

COUNCIL AGENDA COMMITTEE
December 2, 2013

Present: Mayor Appelbaum; Council Member Karakehian; Council Member Weaver; City Manager Jane Brautigam; Deputy City Manager Paul Fetherston; Deputy City Clerk Alisa Darrow; City Attorney Tom Carr; Deputy City Attorney David Gehr

CAC convened at 8:00 AM.

1. December 3 – Final Agenda

A. Reminder – 5:00 PM Start*

AGENDA

1. CALL TO ORDER AND ROLL CALL

A. Items relating to the certification of the General Coordinated mail Ballot Election held on November 5, 2013:*

1. Motion to adjourn from the Boulder City Council and convene as the General Canvassing and Election Board for the City of Boulder General Coordinated Municipal Election

Council Member Karakehian noted a typo on page 2 of the item stating the election occurred on November 3, 2009.

2. Roll Call of the General Canvassing and Election Board*
3. Administration of oath and signing by Board Members*
4. Consideration of a motion nominating a member to chair the Board*
5. 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*
6. Public Hearing*

7. Consideration of a motion that the abstract and result sheets be approved and signed*
8. Motion to adjourn from the General Canvassing and Election Board for the General Coordinated Municipal Election and reconvene as the Boulder City Council*

Motion to adjourn to the Library Gallery space for a Flood Cleanup and Recovery open house and reconvene the meeting of the Boulder City Council at 6:00 PM.*

B. Flood Cleanup and Recovery Update by Kathleen Tierney, University of Colorado*

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.*

A. Flood Cleanup and Recovery Comprehensive Update by Staff*

City Manager Brautigam asked that Council give staff direction regarding policy around flood cleanup and recovery questions outlined in the memorandum. She also noted that there was questions about annexations and whether Council wants them all handled equally and if not, why.

Council Member Karakehian asked for information regarding any upcoming lawsuits against the city related to the flood.

City Attorney Tom Carr commented that residents have 6 months to file a claim with the city and any further information would be given in a confidential memo.

Mayor Appelbaum asked staff to present the key questions that they needed Council to answer immediately and those that could wait until a later date. He also asked for information on tradeoffs in order to complete certain work related to infrastructure and any rate impacts.

Council Member Karakehian asked for information on the cost of annexations, he was specifically interested in the cost for water and sewer.

3. **CONSENT AGENDA** (to include first reading of ordinances) Vote to be taken on the motion at this time. (Roll call vote required)
 - A. Consideration of a **motion to approve the City Council Meeting Minutes from October 22, 2013***

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**

Mayor Appelbaum commented that there were typos on the page listing Council Member terms and names, page 218 relating to transportation #2 take out “make strides,” and page 224 relating to energy and defining what “efficiency generation” meant or changing it to “energy efficiency measures.” On page 241, about fines for photo radar, the words “program” and “and” did not have a space between them.

Council Member Weaver noted that he would work with Carl Castillo on some of the wording.

City Manager Brautigam stated that there would be an errata sheet in addition to changes that Council Member Weaver would work on.

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

None*

6. MATTERS FROM THE CITY MANAGER

None

City Manager Brautigam suggested that she give an update on Council Chambers due to a delay in construction. She noted that the new end date was the end of January.

CAC agreed to add this item.

7. MATTERS FROM THE CITY ATTORNEY

None*

8. 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) Information Packet**
Date: December 3 Last Opportunity to Call-Up: December 3*

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) Information Packet Date: December 3 Last Opportunity to Call-Up: December 3*
3. **Site review for 1738 Pearl Street for a three story, 38 foot tall building addition** Information Packet Date: December 3 Last Opportunity to Call-Up: December 3

Council Member Weaver noted that he and Council Member Young would recuse themselves.

B. Discussion of Planning Board Vacancies and 2014 Board & Commission Recruitment

City Attorney Tom Carr stated that staff was not making a specific recommendation on whether or not to make an interim appointment to the Planning Board.

C. Appointment of Council liaison to Boulder Housing Partners*

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***

2. December 10 – Study Session

A. Council Work Plan/Pre-Retreat Work

City Manager Jane Brautigam reviewed the proposed agenda for the December 10, 2013 study session and the change in format for the 2014 Council Retreat.

3. Calendar Items*

A. Calendar Requests

CAC discussed the desire to bring back the occupancy requirements in rentals for consideration and also to schedule a discussion on the municipal campus and panhandling. She also noted that the Comprehensive Housing Strategy was in progress and she did not have a timeframe for it to go before Council.

Deputy City Manager Paul Fetherston noted that there was an in-depth item that would be in the Council Reference Notebook that Council would receive for the retreat in January.

CAC agreed that there would be a draft agenda for the retreat for discussion at the December 17, 2013 meeting.

4. Additional items*

A. Housing Director Vacancy

City Manager Jane Brautigam commented that there would likely be recruitment for the Housing Director position again.

CAC adjourned at 8:50 AM.