

COUNCIL AGENDA COMMITTEE

May 12, 2014

Present: Mayor Appelbaum; Mayor Pro Tem Karakehian, Council Member Jones; City Manager Jane Brautigam; Deputy City Attorney David Gehr; City Clerk Alisa Lewis; Deputy City Clerk Alisa Darrow; and Organizational Development Manager Tammy Burnette

CAC convened at 8:00 AM.

1. May 13 – Study Session

A. 5:00 – 6:00 PM Briefing: Boulder’s Energy Future Transition Work Plan*

B. 6:00 – 6:30 PM 2014 Community Survey Results

Mayor Appelbaum commented that half an hour might be short for this item.

City Manager Jane Brautigam responded that it would not be a problem if Council took fifteen minutes longer to discuss the item.

Mayor Appelbaum asked if staff could present the top fifteen items that came out of the survey that were surprising or puzzling, both good and bad.

Council Member Karakehian noted that while the overall report was very good, it was important to take the opportunity to focus on the items that were rated lower or showing a downward trend.

C. 6:30 – 9:00 PM Human Services Strategy

Mayor Appelbaum commented that this was a kickoff discussion and asked if there would be a detailed discussion or if this was a broad overview.

City Manager Jane Brautigam responded that staff would like to get a sense of the direction Council wanted them to take.

2. May 20 – Preliminary Agenda

A. Request for Declaration: Historic Preservation Month

CAC agreed to add this item to the agenda as item IA.

B. Request to add Matter – 2014 State Legislative Session Wrap-Up

CAC agreed to add this item as a Matter from the City Manager, staff would determine its placement order at the Staff Agenda Meeting.

PRELIMINARY AGENDA

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

5 Minutes

1. CALL TO ORDER AND ROLL CALL*

A. Declaration: Historic Preservation Month

CAC agreed to add this item to the agenda.

45 Minutes

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

15 Minutes

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

A. Consideration of a motion to accept the study session summary from April 8, 2014 regarding Code Enforcement*

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

Ord. 7976

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

1. Revising the land use regulations to allow, through Site Review, on properties that are subject to right-of-way dedications consistent with adopted transportation connections plans the density and floor area that would be permitted in the absence of such dedications (Action 3.5, ESS); and*
2. Updating the land use regulations that require site improvements and upgrades if a project exceeds a certain percentage of the value of any existing structures on the property by allowing the value of existing structures to be established through a professional appraisal of the fair market value of such structures (Action 3.6, ESS)

Council Member Jones asked if Putnam and Bowen both introduced and then voted against their motion.

Deputy City Attorney David Gehr responded that the motion had been amended and that was why they voted against it.

Council Member Jones asked for more information on density zoning as it related to the Planning Board motion on page 14 of the packet.

Mayor Appelbaum asked if raising the density in this area related to the number of units or the size of the units.

Deputy City Attorney David Gehr noted there were many projects requiring large land dedication and negotiations over fees often were changed to easement agreements.

City Manager Jane Brautigam commented that the goal was to increase density and avoid sprawl.

Council Member Jones noted that the methodology seemed to be unclear and she would appreciate more information.

Mayor Appelbaum asked for a member of Planning Board to be present for second reading.

CAC asked for information regarding the impacts as they related to appraisals, sharing the information with the County Assessor and the use of fair market value.

Ord. 7977

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

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

Mayor Appelbaum asked for a map showing what the project will look like in the end, he was specifically interested in connections as they relate to vacation of the easements.

City Clerk Alisa Lewis also noted that the address of the property would be listed in the title.

Ord. 7978

- E. Introduction, **first reading** and consideration of a motion to order published by title only, an **ordinance allow modifications to the maximum number of units and floor area of the BT-2, Transitional Business zoning district for a project referred to as the Trinity Commons located at 2200 Broadway**, a mixed use redevelopment of a surface parking lot to permit 24 permanently affordable attached residential units (100 percent off the total units planned) and development of church and community meeting office space

Mayor Appelbaum asked what would happen if the additional eight units proposed in the future were not built.

Deputy City Attorney David Gehr responded that the church would likely needed a subsidy to build the last eight units and it would be dependent on that and fundraising efforts.

Mayor Appelbaum asked that the conditions for site review be included in the second reading memo.

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

30 Minutes

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

CAC questioned why there wasn’t better participation in the pilot program if there was such strong interest expressed by the mobile food vehicles.

CAC agreed to increase the scheduled time for this item to 40 minutes.

30 Minutes

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

CAC agreed to increase the scheduled time for this item to 45 minutes.

Council Member Karakehian was concerned that there was a cut off time for conversion of licenses.

Mayor Appelbaum commented that the underlining in the ordinance was confusing as all changes were double underlined and this appeared to be incorrect. He requested that the underling vs double underlining be clarified in the final packet..

6. MATTERS FROM THE CITY MANAGER

15 Minutes

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

Council Member Jones wondered how the armory redevelopment fitted in with the North Boulder Subcommunity Plan.

CAC agreed to increase the scheduled time for this item to 30 minutes.

30 Minutes

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

Council Member Jones asked if this item would include a discussion of the 2015 US Pro Cycling Challenge and the use of Flagstaff Mountain in the race. She recalled that the City Attorney indicated that he would reach out to council members who may have an interest in revisiting that issue.

Staff noted they would follow-up to make sure that outreach had taken place.

C. 2014 State Legislative Session Wrap-Up

CAC added this item to the agenda and scheduled it for thirty minutes.

Mayor Appelbaum spoke to the importance of scheduling the update while the legislative session was still fresh in everyone's mind. He also noted that it was difficult to know whether or not to take a position on items that change rapidly at the end of the legislative session and there was little time to update the legislative agenda. He wondered if there was a better way for Council to act quickly in instances where controversial items were rushed through at the end with changes being made and perhaps Council would change its position based on the changes.

7. MATTERS FROM THE CITY ATTORNEY

None

8. MATTERS FROM MAYOR AND MEMBERS OF COUNCIL

A. Potential Call-Ups

- 1. Site and Use Review for Trinity Commons, 2200 Broadway** (case no. LUR2013-00048 and LUR2014-00013) Information Packet Date: May 20 Last opportunity for Call-Up: May 20*
- 2. Landmark Alteration Certificate for 420 Spruce Street** Information Packet Date: May 20 Last Opportunity for Call-Up: May 20*
- 3. Landmark Alteration Certificate for 835 Pine Street** Information Packet Date: May 20 Last Opportunity for Call-Up: May 20*

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

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**

Total Meeting Time: 2 Hours 50 Minutes Approximate End Time: 8:50 PM
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3. Calendar Items

None.

4. Additional items

A. Implications of the Panhandling Ordinance

Council Member Jones noted there was another death in the homeless community and she wanted to understand if those serving the homeless had been asked about whether or not they agreed with the changes to the panhandling regulations. She was concerned that Council was not aware of other issues of importance that needed to be addressed.

Council Member Karakehian commented that because the various groups provided very different services, it was very difficult to find agreement.

City Manager Brautigam indicated that she would ask Human Services Director Karen Rahn to provide input on this as she works closely with all of the Human Services providers.

CAC adjourned at 8:58 AM

***No comments made on these items**

Attachment: Council Master Calendar – Subject to change daily

2014 Study Session Calendar

Date	Status	Topic	Time
05/13/14		Briefing: Boulder's Energy Future - Transition Work Plan	5:00-6:00 PM
05/13/14	Approved	2014 Community Survey Results	6-6:30 PM
05/13/14	Approved	Human Services Strategy Study Session	6:30-9 PM
05/27/14	Approved	Envision East Arapahoe	6-7:30 PM
05/27/14	Approved	Comprehensive Housing Strategy	7:30-9:00 PM
06/10/14		Council Dinner with YOAB	4:30-6 PM
06/10/14	Approved	Library and Arts Overview: Community Cultural Plan Update	6-7:30 PM
06/10/14	Approved	Access Management and Parking Strategy	7:30-9 PM
06/24/14	N/A	Council Recess	
07/08/14	N/A	Council Recess	
07/22/14		Briefing: Flood Update	5-6:00 PM
07/22/14	Approved	Tentative: Potential Ballot Items	6-7:30 PM
07/22/14	Approved	Tentative: Work Plan	7:30-9 PM
07/29/14	Approved	Climate Commitment	6-7:30 PM
07/29/14	Approved	Zero Waste Strategic Plan	7:30-9 PM
08/12/14	Pending	2015-2020 CIP Study Session	6-7:30 PM
08/26/14	Pending	Briefing: Boulder's Energy Future - Tentative	5-6:00 PM
08/26/14	Pending	BVCP Scoping and Resilience	6-7:30 PM
08/26/14	Pending	Facilities and Asset Management, Master Plan update and next steps for Valmont Butte	7:30-9 PM
09/09/14	Pending	2015 Budget Study Session #1	6-7:30 PM
09/23/14		Briefing:	5-6:00 PM
09/23/14	Pending	2015 Budget Study Session #2	6-7:30 PM
09/23/14			7:30-9 PM
09/30/14	Pending	Boulder's Energy Future	6-7:30 PM
09/30/14			7:30-9 PM
10/14/14			6-9 PM
10/28/14		Briefing:	5-6:00 PM
10/28/14	Pending	Access Management and Parking Strategy	6-7 PM
10/28/14	Pending	Envision East Arapahoe	7-8:30 PM
11/11/14		Veteran's Day	
11/25/14		Tuesday Before Thanksgiving	
12/09/14		Briefing: Boulder's Energy Future	5-6:00 PM
12/09/14	Pending	Comprehensive Housing Strategy	6-7:30 PM
12/09/14	Pending	Human Services Strategy Study Session	7:30-9:30 PM
12/23/14		Week of Christmas	
12/30/14		Tuesday before New Year's	

Date of Agenda Packet	Due to Clerk's Office by NOON	Item Type	Topic
05/20/14	05/14/14		
		Information Item	Update of the Mosquito Control Program
		Call Up	Trinity Commons
		Call Up	835 Pine Street
		Call Up	420 Spruce Street
		Call Up	900 Baseline Road
06/03/14	05/28/14		
		Information Item	2013 Neighborhood Permit Parking Program Annual Update
		Call Up	2104 Bluff Street
06/17/14	06/11/14		
		Information Item	Photo Enforcement Update
		Information Item	Baseline Underpass CEAP
07/15/14	07/09/14		
08/05/14	07/30/14		
08/19/14	08/13/14		
		Information Item	Allocation of the 2014 Youth Opportunities Program (YOP) Annual Grant Funds
09/02/14	08/27/14		
09/16/14	09/10/14		
		Information Item	Homelessness Issues - Update on Regional Planning/Coordination of Services as well as the 2014 Point-In-time Count Report
		Information Item	Boulder B-Cycle Update
		Information Item	Report on the 2014 Food Tax Rebate Program
10/07/14	10/01/14		
10/21/14	10/15/14		
11/04/14	10/29/14		
11/18/14	11/12/14		
12/02/14	11/26/14		
12/16/14	12/10/14		

June 3, 2014 Start Time: 6:00 PM Business Meeting Location: Council Chambers, 1777 Broadway		
Agenda Section	Item Name	Time
SPECIAL PRESENTATIONS:	Science Tuesday and Declaration - Professor Molner Recipient of the Crafoord Prize	30 Minutes
OPEN COMMENT:		45 Minutes
CONSENT:	Summary of April 22 study session	15 Minutes
	Human Services Master Strategy Study Session Summary	
	Summary of the TMP Study Session from 4/29	
	1st Reading Ordinance for Individual Landmark at 2104 Bluff Street	15 Minutes
	1st Reading of Election Code Updates	
	EET RFP to Award Remaining EET Funds	
	Consideration of a resolution amending the 2014 Downtown Commercial District Fund (formerly CAGID Fund) Budget	
	Consideration of a resolution amending the 2014 University Hill Commercial District Fund (Formerly CAGID Fund) Budget	
	Consideration of a motion to adopt a resolution amending the 2014 Budget for the Boulder Municipal Property Authority	
	2nd Reading Landmark Lofts Phase II Deed of Vacation	
	2014 Budget First Adjustment to Base - Second Reading	
	Summary of the 4/22/14 Hill Reinvestment Strategy Study Session	
PUBLIC HEARINGS:	Amendments to Section 5-3-7, "Aggressive Begging Prohibited," B.R.C., 1981	30 Minutes
	2nd Reading Trinity Commons	1 Hour
MATTERS FROM CITY MANAGER:	Downtown City Office Space	30 Minutes
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	3.50

June 17, 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:	Lower Bear Canyon Creek Mapping Study	15 Minutes
	Study Session with the Library & Arts Department	
PUBLIC HEARINGS:	2nd Reading Density ROW/Valuation Code Changes	45 minutes
	2nd Reading Ordinance for Individual Landmark at 2104 Bluff Street	15 Minutes
	Second Reading of Election Code Updates	1 Hour
MATTERS FROM CITY MANAGER:	Potential Ballot Items	30 Min
	Council Work Plan update	20 Minutes
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:	Baseline Underpass CEAP	
	Total Estimated Meeting Time (Hours)	3.83

Council Recess June 18 - July 13, 2014

July 15, 2014

Start Time: 6:00 PM Business Meeting

Location: Council Chambers, 1777 Broadway

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

August 5, 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:	Resolution appointing auditor for the annual audit	15 Minutes
	Accepting the 2013 Comprehensive Annual Financial Report and Independent Auditor's Reports	
	First reading Short-term Parking Code Changes and Bike Parking	
	Placeholder - Open Space bond sales	
PUBLIC HEARINGS:		
MATTERS FROM CITY MANAGER:		
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	1.00

August 19, 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:	1st Reading, South Boulder Creek Flood Mitigation	15 Minutes
	1st Reading - BRC Supplement 120 Emergency Ordinance	
	Placeholder - Open Space Bond Sales	
PUBLIC HEARINGS:		
MATTERS FROM CITY MANAGER:		
MATTERS FROM CITY ATTORNEY:		
MATTERS FROM MAYOR AND MEMBERS:		
CALL-UPS:		
	Total Estimated Meeting Time (Hours)	1.00