

A Regular Meeting of the Manitou Springs City Council was held in the Council Chambers, 606 Manitou Avenue, Manitou Springs, Colorado, on July 5, 2011. Mayor Snyder called the meeting to order at 7:00 pm.

COUNCILMEMBERS PRESENT FOR ROLL CALL:

Mayor Marc A. Snyder
Mayor Pro Tem Aimee Cox
Councilman Ed Klingman
Councilman Rick Barry
Councilman Michael Gerbig, Jr.
Councilwoman Coreen Toll
Councilman Matt Carpenter

COUNCILMEMBERS NOT PRESENT FOR ROLL CALL:

None

STAFF PRESENT:

City Administrator Jack Benson
Deputy City Administrator/Finance Director Michael A. Leslie
City Attorney Jeff Parker
Planning Director Dan Folke
Public Services Director Bruno Pothier
City Gardner Mary Ellen Montgomery
City Clerk Donna Kast

A. CALL TO ORDER

The meeting was called to order at 7:00 pm.

B. PLEDGE OF ALLEGIANCE

The meeting was opened with a reciting of the Pledge of Allegiance.

C. ROLL CALL

Roll call was not taken, but all Members of City Council were present when the meeting was called to order.

D. APPROVAL OF AGENDA

Upon a motion by Councilman Carpenter and a second by Councilman Barry, the agenda was approved as presented. Motion passed unanimously, 7-0.

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

None

F. CONSENT CALENDAR

Councilman Carpenter called up Item F.2 for separate consideration.

The following items were acted upon by unanimous consent of the members present:

1. Warrants (Payables)
2. **SEE ACTION TAKEN LATER IN MEETING**

3. Approval of a Noise Variance for a Wedding in Seven Minute Gazebo on Sunday, July 24, 2011 at 4:00 pm – Kim Zvirblis and Josh Jenkins, Applicants
4. Approval of a Noise Variance at Shoshone Spring for a Tribal Belly Dance Performance, Saturday, July 23, 2011 and Saturday, August 20, 2011 from 5:00 pm – 7:00 pm – Mizmar Madness, Applicant
5. Approval of a Noise Variance at Mansions Pavilion for a Coffin Race Team BBQ on Saturday, October 29, 2011 from 10:00 am – 10:00 pm – Yes Energy Management (Martin Levkus), Applicant
6. Approval of the June 21, 2011 Regular City Council Meeting Minutes

Upon a motion by Mayor Pro Tem Cox and a second by Councilman Barry, all matters on the Consent Calendar, with the exception of Item F.2. were passed, adopted and approved. Motion passed unanimously, 7-0.

CONSIDERATION OF ITEM F.2. OF THE CONSENT CALENDAR

F.2. Approval of a Special Event on Manitou Avenue on Sunday, October 9, 2011 (or alternately on Monday, October 10, 2011 in case of rain) from 5:00 am – 9:00 am for The Chair Project Installation – Liz Szabo and Sean O’Meallie, Applicants

Councilman Carpenter explained that he pulled Item F.2 from the Consent Calendar because of concerns he had regarding a requirement to provide two-way traffic on Waltham Avenue.

Project Organizer, Sean O’Meallie, explained his alternate plan to allow traffic to be passed along from Tubby’s turnaround up to Ruxton Avenue, when necessary, to prevent the necessity of two-way traffic on Waltham Avenue.

Upon a motion by Councilman Gerbig and a second by Councilman Barry, Agenda Item F.2. was unanimously approved as presented. Motion carried 7-0.

G. NEW BUSINESS

1. MSForward Update

David Chorpenning presented a YouTube video describing “Health and Wellness” one of the key visions of the MSForward Project. Following the video, Mr. Chorpenning updated the City Council on the Committee’s progress to-date and outlined the future steps to be taken. He noted that during the mid-year budget amendment process, MSForward will be requesting an additional \$1,700 from the City for potential cost-overruns.

Discussion ensued regarding the desired objectives and goals of this initiative. Mayor Snyder, with the agreement of other Council Members, reminded Mr. Chorpenning that in addition to the creation of visions it is intended that the finished document include an implementation plan in order to reach those objectives.

2. Approval of PPRTA Roadway Maintenance 2011 Contract

Bruno Pothier presented the bids received for the PPRTA roadway maintenance project and recommended awarding the contract to EWS, the low bidder, whose bid was \$160,473.

Upon a motion by Councilman Barry and a second by Mayor Pro Tem Cox, EWS was awarded the PPRTA Roadway Maintenance 2011 contract for \$160,473. Motion carried 7-0.

3. Approval of a Gardener/Landscaping Services Contract

Bruno Pothier presented the two bids received for gardener/landscaping services and recommended awarding the contract to High & Dry Xeriscape, low bidder, whose bid was \$38,400.

Mary Ellen Montgomery, owner of High & Dry Xeriscape, outlined some of her goals in regards to maintenance of city parks in the coming year.

Upon a motion by Councilman Barry and a second by Councilwoman Toll, High & Dry Xeriscape was awarded the gardener/landscaping services contract for \$38,400. Motion carried 7-0.

4. **Discussion Regarding Modifications to Water Restrictions**

Jack Benson presented a draft water-restriction ordinance, explaining that he is working on amending existing regulations to adjust things such as water times, water days and include a section on xeriscaping. He explained that the draft ordinance is not yet ready for 1st reading but should be ready to be considered at the July 19, 2011 Regular City Council Meeting. The City Council reviewed the draft ordinance and made suggestions to be incorporated at 1st reading.

5. **Discussion Regarding November Election**

Donna Kast explained that the City has received notice from the County that July 22, 2011 is the deadline to notify them of our intent to participate in November's coordinated election. She stated that the City would be participating since five Council Seats are up for election, but inquired as to whether or not the City intended to include a TABOR question on the ballot.

It was the consensus of City Council that no TABOR question would be added to the ballot.

H. HEARINGS

1. **Ordinance No. 1211, an Ordinance Amending the City of Manitou Springs' Personnel Manual – 2nd reading**

Jeff Parker noted an error in Section 13 of the ordinance, referencing Subsection (D)(7) of Section VIII and requested the removal of the word "either" from that section.

Upon a motion by Councilman Carpenter and a second by Councilman Barry, Ordinance No. 1211 was unanimously approved at 2nd reading as amended. Motion carried 7-0.

2. **Ordinance No. 1311, an Ordinance Concerning the Powers of the City Administrator and the Finance Director – 2nd reading**

Jeff Parker noted a typo in Section 1 of the ordinance, noting that the section should be numbered as Section 2.60.020.

Upon a motion by Councilman Barry and a second by Councilman Gerbig, Ordinance No. 1311 was unanimously approved at 2nd reading as amended. Motion carried 7-0.

I. MAYOR'S REPORT

Mayor Snyder commented on the success of the activities over the July 4 weekend, noting that there were many visitors, great fireworks, and an excellent job done by the police department in directing traffic. On another subject, Mayor Snyder requested the inclusion of a monthly report from the fire department in future Council meeting packets.

J. RECEIVE OR ACT ON COUNCIL CORRESPONDENCE

Councilman Carpenter commended Jack Benson for the New City Council Orientation that he arranged and for the excellent information packet that was provided.

K. CITY COUNCIL LIAISON REPORTS

Mayor Pro Tem Cox announced that the trail map is now completed and the next step is the creation of a distribution plan.

L. PLANNING DIRECTOR’S REPORT

Dan Folke informed the City Council that:

- 1) He met with El Paso County’s Environmental Services Department and noted that they have been very helpful in assisting with noxious weed issues.
- 2) Staff encountered difficulties when attempting to obtain the paid parking kiosks for the Barr Lot; however, one should be received and installed by the end of next week and the other by the end of July.
- 3) The parking report by KezziahWatkins has been received and will be presented at the July 12, 2011 City Council Work Session.
- 4) Manitou Springs did not receive GOCO money during the Spring application process, but it is still possible to pursue funding in the Fall.

M. FINANCE DIRECTOR’S REPORT

Mike Leslie informed the City Council that the finance department doesn’t normally close a month until about the middle of the following month so financial reports won’t be presented to Council until later in the month. He also reported that the audit should be ready sometime this month.

Mr. Leslie presented and reviewed a report on pool revenues and expenditures.

N. CITY ADMINISTRATOR’S REPORT

None

O. FUTURE AGENDAS

- July 12, 2011 – Work Session
- July 19, 2011 – Regular Meeting
- August 2, 2011 – Regular Meeting
- August 9, 2011 – Work Session
- August 16, 2011 – Regular Meeting

ADJOURNMENT

With no further business to conduct, Mayor Snyder concluded the Regular Meeting at 9:26 p.m.

MAYOR AND CITY COUNCIL

CITY CLERK