

City of Castle Pines North, Colorado Minutes

Final/Corrected

Mayor
Maureen A. Shul

Interim City Clerk
Douglas J. Gilbert

Treasurer
Douglas J. Gilbert

City Council

Ward 1
Chris Dooley
Jennifer
Havercroft

Ward 2
Chip Coppola
Kim Hoffman

Ward 3
Ron Clark
David Neely

REGULAR MEETING OF THE CITY COUNCIL CPN Community Center 7404 Yorkshire Dr., Castle Rock, CO October 22, 2008 - 7:00 p.m.

1. ROLL CALL

The meeting of the City Council of the City of Castle Pines North, Colorado, was called to order by Mayor Maureen A. Shul at 7:07 p.m.

Those present were:

Officers: Maureen A. Shul, Mayor
Douglas J. Gilbert, Treasurer / Interim City Clerk

Councilmembers: Chris Dooley, Ward 1
Jennifer Havercroft, Ward 1
Chip Coppola, Ward 2
Kim Hoffman, Ward 2
Ron Clark, Ward 3
David Neely, Ward 3

Those absent were:

Officers: None

Councilmembers: None

Also present with Council:

Erin M. Smith, City Attorney
Don Howell, Interim City Manager

PLEDGE OF ALLEGIANCE

2. APPROVAL OF AGENDA

Motion to Approve: Councilperson Hoffman
Second: Councilperson Havercroft
Approved: Unanimously, 6-0, (Mayor did not vote)

3. DISCLOSURE OF CONFLICTS OF INTEREST

None submitted.

4. CITIZENS' COMMENTS

Tim Moore of the Douglas County Sheriff's Office provided a briefing on recent trends and issues in the City.

Patrick Dempsey, 7477 Exeter Place, requested clarification on the next steps in the posing of a resolution in opposition to placement of a fire station on the CC-20 property

Don Bobeda, 1405 Castlepoint Circle, expressed concerns about issues of sewer odors near the Forest Park subdivision and fire mitigation for Forest Park.

City of Castle Pines North, Colorado

Minutes

5. CONSENT AGENDA

There were no items on the consent agenda.

6. COUNCIL BUSINESS

a) Consolidated Public Hearing on Lagae Ranch Filing 1 Preliminary Plan, Lagae Ranch Filing 1 Final Plat and Vacation of Lagae Road

Motion to Continue to October 29, 2008 at 7:00 p.m.: Councilperson Havercroft

Second: Councilperson Clark

Approved: 5-0, Councilperson Dooley absent (Mayor did not vote)

b) Resolution 08-39 "CONDITIONALLY APPROVING LAGAE RANCH FILING 1 PRELIMINARY PLAN", Resolution 08-40 "APPROVING SUBDIVISION IMPROVEMENTS AGREEMENT WITH R.I. MANAGEMENT OF TULSA, INC.", Resolution 08-41 "CONDITIONALLY APPROVING LAGAE RANCH FILING 1 FINAL PLAT" and Ordinance 08-11 "Vacating Lagae Road" (second reading)

Motion to Table to October 29, 2008 at 7:00 p.m.: Councilperson Clark

Second: Councilperson Havercroft

Approved: 5-0 with Councilperson Dooley absent (Mayor did not vote)

c) Resolution 08-46 "APPROVING STATEMENT OF EXPENDITURES AND APPROPRIATING FUNDS THEREFORE"

Motion to Table to October 29, 2008 at 7:00 p.m.: Councilperson Clark

Second: Councilperson Neely

The Mayor *Pro Tempore* Neely called the Motion at which time the Mayor and Councilpersons Havercroft and Hoffman recused themselves and left the proceedings.

Approved: 4-0-3, Councilpersons Clark, Coppola, Dooley, and Neely voted "Yes"

d) Resolution 08-47 "OPPOSING RELOCATION OF FIRE STATION 36"

Motion to Approve: Councilperson Neely

Second: Councilperson Clark

Approved: 5-1, Councilpersons Clark, Coppola, Dooley, Hoffman, and Neely voted "Yes"

Councilperson Havercroft voted "No"

(Mayor did not vote)

e) Resolution 08-48 "APPROVING AGREEMENT BETWEEN CITY OF CASTLE PINES NORTH AND ICENOGLE, NORTON, SMITH, GILIDA & POGUE, P.C."

Motion to Approve: Councilperson Havercroft

Second: Councilperson Hoffman

Approved: 6-0 (Mayor did not vote)

f) Resolution 08-49 "SUPPORTING BALLOT ISSUES 2D AND 2E IN THE NOVEMBER 2008 ELECTION"

City of Castle Pines North, Colorado

Minutes

Motion to Approve: Councilperson Clark
Second: Councilperson Havercroft
Approved: 6-0 (Mayor did not vote)

7. COUNCILMEMBER REPORTS

Councilperson Havercroft reports on an incident of a fox shooting in the Hidden Pointe neighborhood.

8. CITY PLANNER'S REPORT

The City Planner Bishop presented his report following the previously submitted written status.

9. CITY ATTORNEY'S REPORT

The City Attorney asked Council to direct that she examine applicable laws regarding the discharge of firearms in relation to the shooting of a fox in the Hidden Pointe neighborhood. Council gave direction by consensus.

Council and the Mayor directed the City Attorney and City Manager to prepare a response to the September 22, 2008, letter from legal counsel for the CPN Metro District.

10. CITY CLERK'S REPORT

Interim Clerk Gilbert reports that he will attend and represent the City at the post election audit on November 14, 2008, and the Board of Canvass on November 20, 2008.

11. TREASURER'S REPORT

Treasurer Gilbert reported financial fund statements have been prepared and will be posted to the City website. The statements show revenue from the City's inception in February to September 30, 2008, of \$150,892.82, expenditures during the same period of \$74,397.31 leaving a fund balance on September 30, 2008, of \$76,495.51.

The Treasurer also reports that the City has received its second monthly payment of sales tax from the Colorado Department of Revenue. The payment covered the period of August 2008 and was \$61,101. This is an increase from the first payment covering July because non-filing taxpayers have been contacted and are catching up on filing. The payment for September, to be received in mid-November, should be slightly larger because it will capture quarterly filers. The sales tax receipts reported do not include use tax receipts, which are collected directly by the City through the Community Development Department, and motor vehicle use tax receipts, which are collected by Douglas County.

12. CITY MANAGER'S REPORT

Items reserve for executive session.

13. OTHER / NEW BUSINESS

Councilperson Coppola expressed an interest in posting a stop sign in Hidden Pointe to replace the one removed by Douglas County.

City of Castle Pines North, Colorado Minutes

14. EXECUTIVE SESSION

The Mayor requested Council adjourn to Executive session pursuant to Section 24-6-402 (4)(e), C.R.S., for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, related to proposed annexation agreement and land dedications.

Motion to Convene Executive Session: Councilperson Hoffman
Second: Councilperson Dooley
Approved: 6-0 (Mayor did not vote)

The Executive Session began at 9:03 p.m. and concluded at 9:37 p.m. at which time Mayor Shul announced the names of those persons who had participated in the executive session and asked if any person who had participated in the executive session believed that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law. There was no response.

Council returned to its Regular Council Meeting.

14. ADJOURNMENT

The meeting was adjourned at 9:40 p.m. by unanimous consent.

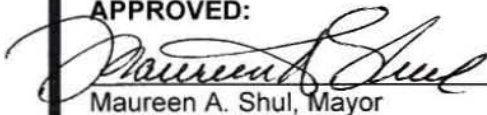
Motion to Adjourn: Councilperson Hoffman
Second: Councilperson Neely
Approved: Unanimously, 6-0, (Mayor did not vote)

Minutes submitted:



Douglas J. Gilbert, Interim City Clerk

APPROVED:



Maureen A. Shul, Mayor