on December 3, 2013 at 8:50 PM.

Approved this ___ day of _____, 2013.

APPROVED BY:

ATTEST:

Alisa D. Lewis
City Clerk

Matthew Appelbaum
Mayor

CITY OF BOULDER
CITY COUNCIL PROCEEDINGS
Tuesday, December 17, 2013

1. CALL TO ORDER AND ROLL CALL – 6:09 PM

Mayor Appelbaum called the regular December 17, 2013 City Council meeting to order at 6:09 PM in Library Canyon Theater.

Those present were: Mayor Appelbaum and Council Members Cowles, Jones, Karakehian, Morzel, Plass, Shoemaker, Weaver and Young.

Council Members Morzel and Plass presented a five year service award to City Manager Jane Brautigam.

Council Member Cowles recognized Senior Assistant City Attorney Kathy Haddock, Licensing Manager Mishawn Cook and Administrative Specialist II - Licensing Michelle Lamb, Police Sergeant Jeff Kessler, Officer Beverly Bookout, Assistant Fire Marshall Michael Rangel, Building Code Compliance Specialist Dale Goetz and Battalion Chief Dave Lowrey for an award from the Metro Mayors Association for their work on recreational marijuana.

2. OPEN COMMENT AND COUNCIL/STAFF RESPONSE – 6:19 PM

1. Leslie Whiteside – Spoke with Ashleigh Hitchcock presenting their idea for bear-proof containers.
2. Ashleigh Hitchcock – Spoke with Leslie Whiteside presenting their idea for bear-proof containers.
3. Tom Asprey – Spoke as a member of the Boulder/Xcel Working Group asking Council to clarify the role of the working group. He expressed concern about the expired MOU (Memorandum of Understanding).
4. Leslie Glustrom – Complimented staff working on municipalization and applauded their modeling and analysis. She asked Council to stop allowing Xcel Energy to distract staff and the working group with information that wasn't relevant to municipalization.
5. Chris Hoffman – Asked Council to terminate the working group and move forward with municipalization and stop Xcel Energy from draining city resources.
6. Frances Draper – Spoke as a representative of the University of Colorado welcoming the new Council Members and looking forward to continued partnering and collaboration on communitywide issues.

7. Steve Keenan – Expressed concern about the lack of affordable hotels and motels in Boulder. He also spoke about municipalization and being financially conservative in moving forward.
8. Karey Christ-Janer – Spoke in favor of partnering to achieve municipalization and asked Council to consider other types of partnerships as an alternative to the city having full ownership of an electric utility.
9. Shawn Coleman – Spoke about successful regulation for recreational marijuana and asking Boulder to enact cutting edge policy. He complimented the work of Senior Assistant City Attorney Kathy Haddock and other staff that worked on recreational marijuana policy that was recently passed.

Council Member Cowles welcomed the University of Colorado and thanked Frances Draper for attending the meeting.

Council Member Young applauded the efforts of Leslie Whiteside and Ashliegh Hitchcock to solve the issue of bears and trash in Boulder.

3. CONSENT AGENDA – 6:46 PM

A. CONSIDERATION OF THE FOLLOWING ITEMS RELATED TO THE ANNEXATION OF 6234 ARAPAHOE ROAD AND 1492 CHERRYVALE ROAD COMMONLY KNOWN AS THE BOULDER JEWISH COMMONS SITE:

1. **A RESOLUTION FINDING THE ANNEXATION PETITION IN COMPLIANCE WITH STATE STATUTES AND ESTABLISHING JANUARY 21, 2014, AS THE DATE FOR A PUBLIC HEARING**
2. **INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER PUBLISHED BY TITLE ONLY, AN ORDINANCE:**
 - a. **ANNEXING A 1.8 ACRE AREA OF LAND GENERALLY LOCATED AT 1492 CHERRYVALE ROAD WITH AN INITIAL ZONING CLASSIFICATION OF RESIDENTIAL RURAL-1 (RR-1); AND**
 - b. **ANNEXING A 16.36 ACRE AREA OF LAND GENERALLY LOCATED AT 6234 ARAPAHOE ROAD WITH AN INITIAL ZONING CLASSIFICATION OF A RESIDENTIAL-MEDIUM 1 (RM-1); AND**
 - c. **ANNEXING A 0.74 ACRE PORTION OF ARAPAHOE ROAD FROM A POINT AT THE NORTHWEST PROPERTY LINE OF 6234 ARAPAHOE ROAD EXTENDING EASTWARD TO A POINT AT THE NORTHEAST PROPERTY LINE OF 6234 ARAPAHOE ROAD WITH AN INITIAL ZONING CLASSIFICATION OF RESIDENTIAL-MEDIUM 1 (RM-1); AND**

**d. AUTHORIZING VARIATIONS AND MODIFICATIONS TO THE BOULDER
REVISED CODE THAT ARE IN THE ANNEXATION AGREEMENT ASSOCIATED
WITH THESE ANNEXATIONS**

**APPLICANT/PROPERTY OWNER: VINCENT PORRECA/CHERRYVALE COMMONS
LTD**

- B. INTRODUCTION, FIRST READING AND CONSIDERATION OF A MOTION TO ORDER
PUBLISHED BY TITLE ONLY AN ORDINANCE GRANTING AUTHORITY TO THE
APPROVING AUTHORITIES UNDER TITLE 9, "LAND USE CODE," B.R.C. 1981, TO
APPROVE THE MOVING OF TWO SINGLE-FAMILY DWELLING UNIT STRUCTURES
FROM 1220 AND 1243 GRANDVIEW AVENUE TO 905 MARINE STREET, AND AS AN
AMENDMENT TO TITLE 9, "LAND USE CODE," B.R.C. 1981 TO WAIVE OR MODIFY
CERTAIN LAND USE REGULATIONS AS THEY APPLY TO THESE STRUCTURES**

APPLICANT/OWNER: CHRISTIAN GRIFFITH

- C. CONSIDERATION OF A MOTION TO ADOPT A RESOLUTION APPROVING AND
AUTHORIZING AN APPLICATION FOR A GREAT OUTDOORS COLORADO SCHOOL
PLAY YARD INITIATIVE GRANT**
- D. CONSIDERATION OF A MOTION TO AUTHORIZE THE CITY MANAGER TO ENTER
INTO A LETTER OF INTENT BETWEEN THE UNIVERSITY HILL GENERAL
IMPROVEMENT DISTRICT (UHGID) AND DEL MAR INTERESTS, LLC,
REGARDING FEASIBILITY OF A PUBLIC/PRIVATE PARTNERSHIP REDEVELOPMENT
OF UHGID'S 14TH STREET PARKING LOT**

Council Member Young pulled item 3D from the Consent Agenda for discussion as item 5B.

Council Member Morzel moved, seconded by Council Member Weaver, to approve
Consent Agenda items A-C, with item 3D pulled for discussion. The motion carried
9:0. Vote taken at 6:48 PM.

4. POTENTIAL CALL- UP CHECK IN – 6:48 PM

No interest was expressed in calling up items 8A-1 or 8A-2.

ORDER OF BUSINESS

5. PUBLIC HEARINGS – 6:48 PM

- A. SECOND READING AND CONSIDERATION OF A MOTION TO ADOPT ORDINANCE No.
7952, GRANTING A ONE YEAR EXTENSION TO COMCAST OF COLORADO IV, LLC,
TO USE PUBLIC RIGHTS OF WAY TO PROVIDE CABLE TELEVISION SERVICES AND
TO AUTHORIZE THE CITY MANAGER TO EXECUTE THE CABLE TELEVISION
FRANCHISE AGREEMENT BETWEEN THE CITY OF BOULDER AND COMCAST OF
COLORADO IV, LLC**

Policy Advisor Carl Castillo presented on this item.

Director of Government and Regulatory Affairs for Comcast Colorado Jon Lehman answered questions from Council. He also spoke about an Internet Essentials program and partnership with the school district and low income families to bring technology into their homes at a reduced cost.

The public hearing was opened at 7:19 PM.

1. Lynn Segal – Spoke in favor of municipalization for telecommunications in Boulder. She recounted her frustration with the Customer Service phone line at Comcast. She wanted to see customizable options from Comcast in the future.

There being no further speakers, the public hearing was closed at 7:22 PM.

Council Member Cowles asked Comcast to focus on energy saving alternatives rather than continuing to install the current cable boxes.

Council Member Plass moved, seconded by Council Member Jones, to adopt Ordinance No. 7952, granting a one-year extension to Comcast of Colorado IV, LLC, to use public rights of way to provide cable television services and to authorize the City Manager to execute the cable television franchise agreement between the City of Boulder and Comcast of Colorado IV, LLC. The motion carried 9:0. Vote taken at 7:25 PM.

B. CONSIDERATION OF A MOTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A LETTER OF INTENT BETWEEN THE UNIVERSITY HILL GENERAL IMPROVEMENT DISTRICT (UHGID) AND DEL MAR INTERESTS, LLC, REGARDING FEASIBILITY OF A PUBLIC/PRIVATE PARTNERSHIP REDEVELOPMENT OF UHGID'S 14TH STREET PARKING LOT

This item was pulled from the Consent Agenda by Council Member Young.

Council Member Young expressed concern regarding the creation of more parking given the city goals to reduce carbon emissions. She suggested partnership with Thistle and Boulder Housing Partners for affordable housing units to be built at the site.

DUHMD Executive Director Molly Winter clarified that the land was not held by the city, but was owned by a general improvement district funded by special taxes charged within the district. She noted that the land was specifically purchased for parking and parking related improvements.

Council Member Shoemaker commented that he would like to see greater diversity on The Hill. He stated that by creating more parking on The Hill, there would be better accessibility to businesses and events in the area. He liked the idea of a well hidden parking garage.

Council Member Morzel wondered whether The Hill was the right place to create a regional destination. She wanted to see input from Planning Board and Transportation Advisory Board before being brought back for Council approval.

Council Member Jones agreed with Council Member Shoemaker's comments and added that she would like to see more visioning work done and a broader plan for The Hill before moving forward. She asked if the development of the parking garage could be contingent upon decommissioning other surface parking lots on The Hill to free up space for other developments.

Mayor Appelbaum commented that he wanted to see more information to show that this partnership was right for the city. He also asked staff to provide updates and return to Council for direction as the project moved through the phases of development. He also agreed that input from boards and commissions would be useful.

Council Member Weaver commented that he agreed The Hill needed a parking solution, but he was not convinced this was the right solution. He agreed that board and commission input would help Council make a more informed decision as the project moved through the stages of the development process. He also noted that he was a strong supporter of the housing component of the partnership. He suggested integrating Council's concerns into the letter of intent rather than stalling the process.

Mayor Appelbaum asked for more information as to who would be targeted to purchase and live in the units once the project was completed.

Council Member Cowles agreed with the concerns raised by his colleagues and expressed concern around the lack of financial information provided. He was not convinced the number of parking spaces would have the intended impact.

Council Member Shoemaker moved, seconded by Council Member Karakehian, to authorize the City Manager to enter into a letter of intent between the University Hill General Improvement District (UHGID) and Del Mar Interests, LLC, regarding feasibility of a public/private partnership redevelopment of UHGID's 14th Street parking lot.

Council Member Karakehian urged his colleagues to reconsider their position and recalled past experiences that were very similar in nature that Council approved.

Council Member Plass noted that he would support the motion. He agreed with the concerns of other Council Members, but asked that Council allow the city to enter into the information gathering phase.

Council Member Cowles stated that he was not going to support the motion without feedback from boards and commissions. He suggested rescheduling the item in February to allow for thorough consideration.

Council Member Weaver clarified that the sole source component of the partnership was not a problem for him. He wanted to add a condition to the motion requesting information from the boards and commissions, specifically the Environmental Advisory Board, Planning Board and Transportation Advisory Board.

Council Members Shoemaker and Karakehian agreed to add to their motion, the condition that the Environmental Advisory Board, Planning Board and Transportation Advisory Board be given the opportunity to provide input before entering into a binding agreement.

The motion carried 8:1, with Council Member Cowles opposed. Vote taken at 8:08 PM.

6. MATTERS FROM THE CITY MANAGER - 8:08 PM

A. UPDATE ON BOULDER'S ENERGY FUTURE MUNICIPALIZATION EXPLORATION PROJECT

Boulder-Xcel Energy Partnership Task Force

Executive Director of Energy Strategy and Electric Utility Development Heather Bailey presented on this item.

Senior Assistant City Attorney Deb Kalish was available to answer questions.

Paula Connolly from Xcel Energy, Inc. was also available to answer questions and informed Council that Xcel planned to bring forward a thorough proposal in June, 2014 for Council consideration.

Council Member Cowles suggested that staff minimize communications with Xcel Energy until they brought forward their proposal in June due to the amount of time being spent by staff and the cost to the city.

Council Member Weaver moved, seconded by Council Member Morzel, to direct staff to cease work between the task force and city staff after the next meeting where Xcel Energy would make a presentation until Xcel Energy returned to Council in June, 2014 to propose a full package of services and an updated Memorandum of Understanding had been signed by all parties. This ceasing of effort includes stopping staff work to align the utility models carried by Xcel and the City respectively, with the exception of making sure that common assumptions are used in each model. Regular communications between Xcel and the City on issues related either to the Energy Future project or other issues of mutual interest are not covered by this motion.

Council Member Weaver clarified that his intention was not to end the conversations between Xcel and the city, but rather to stop spending time assisting Xcel in developing its package of services for Boulder.

Municipalization Update

Executive Director of Energy Strategy and Electric Utility Development Heather Bailey introduced President of Exponential Engineering Tom Ghidossi who presented on the acquisition area.

Senior Assistant City Attorney Kathy Haddock presented on the acquisition process.

Executive Director of Energy Strategy and Electric Utility Development Heather Bailey gave an update on the 2013 budget and the adopted 2014 budget.

Regional Sustainability Coordinator Jonathan Koehn presented on the 2014 work plan and the utility of the future.

Local Environmental Action Manager Kara Mertz was available to answer questions from Council.

Executive Director of Energy Strategy and Electric Utility Development Heather Bailey discussed next steps and concluded the presentation.

Council Member Weaver applauded the formation of the natural gas and solar working groups.

Council Member Cowles wondered what the dollar value was for the time being given freely by the volunteers on the technical working groups.

Mayor Appelbaum moved, seconded by Council Member Morzel, to suspend the rules and continue the meeting. The motion carried 9:0. Vote taken at 10:52 PM.

B. REQUEST FOR DIRECTION ON THE 2014 COMMUNITY SURVEY

Sustainability Planner II Jean Gatzka presented on this item and requested feedback on the proposed questions.

Council Member Young asked if there would be outreach to the elderly and disabled communities similar to students and Spanish speaking residents.

Sustainability Planner II Jean Gatzka commented that each group had an equal opportunity of being selected to take part in the survey, but there was no specific outreach to those groups planned.

City Manager Jane Brautigam explained to Council that the questions were written to provide data collection and it was difficult to ask certain questions Council inquired about because there was so much background information required before the person answering the survey could give a thoughtful answer. She specifically used the issue of the homeless population in Boulder as an example.

Council Member Shoemaker asked if there would be value in asking how the community felt about access to open space.

City Manager Jane Brautigam responded that it could be included and open space could also conduct a survey only related to that department.

Sustainability Planner II Jean Gatza explained that in the past there were many policy questions on the survey and what staff had found was the answers were not useful or thoughtful because of the lack of background information the average citizen had on any given topic.

7. MATTERS FROM THE CITY ATTORNEY

None

8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL – 11:26 PM

A. Potential Call-Ups

1. VACATION OF A 4,122 SQUARE FOOT WATER MAIN EASEMENT LOCATED ALONG THE SOUTH PROPERTY LINE AT 4474 BROADWAY (ADR2013-00209)

No action was taken on this item.

2. VACATION OF A 1,230 SQUARE FOOT PORTION OF A UTILITY EASEMENT THAT BISECTS THE PROPERTY AT 1560 CRESS COURT (ADR2013-00216)

No action was taken on this item.

B. COUNCIL RETREAT AGENDA DISCUSSION

Council Members Jones and Morzel presented on this item.

Mayor Appelbaum asked if there was a description of each of the committees that Council had members appointed to and stated that he would like to have that available for the retreat.

9. PUBLIC COMMENT ON MATTERS

None

10. FINAL DECISIONS ON MATTERS – 11:48 PM

Council Member Weaver moved, seconded by Council Member Morzel, to direct staff to cease work between the task force and city staff after the next meeting where Xcel Energy would make a presentation until Xcel Energy returned to Council in June, 2014 to propose a full package of services and an updated Memorandum of Understanding (MOU) had been signed by all parties. This ceasing of effort includes

stopping staff work to align the utility models carried by Xcel and the City respectively, with the exception of making sure that common assumptions are used in each model. Regular communications between Xcel and the City on issues related either to the Energy Future project or other issues of mutual interest were not covered by the motion.

The public hearing was opened at 11:49 PM.

1. Karey Christ-Janer – Spoke in support of the motion and taking time away from the discussions with the working group.

There being no further speakers, the public hearing was closed at 11:54 PM.

The motion carried 9:0. Vote taken at 11:54 PM.

11. **DEBRIEF**

Council Member Cowles commented that it was very difficult for Council to hear one another on stage.

Council Member Morzel noted that the setup for the meeting was a great improvement from the previous two meetings.

Mayor Appelbaum asked to have a monitor for Council to view the presentations being given.

12. **ADJOURNMENT**

There being no further business to come before Council at this time, BY MOTION REGULARLY ADOPTED, THE MEETING WAS ADJOURNED on December 17, 2013 at 11:56 PM.

Approved this ___ day of _____, 2013.

APPROVED BY:

ATTEST:

Alisa D. Lewis
City Clerk

Matthew Appelbaum
Mayor

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**CITY OF BOULDER
CITY COUNCIL AGENDA ITEM**

MEETING DATE: January 7, 2014

AGENDA TITLE:

Second reading and consideration of a motion to adopt Ordinance No. 7953, designating the building and property at 2003 Pine St., to be known as the Wheeler-MacDonald House, as an individual landmark under the city's Historic Preservation Ordinance.

Owner/Applicant: Andrew and Kristin MacDonald

PRESENTERS:

Jane S. Brautigam, City Manager

Paul Fetherston, Deputy City Manager

David Driskell, Executive Director of Community Planning & Sustainability

Lesli Ellis, Comprehensive Planning Manager

James Hewat, Senior Historic Preservation Planner

Marcy Cameron, Historic Preservation Planner

EXECUTIVE SUMMARY:

The purpose of this item is to allow the City Council to determine whether the proposed individual landmark designation of the building at 2003 Pine St. meets the purposes and standards of the Historic Preservation Ordinance (*Sections 9-11-1 and 9-11-2, B.R.C. 1981*). The property owner is in support of the designation.

If approved, this ordinance (see **Attachment A**) would designate the building as an individual landmark. The findings are included in the ordinance. The landmark designation application was submitted by the property owner on June 21, 2013, and was heard by the Landmarks Board on November 6, 2013. The board voted 5-0 to recommend the designation to City Council. The second reading for this designation will be a quasi-judicial public hearing.

BACKGROUND:

On June 21, 2013 the city received an application from Andrew and Kristin MacDonald for individual landmark designation of the property at 2003 Pine St. The application was submitted after it was determined that initial plans would have triggered demolition review. In Aug. 2013, the MacDonald’s received a Landmark Alteration Certificate for the additions to and rehabilitation of the house and accessory building.



*Figure 1: Location Map, 2003 Pine St.
Yellow shading indicates location within the potential Whittier Historic District.*

PROPERTY DESCRIPTION:

The property at 2003 Pine St. is located at the northeast corner of the intersection of Pine and 20th Streets, across from the historic Whittier School. An alley runs along the north edge of the property. The property is located within the boundaries of the potential Whittier Historic District, for which a historic building survey was completed in 1987.



*Figure 2: 2003 Pine St. Tax Assessor Card photograph c.1949.
Photograph courtesy the Carnegie Branch Library for Local History.*

The one and one-half story wood frame house is thought to have been constructed sometime in the 1890s and is characteristic of vernacular house design, with simplified Queen Anne elements, that was common in Boulder during the last decade of the nineteenth century. The front-gabled house features a small, secondary shingled gable on the façade, a full-width porch with tapered columns, and wood clapboard siding. The front door is located off-center and features a transom above. The east and west elevations feature replacement double-hung windows. An addition, constructed in the 1930s, is located at the rear.



Figure 3: 2003 Pine St., Tax Assessor Photograph, 1987

An accessory building is located at the northwest corner of the property. While its exact date of construction is unknown, it was likely built in the 1890s. The wood-frame building has been sheathed in tar paper and has a corrugated metal roof. The lot also retains a number of mature fruit trees, which were likely planted in the early twentieth century.



Figure 4: Accessory Building, 2003 Pine St., 2013.



Figure 5: South elevation, 2003 Pine St., 2013.

In Aug. 2013, a Landmark Alteration Certificate was issued for the rehabilitation and construction of a rear addition to the house and accessory building, following submission of an application by the owners for landmark designation.

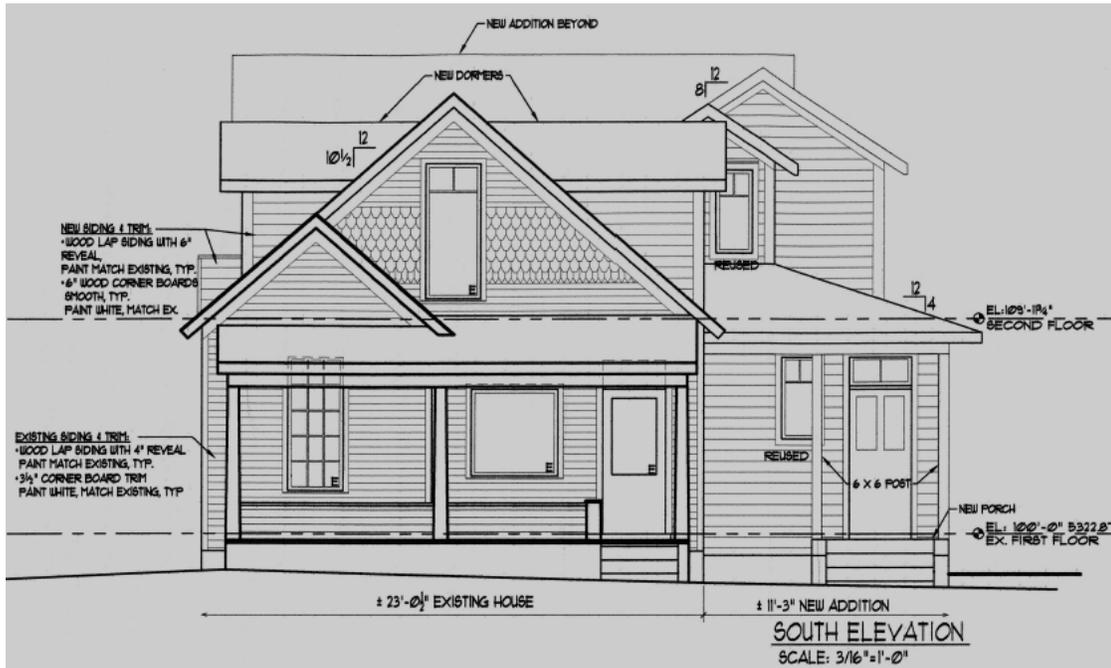


Figure 6: Approved addition at rear of house, LAC issued Aug. 2013

RECOMMENDATION:

Suggested Motion Language:

Staff requests council consideration of this matter and action in the form of the following motion:

Motion to adopt Ordinance No. 7953, designating the building and the property at 2003 Pine St., to be known as the Wheeler-MacDonald House, as an individual landmark under the City of Boulder’s Historic Preservation Ordinance.

COMMUNITY SUSTAINABILITY ASSESSMENTS AND IMPACTS:

Economic: Owners of locally designated landmarked properties are eligible for state and local tax credits for approved rehabilitations and repairs, and studies have found that historic preservation adds to economic vitality and tourism. Exterior changes to individually landmarked buildings require a Landmark Alteration Certificate, issued by the Community Planning and Sustainability Department at no charge. The additional review process for landmarked buildings may, however, add time and design expense to a project.

Environmental: Owners of individually landmarked buildings are encouraged to reuse and repair as much of the original building as possible when making exterior alterations, thereby reducing the amount of building material waste deposited in landfills. City staff can assist architects, contractors and homeowners with design and material selections and sources that are environmentally friendly. Also, the Historic Preservation website provides information on improving the energy efficiency of older buildings.

Social: The Historic Preservation Ordinance was adopted to “...enhance property values, stabilize neighborhoods, promote tourist trade and interest, and foster knowledge of the city’s living heritage.” Section 9-11-1 (a), B.R.C., 1981. The primary beneficiaries of historic designation are the property owners of a historic landmark and adjacent neighbors, who are ensured that the character of the immediate area will be protected through the design review process. The greater community also benefits from the preservation of the community’s character and history.

OTHER IMPACTS:

Fiscal: The designation of individual historic landmarks is an anticipated and ongoing function of the Historic Preservation Program.

Staff Time: This designation application is within the staff work plan.

LANDMARKS BOARD ACTION:

On November 6, 2013 the Landmarks Board voted 5-0 to recommend to City Council that the building at 2003 Pine Street be designated as a local historic landmark, finding that it meets the standards for individual landmark designations in sections 9-11-1 and 9-11-2, B.R.C. 1981, and is consistent with the criteria specified in section 9-11-5(c), B.R.C. 1981.

The board recommended the property be designated as the Wheeler-MacDonald House in honor of Herbert Wheeler, an early Boulder conservationist, and for the current owners, who have been exemplary stewards of this property.

ANALYSIS:

Criteria for Review

Section 9-11-6(b), B.R.C. 1981, specifies that during the review for an application for local landmark designation, the council must consider “whether the designation meets the purposes and standards in subsection 9-11-1(a) and section 9-11-2, “*City Council May Designate or Amend Landmarks and Historic Districts,*” B.R.C. 1981, in balance with the goals and policies of the Boulder Valley Comprehensive Plan” and provides that the City Council “shall approve by ordinance, modify and approve by ordinance, or disapprove the proposed designation.”

Historic, Architectural, and Environmental Significance

Staff finds that the proposed application to designate 2003 Pine St. as a local landmark will protect, enhance, and perpetuate a property reminiscent of a past era important in local history and preserve an important example of Boulder’s historic architecture. Staff considers the application to meet the historic criteria for individual landmark designation as outlined below:

HISTORICAL SIGNIFICANCE:

Summary: The house at 2003 Pine St. has historic significance under criteria 1, 2, and 4

1. Date of Construction: c. 1890s

Elaboration: Boulder County Assessor records indicate the building was built sometime in the 1890s. The address first appears in city directories in 1898.

2. Association with Persons or Events:

Elaboration: The property has been bought and sold a number of times over the years and for much of its life, the building functioned as rental housing for working class residents of Boulder. Herbert N. Wheeler owned and lived in the house from 1952 until his death in 1964, is notable as an early conservationist who was known widely for his lectures on wilderness lands of the western United States during the 1920s and 1930s.

3. Development of the Community: None observed

4. Recognition by Authorities: The 1987 Historic Building Inventory Form for this property identifies the house and barn as significant as representative of a “relatively unchanged example of housing built in the 1890s in this neighborhood”.

ARCHITECTURAL SIGNIFICANCE:

Summary: The house at 2003 Pine St. has architectural significance under criterion 1 as a relatively intact vernacular frame house with Queen Anne elements located on a prominent corner in the potential Whittier Historic District.

1. Recognized Period or Style: Vernacular/Queen Anne

Elaboration: The house is representative of vernacular building evidenced by its simple plan and relative lack of ornamentation. Queen Anne variants of this form

feature an asymmetrical massing and decorative shingled gables. The Colorado Office of Archeology and Historic Preservation considers the simple Queen Anne form as a common type of residential building in Colorado.

2. **Architect or Builder of Prominence:** None observed
3. **Artistic Merit:** None observed
4. **Example of the Uncommon:** None observed
5. **Indigenous Qualities:** None observed

ENVIRONMENTAL SIGNIFICANCE:

Summary: The house at 2003 Pine St. has environmental significance under criteria 3 and 5.

1. **Site Characteristics:** Situated in close proximity to east Pearl Street, this lot features mature trees and vegetation.
2. **Compatibility with Site:** None observed
3. **Geographic Importance:** This prominent corner lot is located across the street the landmarked Whittier School in the potential Whittier Historic District and features mature trees and vegetation. The house is a familiar visual feature in the neighborhood.
4. **Environmental Appropriateness:** None observed
5. **Area Integrity:** The property is located in the potential Whittier Historic District, which retains its residential historic character.

OPTIONS:

City Council may approve, modify or not approve the second reading ordinance.

Approved By:

Jane S. Brautigam,
City Manager

ATTACHMENTS:

- A: Ordinance No. 7953
- B: Sections 9-11-1 and 9-11-2, "*Purposes and Intent*," B.R.C., 1981
- C: Significance Criteria for individual landmarks

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ORDINANCE NO. 7953

AN ORDINANCE DESIGNATING THE BUILDING AND THE PROPERTY AT 2003 PINE STREET, CITY OF BOULDER, COLORADO, ALSO KNOWN AS THE WHEELER-MACDONALD HOUSE, A LANDMARK UNDER CHAPTER 9-11, "HISTORIC PRESERVATION" B.R.C. 1981, AND SETTING FORTH DETAILS IN RELATION THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BOULDER, COLORADO:

Section 1. The council enacts this ordinance pursuant to its authority under Chapter 9-11, "Historic Preservation," B.R.C. 1981, to designate as a landmark a property having a special character or special historic, architectural, or aesthetic interest or value.

Section 2. The council finds that: 1) on or about June 21, 2013, property owner Andrew and Kristin MacDonald, applied to the City of Boulder to designate the buildings and property at said property as a landmark; 2) the Landmarks Board held a public hearing on the proposed designation on November 6, 2013; and 3) on November 6, 2013, the board recommended that the council approve the proposed designation.

Section 3. The council also finds that upon public notice required by law, the council held a public hearing on the proposed designation on December 3, 2013 and upon the basis of the presentations at that hearing finds that the building and the property at 2003 Pine St. does possess a special character and special historic, architectural, or aesthetic interest or value warranting its designation as a landmark.

Section 4. The characteristics of the subject property that justify its designation as a landmark are: 1) its historic significance is relevant to its construction in the 1890s, its association with Herbert N. Wheeler, an early conservationist, and its recognition as a relatively unchanged

1 example of housing built in the 1890s; and 2) its architectural significance indicative of the
2 Vernacular/Queen Anne Style, evidenced in its simple plan, asymmetrical massing, and relative
3 lack of ornamentation; and 3) its environmental significance for its geographic importance as an
4 existing visual landmark at the corner of Pine Street and 20th Street on a lot with mature trees,
5 and for its location within the Whittier Historic District.

6 Section 5. The council further finds that the foregoing landmark designation is necessary
7 to promote the public health, safety, and welfare of the residents of the city.

8 Section 6. There is hereby created as a landmark the building and property located at
9 2003 Pine St., also known as the Wheeler-MacDonald House, whose legal landmark boundary is
10 identical to the boundary of the legal lots upon which it sits:

11 LOT 8 BLK 141 BOULDER EAST O T, BOULDER COUNTY, COLORADO
12 as depicted in the proposed landmark boundary map, attached hereto as Exhibit A.

13 Section 7. The council directs that the department of Community Planning and
14 Sustainability give prompt notice of this designation to the property owner and cause a copy of
15 this ordinance to be recorded as described in Subsection 9-11-6(d), B.R.C. 1981.

16 Section 8. The council deems it appropriate that this ordinance be published by title only
17 and orders that copies of this ordinance be made available in the office of the city clerk for public
18 inspection and acquisition.

19
20 INTRODUCED, READ ON FIRST READING, AND ORDERED PUBLISHED BY TITLE
21 ONLY THIS 3RD DAY OF DECEMBER, 2013.

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23 _____
24 Mayor
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Attest:

City Clerk

READ ON SECOND READING, PASSED, ADOPTED, AND ORDERED PUBLISHED BY
TITLE ONLY THIS 7TH DAY OF JANUARY 2014.

Mayor

Attest:

City Clerk

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Exhibit A – Landmark Boundary Map for 2003 Pine Street

LOT 8 BLK 141 BOULDER EAST O T, BOULDER COUNTY, COLORADO

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**9-11-1 & 9-11-2 Purposes and Intent
Boulder Revised Code, 1981**

9-11-1: *Purpose and Legislative Intent* states:

- (a) The purpose of this chapter is to promote the public health, safety, and welfare by protecting, enhancing, and perpetuating buildings, sites, and areas of the city reminiscent of past eras, events, and persons important in local, state, or national history or providing significant examples of architectural styles of the past. It is also the purpose of this chapter to develop and maintain appropriate settings and environments for such buildings, sites, and areas to enhance property values, stabilize neighborhoods, promote tourist trade and interest, and foster knowledge of the city's living heritage.
- (b) The City Council does not intend by this chapter to preserve every old building in the city but instead to draw a reasonable balance between private property rights and the public interest in preserving the city's cultural, historic, and architectural heritage by ensuring that demolition of buildings and structures important to that heritage will be carefully weighed with other alternatives and that alterations to such buildings and structures and new construction will respect the character of each such setting, not by imitating surrounding structures, but by being compatible with them.
- (c) The City Council intends that in reviewing applications for alterations to and new construction on landmarks or structures in a historic district, the Landmarks Board shall follow relevant city policies, including, without limitation, energy-efficient design, access for the disabled and creative approaches to renovation.

9-11-2: *City Council may Designate or Amend Landmarks and Historic Districts* states:

- (a) Pursuant to the procedures in this chapter the City Council may by ordinance:
 - (1) Designate as a landmark an individual building or other feature or an integrated group of structures or features on a single lot or site having a special character and historical, architectural, or aesthetic interest or value and designate a landmark site for each landmark;
 - (2) Designate as a historic district a contiguous area containing a number of sites, buildings, structures or features having a special character and historical, architectural, or aesthetic interest or value and constituting a distinct section of the city;
 - (3) Designate as a discontinuous historic district a collection of sites, buildings, structures, or features which are contained in two or more geographically separate areas, having a special character and historical, architectural, or aesthetic interest or value that are united together by historical, architectural, or aesthetic characteristics; and
 - (4) Amend designations to add features or property to or from the site or district.
- (b) Upon designation, the property included in any such designation is subject to all the requirements of this code and other ordinances of the city.

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SIGNIFICANCE CRITERIA
Individual Landmark
September 1975

On September 6, 1975, the City Council adopted Ordinance #4000 providing procedures for the designation of Landmarks and Historic Districts in the City of Boulder. The purpose of the ordinance is the preservation of the City's permitted cultural, historic, and architectural heritage. The Landmarks Board is permitted by the ordinance to adopt rules and regulations as it deems necessary for its own organization and procedures. The following Significance Criteria have been adopted by the board to help evaluate each potential designation in a consistent and equitable manner.

Historic Significance

The place (building, site, area) should show character, interest or value as part of the development, heritage, or cultural characteristics of the community, state or nation; be the site of a historic, or prehistoric event that had an effect upon society; or exemplify the cultural, political, economic, or social heritage of the community.

Date of Construction: This area of consideration places particular importance on the age of the structure.

Association with Historical Persons or Events: This association could be national, state, or local.

Distinction in the Development of the Community of Boulder: This is most applicable to an institution (religious, educational, civic, etc) or business structure, though in some cases residences might qualify. It stresses the importance of preserving those places which demonstrate the growth during different time spans in the history of Boulder, in order to maintain an awareness of our cultural, economic, social or political heritage.

Recognition by Authorities: If it is recognized by Historic Boulder, Inc. the Boulder Historical Society, local historians (Barker, Crossen, Frink, Gladden, Paddock, Schooland, etc), State Historical Society, The Improvement of Boulder, Colorado by F.L. Olmsted, or others in published form as having historic interest and value.

Other, if applicable.

Architectural Significance

The place should embody those distinguishing characteristics of an architectural type specimen, a good example of the common; be the work of an architect or master builder, known nationally, state-wide, or locally, and perhaps whose work has influenced later

development; contain elements of architectural design, detail, materials or craftsmanship which represent a significant innovation; or be a fine example of the uncommon.

Recognized Period/Style: It should exemplify specific elements of an architectural period/style, i.e.: Victorian, Revival styles, such as described by *Historic American Building Survey Criteria*, Gingerbread Age (Maass), 76 Boulder Homes (Barkar), The History of Architectural Style (Marcus/Wiffin), Architecture in San Francisco (Gebhard et al), History of Architecture (Fletcher), Architecture/Colorado, and any other published source of universal or local analysis of a style.

Architect or Builder of Prominence: A good example of the work of an architect or builder who is recognized for expertise in his field nationally, state-wide, or locally.

Artistic Merit: A skillful integration of design, material, and color which is of excellent visual quality and/or demonstrates superior craftsmanship.

Example of the Uncommon: Elements of architectural design, details, or craftsmanship that are representative of a significant innovation.

Indigenous Qualities: A style or material that is particularly associated with the Boulder area.

Other, if applicable.

Environmental Significance

The place should enhance the variety, interest, and sense of identity of the community by the protection of the unique natural and man-made environment.

Site Characteristics: It should be of high quality in terms of planned or natural vegetation.

Compatibility with Site: Consideration will be given to scale, massing placement, or other qualities of design with respect to its site.

Geographic Importance: Due to its unique location or singular physical characteristics, it represents an established and familiar visual feature of the community.

Environmental Appropriateness: The surroundings are complementary and/or it is situated in a manner particularly suited to its function.

Area Integrity: Places which provide historical, architectural, or environmental importance and continuity of an existing condition, although taken singularly or out of context might not qualify under other criteria.



**CITY OF BOULDER
CITY COUNCIL AGENDA ITEM**

MEETING DATE: January 7, 2014

AGENDA TITLE:

Second reading and consideration of a motion to adopt Ordinance No. 7954, designating the building and property at 1922 20th St., to be known as the Mackenzie House, as an individual landmark under the city's Historic Preservation Ordinance.

Owner/Applicant: Benjamin and Annah Worland

PRESENTERS:

Jane S. Brautigam, City Manager

Paul Fetherston, Deputy City Manager

David Driskell, Executive Director of Community Planning & Sustainability

Lesli Ellis, Comprehensive Planning Manager

James Hewat, Senior Historic Preservation Planner

Marcy Cameron, Historic Preservation Planner

EXECUTIVE SUMMARY:

The purpose of this item is to allow the City Council to determine whether the proposed individual landmark designation of the building at 1922 20th St. meets the purposes and standards of the Historic Preservation Ordinance (*Sections 9-11-1 and 9-11-2, B.R.C. 1981*). The property owner is in support of the designation.

If approved, this ordinance (see **Attachment A**) would designate the building as an individual landmark. The findings are included in the ordinance. The landmark designation application was submitted by the property owner on April 19, 2013, and was heard by the Landmarks Board on November 6, 2013. The board voted 5-0 to recommend the designation to City Council. The second reading for this designation will be a quasi-judicial public hearing.

BACKGROUND:

On April 19, 2013 the city received an application from Benjamin and Annah Worland for individual landmark designation of the property at 1922 20th St. The application was submitted after a demolition permit application was referred to the full Landmarks Board for review. The Worlands received a Landmark Alteration Certificate for the addition and rehabilitation of the property in June 2013. In June, the Board of Zoning Administration granted a variance that was supported by the Landmarks Design Review Committee.

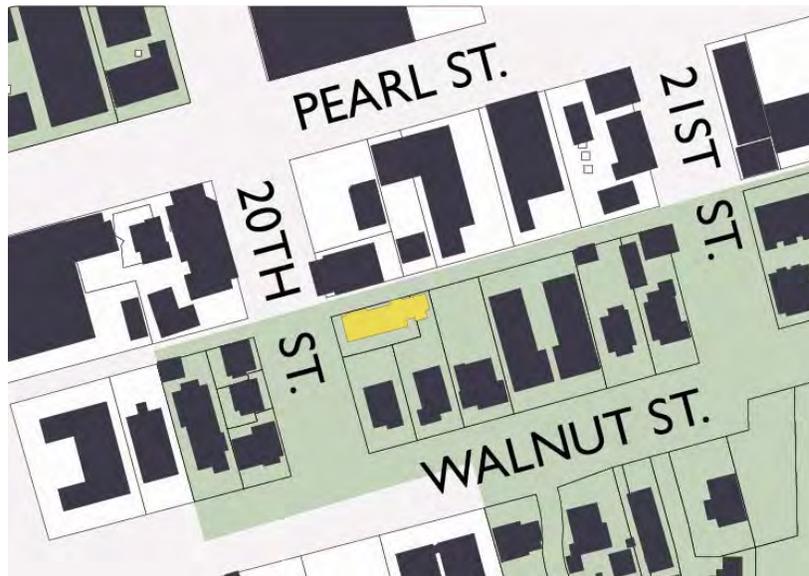


Figure 1: Location Map, 1922 20th St.



*Figure 2: 1922 20th St. Tax Assessor Card photograph c.1949.
Photograph Courtesy the Carnegie Branch Library for Local History.*

PROPERTY DESCRIPTION:

The property at 1922 20th St. is located on the east side of 20th St., between Walnut and Pearl streets and along an alley that serves as the boundary between the RH-2 (Residential High – 2) and MU-3 (Mixed-Use – 3) zoning districts. It is located within the boundaries of the potential Walnut Street Historic District, which was identified in 1988.

The brick, hipped roof house is thought to have been constructed about 1890. Two segmental-arched, double-hung replacement windows with brick sills are located on the north, west and south elevations of the building. A hipped roof porch is supported by wood columns. Multiple additions are located at the rear of the house.

In May of 2013, the Landmarks Design Review Committee (Ldrc) expressed support for proposed plans for the rehabilitation and construction of an addition to the house (*see Figure 6*). The remaining brick portions of the rear addition are shown to be incorporated into the new plans. The applicants received a variance from the Board of Zoning Adjustment to the front setback, per 9-2-3(h)(4) of the Boulder Revised Code. The variance was supported by the Ldrc. On June 5, 2013 the BOZA granted the requested variance.



Figure 3: West elevation, 1922 20th St., 2013.



Figure 4: West and south elevations, 1922 20th St., 2013.



Figure 5: North elevation, 1922 20th St., 2013.

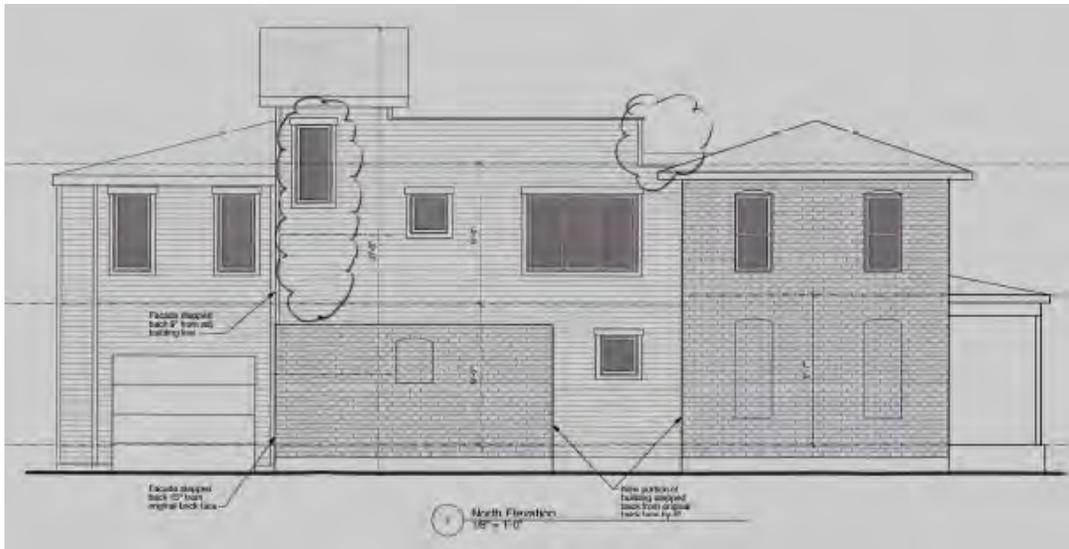


Figure 6: Proposed plans for Rear Addition, 1922 20th St., 2013.

RECOMMENDATION:

Suggested Motion Language:

Staff requests council consideration of this matter and action in the form of the following motion:

Motion to adopt Ordinance No. 7954, designating the building and the property at 1922 20th St., to be known as the Mackenzie House, as an individual landmark under the City of Boulder’s Historic Preservation Ordinance.

COMMUNITY SUSTAINABILITY ASSESSMENTS AND IMPACTS:

Economic: Owners of locally designated landmarked properties are eligible for state and local tax credits for approved rehabilitations and repairs, and studies have found that historic preservation adds to economic vitality and tourism. Exterior changes to individually landmarked buildings require a Landmark Alteration Certificate, issued by the Community Planning and Sustainability Department at no charge. The additional review process for landmarked buildings may, however, add time and design expense to a project.

Environmental: Owners of individually landmarked buildings are encouraged to reuse and repair as much of the original building as possible when making exterior alterations, thereby reducing the amount of building material waste deposited in landfills. City staff can assist architects, contractors and homeowners with design and material selections and sources that are environmentally friendly. Also, the Historic Preservation website provides information on improving the energy efficiency of older buildings.

Social: The Historic Preservation Ordinance was adopted to “...enhance property values, stabilize neighborhoods, promote tourist trade and interest, and foster knowledge of the city’s living heritage.” Section 9-11-1 (a), B.R.C., 1981. The primary beneficiaries of historic designation are the property owners of a historic landmark and adjacent neighbors, who are

ensured that the character of the immediate area will be protected through the design review process. The greater community also benefits from the preservation of the community's character and history.

OTHER IMPACTS:

Fiscal: The designation of individual historic landmarks is an anticipated and ongoing function of the Historic Preservation Program.

Staff Time: This designation application is within the staff work plan.

LANDMARKS BOARD ACTION:

On November 6, 2013 the Landmarks Board voted 5-0 to recommend to City Council that the building at 1922 20th St. be designated as a local historic landmark, finding that it meets the standards for individual landmark designations in sections 9-11-1 and 9-11-2, B.R.C. 1981, and is consistent with the criteria specified in section 9-11-5(c), B.R.C. 1981.

ANALYSIS:

Criteria for Review

Section 9-11-6(b), B.R.C. 1981, specifies that during the review for an application for local landmark designation, the council must consider “whether the designation meets the purposes and standards in subsection 9-11-1(a) and section 9-11-2, “*City Council May Designate or Amend Landmarks and Historic Districts,*” B.R.C. 1981, in balance with the goals and policies of the Boulder Valley Comprehensive Plan” and provides that the City Council “shall approve by ordinance, modify and approve by ordinance, or disapprove the proposed designation.”

Historic, Architectural, and Environmental Significance

Staff and the Landmarks Board find that the proposed designation of the building at 1922 20th St. will protect, enhance, and perpetuate a building reminiscent of a past era important in local history and preserve an important example of Boulder's historic architecture. Staff considers the application to meet the historic criteria for individual landmark designation as outlined below:

HISTORICAL SIGNIFICANCE:

Summary: The house at 1922 20th St. has historic significance under criteria 1, 2, and 4.

1. Date of Construction: c. 1890

2. Association with Persons or Events:

Elaboration: The property has been bought and sold a number of times over the years. Several of the owners are known to have been prominent in the community. Born in Detroit, Michigan mine operator Charles Mackenzie owned the house in 1898. In 1908, the house was occupied by Charles Ingram, the owner of a bike and key shop known as "The Mascot." He was considered to be one of Boulder's best known sportsmen, belonging to clubs hunting duck, deer and elk.

Frank Wing was a police officer with the Boulder Police Force. He and his wife, Hattie, had two children; Elfa, who worked at a local bakery and Leroy.

Information on the short-term residents suggests an eclectic assortment of people who engaged in various occupations, including mining, clerking, surveying and the law.

3. **Development of the Community:** None observed
4. **Recognition by Authorities:** The 1988 Historic Building Inventory Form identifies the house as a representative of a “type, period or method of construction” and for its association with significant persons. It states, “The house is an example of the Foursquare influenced homes built in this neighborhood during the 1890s. The house is associated with early Boulder lawyer, John Ives, and surveyor/jeweler S. A. Rank.”

ARCHITECTURAL SIGNIFICANCE:

Summary: The house at 1922 20th St. has architectural significance under criterion 1.

1. **Recognized Period or Style:** Foursquare
Elaboration: The house is representative of the Foursquare house with its two-story form, square plan, front porch, hipped-roof and overall simplicity. The Colorado Office of Archeology and Historic Preservation recognizes the Foursquare as one of the most prevalent house types in Colorado.
2. **Architect or Builder of Prominence:** None observed
3. **Artistic Merit:** None observed
4. **Example of the Uncommon:** None observed
5. **Indigenous Qualities:** None observed

ENVIRONMENTAL SIGNIFICANCE:

Summary: The house at 1922 20th St. has environmental significance under criterion 1.

1. **Site Characteristics:** Situated in close proximity to east Pearl Street, this lot features mature trees and vegetation.
2. **Compatibility with Site:** None observed
3. **Geographic Importance:** None observed
4. **Environmental Appropriateness:** None observed
5. **Area Integrity:** The property is located within the potential Walnut Street Historic District.

OPTIONS:

City Council may approve, modify or not approve the second reading ordinance.

Approved By:

Jane S. Brautigam,
City Manager

ATTACHMENTS:

- A: Ordinance No. 7954
- B: Sections 9-11-1 and 9-11-2, "*Purposes and Intent*," B.R.C., 1981
- C: Significance Criteria for individual landmarks

ORDINANCE NO. 7954

AN ORDINANCE DESIGNATING THE BUILDING AND THE PROPERTY AT 1922 20TH STREET, CITY OF BOULDER, COLORADO, ALSO KNOWN AS THE MACKENZIE HOUSE, A LANDMARK UNDER CHAPTER 9-11, "HISTORIC PRESERVATION" B.R.C. 1981, AND SETTING FORTH DETAILS IN RELATION THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BOULDER, COLORADO:

Section 1. The council enacts this ordinance pursuant to its authority under Chapter 9-11, "Historic Preservation," B.R.C. 1981, to designate as a landmark a property having a special character or special historic, architectural, or aesthetic interest or value.

Section 2. The council finds that: 1) on or about April 19, 2013, property owners Benjamin and Annah Worland applied to the City of Boulder to designate the buildings and property at said property as a landmark; 2) the Landmarks Board held a public hearing on the proposed designation on November 6, 2013; and 3) on November 6, 2013, the board recommended that the council approve the proposed designation.

Section 3. The council also finds that upon public notice required by law, the council held a public hearing on the proposed designation on December 3, 2013 and upon the basis of the presentations at that hearing finds that the building and the property at 1922 20th Street does possess a special character and special historic, architectural, or aesthetic interest or value warranting its designation as a landmark.

Section 4. The characteristics of the subject property that justify its designation as a landmark are: 1) its historic significance is relevant to its construction in the 1890s, its association with Charles Mackenzie, a local mine owner, and its recognition as a example of the Foursquare

1 influenced homes built in the 1890s; and 2) its architectural significance indicative of the
2 Foursquare Style, evidenced in its two-story form, front porch, hipped roof and overall
3 simplicity; and 3) its environmental significance for its geographic importance in its proximity to
4 east Pearl Street on a lot with mature trees and vegetation.

5 Section 5. The council further finds that the foregoing landmark designation is necessary
6 to promote the public health, safety, and welfare of the residents of the city.

7 Section 6. There is hereby created as a landmark the building and property located at
8 1922 20th St., also known as the Mackenzie House, whose legal landmark boundary is identical
9 to the boundary of the legal lots upon which it sits:

10 N 40 FT LOT 8 & W 30 FT OF N 40 FT LOT 9 BLK 75 BOULDER EAST,
11 BOULDER COUNTY, COLORADO

12 as depicted in the proposed landmark boundary map, attached hereto as Exhibit A.

13 Section 7. The council directs that the department of Community Planning and
14 Sustainability give prompt notice of this designation to the property owner and cause a copy of
15 this ordinance to be recorded as described in Subsection 9-11-6(d), B.R.C. 1981.

16 Section 8. The council deems it appropriate that this ordinance be published by title only
17 and orders that copies of this ordinance be made available in the office of the city clerk for public
18 inspection and acquisition.

19 INTRODUCED, READ ON FIRST READING, AND ORDERED PUBLISHED BY TITLE
20 ONLY THIS 3RD DAY OF DECEMBER 2013.

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23 _____
24 Mayor
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Attest:

City Clerk

READ ON SECOND READING, PASSED, ADOPTED, AND ORDERED PUBLISHED BY
TITLE ONLY THIS 7TH DAY OF JANUARY, 2014.

Mayor

Attest:

City Clerk

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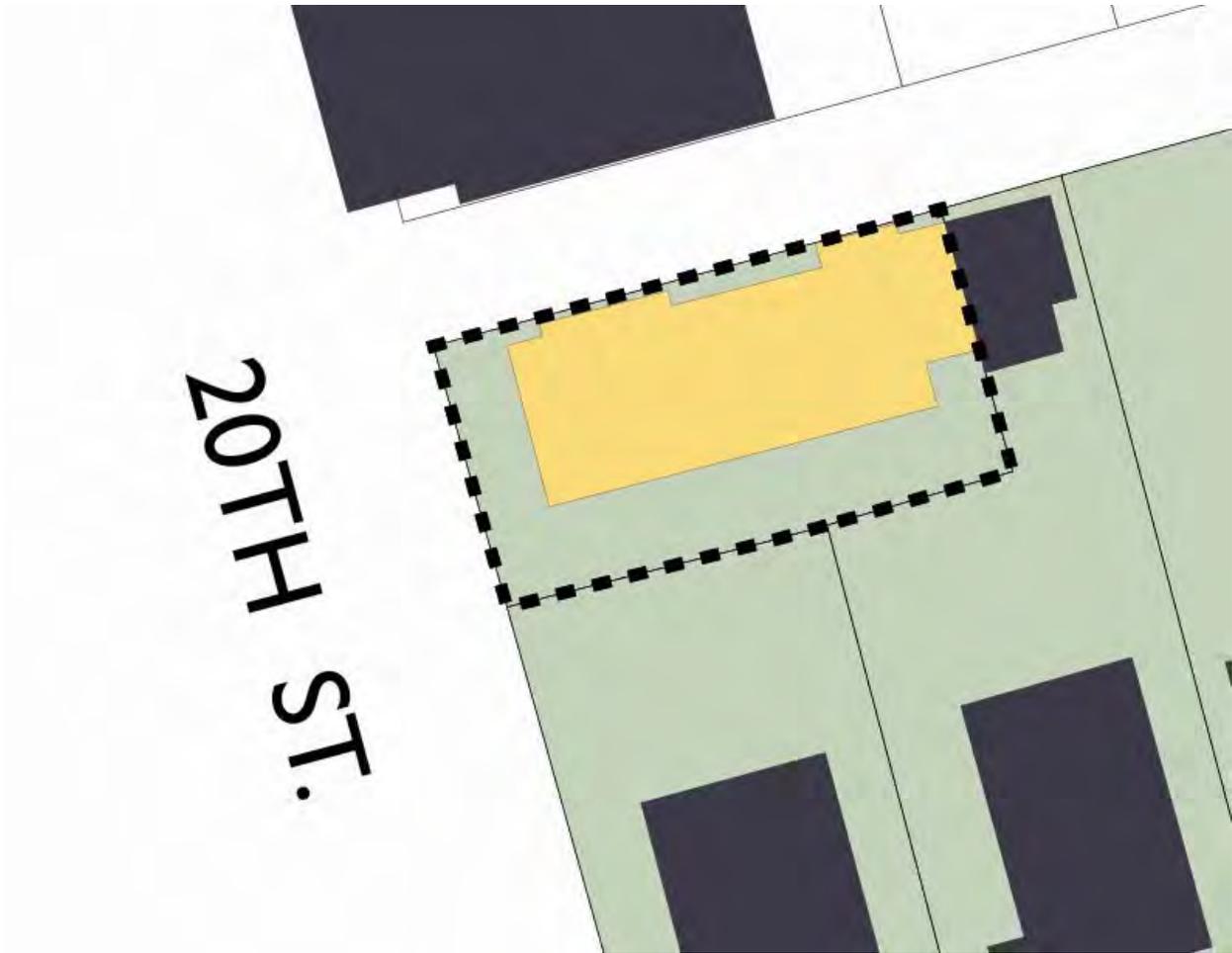


Exhibit A – Landmark Boundary Map for 1922 20th Street

N 40 FT LOT 8 & W 30 FT OF N 40 FT LOT 9 BLK 75 BOULDER EAST

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**9-11-1 & 9-11-2 Purposes and Intent
Boulder Revised Code, 1981**

9-11-1: *Purpose and Legislative Intent* states:

- (a) The purpose of this chapter is to promote the public health, safety, and welfare by protecting, enhancing, and perpetuating buildings, sites, and areas of the city reminiscent of past eras, events, and persons important in local, state, or national history or providing significant examples of architectural styles of the past. It is also the purpose of this chapter to develop and maintain appropriate settings and environments for such buildings, sites, and areas to enhance property values, stabilize neighborhoods, promote tourist trade and interest, and foster knowledge of the city's living heritage.
- (b) The City Council does not intend by this chapter to preserve every old building in the city but instead to draw a reasonable balance between private property rights and the public interest in preserving the city's cultural, historic, and architectural heritage by ensuring that demolition of buildings and structures important to that heritage will be carefully weighed with other alternatives and that alterations to such buildings and structures and new construction will respect the character of each such setting, not by imitating surrounding structures, but by being compatible with them.
- (c) The City Council intends that in reviewing applications for alterations to and new construction on landmarks or structures in a historic district, the Landmarks Board shall follow relevant city policies, including, without limitation, energy-efficient design, access for the disabled and creative approaches to renovation.

9-11-2: *City Council may Designate or Amend Landmarks and Historic Districts* states:

- (a) Pursuant to the procedures in this chapter the City Council may by ordinance:
 - (1) Designate as a landmark an individual building or other feature or an integrated group of structures or features on a single lot or site having a special character and historical, architectural, or aesthetic interest or value and designate a landmark site for each landmark;
 - (2) Designate as a historic district a contiguous area containing a number of sites, buildings, structures or features having a special character and historical, architectural, or aesthetic interest or value and constituting a distinct section of the city;
 - (3) Designate as a discontinuous historic district a collection of sites, buildings, structures, or features which are contained in two or more geographically separate areas, having a special character and historical, architectural, or aesthetic interest or value that are united together by historical, architectural, or aesthetic characteristics; and
 - (4) Amend designations to add features or property to or from the site or district.
- (b) Upon designation, the property included in any such designation is subject to all the requirements of this code and other ordinances of the city.

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SIGNIFICANCE CRITERIA
Individual Landmark
September 1975

On September 6, 1975, the City Council adopted Ordinance #4000 providing procedures for the designation of Landmarks and Historic Districts in the City of Boulder. The purpose of the ordinance is the preservation of the City's permitted cultural, historic, and architectural heritage. The Landmarks Board is permitted by the ordinance to adopt rules and regulations as it deems necessary for its own organization and procedures. The following Significance Criteria have been adopted by the board to help evaluate each potential designation in a consistent and equitable manner.

Historic Significance

The place (building, site, area) should show character, interest or value as part of the development, heritage, or cultural characteristics of the community, state or nation; be the site of a historic, or prehistoric event that had an effect upon society; or exemplify the cultural, political, economic, or social heritage of the community.

Date of Construction: This area of consideration places particular importance on the age of the structure.

Association with Historical Persons or Events: This association could be national, state, or local.

Distinction in the Development of the Community of Boulder: This is most applicable to an institution (religious, educational, civic, etc) or business structure, though in some cases residences might qualify. It stresses the importance of preserving those places which demonstrate the growth during different time spans in the history of Boulder, in order to maintain an awareness of our cultural, economic, social or political heritage.

Recognition by Authorities: If it is recognized by Historic Boulder, Inc. the Boulder Historical Society, local historians (Barker, Crossen, Frink, Gladden, Paddock, Schooland, etc), State Historical Society, The Improvement of Boulder, Colorado by F.L. Olmsted, or others in published form as having historic interest and value.

Other, if applicable.

Architectural Significance

The place should embody those distinguishing characteristics of an architectural type specimen, a good example of the common; be the work of an architect or master builder, known nationally, state-wide, or locally, and perhaps whose work has influenced later

development; contain elements of architectural design, detail, materials or craftsmanship which represent a significant innovation; or be a fine example of the uncommon.

Recognized Period/Style: It should exemplify specific elements of an architectural period/style, i.e.: Victorian, Revival styles, such as described by *Historic American Building Survey Criteria*, Gingerbread Age (Maass), 76 Boulder Homes (Barkar), The History of Architectural Style (Marcus/Wiffin), Architecture in San Francisco (Gebhard et al), History of Architecture (Fletcher), Architecture/Colorado, and any other published source of universal or local analysis of a style.

Architect or Builder of Prominence: A good example of the work of an architect or builder who is recognized for expertise in his field nationally, state-wide, or locally.

Artistic Merit: A skillful integration of design, material, and color which is of excellent visual quality and/or demonstrates superior craftsmanship.

Example of the Uncommon: Elements of architectural design, details, or craftsmanship that are representative of a significant innovation.

Indigenous Qualities: A style or material that is particularly associated with the Boulder area.

Other, if applicable.

Environmental Significance

The place should enhance the variety, interest, and sense of identity of the community by the protection of the unique natural and man-made environment.

Site Characteristics: It should be of high quality in terms of planned or natural vegetation.

Compatibility with Site: Consideration will be given to scale, massing placement, or other qualities of design with respect to its site.

Geographic Importance: Due to its unique location or singular physical characteristics, it represents an established and familiar visual feature of the community.

Environmental Appropriateness: The surroundings are complementary and/or it is situated in a manner particularly suited to its function.

Area Integrity: Places which provide historical, architectural, or environmental importance and continuity of an existing condition, although taken singularly or out of context might not qualify under other criteria.



TO: Members of Council
FROM: Dianne Marshall, City Clerk's Office
DATE: January 7, 2014
SUBJECT: Information Packet

1. Call Ups

- A. Vacation of an 829 square foot portion of an existing utility easement on the southeast corner of the property at 1310 Meadow Avenue (ADR2013-00085).

2. Information Item

None

3. Boards and Commissions

- A. Human Relations Commission – December 16, 2013
- B. Landmarks Board – November 6, 2013
- C. Library Commission – October 30, 2013
- D. Library Commission – November 6, 2013
- E. Open Space Board of Trustees – December 11, 2013
- F. Open Space Board of Trustees – December 18, 2013
- G. Transportation Advisory Board – October 14, 2013
- H. Water Resources Advisory Board – October 21, 2013

4. Declarations

- A. Bike Art Day – December 6, 2013
- B. National Homeless Persons' Memorial Day – December 21, 2103
- C. Support of Veterans and Active Duty Personnel



INFORMATION PACKET MEMORANDUM

To: Members of City Council

From: Jane S. Brautigam, City Manager
Paul J. Fetherston, Deputy City Manager
David Driskell, Executive Director of Community Planning & Sustainability
Charles Ferro, Development Review Manager
Sloane Walbert, Planner I

Date: December 23, 2013

Subject: Call-Up Item: Vacation of an 829 square foot portion of an existing utility easement on the southeast corner of the property at 1310 Meadow Avenue (ADR2013-00085).

EXECUTIVE SUMMARY:

The applicant requests vacation of an 829 square foot portion of an existing sewer easement at 1310 Meadow Avenue (refer to **Attachment D** for exact location) to construct a detached garage and studio space. The easement was originally dedicated on the Moss Rock Ridge Subdivision plat, recorded August 31, 1967. The easement was reserved for a sewer main that runs east-west across the southern portion of the property. The applicant would like to vacate the portion of the easement that was reserved for access to maintain the sewer main. The applicant has dedicated a separate easement to provide access to the main. Therefore, no public need exists for the portion of the easement to be vacated.

The proposed vacation was approved by staff on December 18, 2013. There is one scheduled City Council meeting on January 7, 2014 within the 30 day call-up period.

CODE REQUIREMENTS:

Pursuant to the procedures for easement vacations set forth in subsection 8-6-10(b), B.R.C. 1981, the city manager has approved the vacation of an 829 square foot portion of the existing utility easement. The date of final staff approval of the easement vacation was December 18, 2013 (refer to **Attachment E**, *Notice of Disposition*). This vacation does not require approval through ordinance based on the following criteria:

- It has never been open to the public; and
- It has never carried regular vehicular or pedestrian traffic.

The vacation will be effective 30 days later on January 17, 2014 unless the approval is called up by City Council.

FISCAL IMPACTS:

None identified.

COMMUNITY SUSTAINABILITY ASSESSMENTS AND IMPACTS:

- Economic: No economic impact is anticipated.

- Environmental: No impacts are anticipated through this utility easement vacation.

- Social: None identified.

BACKGROUND:

The subject property is a 14,330 square foot lot located in a Residential - Estate (RE) zone district (refer to **Attachment A**, *Vicinity Map*). The property is encumbered by a sewer easement that runs east-west along the southern end of property with a section that forks to the northeast (please refer to **Attachment B**, *Site Plan*). The sewer easement was reserved at the time of original subdivision for the extension of a sewer main. The northeast fork of the easement was dedicated to provide access for maintenance of the sewer main from Moss Rock Place to the northeast. The property owner would like to construct a detached garage and studio space, which would encroach into the section of the easement reserved exclusively for access. The applicant has dedicated a separate ten-foot utility easement along the eastern property line to provide alternate access to the sewer main (Reception Number 03355652). Therefore, there is no public need for the portion of utility easement to be vacated.

Given that there is no public need for the portion of easement for which it was intended, failure to vacate the requested portion of easement would cause hardship to the property owner by limiting the development potential of the property.

ANALYSIS:

Staff finds the proposed vacation of an 829 square foot portion of an existing sewer easement consistent with the standard set forth in subsection (b) of section 8-6-10, “*Vacation of Public Easements*”, B.R.C. 1981. Specifically, staff has determined that no public need exists for the portion of easement to be vacated because all public utilities are located in public right-of-way or other easements.

No vacation of a public easement shall be approved unless the approving agency finds that:

- ✓ 1. Change is not contrary to the public interest.

- ✓ 2. All agencies having a conceivable interest have indicated that no need exists, either in the present or conceivable future, for its original purpose or other public purpose.

- ✓ 3. Consistent with the Comprehensive Plan and Land Use Regulations.

- ✓ a. Failure to vacate the easement would cause a substantial hardship to the use of the property consistent with the Comprehensive Plan and Land Use Regulations; or
- The portion of utility easement to be vacated was dedicated to provide access for maintenance of a sewer main that runs east-west across the subject property. A separate easement has been dedicated to provide access to the sewer main. The building site on this lot is currently unnecessarily limited by the subject easement since there is no public need for the easement.*
- N/A b. Would provide a greater public benefit than retaining the property in its present status.

PUBLIC COMMENT AND PROCESS:

Notice of the vacation will be advertised in the Daily Camera within the 30 day call up period. Staff has received no written or verbal comments adverse to the vacation.

NEXT STEPS:

If the requested vacation is not called up by City Council then the Deed of Vacation (**Attachment C**) will be recorded. If the requested vacation is called up, and subsequently denied, the applicant will be limited to development on the property outside of the easement area.

ATTACHMENTS:

- Attachment A: Vicinity Map
Attachment B: Site Plan
Attachment C: Deed of Vacation
Attachment D: Exhibit A
Attachment E: Notice of Disposition



For Administrative Purposes Only

Address: 1310 Meadow Ave.

Case No. ADR2013-00085

DEED OF VACATION

The City of Boulder, Colorado does hereby vacate and release to the present owner of the subservient land, in a manner prescribed by Subsection 8-6-10(b), B.R.C. 1981, the following portion of utility easement previously dedicated to the City of Boulder and recorded in the records of the Boulder County Clerk and Recorder on the final plat of the Moss Rock Ridge subdivision at Reception No. 90856610 on the 31st day of August 1967, located at 1310 Meadow Avenue and as more particularly described as follows:

See Exhibit A attached hereto and incorporated herein by reference.

The within easement vacation and release of said easement shall extend only to the portion and the type of easement specifically vacated. The within vacation is not to be construed as vacating any rights-of-way or easements or cross-easements lying within the description of the vacated portion of the easement.

Executed this _____ day of _____, 20__, by the City Manager after having received authorization from the City Council of the City of Boulder, Colorado.

CITY OF BOULDER, COLORADO

By: _____
Jane S. Brautigam, City Manager

Attest:

City Clerk

Approved as to form:



City Attorney's Office

12-30-13
Date

EXHIBIT "A"

LOCATED IN THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 1 NORTH,
RANGE 70 WEST OF THE 6TH PRINCIPAL MERIDIAN,
CITY OF BOULDER, COUNTY OF BOULDER, STATE OF COLORADO
SHEET 1 OF 2

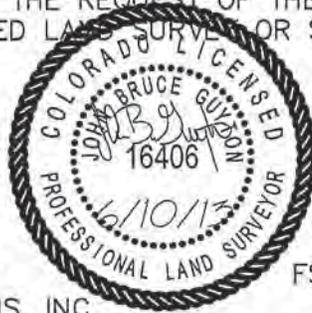
VACATION OF UTILITY EASEMENT OVER AND ACROSS A PORTION OF LOT 11, MOSS ROCK RIDGE, RECORDED AUGUST 31, 1967 AT RECEPTION NO. 856610, IN THE OFFICE OF THE BOULDER COUNTY CLERK AND RECORDER, LOCATED IN THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 1 NORTH, RANGE 70 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY OF BOULDER, COUNTY OF BOULDER, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE EASTERLY LINE OF SAID LOT 11 TO BEAR S26°24'34"E, A DISTANCE OF 214.43 FEET BETWEEN A FOUND NO. 4 REBAR WITH DISC AT THE MOST NORTHERLY CORNER OF SAID LOT 11, AND A FOUND NO. 5 REBAR WITH 1 1/2" ALUMINUM CAP AT THE SOUTHEAST CORNER OF SAID LOT 11, MARKED "FLATIRONS SURV 16406", WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

BEGINNING AT THE NORTHWESTERLY CORNER OF LOT 13, MOSS ROCK RIDGE, SAID POINT BEING ON THE EASTERLY LINE OF SAID LOT 11;
THENCE S26°24'34"E, ALONG SAID EASTERLY LINE, A DISTANCE OF 12.42 FEET;
THENCE S44°44'23"W, A DISTANCE OF 62.64 FEET TO A POINT ON THE NORTHERLY LINE OF AN EXISTING 10 FOOT SEWER EASEMENT AS RECORDED IN SAID MOSS ROCK RIDGE;
THENCE, ALONG SAID NORTHERLY LINE, S89°44'23"W, A DISTANCE OF 16.62 FEET;
THENCE N44°44'23"E, A DISTANCE OF 78.40 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT CONTAINING 829 SQ.FT. OR 0.02 ACRES, MORE OR LESS.

I, JOHN B. GUYTON, A LAND SURVEYOR LICENSED IN THE STATE OF COLORADO, DO HEREBY STATE FOR AND ON BEHALF OF FLATIRONS, INC., THAT THIS PARCEL DESCRIPTION AND ATTACHED EXHIBIT, BEING MADE A PART THEREOF, WERE PREPARED BY ME OR UNDER MY RESPONSIBLE CHARGE AT THE REQUEST OF THE CLIENT AND IS NOT INTENDED TO REPRESENT A MONUMENTED LAND SURVEY OR SUBDIVIDE LAND IN VIOLATION OF STATE STATUTE.



JOHN B. GUYTON
COLORADO P.L.S. #16406
CHAIRMAN/CEO, FLATIRONS, INC.

FSI JOB NO. 13-61,358

JOB NUMBER: 13-61,358
DRAWN BY: E. DAVIS
DATE: JUNE 10, 2013

THIS IS NOT A "LAND SURVEY PLAT" OR "IMPROVEMENT SURVEY PLAT" AND THIS EXHIBIT IS NOT INTENDED FOR PURPOSES OF TRANSFER OF TITLE OR SUBDIVISIONS OF LAND. RECORD INFORMATION SHOWN HEREON IS BASED ON INFORMATION PROVIDED BY CLIENT.

Flatirons, Inc.
Surveying, Engineering & Geomatics



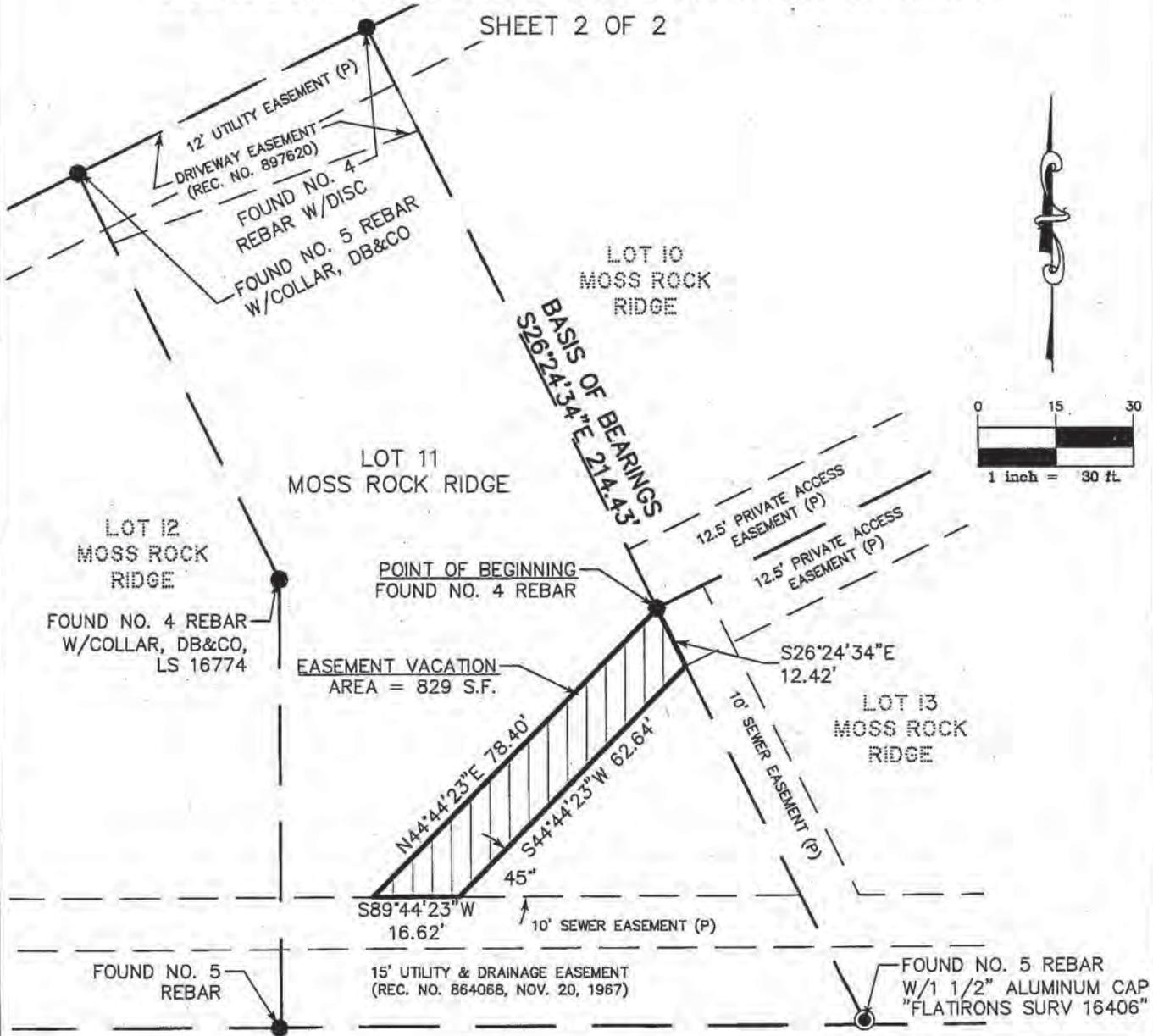
655 FOURTH AVE
LONGMONT, CO 80501
PH: (303) 776-1733
FAX: (303) 776-4355
www.FlatironsInc.com

BY:EDAVIS FILE:161358-VACATION EXHIBIT.DWG DATE:6/10/2013 2:31 PM

EXHIBIT "A"

LOCATED IN THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 1 NORTH,
RANGE 70 WEST OF THE 6TH PRINCIPAL MERIDIAN,
CITY OF BOULDER, COUNTY OF BOULDER, STATE OF COLORADO

SHEET 2 OF 2



BY:EDAVIS FILE:61358-VACATION EXHIBIT.DWG DATE:6/10/2013 2:31 PM

JOB NUMBER: 13-61,358
DRAWN BY: E. DAVIS
DATE: JUNE 10, 2013

MELODY HEIGHTS OF
BOULDER

THIS IS NOT A "LAND SURVEY PLAT" OR "IMPROVEMENT SURVEY PLAT" AND THIS EXHIBIT IS NOT INTENDED FOR PURPOSES OF TRANSFER OF TITLE OR SUBDIVISIONS OF LAND. RECORD INFORMATION SHOWN HEREON IS BASED ON INFORMATION PROVIDED BY CLIENT.

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LONGMONT, CO 80501
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CITY OF BOULDER
Community Planning and Sustainability

1739 Broadway, Third Floor • P.O. Box 791, Boulder, CO 80306-0791
phone 303-441-1880 • fax 303-441-3241 • web boulderplandevlop.net

ADMINISTRATIVE REVIEW
NOTICE OF DISPOSITION

You are hereby advised that the following action was taken by the Planning Department:

DECISION: Approved
DATE: December 18, 2013
REQUEST TYPE: Vacation/Easement
ADDRESS: 1310 Meadow Ave.
APPLICANT: Jacques Juilland, Habilis Design Build
CASE #: ADR2013-00085
LEGAL DESCRIPTION: Lot 11, Moss Rock Ridge Subdivision, City of Boulder, County of Boulder, Colorado
DESCRIPTION: EASEMENT VACATION to vacate an 829 square foot portion of a utility easement on the southeast corner of the property at 1310 Meadow Avenue.

FINAL DECISION STANDARDS:

Approved as submitted. This application is approved per the criteria for Vacation of Public Easements as set forth in section 8-6-10, B.R.C. 1981. This approval does not constitute building permit approval.

This approval is limited to the vacation of an 829 square-foot portion of an existing sewer easement, previously dedicated to the City of Boulder and recorded in the records of the Boulder County Clerk and Recorder on the final plat of the Moss Rock Ridge Subdivision in Plan File R 2-2-9 at Reception No. 856610 on August 31, 1967.

INFORMATIONAL COMMENTS:

Pursuant to section 8-6-10(b), B.R.C. 1981, approval of an easement vacation "is not effective until thirty days after the date of its approval. Promptly after approving the vacation, the manager will forward to the city council a written report, including a legal description of vacated portion of the easement and the reasons for approval. The manager will publish notice of the proposed vacation once in a newspaper of general circulation in the City within thirty days after the vacation is approved. Upon receiving such report and at any time before the effective date of the vacation, the council may rescind the manager's approval and call up the vacation request for its consideration at a public hearing, which constitutes a revocation of the vacation."

This decision is final and may not be appealed. A new request may be considered only as a new application.

Approved By:

S Walbert

Sloane Walbert, Planning Department

City of Boulder
BOARDS AND COMMISSIONS MEETING SUMMARY FORM

NAME OF BOARD/COMMISSION: Human Relations Commission
DATE OF MEETING: December 16, 2013
NAME/TELEPHONE OF PERSON PREPARING SUMMARY: Kim Pearson (303) 441-4197
NAMES OF MEMBERS, STAFF AND INVITED GUESTS PRESENT: Commissioners– Jonathan Dings, Amy Zuckerman, Emilia Pollauf, Shirly White, Peter Osnes Staff – Carmen Atilano, Kim Pearson
WHAT TYPE OF MEETING (CIRCLE ONE) [REGULAR] [SPECIAL] [QUASI-JUDICIAL]
AGENDA ITEM 1 - CALL TO ORDER – The December 16, 2013 HRC meeting was called to order at 6:00 p.m. by J. Dings .
AGENDA ITEM 2 – AGENDA ADJUSTMENTS – The Community Action Development Corporations will present their CIF report, Barrio E’ will present their CoIH event report, and commissioners will discuss upcoming meeting dates.
AGENDA ITEM 3 – APPROVAL OF MINUTES – E. Pollauf moved to accept the November 25, 2013 minutes. A. Zuckerman seconded the motion. Motion carries 4-0.
AGENDA ITEM 4 – COMMUNITY PARTICIPATION (non-agenda action items) – None.
AGENDA ITEM 5 – ACTION ITEMS
A. 2013 Community Event Fund Reports
1. Acorn School – S. White moved to accept the report. E. Pollauf seconded the motion. Motion carries 4-0.
2. Sigma Psi Zeta Sorority – P. Osnes moved to accept the report. E. Pollauf seconded the motion. Motion carries 5-0.
3. Out Boulder – E. Pollauf moved to accept the report. A. Zuckerman seconded the motion. Motion carries 5-0.
B. 2013 Celebration of Immigrant Heritage Event Report
1. Barrio E’ – S. White moved to accept the report. E. Pollauf seconded the motion. Motion carries 5-0.
C. 2013 Community Impact Fund Report
1. Community Action Development Corporation – S. White moved to accept the report. E. Pollauf seconded the motion. Motion carries 5-0.
D. 2013 Community Event Fund Decisions
1. Acorn School – P. Osnes moved to not fund the proposal. A. Zuckerman seconded the motion. Motion carries 5-0.
2. Barrio E’ – A. Zuckerman moved to approve funding in the amount of \$3,000 for all three proposals. S. White seconded the motion. Motion carries 5-0.
3. Boulder Asian Pacific Alliance – S. White moved to approve funding in the amount of \$1,600. E. Pollauf seconded the motion. Motion carries 5-0.
4. Boulder Jewish Festival – A. Zuckerman moved to approve funding in the amount of \$1,600. S. White seconded the motion. Motion carries 5-0.

5. BMOCA –

- i. Access Tours – A. Zuckerman moved** to table the funding decision and request resubmission to Community Impact Fund. **E. Pollauf seconded** the motion. **Motion carries 5-0.**
- ii. Spanish Translation – P. Osnes moved** to not fund the proposal. **A. Zuckerman seconded** the motion. **Motion carries 5-0.**

6. Bridge House: P Osnes recused himself from the vote.

- i. 2014 Homeless Persons Memorial – E. Pollauf moved** to fund the proposal in the amount of \$1,500. **A. Zuckerman seconded** the motion. **Motion carries 4-0.**
- ii. Kids Give Back Thanksgiving Dinner – A. Zuckerman moved** to fund the proposal in the amount of \$500, to cover the cost of food. **J. Dings seconded** the motion. **Motion carries 4-0.**

7. Out Boulder – S. White moved to fund the proposal in the amount of \$1,600. **E. Pollauf seconded** the motion. **Motion carries 5-0.**

8. Pi Delta Psi Fraternity – S. White moved to not fund the proposal. **E. Pollauf seconded** the motion. **Motion carries 5-0.**

9. Postoley – E. Pollauf moved to fund the proposal in the amount of \$1,500. **J. Dings seconded** the motion. **Motion carries 5-0.**

10. Sigma Psi Zeta Sorority – S. White moved to not fund the proposal. **P. Osnes seconded** the motion. **Motion carries 5-0.**

11. Veterans Helping Veterans – A. Zuckerman moved to create an immediate action item to fund the proposal through the CIF instead of the CEF. **E. Pollauf seconded** the motion. **Motion carries 5-0.**

12. Village Arts Coalition – J. Dings moved to fund the proposal in the amount of \$1,600. **A. Zuckerman seconded** the motion. **Motion carries 5-0.**

E. Questions for HRC, 2014 Council Retreat

- 1. S. White** offered to write a draft of responses to 2014 City Council Retreat questions in the upcoming week. **A. Zuckerman** and **C. Atilano** offered to review the draft. **C. Atilano** will distribute the revised version to HRC members.

AGENDA ITEM 6 – DISCUSSION/INFORMATIONAL ITEMS

A. Boards and Commissions Committee, Council member Tim Plass

- 1. Council member Tim Plass** presented on the progress of the Boards and Commissions committee. After interviewing commissioners and staff, the committee developed recommendations with the goal of enhancing the performance of boards and commissions. Areas of focus for recommendations include: 1) clarification of roles and responsibilities, 2) recruitment, 3) the application process, 4) normalizing best practices, 5) staff support, 6) parity between boards and commissions. The commissioners proceeded to ask questions and then were shown a Channel 8-produced video entitled “Boards Commissions – Volunteer Your Voice,” which is aimed at recruiting commissioners.

B. 2014 MLK Celebration

- 1. J. Dings moved** to table the discussion of the 2014 MLK Celebration until the January 2014 meeting.

C. Work Plan Updates:

- 1. J. Dings moved** to table the discussion of the 2014 HRC Work Plan until the January 2014 meeting.

D. Event Reports – J. Dings moved to table the discussion of Event Reports until the January 2014 meeting.

E. Follow Up Tasks –

1. Distribute additional CoIH funding in the amount of \$500 to Barrio E’.
2. **S. White** will draft responses to the City Council 2013 Retreat Questions. **A. Zuckerman** and **C. Atilano** will review the draft and send input to commissioners.
3. Staff will notify the 2014 CEF applicants of the funding decisions made at the December HRC meeting.
4. Move 2014 Work Plan Discussion to the January 2014 meeting; staff will develop the discussion plan based on commissioners’ input made during the December HRC meeting.

AGENDA ITEM 7 – IMMEDIATE ACTION ITEMS

A. Veterans Helping Veterans Now Funding Decision – A. Zuckerman moved to fund the proposal in the amount of \$1,500 through the CIF instead of the CEF. **E. Pollauf seconded** the motion. **Motion carries 5-0.**

AGENDA ITEM 8 – Adjournment – E. Pollauf moved to adjourn the December 16, 2013 meeting. **S. White seconded** the motion. **Motion carries 5-0.** The meeting was adjourned at 9:53 p.m.

TIME AND LOCATION OF ANY FUTURE MEETINGS, COMMITTEES OR SPECIAL

HEARINGS: The next regular meeting of the HRC will be January 27, 2013 at 6:00 p.m. in the City Council Chambers, 1777 Broadway.

**CITY OF BOULDER
LANDMARKS BOARD
November 6, 2013
1777 Broadway, Council Chambers Room
6 p.m.**

The following are the action minutes of the November 6, 2013 City of Boulder Landmarks Board meeting. A digital recording and a permanent set of these minutes (maintained for a period of seven years) are retained in Central Records (telephone: 303-441-3043). You may also listen to the recording on-line at: www.boulderplandevlop.net.

BOARD MEMBERS:

Mark Gerwing, Chair

Nick Fiore

Liz Payton

Kate Remley

Kirsten Snobeck

*Bryan Bowen **Planning Board representative without a vote*

STAFF MEMBERS:

Debra Kalish, Senior Assistant City Attorney

James Hewat, Senior Historic Preservation Planner

Marcy Cameron, Historic Preservation Planner

1. CALL TO ORDER

The roll having been called, Chair **M. Gerwing** declared a quorum at 6:02 p.m. and the following business was conducted.

- Councilor Tim Plass gave a presentation regarding City Council's Boards and Commissions initiative and asked the Landmarks Board for feedback.

2. APPROVAL OF MINUTES

On a motion by **M. Gerwing**, seconded by **K. Snobeck**, the Landmarks Board approved (5-0) the minutes of the October 2, 2013 board meeting.

3. PUBLIC PARTICIPATION FOR ITEMS NOT ON THE AGENDA

4. DISCUSSION OF LANDMARK ALTERATION AND DEMOLITION APPLICATIONS ISSUED AND PENDING

- Staff provided an update on the stay of demolition at 428 Pleasant St., including a summary of the meeting with the applicant and two board members to discuss alternatives to demolition. The stay of demolition expires Jan. 6, 2014. The board decided to discuss the application under Matters.

- Staff provided an update on the stay of demolition at 1045 Linden Ave., including a summary of the meeting with the applicant and two board members to discuss alternatives to demolition. Staff reported that the applicant is willing to donate the building if it is moved off-site and that discussions are continuing. The stay of demolition expires Feb. 19, 2014.

5. ACTION ITEMS

- A. Public hearing and consideration of a demolition permit for the building located at 3315 4th St., a non-landmarked building over 50 years old, pursuant to Section 9-11-23 of the Boulder Revised Code (HIS2013-00197). Applicant: Jack Weise. Owner: Ragan Melton.

Board members were asked to reveal any ex-parte contacts they may have had on this item.

M. Gerwing and N. Fiore reviewed the project at an Ldrc meeting. All board members made a site visit.

Staff Presentation

M. Cameron presented a PowerPoint presentation to the board.

Applicant's Presentation

Eben P. Clark, attorney, 2521 Broadway, Boulder, spoke in support of the demolition and presented a 3D model that identified alterations to the building.

Joel Ambrosino, engineer with Gebau, Inc., 1121 Broadway, Boulder, spoke in support of the demolition.

Annette Shaver, architect, 4710 Holiday Dr, Boulder, spoke in support of the demolition.

Public Hearing

No one from the public spoke to this item.

Motion

On a motion by **K. Snobeck**, seconded by **M. Gerwing**, the Landmarks Board issued (5-0) the demolition permit for the house located at 3315 4th St., finding that the building is not eligible for landmark designation due to a loss of architectural integrity, and adopted the staff memorandum dated November 6, 2013 as the findings of the board.

L. Payton clarified that the addition to the rear was not the change to the building that resulted in its loss of historic integrity.

- B. Public hearing and consideration of an application to designate the building and property at 1922 20th St. as a local historic landmark per Section 9-11-5 of the Boulder Revised Code, 1981 (HIS2013-00075). Owner: Benjamin and Annah Worland.

Board members were asked to reveal any ex-parte contacts they may have had on this item.

N. Fiore and K. Snobeck reviewed the project at an Ldrc meeting. All board members made a site visit.

Staff Presentation

M. Cameron presented a PowerPoint presentation to the board.

Applicant's Presentation

No one from the public spoke to this item.

Public Hearing

Abby Daniels, of Historic Boulder, Inc., 1123 Spruce St., Boulder, spoke in support of landmark designation.

Andy McDonald, 2003 Pine Street, spoke in support of the designation.

Motion

On a motion by **L. Payton**, seconded by **K. Snobeck**, the Landmarks Board designated (5-0) the house and property at 1922 20th St. as a local historic landmark, to be known as the Mackenzie House, finding that it meets the standards for individual landmark designation in Sections 9-11-1 and 9-11-2, B.R.C. 1981, and adopted the staff memorandum, including the following as the findings of the board:

The Landmarks Board finds, based upon the application and evidence presented, that the proposed designation application for 1922 20th St. is consistent with the purposes and standards of the Historic Preservation Ordinance, and:

1. The proposed designation will protect, enhance, and perpetuate a building reminiscent of past eras and persons important in local and state history and preserve a significant example of architecture from the past. Sec. 9-11-1(a) B.R.C. 1981.
 2. The proposed designation will develop and maintain an appropriate setting and environment for the property and will enhance property values, stabilize the neighborhood, promote tourist trade and interest, and foster knowledge of the city's living heritage. 9-11-1(a), B.R.C. 1981.
 3. The proposed designation draws a reasonable balance between private property rights and the public interest in preserving the city's cultural, historic, and architectural heritage by ensuring that demolition of buildings important to that heritage will be carefully weighed with other alternatives. 9-11-1(b), B.R.C. 1981.
 4. The proposed designation is of an individual building that has special character and historical, architectural or aesthetic interest or value and includes a landmark site for the proposed landmark. Sec. 9-11-2(a)(1).
- C. Public hearing and consideration of an application to designate the property at 2003 Pine St. as a local historic landmark per Section 9-11-5 of the Boulder Revised Code, 1981 (HIS2013-00144). Owner: Andrew and Kristin MacDonald.

Board members were asked to reveal any ex-parte contacts they may have had on this item.

All board members reviewed the project at various Ldrc meetings and made site visits.

Staff Presentation

J. Hewat presented a PowerPoint presentation to the board.

Applicant's Presentation

Andy McDonald, 2003 Pine Street, spoke in support of the designation.

Public Hearing

Abby Daniels, of Historic Boulder, Inc., 1123 Spruce St., Boulder, spoke in support of the designation.

Motion

On a motion by **M. Gerwing**, seconded by **N. Fiore**, the Landmarks Board designated (5-0) the property at 2003 Pine St. as a local historic landmark, to be known as the Wheeler-MacDonald House, finding that it meets the standards for individual landmark designation in Sections 9-11-1 and 9-11-2, B.R.C. 1981, and adopted the staff memorandum, including the following as the findings of the board:

The Landmarks Board finds, based upon the application and evidence presented, the proposed designation application is consistent with the purposes and standards of the Historic Preservation Ordinance, and:

1. The proposed designation will protect, enhance, and perpetuate a building reminiscent of past eras and persons important in local and state history and provide a significant example of architecture from the past. Sec. 9-11-1(a), B.R.C. 1981.
2. The proposed designation will maintain an appropriate setting and environment and will enhance property values, stabilize the neighborhood, promote tourist trade and interest, and foster knowledge of the city's living heritage. Sec. 9-11-1(a), B.R.C. 1981.
3. The proposed designation draws a reasonable balance between private property rights and the public interest in preserving the city's cultural, historic, and architectural heritage by ensuring that demolition of buildings important to that heritage will be carefully weighed with other alternatives. 9-11-1(b), B.R.C. 1981. The proposed designation is of an individual building that has special character and historical, architectural or aesthetic interest or value and includes a landmark site for the proposed landmark. Sec. 9-11-2(a)(1).

The Landmarks Board recommended that the property be designated as the Wheeler-MacDonald House, in recognition of the current owner's careful stewardship of the property.

6. MATTERS FROM THE LANDMARKS BOARD, PLANNING DEPARTMENT AND CITY ATTORNEY

A. Update Memo

B. Subcommittee Update

- a. Potential Resources Subcommittee – **K. Remley** and **L. Payton** reported that they had met with Historic Boulder to discuss the prioritization of potential resources and suggested a joint board meeting in early 2014.

- b. Guidelines and Code Subcommittee – **K. Snobeck** and **L. Payton** have been in the process of developing design guidelines for pools, and a draft will be ready for the board’s review at the next meeting. They also identified alternative materials and retaining walls as other issues that the subcommittee will review.
 - c. Demolition Subcommittee – **M. Gerwing** and **N. Fiore** reported that they will continue to work with city staff to move the proposed changes to the demolition ordinance forward.
 - d. Outreach Subcommittee –The Landmarks Board expressed support for continued presence at the Farmers’ Market in 2014. The board also discussed the development of a lecture series in the new year. **K. Remley** discussed efforts to organize neighborhood meetings.
- C. Spotlight on Designated Landmarks – M. Cameron** highlighted five currently designated landmarks associated with Boulder’s agricultural past.
- D. Demolition Application for 428 Pleasant Ave.** Board discussed the stay-of-demolition and determined that they would not schedule a hearing to either lift the stay or initiate landmark designation and instead allow the stay-of-demolition to continue

7. DEBRIEF MEETING/CALENDAR CHECK

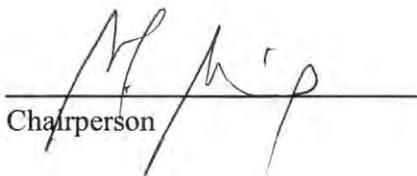
- A. L. Payton** discussed the guidelines regarding naming of landmark designations.

8. ADJOURNMENT

The meeting adjourned at 9:32 p.m.

Approved on December 4, 2013

Respectfully submitted,


Chairperson

**Approved Minutes
Boulder Public Library Commission meeting
October 30, 2013
Main Library North Meeting Room**

COMMISSION MEMBERS PRESENT

Anne Sawyer
Celeste Landry
Donna O'Brien
Anna Lull
Paul Sutter

COMMISSION MEMBERS ABSENT

None

LIBRARY STAFF MEMBERS PRESENT

Maureen Rait, Executive Director of Public Works and Interim Director of Library & Arts
Jennifer Miles, Deputy Library Director
Leanne Slater, Administrative Specialist

REPRESENTATIVES FROM BRADBURY ASSOCIATES PRESENT

Jobeth Bradbury, Owner and Partner
Dan Bradbury, Managing Partner

PUBLIC PRESENT

Steve Colby
Peter Richards

CALL TO ORDER

The meeting was called to order at 6:02 p.m.

PUBLIC PARTICIPATION

No public participation

AGENDA, FACILITATED BY BRADBURY ASSOCIATES

A. INTRODUCTIONS

Dan Bradbury and Jobeth Bradbury introduced themselves to the Library Commission and stated that they were looking forward to starting the recruitment process. Library Commissioners shared their individual backgrounds and their unique connection to libraries.

B. STRUCTURE FOR THE SEARCH

Bradbury and Bradbury reviewed their structure for the search for the new library and arts director and explained that they will do the following:

- Travel to Boulder on four separate occasions
- Review the meetings that they have led on their first trip and attribute surveys received
- Craft a position announcement and seek city manager final approval
- Start recruiting through November with a soft close date of December 29
- Advertise the position on city and library websites, on about 45 specific professional websites, and on recruiters' website
 - Ad will link to internal and external documents including city and county websites, and local school district websites, etc.

C. REVIEW THE SEARCH PROCESS

Bradbury and Bradbury discussed their recruitment/search process for the Library & Arts Director which included:

- Communicating with 350-400 colleagues
- Seek the people that may not be looking for a job but are doing great work
- Seek candidate nominations
- Search Colorado and surrounding states in order to build a national search
- Anticipate finding about 20-25 qualified candidates
- Do all of the intake- cover letter, resume, questionnaire, and phone conversations
- Do online research including news and social media websites and 'street reconnaissance' including speaking with the candidate's state library leadership
- On the second visit, share application materials with the city manager and deputy city manager and narrow it down to 6-8 semifinalists via Skype interviews, then further narrow it down to 3-4 finalists who will both make presentations to the public in Boulder and attend interviews at the end of January
- Moderate public forum with final candidates
- Do formal references
- Facilitate feedback forms from those that attend the public forums with candidates
- Bradbury Associates has a 1-year guarantee: If a person is hired and leaves the position within the first year, then the Bradbury Associates will conduct a new search free of charge.

The Library Commission had the opportunity to offer comments and questions which included:

- Sawyer asked how often does Bradbury Associates get to the point of the offer and then the candidate declines. Ms. Bradbury responded that this does not happen often. Sawyer added that she wants to ensure that we do all that we can to prevent that scenario as the community becomes invested (in the candidates) during the public input process.
- Ms. Bradbury mentioned the idea of creating a 'transition team' for the new library and arts director, particularly if they are from outside the community, made up of representatives (i.e. commission or foundation members) who would serve to shepherd the new person into the community for about their first six weeks.

D. MARKETING PLAN: SHARE THE (BRADBURY ASSOCIATES) POSITION MARKETING PLAN STRATEGY

Bradbury associates shared their marketing plan strategy with the Library Commission.

- Sawyer suggested including a focus on searching the kinds of communities that are similar to Boulder, i.e. active community members, a technology presence, federal scientific labs, rather than just Colorado's neighboring states.
- Landry mentioned that Boulder has official peer cities which she believes is posted on the city's website.
- Sutter asked if the likely candidates would be those who are currently in positions like the director position. The recruiters replied that some would be but others may be in a deputy director/assistant director position.
- Sawyer asked for recommendations on how to balance making candidates aware of the challenges of the position with the exciting components such as the library's renovation project. Ms. Bradbury said that strong candidates for this position will appreciate the community's involvement and that Bradbury Associates will sell it for the opportunity that it is.
- Lull asked Bradbury Associates if they would be compiling their professional opinion on the specific opportunities and growth potential possibilities available to the new director.
 - Some initial thoughts: Mr. Bradbury responded that he thought some challenges may surround the two commissions and their role in relation with the city's, some opportunities would be the Civic Area Plan and its impact on the cultural and artistic life of the community, the renovation project, and the possibilities for library partnerships and development opportunities.
 - Ms. Bradbury stated that there are also internal opportunities. She commented on the strong leadership team at Boulder Public Library as well as very strong staff. She said that in spite of all the change that has happened in the library, staff still has very high morale and are happy. She said that staff are interested in having some longevity and stability in a library and arts director. She said that an opportunity for the new director would be to realize staff's great potential.
- Landry requested to see the job description for the position. Ms. Bradbury agreed to provide the job description.
- Sawyer suggested including a link from the job posting to the Library Commissioner Handbook as well as other commission documents. Rait has already shared this information with Bradbury Associates.
- Landry asked when the job description might be available. Ms. Bradbury responded that it would be at least a week or a week and a half.

E. IDENTIFICATION OF KEY ATTRIBUTES: REPORT FROM THE ATTRIBUTE SURVEYS AS WELL AS CHALLENGES AND DESIRED RESULTS

The Library Commission, as well as the library's leadership team and other groups, has previously submitted a questionnaire identifying the key attributes, skills and abilities required for this position. Bradbury Associates will be compiling the key traits from each response group separately in order to discover consensus items.

F. JOB ADVERTISEMENT/ ANNOUNCEMENT: REVIEW OF BASIC ELEMENTS OF THE JOB AD/ANNOUNCEMENT- INCLUDING STARTING SALARY RANGE AND SUGGESTED CLOSING DATE

Bradbury Associates will be seeking suggestions from Miles and Chasansky regarding posting locations for the job ad on local and regional distribution lists. Mr. Bradbury also invited the Library Commission to share with him their suggestions on posting locations. He said that a Master's degree in Library and Information Science, Business Administration, or Public Administration will be preferred but not required.

- Sutter asked a clarifying question regarding whether Bradbury Associates role was advisory. Mr. Bradbury responded that their role is indeed to analyze and help formulate a decision but not to make that decision.
- Landry suggested that stabilizing and improving library funding needs to be part of the conversation with the library and arts director candidates.

G. STAFF MEETINGS/ OTHER INPUT: DISCUSSION OF PURPOSE AND GENERAL FEEDBACK FROM STAFF MEETINGS

Mr. Bradbury stated that he would share staff comments with the Library Commission. Ms. Bradbury did note that staff in the branches feel isolated.

H. CONFIDENTIALITY: DISCUSS CONFIDENTIALITY OF THE APPLICATIONS UNDER CO OPEN MEETINGS/RECORDS LAW

Mr. Bradbury stated that they would ensure confidentiality of the candidates at least until they become a finalist.

I. ADDITIONAL QUESTIONS

- Landry asked whether regional as opposed to national candidates were more likely to get hired. Mr. Bradbury replied that about two thirds of the applicants would be regional.
- Lull asked how early does Bradbury Associates assess an applicant's interest in moving. Bradbury Associates replied that they assess this during their phone conversations. Mr. Bradbury said that they strive to avoid this [a lack of interest in relocating] later in the process.
- Sawyer asked how the panel interview questions are created. Bradbury Associates said that a draft of interview questions for the candidates would be prepared and shared with the commission for feedback before it is finalized.
- Landry asked when the recruiters might predict that someone would be hired and on board. Mr. Bradbury stated he thought it might be during the middle or the end of March 2014.
- Sawyer asked the recruiters for their general feel of the strengths and challenges for a Boulder Public Library director. Ms. Bradbury stated that a key strength is staff; and the renovation project and north Boulder are wonderful opportunities. She said that another opportunity may be in developing and implementing new technologies. Mr. Bradbury added that the digitization of the local history at the Carnegie library could also be a great opportunity. Sawyer said that she was glad to hear feedback about technological opportunities and she expressed continued interest in developing the library's virtual branch.

- Lull stated that an important attribute of a new director would be their ability to find the right people and team of people and he/she would possess a vision for the library's future.
- Landry stated that this may be the time to discuss the idea that perhaps the library and arts should not be joined together. Ms. Bradbury said that this information would be passed along. Sawyer stated, that being said, there is a level of arts programming in the library that would never be given up.
- Ms. Bradbury invited feedback from the Library Commission at any time during this process. Sutter asked if there would be an update on the process in January. Mr. Bradbury responded that they would be sending weekly and biweekly reports to the city manager regarding the number of prospects identified and he said that he would ask her if she would share that information.

NEXT COMMISSION MEETING (ROLLOVER ITEMS AND DATE)

The next Library Commission meeting will be held at 6 p.m. on Wed., Nov. 6, 2013 at the Main Library, in the North Meeting Room, 1001 Arapahoe Ave. and will include the following agenda items: Shelley Sullivan, BoulderReads! manager, will present the Janet Driskell Turner-Outstanding Adult Learner award, library's renovation update regarding the contractor selection process and review of the public art selection panel recommendations, funding goal with information and vision information in relation to the library's master plan, update on the approved 2014 Library & Arts budget, begin prioritization of Library Commission goals in preparation of sending the commission's letter to City Council in December, report on Boulder Library Foundation's grants, and an update on securing a recruitment firm for the library and arts director search, and possibly information on a target patron survey iteration.

Meeting adjourned at 7:31 p.m.

Approved By _____ Date _____

Please note: Commissioner Sawyer approved these minutes on Dec. 16, 2013.

**Approved Minutes
Boulder Public Library Commission meeting
November 6, 2013
Main Library North Meeting Room**

COMMISSION MEMBERS PRESENT

Anne Sawyer
Celeste Landry
Donna O'Brien
Paul Sutter

COMMISSION MEMBERS ABSENT

Anna Lull

LIBRARY STAFF MEMBERS PRESENT

Maureen Rait, Executive Director of Public Works and Interim Director of Library & Arts
Jennifer Miles, Deputy Library Director
Wendy Hall, Carnegie Branch Manager
Matt Chasansky, Arts and Cultural Services Manager
Leanne Slater, Administrative Specialist
Shelley Sullivan, BoulderReads! Manager

CITY STAFF MEMBERS PRESENT

Glenn Magee, Facilities Design and Construction Manager
Joe Castro, Facilities & Fleet Manager
Jennifer Bray, Communication Specialist III

PUBLIC PRESENT

Anna Salim (arts commissioner)
Steve Colby
Peter Richards
Alice McDonald
David and Georgia Harris
Gayla Fills Pipe (Janet Driskell Turner- Outstanding Adult Learner Award recipient)
Betty Johnson
Ann Moss (arts commissioner)

CALL TO ORDER

The meeting was called to order at 6:00 p.m.

APPROVAL OF AGENDA

No comments were made on the approval of the agenda.

PUBLIC PARTICIPATION

1. Peter Richards addressed the Library Commission and summarized a field trip that he went on with Celeste Landry and Paul Sutter to the Longmont Public Library. Richards and others spoke with Longmont Library Director Judith Anderson, on Monday, November 4. Richards said that

Judith has worked for the city for close to 20 years. He said that Judith has an MLS [Masters in Library Science] degree and that she thinks that degree is needed in order to see the library 'big picture.' He added that Judith has been the director for four years now. Richards said that Judith has nothing to do with 'arts' in Longmont; Longmont Museum handles that area. He stated that she has people working for her, who worked at BPL (Boulder Public Library) in the past. Longmont has only one main library, no branches. He said that Longmont has one library, 51,000 sq. ft., which was built 20 years ago. Boulder Main has 92,000 sq. ft., renovated about 20 years ago. Including the two circulating branches and Carnegie, Boulder has a total of 114,000 sq. ft. of space. Longmont's current security system for books, CDs, etc. is RFID, and it works. He said that Longmont has city employees doing the janitorial service and security service and that they have full benefits. Richards stated that Boulder [library] subcontracts this out and that these employees have no benefits, to his knowledge.

Richards stated that they discussed security issues as that is a problem in all libraries. He said that the Longmont library security person has worked for the city for over 10 years and she does not look like a cop or a rent-a-cop. He said that she has no gun, no badge, no nightstick, and does not wear a uniform. Richards said that she does have a yellow blazer that says 'Longmont Public Library Staff.' Richards said that she makes everyone follow the rules and that Longmont has less of a homeless problem than Boulder.

Richards said that he is organizing another field trip to the University of Denver library on Fri., Nov. 15. He said that the group will be meeting at the DU library at 3 p.m. He said that the tour will be led by Director Nancy Allen, who incidentally is married to Jim Williams whom is the dean of libraries at University of Colorado, Boulder. He said that DU has 11,500 students and that at the beginning of the summer of 2011, the 41-year old Penrose Library closed for a \$32 million renovation and reopened in the spring of 2013. If the public wants more information about the tour, they can contact Peter Richards directly.

Please see **Attachment A** for Richards' letter to the Library Commission.

2. Arts Commissioner Anna Salim addressed the commission and said that she has been serving on the Arts Commission since 2010. She that the arts department has been in major transition and that she believes this is primarily due to not having an arts manager since Donna Gartenmann retired. Salim said that Valerie Maginnis made a fantastic hire for the arts division manager, with Matt Chasansky. She said that the arts can now begin pursuing a new cultural master plan. She said that Valerie felt strongly that the arts assessment was a necessary step in that process. She said that she believed that Valerie's untimely absence for personal reasons was the reason that the assessment consultants failed to understand and accurately reflect information concerning the library, the Boulder Library Foundation (BLF), and the arts division. She said that she was happy to hear that the steps are underway to remedy this with an addendum to that report. She said that the assessment provides third party recommendations so that decisions and improvements can be made from the greater perspective of the entire city. In regard to cultural master planning, the BLF will undoubtedly be an important player in that conversation as well; she added that the Library Commission will also be important in this respect. This community needs more collaboration rather than less. She said that Marcelee Gralapp was before her time in recognizing the natural reciprocity that could exist between library and arts. Salim said that there are a lot of efficiencies in keeping these divisions together and under a single director. She also said that she doubted the city's willingness in making an abrupt change

in their search for a new director. Instead, she suggested encouraging Bradbury Associates to do their best, to find our new library and arts director, trust that our new arts division manager is qualified and eminently capable of leading the arts division, which will allow the library and arts director much more time to focus on the library and its issues, and finally, to look to our cultural master planning process to see whether or not the arts need to be separated from the library. She said that in the meantime, the Library and Arts commissions can begin to work together more closely and better understand where services overlap, where they are distinct, and in what ways we can work together to make both divisions stronger.

Landry thanked Salim for attending and for speaking, as she said this was the first time to her knowledge that an Arts Commissioner had attended and spoken as a commissioner.

3. Alice McDonald said that she would like better publicity for public meetings and that she would like to save the auditorium. She said that only four library users, along with some arts commissioners, showed up for the public meeting with Bradbury Associates. And McDonald said that there are so many decisions to make this year regarding: the Main Library Renovation, the Civic Area Plan's to take over the library auditorium, and a new director. She said with all of these items that we should have regular publicity; she suggested getting on the Daily Camera's "To-Do" list and mentioned that Erie and Louisville libraries have posted their storytimes there on an ongoing basis. McDonald said that an update in the monthly electronic newsletter is old by the second week. She suggested having a sign at the front door regarding public meetings advertising free cookies.

In regard to the discussion about whether the library and arts director position should be separated into two positions, she said that it had already been concisely suggested what needs to be worked on. McDonald said that regardless of this decision, she believes that the auditorium should remain a free meeting space for all citizens. She said that the Civic Area Plan intends to turn the auditorium into a paid for performance venue and asked the commission if they were aware of this. She said that Marcelee felt strongly that we need to have a performance space that is free for all income levels in this community to be able to enjoy films, concerts, children's events, programming, etc. She said that it would be wrong for the city to amputate the north wing from the rest of the library since it was built with tax money. McDonald urged the Library Commission to prevent this from happening.

And she added that she was happy that she was able to offer feedback to the recruitment firm for the director's position.

4. Betsy Tobin, artistic director of the Now or Never Theatre, spoke to the Library Commission about the separation between the directors for library and arts. She said that it takes an unusual person to address all of the concerns for the library as well as all of the arts concerns. She said that she thought there had been some fantastic performances in the Canyon Theater. Tobin said that there have been full houses and they have had to turn people away. She said that she thought it was important to have a separation between the library director and the arts director. She reiterated the wonderful performances that have happened in the theater and that she was lucky to be part of some of them. Tobin stated that she had heard from many people: artists, audience members, and staff, that are really upset that the programming was cut and were really upset and disappointed. She said that it is easy to cut a program and lose it but it takes a long time to build something. She added that as you [the Library Commission and

others] decide who are in what roles and work on the Civic Area Plan, that it is important to consider the things that do work well and to stand behind them.

CONSENT AGENDA

A. APPROVAL OF SEPTEMBER 4, 2013 MINUTES

The Library Commission unanimously (4-0, Lull absent) approved the Oct. 2, 2013 minutes as amended.

PRESENTATION: JANET DRISKELL TURNER- OUTSTANDING ADULT LEARNER AWARD- SHELLEY SULLIVAN, BOULDERREADS! MANAGER (20 MINUTES)

Sullivan presented the background of the Janet Driskell Turner Outstanding Adult Learner Award. She said that Turner learned to read and write through BoulderReads! in her 70s and went on to publish her memoir. In Janet's honor, Sullivan dedicated this year's award to Gayla Fills Pipe.

Sullivan stated that like Janet, Gayla has overcome many obstacles in her journey. She said that Gayla is tirelessly dedicated to learning, self improvement and giving back to the community; and is also a very humble person whom initially declined the award as she felt that they were many more deserving learners in BoulderReads!

Pipe addressed the Library Commission and guests and thanked BoulderReads! for the opportunities given to her. Pipe shared some of the struggles that she has been able to overcome in her life and the ways in which BoulderReads! has helped her to do so, including her success at the Community College of Denver. She reiterated her gratitude for all of her tutors and all of the support that BoulderReads! has given her over the past 16 years.

Sullivan also honored Diana Sherry by stating that she had built BoulderReads! from the ground up 27 years ago.

MATTERS FROM THE COMMISSION

A. BOARD AND COMMISSION COMMITTEE REPORT AND RECOMMENDATIONS- TIM PLASS, CITY COUNCILMEMBER (33 MINUTES)

Councilmember Plass shared a 30-second promotional video, which will be aired on Channel 8 and encourage people to apply for membership on the city's boards and commissions. There will also be various versions of this type of promotional video. The idea for this committee came about at the January 2013 City Council Retreat, and City Council later appointed Council members Plass and Ageton to serve on this committee. A few objectives for the committee are to enhance and increase board and commission recruitment, review the City Council's selection process, and to review how we are supporting our boards and commissions. The committee would assist in ensuring that the board/commission members have a rewarding experience while serving.

Plass and Ageton conducted several personal interviews including city staff, and both former and current board and commission members. A report was generated by the committee (which can be

found here, starting at p. 23:

<http://boulderlibrary.org/pdfs/commission/2013/packet/NovCompletePacket.pdf>)

Plass mentioned some ideas that have surfaced including an improved application for new board and commission members including questions about an applicant's experience with group dynamics, And a "lessons learned" panel made up of former board and commissioners who have recently served and can assist others through more challenging pieces of serving. Plass said that another intention is to reinforce open communication between City Council and boards and commissions. He added that Ageton will no longer be on City Council in 12 days and council must appoint another council member to work on this committee.

Comments and questions included:

- O'Brien suggested the idea that a handful of boards and commission members serve on the committee.
- In regard to a later agenda item on this topic, Sawyer asked for any additional information that City Council may be interested in receiving within the letter from the Library Commission, other than the commission's priorities. Plass responded that it would be helpful for the Library Commission to clearly outline what specifically the commission is asking council to do in relation to the commission's priority goals.
- Landry suggested including revisiting the charter language as a Board and Commission Committee goal. Plass responded that if that is something that the Library Commission is interested in specifically doing then the Commission should include that in their letter to City Council.
- Sawyer thanked Plass and council for the increased funding for the north Boulder library. Plass replied that it was a pleasure to support that effort.
- Landry stated that there are two sets of Library Commission minutes that are sent to City Council and that if council does not want two sets, then the Library Commission will respect that. She stated, however since these minutes are a record of the commission's meetings then the commission should be able to decide on which method to use to document its meetings. Plass responded that it may be helpful if there is a norming and best practices for board and commission minutes, including the Library Commission. He added that the board could also choose to opt out of those practices. He said that it could be more efficient, as far as being easier to locate information in minutes, if the formatting was more uniform across the boards.
- Landry stated that she has visited commissions in Longmont and Lafayette and that both have council members at their meetings. Plass said that he heard the suggestion that the boards and commission should have council liaisons. He said that this is not being pursued as it may be too demanding on council members' schedules as each member would have at least two boards and that the liaisons could have attachments to specific boards and there was some concern about how that might work. Plass said that any commissioner can approach any council member at

any time with their questions/concerns. Sawyer said that she appreciated being able to contact several council members and that they have always been very responsive.

COMMISSION PRIORITY DISCUSSION AND INPUT:

A. MAIN LIBRARY RENOVATION PROJECT (20 MINUTES)

- **CONTRACTOR SELECTION PROCESS-**

Magee presented information on the contractor selection process and the top six scoring contractors. He said that the key times include the bid documents being released on Nov. 18 and the bid opening on Dec. 13. (For more information, please see p. 13: <http://boulderlibrary.org/pdfs/commission/2013/packet/NovCompletePacket.pdf>)

- **DESIGN ADVISORY GROUP UPDATE-**

Magee stated that they are a lot of detailed discussion happening now (i.e. shelving, AV, furniture, etc.) but studiotrope are now focused on getting the drawings completed in order to get the bids out. The RFP (Requests for Proposals) is scheduled to go out to café vendors around Dec. 2. Sawyer requested that the Library Commission be able to review the RFP for the café vendor before it is issued.

- **PUBLIC ART SELECTION PROCESS-**

Chasansky reported that the public art selection is still on schedule and are still working through the art selection process.

Comments and questions included:

- Sawyer requested (and O'Brien later agreed) that as staff receive details regarding graphics and furniture specifics for the renovation, i.e. furniture samples, that these also be shared with the commission. Miles responded that quotes for all the furniture have been requested. She said that when these come back, as well as the construction costs and other costs becomes clear, the samples can be reviewed and selections can be made.
- Sawyer asked if John Grant was still a part of this process. Rait stated that Grant was hired to deliver a great pool of artists and top candidates for the public art component, which he did.
- Chasansky stated that 367 people applied for the public art for the renovation project and that the next steps would involve narrowing it down to a few semifinalists and eventually one single finalist to present to the Arts and Library Commissions and ultimately to the city manager before entering into a contract.
- Landry asked if there would just be one finalist or one piece chosen for the public art selection. Chasansky responded that it does not necessarily have to be just one piece and that the funding does limit the scope.

MATTERS FROM THE COMMISSION (continued)

B. DISCUSS COMMISSION PRIORITIES TO INFORM CITY COUNCIL GOAL SETTING (15 MINUTES)-

The Library Commission discussed their 2014 priorities to inform City Council's goal setting; and Sawyer will draft a letter to bring to the commission for review.

- Sawyer requested that, in the future, information about operations, not just projects, be provided to the Library Commission in order to better understand the challenges and plans regarding operational side of library. Rait suggested there could be a focus on a different division every month and that next month's focus would be on the arts.
- Landry commented on the lack of a programming staff person. Miles responded that the position still exists, but it vacant and will be filled.
- The discussion around commission priorities included ideas such as: stabilizing funding and exploring the library district model, the role of the Library Commission, Main Library Renovation Project (support, funding, and community impact), virtual branch, north Boulder library station, and the hiring and transition of a new director.
- O'Brien suggested that the evaluation of the library station be a priority in order to obtain real data (once the station is open).
- Ideas for asking council for assistance included: revising the charter language, renovation funding if needed, and a transition plan for the new director.

C. DISCUSS CHARTER REPORT TO CITY MANAGER-

The Library Commission decided to draft a letter to send to the city manager (which will be reviewed at the December meeting) regarding 2012 library statistics including the number of books, periodicals, and number of visitors.

For the 2013 Annual Report, the Library Commission will review a draft of the data and the proposed format for the 2013 Annual Report for the April meeting.

- D. COMMISSION UPDATE (FROM MEMO) (38 MINUTES)-**The Library Commission discussed the questions included in the Library Commission application. Suggestions for the application included a question about group or team dynamics/experience, questions that require less of a sense of library knowledge, and thought-provoking questions. Sutter suggested a question such as, what are the greatest challenges facing libraries today? Or, what specifically are some of the challenges facing the Boulder Public Library. Sutter will draft proposed changes between meetings and send to the commission for review.

MATTERS FROM THE DEPARTMENT

A. UPDATE ON LIBRARY AND ARTS DIRECTOR RECRUITMENT (30 MINUTES)-

In regard to the possible separation of the library and arts departments, Sawyer stated that though this may be a timely discussion with hiring a new director soon, it also be a large change to ask of the city at this stage in the process.

- Landry read a statement by Commissioner Lull as she was absent from this meeting: "The hiring of the new library director may indeed present a good time to review the position of joint director for the Arts and Library Divisions. After reading the submission from Commissioner Landry for the November Commission Memo, it seems wise to investigate the issue from the following standpoints. Firstly, we have the opportunity to take into consideration the data gathered by Bradbury Associates and hopefully put to use their professional expertise in examining the best job description to reflect the needs of the library and the community. Secondly, if the new directorship is solely a library position, that does not eliminate the overlap of interest presented by the Library Commission, the library Foundation and the Arts Commission, namely the 'cultural development of the city.' With that in mind, it makes sense that these three organizations move forward with a unified position on this issue and a plan for continued communication in regards to cultural offerings in the community."
- Rait stated that considering size of the arts division, it is unlikely that it would become a department.
- O'Brien stated that part of the tensions have been caused by having a vacant Arts and Cultural Services Manager position for so long. She added that to make such a change at this point in the search process seems late. She suggested a meeting between the Library and Arts Commissions, the Boulder Library Foundation and the new director with the intent of cross fertilization of ideas.
- Sawyer stated that perhaps in the future there can be a larger arts budget and there can be a person in charge of each department. Sawyer acknowledged the work of the city manager by saying that she truly appreciates her support of collaboration and cited the example of the Boulder Housing Partners supporting the north Boulder library station. Sawyer stated that she would also like to continue to have cross- departmental conversations in order to promote art through all of Boulder.
- Landry asked what the Commission will expect of the new director. She asked if the Commission wanted to reflect any changes in the posting for this position, i.e. changing the title for the position. Sawyer stated that she did not believe there was a strong enough movement for a change in the position title at this time. (No official motion was made.)
- Landry read a statement regarding the potential separation of the Library and the Arts divisions. She asked if the Commission wants to communicate with the city manager about this opinion. O'Brien responded no. Sawyer said that she does not have a strong enough direction for the city manager in order to support a motion. Rait indicated that the city manager is aware of the different perspectives on this issue.
- O'Brien asked the Commission to consider the extent to which the opinion for possible change is widely held. She suggested keeping things in perspective regarding how many voices are actually being expressed. Sutter suggested continuing to have this discussion and perhaps have this conversation with the director candidates as well.

Sawyer summarized the discussion and believes that the organization is currently in a better place.

B. LIBRARY UPDATE (FROM MEMO)

- **2014 APPROVED BUDGET UPDATE-**

Landry asked if the 79.51 full time employees at the library have benefits. Rait responded yes.

- **GEORGE REYNOLDS BRANCH LIBRARY- FLOOD RECOVERY UPDATE-**

Sawyer shared that there is a new Boulder Library Foundation request for replacing the fireplace at Reynolds Branch Library.

- **NOBO LIBRARY STATION UPDATE-**

- O'Brien asked how the Dec. 6 Open House for the NoBo library station would be advertised. Rait said that the details for this are still being worked out.
- Sawyer said that she dislikes the 'station' model as it is not generally a regular library with regular hours but would like to see the name for this changed. Library Commission agreed.

- **UPDATE ON OPERATIONS- PUBLIC SERVICES REORGANIZATION-**

Miles provided handouts on the organization structure changes. Changes in two areas were especially highlighted. Prior to 2008 and Library Director Tony Tallent's tenure, the Computer Services and Branch Libraries parts of the organization were siloed. Tallent created a new Library Innovation & Technology section where the Computer Services functions went, but the functions were still not integrated satisfactorily with the rest of the library. Meanwhile, the Branch Libraries became part of Public Services. In the present structure eServices contains the previous Library Innovation & Technology functions as well the Integrated Library System. The Reynolds, Meadows and NoBo Corner branches are now under Access Services. Miles also noted that when positions become vacant, the position is evaluated in light of the organizational structure.

(For more information, Please see the handouts at:

<http://boulderlibrary.org/pdfs/commission/2013/handouts/13NovMeetingHandouts.pdf>)

- **MARIA ROGERS ORAL HISTORY PROJECT WEBSITE UPDATE-**

O'Brien commented that this project was very exciting.

- **REPORT ON BOULDER LIBRARY FOUNDATION FUNDING REQUESTS-**

O'Brien asked if there had been a vote by the Foundation on the funding requests. Sawyer responded that the Foundation will make a determination in the short-term on two timely items and that the rest will be handled at the Foundation's January meeting.

- **2014 COMMUNITY SURVEY-**

More information will be provided to the commission on this matter.

- **LIBRARY POLICY REVIEW PLANNING-**

A prioritized list will be provided in December and the Library Commission will begin reviewing these in February 2014.

- **LIBRARY COMMISSION RETREAT PLANNING-**

Sawyer reviewed the three possible dates (June 7, 14, or 21) in which the Library Commission may be added to a wait list at the Community House, for the 2014 retreat. Sawyer's preference was June 21st and Sutter agreed. Discussion will continue on this matter.

- **2014 LIBRARY COMMISSION MEETING CALENDAR-**

No official comments were made.

- **LIBRARY COMMISSION WEBSITE UPDATE-**

Sawyer thanked staff for their follow through on the commission's feedback.

ITEMS FOR INCLUSION IN THE ACTION SUMMARY

Commission discussed items for the Action Summary.

NEXT COMMISSION MEETING (ROLLOVER ITEMS AND DATE)

The next Library Commission meeting will be held at 6 p.m. on Wed., Dec. 4, 2013 at the Main Library, in the North Meeting Room, 1001 Arapahoe Ave. and will include the following agenda items:

Renovation update including the furniture bid update, perhaps the RFP (requests for proposals) for a café, and the public art semifinalists; the annual letter to City Council to finalize and vote on; the policy review prioritized list; addendum to the arts assessment; arts and cultural service review update; and reviewing the 2014 community survey.

Meeting adjourned at 9:05 p.m.

Approved By _____ Date _____

Please note: Commissioner Sawyer approved these minutes on Dec. 16, 2013.



CITY OF BOULDER
Boards and Commissions Minutes

NAME OF COMMISSION: Open Space Board of Trustees			
DATE OF MEETING: December 11, 2013			
NAME/EXTENSION OF PERSON PREPARING SUMMARY: Leah Case x2025			
NAMES OF MEMBERS, STAFF AND INVITED GUESTS PRESENT:			
MEMBERS: Allyn Feinberg, Tom Isaacson, Frances Hartogh, Molly Davis			
STAFF: Mike Patton Dean Paschall Eric Stone Phillip Yates Mike Orosel Dave Kuntz Mark Gershman Leah Case Alyssa Frideres Michele Gonzales			
TYPE OF MEETING:	<u>REGULAR</u>	CONTINUATION	SPECIAL
SUMMATION:			
AGENDA ITEM 1- Approval of the Minutes Tom Isaacson moved to approve the minutes from November 13, 2013 as amended. Frances Hartogh seconded. This motion passed unanimously.			
AGENDA ITEM 2- Public Participation Sue Douglass, Boulder, said more attention in the TSA process needs to be focused on the side boards.			
AGENDA ITEM 3- Director's Updates Mike Patton, Open Space and Mountain Parks (OSMP) Director, and Mark Gershman, Environmental Planning Supervisor, gave an update to the Board on flood impacts and the next steps as well as TSA Planning. This presentation is saved in S:OSMP\Admin\OSBT\Minutes\Minutes 2013\December.			
Mike notified the Board that they need to schedule an additional meeting to discuss the recommendation on granting a non-exclusive revocable license to Xcel for an underground electrical feed to serve the Shanahan neighborhood. The Board decided to have this meeting on Wednesday Dec. 18 at 8:00 a.m.			
AGENDA ITEM 4- Matters from the Board Board/Commission Input for 2014 Council. The Board was asked by City Council to answer questions regarding the 2014 council goals. The Boards responses will be sent to Council prior to Jan 3.			
Molly Davis proposed the idea of having a joint meeting with Boulder County Open Space Board as well as			

the Jefferson County Open Space Board. She will reach out to them in order to pursue this.

ADJOURNMENT: The meeting adjourned at 8:17 p.m.

ATTACH BRIEF DETAILS OF ANY PUBLIC COMMENTS:

TIME AND LOCATION OF ANY FUTURE MEETINGS, COMMITTEES OR SPECIAL HEARINGS:

The next OSBT meeting will be at 66 South Cherryvale Road Dec 18, 2013 at 8:00 a.m.



CITY OF BOULDER
Boards and Commissions Minutes

NAME OF COMMISSION: Open Space Board of Trustees			
DATE OF MEETING: December 18, 2013			
NAME/EXTENSION OF PERSON PREPARING SUMMARY: Leah Case x2025			
NAMES OF MEMBERS, STAFF AND INVITED GUESTS PRESENT:			
MEMBERS: Allyn Feinberg, Tom Isaacson, Shelley Dunbar, Molly Davis			
STAFF: Mike Patton Jim Reeder Dean Paschall Linda VanDervort Eric Stone Jim Schmidt Leah Case Cecil Fenio			
GUESTS: Bill Schulz, Xcel Energy Right of Way Agent. Chad Schiltz, Xcel Energy Electrical Engineer Craig Eicher, Xcel Energy Area Manager			
TYPE OF MEETING:	<u>REGULAR</u>	CONTINUATION	SPECIAL
SUMMATION:			
AGENDA ITEM 1- Public Participation None.			
AGENDA ITEM 2- Director's Updates None.			
AGENDA ITEM 3- Matters from the Board Molly Davis said she has made contact with the Jefferson County Board as well as Boulder County to have a joint Board meeting. She will send around potential dates to the OSBT to decide on when this will happen.			
AGENDA ITEM 4 – Consideration of a recommendation to grant or deny a nonexclusive revocable license to Xcel/Public Service Company of Colorado (Xcel) to bore and place an underground electrical feed line across approximately 1,000 linear feet of the Dover Blacker Open Space property and under the Thomas Lane Open Space roadway for the purpose of providing electricity to the Shanahan Ridge neighborhood.*.			
Jim Schmidt, Property Agent, gave a presentation to the Board asking them for their recommendation on whether to grant or deny a non-exclusive revocable license to Xcel. The Shanahan Ridge neighborhood in			

Boulder relies entirely on electrical service for all household heating and electrical needs. Xcel provides only one feed to this entire neighborhood via an underground conduit from Thomas Lane across the Mardick private property and then across the Shanahan private property to a switch cabinet located in a utility easement south of Greenbriar Blvd. Staff asked the Board for their recommendation. Maps and documents that were displayed are saved in S:OSMP\Admin\OSBT\Minutes\ Minutes 2013\December.

This item spurred one motions:

Tom Isaacson moved the Open Space Board of Trustees pass a resolution recommending that the director issue a nonexclusive revocable license to Public Service Company of Colorado (D/B/A Xcel Energy) to bury its electrical feed servicing the Shanahan Ridge neighborhood under the Dover Blacker Open Space and under Thomas Lane for the consideration of \$12,500 and upon such further terms and conditions developed by staff. Shelley Dunbar seconded. This motion passed unanimously.

ADJOURNMENT: The meeting adjourned at 9:07 a.m.

ATTACH BRIEF DETAILS OF ANY PUBLIC COMMENTS:

None.

TIME AND LOCATION OF ANY FUTURE MEETINGS, COMMITTEES OR SPECIAL HEARINGS:

The next OSBT meeting will be at 66 S. Cherryvale Rd. Jan 8, 2013 at 6:00 p.m.

**CITY OF BOULDER
BOULDER, COLORADO
BOARDS AND COMMISSIONS MEETING
MINUTES**

Name of Board/ Commission: Transportation Advisory Board	
Date of Meeting: 14 October 2013	
Contact Information Preparing Summary: Laurel Olsen-Horen 303.441.3203	
Board Members Present: Dom Nozzi, Jessica Yates, Matt Moseley, Zane Selvans, Andria Bilich Board Members Absent: None	
Staff Present: Tracy Winfree, Director of Public Works for Transportation Molly Winter, Director of Downtown University Hill Management Division and Parking Services Kathleen Bracke, GO Boulder Manager Chris Hagelin, Senior Transportation Planner Laurel Olsen-Horen, Board Secretary	
Consultant Present: Patrick Picard, Charlier	
Type of Meeting: Advisory/ Regular	
Agenda Item 1: Call to Order	[6:00 p.m.]
The meeting was called to order at 6:01 p.m.	
Agenda Item 2: Approval of minutes from 23 September 2013	[6:00 p.m.]
Motion to approve the 23 September meeting minutes as presented by: Bilich; Seconded: Selvans Vote: 5-0 Motion Passes	
Agenda Item 3: Public Participation	[6:01 p.m.]
None	
Agenda Item 4: Public hearing and TAB consideration if a recommendation regarding the City Council meeting item on October 29th regarding Access Management & Parking Strategies	[6:01 p.m.]
Molly Winter presented item to the board.	
Executive Summary from Packet Materials: The purpose of this item is to receive feedback from TAB on the Access Management and Parking Strategy project's guiding principles and areas of focus. (See Attachment A.)	
Public Comment:	[6:05 p.m.]
None	
Board Discussion, questions and comments included:	
<ul style="list-style-type: none"> • Providing for all transportation modes; how is this a guiding principal? Staff is looking at it from a focus of access to a place. It's not about just cars; it's about all modes. Moving forward, whatever we do, we need to be cognizant of all modes, especially pedestrians. • Customizing schools by area – be careful to not over-customize. It creates a new level of bureaucracy. • What is the city hoping to accomplish? Is it the overarching goal? Be clearer on what the city's goals are and what direction we would like to go in. • Do the areas of focus look at the location of parking on the property? Improper parking can create issues for different users, especially pedestrians. (location of parking is essential for the convenience of all users) • Maximize travel and lifestyle choices by calibrating regulations and policies in community locations where such regulations and policies are most appropriate. If we apply programs and regulations community-wide, too many regulations and policies will need to be excessively watered down in the appropriate locations of the community. • What are the reasons we are going through this process at all? Let's make it clear in the materials why and what we hope to accomplish. • Parking code requirements on private property; a change to that policy could dramatically change the parking choices throughout the city. Use it as a tool to achieve the goals the city wishes. • This document doesn't tell us how we are going to get to the next stage. Discussions throughout the 	

community still need to occur. There needs to be a framework of how to get to the next steps as the really hard stuff is yet to come. Have a plan. Since there will be a delay in sending this material to Council, there is an opportunity to include the framework of the process, acknowledging that some conversations could be difficult.

- Performance metrics would help.

Motion:

[6:07 p.m.]

None made as the timeframe for this item has been extended due to staff working on other projects.

Agenda Item 5: Staff briefing and TAB input regarding Community-wide EcoPass Feasibility Study [6:26 p.m.]

Chris Hagelin presented this item.

Power point given for this item. Handout given for this item.

Executive Summary from Packet Materials:

This memo provides a progress update on the Community-wide Eco Pass Feasibility Study that is being conducted by Boulder County in partnership with the City of Boulder and in coordination with the Regional Transportation District (RTD). This update includes progress to-date on the study, including initial findings.

The purpose of the Community-wide Eco Pass Feasibility Study is to:

- Formulate strategic objectives to assess the feasibility of a community-wide Eco Pass program
- Develop a variety of different geographic and demographic scenarios of implementation options
- Estimate induced demand and program costs
- Address implementation challenges
- Analyze program benefits; and
- Provide the results to decision-makers to determine next steps

Board Discussion and comments included:

[6:41 p.m.]

- Community-wide EcoPass could provide equitable access to transportation for all.
- Concerns surrounding existing land use patterns and how they may affect the induced demand model. Land use has the potential to vary the use of transportation.
- What type of funding is estimated for a community-wide EcoPass?
- Pairing universal transit access and parking policy work together very well.
- We may be premature in implementing a community-wide program. We may not have the residential densities or an efficient management of parking needed along the current transit corridors to get the ridership needed to justify the expense.
- Free or reduced transit fare is not a guarantee for increased ridership.
- Where would the funds come from? Head tax, property tax, utility fee? Would the monies be collected by the users, not the city?
- The University already has a functioning program; would the city really want to interrupt an already successful program?
- Challenges of equalizing the rate of a community-wide EcoPass are great. Equity would come into play due to the varying level of service.
- Our housing costs foster a car-friendly culture. This needs to be thought through holistically in order to incorporate equality.
- An overlay district in conjunction with RTD may be the answer to provide more customer-oriented transit service and generate more ridership.
- Real time information on bus schedules through mobile applications could possibly get more people on busses. Money needs to be invested in that type of technology to help get people on the bus.
- Convenient, reliable transit is needed to get people on the bus.
- Efficient parking consists of many facets. Our codes are requiring excessive unused parking. We should make sure we allow or require more leased parking, allow shared parking, require parking cash-out and the price of parking needs to be unbundled in many places from the cost of housing; these things need to be in place and used more often.

Agenda Item 6: Matters

[7:27 p.m.]

Matters from the Board Included:

Board member Nozzi brought up the below matter(s):

- State legislative agenda to be provided to TAB.

Board member Bilich brought up the below matter(s):

- Harvard Lane repaving is great to see.
- How are the metrics coming for changes along Pearl?

Board member Selvans brought up the below matter(s):

- Boulder Housing Coalition's new North Haven Co-op. There will be an Open House at 9th and North Street on Thursday, 24 Oct from 5-7 p.m. TAB, Planning Board, EAB and current council and council candidates will be invited to attend.

Board member Yates brought up the below matter(s):

- Collaboration with other city boards; one idea that came from the past joint board meeting was to create "board buddies".

Matters from staff included:

[7:30 p.m.]

- **East Arapahoe Study Update:** Data collecting and scoping has occurred. This is being reprioritized due to flood recovery and will likely come back to the TAB in early 2014.
- **BVSD collaboration:** There will be a joint workshop with city, county and BVSD staff to discuss active modes of transportation.
- **Flood update:** (Power point given for this item.) Staff are working on response, assessment, repair and restoration modes simultaneously. Images were shown to reflect examples of damage, response and recovery to streets and pathways. The city will be tapping into the transportation operating reserve budget. Bike riding on canyon roads is not safe at this time. City and County staff are encouraging riders to use the flat lands for recreation purposes. Boulder County is looking at \$100M in restoration costs at this time.
- **Regional Studies Update:** MPACT 64; possible Nov state-wide ballot item. It would create a 7/10% sales tax statewide. It would have implications for BRT in the NW corridor. NW Area Mobility Study; cost data has surfaced on what it would take to implement NW rail, North Metro and Arterial BRT. The rail figures and working with BNSF are not looking very favorable at this time. BRT is looking more favorable, but the complication is that voters approved increase tax for NW rail. Combining operations with freight also complicates the NW Rail passenger service. The US 36 Mayors and Commissioners Coalition is developing a consensus that focuses early dollars (like from MPACT 64) to BRT mobility improvements, Quiet Zones and other benefits to the whole corridor and later dollars to go toward NW Rail. If NW Rail still does not work in later years the corridor coalition would be involved in redirecting NW-area taxes. Mayor Appelbaum will be updating the Council tomorrow night on MPACT64 and NAMS.
- **Project Updates/Closure (i.e. progress, Council action, "after" studies):** Arapahoe Av. 15th – Folsom continues. Boulder Junction continues.
- **Other matters:** Due to heavy Council meeting agendas E-bikes was bumped from the Oct 22nd City Council meeting to Oct 29th with potential to be bumped again to Dec 3rd.

Agenda Item 7: Future Schedule Discussion:

[8:10 p.m.]

Joint board meeting in Nov may have been cancelled. The Baseline underpass CEAP has been pushed back to Feb and Mar 2014.

Agenda Item 8: Adjournment

[8:12 p.m.]

There being no further business to come before the board at this time, by motion regularly adopted, the meeting was adjourned at 8:12 p.m.

Motion: moved to adjourn; Moseley, seconded by: Selvans

Motion passes 5:0

Date, Time, and Location of Next Meeting:

The next meeting will be a rescheduled regular meeting due to the Veteran's Day holiday on Thursday, 14 November 2013 in the Council Chambers, 2nd floor of the Municipal Building, at 6 p.m.; unless otherwise decided by staff and the Board.

APPROVED BY:



ATTESTED:



Board Chair

Board Secretary

Date

Date 9 December 2013

An audio recording of the full meeting for which these minutes are a summary, is available on the Transportation Advisory Board web page.

**CITY OF BOULDER, COLORADO
BOARDS AND COMMISSIONS MEETING MINUTES**

Name of Board / Commission: Water Resources Advisory Board	
Date of Meeting: 21 October 2013	
Contact Information of Person Preparing Minutes: Laurel Olsen-Horen 303.441.3203	
Board Members Present: Vicki Scharnhorst, Dan Johnson, Mark Squillace, Ed Clancy Board Members Absent: Chuck Howe	
Staff Present: Jeff Arthur, Director of Public Works for Utilities Bob Harberg, Principal Utilities Engineer Bret Linenfelter, Water Quality and Environmental Services Manager Annie Noble, Greenways Coordinator Kurt Bauer, Project Engineer Katie Knapp, Project Engineer Joe Taddeucci, Water Resources Coordinator Ridge Dorsey, Laboratory and Industrial Pretreatment Supervisor Laurel Olsen-Horen, Board Secretary	
Meeting Type: Regular	
Agenda Item 1 – Call to Order	[7:00 p.m.]
Agenda Item 2 – Approval of the 30 September Meeting Minutes: [7:21 p.m.] Motion postponed until the arrival of board member Johnson. Motion to approve the 30 September meeting minutes as with requested addition: Clancy; Seconded by: Squillace Motion Passes; 3:0 – board member Scharnhorst abstained	
Agenda Item 3 – Public Participation and Comment	[7:01 p.m.]
Public Comment: Mary Cowan Beitner: The revised Twomile map was presented at neighborhood meeting last week. Was that mapping based on the LiDAR flyover with the flood waters superimposed over it? Community members are concerned with the mapping. Community members have not been notified by the city to see if their property was affected by the flood. The maps presented at the meeting had two public structures, Foothills Elementary and the Boulder Co. campus on Broadway and Iris showed no flooding; however there was flood mitigation occurring at the time of the flood. Each resident needs to receive an on-site visit by city officials to discover what impact the flood had on each property in the city. Neighbors are demanding accurate re-mapping. The culverts in north Boulder on Spring Valley and Linden are only sized for a two-year flood event. The culverts failed as well due to the lack of maintenance. WRAB needs to prioritize flood mitigation throughout the city. The city did not maintain the existing culverts. WRAB should examine how sewage waste is being handled and implement upgrades as necessary. Jonah Levine: Submitted email comments last week and today. The maps that we have seen do not reflect what occurred during the flood. There is a real disconnect between what the maps show and reality. Would like to understand the difference between what we see/saw to where the water actually goes/went. Susan Iott: The Goss Grove neighborhood has concerns about the ditch that runs through the neighborhood. It backed up and flooded the neighborhood during the flood event. Would like to know what the status of the mapping of Boulder Slough is. There are some dangerous areas along this floodplain and these need to be a key area to begin re-mapping and study for mitigation purposes. Project schedule would be very helpful for residents to know. Board member Johnson arrived at 7:09 p.m. Nicholas Hagan: (CU student) The city has done a great job handling the recent disaster. Since water fluoridation would require a community vote to cease the practice in Boulder, Mr. Hagan is seeking information on how to proceed. Spice Jones: Resides on 13 th St. The accuracy of what the city saw from the recent flood needs to be reflected on the new mapping. The mapping shows a flood on 13 th St, but that did not occur during the event. John Yates: There is very little flood mitigation in the Fourmile creek which is channeled through a very	

little pipe between Sumac and Riverside Ln. The recent storm proves that the amount of water that came through this area cannot be mitigated by such a small pipe. The water overtopped the channel and flowed down the street. The Fourmile Creek needs to be looked at from an engineering perspective so that these types of blockages do not occur again.

Agenda Item 4 – Information Item – Overview of the Industrial Pre-treatment Program [9:00 p.m.]

Ridge Dorsey presented the item to the board.

Item was moved to after the staff updates on the Flood to allow community members present the opportunity to hear the presentation by staff without delay.

Executive Summary from the Packet Materials:

The City of Boulder’s (city’s) 75th Street Wastewater Treatment Facility (WWTF) receives all residential, commercial and industrial wastes discharged to the city’s sanitary sewer system. At the WWTF, wastewater passes through a multi-stage treatment process before discharging treated wastewater into Boulder Creek.

Wastewater generated by industrial activities may contain pollutants that are harmful to wastewater workers, compromise the effectiveness of wastewater treatment operations, or have an adverse effect on the environment. The city is required by the Environmental Protection Agency (EPA) to maintain an Industrial Pretreatment Program (Pretreatment Program) to prevent these negative impacts. The city’s Pretreatment Program is required to establish local limits for various industrial dischargers and pollutants to ensure the city’s WWTF is not adversely impacted, can meet state-issued discharge permit limits and protect Boulder Creek.

Chapter 11-3 of the Boulder Revised Code (B.R.C.) establishes the regulatory authority for the city’s Pretreatment Program and sets forth limits for the acceptance of discharges to the city’s sanitary sewer system. Code revisions are periodically developed to comply with state, federal, and local requirements.

Pretreatment Program staff responsibilities include general program implementation, compliance monitoring, data management, industrial sampling, industrial/business surveying, education/outreach programs, discharge review/permitting, regulation review, and special projects. Currently, the Pretreatment Program permits 13 significant industrial users (SIUs) (see Attachment A) with process discharges ranging from chemical manufacturing to food processing. The total average flow from SIUs to the WWTF is approximately 5 percent of the overall flow. The Pretreatment Program also works to control pollutant discharges from non-permitted industrial users (IUs) such as dental office, photo-processors, and restaurants. IUs are estimated to account for an additional 2.4 percent of the average WWTF flow.

WRAB Discussion Included:

- Questions regarding compliance confidence for local industries for various discharge chemicals.
- As this was an information item, some clarifying questions were asked to better understand the materials presented. No action was required from the board at this time.

Agenda Item 5 – Matters

[7:30 p.m.]

From the Board:

Board member Clancy brought up the below matter(s):

- Win-Win Proposal document (regarding pharmaceuticals being disposed of down drains) shared with the board. The activated sludge treatment at the WWTP has helped mitigate the feminization of the fish in the local stream system. The pharmaceutical issue remains a problem. Students from the university and local schools are abusing prescription drugs. City Council should allow for prescription drugs to be turned into the local police departments for collection. The city does not facilitate collection of pharmaceuticals; however the County does offer this service.
- Received an E-mail around Twomile and presented it to staff.
- The board should review the Capital Improvement Plan, and perhaps this flood will give the board an opportunity to prioritize the CIP for flood mitigation.

From Staff:

[7:04 p.m.]

- 2014 budget was approved by City Council. The budget was not altered to reflect the recent disaster. Reserve funds will be used to assist with the recovery.
- Jeff Arthur presented an overview of the effects of flooding on the city’s infrastructure and

preliminary assessments for recovery.

- Betasso WTP is operational.
 - 63rd Street WTP is back on-line.
 - The feeder canal from Carter Lake is still off-line.
 - Preliminary assessment of Boulder Reservoir is needed due to the influx of sediment from the flood.
 - The water distribution system seems to be holding up well.
 - 75th WWTP is still receiving increased flows which indicate an elevated water table. The facility is performing well and we may be able to donate some microorganisms to Lyons to assist with their WWTP repair and startup.
 - There was a sewer collapse on Broadway that does not appear to be flood related.
- Kurt Bauer, Katie Knapp, Chris Trice, Bob Harberg and Annie Noble presented an overview of each of the city's 13 tributaries and Boulder Creek to the board: (handout provided)

Board discussion included:

- What is to be learned from what was mapped versus what was seen during the event?
- The floodplain maps are based off of clear water (non-debris) flows. This event has required the city to reevaluate the flood flows due to sediment deposits.
- What is the availability for usage of the ditch system throughout the city?
- What about FEMA funding?
- Has the city learned anything in hindsight?

Agenda Item 8 – Discussion on Future Schedule

[9:39 p.m.]

- Possible 6:00 p.m. start time for WRAB?
- Flood information will continue to evolve; future schedules may not be able to have detailed flood updates.
- Council was scheduled to have a discussion about boards, however due to the flood; this discussion item has been pushed back.

Board member Squillace departed at 9:51

Agenda Item 9 – Adjournment

[9:53 p.m.]

There being no further business to come before the Board at this time, by motion regularly adopted, the meeting was adjourned at 9:53 p.m.

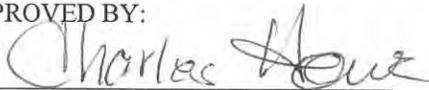
Motion to adjourn by: Johnson; Seconded by: Clancy

Motion Passes 3:0

Date, Time, and Location of Next Meeting:

The next WRAB meeting will be Monday, 18 November 2013 at 7:00 p.m., in the West Conference Room, 1st floor of the municipal building, 1777 Broadway unless directed by staff or the board.

APPROVED BY:



Board Chair

Date

ATTESTED BY:



Board Secretary

Date

16 December 2013

An audio recording of the full meeting for which these minutes are a summary, is available on the Water Resources Advisory Board web page.

**BIKE ART DAY
December 6, 2013**

WHEREAS, with the support of the City of Boulder, The Dairy Center for the Arts has been providing the Boulder community diverse opportunities to create, learn and participate in high quality performing and visual arts experiences for over twenty years, serving more than 250,000 people each year; and

WHEREAS, The Dairy Center for the Arts and the City of Boulder recognize the importance of bicycles and cycling in uniting Boulder for commuting, recreation and competition; and

WHEREAS, The Dairy Center for the Arts has teamed visual arts with the art of cycling to create a unique and diverse exhibition of Bike Art; and

WHEREAS, Bike Art offers Boulderites the opportunity to connect and celebrate all things two-wheeled in a multimedia celebration of cycling and all that it offers to our diverse citizenry.

NOW THEREFORE, BE IT DECLARED, by the City Council of the City of Boulder, Colorado that December 6, 2013, is

BIKE ART AT THE DAIRY DAY

and we call upon the people of the City of Boulder to recognize and support the importance of both bicycling and the arts in the City of Boulder.



Matthew Appelbaum, Mayor



**National Homeless Persons' Memorial Day
December 21, 2013**

WHEREAS, the winter poses extreme hardship for inadequately housed low-income men, women and children in Boulder; and

WHEREAS, the spirit of the holiday season of giving provides an opportunity for affirmation and renewal regarding the commitment to end homelessness; and

WHEREAS, December 21st has been designated National Homeless Persons' Memorial Day by the National Coalition for the Homeless and the National Health Care for the Homeless Council, and is so recognized by cities nationwide; and

WHEREAS, in this season of generosity and sharing, citizens of Boulder are encouraged to commit themselves to promoting compassion and concern for all brothers and sisters, especially those who are poor and homeless; and

WHEREAS, in remembering those who have died on the streets, the cause of ending homelessness is kept urgent as is the city's commitment to preventing such deaths in the future.

NOW, THEREFORE, BE IT DECLARED by the City Council of the City of Boulder, Colorado that December 2013 is

National Homeless Persons' Memorial Day



Matthew Appelbaum, Mayor



Support of Veterans and Active Duty Personnel

WHEREAS, the sacrifices of our military, as well as those of their families and communities, continues to be willingly given to protect the freedoms we enjoy; and

WHEREAS, this sacrifice results in loss of life and permanent physical injuries for many who serve and significant emotional, mental and spiritual stress for many more; and

WHEREAS, the United States is now losing more active duty military and Veterans to suicide than are killed in action with one active duty military service member dying from suicide every day and one veteran dying from suicide every 80 minutes; and

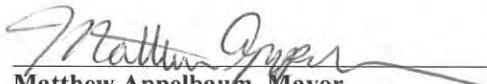
WHEREAS, Military and Veterans are five times more likely to die in a speed related vehicular accidents than civilians and have an 88% failure rate during their first year in college; and

WHEREAS, *Purple Star Veterans and Families* is petitioning The Office of The President of The United States for the immediate and long-term development of a viable homecoming preparedness program that can be used to help reduce fatalities among both veterans and active duty military personnel; and

WHEREAS, *Purple Star Veterans and Families* goal is clear: to reduce the incidence of suicide, accident fatalities, divorce, child abuse and neglect, alcoholism, drug addiction, incarceration and homelessness among our returning military personnel, veterans and their families; and

WHEREAS, *the Purple Star Veterans and Families* focus involves working toward the Department of Defense implementing a comprehensive homecoming preparedness training program for all active duty personnel before leaving the military, create a standardized and readily available homecoming preparedness guide, and provide resources for families before welcoming their veteran home.

NOW, THEREFORE, the City Council of the city of Boulder, Colorado, promotes awareness of the efforts by the Purple Star Veterans to support veterans and active duty personnel.


Matthew Appelbaum, Mayor



Council Working Agreements

Council Process:

- The Council will work on general discipline in being prepared to ask questions and make comments.
- The Council asks the Mayor to intervene if discussion on agenda items extends beyond a reasonable time frame.
- The council will engage in the practice of colloquy to fully explore the different sides of a specific point.
- The Mayor will ask the city clerk to set the timer lights for council members if discussions begin to exceed efficient debate. Members should respect the lights as a time reminder, but will not be bound by them as absolute limits.
- Rather than restating a point, council members should simply say "I agree."
- The council agenda committee may, with advance notice, adjust each public speaker's time to two rather than three minutes during public hearings for items on which many speakers want to address the council.
- Council members will grant each other permission to mentor and support each other on how each person contributes to the goal of being accountable for demonstrating community leadership.
- In order to hear each other respectfully and honor the public, council will avoid body language that could convey disrespect, side conversations, talking to staff, whispering to neighboring council members, passing notes, and leaving the council chambers.
- Regarding not revisiting past discussions, the council should check-in with fellow members periodically to ensure that this is not an issue.

Council Communication:

- Council members agree to keep quasi-judicial roles scrupulously clean between members of boards and members of council, like expressing ideas to board members on things coming before the Board, and carefully disclose or recuse themselves when they're involved with board members on a topic.
- Council agrees to e-mail the city manager about issues that they run into that staff or boards may be working on so that the manager can be actively involved in managing issues and keeping the full council informed well in advance of items coming before council for action.
- Members will keep the full council informed on issues from committees, public groups or other agencies that they are following, the a hot line e-mails, brief verbal reports at the end of council meetings or other means.
- The Council will find ways to support majority council decisions and adequately inform the public, through response letters that explain how divergent points of view were heard and honored in decisions, via standard e-mail responses for hot issues, by occasional council Letters to the Editor to clarify the facts, or by seeking out reporters after meetings to explain controversial decisions.

Council Committees

- Council goal committee meetings will be scheduled to accommodate the council members on the committee.
- Notice of the times and places for each goal committee meeting will be noticed once per month in the Daily Camera.
- The council agenda will include time for reports from committees under Matters from Members of Council, noting that written communications from the committees are appropriate as well.

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Date	Status	Topic	Time
01/14/14		Hold for CMO - No Meeting	
01/28/14			
02/11/14			
02/25/14	Need Approval	TMP Update	6-9 PM
03/06/14	Approved	Board and Commission Interviews	6-9 PM
03/11/14			
03/11/14	Approved	Board and Commission Interviews	6-9 PM
03/11/14	Need New Date	Boulder's Energy Future	6-7:30 PM
03/11/14	Need New Date	Human Services Master Plan Update	6-8 PM
03/13/14	Approved	Board and Commission Interviews	6-9 PM
03/25/14		Spring Break	
03/25/14		Spring Break	
04/08/14	Approved	Dinner with Sister City Alliance and Members	4:30-6 PM
04/22/14	Need Approval	TMP Update	6-7:30 PM
04/29/14			
05/13/14	Need Approval	Human Services Strategy Study Session	6-7:30 PM
05/13/14	Need Approval	Zero waste master plan update	7:30-9 PM
05/27/14			
06/10/14			
06/24/14		Council Recess	
07/08/14		Council Recess	
07/22/14			
07/29/14			
08/12/14			
08/26/14			
09/09/14			
09/23/14			
09/30/14			
10/14/14			
10/28/14			
11/11/14		Veteran's Day	
11/25/14		Tuesday Before Thanksgiving	
12/09/14			
12/23/14		Week of Christmas	
12/30/14		Tuesday before New Year's	

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January 12-13, 2014
Start Time: 9:00 AM to 5:00 PM Retreat
Location: TBD

January 21, 2014 Start Time: 6:00 PM Business Meeting Location: Library Auditorium, 1001 Arapahoe Ave.		
Agenda Section	Item Name	Time
SPECIAL PRESENTATIONS:		
OPEN COMMENT:		45 Minutes
CONSENT:	2nd reading ordinance to relocate two historic residential structures to 905 Marine	15 Minutes
	1st reading Landmark Designation of 1815 Mapleton Ave	
	December 17, 2013 Minutes	
	Street ROW Vacation	
	First Reading Amendments to Chapter 2:7 Code of Conduct, B.R.C. 1981	
PUBLIC HEARINGS:	2nd Reading Boulder Jewish Commons Annexation	2 Hours
MATTERS FROM CITY MANAGER:	Options for securing trash from Bears	45 Minutes
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:	Rocky Flats Stewardship Council Appointment	15 minutes
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	3.75

February 4, 2014		
Start Time: 6:00 PM Business Meeting		
Location: Library Auditorium, 1001 Arapahoe Ave.		
Agenda Section	Item Name	Time
SPECIAL PRESENTATIONS:		
OPEN COMMENT:		45 Minutes
CONSENT:	January 7, 2014 Minutes	15 Minutes
	Supplemental budget request for Recreational Marijuana and Transportation- first reading	
	GOCO Local Government Planning Grant for the Civic Area Parks Planning (Resolution)	
PUBLIC HEARINGS:	Parks and Recreation Master Plan	90 Minutes
	Second Reading Amendments to Chapter 2:7 Code of Conduct, B.R.C. 1981	1 Hour
MATTERS FROM CITY MANAGER:		
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	3.50

February 18, 2014		
Start Time: 6:00 PM Business Meeting		
Location: Library Auditorium, 1001 Arapahoe Ave.		
Agenda Section	Item Name	Time
SPECIAL PRESENTATIONS:		
OPEN COMMENT:		45 Minutes
CONSENT:	1st reading (and final) BRC Supplement 118 Emergency Ordinance	15 Minutes
	January 21, 2014 Minutes	
	Supplemental budget request for Recreational Marijuana and Transportation- second reading	
PUBLIC HEARINGS:	2nd reading Landmark Designation of 1815 Mapleton Ave	15 Min.
MATTERS FROM CITY MANAGER:		
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:		
Packet Page 155	Total Estimated Meeting Time (Hours)	1.25

March 4, 2014 Start Time: 6:00 PM Business Meeting Location: Council Chambers, 1777 Broadway		
Agenda Section	Item Name	Time
SPECIAL PRESENTATIONS:		
OPEN COMMENT:		45 Minutes
CONSENT:		15 Minutes
PUBLIC HEARINGS:		
MATTERS FROM CITY MANAGER:	Update on State Legislative Matters & Motion to Amend 2014 State and Federal Legislative Agenda as Necessary	1 hour
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	1.00

March 18, 2014 Start Time: 6:00 PM Business Meeting Location: Council Chambers, 1777 Broadway		
Agenda Section	Item Name	Time
SPECIAL PRESENTATIONS:		
OPEN COMMENT:		45 Minutes
CONSENT:	Update report on mobile food vehicle pilot program and changes to MFV ordinance	15 Minutes
PUBLIC HEARINGS:		
MATTERS FROM CITY MANAGER:		
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:	Board and Commission appointments	45 min.
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	1.75

April 1, 2014 Start Time: 6:00 PM Business Meeting Location: Council Chambers, 1777 Broadway		
Agenda Section	Item Name	Time
SPECIAL PRESENTATIONS:	Board and Commission Reception & Farewell @ 5:00	1 Hour
OPEN COMMENT:		45 Minutes
CONSENT:		15 Minutes
PUBLIC HEARINGS:		
MATTERS FROM CITY MANAGER:		
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	1.50

April 15, 2014 Start Time: 6:00 PM Business Meeting Location: Council Chambers, 1777 Broadway		
Agenda Section	Item Name	Time
SPECIAL PRESENTATIONS:		
OPEN COMMENT:		45 Minutes
CONSENT:		15 Minutes
PUBLIC HEARINGS:	Changes to Mobile Food Vehicle Pilot Ordinance	30 Minutes
MATTERS FROM CITY MANAGER:		
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	1.00

City Council Goals – 2013

Top Priorities:

1. Boulder's Energy Future

The top priority for the City in 2013 is the development of a framework for planning the energy future for the city of Boulder. This framework will focus on the idea of localization, the overarching goal of which is:

To ensure that Boulder residents, businesses and institutions have access to energy that is increasingly clean, reliable and competitively priced.

2. Climate Action Plan

Outline the next generation of climate action efforts in Boulder

Consider extension of CAP tax

3. Affordable Housing

Receive report of the Task force created in 2010 to evaluate goals and the approach to affordable housing and Based on Council review and discussion of these recommendations, develop an action plan to improve the availability of affordable housing in the city

Consider policies regarding inclusionary housing for rental units

4. Civic Center Master Plan

Study and develop a master plan for the area between 15th and 9th Streets, with a focus on Farmer's Market and area between Broadway and 15th Street.

Next Tier Priorities:

1. University Hill Revitalization

Continue work of Ownership Group to develop comprehensive revitalization strategy

Investigate formation of a general improvement district, including the commercial area and part of the residential area to control trash and other problems

Change boundaries of BMS land use to coincide with UHGID through BVCP process

Support private development and investment in Hill area

Partner with CU to consider opportunities for properties in the Hill area

Provide an opportunity to explore big ideas

2. Homelessness

Participate in Ten Year Plan to Address Homelessness

Balance long term and short term approaches to address needs

Invest new resources in Housing First model

Work with partners, such as BOHO, to address approaches to immediate needs

3. Boulder Junction Implementation

Work with RTD and selected developer of site to maximize mixed use urban center

Invest in planned infrastructure

Achieve goals of plan while ensuring flexibility in working with developers

Prioritize city actions to facilitate private investment

Focus additional planning work on reconsidering use for Pollard site



**City Council
2013 Work Plan by Council Goal**

TOP PRIORITIES

GOAL: Boulder's Energy Future			
1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
<ul style="list-style-type: none"> ▪ Boulder's Energy Future – ongoing analysis of municipalization and work on Energy Action Plan with updates to council at roundtables ▪ Recommended strategies to achieve community's energy goals - Study Session and Public Hearing 	<ul style="list-style-type: none"> ▪ Boulder's Energy Future – based on the strategies approved by Council in 1st Quarter, ongoing analysis of municipalization and work on Energy Action Plan with updates to council at roundtables ▪ Municipalization Exploration Project Work Plan Phase 2 – Study Session 	<ul style="list-style-type: none"> ▪ Boulder's Energy Future – ongoing analysis of municipalization and work on Energy Action Plan with updates to council at roundtables ▪ Study Session 	<ul style="list-style-type: none"> ▪ Boulder's Energy Future – ongoing analysis of municipalization and work on Energy Action Plan with updates to council at roundtables ▪ Study Session

GOAL: Climate Action Plan			
1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
<ul style="list-style-type: none"> ▪ Boulder Canyon Hydroelectric Project ▪ Climate Commitment – RFQ for consulting assistance for targets and goal setting, development of new GHG inventory, and tracking and reporting tools ▪ Energy Efficiency: <ul style="list-style-type: none"> ○ Launch of 2013 program priorities ○ Upgrades in City Buildings – employee education and outreach project (IP) ▪ Disposable Bag Fee – implementation plan and revised budget (IP) ▪ Transportation Master Plan (TMP) – 	<ul style="list-style-type: none"> ▪ Commercial Energy Efficiency Strategy (CEES) - feedback on options (Study Session) ▪ Climate Commitment – Study Session to review program annual targets, short/ long term goals, tracking and reporting systems ▪ Electric/ Hybrid vehicles – project closeout ▪ Energy Efficiency – finalize Market Innovations approach (Study Session) ▪ Solar/ Wind Generation Facility Code Changes ▪ SmartRegs – code changes 	<ul style="list-style-type: none"> ▪ CEES – adopt Energy Rating and Reporting Ordinance ▪ Climate Commitment – policy integration with TMP and ZWMP ▪ Energy Efficiency – launch Market Innovations competition ▪ Zero Waste Master Plan (ZWMP) – draft 	<ul style="list-style-type: none"> ▪ Climate Commitment – policy integration with TMP and ZWMP ▪ Energy Efficiency <ul style="list-style-type: none"> ○ Upgrades in City Buildings – results of employee education and outreach (IP) ▪ SmartRegs – options for quality control of rental housing inspections



initial results of Transportation Funding Task Force (Study Session)			
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GOAL: Affordable Housing

1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter
<ul style="list-style-type: none"> ▪ ADU/ OAU – study results (IP) ▪ Comprehensive Housing Strategy issues - stakeholder engagement process ▪ Density and Distribution of affordable and special needs housing - report ▪ Inclusionary Housing Rental Policy – consideration of ordinance changes following stakeholder engagement process ▪ Mobile Homes Parks – legislative agenda 	<ul style="list-style-type: none"> ▪ Comprehensive Housing Strategy <ul style="list-style-type: none"> ○ Stakeholder engagement process ○ Study Session 	<ul style="list-style-type: none"> ▪ Comprehensive Housing Strategy issues - stakeholder engagement process 	<ul style="list-style-type: none"> ▪ Comprehensive Housing Strategy issues - stakeholder engagement process

GOAL: Civic Area Plan

1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter
<ul style="list-style-type: none"> ▪ Board and community input ▪ Council participation in Ideas Competition 	<ul style="list-style-type: none"> ▪ Council direction on preferred option(s) and strategies ▪ Draft plan <ul style="list-style-type: none"> ○ Development ○ Community input ○ Study Session ▪ Municipal Space Study Final Report 	<ul style="list-style-type: none"> ▪ Boulder Civic Area vision and plan <ul style="list-style-type: none"> ○ Study session ○ Public hearings on adoption 	



NEXT TIER PRIORITIES

GOAL: University Hill Revitalization			
1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
<ul style="list-style-type: none"> ▪ 2013 action priorities confirmed by Council at January retreat ▪ Hill Residential Service District – update ▪ Innovation District - update 	<ul style="list-style-type: none"> ▪ Action on other priorities ▪ Hill Residential Service District – 1st reading of petition 	<ul style="list-style-type: none"> ▪ Capital infrastructure improvements for the residential and commercial areas – consider during CIP process 	

GOAL: Addressing Homelessness			
1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
<ul style="list-style-type: none"> ▪ City and Community Efforts – Denver sleeping ordinance (IP) ▪ Housing First (1175 Lee Hill Road) – Statement of Operations (IP) ▪ Work plan check in and priority – Council retreat 	<ul style="list-style-type: none"> ▪ Analysis of funding for homeless services and alignment with the Ten Year Plan and unmet needs ▪ Ten Year Plan to Address Homelessness – progress update (IP) 	<ul style="list-style-type: none"> ▪ Analysis and recommendations regarding banning panhandling on street corners 	<ul style="list-style-type: none"> ▪ Ten Year Plan to Address Homelessness – progress update (IP)

GOAL: Boulder Junction Implementation			
1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
<ul style="list-style-type: none"> ▪ Depot Square implementation – update ▪ MU-4 zone change - consideration ▪ TDM District Implementation Update (IP) ▪ Update on potential policy issues related to key public improvements and city owned site (as needed) 	<ul style="list-style-type: none"> ▪ Update on potential policy issues related to key public improvements and city owned site (as needed) 	<ul style="list-style-type: none"> ▪ Boulder Junction Access District Parking – update ▪ TDM Access District implementation - IP 	



OTHER

GOAL: Other City Goals and Work Plan Items			
1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
<ul style="list-style-type: none"> ▪ 13th Street Plaza - IP ▪ 28th Street Multi-use Path and Bikeable Shoulders Iris to Yarmouth CEAP – potential call up ▪ Acquisition Plan Update - OSMP ▪ Alcohol/ Land Use Code Changes – options and recommendations ▪ Boating on Barker Reservoir ▪ Burke Park/ Thunderbird Lake – recommendations on lake water levels and enhancing park facilities ▪ BVCP Area III Planning Reserve Amendments (if approved by County) ▪ Chautauqua Guiding Principles, Next Steps –update on progress ▪ Civic Use Task Force – update from Council members ▪ Cultural Master Plan ▪ Design and Construction Standards Update – consideration of minor updates ▪ Development Review Projects: <ul style="list-style-type: none"> ○ Hogan Pancost – annexation and site review ○ Wonderland Creek Townhouses – potential call up ○ 28th and Canyon (Eads/ Golden Buff) – potential call up ○ Landmark Lofts II (970 28th Street) – potential call up ▪ East Arapahoe Study – potential action on limited zoning changes ▪ Economic Sustainable Strategies – 	<ul style="list-style-type: none"> ▪ Access and Parking Management Strategies – study session ▪ Alcohol Land Use Code Changes - action ▪ Baseline Underpass East of Broadway CEAP – Call up ▪ Bike Parking Ordinance Updates ▪ Capital Improvement Bond Projects status update - IP ▪ Capital Projects – carry over and first supplemental ▪ Critical Facilities Ordinance – public hearing and motion ▪ Education Excise Tax – consideration of City Manager funding recommendations ▪ Floodplain Management including Boulder Creek Mapping, South Boulder Creek Mitigation, and Critical Facilities ▪ Human Rights Ordinance – proposed changes regarding age discrimination ▪ Integrated Pest Management Program Changes - IP ▪ International Building and Energy Codes – public hearing ▪ North Boulder Subcommunity Plan - IP ▪ Old Hire Fire and Police Pension Plans – Study Session 	<ul style="list-style-type: none"> ▪ 2014 Budget Process ▪ Access and Parking Management strategies (update) ▪ Boulder Reservoir Site Management Plan – status of planning efforts and outcomes of community engagement (IP) ▪ Capital Improvement Program – study session ▪ Carter Lake Pipeline – thru CIP process ▪ Contractor Licensing – proposed changes (IP) ▪ Development Review Projects: <ul style="list-style-type: none"> ○ Blue Spruce Auto (4403 Broadway) – potential call up ○ Boulder Outlook Hotel Redevelopment (800 28th Street) – potential call up ○ Colorado Building Parking Lot (1301 Walnut) - ordinances ○ 1000 Alpine – potential call up ○ 3085 Bluff – potential call up ○ 3390 Valmont (Former Sutherlands Site) – potential call up ▪ Eco Pass- report on results of Joint Study with Boulder County on community-wide Eco Pass Feasibility ▪ FAM Master Plan – study session ▪ Harbeck-Bergheim House – Future Use Options (IP) ▪ North Trail Study Area – study 	<ul style="list-style-type: none"> ▪ Access and Parking Management Strategies – update ▪ Agriculture Plan (OSMP) – public hearing ▪ Capital Improvement Program – adoption of CIP; 2nd budget supplemental ▪ Contractor Licensing – consideration of proposed changes ▪ Design and Construction Standards Update – consideration of additional changes ▪ Development Review Projects: <ul style="list-style-type: none"> ○ Village Shopping Center Hotel (26th and Canyon) – potential call up ▪ East Arapahoe Study – check in on project scope and work plan (3/4Q) ▪ Energy Efficiency Upgrades in City Buildings – results of employee education and outreach project (IP) ▪ FAM Master Plan – consideration of acceptance ▪ Fourmile Canyon Creek Violet Avenue to Broadway CEAP – potential call up ▪ Human Relations Commission Work Plan update - IP ▪ Human Services Fund allocations - IP ▪ Light Response Vehicle Pilot Program - IP ▪ OSMP Natural Resources Overarching Issues – Study session



<p>study session</p> <ul style="list-style-type: none"> ▪ Education Excise Tax Allocation of Funds – refine RFP criteria ▪ Energy Efficiency Upgrades in City Buildings – employee education and outreach project (IP) ▪ Floodplain Management including Boulder Creek Mapping, South Boulder Creek Mitigation, and Critical Facilities ▪ Hazardous Materials Management IGA ▪ Hydroelectric operations and opportunities - IP ▪ Keep It Clean IGA ▪ Mobile Food Vending – options for ordinance changes ▪ Multi-hazard mitigation plan – possible consent item ▪ Nuisance Mosquito Control Pilot Project Evaluation - IP ▪ OSMP Overarching Issues – discussion and possible action on Voice and Sight Tag Program, Commercial Use Program, Pilot Parking Permit Program; IP on timeline and process for evaluation of remaining topics ▪ Police Department Master Plan – Study Session ▪ State of the Court Presentation ▪ Sustainable Streets & Centers – update on proposed scope options, next steps and integration with TMP, East Arapahoe Area Plan and proposed Economic Sustainability Strategy ▪ Transportation Funding (SS) ▪ TMP Update – additional direction 	<ul style="list-style-type: none"> ▪ OSMP natural resources – overarching policy issues <ul style="list-style-type: none"> ○ Temporal Regulations ○ Penalties for violations ○ Multi-modal access and parking opportunities ○ Analysis of trail network and distribution of activities ▪ Parks and Recreation Master Plan ▪ Pearl Street Mall Code Changes ▪ Police Department Master Plan ▪ Randolph Center Condominium Declaration ▪ Recirculation of wastewater – CU Williams Village North (IP if necessary) ▪ Skunk Creek, Bluebell Creek and King’s Gulch Flood Mapping Update – public hearing and motion ▪ Smoking Ban on Pearl Street Mall - IP ▪ Snow and Ice Control Evaluation – study session ▪ Transportation Funding – study session ▪ TMP Update – additional direction ▪ Twomile and Upper Goose Creek Flood Mapping Update – public hearing and motion ▪ Water budgets – commercial, industrial and institutional – Council direction ▪ Water supply status – IP 	<p>session or dinner discussion</p> <ul style="list-style-type: none"> ▪ Old Hire Fire and Police Pension Plans – possible discussion during budget process ▪ Parks and Recreation Master Plan ▪ Regional Trail Connections (OSMP) – IP ▪ South Boulder Creek Flood Mitigation Study – public hearing and motion ▪ Transportation Demand Management Toolkit - IP ▪ Valmont Butte Future Use Discussions – study session ▪ Water Conservation Futures Study ▪ Youth Opportunities Funding allocations - IP 	<p>on remaining topics</p> <ul style="list-style-type: none"> ▪ Urban Wildlife – Consideration of Wildlife Protection Ordinance ▪ Water budgets – commercial, industrial and institutional – consideration of changes
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<ul style="list-style-type: none"> ▪ US36 Bikeway Maintenance – Enhancements IGA (tentative based on if extra community investments are desired) ▪ Urban Wildlife – Black Bear Education and Enforcement pilot program update ▪ Woodland Creek Diagonal to Winding Trail CEAP – potential call up ▪ Zero Waste Master Plan Update 			
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KEY

ADU	Accessory Dwelling Units
BVCP	Boulder Valley Comprehensive Plan
CEAP	Community and Environmental Assessment Process
CIP	Capital Improvement Program
CU	University of Colorado
DUHMD/PS	Downtown and University Hill Management District/ Parking Services (City Division)
FAM	Facility and Asset Management
ICC	International Code Council
IGA	Intergovernmental Agreement
IP	Information Packet
OAU	Owner Accessory Units
OSMP	Open Space/Mountain Parks Department
RFQ	Request for Qualifications
RFP	Request for Proposals
TDM	Transportation Demand Management
TMP	Transportation Master Plan
ZWMP	Zero Waste Master Plan



**CITY COUNCIL
ACCOMPLISHMENTS – 1ST AND 2ND QUARTER 2012**

TOP PRIORITIES:

GOAL: BOULDER’S ENERGY FUTURE

**FIRST AND SECOND QUARTER
2012 ACCOMPLISHMENTS**

- Hiring of Executive Director for Energy Strategy and Electric Utility Development
- Retention of FERC and acquisition legal counsel
- Initial work in developing appraisal of distribution system and preparing legal strategy
- Initial work on Phase 1 of a new Energy Action Plan, including demand side programs and renewables modeling
- Active participation at the PUC to advance Boulder’s energy goals and protect community interests
- Boulder Canyon Hydroelectric Facility Agreement: City Council authorized the dedication of easements to Public Service Company of Colorado to facilitate upgrades to the city’s Boulder Canyon Hydroelectric Facility.

GOAL: CLIMATE ACTION PLAN

**FIRST AND SECOND QUARTER
2012 ACCOMPLISHMENTS**

- Third party review and evaluation of CAP tax funded programs to date
- Preparation of November 2012 CAP tax ballot options for Council consideration
- Initial steps to develop and refine a new Climate Action Framework consisting a renewed climate action commitment, five-year goals, annual targets, integration with appropriate master plans and city operations, and new reporting tools
- Initial work to identify priorities for the next generation of energy efficiency programs (as part of Phase 1 of the Energy Action Plan)
- Development of Commercial Energy Efficiency Strategy approach and stakeholder process (to be integrated as part of Phase 1 of the Energy Action Plan)
- Continued delivery of CAP programs and services to achieve annual targets (EnergySmart, Ten for Change, SmartRegs compliance, etc.)
- Energy Efficiency Upgrades in City Facilities - (a) Energy Performance Contract (EPC) – Phase III; (b) Lease purchase financing for energy conservation measures; and (c) Energy improvements, lease amendments, and payments. - Implemented the third phase of Energy Performance Contracts (EPC) for city facilities, including the installation of another 347 kilowatts of solar photovoltaic



at the Municipal Service Center buildings, Fleet Services, OSMP Annex and The Dairy Center for the Arts.

- Energy Efficiency Upgrades in City Facilities – Employee Education and Outreach Project (Information Packet) - A staff team participated in three workshops with McKinstry, the city’s Energy Performance Contractor, to help develop a new PowerED energy education and outreach program for employees. Program development will continue with other city staff focus groups through the end of December 2012.

GOAL: AFFORDABLE HOUSING

**FIRST AND SECOND QUARTER
2012 ACCOMPLISHMENTS**

- Added 12 new permanently affordable homes to inventory
- Affordable housing agreement for Gunbarrel Town Center
- Affordable Housing Program Work plan - Council Consideration and Direction; new initiatives identified
- Analysis completed of affordable housing distribution
- Completed funding of major renovations to improve housing quality and economic sustainability of three BHP properties
- Development of voluntary affordable housing agreement for Depot Square project
- Inclusionary Housing Rental Policies – Council Consideration and Direction
- Thistle Community Housing completing fire sprinklers in all of its properties

GOAL: CIVIC CENTER MASTER PLAN

**FIRST AND SECOND QUARTER
2012 ACCOMPLISHMENTS**

- Development of interdepartmental project team and approach; project goals and objectives; and public engagement strategy (reviewed at joint Planning Board / City Council study session in April)
- Detailed design of community visioning process and articulation of key project assumptions (reviewed with Council at June 12 study session)
- Preparation of baseline materials and launch of public engagement in July.
- The Municipal Space Study contract was awarded to StudioTerra on March 23. FAM and the consultants are interviewing city departments and conducting research on industry trends and standards for office space. Preliminary results of the space study, as it relates to the Civic Center Master Plan, will be presented at the July 31 study session.



NEXT TIER PRIORITIES:

GOAL: UNIVERSITY HILL REVITALIZATION

FIRST AND SECOND QUARTER 2012 ACCOMPLISHMENTS

- Zoning change: Business Main Street (BMS) boundary to coincide with the University Hill General Improvement District boundary; rezoning of UHGID lots to BMS zoning (approved by Planning Board; scheduled for Council consideration in August)
- Continued work of the Hill Ownership Group to develop a comprehensive revitalization strategy.
- In coordination with a volunteer, stakeholder committee completed a proposal for a Residential Service District which includes: boundaries, scope of services, proposed budget, proposed governance structure, agreements for financial participation by tax-exempt sororities and fraternities, and a timeline for a 2013 Petition and Election process.
- Landmarking of Flatirons Theater building (and associated building renovation)
- 955 Broadway (Acacia Fraternity site redevelopment)

GOAL: ADDRESSING HOMELESSNESS

FIRST AND SECOND QUARTER 2012 ACCOMPLISHMENTS

- Council Consideration and Direction on: 1175 Lee Hill Project; added 31 permanent housing units for chronically homeless, disabled adults
- Continued Homeless Service Provider Coordination Project to develop action plans for case management, outreach and service coordination
- Continued implementation of Ten year Plan to Address Homelessness

GOAL: BOULDER JUNCTION IMPLEMENTATION

FIRST AND SECOND QUARTER 2012 ACCOMPLISHMENTS

- Developed and implemented a funding strategy to finance the acquisition of 100 parking spaces by the Boulder Junction Access District – Parking (BJAD-P) in the Depot Square parking garage including a Lease/Purchase Agreement between BJAD-P and the developer, and a City of Boulder/BJAD-P Cooperation Agreement
- Developed a strategy to manage parking in the parking structure through technology and a management agreement among the



users. The arrangement provides for parking spaces to be paid, unbundled, and shared in a manner to meet the needs of the various users of Depot Square (hotel, residential, RTD) and general parking in BJAD-P spaces. Agreement was reached with RTD regarding short term and long term parking management strategies given their current legislative mandate.

- Finalized the ownership structure for five different owners to coordinate management of their units and common areas through a Condominium Declaration for the Depot Square project
- Finalized a renovation agreement and lease consistent with guiding principles with Pedersen Development Corporation for the Depot
- Finalized legal agreements for joint public/private development of Depot Square (RTD facility, shared parking, affordable housing, hotel, public space and rehabilitation of historic depot
- Approved changes to the Transportation Network Plan in support of the Transit Village Area Plan (TVAP)
- Revised Street Design for Pearl Parkway and Connections Plan Revisions (adopted by Council January 17)
- Consistent with the TVAP connections plan and along with private redevelopment, a number of capital improvements are underway, including the installation of underground power lines, preparations for installing a traffic signal at Junction Place and Pearl Parkway, and portions of the Pearl Parkway multi-way boulevard
- Consistent with the TVAP connections plan, design work continues for the bridge over Goose Creek and the multi-use path on the north side of Pearl Parkway between 30th Street and Foothills Parkway
- Received a Federal Hazard Elimination Program grant award through the Colorado Department of Transportation (CDOT) that will allow installation of a traffic signal at 29th Street and Valmont Road, improving safety and implementing improvements identified in the Transit Village Area Plan (TVAP) (project will begin in 2014)
- Completion of engineering and building construction plan review for a 319 unit residential development at 3100 Pearl and the RTD Depot Square transit-oriented development



GOAL: OTHER CITY GOALS AND WORK PLAN ITEMS

FIRST AND SECOND QUARTER 2012 ACCOMPLISHMENTS

CAPITAL ITEMS

- Anemone Trails (new) – design work completed
- Arapahoe Avenue (Folsom to 30th) - Multimodal Improvements Project Completed construction on the Arapahoe Avenue multi-use path project. The remaining street resurfacing and landscaping work will be completed in 2012.
- Boulder Creek and South Boulder Creek – restoration of grassland and riparian areas continued
- Broadway (Euclid to 18th) - Transportation Improvements Project - Made progress on the Broadway (Euclid to 18th) Transportation Improvements Project. 16th Street opened the first week of May and the Broadway underpass and the four lanes on Broadway (two in each direction) are scheduled for completion by early July.
- Broke ground in January for a new multi-use path on the south side of Baseline, connecting U.S. 36 and the Bear Creek Underpass, including a pedestrian crossing for Baseline Road at Canyon Creek. Completion of the multi-use path on the west end is underway through a redevelopment project.
- Completed a new sidewalk along Gillaspie Drive, connecting Greenbriar Boulevard and Juilliard Street connecting to Fairview High School
- Completed the course bunker renovation/playability project at Flatirons Golf Course by installing 19 new sand bunkers
- Continued work at Valmont City Park, including additional construction at Valmont Bike Park; outreach and design for Valmont Dog Park; and design and construction of the interim disc golf course
- Facility ADA Compliance - An Americans with Disabilities Act (ADA) consultant completed comprehensive ADA assessments for the Park Central and Municipal buildings. Costs for the recommendations are being identified and prioritized, with other buildings planned for assessment.
- Green Bear Trail Re-route – work in progress with one section completed and opened to public
- Gregory Canyon Trailhead Site Plan – initial site plan design work began
- Homestead Trail Re-route – work in progress with one section completed and opened to public
- Library Facility Upgrades and Enhancements (New Children’s Library and New Teen Space): The selection of a design firm is underway
- Linden Avenue Sidewalk Project (Safe Routes to School) - Completed a Safe Routes to School Project, providing a sidewalk on the north side of Linden Avenue between Fourth Street and Broadway.
- New Wildland Fire Facilities - Responses to the request for qualifications (RFQ) for facility designs were received on May 11. Requests for proposals (RFP) to be sent in early June
- Organic farming – agricultural contract written for 47 acres



- Replaced traffic signal incandescent lamps with sustainable, energy-saving light-emitting diode (LED) lamps
- Sanitas Stone Hut Repair – hut was reinforced and stonework repaired
- South Boulder Creek West Trailhead – Parking areas for cars and horse trailers completed and open to public; working through permit process for outhouse and kiosk installations; interpretive signs in production
- South Boulder Recreation Center - The contaminated sub floors from the gymnasium, racquetball court, and Pilates room have been removed and are expected to be replaced with new wood floors by early June 2012.
- Street repair expanded efforts – began the first of three years

OTHER SIGNIFICANT ACTIONS¹

- Boulder B-cycle station at the North Boulder Recreation Center sponsored
- Boulder Community Hospital Expansion Rezoning
- BVCP: Area II study results and potential next steps (IP to City Council in July)
- BVCP Comprehensive Rezoning (scheduled for council consideration in August)
- BVCP 2010 Major Update: planning reserve policy changes (study session discussion with Council on May 29; Council and County Commissioner dinner discussion on June 14)
- Boulder Reservoir Master Plan completed
- Boulder Valley School District Faculty and Staff Eco Pass Program Expansion - Continued partnership with the Boulder Valley School District (BVSD) to expand the BVSD faculty and staff Eco Pass program.
- Chautauqua Stewardship Framework: Draft and Next Steps
- City Website Redesign Kickoff - Kicked off redesign with Vision Internet and the City of Arvada. Gathered a list of key stakeholders and surveyed them regarding elements the new website should contain.
- Code enforcement - reallocation of resources to the Boulder Police Department was fully implemented to ensure efficient and effective service delivery
- Community and Environmental Assessment Process (CEAP) for flood mitigation and transportation improvements along Fourmile Canyon Creek, near Crest View Elementary School completed, including a City Council call-up opportunity.
- Compatible Development implementation - annual report to Council
- Congregate Care code changes (pending further consideration based on Council direction)
- Constituent Relationship Management (CRM) procurement effort - Designed and implemented a staff engagement and procurement initiative to implement a new CRM application resulting in the unanimous selection of Government Outreach. Vendor contract negotiations are currently underway. This initiative is designed to significantly improve our customers' ability to request, track and ultimately receive more timely and effective services while providing staff with automated tools to better



manage these requests.

- Disposable Bag Reduction Ordinance: research and options presented to Council on May 15; work on nexus study underway
- Draft Fire-Rescue Master Plan completed and approved by Planning Board.
- Economic Sustainability Strategy: phase one study of primary employer space needs underway; presentation of results to Council scheduled for August
- Elks neighborhood park planning, outreach and design continued with construction and completion in 2013
- Family Resource Center opened at Manhattan Middle School in partnership with Boulder County Housing and Human Services
- FasTracks' Northwest Rail Plan - Approved guiding principles for developing and designing a hybrid approach to FasTracks' Northwest Rail Plan.
- Fire Master Plan – Council feedback on strategies (April 3, 2012); Planning Board recommendation for acceptance (May 17, 2012); Scheduled for Council consideration (June 19, 2012)
- Heather wood Trail Intergovernmental Agreement (IGA) - City Council authorized the signing of an intergovernmental agreement (IGA) with Boulder County related to the maintenance of a trail that crosses the Wastewater Treatment Facility property.
- Integrated Pest Management Policy Revision and Program Direction (Council provided direction on May 1)
- Landmarking of First Christian Church building (950 28th Street)
- Locomotive #30 narrow gauge historic cosmetic restoration completed
- Mesa Memorial Park design and development initiated
- Mosquito control annual report (Completed report on the IPM web site – link will be provided to council with first weekly mosquito report in June)
- Named number 3 on list of best cities for bicycling by *Bicycling Magazine*, in part due to the Valmont Bike Park and new path connections made possible by the capital improvement bond
- New Transportation Safety Ordinances - Approved ordinance changes to improve transportation safety in the city and initiated education and enforcement efforts to support the ordinance changes
- Organic turf and landscape bed program at six park locations launched
- Received a Safe Routes to School Grant to install a traffic signal at South Boulder Road and Manhattan Drive to create a safe crossing for middle school students taking transit, riding, or walking to and from school.
- RH-2 Zone District Changes (scheduled for council consideration in August)
- *Safe Streets Boulder* report published in February.
- SmartRegs - Continued the successful implementation of SmartRegs and the pilot program for rental housing licensing enforcement. The backlog of rental license compliance cases is almost entirely eliminated.
- Transportation Report on Progress, *Transportation to Sustain a Community* published in February.
- Valmont Butte – VCUP implementation commenced; excavation work began on April 4 with both the tribe-designated native cultural monitor and the city's archaeologist consultant present.



▪ Veterans and active duty military personnel recreation pass program developed

Key:

ADA = Americans with Disabilities Act
BHP = Boulder Housing Partners
BVSD = Boulder Valley School District
BMS = Business Main Street
CAP = Climate Action Plan
CDOT = Colorado Department of Transportation
EPC = Energy Performance Contract
EET = Education Excise Tax
FAM = Facilities and Asset Management (City Division)
FERC = Federal Energy Regulatory Commission
IGA = Inter-governmental Agreement
IP = Information Packet
OSMP = Open Space/ Mountain Parks Department
PUC = Colorado Public Utilities Commission
RFP = Request for Proposals
RFQ = Request for Qualifications
RTD = Regional Transportation District
TVAP = Transit Village Area Plan
UHGID = University Hill General Improvement District
VCUP = Colorado Voluntary Cleanup Program

COUNCIL MEMBERS

Matthew Appelbaum	Mayor
George Karakehian	Mayor Pro Tem
Macon Cowles	Council Member
Suzanne Jones	Council Member
Lisa Morzel	Council Member
Tim Plass	Council Member
Andrew Shoemaker	Council Member
Sam Weaver	Council Member
Mary Young	Council Member

COUNCIL EMPLOYEES

Thomas A. Carr	City Attorney
Jane S. Brautigam	City Manager
Linda P. Cooke	Municipal Judge

KEY STAFF

Bob Eichem	Chief Financial Officer
Alisa D. Lewis	City Clerk
Patrick von Keyserling	Communications Director
David Driskell	Community Planning + Sustainability - Executive Director
Paul J. Fetherston	Deputy City Manager
Molly Winter	Downtown, University Hill Management & Parking Services Director
Heather Bailey	Energy Strategy and Electric Utility Development Executive Director
Larry Donner	Fire Chief
Mary Ann Weideman	Housing, Assistant City Manager for Human Resources (Acting) Director
Karen Rahn	Human Services Director
Don Ingle	Information Technology Director
Eileen Gomez	Labor Relations Director
Valerie Maginnis	Library and Arts Director
Lynne C. Reynolds	Municipal Court Administrator
Michael Patton	Open Space and Mountain Parks Director
Kirk Kincannon	Parks and Recreation Director
Mark Beckner	Police Chief
Maureen Rait	Public Works - Executive Director
Tracy Winfree	Transportation Director
Jeff Arthur	Utilities Director

2013 City Council Committee Assignments

INTERGOVERNMENTAL ORGANIZATIONS

Beyond the Fences Coalition	Morzel, Plass
Boulder County Consortium of Cities	Karakehian
Colorado Municipal League (CML) – Policy Committee	Jones, Appelbaum (Castillo – staff alternate)
Denver Regional Council of Governments (DRCOG)	Jones
Housing Authority (Boulder Housing Partners)	
Metro Mayors Caucus	Appelbaum
National League of Cities (NLC)	Appelbaum
Resource Conservation Advisory Board	Plass, Morzel (at large seat)
Rocky Flats Stewardship	Morzel, Plass (1 st alternate), Castillo (2 nd alternate)
University of Colorado (CU) / City Oversight	Jones, Karakehian
US36 Mayors and Commission Coalition	Appelbaum,
US36 Commuting Solutions	Karakehian
Urban Drainage and Flood Control District	Morzel

LOCAL ORGANIZATIONS

Boulder Museum of Contemporary Art (BMoCA)	Cowles
Boulder Convention and Visitors Bureau	Plass
Dairy Center for the Arts	Karakehian
Downtown Business Improvement District Board	Plass, Jones

INTERNAL CITY COMMITTEES

Audit Committee	Morzel, Cowles
Boards and Commissions Committee	Plass
Boulder Urban Renewal Authority (BURA) Mayoral Appointment	
Charter Committee	Morzel, Cowles, Karakehian
Civic Use Pad/ 9 th and Canyon	Morzel, Jones
Council Budget Action Plan Committee	Plass
Evaluation Committee	Karakehian, Morzel
Legislative Committee	Karakehian, Jones

SISTER CITY REPRESENTATIVES

Jalapa, Nicaragua	Jones
Kisumu, Kenya	Morzel
Llasa, Tibet	
Dushanbe, Tajikistan	Karakehian
Yamagata, Japan	
Mante, Mexico	Plass
Yateras, Cuba	Cowles
Sister City Sub-Committee	Morzel, Cowles