

**MINUTES OF A REGULAR MEETING
OF THE COUNCIL OF THE
CITY OF LONE TREE
HELD
January 3, 2017**

A regular meeting of the Council of the City of Lone Tree was held on Tuesday, January 3, 2017, 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
Jeff Holwell, Economic Development Director
Interim Chief Ron Pinson, Lone Tree Police Department
Kristin Baumgartner, Finance Director
Kelly First, Community Development Director
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 7:01 p.m., and observed that a quorum was present.

Pledge of Allegiance

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

Amendments to the Agenda

Council Member Brunnick moved, Council Member Carpenter seconded, to amend the agenda to add the APPROVAL OF COMMISSIONER'S CHOICE SELECTION to the Agenda. The motion passed with a 5 to 0 vote. Mayor Millet noted it would be added to the end of the agenda.

Conflict of Interest

There was no conflict of interest.

Public Comment

There was no public comment.

Announcements

Andres Pulido, Youth Commissioner, gave Council an update on the Youth Commission.

Mayor Millet announced upcoming events.

Ceremonial Presentations

Commissions, Boards & Committees (CBC) Recognition of Service

Mayor Millet recognized the service of outgoing Commissions, Boards & Committees (CBC) members:

Jay Carpenter	Citizens' Recreation Advisory Committee	2010-2016
Patrick Britti	Youth Commission	2013-2016
Michelle Timmins	Youth Commission	2014-2016
Nora Pearson	Arts Commission	2011-2016
Debi Haning	Arts Commission	2008-2016
Herb Steele	Planning Commission	2013-2016
Angela Hardin	Citizens' Recreation Advisory Committee	2010-2016
Alistair Green	Citizens' Recreation Advisory Committee	2013-2016

Mayor Millet presented a service plaque to everyone except: Nora Pearson, Herb Steele and Alistair Green who were unable to attend.

Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting

Kristin Baumgartner, Finance Director, presented Council with the 2015 Certificate of Achievement for Excellence in Financial Reporting Award.

Consent Agenda

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

- *Minutes of the December 6, 2016 Regular Meeting*
- *Claims for the period of November 29 – December 26, 2016*
- *Treasurer's Report for October 2016*

Council Member Shaw moved, Council Member Brunnick seconded, to approve

the Consent Agenda. The motion passed with a 5 to 0 vote.

Community Development

Ordinance 17-01, AN ORDINANCE AMENDING CHAPTER 11 OF THE MUNICIPAL CODE TO ADOPT BY REFERENCE AND AMEND THE DOUGLAS COUNTY ROADWAY AND DESIGN STANDARDS; AMEND THE BUILDING MATERIALS ARTICLE; ADD NEW ARTICLES REGARDING STREET AND PEDESTRIAN LIGHTING AND PUBLIC RIGHTS OF WAY; AND PROVIDE FOR PENALTIES (First Reading)

Jennifer Drybread, Senior Planner, and Lisa Albers, Capital Improvement Project Manager, introduced the item.

Council Member Carpenter moved, Mayor Pro Tem Squyer seconded, to approve **Ordinance 17-01, AN ORDINANCE AMENDING CHAPTER 11 OF THE MUNICIPAL CODE TO ADOPT BY REFERENCE AND AMEND THE DOUGLAS COUNTY ROADWAY AND DESIGN STANDARDS; AMEND THE BUILDING MATERIALS ARTICLE; ADD NEW ARTICLES REGARDING STREET AND PEDESTRIAN LIGHTING AND PUBLIC RIGHTS OF WAY; AND PROVIDE FOR PENALTIES** on First Reading. The motion passed with a 5 to 0 vote.

Ordinance 17-02, AN ORDINANCE AMENDING CHAPTER 15 OF THE MUNICIPAL CODE TO ADOPT BY REFERENCE THE 2017 FLOOD INSURANCE STUDY FOR DOUGLAS COUNTY AND ACCOMPANYING FLOOD INSURANCE RATE MAPS, DIGITAL FLOOD RATE MAPS AND FLOOD BOUNDARY FLOODWAY MAPS; AMEND STORMWATER DISCHARGE DEFINITION; ADD A NEW ARTICLE REGARDING CLEARING, GRADING AND LAND DISTURBANCE; AND PROVIDE FOR PENALTIES (First Reading)

Lisa Albers, Capital Improvement Project Manager, introduced the item.

Mayor Pro Tem Squyer moved, Council Member Shaw seconded, to approve **Ordinance 17-02, AN ORDINANCE AMENDING CHAPTER 15 OF THE MUNICIPAL CODE TO ADOPT BY REFERENCE THE 2017 FLOOD INSURANCE STUDY FOR DOUGLAS COUNTY AND ACCOMPANYING FLOOD INSURANCE RATE MAPS, DIGITAL FLOOD RATE MAPS AND FLOOD BOUNDARY FLOODWAY MAPS; AMEND STORMWATER DISCHARGE DEFINITION; ADD A NEW ARTICLE REGARDING CLEARING, GRADING AND LAND DISTURBANCE; AND PROVIDE FOR PENALTIES** on First Reading. The motion passed with a 5 to 0 vote.

Ordinance 17-03, AN ORDINANCE AMENDING CHAPTER 16 OF THE MUNICIPAL CODE TO REPEAL ARTICLE XXXI REGARDING CLEARING,

GRADING AND LAND DISTURBANCE; AMEND USE AND STRUCTURE RESTRICTIONS NEAR AIRPORTS; ADD A PROVISION REGARDING RAIN BARRELS; AND AMEND AND UPDATE MISCELLANEOUS PROVISIONS (First Reading)

Lisa Albers, Capital Improvement Project Manager, and Jennifer Drybread, Senior Planner, introduced the item.

Council Member Shaw moved, Council Member Brunnick seconded, to approve **Ordinance 17-03, AN ORDINANCE AMENDING CHAPTER 16 OF THE MUNICIPAL CODE TO REPEAL ARTICLE XXXI REGARDING CLEARING, GRADING AND LAND DISTURBANCE; AMEND USE AND STRUCTURE RESTRICTIONS NEAR AIRPORTS; ADD A PROVISION REGARDING RAIN BARRELS; AND AMEND AND UPDATE MISCELLANEOUS PROVISIONS** on First Reading. The motion passed with a 5 to 0 vote.

Ordinance 17-04, AN ORDINANCE AMENDING CHAPTER 17 OF THE MUNICIPAL CODE TO AMEND AND UPDATE MISCELLANEOUS PROVISIONS (First Reading)

Lisa Albers, Capital Improvement Project Manager, introduced the item.

Council Member Brunnick moved, Council Member Carpenter seconded, to approve **Ordinance 17-04, AN ORDINANCE AMENDING CHAPTER 17 OF THE MUNICIPAL CODE TO AMEND AND UPDATE MISCELLANEOUS PROVISIONS** on First Reading. The motion passed with a 5 to 0 vote.

Ordinance 17-05, AN ORDINANCE AMENDING CHAPTER 18 OF THE MUNICIPAL CODE TO AMEND THE 2012 INTERNATIONAL RESIDENTIAL CODE REGARDING DRAINAGE EROSION SEDIMENT CONTROL PERMITS (First Reading)

Matt Archer, Chief Building Official, introduced the item.

Council Member Brunnick moved, Mayor Pro Tem Squyer seconded, to approve **Ordinance 17-05, AN ORDINANCE AMENDING CHAPTER 18 OF THE MUNICIPAL CODE TO AMEND THE 2012 INTERNATIONAL RESIDENTIAL CODE REGARDING DRAINAGE EROSION SEDIMENT CONTROL PERMITS** on First Reading. The motion passed with a 5 to 0 vote.

Administrative Matters

Resolution 17-01, A RESOLUTION APPOINTING AN ALTERNATE TO THE RUETER-HESS RECREATION AUTHORITY

Seth Hoffman, City Manager, introduced the item.

Mayor Pro Tem Squyer moved, Council Member Shaw seconded, to approve **Resolution 17-01, A RESOLUTION APPOINTING AN ALTERNATE TO THE RUETER-HESS RECREATION AUTHORITY.** The motion passed with a 5 to 0 vote

Public Hearing: 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 (Second Reading)

Mayor Millet opened the public hearing at 7:34 p.m.

Steve Hebert, Deputy City Manager, introduced the item.

Mayor Millet opened the public hearing for comment at 7:39 p.m.

There was no public comment.

The public hearing was closed at 7:39 p.m.

Council Member Shaw moved, Mayor Pro Tem Squyer seconded, to approve on Second Reading **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 PURSUANT TO THE TERMS OF THE FRANCHISE AGREEMENT; AND, TO AUTHORIZE THE MAYOR TO SIGN THE FRANCHISE AGREEMENT AND SIDE LETTER AGREEMENT ADDRESSING UNDERGROUND CONVERSION AND CONTINGENCY FEE AUDITS.** The motion passed with a 5 to 0 vote.

APPROVAL OF COMMISSIONER'S CHOICE SELECTION

Courtney Ozaki Moch, LTAC Operations & Business Director, introduced the item.

Council Member Shaw moved, Council Member Brunnick seconded, to approve the Lone Tree Arts Commission's recommendation to exhibit Leah Hendricks' exhibition "TerraScapes" as the first of two exhibitions that will be part of the Commissioners Choice program at the Lone Tree Arts Center in 2017. The

motion passed with a 5 to 0 vote.

Adjournment

There being no further business, Mayor Millet adjourned the meeting at 7:54 p.m.

Respectfully submitted,

Jennifer Pettinger, CMC, City Clerk