

A Regular Meeting of the Manitou Springs City Council was held in the City Council Chambers, 606 Manitou Avenue, Manitou Springs, Colorado, on September 6, 2011. Mayor Snyder called the meeting to order at 7:07 pm.

**COUNCILMEMBERS PRESENT FOR ROLL CALL:**

Mayor Marc A. Snyder  
Mayor Pro Tem Matt Carpenter  
Councilman Ed Klingman  
Councilman Michael Gerbig, Jr.

**COUNCILMEMBERS NOT PRESENT FOR ROLL CALL:**

Councilwoman Aimee Cox  
Councilman Rick Barry  
Councilwoman Coreen Toll

**STAFF PRESENT:**

City Administrator Jack Benson  
City Attorney Christine Stretesky  
Planning Director Dan Folke  
Public Services Director Bruno Pothier  
Deputy Finance Director Rebecca Davis  
City Clerk Donna Kast

**A. CALL TO ORDER**

The meeting was called to order at 7:07 pm.

**B. PLEDGE OF ALLEGIANCE**

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

**C. ROLL CALL**

All Members of City Council were present for roll call with the exception of Councilwoman Cox who arrived at 7:35 pm, and Councilman Barry and Councilwoman Toll who were excused.

**D. APPROVAL OF AGENDA**

Upon a motion by Councilman Gerbig and a second by Councilman Klingman, the agenda was approved as presented. Motion carried unanimously 4-0.

**E. EXECUTIVE SESSION**

1. **An Executive Session Pursuant to Section 5.1(c) of the Manitou Springs City Charter to Hold a Conference with the City Attorney to Receive Legal Advice on Pending Litigation or Imminent Court Action. The Following Additional Details are Provided for Informational Purposes: *To Discuss a Matter Related to a Public Works Project.***

Upon a motion by Councilman Carpenter and a second by Councilman Gerbig, the City Council went into executive session at 7:10 pm.

Upon a motion by Councilman Carpenter and a second by Councilman Gerbig, the City Council came out of executive session and reconvened in regular session at 7:35 pm.

Councilwoman Cox arrived at the meeting at 7:35 pm.

**F. PUBLIC COMMENT ON NON-AGENDA ITEMS**

Gary Smith, a resident of Crystal Hills Boulevard, announced his intention to run in November 2011 for a City Council At-Large Seat.

**G. CONSENT CALENDAR (*These Items voted on in one Motion*)**

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

1. Warrants (Payables)
2. Approval of August 16, 2011 Regular City Council Meeting Minutes
3. Approval of Order to Affirm the Decision of the Historic Preservation Commission in MCAC 1108 for New Construction Located at 5 Keithley Place in the City of Manitou Springs and Owned by Jay and Elaine Pretzer

Upon a motion by Councilwoman Cox and a second by Councilman Carpenter, all matters on the Consent Calendar were passed, adopted and approved. Motion passed unanimously, 5-0 with the exception that Mayor Snyder abstained from voting on items G.2 and G.3 because he was not in attendance at the August 16, 2011 meeting.

**H. NEW BUSINESS**

1. **Appointment of Coreen Toll to the Pikes Peak Regional Building Department Advisory Board**

Upon a motion by Councilwoman Cox and a second by Councilman Gerbig, Coreen Toll was appointed to the Pikes Peak Regional Building Department Advisory Board. Motion passed unanimously, 5-0.

2. **Appointment of Coreen Toll as an Alternate to the Pikes Peak Area Council of Governments**

Upon a motion by Councilwoman Cox and a second by Councilman Gerbig, Coreen Toll was appointed as an Alternate to the Pikes Peak Area Council of Governments. Motion passed unanimously, 5-0.

3. **Request to Change the Hours of the Manitou Avenue Street Closure for The Chair Project Installation on Sunday, October 9, 2011 (October 10, 2011 Rain Date) to 6:00 am to 10:30 am (formerly approved for 5:00 am to 9:00 am) - Liz Szabo and Sean O'Meallie, Applicants**

Sean O'Meallie, applicant, explained that the primary motivation for this request is the need for better lighting for filming.

Upon a motion by Councilwoman Cox and a second by Councilman Klingman, the request to change the hours of the Manitou Avenue Street Closure for The Chair Project Installation to 6:00 am through 10:30 am was unanimously approved. Motion carried 5-0.

4. **Request Approval of 2011 Lease Purchase Proposal**

Upon a motion by Councilman Gerbig and a second by Councilwoman Cox, the City Council approved Calfirst National Bank's lease purchase proposal with a loan principal of \$467,116, interest rate of 3.79%, and a 5-year repayment plan; with annual payments of \$96,963.44. The total cost, including financing, will be \$484,817.20. Motion carried unanimously 5-0.

5. **Ordinance No. 1711, an Ordinance Amending Chapter 6.18 of the Code of Ordinances Establishing a Watershed District for the Protection of Manitou Springs' Historic Mineral Springs – 1<sup>st</sup> reading**

Upon a motion by Councilwoman Cox and a second by Councilman Gerbig, Ordinance No. 1711 was unanimously approved at 1<sup>st</sup> reading as presented. Motion carried 5-0.

**I. HEARINGS**

**1. Ordinance No. 1611, an Ordinance Adopting and Enacting the 2011 Edition of the Pikes Peak Regional Building Code – 2nd reading**

Upon a motion by Councilman Carpenter and a second by Councilman Klingman, Ordinance No. 1611 was unanimously approved at 2<sup>nd</sup> reading as presented. Motion carried 5-0.

Bob Croft, Special Projects Coordinator with the Pikes Peak Regional Building Department, introduced Keith Curtis, the Department’s new floodplain engineer.

Keith Curtis spoke briefly regarding the duties included in his new role.

**J. MAYOR’S REPORT**

Mayor Snyder reported on a redistricting reapportionment hearing he attended.

**K. RECEIVE OR ACT ON COUNCIL CORRESPONDENCE**

Councilman Carpenter reported that he received a letter from a citizen whose father was attacked on a bridge in a city park. He said he will be working with the City Administrator to propose some new regulations regarding permitted park hours and use.

**L. CITY COUNCIL LIAISON REPORTS**

Councilman Gerbig reported on the library book sale.

**M. CITY ADMINISTRATOR’S REPORT**

Jack Benson reviewed his memo regarding a suggested proclamation policy, a community kiosk letter of support, and a swimming pool update. He also spoke about a proposal to move mineral springs maintenance expenses into the water fund and updated the City Council on the status of the selection of a new finance software package.

**N. FUTURE AGENDAS**

- September 13, 2011 – Work Session
- September 20, 2011 – Regular Meeting
- October 4, 2011 – Regular Meeting
- October 11, 2011 – Work Session
- October 18, 2011 – Regular Meeting

**ADJOURNMENT**

With no further business to conduct, Mayor Snyder concluded the Regular Meeting at 9:05 p.m.

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MAYOR AND CITY COUNCIL

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CITY CLERK