R E C O R D O F P R O C E E D I N G S

CITY OF LAFAYETTE
CITY COUNCIL MEETING

October 1, 2013

Call to Order
Mayor Carolyn Cutler called the October 1, 2013, regular City Council Meeting to order at 6:50 p.m. in the City Hall Council Chambers at 1290 S. Public Road, Lafayette, Colorado.

Those present and answering roll call were Mayor Carolyn Cutler, Mayor Pro Tem Steve Kracha and Councilors Alexandra Lynch, Pete d'Oronzio and Brad Wiesley.

A motion was made by Councilor d'Oronzio and seconded by Councilor Wiesley *to excuse Councilor Christine Berg*. The motion passed unanimously.

A motion was made by Councilor Wiesley and seconded by Councilor d'Oronzio *to excuse Councilor Lupberger*. The motion passed unanimously.

Also in attendance were City Administrator Gary Klaphake, Police Chief Rick Bashor, City Clerk Susan Koster, Finance Director Robert Wright, Public Works Director Doug Short, Community Development Director Phillip Patterson and City Attorney Dave Williamson.

Recess Regular Council Meeting
Mayor Cutler recessed the Regular Council Meeting at 7:06 p.m. in order to conduct General Improvement District Meetings for Lafayette Tech Center, Lafayette Corporate Campus, Lafayette City Center and Exempla. The minutes of these meetings are recorded separately.

Reconvene Regular Council Meeting
Mayor Cutler reconvened the Regular Council Meeting at 7:24 p.m.

Councilor Lupberger arrived at 7:25 p.m.

Items From the Public
Jay Ruggeri, 501 N. Bermont Street, spoke in favor of the amendments to the Municipal code pertaining to One Lafayette.

Merrily Mazza, 581 Wild Ridge Lane, spoke against Resolution No. 2013-52 / Opposition to Lafayette Ballot Question No. 300 / Gas and Oil Charter Amendment.

Mike Page, 1506 Euclid Circle, spoke on behalf of Tom Dowling (candidate for City Council), in support of Ballot Question No. 300 / Gas and Oil Charter Amendment and Ballot Issue No. 301 / Utility Occupation Tax, and in opposition to Ballot Question No. 2A / Xcel Franchise Renewal. He expressed his agreement with Mr. Dowling.

Cliff Smedley, 707 Merlin Drive, spoke in opposition to the Xcel franchise renewal, and in favor of the Utility Occupation Tax and the Gas and Oil Charter Amendment.

Larry Miloschevich, 1650 Bedivere Circle, spoke in opposition to Resolution No. 2013-51, and in opposition to the Xcel franchise renewal. He urged a yes vote for the Utility Occupation Tax.

Alex Schatz, 305 W. Cleveland Street, spoke in support of Council's position on the Gas and Oil Charter Amendment. He talked about pedestrian safety issues at the intersection of Simpson Street and North Bermont Avenue, in front of the Lafayette Elementary School grounds.

Doug Conarroe, 513 East Elm Street, spoke against the Oil and Gas Amendment and the Utility Occupation Tax, and in favor of the renewal of the Xcel franchise.

2014 Budget
Finance Director Wright presented Resolution No. 2013-48 / Adopting the 2014 Budget and Establishing the Mill Levy. A motion was made by Councilor Lupberger and seconded by Councilor Lynch *to adopt Resolution No. 2013-48 as presented*. The motion passed unanimously.

Finance Director Wright presented the first reading of Ordinance No. 25, Series 2013 / Appropriating Funds for the Operation of the City for the Fiscal Year 2014.

Mayor Cutler opened a public hearing at 8:03 p.m. and invited interested parties to speak. Seeing no one, she closed the hearing.

A motion was made by Councilor Lupberger and seconded by Councilor Wiesley *to approve on first reading Ordinance No. 25, Series 2013 as presented*. The motion passed unanimously.

Consent Agenda
Mayor Cutler read the Consent Agenda:

D. Workshop Meeting of September 17, 2013
E. Regular Meeting of September 17, 2013
F. Resolution No. 2013-49 / Agreeing to Provide Specified Services to Property to be Excluded from the Mountain View Fire Protection District
G. Contract / City Service Center Expansion / Creative Construction by Design
H. SoLa Subdivision PUD Final Plan / Replat C and PUD Amendment No. 2
I. Site and Architectural Plan Review / Lot 8C, SoLa Filing No. 1, Replat C / Mainstreet Skilled Nursing and Assisting Living
J. Site and Architectural Plan Review / PUD Amendment / Lot 2C, SoLa Filing No. 1, Replat C / Murphy Express
K. Minor Subdivision / Lafayette Tech Center Filing No. 3, Replat I
L. Site and Architectural Plan Review / Lot 1, Lafayette Tech Center Filing No. 3, Replat I / Xtreme Altitude Gymnastics
M. Economic Development Agreement / Xtreme Altitude Gymnastics
N. Purchase Orders and Amendments

A motion was made by Mayor Pro Tem Kracha and seconded by Councilor Wiesley *to approve the Consent Agenda*. The motion passed unanimously.

Public Hearing / Vacation of Access Easements and Utility Easements / SoLa Subdivision Filing No. 1, Replat C
Community Development Director Phillips presented the second reading of Ordinance No. 24, Series 2013. He said the ordinance vacates public and pedestrian easements, and emergency and utility easements in the subdivision that are not being utilized. It also dedicates new easements to replace those being vacated as a result of reconfigured platted lots.

Mayor Cutler opened a public hearing at 8:06 p.m. and invited interested parties to come forward. Seeing no one, she closed the hearing.

A motion was made by Councilor Lynch and seconded by Councilor Wiesley *to approve on second Reading Ordinance No. 24, Series 2013 / Vacation of Access and Utility Easements / SoLa Subdivision Filing No. 1, Replat C*. The motion passed unanimously.

Council Appointment
A motion was made by Mayor Pro Tem Kracha and seconded by Councilor d'Oronzio *to appoint Jhoana Arrendondo, Linnea DiLullo, Zujey Dueas and Kristian Williams to the Lafayette Youth Advisory Commission*. The motion passed unanimously.

Fire Prevention Week
Mayor Pro Tem Kracha read a proclamation designating October 6-12, 2013 as Fire Prevention Week in Lafayette and urged residents to Prevent Kitchen Fires.

A motion was made by Mayor Pro Tem Kracha and seconded by Councilor d'Oronzio *to adopt the proclamation as read*. The motion passed unanimously.

Fire Chief Gerry Morrell spoke about the importance of fire safety in the kitchen.

One Lafayette Establishing Ordinance
City Administrator Klaphake presented the first reading of Ordinance No. 26, Series 2013 / Amending Article V of Chapter 28 of the Municipal Code / The One Lafayette Legacy Fund, the One Lafayette Annual Disbursement Fund and the One Lafayette Advisory Committee.

Mr. Klaphake said the Ordinance puts into effect changes recommended by Councilors Lupberger and d'Oronzio who serve on the One Lafayette Steering Committee. A motion was made by Councilor Lupberger and seconded by Councilor d'Oronzio *to approve on first reading Ordinance No. 26, Series 2013 as presented*. The motion passed unanimously.

Resolutions Pertaining to 2014 Ballot Measures

Resolution No. 2013-50 / Supporting Lafayette Ballot Question No. 2A / Xcel Franchise Renewal
Councilors made changes to the order of the recitals and some wording. A motion was made by Councilor Lynch and seconded by Councilor Wiesley to approve Resolution No. 2013-50 as amended. The motion passed unanimously.

Resolution No. 2013-51 / Opposing Lafayette Ballot Issue No. 301 / Utility Occupation Tax
A motion was made by Mayor Pro Tem Kracha and seconded by Councilor Lynch *to approve Resolution No. 2013-51 as written*. The motion passed unanimously.

Resolution No. 2013-52 / Opposing Lafayette Ballot Question No. 300 / Gas and Oil Charter Amendment
A motion was made by Councilor d'Oronzio and seconded by Councilor Lynch *to approve Resolution No. 2013-52 as written*. The motion passed unanimously.

Roosevelt Avenue Bike Lane
Councilor d'Oronzio asked to reschedule this item to the October 15, 2013 Council Meeting.

Adjournment

Mayor Cutler adjourned the meeting at 9:18 p.m.

CITY OF LAFAYETTE, COLORADO

_____
Carolyn D. Cutler, Mayor

ATTEST:

_____
Susan Koster, CMC
City Clerk

The minutes herein are a summary of the business conducted at this meeting, not a verbatim transcription. Only the actions taken and text appearing within quotation marks are verbatim.