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

January 3, 2012

Call to Order
Mayor Carolyn Cutler called the January 3, 2012 regular City Council Meeting to order at 6:00 p.m. in the Council Chambers at 1290 South Public Road, Lafayette, Colorado.

Those present and answering roll call were Mayor Carolyn Cutler, Mayor Pro Tem Steve Kracha and Councilors Pete d'Oronzio, Alexandra Lynch, Christine Berg and Brad Wiesley. A motion was made by Councilor d'Oronzio and seconded by Councilor Wiesley *to excuse Councilor Staci Lupberger*. The motion passed unanimously.

Also present were City Administrator Gary Klaphake, Community Development Director Phillip Patterson, Fire Chief Gerry Morrell, Public Works Director Doug Short, Finance Director Robert Wright, Police Chief Rick Bashor, City Clerk Susan Koster, Lafayette Financial Advisory Jim Manire, City Attorney Dave Williamson, Accounting Manager Wade Nickerson, Recreation and Facilities Management Director Curt Chessman and Parks, Open Space and Golf Director Monte Stevenson.

Lafayette Liquor Authority

Sportsman's Inn Tavern License Renewal
City Clerk Koster presented the renewal application for a Tavern Liquor License for the Sportsman's Inn. She said that, in January of 2011, an employee of the establishment was cited for failing to report a disturbance on the licensed premise.

The employee entered a plea of guilty in the Lafayette Municipal Court and was ordered to pay a fine and court costs and to attend a liquor training class. Ms. Koster said the fine and court costs have been paid in full and that five employees of the Sportsman's Inn attended liquor training in March of 2011. She recommended Authority approval of the renewal.

Sportsman's Inn owner Dennis James was present to answer Authority questions. Mayor Pro Tem Kracha asked Chief Bashor to comment on other incidents at the tavern. The Chief said there had been no others.

A motion was made by Councilor d'Oronzio and seconded by Mayor Pro Tem Kracha *to approve the renewal of the Tavern Liquor License for the Sportsman's Inn, at 103 North Public Road in Lafayette, Colorado*. The motion passed unanimously.

Si Se nor Liquor License Renewal
City Clerk Koster presented the renewal application for a Hotel & Restaurant Liquor License for Si Se nor Real Mexican Food Inc. d/b/a Si Se nor at 1389 Forest Park Circle.

She said in February of 2011, the State Liquor Enforcement Division cited this establishment for serving or selling to an underage patron. The applicant has since entered into a stipulation agreement with the State and paid a fine in lieu of suspension.

Ms. Koster said the Clerk's Office is required to bring a liquor license renewal application to the Authority for approval if the licensee has violated any provisions of the Lafayette Municipal Code or the Colorado Liquor or Beer Codes during the preceding year. She recommended Authority approval of the renewal. Si Se nor owner Gustavo Flores was present to answer Authority questions.

A motion was made by Mayor Pro Tem Kracha and seconded by Councilor Wiesley *to approve the renewal of the Hotel and Restaurant Liquor License for Si Se no r Real Mexican Food Inc. d/b/a Si Se nor, 1389 Forest Park Circle, Lafayette, Colorado*. The motion passed unanimously.

Council Minutes
A motion was made by Councilor Wiesley and seconded by Councilor d'Oronzio *to approve the minutes of the Regular Council Meeting of December 14, 2011 as written*. The motion passed unanimously.

Council Appointments

Senior Advisory Board Appointments
Councilor Wiesley said the Senior Advisory Board unanimously recommends Council approval of the appointment of Ruth Gensert-Jones to fill the remainder of a 3-year term vacated by the resignation of Annadell Burke.

A motion was made by Councilor Wiesley and seconded by Mayor Pro Tem Kracha *to accept the resignation of Annadell Burke and to approve the appointment of Ruth Gensert-Jones to the Senior Advisory Board to fill the remainder of a 3-year term*. The motion passed unanimously.

Lafayette Youth Advisory Committee
Councilor Berg said several appointments to the Lafayette Youth Advisory Committee are up for Council Approval.

Mayor Cutler said the charter amendment passed by voters in the November 2011 election makes it possible to formally appoint members of the Lafayette Youth Advisory Committee. She asked Director Cheesman to tell the youth that Council is excited to make the appointments official.

A motion was made by Councilor Berg and seconded by Councilor Wiesley *to appoint the following individuals to the Youth Advisory Committee for terms of eight months each: Wyatt Clarke, Madison Cowan, Talor Criss, Zach Cusworth, Jacob Ettinger, Emily Gardner, Faun Gulland, Lauren Jones, Paige Jones, Jessica Lawson, Jasjit Mangat, JD Mangat, Antonette Ortiz, Emma Piller, Abby Schmid, Megan Schmid, Sammy Secrist, Balkarn Shani, Hailey Smith, Alex Solheim, Jasmine Trujillo, Gabi Weldon, Greg Zimmers, and Paul Zimmers.*
The motion passed unanimously.

Consent Agenda
Mayor Cutler read the Consent Agenda:

H. Motion to Cancel / Ordinance No. 40, Series 2011 / Amending Chapter 100 of the Municipal Code Pertaining to Solid Waste Collection (tabled from Nov. 7, 2011)
I. Second Reading / Ordinance No. 47, Series 2011 (As Amended) / Amending Chapter 28, Article II of the Lafayette Code of Ordinances / Eliminating Requirement for Permanently Affordable Housing
J. Resolution No. 2012-01 / Designating Public Places for Posting Notices of Meetings
K. Resolution No. 2012-02 / Application and Contract for Annually Renewable Right to Use Colorado Big Thompson Water
L. Resolution No. 2012-03 / Amended Oatmeal Festival Street Closure
M. Resolution No. 2012-04 / Approval of License Agreement / Miners' Museum Remediation Wells / CGRS
N. Resolution No. 2012-05 / Approving an Intergovernmental Agreement / Coal Creek & Rock Creek Master Planning / Urban Drainage Flood Control District
O. Resolution No. 2012-06 / Termination of Additional Easement Agreement Water Treatment Facility / SunEdison Origination3, LLC
P. Fourth Amendment of the Animal Impound Services Agreement / Humane Society of Boulder Valley, Inc.
Q. Approval of Contract / Pilot Toilet Rebate Program / Stacy Swank Lambright
R. Approval of Contract / 2012 GIS Program / EI Technologies, LLC
S. Approval of Contract / 2012 Drainage Improvements Program / Brown Civil Engineering
T. Change Order #2 / 2011 Sidewalk Program / Lucero Concrete, Inc.
U. Approval of Contract / Water Reclamation Facility Supervisory Control and Data Acquisition System / Timber Line Electric & Control, Inc.
V. Approval of Agreement / NISP 7th Interim Agreement / Northern Colorado Water Conservancy District
W. Approval of Services Agreement / Architectural Engineering Consultant Services for Thomas Open Space Barn Construction / Schmid Engineering
X. Approval of Contract / Senior Services Tile Floor / McDonald Carpet One Floor & Home
Y. Approval of Contract / Senior Center Nutrition Program / Word of Mouth Catering, Inc.
Z. Purchase Orders & Purchase Order Amendments

Items P and Q were removed from the Consent Agenda for further discussion.

A motion was made by Councilor Wiesley and seconded by Councilor d'Oronzio to *approve the remainder of the Consent Agenda*. The motion passed unanimously.

Item P. Animal Impound Services with Humane Society of Boulder Valley, Inc.
Police Chief Bashor provided details regarding the Humane Society's responsibilities and the costs pertaining to animals-at-large. A motion was made by Councilor d'Oronzio and seconded by Councilor Berg *to approve the Fourth Amendment of the Animal Impound Services Agreement with the Humane Society of Boulder Valley, Inc*. The motion passed unanimously.

Item Q. Pilot Toilet Rebate Program
Public Works Director Short explained the cost of the program including initial start-up administrative costs, purchase price of the toilets, installation, inspection and follow-up data collection. A motion was made by Councilor d'Oronzio and seconded by Councilor Wiesley *to approve the contract with Stacy Swank Lambright to administer a pilot program for new toilet purchase rebates*. The motion passed unanimously.

Council Goal-Setting Session
Councilors agreed to conduct their 2012 Goal-Setting Session on Tuesday, February 28 from 5:30 p.m. to 9:00 p.m. at the Library Meeting Room. City Administrator Klaphake said he would provide a packet to Councilors 4 to 5 days prior to the session.

Public Hearing – Ordinance No. 01, Series 2012
Community Development Director Patterson presented the first reading of Ordinance No. 01, Series 2012. He said the ordinance rezones a 40-acre parcel east of the Vista Business Park to comply with the Comprehensive Plan Land Use Plan. Rezoning from DR (Developing Resource) to M1 (Industrial) will facilitate marketing the property to prospective private buyers. The Planning Commission recommends Council approval of the rezoning.

Mayor Cutler opened a public hearing at 7:03 p.m. and invited interested persons to speak. Seeing no one, she closed the hearing.

A motion was made by Councilor Wiesley and seconded by Councilor Lynch *to approve on first reading Ordinance No. 01, Series 2012 / Rezoning the SW ¼ of the NE ¼ of Section 12, T1S, R69W from DR (Developing Resource) to M1 (Industrial)*. The motion passed unanimously.

Ordinance No. 02, Series 2012
Finance Director Wright presented the first reading of Ordinance No. 02, Series 2012. He said the ordinance provides for the advance refunding of Water Revenue Bonds Series 2003A issued in the amount of $15,645,000. Mr. Wright said the refunding presents an opportunity to reduce the future debt service of these bonds by $1,000,000-$1,500,000 by 2027. Financial Advisor Jim Manire spoke about the timeline and the rationale for the transaction.

A motion was made by Councilor Wiesley and seconded by Mayor Pro Tem Kracha *to approve on first reading Ordinance No. 02, Series 2012 / Authorizing the Issuance of water Revenue Refunding Bonds*. The motion passed unanimously.

Adjournment
Mayor Cutler adjourned the meeting at 7:33 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.