

AGENDA ITEM #

CITY OF STEAMBOAT SPRINGS

REGULAR MEETING NO. 99-27

TUESDAY, October 19, 1999

MINUTES

Mr. Kevin Bennett, City Council President, called Regular Meeting No. 99-27 of the Steamboat Springs City Council to order at 5:15 p.m., Tuesday, October 19, 1999, in the Public Safety Building, Steamboat Springs, Colorado.

City Council Members present: Kevin Bennett, Jim Engelken, Ken Brenner, Kathy Connell, Paula Cooper Black and Arianthe´ C. Stettner. Steve Weinland was absent.

City Staff Members present: Paul W. Hughes, City Manager; Anthony B. Lettunich, City Attorney; Julie Jordan-Struble, City Clerk; Lynette Confer, Deputy City Clerk; Dan Foote, Staff Attorney; Wendy DuBord, Deputy City Manager; Jim Weber, Public Works Manager; Karen Feeney, Director of Financial Services; Linda Kakela, Director of Intergovernmental Services; Brian Feeney, Airport Manager; Kathleen Easley, City Planner; Chris Wilson, Director of Parks & Recreational Services and Lauren Mooney, Assistant to the City Manager.

NOTE: All documents distributed at the City Council Meeting are on file in the Office of the City Clerk.

1. **WORKSESSION TOPIC: None.**

CITY COUNCIL HOUR

COUNCIL MEMBERS' REPORTS

Jim Engelken:

1. Construction site for the Kum-n-Go: concern with the number of trees cut down. **DIRECTION:** Staff to research the number of trees that have been removed to ensure that all conditions of approval were met.

Paula Cooper Black: No report.

Arianthe´ Stettner:

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1. Grand Summit: The colors have been selected and have followed the direction provided by the sub-committee, thank you.

Ken Brenner: No report.

Kevin Bennett: No report.

CITY ATTORNEY'S REPORT No report.

CITY MANAGER'S REPORT

2. UPDATES:

a. Routt National Forest Blowdown Update.

Ms. Diann Pipher, Forest Service representative, provided an update on the bark beetle information task force. She provided a handout on tree identification that explained which beetles infect which trees. Ms. Pipher explained the various outreach programs that they have initiated. She noted that 870-2187 is the telephone number to reach the Forest Service to request public education programs.

b. Financial Services Report.

Mr. Hughes provided an overview of the fiscal report. He stated the City is either "on or under budget" at this time.

Ms. Feeney provided a briefing of the City investments and report thereof. **DIRECTION:** Staff to update Council on the investment report quarterly.

c. Manager's Report: Ongoing Projects.

Mr. Hughes reported on:

1. Lafarge Gravel Pit.

Ms. Connell stepped down.

He explained the general concern he has heard and requested City Council review the project and direction be given to staff. **DIRECTION:** Staff to ensure that all processes as described in the intergovernmental agreement have been adhered to.

Ms. Stettner provided an overview of the proposed LaFarge Gravel Pit development. (She attended a County meeting relative to this proposal). Mr. Bennett disclosed the involvement the City has with this property via Legacy. He explained in detail the existing arrangement the City has for the "first right to refusal" for property. Ms. Cooper Black requested legal clarification of the

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existing City option. **DIRECTION:** Staff to research the existing agreement and advise City Council of their possible ability to obtain the property.

Ms. Cooper Black also requested clarification of the City's proprietary water rights. **DIRECTION:** Staff to research this item as well. Routt County Planning Commission to be notified (via a letter under Mr. Bennett's signature) that the City may request additional time to allow for further City review of the gravel pit proposal. Mr. Bennett to attend the Routt Planning Commission meeting to voice the City's involvement on Thursday, October 21, 1999.

PUBLIC COMMENT:

Ms. Carol Fox, Steamboat Springs' resident, spoke of the proactive synergism provided by the land acquisitions this City Council has obtained and encouraged. She appreciated the requested review of the LaFarge project and supported continued proactive solutions.

2. Mr. Hughes clarified that any "road kill" located on Highway 40 within the City limits are the City's responsibility to clean up.
3. Noted a public hearing on local area codes will be held Thursday, October 28, 1999. He explained that City staff would be present to express the desire to have the local calling area provide for local service between Steamboat Springs-Craig and Steamboat Springs-Oak Creek. **DIRECTION/CONSENSUS:** City Council supported the above staff representation.
4. Wildland fires. Noted letters of praise from landowners relative to the Steamboat Springs Volunteer Fire Department work. He added that the cost of one of the wildland fires was approximately \$6,000.00. Ms. Cooper Black supported County participation in the cost.
5. Spring Creek. Mr. George Ojdrovich and Mr. Andy VanBaak, Spring Creek property owners, were present.

They explained the need for a solution for landowner access and various pedestrian and non-motorized activities that occur on Spring Creek Road. Mr. Ojdrovich suggested that the landowner rights be purchased for public usage and the monies obtained by the landowners be utilized to obtain a different access to their property. He explained an alternative property owner road could be built off of "Beth Vandal's" existing driveway. Mr. Brenner voiced concern with safety issues on the lower section of Spring Creek Road. Mr. VanBaak noted that he has been working closely with Parks & Recreation.

Ms. Connell, Ms. Cooper Black, Ms. Stettner, Mr. Brenner and Mr. Engelken support seeking a public benefit in this area. Mr. Brenner added that an

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electronic gate could be considered. **DIRECTION:** Ms. Jordan-Struble to place the Spring Creek topic on the November 9 City Council agenda.

6. Ms. Kakela explained a resolution to support Transportation Revenue Anticipation Notes-TRANS (Referendum A) to help accelerate high priority transportation projects. **MOTION:** Mr. Bennett moved and Ms. Stettner seconded to approve the resolution for TRANS (Referendum A) as presented. The motion carried 6/0. Mr. Weinland was absent.

Ms. Kakela also noted a Colorado Highway Users Conference she is arranging for October 26, 1999 from 1:30-2:30 at the Yampa Valley Electric Building.

3. AGENDA REVIEW

- a. **Council agendas for November 2 and November 9, 1999.**

DIRECTION: Ms. Jordan-Struble to close the November 2 and 9 City Council agendas and to remove any Planning Commission referrals from the November 16 agenda due to the joint hearing on the West Steamboat Springs Area Plan scheduled for that meeting.

CONSENT CALENDAR - GENERAL BUSINESS

4. LIQUOR LICENSE AUTHORITY

- a. **To set a hearing date and designate a neighborhood for a new 3.2 Percent-Off Premise Liquor License for Kum & Go, LLC. dba Kum & Go Store No. 928.**

Mr. Bennett read the Liquor License Authority request from Kum & Go into the record.

5. RESOLUTION: A resolution approving the Law Enforcement Assistance Fund (LEAF) Contract #L-43-00.

Mr. Bennett read the resolution title into the record.

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- 6. RESOLUTION: A resolution acknowledging the 1999 appointment of two members to the Golf Management Committee for the City of Steamboat Springs, Colorado.**

Mr. Bennett read the resolution title into the record.

DIRECTION: Mr. Bennett moved and Mr. Engleken seconded to approve items 4,5, 6; setting a liquor hearing date of December 7 and designating a neighborhood for Kum & Go; a resolution approving the LEAF contract; and a resolution appointing two members to the Golf Management Committee (Paul Flood and Tom Hopp). The motion carried 6/0. Mr. Weinland was absent.

- 7. FIRST READING OF ORDINANCE: An ordinance establishing the Airport Influence Area Overlay Zone District; repealing all conflicting ordinances; providing for severability; and providing an effective date.**

Mr. Bennett read the ordinance title into the record.

Mr. Brian Feeney noted that this is a protection mechanism for the land surrounding the airport.

PUBLIC COMMENT:

Mr. Bob Maddox noted his support of the noted ordinance.

Mr. Bob Weiss, representing Les Liman, adjacent property owner, noted their desire to "liberalize" the residential component of properties surrounding the airport. **DIRECTION:** Staff to research adjusting the language to possibly accommodate residential in this area prior to second reading and how can this be incorporated into the Community Development Code.

Ms. Susan MacAllister supports the airport overlay zone ordinance as presented.

MOTION: Ms. Cooper Black moved and Ms. Connell seconded to approve the first reading of ordinance relative to the Airport Influence Area Overlay Zone as presented. The motion carried 6/0. Mr. Weinland was absent.

PUBLIC HEARINGS - PLANNING COMMISSION REFERRALS

8. PROJECT: Resort Office Group.

Ms. Easley noted that this is a conceptual review of a 26,000 square foot office complex. Therefore, no vote was needed.

Mr. Jan Kaminski, representing Mr. Andy VanBaak of Resort Group, was present. Mr. Kaminski provided an overview of the proposed development for a 26,000 square foot office complex.

PUBLIC COMMENT: No one appeared for public hearing.

Mr. Engelken requested and received clarification of the location of snow storage.

Ms. Cooper Black, Ms. Stettner and Ms. Connell voiced concern with the proposed traffic pattern of the development (possible two left turn patterns). Mr. VanBaak explained that they are proposing a one way in, one way out traffic pattern. He explained that they would direct traffic as such.

City Council comments included, but were not limited to: support of staff's comments as identified in the report; okay with land use and density, but felt the traffic pattern is problematic; concern with the style of architecture being appropriate for the site; building orientation and desire to accommodate employee housing.

9. APPEAL: Eagles View Lot 1.

Ms. Jordan-Struble explained the applicant could not be at the meeting this evening and requested this item be postponed to the December 14 City Council Meeting.

MOTION: Mr. Bennett moved and Mr. Engelken seconded to postpone Eagles View Lot 1 appeal to the December 14 City Council Meeting as requested. The motion carried 6/0. Mr. Weinland was absent.

PUBLIC HEARING - GENERAL BUSINESS

- 10. SECOND READING OF ORDINANCE: An ordinance approving the East City Tank agreement which agreement addresses the construction, schedule, sharing of costs, accounting and water allotment, repair, maintenance and operation of the East City Tank; repealing all conflicting ordinances; providing for severability; and providing an effective date.**

Mr. Bennett read the title into the record.

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Mr. Lettunich provided an overview of the proposed East City Tank agreement.

Mr. Bob Weiss, representing Mr. Martin Hart, was present.

Mr. Lettunich provided an overview of the various scenarios that could be accommodated and briefed Council on the connection that the City could have or not have provided on the decision to be made.

Discussion took place relative, but not limited to: need for adequate water pressure for domestic use and for fire protection; who/what would be served by the proposed tank; review of the proposed financial contributions of each parties; completion of a needed condition #26 of the Revised Sanctuary permit; concern with tying up \$300,000.00 of City money for 10 years and a feeling this agreement is developer driven and constructed.

Mr. Weiss noted that the Sanctuary could proceed without the assistance of the City.

MOTION: Ms. Connell moved and Mr. Engelken seconded to postpone the second reading of ordinance relative to the East City Tank agreement to the November 2, 1999 City Council Meeting. The motion carried 6/0. Mr. Weinland was absent.

DIRECTION: Mr. Lettunich to review condition 26 and provide advice if the condition has been satisfied.

11. **SECOND READING OF ORDINANCE: An ordinance authorizing a service connection agreement to serve the Perry-Mansfield Camp; providing for requirements, conditions, and limitations related to such connection; repealing all conflicting ordinances; providing for severability; and providing an effective date.**

Ms. Jordan-Struble noted this item has requested a postponement to the November 2 City Council Meeting.

MOTION: Ms. Cooper Black moved and Ms. Stettner seconded to postpone the second reading of the service connection agreement to serve Perry-Mansfield Camp to the November 2, 1999 City Council Meeting. The motion carried 6/0. Mr. Weinland was absent.

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PUBLIC COMMENT

Mr. Mike Holloran requested City Council review a proposal for the LaFarge gravel pit. Mr. Bennett explained that a letter would be written to the County Commissioners requesting City inclusion in the review.

Ms. Susie Hawkins, representing the Lodging Committee for the Lodging Association, noted that the Committee voted unanimously to not support the LaFarge Gravel Pit project.

Ms. Candice Noriega voiced concern with her Steamboat Springs Water bill being monthly. She requested that billing be more "user friendly."

Ms. Evelyn Berge thanked City Council for reviewing the proposed LaFarge gravel pit.

ADJOURNMENT

MOTION: Ms. Connell moved and Ms. Stettner seconded to adjourn Regular Meeting No. 99-27 at approximately 8:08 p.m. The motion carried 6/0. Mr. Weinland was absent.

MINUTES PREPARED AND RESPECTFULLY SUBMITTED BY:

Lynette Confer
Deputy City Clerk

REVIEWED AND RESPECTFULLY SUBMITTED BY:

Julie Jordan-Struble, CMC/AE
City Clerk

APPROVED THIS ___ DAY OF _____, 1999.