STATEMENT OF VISION

Lafayette's panoramic view of the Rocky Mountains inspires our view into the future. We value our heritage, our unique neighborhoods, a vibrant economy and active life-styles. We envision a future that mixes small town livability with balanced growth and superior city services.

May 20, 2014

A G E N D A

5:30 PM CITY COUNCIL WORKSHOP

I. Presentation / Community Art Quilt / Centaurus High School 9th Graders (15 min)

II. Library Strategic Plan (45 min)

6:30 PM CITY COUNCIL MEETING

I. OPENING OF REGULARLY SCHEDULED MEETING

Call to Order
Pledge of Allegiance
Roll Call

II. ADJOURN TO EXECUTIVE SESSION – According to C.R.S. 24-6-402(4)(e), for determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators pertaining to properties on South Public Road and South Boulder Road.

III. RECONVENE COUNCIL MEETING

IV. ITEMS FROM THE PUBLIC NOT ON THE AGENDA The public may address any City business, including Consent Agenda items, for which a public hearing is not scheduled later in the meeting

V. PRESENTATION

A. Waste Reduction Advisory Committee / 2013 Annual Report and 2014 Goals

VI. CONSENT AGENDA

B. Minutes of the Council Workshop Meeting of May 6, 2014

C. Minutes of the Regular Council Meeting of May 6, 2014

D. Second Reading / Ordinance No. 14, Series 2014 / Amending Sections 26-14-20, Vacation of Roadways and Easements; 26-15-4, Special Use Review Criteria; 26-16-6, Staff Review of Certain Applications; 26-19-5, Landscape Regulations and

Guidelines and Table 26-A, Use Chart of The Code of Ordinances of Lafayette, Colorado

E. Purchase Orders and Amendments

VII. COUNCIL APPOINTMENTS

F. Lafayette Urban Renewal Authority

G. Planning Commission & Board of Adjustment Interview Committee

VIII. REGULARLY SCHEDULED ITEMS

H. First Reading / Ordinance. No 15, Series 2014 / Amending Section 47-2 of the Municipal Code Pertaining to the Definition of Demolition

I. Resolution No. 2014-23 / HEAL City (Healthy Eating Active Living)

IX. STAFF REPORTS

J. Community Development / Ballot Issue / Excise Tax on Unprocessed Retail Marijuana and the Sale of Retail Marijuana and Retail Marijuana Products

K. City Administrator's Report

1. Lafayette Clean Energy

L. City Attorney's Report

X. COUNCIL REPORTS

XI. ADJOURN

LAFAYETTE PUBLIC LIBRARY
STRATEGIC PLAN
2014-2016

INTRODUCTION

The goal in preparing this Strategic Plan (2014-2016) is to provide direction for the future of the library. In doing so, the board must consider two different audiences. To the public, the board wishes to establish a clear message; not a prediction of the future, but principles upon which to improve upon the great work already being accomplished. To the staff, those principles must provide a framework for the path forward. With limited resources, and a responsibility to the residents of Lafayette to use those resources effectively, the library leadership faces frequent decisions about what services to provide and how to do so efficiently.

In developing this document, the Lafayette Public Library's Advisory Board adhered to the importance of an inclusive community. To demonstrate this commitment, the board worked not only with library staff but also surveyed the community, including both frequent and infrequent library users.

The fall 2013 survey for the Advisory Board illustrates that the library is a critical resource for the community. Feedback from the survey demonstrates that respondents value the variety of the collection (primarily books and DVDs, but also other materials) and the quality of the programming (including story times, kids programs, homework center, etc.). The survey also identified several suggestions, including staying current with ebook technology, providing more variety in adult programming, better communicating the depth of library resources, and reaching those who are currently not using the library.

LIBRARY MISSION, VISION, AND GUIDING PRINCIPLES

What is our purpose?
Mission Statement:

The Lafayette Public Library brings community, information, and ideas together to inspire literacy, learning, and discovery.

What do we want the future to look like?
Vision Statement:

Lafayette Public Library is at the heart of our thriving city. In partnership with others, we will build and foster a community that:
-values learning
-provides every person the opportunity to reach his/her full potential
-nurtures creativity, exploration, and discovery
-values and honors all.

What do we believe in – what are our core values?
Guiding principles:

<u>Access for all</u>: We provide universal access to library resources, programs, and facilities.

Community building: We develop positive relationships with our customers and actively engage in partnerships and collaborations with other organizations in our community.

Adaption and innovation: We adapt to the ever changing needs of our community and welcome innovation in new technologies, programs, and services.

Intellectual Freedom, Privacy, and Confidentiality: We believe that every individual has the right to seek, receive, hold, and disseminate any and all information and ideas. The personal privacy and anonymity of library users is and must be inviolable.

Literacy: We support and encourage opportunities to learn, understand, interpret, and communicate using printed, written, and digital resources.

Lifelong Learning: We commit to providing intellectual and cultural stimulation to foster personal development and active citizenship.

GOALS AND STRATEGIES FOR 2014-2016

Goal I: Improve literacy in our community.

- Lead in providing crucial early learning experiences
- Expand lifelong learning opportunities.
    1. Expand services to support parents in giving young children tools for success in school
    2. Work to enhance access to literacy programs, resources, and services
    3. Actively join civic efforts to close educational achievement gaps
    4. Create new learning opportunities with public, private, and non-profit partners
    5. Investigate and support opportunities for staff to engage local organizations and businesses
    6. Provide incentives for staff to design and test innovative programs and services
    7. Provide additional professional development opportunities for staff
    8. Establish a peer mentoring program for new staff

Goal II: Strengthen the library's commitment to digital literacy and access to new technology.

- Provide more and better access to technology resources
- Create more opportunities for technology learning.
    1. Expand computer classes and digital literacy training opportunities for adults
    2. Continue collaboration with Lafayette Tech Meetup and Program Lafayette

3. Investigate opportunities to create a maker space or learning lab where anyone can experiment with new tools and technologies

4. Actively seek out/identify and build on collaborative initiatives with other libraries

5. Expand staff training to enable all library staff to effectively promote digital resources to our customers

6. Provide opportunities for staff to design and test innovative programs and services

Goal III: Celebrate progress.

- Communicate with stakeholders.

- Celebrate accomplishments with staff and community members.

1. Establish regular opportunities for board members to meet and talk with library customers and other community members (library board)

2. Explore avenues for more effective self promotion through news coverage, social media, and other means

3. Plan and present an update report to City Council at least twice a year (staff and library board)

ACKNOWLEDGEMENTS

We wish to extend our thanks to everyone who participated in the development of the 2014-2016 Strategic Plan:

LIBRARY BOARD MEMBERS

Dave Belin
David Clark
Ethan Hecht
Warren Hite
Bryan Holinka
Marjorie Jannotta
Susan Kintzle
Scott Steinbrecher
Teri Ward
Staci Lupberger, City Council Liaison

LIBRARY STAFF

Betsy Stroomer, Library Director
Scott Foley
Patty Frobisher
Bernice Hicks
Claudia Tomass
And the entire staff of the Lafayette Public Library

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

CITY OF LAFAYETTE
CITY COUNCIL WORKSHOP

May 6, 2014

Call to Order
Mayor Christine Berg called the May 6, 2014 City Council Workshop to order at 5:35 p.m. in the Council Chambers at 1290 South Public Road in Lafayette, Colorado.

Those in attendance included Mayor Christine Berg, Mayor Pro Tem Gustavo Reyna; and Councilors Alexandra Lynch, Brad Wiesley, Merrily Mazza and Tom Dowling. Also present were City Administrator Gary Klaphake, Police Chief Rick Bashor, Recreation and Facilities Management Director Curt Cheesman, City Attorney Dave Williamson and Deputy City Clerk Susan Barker.

Lafayette Energy Programs
Recreation and Facilities Management Director Cheesman reviewed all current energy conservation programs including solar projects, energy audits, infrastructure improvements for energy conservation and cost savings and community outreach.

E-Accelerator Rocky Mountain Institute Plan
Rob Menzies presented findings from the Rocky Mountain Institute e-Lab Accelerator Conference as well as goals for a Lafayette clean energy program.

Adjournment
Mayor Berg adjourned the workshop at 7:10 p.m.

CITY OF LAFAYETTE, COLORADO

_____
Christine Berg, Mayor

ATTEST:

_____
Susan Barker, CMC
Deputy 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.

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

May 6, 2014

Call to Order
The May 6, 2014, regular City Council Meeting began at 7:30 p.m. in the Council Chambers at Lafayette City Hall, located at 1290 S. Public Road in Lafayette, Colorado.

Roll Call
Those in attendance included Mayor Christine Berg and Mayor Pro Tem Gustavo Reyna; and Councilors Staci Lupberger, Brad Wiesley Merrily Mazza, Alexandra Lynch and Tom Dowling.

Also present were City Administrator Gary Klaphake, Police Chief Rick Bashor, Public Works Director Doug Short, Community Development Director Phillip Patterson, Community Life Director Betsy Stroomer, Recreation and Facilities Management Director Curt Cheesman, Planning Manager Karen Westover, City Attorney Dave Williamson and Deputy City Clerk Susan Barker.

Public Input
The following people spoke in favor of Disc Golf at Waneka Lake.
Paul Hahn – 1274 Lambert Circle
Ray Woodruff – 1304 Centaur Circle
Steve Kracha – 396 Lone Eagle Point
Jeff Scott – 309 E. Cannon

The following people spoke in opposition of Disc Golf at Waneka Lake
John Hallowell – 2280 Waneka Lake Trail
Randy Niendorff – 1225 Sparta Drive
Andy Torri – 1090 Sparta Drive
Meredith Flynn – 1110 Sparta Drive
Nancy Walker – 1160 Sparta Drive

The following people were opposed to Disc Golf and did not speak.
Larry Clyman – 1160 Sparta Drive
Jonathan Hazen – 1110 Sparta Drive
Yasuko Tsunekawa – 1090 Sparta Drive

Staff will present a report on the proposed Disc Golf program at Waneka Lake before the May 20, 2014 meeting.

Cliff Smedley – 707 Merlin Drive, supports energy efforts proposed in the Council Workshop
Frank Phillips – 278 S. Finch Avenue, supports energy efforts that Lafayette is already involved in
Larry Miloshevich – 1650 Bedivere Circle, supports energy efforts proposed in the Council Workshop and urged Council to put a designated funding for energy sustainability question on the fall ballot.

Public Hearing
Community Development Director Phillip Patterson presented the first reading of Ordinance No. 14, Series 2014 / Amending Sections 26-14-20, Vacation of Roadways and Easements; 26-15-4, Special Use Review Criteria; 26-16-6, Staff review of Certain Applications; 26-19-5, Landscape Regulations and guidelines and table 26-A, Use Chart of the Code of Ordinances.

Mayor Berg opened a public hearing at 8:15 p.m. and invited interested parties to step forward. Seeing no one, she closed the public hearing.

A motion was made by Councilor Lynch and seconded by Mayor Pro Tem Reyna t*o approve on first reading Ordinance No. 14, Series 2014 as presented.* The motion passed unanimously.

Presentations
Toys for God's Kids
Jerry Williams and Mr. Marlin Dorhout presented Councilors with information and samples of their toys and asked for support in finding a place for their volunteers to work and craft their toys.

Xcel/Community Energy Efficiency Program and Solar Garden Award
Xcel Energy Area Manager Craig Eicher and Product Portfolio Marketing Manager Margarita S. Alarcón presented an award to the City in recognition of the City's leadership, partnership and commitment to energy efficiency.

East Simpson Street Architectural & Cultural Survey Results
Planning Manager Karen Westover and Natalie Feinberg Lopez, Principal of Built Environmental Evolutions (BEE) presented the findings of the East Simpson Street Architectural & Cultural Survey. The survey, which was completed with funds from Historic Colorado, identifies structures that may be eligible for local, state or national landmarking and provides a deeper understanding of the history of East Simpson Street.

Consent Agenda
Mayor Berg read the consent Agenda.
F. Minutes of the Regular City Council Meeting of April 15, 2014
G. Contract / Indoor Water Meter Relocation Project / Hatrock Excavating
H. Service Agreement / Lafayette Energy Sustainability Advisory Committee Consulting / Stacy Lambright, Shades of Green Consulting
I. Resolution No. 2014-20 / Adopting New Fee Schedule for City Services, Goods and Programs
J. Second Reading / Ordinance No. 13, Series 2014 (as renumbered) / Repealing and Reenacting Portions of the Lafayette Criminal Code
K. Reschedule June 17, 2014 Council Meeting to June 16, 2014 / CML Conference
L. Forest Park PUD, Lot 12, Block 2
   1. Resolution No. 2014-21 / Establishing Growth Management Status / Non-Exempt
   2. Final Plan / PUD Amendment
   3. Site and Architectural Plan Review
M. 287 Commercial Retail Center Subdivision Lots 5 & 6 / Site Plan and Architectural Review
N. Resolution No. 2014-22 / Commercial Design Guidelines Amendment

Items H & I were removed from the Consent Agenda.

A motion was made by Councilor Lynch and seconded by Mayor Pro Tem Reyna *to approve the remainder of the Consent Agenda*. The motion passed unanimously.

Item H - A motion was made by Councilor Lupberger and seconded by Councilor Lynch *to approve the Service Agreement / Lafayette Energy Sustainability Advisory Committee Consulting / Stacy Lambright, Shades of Green Consulting.* The motion passed unanimously.

Item I - A motion was made by Councilor Mazza and seconded by Councilor Dowling *to approve Resolution No. 2014-20 / Adopting New Fee Schedule for Municipal Services, Goods and Programs.* The motion passed unanimously.

Waste Reduction Advisory Committee
A motion was made by Councilor Dowling and seconded by Councilor Lupberger *to appoint Frank Phillips to a four-year term to the Waste Reduction Advisory Committee.* The motion passed unanimously.

Senior Advisory Board
A motion was made by Councilor Wiesley and seconded by Councilor Lupberger *to appoint Kathleen Johnston to the open Alternate Two Senior Advisory Board position through December 2017.* The motion passed unanimously.

Library Board
A motion was made by Councilor Lupberger and seconded by Councilor Wiesley *to reappoint Dave Belin and appoint Christine Burke and Anne DiPardo for three year terms and to appoint Missy Durfey as Alternate.* The motion passed unanimously.

Latino Advisory Board
A motion was made by Councilor Lynch and seconded by Mayor Pro Tem Reyna *to appoint Benita Werner to a full three year term as an alternate.* The motion passed unanimously.

National Public Works Week
Councilor Dowling read a proclamation designating May 18-24, 2014 as National Public Works Week. A motion was made by Councilor Dowling and seconded by Councilor Lupberger *to adopt the proclamation as read*. The motion passed unanimously.

National Police Week
Councilor Wiesley read a proclamation designating May 11-17, 2014 as National Police Week and designating May 15 as Peace Officers' Memorial Day. A motion was made by Councilor Wiesley and seconded by Councilor Lupberger *to adopt the proclamation as read*. The motion passed unanimously.

City Attorney's Report

City Attorney Dave Williamson provided an update on the procedural status of litigation that the City is involved in.

Parks, Open Space and Golf
Director Monte Stevenson presented the Emerald Ash Borer (EAB) Response Plan for trees located on publicly-owned land. The plan anticipates a public outreach and communication effort.

Adjourn
The meeting was adjourned at 10:10 p.m.

CITY OF LAFAYETTE, COLORADO

_____
Christine Berg, Mayor

ATTEST

_____
Susan Barker, CMC
Deputy City Clerk

[SEAL]

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

Expenditures for Approval
May 20, 2014

Information Systems	
Dell	$12,922.34
Dell Computer Systems	
Public Works	
Dana Kepner Co. Inc.	$25,716.95
55- Inside to Outside Meter Relocations	
Merrick & Co.	$15,000.00
Engineering Services for Aeration System and Dry Feeder/Garage	
Westest	
South Boulder Road 2014 Paving Project	$36,000.00

Lafayette Urban Renewal Authority • 1290 S. Public Road • Lafayette, Colorado 80026

STAFF REPORT

To: Gary Klaphake, City Administrator

From: Jenn Ooton, LURA Executive Director

Date: May 12, 2014

Subject: LURA / Reappointment / Carolyn Cutler

Recommendation: Approve reappointment of Carolyn Cutler to the Lafayette Urban Renewal Authority

Background: The initial mayoral appointments to the Lafayette Urban Renewal Authority were approved by City Council on June 5, 2012, and included a two-year appointment for Carolyn Cutler. In accordance with state law, the initial terms of the urban renewal authority were staggered so that the term of at least one commissioner would expire each year.

With Council's approval, Mayor Berg will reappoint Ms. Cutler to LURA for a standard 5-year urban renewal term. Ms. Cutler previously served on the Lafayette City Council and Planning Commission.

Fiscal Impact: None

Attachments: None

COMMUNITY DEVELOPMENT DEPARTMENT

STAFF REPORT

To:	Gary Klaphake, City Administrator
From:	Karen Westover, Planning Manager
Date:	May 13, 2014
Subject:	Appointment of Planning Commission & Board of Adjustment Interview Committee

Background: Terms for two members of the Planning Commission and three members of the Board of Adjustment expire on June 30, 2014. In addition, the Board of Adjustment has a vacancy for the alternate member position. The City Council will need to appoint an interview committee consisting of three Councilors. The Committee will then need to determine the dates and times for the interviews. The openings are currently being advertised and have a closing date of Monday June 30, 2014. Staff suggests the interviews be held sometime during the week of July 7th so that an appointment may be made at the July 15th City Council meeting to have Commissioner's seated by the July 22nd and 23rd Planning Commission meetings.

Fiscal Impact: None

Attachments: None

COMMUNITY DEVELOPMENT DEPARTMENT

STAFF REPORT

To: Gary Klaphake, City Administrator

From: Karen Westover, Planning Manager

Date: May 13, 2014

Subject: First Reading / Ordinance No. 15, Series 2014 / Amending Section 47-2 of the Code of Ordinances Pertaining to the Definition of Demolition

Recommendation: Approval of Ordinance No. 15, Series 2014, amending Section 47-2 of the Code of Ordinances as recommended by the Historic Preservation Board

Background: On May 5, 2014, the Historic Preservation Board discussed the need for a definition of demolition and recommended amending Section 47-2 by adding such a definition. For buildings 50 years old or older, the proposed amendment defines demolition as the removal of 50 % of the roof or 50% of exterior walls in order to follow the demolition review process. In addition, the definition also proposes that the removal of any portion of a wall that faces a public street be considered a demolition. The Board feels this is an important component of the definition because it may have a noticeable impact on the historic significance of the building.

Currently, the Code requires the demolition of any building 50 years old or older be reviewed by the Historic Preservation Board Review Team. The Team, which is composed of two members of the Historic Preservation Board and one staff member, determines whether the building has possible historic significance. If the building has possible significance the demolition permit is referred to the Historic Preservation Board. At a public hearing, the Historic Preservation Board, using the landmark designation criteria, may issue a stay on the demolition permit, not to exceed 90 days.

For buildings that are completely removed from the property it is easy to determine whether or not it is a demolition. However, recently a permit was submitted to remodel a house that proposed to remove the entire roof and portions of the walls. While the street facing wall was proposed to remain, the location and size of the windows and doors were significantly changed the siding was to be replaced. Without a definition of demolition, staff was reluctant to send the permit through the demolition review process. The permit was approved and as a result all of the existing studs and wall sheathing were replaced and essentially the building was remodeled to such a degree that any historic characteristics of the building were completely lost.

The Board is concerned that this practice will continue and without a clear definition of demolition, the process to review a demolition permit for a building 50 years old or older will be circumvented. The Board searched and reviewed definitions of demolition and found the proposed definition of demolition is very clear.

Fiscal Impact: Staff is not aware of any fiscal impacts with the approval of this Ordinance. Normal fees and charges will apply where applicable.

Attachment:

- Ordinance No. 15, Series 2014

ORDINANCE NO. 15, SERIES 2014
INTRODUCED BY:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAFAYETTE, COLORADO, AMENDING SECTION 47-2 OF THE CODE OF ORDINANCES OF LAFAYETTE, COLORADO PERTAINING TO THE DEFINTION OF DEMOLITION

WHEREAS, the City of Lafayette Historic Preservation Board (the "Board") has expressed concern about the remodeling of buildings 50 years old and older that results in the demolition of a significant portion of building; and

WHEREAS, the Code does not currently define demolition which makes it difficult to determine that the demolition of a significant portion of the building is subject to the review process in Section 47-22; and

WHEREAS, on May 5, 2014 the Board considered an amendment to the Section 47 of the Code of Ordinances of the City of Lafayette, Colorado to define demolition; and

WHEREAS, after carefully studying the proposed amendment to Chapter 47 of the Code of Ordinances, the Board recommended approval of the following amendment; and

WHEREAS, the City Council desires to adopt the Board's recommendation.

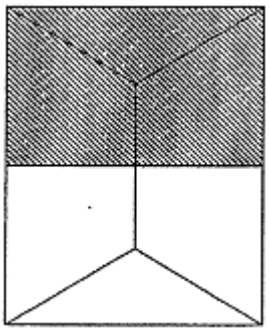
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAFAYETTE, COLORADO:

SECTION 1. That Section 47-2 of the Code of Ordinances of the City of Lafayette, Colorado, is hereby amended by adding a defined term, to read as follows:

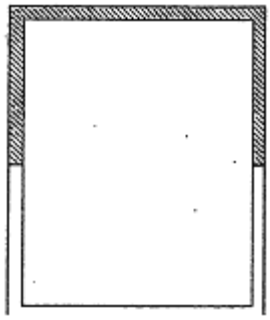
Section 47-2 Definitions

Demolition or demolish means an act or process that removes one or more of the following: - (The shaded area illustrates the maximum amount that may be removed without constituting demolition)

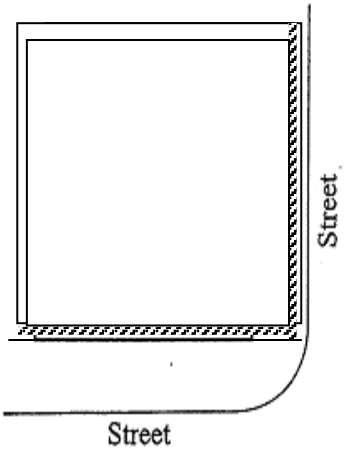
(1) Fifty percent or more of the roof area, as measured in plan view; (See example.)



(2) Fifty percent or more of the exterior walls of a building as measured contiguously around the building envelope (See example); or



(3) Any portion of an exterior wall facing a public street, but not an alley (See example).



In order for a wall not to be considered a demolished wall, the wall shall meet the following minimum standards:

A) The wall shall retain studs or other structural elements, the exterior wall finish and fully framed and sheathed roof above that portion of the remaining building to which such wall is attached;
B) The wall shall not be covered or otherwise concealed by a wall that is proposed to be placed in front of the retained wall; and
C) Each part of the retained exterior walls shall be connected contiguously and without interruption to every other part of the retained exterior walls.

SECTION 2. If any article, section, paragraph, sentence, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

SECTION 3. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof is hereby repealed to the extent of such inconsistency or conflict.

SECTION 4. The repeal or modification of any provision of the Code of Ordinances of Lafayette, Colorado by this ordinance shall not release, extinguish, alter, modify or change in whole or in part any penalty, forfeiture or liability, either civil or criminal, which shall have been incurred under such provision. Each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings and prosecutions for enforcement of the penalty, forfeiture or liability, as well as for the purpose of sustaining any judgment, decree or order which can or may be rendered, entered or made in such actions, suits, proceedings or prosecutions.

SECTION 5. This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

SECTION 6. This ordinance shall become effective upon the latter of the 10th day following enactment, or the day following final publication of the ordinance.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE ORDERED THIS _____ DAY OF _____, 2014.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE ORDERED THIS _____ DAY OF _____, 2014.

ATTEST:

_____
Susan Koster, City Clerk CMC

CITY OF LAFAYETTE, COLORADO

_____
Christine Berg, Mayor

APPROVED AS TO FORM:

_____
David S. Williamson, City Attorney

STAFF REPORT

To: Gary Klaphake, City Administrator

From: Debbie Wilmot, Public Information Officer

Date: May 20, 2014

Subject: HEAL City Resolution No. 2014-23
Kaiser Permanente Walk and Wheel Grant

Recommendation: Approval of Resolution No. 2014-23 to establish Lafayette as a HEAL City.

Background: In January 2014 the City of Lafayette received a Walk and Wheel grant from Kaiser Permanente Colorado to enhance walking and biking in our community. This funding will allow us the opportunity to design safer, healthier and more accessible ways for residents to travel throughout the community by bike or on foot.

A requirement of the grant is that Lafayette to become a HEAL (Healthy Eating Active Living) City. This commitment demonstrates the City's support and commitment to a healthy community.

There are five projects staff will be implementing over the next two years as a result of the Walk and Wheel Grant;

- Conduct inventories of bike lanes and sidewalks and incorporate the data into the City's internal mapping system
- Establish and measure baseline bike/pedestrian usage metrics
- Fill-in trail/sidewalk gaps immediately north and south of the Public Road Trailhead
- Identify needs, barriers, and opportunities through community engagement charettes and neighborhood walk audits
- Create and promote an active transportation map, wayfinding signage, and educational outreach for citizens

Fiscal Impact: Lafayette has received $94,650 in grant funding from Kaiser Permanente and will be investing $20,568 towards projects from POG account 28-701-9512.

Attachments: Resolution No. 2014-23

CITY OF LAFAYETTE

RESOLUTION NO. 2014 – 23

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAFAYETTE, COLORADO, SETTING FORTH THE CITY OF LAFAYETTE'S COMMITMENT TO THE "HEAL CITY AND TOWNS CAMPAIGN"

WHEREAS, the Colorado Municipal League's Vision Statement acknowledges the importance of sustaining strong, healthy and vibrant cities and towns; and

WHEREAS, in November 2012, LiveWell Colorado and the Colorado Municipal League agreed to work collaboratively on the Healthy Eating, Active Living (HEAL) Cities and Towns Campaign; and

WHEREAS, LiveWell Colorado is a nonprofit organization committed to preventing and reducing obesity in the state by promoting healthy easting and active living in the places we live, work , learn and play; and

WHEREAS, fifty-eight percent of Colorado adults and a quarter of our children are overweight or obese; and

WHEREAS, the adult obesity rate has doubled in Colorado since 1995 and, if trends continue, only 33 percent of Colorado adults will be a healthy weight by 2020; and

WHEREAS, Colorado ranks 23rd in the nation for childhood obesity, with the second-fastest rate of increase in the nation; and

WHEREAS, more children are being diagnosed with diseases linked to overweight and obesity previously seen only in adults, such as Type 2 diabetes and heart disease. The current generation of children is expected to have shorter lives than their parents due to the consequences of obesity; and

WHEREAS, the City of Lafayette is committed to assuring that residents have access to open space, trails, parks and recreational opportunities in order to support healthy lifestyles in our community.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAFAYETTE, COLORADO, as follows:

The City Council hereby recognized that obesity and overweight is a serious public health threat to the health and well-being of adults, children and families in Lafayette, Colorado. While individual lifestyle changes are necessary, individual effort alone is insufficient to combat obesity's rising tide. Significant societal and environmental changes are needed to support individual efforts to make healthier

choices. To that end, the City of Lafayette adopts this HEAL Cities and Towns resolution:

I. Active Community

BE IT FURTHER RESOLVED that the City of Lafayette should make every effort to promote an active community by:

- Address walking and biking connectivity between residential neighborhoods and schools, parks, recreational resources, and retail through sidewalk assessments, walk audits, and the creation of an active transportation map;
- Continue to support community access to indoor and outdoor public facilities through existing and future joint use agreements with schools and/or other partners;
- Build incentives for development project proposals to demonstrate favorable impact on resident and employee physical activity;
- Examine racial, ethnic, and socio-economic disparities in access to physical activity facilities or resources and adopt strategies to remedy these inequities;
- Continue to support healthy community activities such as:
    - Peach Festival
    - Oatmeal Festival
    - Lafayette Quest Scavenger Hunt
    - Good Sam Bike Jam
    - Get Movin' Colorado Challenge
    - Bike to Work Day
    - Screen-Free Week
    - heART Walk

II Healthy Food Access

BE IT FURTHER RESOLVED that City of Lafayette should make every effort to:

- Support the siting of healthy food retailers, community gardens or farms and farmers' markets in underserved communities to increase access to healthy food, including fresh fruits and vegetables;
- Revise and update relevant zoning code and other regulations to increase opportunities for access to healthy foods wherever and whenever possible, including prioritizing healthy food retail in compact, mixed-use and transit-oriented development, allowing diverse revenue-generation on local farms, and allowing small farmers' markets, produce stands, and mobile vending;
- Support and promote the Isabelle Farm CSA and Community Market, Wilson Community Garden, JAX Farmers Market and the Kerr Garden.

III Workplace Wellness

BE IT FURTHER RESOLVED that in order to promote wellness within City of Lafayette, and to set an example for other businesses, City of Lafayette pledges to adopt and implement an employee wellness policy that will:

- Encourage walking meetings and use of stairways;
- Set nutrition standards for vending machines located at the Bob L. Burger Recreation Center and Lafayette Public Library;
- Encourage healthy food options at City sponsored meetings and programs;
- Accommodate breastfeeding employees upon their return to work;
- Continue to support the Employee Wellness Program which hosts educational, nutritional and healthy lifestyle classes and promotes a variety of physical activities and fun fitness competitions between City departments. Continue to help employees with tobacco cessation programs and incentives for quitting;
- Continue to sponsor Bike to Work Day.

PASSED AND ADOPTED this 20th day of May, 2014.

ATTEST: CITY OF LAFAYETTE, COLORADO

_____ _____

Susan Koster, CMC
City Clerk

Christine Berg
Mayor

APPROVED AS TO FORM:

_____

David S. Williamson
City Attorney

COMMUNITY DEVELOPMENT DEPARTMENT

STAFF REPORT

To: Gary Klaphake, City Administrator

From: Phillip Patterson, Assistant City Administrator / Community Development Director

Date: May 14, 2014

Subject: Ballot Issue / Excise Tax on Unprocessed Retail Marijuana and the Sale of Retail Marijuana and Retail Marijuana Products

Recommendation: Review of potential ballot title and text proposed to be included in a future resolution approving a ballot title and text for an excise tax on the wholesaling of unprocessed retail marijuana and the retailing of retail marijuana and retail marijuana products.

Background: City Council Goal D.2 states "Prepare a forecast including revenues that support City services and programs". As part of this revenue forecast preparation, staff was directed to identify potential new revenue sources. One of the sources generally discussed by Council was a tax on retail marijuana. Therefore, staff has prepared a resolution for Council to consider later this year establishing the ballot title and text that would impose a 5% excise tax on the wholesaling (first sale or transfer) of unprocessed retail marijuana and a 3.5% excise tax on the retail sales of retail marijuana.

Prior to the submittal of the resolution approving the ballot title and text, staff felt it would be prudent to submit the text for Council's review and comment, prior to formally submitting the resolution. The current draft of the ballot title and text to be proposed at a future date reads as follows:

CITY OF LAFAYETTE RETAIL MARIJUANA EXCISE TAX

SHALL THE CITY OF LAFAYETTE TAXES BE INCREASED BY $_____ IN 2015 (FIRST FULL YEAR OF SUCH TAX INCREASE) AND BY WHATEVER ADDITIONAL AMOUNTS ARE RAISED ANNUALLY THEREAFTER BY IMPOSING EFFECTIVE JANUARY 1, 2015, A NEW EXCISE TAX AT THE RATE OF FIVE PERCENT UPON THE FIRST SALE OR TRANSFER OF UNPROCESSED RETAIL MARIJUANA, BY A RETAIL MARIJUANA CULTIVATION FACILITY, AND AT THE RATE OF THREE AND ONE HALF PERCENT UPON THE SALE OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS PERMITTED BY ARTICLE XVIII, SECTION 16 OF THE COLORADO CONSTITUTION, WHICH RATES MAY BE ADJUSTED FROM TIME TO TIME BY CITY COUNCIL WITHOUT FURTHER VOTER APPROVAL SO LONG AS SUCH RATES DO NOT EXCEED TEN PERCENT AND SHALL THE REVENUE RECEIVED BY THE CITY FROM THE COLLECTION OF THE EXCISE TAX BE USED TO PAY OR REIMBURSE THE CITY FOR DIRECT AND INDIRECT COSTS INCURRED OR EXPENDED BY THE CITY IN THE ENFORCEMENT OF RETAIL MARIJUANA REGULATIONS, TO SUPPORT LOCAL DRUG EDUCATION PROGRAMS, PREVENT UNDERAGE CONSUMPTION AND FOR OTHER GENERAL PURPOSES OF THE CITY; AND SHALL THE CITY BE AUTHORIZED TO COLLECT AND SPEND SUCH REVENUE AS A VOTER APPROVED REVENUE CHANGE UNDER ARTICLE X SECTION 20 OF THE COLORADO CONSTITUTION?

Please inform staff if you have any concerns, issues or questions related to the above text.

Fiscal Impact: The resolution is required by state law to include a dollar amount that is expected to be generated by the new tax in the first year. Staff is currently working on ways to determine and estimate the revenue from this potential tax.

Attachments: None.