

A Regular Meeting of the Manitou Springs City Council was held in the City Council Chambers, 606 Manitou Avenue, Manitou Springs, Colorado, on September 20, 2011. Mayor Snyder called the meeting to order at 7:02 pm.

COUNCILMEMBERS PRESENT FOR ROLL CALL:

Mayor Marc A. Snyder
Mayor Pro Tem Matt Carpenter
Councilwoman Aimee Cox
Councilman Rick Barry
Councilwoman Coreen Toll

COUNCILMEMBERS NOT PRESENT FOR ROLL CALL:

Councilman Ed Klingman
Councilman Michael Gerbig, Jr. (arrived at 7:17 pm)

STAFF PRESENT:

City Administrator Jack Benson
Deputy City Administrator/Finance Director Mike Leslie
Public Services Director Bruno Pothier
Library Director Margaret Morris
City Clerk Donna Kast

A. CALL TO ORDER

The meeting was called to order at 7:02 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 Councilman Klingman who was excused and Councilman Gerbig who arrived at 7:17 pm.

D. APPROVAL OF AGENDA

Mayor Snyder requested the addition of an Item G.6 "Approval of Manitou Springs to Enter into a Memorandum of Understanding with the Pikes Peak Area Council of Governments to Qualify to Participate in the HUD Sustainable Communities Regional Planning Grant."

Mayor Pro Tem Carpenter made a motion to approve the agenda as amended. Councilman Barry seconded the motion. Upon a call for the vote, the agenda was unanimously approved as amended. Motion carried 5-0.

E. PUBLIC COMMENT ON NON-AGENDA ITEMS

None

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

Mayor Pro Tem Carpenter called up Item No. F.4 for separate consideration.

Jack Benson requested Item No. F.5 to be pulled for separate consideration.

In advance of the vote, it was noted that consideration of Item No. F.2 would need to be postponed until a later date.

Three Council Members were absent from the September 6 meeting and two Council Members were absent at this meeting. As a result, a quorum of Council Members who were in a position to vote on the minutes was not currently present.

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

1. Warrants (Payables)
2. Approval of the Minutes of the September 6, 2011 Regular City Council Meeting - **POSTPONED**
3. Request Approval of a Special Event in Memorial Hall on Saturday, October 22, 2011 from 5:30 pm to 9:30 pm – Special Kids Special Families (Susan Mitchell), Applicant
4. **SEE ACTION TAKEN LATER IN MEETING**
5. **SEE ACTION TAKEN LATER IN MEETING**

Upon a motion by Councilwoman Cox and a second by Mayor Pro Tem Carpenter, Items No. F.1 and F.3 were passed, adopted and approved. Motion passed unanimously, 5-0.

**CONSIDERATION OF ITEM F.4 OF THE
CONSENT CALENDAR**

F.4 Request Approval of a Homecoming Parade on Friday, September 30, 2011 at 1:30 pm – Manitou Springs High School (Alice Stoneback), Applicant

Mayor Pro Tem Carpenter explained that he pulled this item for two reasons as follows:

(1) The staff report showed an estimate of zero costs to the city which is not accurate. It is not in the normal course of business for city staff to block off streets during the day so providing this service requires staff and vehicle time that would not otherwise be required. Councilman Carpenter explained that he didn't necessarily object to waiving the fees, but thought that full disclosure should be provided.

(2) The parade application was not turned in by the required deadline of four weeks prior to the event.

City Administrator Jack Benson assured the City Council that full disclosure will be included in cost estimates in the future, even if costs are incurred during regular business hours.

Alice Stoneback, applicant, and Abbey McKenna and Krystal Flather, high school students, approached the podium and answered questions regarding the application.

Upon a motion by Mayor Pro Tem Carpenter and a second by Councilman Barry, the Homecoming Parade was unanimously approved as presented.

**CONSIDERATION OF ITEM F.5. OF THE
CONSENT CALENDAR**

F.5 Request Approval to Hang a Banner over CDOT Right-of-Way for The Chair Project, September 25 – October 9, 2011 – Business of Art Center (Sean O'Meallie), Applicant

Jack Benson said he requested this item to be pulled for separate consideration because right before the meeting, he received a request from the organizer of Author Fest of the Rockies to hang a banner during the same time period.

Councilman Gerbig arrived at 7:17 pm.

During discussion it was the consensus that Author Fest of the Rockies had not submitted an application to hang a banner so it wouldn't be appropriate to deny approval to the organization that did. However, it was hoped that a compromise could be reached between the two event organizers so that both could be accommodated.

Councilman Barry made a motion to approve the request to hang a banner for The Chair Project while also directing the City Administrator to encourage an accommodation by The Chair Project organizers to also allow a banner to be hung for the Author Fest of the Rockies event. Councilwoman Cox seconded the motion. Upon a call for the vote, the motion was unanimously approved as presented. Motion carried 6-0.

G. NEW BUSINESS

1. **Approval of Appointment of Jan Johnson as a Regular Member of the Parks and Recreation Advisory Board**

Upon a motion by Councilman Barry and a second by Councilwoman Cox, Jan Johnson was unanimously appointed as a Regular Member of the Parks and Recreation Advisory Board. Motion carried 6-0.

2. **Approval of Appointment of Michael Massik to the Manitou Springs Library Board of Trustees**

Upon a motion by Councilwoman Cox and a second by Councilman Gerbig, Michael Massik was unanimously appointed to the Manitou Springs Library Board of Trustees. Motion carried 6-0.

3. **Request Approval of a Special Event and Approval of Event Sponsorship of the Vehicle Fees for the Emma Crawford Coffin Races and Festival to be held Saturday, October 29, 2011 from 9:00 am to 3:00 pm – iManitou (Leslie Lewis), Applicant**

Leslie Lewis, applicant, explained that iManitou would begin setting up for the event around 9:00 am, but it wouldn't be necessary for the city to prepare to close off streets until 10:00 am, with the actual closures beginning at 11:00 am. As a result, public works services wouldn't be required until 10:00 am and police services wouldn't be required until 11:00 am, thus reducing the estimated cost of services.

Councilwoman Cox reviewed the City's Event Sponsorship Policy, noting that it states that "recipients of any other financial or other type of assistance from Council within the same calendar year" are not eligible for City sponsorship. She explained that since the City contributed budgeted funds to iManitou in FY2011, she would be voting against this request.

Councilman Gerbig made a motion seconded by Councilman Barry to approve a special event, and event sponsorship of the vehicle fees, for the Emma Crawford Coffin Races and Festival. The motion failed due to a tie vote of 3-3. Mayor Snyder, Councilman Barry and Councilman Gerbig voted for; and Mayor Pro Tem Carpenter, Councilwoman Cox, and Councilwoman Toll voted against.

4. **Approval of Agreement with Colorado Springs Utilities Regarding Delivery/Exchange of Manitou Fry-Ark Project Water**

Before beginning discussion of this item, Councilwoman Cox recused herself and left the room, stating a conflict of interest since she works for the City of Colorado Springs.

Ann Nichols, volunteer water consultant, reviewed the agreement and answered questions from the City Council.

Upon a motion by Councilman Barry and a second by Mayor Pro Tem Carpenter, the agreement with Colorado Springs Utilities regarding deliver/exchange of Manitou Fry-Ark Project Water was unanimously approved. Motion carried 5-0.

Councilwoman Cox rejoined the meeting at 8:10 pm.

5. Approval of Design for New Intersection at Park Avenue and Manitou Avenue, Phase 5B, and Proposed Roundabout at Serpentine and Manitou Avenue

Bruno Pothier outlined the design, explaining that it has been revised from the original design proposed by Nolte. Upon a motion by Councilman Barry and a second by Councilwoman Cox, the design for the new intersection at Park Avenue and Manitou Avenue, Phase 5B and proposed roundabout at Serpentine and Manitou Avenue was unanimously approved as presented. Motion carried 6-0.

6. Approval of Manitou Springs to Enter into a Memorandum of Understanding with the Pikes Peak Area Council of Governments to Qualify to Participate in the HUD Sustainable Communities Regional Planning Grant

Upon a motion by Mayor Pro Tem Carpenter and a second by Councilwoman Toll, approval was given to enter into a memorandum with the Pikes Peak Area Council of Governments to qualify to participate in the HUD Sustainable Communities Regional Planning Grant. Motion carried unanimously, 6-0.

H. HEARINGS

1. 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 – 2nd reading

Upon a motion by Councilman Barry and a second by Councilwoman Toll, Ordinance No. 1711 was unanimously approved at 2nd reading as presented. Motion carried 6-0.

I. MAYOR'S REPORT

Mayor Snyder recognized Planning Director Dan Folke his exemplary work at the Area Council of Governments, noting that Mr. Folke has been a great advocate for our city.

J. RECEIVE OR ACT ON COUNCIL CORRESPONDENCE

Mayor Pro Tem Carpenter reported on some positive comments he received from residents regarding the city's paving work on Linda Vista.

Councilwoman Toll reported on several emails she received regarding the herbicide polluting of the organic garden by a City contractor.

K. CITY COUNCIL LIAISON REPORTS

Councilman Gerbig reported on the Business of Art Center's interest in re-engaging the community. He also reported that a library task force is being formed to continue consideration of the possibility of joining the Pikes Peak Library District.

L. PLANNING DIRECTOR'S REPORT

None

M. FINANCE DIRECTOR'S REPORT

Mike Leslie reported on:

- July sales tax report
- RFP process for the new accounting software
- New budgeting processes being implemented

N. CITY ADMINISTRATOR'S REPORT

Jack Benson invited Mike Leslie to share his recent announcement with the City Council and Mr. Leslie announced his retirement from the City effective January 1, 2012.

Jack Benson informed the City Council that tomorrow he would be attending a Community Development Advisory Board meeting. He also informed the City Council that Library Director Margaret Morris received a Library Services Tech Grant in the amount of \$9,150.

O. FUTURE AGENDAS

- October 4, 2011 – Regular Meeting
- October 11, 2011 – Work Session
- October 18, 2011 Regular Meeting
- November 1, 2011 – Regular Meeting
- November 8, 2011 – Work Session
- November 15, 2011 – Regular Meeting

ADJOURNMENT

With no further business to conduct, Mayor Snyder concluded the Regular Meeting at 9:31 p.m.

MAYOR AND CITY COUNCIL

CITY CLERK

Minutes Prepared by: Donna Kast, City Clerk