

**MINUTES OF A REGULAR MEETING
OF THE COUNCIL OF THE
CITY OF LONE TREE
HELD
December 6, 2016**

A regular meeting of the Council of the City of Lone Tree was held on Tuesday, December 6, 2016, at 7:00 p.m., at the Lone Tree City Council Chambers located at 8527 Lone Tree Parkway, Lone Tree, Colorado 80124.

Attendance

In attendance were:

Jacqueline Millet, Mayor
Susan Squyer, Mayor Pro Tem
Cathie Brunnick, Council Member
Jay Carpenter, Council Member
Wynne Shaw, Council Member

Also in attendance were:

Seth Hoffman, City Manager
Jennifer Pettinger, City Clerk
Steve Hebert, Deputy City Manager
Torie Brazitis, Assistant to the City Manager
Jeff Holwell, Economic Development Director
Interim Chief Ron Pinson, Lone Tree Police Department
Kristin Baumgartner, Finance Director
Kelly First, Community Development Director
Lisa Rigsby Peterson, Lone Tree Arts Center Director
Gary White, City Attorney, White, Bear and Ankele, P.C.
Neil Rutledge, Assistant City Attorney, White, Bear and Ankele, P.C.
John Cotten, Public Works Director, TTG Corp.

Call to Order

Mayor Millet called the meeting to order at 7:00 p.m., and observed that a quorum was present.

Pledge of Allegiance

Mayor Millet led those assembled in reciting the Pledge of Allegiance.

Conflict of Interest

There was no conflict of interest.

Public Comment

There was no public comment.

Announcements

Shannel Swiader, Youth Commissioner, gave Council an update on the Youth Commission.

Mayor Millet announced upcoming events.

Amendments to the Agenda

Mayor Millet noted the Approval of Master IGA with Park Meadows Metro District Addenda #5 has been removed from the agenda.

Presentations

Mayor Millet also noted the Introduction of the 2016 Holiday Card Winner, Elliana Wiesen, was made at the Study Session.

Consent Agenda

Mayor Millet noted the following items on the Consent Agenda, which consisted of:

- *Minutes of the November 15, 2016 Regular Meeting*
- *Claims for the period of November 7-28, 2016*

Council Member Shaw moved, Council Member Carpenter seconded, to approve the Consent Agenda. The motion passed with a 5 to 0 vote.

Administrative Matters

Public Hearing: Ordinance 16-05 AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY OF LONE TREE, COLORADO, SALES AND USE TAX REVENUE REFUNDING BONDS (RECREATION PROJECTS), SERIES 2017A, FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING SALES AND USE TAX REVENUE BONDS; PLEDGING CERTAIN SALES AND USE TAX REVENUES OF THE CITY FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING OTHER COVENANTS AND DETAILS IN CONNECTION THEREWITH (Second Reading)

Mayor Millet opened the public hearing at 7:08 p.m.

Kristin Baumgartner, Finance Director, introduced both Ordinance 16-05 and Ordinance 16-06. David Bell, Bond Consultant, also spoke about the Ordinances.

Mayor Millet opened the public hearing for comment at 7:15 p.m.

There was no public comment.

The public hearing was closed at 7:15 p.m.

Council Member Brunnick moved, Mayor Pro Tem Squyer seconded, to approve **Ordinance 16-05 AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY OF LONE TREE, COLORADO, SALES AND USE TAX REVENUE REFUNDING BONDS (RECREATION PROJECTS), SERIES 2017A, FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING SALES AND USE TAX REVENUE BONDS; PLEDGING CERTAIN SALES AND USE TAX REVENUES OF THE CITY FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING OTHER COVENANTS AND DETAILS IN CONNECTION THEREWITH on second reading.** The motion passed with a 5 to 0 vote.

Public Hearing: **Ordinance 16-06 AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY OF LONE TREE, COLORADO, SALES AND USE TAX REVENUE REFUNDING BONDS (CULTURAL FACILITIES PROJECTS), SERIES 2017B, FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING SALES AND USE TAX REVENUE BONDS; PLEDGING CERTAIN SALES AND USE TAX REVENUES OF THE CITY FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING OTHER COVENANTS AND DETAILS IN CONNECTION THEREWITH (Second Reading)**

Mayor Millet opened the public hearing at 7:16 p.m.

Mayor Millet opened the public hearing for comment at 7:16 p.m.

There was no public comment.

The public hearing was closed at 7:16 p.m.

Mayor Pro Tem Squyer moved, Council Member Carpenter seconded, to approve **Ordinance 16-06 AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY OF LONE TREE, COLORADO, SALES AND USE TAX REVENUE REFUNDING BONDS (CULTURAL FACILITIES PROJECTS), SERIES 2017B, FOR THE PURPOSE OF REFUNDING CERTAIN OUTSTANDING SALES AND USE TAX REVENUE BONDS; PLEDGING CERTAIN SALES AND USE TAX REVENUES OF THE CITY FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST**

ON SAID BONDS; AND PROVIDING OTHER COVENANTS AND DETAILS IN CONNECTION THEREWITH on second reading. The motion passed with a 5 to 0 vote.

RESOLUTION 16-26 ADOPTING THE 2017 CITY OF LONE TREE BUDGET

Kristin Baumgartner, Finance Director, introduced the item.

Council Member Shaw moved, Council Member Carpenter seconded, to approve **Resolution 16-26 ADOPTING THE 2017 CITY OF LONE TREE BUDGET.** The motion passed with a 5 to 0 vote.

Ordinance 16-07, AN ORDINANCE APPROVING A FRANCHISE AGREEMENT BETWEEN THE CITY OF LONE TREE, COLORADO, AND PUBLIC SERVICE COMPANY OF COLORADO (XCEL ENERGY), GRANTING THE RIGHT TO PROVIDE, SELL AND DELIVER GAS AND ELECTRICITY TO THE CITY AND ITS RESIDENTS USING CITY STREETS AND RIGHTS-OF-WAY, PUBLIC UTILITY EASEMENTS AND OTHER CITY PROPERTY (First Reading)

Steve Hebert, Deputy City Manager, introduced the item. Brandon Dittman, Franchise Counsel, recommended approval of the ordinance. Tom Henley, Xcel Energy, also spoke about the agreement.

Mayor Pro Tem Squyer moved, Council Member Brunnick seconded, to approve **Ordinance 16-07, AN ORDINANCE APPROVING A FRANCHISE AGREEMENT BETWEEN THE CITY OF LONE TREE, COLORADO, AND PUBLIC SERVICE COMPANY OF COLORADO (XCEL ENERGY), GRANTING THE RIGHT TO PROVIDE, SELL AND DELIVER GAS AND ELECTRICITY TO THE CITY AND ITS RESIDENTS USING CITY STREETS AND RIGHTS-OF-WAY, PUBLIC UTILITY EASEMENTS AND OTHER CITY PROPERTY on first reading.** The motion passed with a 5 to 0 vote.

RESOLUTION 16-27, ADOPTING THE AMENDED CITY OF LONE TREE ADMINISTRATIVE FEE SCHEDULE

Jennifer Pettinger, City Clerk, Matt Archer, Building Official, and John Cotten, Public Works Director, introduced the item.

Council Member Carpenter moved, Council Member Shaw seconded, to approve **Resolution 16-27, ADOPTING THE AMENDED CITY OF LONE TREE ADMINISTRATIVE FEE SCHEDULE.** The motion passed with a 5 to 0 vote.

RESOLUTION 16-28, REAPPOINTING AND APPOINTING MEMBERS TO THE ARTS COMMISSION FOR THE CITY OF LONE TREE

Council Member Brunnick moved, Council Member Carpenter seconded, to approve **Resolution 16-28, REAPPOINTING AND APPOINTING MEMBERS TO THE ARTS COMMISSION FOR THE CITY OF LONE TREE (Heaton, Lovelace, McGuire & Urgitus)**. The motion passed with a 5 to 0 vote.

RESOLUTION 16-29, REAPPOINTING A MEMBER TO THE CITY OF LONE TREE AUDIT COMMISSION

Council Member Carpenter moved, Mayor Pro Tem Squyer seconded, to approve **Resolution 16-29, REAPPOINTING A MEMBER TO THE CITY OF LONE TREE AUDIT COMMISSION (Frenchman)**. The motion passed with a 5 to 0 vote.

RESOLUTION 16-30, REAPPOINTING MEMBERS TO THE CITY OF LONE TREE BOARD OF ADJUSTMENT AND APPEALS

Council Member Shaw moved, Council Member Brunnick seconded, to approve **Resolution 16-30, REAPPOINTING MEMBERS TO THE CITY OF LONE TREE BOARD OF ADJUSTMENT AND APPEALS (Godden & Sarkissian)**. The motion passed with a 5 to 0 vote.

RESOLUTION 16-31, REAPPOINTING AND APPOINTING MEMBERS TO THE LONE TREE CITIZENS' RECREATION ADVISORY COMMITTEE

Council Member Carpenter moved, Council Member Brunnick seconded, to approve **Resolution 16-31, REAPPOINTING AND APPOINTING MEMBERS TO THE LONE TREE CITIZENS' RECREATION ADVISORY COMMITTEE (Kammer, Ajie & Lyons)**. The motion passed with a 5 to 0 vote.

RESOLUTION 16-32, REAPPOINTING AND APPOINTING MEMBERS TO THE CITY OF LONE TREE PLANNING COMMISSION

Mayor Pro Tem Squyer moved, Council Member Shaw seconded, to approve **Resolution 16-32, REAPPOINTING AND APPOINTING MEMBERS TO THE CITY OF LONE TREE PLANNING COMMISSION (Heskin & Bereit)**. The motion passed with a 5 to 0 vote.

RESOLUTION 16-33, APPOINTING A MEMBER TO THE CITY OF LONE TREE YOUTH COMMISSION

Council Member Carpenter moved, Mayor Pro Tem Squyer seconded, to approve **Resolution 16-33, APPOINTING A MEMBER TO THE CITY OF LONE TREE YOUTH COMMISSION (Harff)**. The motion passed with a 5 to 0 vote.

RESOLUTION 16-34, AUTHORIZING THE PURCHASE OF REAL PROPERTY FOR CONSTRUCTION OF A PEDESTRIAN BRIDGE AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS

Neil Rutledge, Assistant City Attorney, introduced the item.

Mayor Pro Tem Squyer moved, Council Member Shaw seconded, to approve **Resolution 16-34, AUTHORIZING THE PURCHASE OF REAL PROPERTY FOR CONSTRUCTION OF A PEDESTRIAN BRIDGE AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS**. The motion passed with a 5 to 0 vote.

RESOLUTION 16-35, REGARDING ANNUAL ADMINISTRATIVE MATTERS FOR THE CITY OF LONE TREE FOR 2017

Jennifer Pettinger, City Clerk, introduced the item.

Council Member Shaw moved, Mayor Pro Tem Squyer seconded, to approve **Resolution 16-35, REGARDING ANNUAL ADMINISTRATIVE MATTERS FOR THE CITY OF LONE TREE FOR 2017**. The motion passed with a 5 to 0 vote.

Adjournment

There being no further business, Mayor Millet adjourned the meeting at 7:59 p.m.

Respectfully submitted,

Jennifer Pettinger, CMC, City Clerk