CITY COUNCIL AGENDA
March 5, 2015
7:00 PM

4:45 Interviews and selection of Part-time Deputy Municipal Judge, upstairs Conference Room, City Hall.

1. CALL TO ORDER.
2. ROLL CALL.
3. PLEDGE OF ALLEGIANCE.
4. CEREMONIES, PRESENTATIONS AND APPOINTMENTS.
   Riley
   A. Presentation of Keep Woodland Park Beautiful Award to Tanner Coy. (A)
   Leclercq
   B. Appointments to the Community Investment Funding Committee. (A)
   Buttery
   C. Appointment of Deputy Municipal Judge and designation of John Bruce as Presiding Municipal Judge. (A)
5. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA.
   (Public comment not necessary.)
6. CONSENT CALENDAR:
   (Public comment may be heard.)
   Leclercq
   A. Approve minutes of February 19, 2015 Regular Meeting. (A)
   Fleer
   B. Approval of the Community Development Block Grant for the Water Line Loop at Pikes Peak Regional Hospital. (A)
7. UNFINISHED BUSINESS:
   (Public comment may be heard.)
   A. None
8. ORDINANCES ON INITIAL POSTING:
   Wiley
   A. Consider Ordinance No. 1228 Establishing Regulations for and a Method Assessing Water and Sewer Plant Investment Fees and Water Rights Fees for the Combination of Residential Units and Non-Residential Units in the Same Building hereafter Referred to as a Mixed Use Building on Initial Posting and set the Public Hearing for March 19, 2015. (L)
   Wiley
   B. Consider Ordinance No. 1233 authorizing the Mayor and the City Clerk of the City of Woodland Park, Colorado, to execute and attest thereto the contract to purchase 2.3 shares of Twin Lakes Reservoir and Canal Company from Jason Jordan on initial posting and set the Public Hearing for March 19, 2015. (L)
   Smith
   C. Consider Ordinance No.1234 Amending Chapter 5.18 of the Woodland Park

The Woodland Park City Council is pleased to have residents of the community take time to attend City Council Meetings. Attendance and participation is encouraged. Individuals wishing to be heard during Public Hearing proceedings are encouraged to be prepared and will generally be limited to five (5) minutes in order to allow everyone the opportunity to be heard. PUBLIC COMMENTS ARE EXPECTED TO BE CONSTRUCTIVE. Questions raised on non-agenda items may be answered at a later date by letter in order to facilitate proper research. PLEASE SIGN IN TO SPEAK ON A PARTICULAR AGENDA ITEM

Written comments are welcome and should be given to the City Clerk prior to the start of the meeting. Written materials will not be accepted during regular agenda items in the interest of time.
Dingwell

D. Consider Ordinance No. 1235 repaying the loan agreement between the City of Woodland Park, Colorado, acting by and through its Wastewater Enterprise and the Water Enterprise, in an aggregate principal amount not to exceed $300,000 evidencing the obligation of the Water Enterprise under the loan agreement Ordinance No.1156, Series 2012 on initial posting and set the Public Hearing for March 19, 2015. (L)

9. PUBLIC HEARINGS:
(Public comment is appropriate.)
None

10. NEW BUSINESS:
(Public comment may be heard.)
Schafer
A. Consider Resolution No. 791 in support of Senate Bill 15-177 concerning Affordable Housing and Fixing the Barriers to Attainable and Affordable Homeownership. (A)

11. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA.

12. REPORTS:
(Public comment not necessary.)
A. Mayor’s Report.
B. Council Reports.
C. City Attorney’s Report.
D. City Manager’s Report:
Fleer
1. Combined report of Economic and Downtown Development and Main Street update.
Buttery
2. Presentation of the City of Woodland Park’s 2014 Annual Report.

13. COMMENTS ON WRITTEN CORRESPONDENCE.
(Public comment not necessary.)

14. ADJOURNMENT.

(A) Administrative (QJ) Quasi-Judicial (L) Legislative

COURIER VIEW – Please publish 03/04/2015.
STAFF REPORT

TO: MAYOR LEVY AND CITY COUNCIL

FROM: SUZANNE LECLERCQ, CITY CLERK

DATE: February 27, 2015

RE: APPOINTMENT TO COMMUNITY INVESTMENT FUND REVIEW COMMITTEE

BACKGROUND: Currently there are three vacant positions on the Community Investment Fund Review Committee due to expiring terms of incumbent members. Two positions are for citizen representatives and one position is for a representative of a requesting organization. We’ve been advertising for this position for a number of weeks, and have three applications from incumbents, Jon DeVaux, Sue Griswold and Darwin Naccarrato. Jon DeVaux and Sue Griswold represent the openings for the two citizen representatives and Darwin Naccarrato represents the opening for an individual from a requesting organization. The term of service for this vacant position will expire January 1, 2017. No other applications were received.

Copies of the three applications will be forwarded electronically as an attachment to your Council packet.

If you have any questions, please feel free to contact me.
WOODLAND PARK CITY COUNCIL
COUNCIL CHAMBERS - CITY HALL
MEETING MINUTES
February 19, 2015 – 7:00 P.M.

1. CALL TO ORDER AND ROLL CALL: Mayor Levy called the meeting to order at 7:00 P.M. with the following members of Council present: Gary Brovetto, Bob Carlsen, Carrol Harvey, Ken Matthews, Noel Sawyer and John Schafer.

2. PLEDGE OF ALLEGIANCE: Mayor Levy led the audience in the Pledge of Allegiance.

The following Staff Members were also in attendance for this meeting:
City Manager David Buttery  City Attorney Erin Smith
City Clerk Suzanne Leclercq  Deputy City Clerk Jessica Memmer
Finance Director Wallie Dingwell  Utilities Director Kip Wiley
Public Works Director Bill Alspach  Police Chief Robert Larson
Planning Director Sally Riley

3. CEREMONIES, PRESENTATIONS AND APPOINTMENTS:

   A. Presentation from Scott Stearman on behalf of the Board of Directors of the Woodland Park Arts Alliance mural project. Scott Stearman shared details of the mural project with the Council. The mural will be approximately 145 feet long and will be painted on the east wall of the Cultural Center. It will tell the story of the early history of Woodland Park. The mural will begin with depicting the Ute Indians and continue along in time to depict Woodland Park in the late 1950’s – early 1960’s. Mr. Stearman introduced Lois Sprague who has been commissioned as the artist of the mural. Ms. Sprague unveiled sketches of the mural. Mr. Stearman added that there will be opportunities for the Community to donate to the mural project. Mr. Stearman also added that the mural will contain QR codes so that people could view videos of the history behind the mural. Ms. Sprague added that the mural will be unveiled in three stages and that the unveilings will be coordinated with events in the community. The Council thanked Mr. Stearman and Ms. Sprague for all their work on the project and stated that they look forward to the mural project getting started.

   B. Appointment to the Keep Woodland Park Beautiful Committee. (A)

City Clerk Leclercq reviewed the Staff Report for Council regarding the positions available for the Keep Woodland Park Beautiful Committee. Leclercq noted that there are currently two openings on this committee. Leclercq received an application from Kathryn Kindt to be considered for the Keep Woodland Park Beautiful Committee.
Following brief discussion, the Council voted to appoint Kathryn Kindt to the Keep Woodland Park Committee.

**MOTION:** To approve appointment of Kathryn Kindt to the Keep Woodland Park Committee. Harvey/Schafer. Motion carried 7-0.

Ms. Kindt was not present in the audience. Leclercq will administer the Oath of Office to Ms. Kindt at the next Keep Woodland Park Beautiful Committee meeting.

**C. Appointment to the 2015 Charter Advisory Committee. (A)**

Leclercq reviewed the Staff Report for the Council. She reminded the Council that on January 15, 2015 Council had approved Resolution No. 787 which activated the Council’s Advisory Committee known as the Charter Review Committee. Leclercq reported that there are four positions available for this committee and that she received three applications from individuals interested. Applications were received from Gretchen Bundy-Ladowicz, Peter Scanlon and Eric Smith.

Council invited Ms. Bundy-Ladowicz, Mr. Scanlon and Mr. Smith to the podium. All three individuals expressed their desire to be involved with the Community. The Council thanked all three individuals for their willingness to serve.

Councilmember Harvey reviewed the Charter Review Advisory Committee and reported that the first meeting will be held on March 4, 2015, in the upstairs conference room of City Hall beginning at 6:00 PM. Councilmember Harvey distributed a binder for each of the new Committee Members.

Following a brief discussion the Council voted to appoint Gretchen Bundy-Ladowicz, Peter Scanlon and Eric Smith to the Charter Review Advisory Committee.

**MOTION:** To approve appointment of Gretchen Bundy-Ladowicz, Peter Scanlon and Eric Smith to the Charter Review Advisory Committee. Harvey/Matthews. Motion carried 7-0.

City Clerk Leclercq administered the Oath of Office.

**4. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA:**

A. None

**5. CONSENT CALENDAR:**

A. Approve minutes of the February 5, 2015 Regular Meeting. (A)

B. Approve December 2014 Statement of Expenditures and authorize the Mayor to sing warrants in payment thereof. (A)

City Clerk Leclercq read the Consent Calendar item into the record.
MOTION: To approve the Consent Calendar as presented. Schafer/Matthews. Motion carried 7-0.

6. UNFINISHED BUSINESS:
   A. None

7. ORDINANCES ON INITIAL POSTING:
   A. None

8. PUBLIC HEARINGS:
   A. Approve Ordinance No. 1232 adjusting expenditure appropriations for the General, Water and Wastewater Funds for the City of Woodland Park, Colorado for the 2015 Budget Year, and amending Ordinance No. 1226, Series 2014. (A)

City Manager Buttery briefly reviewed the Ordinance No. 1232 for the Council. Following no Public Comment or discussion the Council voted to approve Ordinance No. 1232 adjusting expenditure appropriations for the General, Water and Wastewater Funds for the City of Woodland Park, Colorado for the 2015 Budget Year, and amending Ordinance No. 1226, Series 2014.

MOTION: To approve Ordinance No. 1232 adjusting expenditure appropriations for the General, Water and Wastewater Funds for the City of Woodland Park, Colorado for the 2015 Budget Year, and amending Ordinance No. 1226, Series 2014. Carlsen/Matthews. Motion carried 7-0.

9. NEW BUSINESS.
   A. Approve Resolution No. 789 supporting the Grant Application for a Local Parks and Outdoor Recreation Grant from the State Board of the Great Outdoors Colorado Trust Fund and the Memorial Park Redevelopment Project. (A)

Parks and Recreation Director Cindy Keating reviewed the Staff Report for the Council reporting that the Parks and Recreation Department has applied for a Great Outdoors Colorado Grant for the Re-Development of Memorial Park. Keating reported that the Great Outdoors Colorado requires a Resolution of Support from the governing Body to be included with the grant application. Keating also reported that matching funds in the amount of $350,000 are included in the 2015 Budget.

MOTION: To approve Resolution No. 789 supporting the Grant Application for a Local Parks and Outdoor Recreation Grant from the State Board of the Great Outdoors Colorado Trust Fund and the Memorial Park Redevelopment Project. Sawyer/Harvey. Motion carried 7-0.
7. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA.

Debbie Miller, Chamber President reported that a press release went out today announcing all of the award winners for the Annual Chamber Dinner.

The following are award recipients and will be honored that evening:

Volunteer of the Year – Shannon Hellman  
Employee of the Year – Renee Bunting  
Non-Profit of the Year – Charis Bible College  
Business of the Year – The Edgewood Inn  

Miller also reported that tickets are on sale at the Chamber Website.

8. REPORTS:

A. Mayor’s Report:

Mayor Levy reviewed the upcoming events for the next two weeks.

- Now thru Sunday February 22, the 15th Annual Moose is Loose continues sponsored by Tweeds Fine Furnishing and incorporating dozen of local businesses.
- Saturday, February 28th, the 4th Annual Teller Senior Center Chili Cook-off, 11:30 AM – 1:30 PM, public Welcome. Call 339-0954 to enter. The Mayor also mentioned that he would be one of the judges of the Chili Cook-off.
- Thursday, March 5, Chamber Lunch and Learn, “Discussion on the Revaluations and Protest Information for May 1, Notice of Valuations presented by Teller County Tax Assessor Betty Clark-Wine.
- Sunday, March 1, The Woodland Park School Foundation will be holding a fundraising event at the Swiss Chalet. The cost is $150 per ticket with about 90% of the proceeds going to the Foundation.

B. Council Reports:

Councilmember Brovetto announced his resignation as Councilmember from the City of Woodland Park effective at the end of this Council Meeting. He thanked the Council and the Staff for their assistance.

The Mayor and Council thanked Brovetto for his service.

Councilmember Sawyer asked City Manager for a report on the Teller County Economic Forecast Meeting that he had attended this past Wednesday. Buttery reported that it
went well there were about 50-60 people in attendance. Buttery quoted what one of the presenters had said at the forum “It’s not bad news….just not great news.”

Mayor Levy added that he learned from the Forum that the economy has bounced back from the recession but has flat lined right now.

Councilmember Schafer reported on Senate Bill 177 that pertains to owner-occupancy attached housing. He reported that Colorado Municipal League is in support of this Bill and he asked for a Resolution from City Council to show their support. Council concurred and Councilmember Schafer asked that the Resolution be presented at the March 5, 2015 City Council Meeting.

C. City Attorney’s Report: None

D. City Manager’s and Department Manager’s Report:

Mayor Levy shared with the Council the thank you notes and letters that have been received by non-profit agencies who received funding from the Community Investment Fund.

10. **ADJOURNMENT:** The meeting adjourned at 8:00 P.M.

Recorded by:

________________________________________________________________________
Suzanne Leclercq, City Clerk

APPROVED THIS _____ DAY OF __________________, 2015

________________________________________________________________________
Neil Levy, Mayor
CITY OF WOODLAND PARK
CONSTRUCTION CONTRACT AGREEMENT APPROVAL

Type of Action Requested: Request for approval of the Pikes Peak Regional Hospital (PPRH), Community Development Block Grant (CDBG) water-line loop contract with Pate Construction Co., in the amount of $375,215.50.

Factual Findings:

- The PPRH water-line loop project will facilitate future development on the hospital campus, along with meeting both City and NETFPD fire flow and redundancy requirements and standards.
- The City via the City Economic and Downtown Development office applied for and received a CDBG in the amount of $435,019 from the Colorado Office of Economic Development and International Trade (OEDIT).
- All aspects of the water-line project will be covered in the CDBG, including engineering and design, surveying, construction and construction management.
- Pate Construction Co., Inc. was selected through a competitive bid process from which three (3) construction firms in total bid the project.
- The Project Manager will be Brian Fleer, City Economic and Downtown Development Director and John Schwab, Project Engineer, JPS Engineering.
- The contract has been reviewed and approved by the City Attorney.

Recommended Action:

Approve the contract with Pate Construction Co., in the amount of $375,215.50 as presented, authorize the Mayor to sign said contract, and authorize the City Economic Development Director to negotiate and approve task orders.
Staff Report

To: David Buttery, City Manager
    Mayor Levy and City Council
    Utilities Advisory Committee

From: Utilities Department

Date: February 27, 2015

Subject: Ordinance 1228 - Mixed Use Taps

The City’s Comprehensive plan calls for City staff and elected officials to prioritize land uses/housing needs which when coupled with additional available water could be expanded to produce maximum benefit for the community; and recognizes that land uses/housing needs currently in highest priority include affordable housing and higher density housing in and adjacent to the central business district (Water Action 2.1.1). One way to achieve higher density housing in and adjacent to the central business district is to encourage the development of mixed use buildings. Mixed use buildings are defined as a single building containing both residential and nonresidential units. The City currently does not have a method to assess water and sewer plant investment fees (tap fees) for a mixed use building. To achieve this action within the Comprehensive Plan the Utilities Department has looked into creating an approach to satisfy the community need and support and accommodate moderate growth.

The Utilities Department along with the Utilities Advisory Committee (UAC) analyzed several potential methods of establishing and implementing a way to determine plant investment fees and water rights fees for a mixed use building. The UAC held two meetings to discuss a mixed use tap fee policy and analyze ways to implement a new method that was fair and equitable to both new and existing customers. Initially the UAC reviewed the current methods of determining plant investment fees for multi-family residential and commercial projects. The Committee then discussed numerous possibilities for mixed use taps and a pros and cons list was generated for each potential method. The UAC concluded that the two current systems used to establish plant investment fees and water rights fees for multi-family residential and for commercial uses could be combined to set the tap fees for a mixed use building. This approach uses current methods to calculate a plant investment fee value for the multi-family residential portion and also a value for the commercial portion of the building separately, and the sum of the two values is the new calculated plant investment fee for the entire mixed use building. We did not create new system for the mixed use building we simply used two existing methods for assessing tap fees for the two types of use and joined them together. The same method would be applied to calculate the water rights fee portion of the tap fee.

The new method for establishing tap fees for mixed use buildings was not the only item that needed to be addressed. The UAC also analyzed the mixed use tap from a water planning standpoint. The Water Tap Management Plan provides the mechanism by which the City controls residential water tap sales so that growth in the City stays compatible with the City’s water supply. Because we are still accounting for residential units within a mixed use building...
the UAC determined that no changes were necessary to the tap management plan and it was determined to keep in place all tap accounting methods. Keeping this in place will also help the water enterprise balance the Water Tap Management Reconciliation. As you recall the reconciliation spreadsheet accounts for all taps, revenues, expenses, and future capital projects and their associated costs projected into the future. From a water planning and accounting standpoint the combined approach made complete sense.

The UAC also looked into how the physical tap would be implemented and how metered water sales would be handled in a mixed use building. Because we have different billing rate structures, one rate for commercial uses and one rate for residential uses, how we account for water usages needed to be looked at. This was very challenging in that every building would have two different uses and would require two water accounting devices (water meters). For new construction mixed use buildings it is fairly easy to plan the plumbing system to accommodate for the type of water use. For existing customers or existing buildings that may switch their use to a mixed use it would be much more challenging. However, it was determined that the water must be accounted to reflect the usage type.

RECOMMENDATION: Approve Ordinance 1228 on initial posting adding a mixed use tap section to Title 13- Utilities and setting the public hearing for March 19, 2015.
AN ORDINANCE AMENDING CERTAIN CHAPTERS OF TITLE 13 – UTILITIES OF THE WOODLAND PARK MUNICIPAL CODE FOR THE PURPOSE OF ESTABLISHING UTILITY REGULATIONS AND A METHOD OF ASSESSING WATER AND SEWER PLANT INVESTMENT FEES AND WATER RIGHTS FEES FOR THE COMBINATION OF RESIDENTIAL UNITS AND NONRESIDENTIAL UNITS IN THE SAME BUILDING, HEREAFTER REFERRED TO AS A MIXED USE BUILDING.

WHEREAS, the City’s Comprehensive Plan: Calls for City staff and elected officials to prioritize land uses/housing needs which when coupled with additional available water could be expanded to produce maximum benefit for the community; and Recognizes that land uses/housing needs currently in highest priority include affordable housing and higher density housing in and adjacent to the central business district (Water Action 2.1.1); and

WHEREAS, one way to achieve higher density housing in and adjacent to the central business district is to encourage the development of mixed use buildings; and

WHEREAS, to date there have been no mixed use buildings developed in Woodland Park; and

WHEREAS, the City Council desires to encourage mixed use building development provided that doing so is done in a way that is consistent with the objectives and policies of all City plans adopted and currently in effect, including but not limited to the City’s Water Tap Management Plan adopted in 1997; and

WHEREAS, the City’s Water Tap Management Plan provides the mechanism by which the City controls residential water tap sales so that growth in the City stays compatible with the City’s water supply; and

WHEREAS, more specifically, the Water Tap Management Plan requires one tap allocation for each dwelling unit within a multifamily project which enables the City to track its water supply and plan for the timing and funding of water supply-related capital improvements and water rights purchases; and

WHEREAS, residential units that are developed as part of a mixed use building are similar to multi-family rental unit construction projects in terms of water usage and should be accounted for in accordance with the objectives and policies of all City plans adopted and currently in effect and be treated substantially the same as other multi-family projects with regard to tap allocations, water and sewer plant investment fees and water rights fees.
NOW, THEREFORE, THIS ORDINANCE:

THE CITY OF WOODLAND PARK, COLORADO, ORDAINS:

That an Ordinance entitled “AN ORDINANCE AMENDING CERTAIN CHAPTERS OF TITLE 13 – UTILITIES OF THE WOODLAND PARK MUNICIPAL CODE FOR THE PURPOSE OF ESTABLISHING UTILITY REGULATIONS AND A METHOD OF ASSESSING WATER AND SEWER PLANT INVESTMENT FEES AND WATER RIGHTS FEES FOR THE COMBINATION OF RESIDENTIAL UNITS AND NONRESIDENTIAL UNITS IN THE SAME BUILDING, HEREAFTER REFERRED TO AS A MIXED USE BUILDING” be and the same is hereby adopted as follows:

Section 1. Subsections 13.12.010(A)(1) and (A)(2) are hereby amended as follows:

13.12.10 Tapping City Water Main – Fee

For any construction and/or use requiring water service, the following fees must be paid in full to the city treasurer or his (her) duly appointed representative prior to City issuance of a Zoning and Development Permit for the subject project:

A. A plant investment fee based on the potential demand on the system as follows:

1. Residential Construction (Except Multi-Family Rental Units).

<table>
<thead>
<tr>
<th>Number of Water Fixture Units</th>
<th>Water Plant Investment Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>0-25</td>
<td>Current fee per City Council Resolution</td>
</tr>
<tr>
<td>25.5 – 35</td>
<td>Current fee per City Council Resolution</td>
</tr>
<tr>
<td>35.5 +</td>
<td>Current fee per City Council Resolution</td>
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<thead>
<tr>
<th>Type Unit</th>
<th>Water Plant Investment Fee</th>
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<tbody>
<tr>
<td>Single-family</td>
<td>Current fee per City Council Resolution</td>
</tr>
<tr>
<td>Non-Rental Multi-Family Facility including townhomes, condominums and mobile homes</td>
<td>Current fee per City Council Resolution</td>
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<tr>
<th>Water Meter Size</th>
<th>Water Plant Investment Fee</th>
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¾” or smaller (base fee)  
1”  
1 ½”  
2”  
3”  
Over 3”

<table>
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<tr>
<th>Current fee per City Council Resolution</th>
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<tbody>
<tr>
<td>1.5 times the base fee</td>
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<tr>
<td>3.0 times the base fee</td>
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<tr>
<td>5.0 times the base fee</td>
</tr>
<tr>
<td>10.0 times the base fee</td>
</tr>
</tbody>
</table>

Required water tap, meter and service line sizes shall be based on a fixture unit count of the facility to be served and the latest City adopted edition of the Uniform Plumbing Code (UPC). Nonresidential tap sizing shall be based on the fixture unit values for “public use.”

Section 2. Subsection 13.12.010(A)(3) is hereby amended to insert “A” at the beginning of the first subsection and to make the following additional amendments to such newly numbered Subsection:

3. Residential Construction (Multi-Family Rental Unit Commercial Taps)

A. For purposes of this subsection (A)(3), rental dwelling unit buildings are limited to single ownership structures containing two or more dwelling units in which parties with ownership interest occupy no more than one of the dwelling units. The configuration of dwelling units may be in the form of conventional apartment buildings, in the form of townhome units or any other configuration as long as the dwelling units are rental units and the occupants are not owners except as stated above. Townhome style rental units that adjoin one another and are constructed in one project shall be considered one building.

A water plant investment fee shall be paid for each building containing rental dwelling units based on the total number of water fixture units in that building. Total fixture units for any rental unit building shall be the sum of fixture units within all rental units and the fixture units for common water using fixtures, which are located outside rental units but are part of the building. Fixture units for water using fixtures within each rental unit shall be based on the fixture unit values for “private use” within the Uniform Plumbing Code. Fixture units for common water using fixtures (e.g. common laundry facilities, hose bibs, drinking fountain, etc.) associated with each building shall be based on the fixture unit values for “public use” within the Uniform Plumbing Code.
Type Unit | Water Plant Investment Fee
--- | ---
Building containing only multiple-family rental units. | Current fee per City Council Resolution

Each rental unit building is required to have one and only one separate water tap, one water service line, one domestic water meter and one irrigation water meter (if applicable). The required sizes for the physical water tap, water meters and service line shall be based on the total fixture unit count for that building and the latest City adopted edition of the Uniform Plumbing Code (UPC).

If the owner of a multi-family rental building for which plant investment fees have been paid based on fixture units later wishes to sell individual units as condominiums or by other fee simple ownership, then the rates within A.1. above shall apply and the difference between the fee actually paid and the then current fee per A.1 shall be applicable and payable before the individual units are sold. In addition, plumbing shall be separated for each unit such that separate, outside accessible water shutoffs and separate water meters shall be provided for each dwelling unit and for the group of all common water fixtures.

[Subsections (A)(3).B through (A)(3).F remain unchanged.]

Section 3. Section 13.12.010(A) is hereby amended by adding a new subsection (4) to read as follows:

4. Mixed Use Building Construction (combination of residential tap and nonresidential tap in one building).

For purposes of this paragraph (A)(4), a mixed use building is limited to single ownership structures containing one or more dwelling units combined with one or more nonresidential units in which parties with ownership interest occupy no more than one of the dwelling units. The configuration of dwelling units may be in the form of conventional apartment buildings, in the form of townhome units or any other configuration as long as the dwelling units are rental units and the occupants are not owners except as stated above. Townhome style rental units that adjoin one another and are constructed in one project shall be considered one building.

A water plant investment fee shall be paid for each mixed use building and shall be the sum of:

(i) A water plant investment fee for the nonresidential unit(s) portion assessed according to subsection (A)(2) of this section; and.
(ii) A water plant investment fee for the residential unit(s) portion assessed according to subsection (A)(3) of this section.

Each mixed use building is required to have one and only one separate water tap, one water service line, one residential (domestic) water meter, one nonresidential water meter and one irrigation water meter (if applicable). The required size of the physical water tap, water meters and service line shall be based on the total fixture unit count for that building and the latest City adopted edition of the Uniform Plumbing Code (UPC).

The water consumption in the building shall be metered with all residential units’ water usage metered by the domestic water meter and all nonresidential units’ water usage metered by the nonresidential water meter. The owner of the building shall be responsible for paying all monthly water service fees regardless of what arrangements the owner has with its lessees and the City is entitled to issue all water bills in the name of the owner.

The owner of a nonresidential tap may convert the tap to a mixed use building tap. The owner shall pay the mixed use building water plant investment fee. The owner may be given credit toward the mixed use building water plant investment fee if the original nonresidential tap size is reduced. The credit, if any, shall be the difference between the then current water plant investment fee for the downsized nonresidential tap and the water plant investment fee for the residential unit portion of the mixed use building calculated according to paragraph A.3 of this section. The owner shall also be responsible for changing the plumbing scheme to reflect water usage and account for the usage through the proper water meters.

If the owner of a mixed use building for which plant investment fees have been paid based on fixture units later wishes to sell individual units as condominiums or by other fee simple ownership, then the water plant investment fee rates as calculated according to subparagraph (A)(1) shall apply and the difference between the fee actually paid and the then current fee per subparagraph (A)(1) shall be applicable and payable before the individual units are sold. In addition, plumbing shall be separated for each unit such that separate, outside accessible water shutoffs and separate water meters shall be provided for each dwelling unit and for the group of all common water fixtures.
Section 4. Section 13.16.010 is hereby amended by adding a new paragraph at the end of Section 13.16.010 to read as follows:

A water rights fee shall be paid for each mixed use building and shall be the sum of:

(i) The water rights fee for the nonresidential unit(s) portion based on the commercial units rate calculated according to this Section 13.16.010; and

(ii) The water rights fee for the residential unit(s) portion based on the rental dwelling unit buildings rate calculated according to this Section 13.16.010.

Section 5. Subsections 13.36.020(A)(1) and (A)(2) is hereby amended as follows:

13.36.20 Tapping City Sewer Main – Fee.

A. For any construction and/or use requiring sewer service, the following fees must be paid in full to the city treasurer or his/her duly appointed representative prior to City issuance of a Zoning and Development Permit for the subject project:

1. Residential Construction (Except Multi-Family Rental Units).

<table>
<thead>
<tr>
<th>Type Unit</th>
<th>Sewer Plant Investment Fee</th>
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<tbody>
<tr>
<td>Single-family</td>
<td>Current fee per City Council Resolution</td>
</tr>
<tr>
<td>Non-Rental Multi-Family Facility including townhomes, condominiums and mobile homes</td>
<td>Current Fee per City Council Resolution</td>
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<thead>
<tr>
<th>Water Meter Size</th>
<th>Sewer Plant Investment Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>¾&quot; or smaller (base fee)</td>
<td>Current fee per City Council Resolution</td>
</tr>
<tr>
<td>1&quot;</td>
<td>1.5 times the base fee</td>
</tr>
<tr>
<td>1 ½&quot;</td>
<td>3.0 times the base fee</td>
</tr>
<tr>
<td>2&quot;</td>
<td>5.0 times the base fee</td>
</tr>
<tr>
<td>3&quot;</td>
<td>10.0 times the base fee</td>
</tr>
<tr>
<td>Over 3&quot;</td>
<td>Must be negotiated with City staff and approved by City Council, and in no case will be less than ten times the base fee.</td>
</tr>
</tbody>
</table>

Section 6. Subsection 13.36.020(A)(3) is hereby amended to insert “A” at the beginning of the first paragraph and to make the following additional amendments to such newly numbered Subsection 13.36.020(A)(3)A:
3. Residential Construction (Multi-Family Rental Unit Commercial Taps)

A. Rental dwelling unit buildings which qualify for Multi-Family Rental Unit Commercial Water Taps per Section 13.12.10 shall also qualify for similar sewer plant investment fees within this paragraph 3. Fixture unit calculations as required for Section 13.12.010 shall be used to calculate the sewer plant investment fee as follows:

<table>
<thead>
<tr>
<th>Type Unit</th>
<th>Sewer Plant Investment Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Building Containing only Multiple-Family Rental Units</td>
<td>Current Fee per City Council Resolution</td>
</tr>
</tbody>
</table>

A single separate sewer service line shall be required for each building served with a Multi-Family Rental Unit Commercial Tap.

If the owner of a multi-family rental building later wishes to sell individual dwelling units, the payment of sewer plant investment fees and separation of sewer service lines shall be required as is required for water plant investment fees in Section 13.12.010.

Section 7. Section 13.36.020(A) is hereby amended by adding a new subsection (4) to read as follows:

4. Mixed Use Building Construction (combination of both residential and nonresidential units in one building)

For purposes of this paragraph (A)(4), a mixed use building is limited to single ownership structures containing one or more residential dwelling units combined with one or more nonresidential units in which parties with ownership interest occupy no more than one of the dwelling units. The configuration of dwelling units may be in the form of conventional apartment buildings, in the form of townhome units or any other configuration as long as the dwelling units are rental units and the occupants are not owners except as stated above. Townhome style rental units that adjoin one another and are constructed in one project shall be considered one building.

A sewer plant investment fee shall be paid for each mixed use building and shall be the sum of:

(i) A sewer plant investment fee for the nonresidential unit(s) portion assessed according to subsection (A)(2) of this section; and
(ii) A sewer plant investment fee for the residential unit(s) portion assessed according to subsection (A)(3) of this section.

Each mixed use building is required to have a single separate sewer service line.

Section 8. Subsection 13.27.050(B) is hereby amended to read as follows:

B. Multifamily/Nonexistent, Unrecorded Residential Lots/Mixed Use Buildings. All multifamily taps, nonexistent, unrecorded residential lot taps and mixed use building taps shall be allocated on a project-by-project approval basis. All proposed multifamily projects (triplex or larger) and all mixed use building projects shall be reviewed by city staff and presented to planning commission for recommendation and city council for approval or denial. Application criteria shall be that criteria adopted by city council by resolution for multifamily projects, as the same may be amended from time to time after review developed by the city planning department within 120 days after the ordinance codified in this chapter and reviewed by the planning commission and approved by city council. No multifamily projects or nonexistent, unrecorded residential lots will be approved until criteria and design standards are developed. For the 120 day period, preliminary platted lots may be considered on a case by case basis by city council.

Section 9. Subsection 13.27.050(D) is hereby amended by adding a new subsection 6 to read as follows:

6. The provisions of this Subsection 13.27.050(D) apply to mixed use building projects.

Section 10. Repealer

Any and all prior ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

Section 11. Savings Clause

If any portion of this Ordinance or its application to any person or circumstance is found to be invalid by a court, such invalidity shall not affect the remaining portions of this Ordinance which can be given effect without the invalid portion or application, provided such remaining portions or applications are not determined by the court to be inoperable, and to this end this Ordinance is declared severable.

PASSED BY CITY COUNCIL ON SECOND AND FINAL READING FOLLOWING PUBLIC HEARING THIS _____ DAY OF ________________, 2015.
ATTEST:

____________________
City Clerk

Neil Levy, Mayor
MEMO

To: David Buttery, City Manager
    Mayor Levy and City Council

From: Kip Wiley, Utilities Director

Date: February 27, 2015

Subject: Ordinance 1233 Authorizing the Jordan Water Purchase Contract

Ordinance 1233 authorizes the Mayor and City Clerk to enter into a contract for the City’s purchase of 2.3 shares of stock in the Twin Lakes Reservoir and Canal Company from Jason Jordan. Twin Lakes shares are very vital to our water customers. Twin Lakes Reservoir shares produce transbasin water as well as providing water storage space in Twin Lakes Reservoir. The water that is produced from the shares is fully consumable water and the City uses this water to replace the consumable portion of our local water therefore making it legal to pump water from our local water sources.

The last time the City purchased Twin Lakes shares was in 1997. Just recently (end of January) the City retired a 12-year commitment to the Bauer brothers for Lake Henry Reservoir shares purchased (165 shares). The annual debit for those shares was approximately $250,000. This was the last remaining debit for water purchases.

Mr. Jordan has accepted our offer for the 2.3 Twin Lakes shares. This will be a onetime cash payment. The City’s water attorney, Julianne Woldridge, prepared all the contract documents. The base contract and the letter of intent contain all the basic and special provisions of this purchase, and are attached. The City did not use a water broker for this purchase and therefore was able to save some money. This contract is structured so that the City will pay for and take delivery of the water this year. The purchase will be funded with water capital funds from the Water Utility Enterprise. However, because we cannot predict when reservoir shares might become available this expense was not included in the 2015 budget. The fund balance for the Water Enterprise is healthy and we are is a great position to take this opportunity to help secure our water future.

Recommendation: Approve Ordinance 1233 on initial posting authorizing the Mayor and City Clerk to execute and attest the Water Purchase Contract with Jason Jordan for 2.3 Twin Lakes Reservoir shares and set the public hearing for March 19, 2015.
AN ORDINANCE AUTHORIZING THE MAYOR AND THE CITY CLERK OF THE CITY OF WOODLAND PARK, COLORADO, TO EXECUTE AND ATTEST THERETO THE CONTRACT TO PURCHASE 2.3 SHARES OF TWIN LAKES RESERVOIR AND CANAL COMPANY FROM JASON JORDAN.

WHEREAS, the City of Woodland Park in 1996 adopted a master plan which contains a future planning population target of 12,600, and,

WHEREAS, the City of Woodland Park in 1997 adopted a water tap management plan which provides for moderate annual growth toward the planning population target, and,

WHEREAS, the City of Woodland Park has initiated actions to increase the City’s production of local water, and,

WHEREAS, the City of Woodland Park City Council recognizes the value of transbasin water in the City’s overall development of water resources, and,

WHEREAS, the sellers have offered this water at a price commensurate with recent sales of similar water and have offered acceptable financing terms, and,

WHEREAS, the City Council of the City of Woodland Park recognizes this water purchase is an integral step in providing sufficient water to accommodate planned growth within the City’s Master Plan, and,

WHEREAS, the City’s Water Tap Management Plan Reconciliation for the End of Year 2014 projects revenues and expenditures in the Water Enterprise through the year 2030 and indicates a cash payment for this water purchase is feasible.

THEREFORE, THE CITY OF WOODLAND PARK, COLORADO, ACTING BY AND THROUGH THE CITY OF WOODLAND PARK, COLORADO, WATER UTILITY ENTERPRISE, ORDAINS:

Section 1. The contract is substantially in form and intent between the City of Woodland Park (Buyer) and Jason Jordan (Seller), for the purchase of 2.3 shares of stock in the Twin Lakes Reservoir and Canal Company for $39,500 per share and is hereby approved.

Section 2. The Mayor and the City Clerk of the City of Woodland Park are hereby authorized to execute and to attest to the contract.
The foregoing Ordinance was adopted at a regular meeting of the City Council, held in Woodland Park, Colorado, on the ___________ day of ____________________, 2015.

__________________________
Neil Levy, Mayor

ATTEST:

__________________________
City Clerk
THIS ______ day of __________________, 2015 the City of Woodland Park, a Colorado municipal corporation, whose address is P.O. Box 9007, Woodland Park, CO 80866, its successors and assigns ("Buyer") agrees to buy and Jason Jordan ("Seller"), whose address is 9319 Raeford Drive, Dallas, Texas, 75243 agree to sell for good and valuable consideration and on the terms and conditions set forth in this Contract, the following described property:

1. **Description of Water Rights.** Seller is the sole owner of 2.3 shares of capital stock in the Twin Lakes Reservoir and Canal Company ("Company"), represented by Certificate Number 8694, and all direct flow and storage water rights and any other rights associated therewith, but not including easements to laterals, (collectively "WATER").

2. **Purchase Price.** The purchase price shall be $90,850.00 for the Water and $21.00/ share for the 2015 assessment fee, for a total of $90898.30, payable at closing.

3. **Closing Date.** The date of closing shall be as soon as the closing documents can be finalized and delivered, but not later than March 26, 2015. The hour and place of closing shall be determined by Buyer and shall be reasonable for all parties. Closing documents may be delivered by mail and personal appearance of parties will not be required.

4. **Title.** Title to the Water shall be merchantable in Seller and Seller shall provide Buyer with merchantable title at closing. Within five business days of the execution of this Contract, Sellers shall provide a copy of the stock certificates to Buyer. Said copy shall be witnessed by a third party and certified that it is a true and correct copy of the original stock certificates. At closing, Seller shall deliver to Buyer the appropriate stock certificates owned by Seller for the Water, together with an assignment of stock containing general warranties of title and any warranties that may be established by law, and an irrevocable stock power giving Buyer the authority to transfer the ownership of the shares represented by the certificate from Seller to Buyer on the records of the Company, plus a general warranty deed from Seller to Buyer transferring title in the Water and such water rights historically used therewith or appurtenant to the Water. The assignment of stock and the general warranty deed shall be in form acceptable to Buyer. Possession of the Stock Certificates shall be delivered to Buyer at closing.

Prior to closing, Seller shall provide Buyer with a letter from the Company stating that as of the date of closing, the current assessments for and any charges and fees associated with the Water are paid and that there are no outstanding delinquent assessments and charges for the past 6 years.
Seller warrants that Seller has clear title, and Seller shall convey said title to the Water free and clear of all liens, prior or preemptive rights to purchase, encumbrances, assessments, taxes, leases, and adverse claims, except any ditch assessments not yet due and owing, and subject to the articles of incorporation, bylaws, and rules and regulations of the Company.

Seller shall pay any and all current year taxes and any delinquent taxes on the Water; an amount equal to said taxes may be withheld from Seller’s closing proceeds, and escrowed, for payment of said taxes.

If title is not merchantable or is unsatisfactory to Buyer or if Buyer finds there are unacceptable impediments to its use of the Water, and written notice of defect(s) is given by Buyer to Seller on or before the date of any closing, Seller shall use reasonable effort to correct these defects prior to closing. If Seller is unable to correct these defects on or before that date, Buyer may terminate this Contract entirely.

At Buyer’s option, any encumbrance required to be paid may be paid at closing from the proceeds of this transaction or from any other source.

By execution of this Contract, Seller hereby revokes any and all previous proxies related to or affecting the Water.

5. Closing Costs. Closing costs shall be borne as follows:

   a. Seller shall pay for the cost of all tax certificates and fees for obtaining and recording releases of encumbrances, subordinations and other title curative instruments.

   b. Buyer shall pay all escrow fees, stock transfer fees, recording fees, any title insurance premiums, and abstract costs.

6. Remedies. Time is of the essence hereof. If any payment due is not paid, honored or tendered when due, or if any other obligation is not performed as provided in this Contract, there shall be the following remedies:

   a. If Buyer is in default Sellers may elect to treat this Contract as being in full force and effect and Seller shall have the right to an action for specific performance or damages, or both;

   b. If Seller is in default: (i) Buyer may elect to treat this Contract as terminated, in which case Buyer may retain the Water and Buyer will remain liable for the full payment of such portion of the Water as it retains, and both parties shall be released from further obligations still due under this Contract; or (ii) Buyer may elect to
treat this Contract as being in full force and effect and Buyer shall have the right to an action for specific performance or damages, or both.

c. In the event of any arbitration or litigation arising out of this Contract, the prevailing party shall be awarded all reasonable costs and expenses, including attorneys' fees.

7. **Successors and Assigns.** This contract is not assignable without the non-assigning party's prior written consent. The covenants, conditions and terms contained in this Contract shall bind and inure to the benefit of Seller and Buyer and their respective heirs, distributees, executors, administrators, successors, and assigns.

8. **Additional Warranties and Representations of the Sellers.** Seller warrants and represents that Seller is the lawful owner of the Water and that Seller has full right, power and authority to enter into this Contract and to convey the Water. Seller further warrants and represents that there are no pending actions, litigation, or claims which might give rise to any court proceeding or contingent claims, which would adversely affect Seller’s title to the Water. Buyer warrants and represents that it is a municipality and home rule city under the laws of the State of Colorado with tax exempt ID 98-00978-0000.

9. **Notices.** Any notice required or permitted to be given under this Contract shall be in writing and shall be deemed to have been given or delivered when delivered by hand or three (3) days after deposited in a United States Post Office, registered or certified mail, postage prepaid, return receipt requested, and addressed to the addresses first referenced above.

10. **Amendments and Termination.** This Contract may be amended, modified or terminated only by written instrument executed by the parties.

11. **Survival.** Each and every covenant, promise, warranty, obligation, liability, representation or payment contained in this Contract shall not merge in any assignment, deed, or covenant, but shall survive such assignment, deed, and covenant and related closings, and shall be binding and obligatory upon the parties hereto.

12. **Governing Law.** This Contract shall be governed by and construed in accordance with the laws of the State of Colorado.

13. **Recordation.** Following execution of this Contract by the parties hereto, the Buyer may cause this Contract to be recorded in the County Clerk and Recorder's Office of any applicable county and in any other applicable government office.

14. **Waivers.** No right under this Contract may be waived, except by written instrument executed by the parties waiving such right. No waiver of any breach of any
provision contained in this Contract shall be deemed a waiver of any preceding or succeeding breach of that provision or of any other provision contained in this Contract. No extension of time for performance of any obligations or acts shall be deemed an extension of the time for performance of any other obligations or acts.

15. **Entire Agreement of the Parties.** This Contract constitutes the entire agreement between the parties and supersedes all prior agreements, offers, acceptances and understandings of the parties with respect to the subject matter hereof. All prior and contemporaneous conversations, negotiations, possible alleged agreements, representations, covenants and warranties concerning the subject matter hereof are merged herein.

16. **Recommendation of Counsel.** By signing this agreement, Seller acknowledges that this document has important legal and tax consequences and Seller should consult with legal and tax or other counsel before signing this contract. Buyer makes no representations or warranties regarding the legal or tax consequences of any or all of this transaction, including but not limited to the taxation of interest paid. Seller represent that Seller is relying upon and shall rely solely upon Seller’s own investigation and consultants regarding such legal and tax consequences.

17. **Broker Discloser.** Seller and Buyer acknowledge that there are no brokers involved in this transaction and that no broker’s compensation is due.

18. **Notice of Acceptance. Counterparts.** This proposal shall expire unless accepted in writing by Seller, as evidenced by Seller’s signature below, and Buyer receives notice of such acceptance on or before ______________.

19. **Faxes and copies.** Copies of original documents containing signatures of the parties shall be valid and binding upon the parties pending receipt of original documents.

Buyer, The City of Woodland Park

Attest:

By: ________________________________

Mayor

City Clerk

Accepted and signed by Seller this _______ day of ______________, 2015:

______________________________

Jason Jordan, Social Security # ________________
February 26, 2015

Kip Wiley
Utilities Director, City of Woodland Park
220 W. South Avenue
Woodland Park, CO 80866

Re: Sale of 2.3 Shares of Twin Lakes Reservoir and Canal Company Shares

Dear Mr. Wiley:

Please accept this letter as written confirmation of my agreement to sell to the City of Woodland Park (the “City”) 2.3 shares of the 4.3 shares I own in the Twin Lakes Reservoir and Canal Company (the “Company”), evidenced by certificate number 8694. I have listed below the terms on which I have agreed to sell the 2.3 shares to the City:

Sale Price: $39,500/share plus assessment fees of $21/share ($90,898.30 total)

Method of Payment: Lump sum payment by check payable to “Jason N. Jordan”

Date of Sale: As soon as practicable after final approval by the City’s Council

As we have discussed, I will contact the Company to obtain a new certificate for 2.0 shares in my name and a new certificate for 2.3 shares in the City’s name. I will be solely responsible for paying the Company $100 for the new certificate for 2.0 shares, and the City will be solely responsible for paying the Company $100 for the new certificate for 2.3 shares.

We have further agreed that the Company will hold the new certificates (i.e., the certificates for 2.0 shares and 2.3 shares) in escrow until receiving written confirmation from both you and me that the terms of the transaction described above have been fulfilled.

If any of the terms set forth above do not accurately set forth our agreement, then please inform me immediately. If, however, you agree that the terms above accurately reflect our agreement, then please counter-sign this letter and return a copy to me at your earliest convenience. Notwithstanding your signature on this letter, I recognize that the City is not obligated to purchase the 2.3 shares on the terms above unless and until the City’s Council passes an ordinance approving the purchase.

Sincerely,

[Signature]

Jason N. Jordan

[Signature]

Kip Wiley, Utilities Director
MEMORANDUM

TO: Mayor Levy and Members of City Council
FROM: NORTON & SMITH, P.C.
DATE: March 5, 2015
RE: Recommending Amendments to Chapter 5.18 of the Woodland Park Municipal Code to Expand the Definition of Tobacco to Include Vaporizers and E-Cigarettes

This recommended ordinance reflects changes in State law from 2011 and updates the Municipal Code to ensure consistency with State law and to allow violations to be handled in the City’s municipal court rather than through the State court system.

The City currently prohibits minors from possessing tobacco. Recently, the City’s Police Department and Martha Hubbard, Director, Teller County Public Health, have recommended that the City amend its definition of tobacco to track State law’s definition.

E-cigarettes and related electronic nicotine delivery devices vaporize liquid nicotine and flavoring additives so they can be inhaled. The devices produce no tobacco smoke, ash, tar or smell; thus some refer to the activity as "vaping" to differentiate it from smoking. At least 41 states, including Colorado and 1 territory currently prohibit sales of electronic cigarettes or vaping/alternative tobacco products to minors, according to the National Conference of State Legislatures1. While the Woodland Park Municipal Code currently prohibits minors from possessing tobacco, the Code definition of tobacco does not currently encompass these devices.

Also included in the Council packet are relevant articles and summaries shared by Teller County Public Health. Director Hubbard plans to attend the public hearing on this Ordinance and be available to answer questions.

Recommendation: Move to approve Ordinance No. 1234 on initial posting and set the public hearing for March 19, 2015.

1 According to research presented by the Centennial Youth Commission.
CITY OF WOODLAND PARK, COLORADO
ORDINANCE NO. 1234, SERIES 2015

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODLAND PARK, COLORADO, AMENDING THE DEFINITION OF TOBACCO OR TOBACCO PRODUCTS SO AS TO INCLUDE A PROHIBITION ON THE POSSESSION BY MINORS OF ELECTRONIC CIGARETTES AND OTHER NICOTINE DELIVERY SYSTEMS

WHEREAS, Chapter 5.18 of the Woodland Park Municipal Code currently prohibits the possession of tobacco and tobacco products by minors; and

WHEREAS, as of March 25, 2011, Colorado law (§18-13-121, C.R.S.) prohibits furnishing cigarettes or tobacco products to minors, including "any electronic device that can be used to deliver nicotine to the person inhaling from the device, including but not limited to an electronic cigarette, cigar, cigarillo, or pipe;" and

WHEREAS, Chapter 5.18 of the Woodland Park Municipal Code contains an outdated definition of "tobacco product" and does not include a reference to electronic cigarettes or other vaporizers that deliver vaporized or liquid nicotine to the user; and

WHEREAS, the City Council has determined that the definition of tobacco and tobacco products in Section 5.18.010 of the Woodland Park Municipal Code should be amended to reflect the identical definition adopted by the Colorado Legislature; and

WHEREAS, City Council finds that the proposed amendments are in the best interest of the health, safety and welfare of the citizens of the City of Woodland Park;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF WOODLAND PARK, COLORADO, as follows:

Section 1. The foregoing recitals are hereby affirmed and incorporated herein by this reference as findings of the City Council.

Section 2. The definition of "tobacco or tobacco products" as set forth in Section 5.18.010 of the Woodland Park Municipal Code shall be amended to read as follows in its entirety:

Tobacco or tobacco product means any product that contains nicotine or tobacco or is derived from tobacco and is intended to be ingested or inhaled by or applied to the skin of an individual or any electronic device that can be used to deliver nicotine to the person inhaling from the device, including but not limited to a nicotine vaporizer or an electronic cigarette, cigar, cigarillo or pipe.

Section 3. Severability. Should anyone or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.
Section 4. Effective Date. This Ordinance shall be in full force and effect from after its publication as required by law.

PASSED BY CITY COUNCIL ON SECOND AND FINAL READING FOLLOWING PUBLIC HEARING THIS ______ DAY OF ________________________, 2015.

________________________________________
Neil Levy, Mayor

Attest:

________________________________________
Suzanne Leclercq,
City Clerk

Approved as to Form:

________________________________________
City Attorney,
NORTON & SMITH, P.C.,
Erin Smith
ORDINANCE NO. 1235, SERIES OF 2015

AN ORDINANCE AUTHORIZING THE REPAYMENT OF A LOAN BETWEEN THE CITY OF WOODLAND PARK, COLORADO, ACTING BY AND THROUGH ITS WASTEWATER ENTERPRISE, AS LENDER, AND ITS WATER ENTERPRISE, AS BORROWER, IN THE AGGREGATE PRINCIPAL AMOUNT OF $300,000.

WHEREAS, the City of Woodland Park, Colorado (the “City”), in Ordinance No. 627, Series 1994, recognized, confirmed and officially established the operation of the City’s water utility system (the “System”) as a “water activity enterprise” and established the “City of Woodland Park, Colorado, Water Utility Enterprise” (the “Water Enterprise”) for the purpose of operating the System, and the Water Enterprise is an “enterprise” as that term is defined in Article X, Section 20 of the State Constitution (“Amendment One”); and

WHEREAS, the City, in Ordinance No. 628, Series 1994, recognized, confirmed and officially established the operation of the City’s wastewater utility system (the “Wastewater System”) as a “wastewater activity enterprise” and established the “City of Woodland Park, Colorado, Wastewater Utility Enterprise” (the “Wastewater Enterprise”) for the purpose of operating the Wastewater System, and the Wastewater Enterprise is an “enterprise” as that term is defined in Amendment One; and

WHEREAS, the Water Enterprise has previously executed and delivered a Loan Agreement dated February 1, 2012 (the “Loan Agreement”) between the Wastewater Enterprise, as lender, and the Water Enterprise, as borrower, in the principal amount of $300,000 for the purpose of allowing the Water Enterprise to comply with an operations and maintenance reserve requirement of that certain Loan Agreement dated March 13, 2002 (the “2002 Loan Agreement”) between the Water Enterprise and the Colorado Water Resources and Power Development Authority (“CWRPDA”); and

WHEREAS, the Water Enterprise is currently in compliance with this covenant, having reserves in an amount greater than three months of operation and maintenance expenses; and

WHEREAS, the Loan Agreement is subject to prepayment at any time with no penalty to the Water Enterprise; and

WHEREAS, the Water Enterprise desires to prepay the $300,000 outstanding principal amount of the Loan Agreement with otherwise legally available money;

THEREFORE, THE CITY OF WOODLAND PARK, COLORADO, ACTING BY AND THROUGH THE CITY OF WOODLAND PARK, COLORADO, WATER UTILITY ENTERPRISE, ORDAINS:

Section 1. The Council, after reviewing all pertinent information pertaining to the System and the Loan Agreement, hereby again recognizes and confirms the status of the City’s water utility system as a water activity enterprise and acknowledges that the loan from the Wastewater
Enterprise evidenced by the Loan Agreement does not constitute a grant for purposes of Amendment One.

Section 2. The Council hereby authorizes and approves the prepayment of the $300,000 outstanding principal amount of the Loan Agreement to the Wastewater Enterprise.

Section 3. The Mayor, the Treasurer and the City Manager of the City are each hereby authorized and directed to execute any document or perform any act necessary or advisable to effect the repayment of the $300,000 outstanding principal amount of the Loan Agreement to the Wastewater Enterprise and are hereby authorized and directed to execute and deliver any other certificates or other documents necessary to effectuate the transactions contemplated by this Ordinance.

Section 4. All actions not inconsistent with the provisions of this Ordinance heretofore taken by the Water Enterprise or its officers and otherwise directed toward the authorization of the Water Enterprise to complete the prepayment of the loan to the Wastewater Enterprise, and to have and to exercise the necessary powers in connection therewith are hereby ratified, approved and confirmed.

Section 5. All ordinances, resolutions, bylaws, orders and other instruments, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance, resolution, bylaw, order or other instrument, or part thereof, heretofore repealed.

Section 6. If any sections, section, subsection or provision of this Ordinance, or the application thereof to any person or circumstances, is declared unconstitutional or otherwise invalid by any competent court, such invalidity shall not affect the other sections, section, subsection, provision or application of this Ordinance.

INTRODUCED, READ AND ORDERED published as provided by law by the City Council of the City of Woodland Park on March 5, 2015.
FINALLY adopted, passed and approved after Public Hearing and ordered published as provided by law this March 19, 2015.
CITY OF WOODLAND PARK, COLORADO

RESOLUTION NO. 791, SERIES 2015

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODLAND PARK, COLORADO IN SUPPORT OF SENATE BILL 15-177 REGARDING FIXING BARRIERS TO ATTAINABLE AND AFFORDABLE HOMEOWNERSHIP.

WHEREAS, providing quality, affordable and diverse housing options for our citizens is a high priority; and

WHEREAS, across the state, there is an urgent need for more housing as condominium and townhome construction have effectively halted due in part to concerns among builders about the growing number of lawsuits over construction issues; and

WHEREAS, SB 15-177 protects homeowners while enhancing affordability and reducing litigation; and

WHEREAS, the SB 15-177 establishes alternative dispute resolution – mediation or arbitration -- as the preferred path for resolution of construction issues, instead of filing a lawsuit; and

WHEREAS, SB 15-177 requires a majority vote of all association homeowners before legal action can go forward, putting an end to a handful of owners or the association board deciding to proceed with costly and time-consuming litigation that impacts all owners within a community; and

WHEREAS, SB 15-177 promotes proper notification to all homeowners of:

- Nature and scope of the proposed litigation
- Estimated costs to the association
- Expected impact on values of units included in legal action
- Expected impact on values of units not included in the legal action; and

WHEREAS, Colorado’s local communities need the state legislature to take action that:

- Allows for the construction of more diverse and affordable housing options,
- Encourages new developments near light rail and transit stations
- Fosters conditions that will encourage builders to construct more affordable housing.

NOW, THEREFORE, BE IT RESOLVED BY THE WOODLAND PARK CITY COUNCIL THAT THEY ARE IN SUPPORT OF SENATE BILL 15-177.

__________________________
Neil Levy, Mayor

ATTEST:

__________________________
Suzanne Leclercq, City Clerk

APPROVED AS TO FORM:

__________________________
Erin Smith, City Attorney
Annual Report to the Community
For the Year ended December 31, 2014

City of Woodland Park
220 W South Avenue
PO Box 9007
Woodland Park, CO 80866
719-687-9246
city-woodlandpark.org
CITY GOVERNMENT

The City government of Woodland Park, as provided by the City Charter, operates under the Council-Manager form of government. Pursuant to the Charter provisions and subject only to limitations imposed by the State Constitution, all municipal responsibilities are vested in an elective Council that enacts local legislation, adopts budgets, determines policies and appoints the City Manager, who in turn executes the laws and administers the City government.

CITY COUNCIL

The Legislative affairs of the City are vested in the City Council consisting of six Councilmembers and the Mayor. On August 12, 2014, Neil Levy was appointed Mayor and Carrol Harvey, a current Councilmember, was appointed as the Mayor Pro-tem.

![Council Members](image)

ADMINISTRATION

David Buttery, City Manager
Jessica Memmer, Deputy City Clerk
Cindy Morse, Outgoing City Clerk
Suzanne Leclercq, Incoming City Clerk

The City Manager is the administrative head of the municipal governmental functions and is responsible to the City Council for the proper administration and execution of City affairs.

The City Clerk is the Clerk of the Council and attends all meetings of the Council; keeps a permanent journal of the Council's proceedings; records in full all ordinances, motions, and resolutions; and is also the custodian of the City seal as well as all papers, documents and records pertaining to the City. In addition, the City Clerk’s Office administers a variety of functions as outlined in the City’s Charter and as directed by the City Manager. These functions include management of personnel services, risk management, records management, elections, ordinance codification, and licensing of businesses, liquor establishments, and dogs. Cindy Morse retired as the City Clerk after 33 ½ years of service to the City of Woodland Park. Suzanne Leclercq was promoted to City Clerk. She manages personnel services and risk management functions with the assistance of Deputy City Clerk Jessica Memmer. Jessica also serves as Administrative Assistant to the City Council and City Manager. She began working for the City in December 2014.

MUNICIPAL COURT

John T. Bruce, Presiding Municipal Judge
Karla Collins, Clerk of the Court

Douglas P. Price, Associate Municipal Judge
Philip G. Volpi, Prosecutor

<table>
<thead>
<tr>
<th>2014 Cases</th>
<th>384</th>
</tr>
</thead>
<tbody>
<tr>
<td>Traffic</td>
<td>286</td>
</tr>
<tr>
<td>Juvenile</td>
<td>31</td>
</tr>
<tr>
<td>Animal</td>
<td>17</td>
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<td>Misdemeanor</td>
<td>35</td>
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<tr>
<td>Parking</td>
<td>0</td>
</tr>
<tr>
<td>Taxes/Licensing</td>
<td>2</td>
</tr>
</tbody>
</table>

| 2014 Fines & Fees Collected $42,982.76 |
| Traffic Fines - $25,249 |
| Deferred - $5,090 |
| Other Fines - $4,139.62 |
| Court Costs - $5,411 |
| Restitution - $2,593.14 |
| Teen Court - $500 |

-1-
North Teller Build-a-Generation (NTBAG) is a Community Coalition Collaborating to Strengthen Youth. Since its inception in 1998, NTBAG brings together representatives from 18 community sectors who share common missions to prevent unhealthy behaviors and promote positive youth and family development.

**NTBAG – Old Fashioned 4th of July**

Using local, state and national youth risk data and trends, NTBAG updated its strategic plan and developed its two-year action plan in 2014. There are five prevention initiatives within that action plan, two of which are the priorities for the Coalition’s work. One initiative is to prevent the early initiation of problem behaviors, like drug and alcohol use. The second initiative focuses on engaging community to bring hands-on opportunities during after-school activities, with the goal to help bring relevancy to school work. All Coalition efforts have strong pro-social components which are essential to reducing and preventing youth risk behaviors.

In 2014, NTBAG sponsored the Last Day of School celebration in Memorial Park, participated in the Old Fashioned 4th of July celebration, served on the Pro Cycling Challenge Stage 5 Start Planning Committee, and sponsored the Good Life Youth Expo on the day of the bike race. NTBAG supported Woodland Park High School with Rachel's Challenge resources, Red Ribbon Week throughout the District, and STUCO's DriveSmart Colorado's high school traffic safety challenge. The Coalition also provided community service/service learning opportunities for WP Police Department Teen Court youth.

The Woodland Park Teen Center (TC) provides out of school time programs for youth in grades six through 12. Aligning the TC’s work with NTBAG’s strategic action plan, new programs were implemented in 2014, and others planned for implementation in 2015.

A Service Learning Program was implemented, working with Keep Woodland Park Beautiful on two initiatives: Adopt a Spot located around City Hall and Memorial Park, and managing recyclables collected at special events. The program includes activities with the Senior Center, and Food Drives benefiting local food pantries. Teens earn points that are redeemed for gift cards and special field trips. In 2015 the TC will host out of school time 21st Century Learning activities, and bring a variety of life skills, hands on learning to the youth.

**Last Day of School Celebration**

Other 2014 TC activities to highlight include: hosting an Open House, partnering with WP Parks and Recreation for its annual Winter Day in the Park, decorating and serving cookies at the annual Christmas Tree Lighting, and hosting dinners where the youth served meals for Police Officers and city staff.

All programs and activities are directly supervised by a qualified TC staff, ensuring that the center is a fun and safe place for youth. Parents are encouraged to stop in to participate in activities.

On average, there are more than 500 teen visits at the Teen Center each month. El Pomar Foundation Pikes Peak Regional Council grants in 2014 increased the capacity for NTBAG and the TC to add important programs and activities to help strengthen teens.
Office of Economic & Downtown Development

2014 Year in Review

Brian Fleer, Executive Director • Carol Lindholm, Program Manager

<table>
<thead>
<tr>
<th>Downtown Development Authority</th>
<th>Economic Development</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Tractor Supply:</strong> This project came out of the ground very quickly and opened its doors for business in August.</td>
<td><strong>Main Street:</strong> Main Street applied and received the designation as Main Street candidate. This was great news for Woodland Park! The Board has been very busy with training, assigning committees, promoting the organization, and developing their program of work. The enthusiastic group set up a Facebook page and a webpage, initiated a newsletter, and produced the Shop, Dine, Unwind brochure, all in the first few months. This Board is a very dedicated group which has spent many volunteer hours on Main Street.</td>
</tr>
<tr>
<td><strong>Trail Ridge Apartments:</strong> The first building in the Trail Ridge Apartment complex opened on December 20. It is predicted that the remainder of the buildings will be open in the Spring of 2015.</td>
<td><strong>USA Pro Challenge:</strong> Brian Fleer, as Vice Chair for the Pro Challenge event, spent many hours helping to coordinate the multiple aspects required for an event of this size. This is the largest event in recent history to come to Woodland Park.</td>
</tr>
<tr>
<td><strong>Woodland Station:</strong> The Executive Director has worked diligently to create a logical process for the build-out of Woodland Station. The design of Woodland Station has been revised several times to accommodate future development.</td>
<td><strong>Housing:</strong> The department is in the process of forming a non-profit housing corporation.</td>
</tr>
<tr>
<td><strong>Woodland Station Lot 2:</strong> In August, the DDA entered into a Disposition and Development Agreement with Woodland Park Village LLC for the development of Lot 2. This agreement replaced the March 19, 2013 agreement with Woodland Park Beer Garden, LLC.</td>
<td><strong>Advertising and Promotion:</strong> The department continued in its mission to promote Woodland Park to tourists, Colorado residents and prospective businesses.</td>
</tr>
<tr>
<td><strong>Aquatic Center:</strong> The DDA and the City began talks in regard to the potential of locating the Aquatic Center in Woodland Station.</td>
<td>- <strong>KOAA 5 TV, online calendar and ads</strong></td>
</tr>
<tr>
<td><strong>Woodland Station Signage:</strong> A temporary sign has been erected at the entrance to Woodland Station directing traffic to that area as well as to Woodland Hardware &amp; Home.</td>
<td>- <strong>KRCC Radio</strong> promoting community events</td>
</tr>
<tr>
<td><strong>DDA Design Review Committee:</strong> The design committee has worked diligently on signage for Woodland Station. The temporary sign is already in place. The committee spent many hours working on an appropriate permanent sign. The committee has also spent much time reviewing proposed building designs for Lot 2.</td>
<td>- <strong>RSVP Postcard</strong> mailers to 50,000 persons</td>
</tr>
<tr>
<td></td>
<td>- <strong>Sky Sox</strong> half-inning sponsor promoting events</td>
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<td></td>
<td>- <strong>Comcast</strong> holiday greeting</td>
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<td></td>
<td>- <strong>Military Family Summer Guide</strong></td>
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<tr>
<td></td>
<td>- <strong>Greener Corners Sidewalk Billboards</strong></td>
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<tr>
<td></td>
<td>- <strong>Independent</strong> online newspaper ad</td>
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<tr>
<td></td>
<td>- <strong>Pikes Peak Courier “Teller Guide”</strong></td>
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<tr>
<td></td>
<td>- <strong>State of Colorado Tourism Guide</strong></td>
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<tr>
<td></td>
<td>- <strong>Colorado Springs Business Journal</strong> print ad in Woodland Park Focus issue</td>
</tr>
</tbody>
</table>

-3-
The Finance Department is responsible for all City financial and budgeting functions including revenue collection, debt and investment management, licensing, water and wastewater billing, and assuring that payroll and bills are all paid accurately and in a timely manner.

### 2014 General Fund Unaudited Revenues

**Total: $7,606,009**

- Property Tax (21%)
- Specific Ownership Tax (2%)
- 2% Sales Tax (43%)
- Use Tax/Vehicles (2%)
- Cigarette Tax (<1%)
- Franchise Tax (4%)
- Intergovernmental (5%)
- Public Works, Cultural Center, Parks & Rec (2%)
- Miscellaneous Revenue (3%)
- Lodging Tax (1%)
- Use Tax/Buildings (1%)
- Severance Tax (2%)
- Licenses & Permits (1%)
- Court, Police, Planning, Cemetery (1%)
- Fines & Forfeitures (<1%)
- Other Financing Sources (9%)

### 2014 General Fund Unaudited Expenditures

**Total: $7,870,515**

- Legislative (3%)
- Planning (3%)
- Finance (4%)
- Economic Development (5%)
- Public Works Administration (5%)
- Parks & Recreation (4%)
- Administration (6%)
- General Support (7%)
- Parks, Buildings & Grounds (8%)
- Cultural Center (2%)
- Fleet Maintenance (6%)
- Cemetery (<1%)
- Municipal Court (1%)
- General Capital (12%)
- Information Systems (2%)
- Police Operations (26%)
- Street Operations (6%)
Background: The City of Woodland Park is responsible for the maintenance of and rehabilitation of approximately 55 centerline miles or 110 lane miles of roads. A pavement condition survey and road needs analysis was conducted by Stantec Consulting Inc (Stantec) in 2007 and updated in 2012/2013 to provide the City with results to assist the City staff in maximizing the efficiency of the City's road maintenance and rehabilitation programs. The objectives of this Pavement Management Program are:

- To collect the pavement performance data to assess the current condition of the City’s road network;
- To estimate the future condition of the pavement network and determine the maintenance and rehabilitation requirements over a 5 year period;
- To make recommendations for an ongoing pavement management program.

2014 Re-surfacing Projects: Projects this year included a combination of chip seal resurfacing and full depth reclamation. Major street resurfacing accomplished in 2014 included:

Full Depth Reclamation/Reconstruction:
- Thunder Ridge Dr.

Chip Seal Resurfacing:
- The City’s chip sealing operations focused on the area bounded by US 24 on the south to Kelley’s Rd on the north; east of SH 67 to Park St. Approximately 124,498 SY of 3/8” chip seal was applied to this network of streets

Our plans for 2015 are to continue chip sealing with a focus on the area south of US 24 to the City Limits along with a few other select streets.
The 2014 Street Capital Improvements (410) Fund expenses slightly exceeded revenues due to an unbudgeted drainage issue expenditure. This resulted in a decrease of about $12,000 in the fund balance.

**2014 Street Capital Improvements Fund Unaudited Revenues $1,726,813**

- 1% Sales Tax (94%)
- Sidewalk Improvements (1%)
- Transportation Capital Fees (1%)
- Interest on Deposits (<1%)
- Interest on Delinquent Accts (<1%)

**2014 Street Capital Improvement Fund Unaudited Expenses $1,738,492**

- Street & Related Improvements (28%)
- Trails Repairs/Maint (2%)
- Parking Lot/Drainage/Sidewalk Impvs (22%)
- R.L.F. Equipment (17%)
- Transfers-Debt Service (32%)
The goal of the Public Works Department, which is comprised of Streets; Fleet Maintenance; Engineering Services; Parks, Buildings, and Grounds; and Capital Projects; is to provide and maintain for our citizens, infrastructure and recreational facilities that are safe, functional, and aesthetically pleasing.

**Capital Improvement Projects**

2014 was a dynamic year for the Public Works Department. The following list is a compilation of significant projects that were completed:

- Completed construction of the FEMA grant funded project on the main stem of Fountain Creek and a separate project on the East Fork of Fountain Creek
- Overlaid a portion of the Centennial Trail north of Red Feather Lane to Kelley’s Rd and from Valley View Dr. to Apache Tr.
- Replaced windows on the second floor of City Hall
- Completed construction of the new Park & Ride Lot behind City Hall
- Completed construction of the City Hall drain line project to reduce flooding potential at the front entrance
- Constructed new sidewalks along a portion of West St. and replaced sidewalks at Lion’s Park
- Completed the design phase for the rebuilding of the City’s Fleet Maintenance Shop
- Completed the design of improvements for Memorial Park
- Partnered with the Trail Ridge Apartments project to make improvements to the US 24 and Sheridan Ave. intersection to include the addition a right turn lane
- Completed emergency bank stabilization repairs in the Fountain Creek channel near the Wal-Mart shopping center
- Began design of the Woodland Aquatic Project
- Completed design of improvements to the alley behind City Hall to address poor drainage

**Streets**

The Streets Crew’s significant accomplishments for the year include:

- Patched and repaired several areas throughout town (utilizing over 320 tons of asphalt) to support and prepare for the 2014 street re-surfacing project
- Supported work to apply Chip Seal re-surfacing to 124,498 SY of City streets
- Plowed and removed snow spreading over 1200 tons of sand, performed crack sealing operations, road shouldering and cemetery support
- Conducted maintenance of drainage infrastructure (i.e. ditches, inlets, culverts, etc.) citywide
- Took delivery a new Elgin brand street sweeper

**Parks, Buildings & Grounds**

The Parks, Buildings and Grounds Crew’s significant accomplishments for the year include:

- Supported the preparation for and execution of the Stage 5 Start of the ProChallenge Bicycle Race
- Support for the 4th and 5th of July events, along with a myriad of other community and special events
- Provided support to several special events and tournaments at MWSC

**Engineering Projects**

The following Engineering projects were accomplished in 2014:

- Completed the first phase of the Citywide Stormwater Master Plan
- Completed a Fountain Creek channel stability plan behind the Safeway shopping center along with a conceptual design for channel stabilization improvements
- Completed a study of traffic patterns along Kelley’s Rd at the entrance to Columbine Elementary School
- Continued analysis and design of improvements to the East Fork Fountain Creek storm sewer system
- Began design of the Woodland Aquatic Project
- Completed design of improvements to the alley behind City Hall to address poor drainage

**Fleet Maintenance**

In 2014 the Fleet Maintenance Crew

- Administered the procurement of 5 new vehicles and or pieces of equipment
- Disposed of 4 obsolete vehicles
- Supported the design phase for the rebuilding of the Fleet Maintenance Shop
In 2014 we provided to the community a full year of building services in partnership with Pikes Peak Regional Building Department. It is interesting to review the statistics found on the next page which compare the building activities in 2014 to 2013. Over $51 million of building permit valuation was logged which includes the value of the second phase of Charis Bible College and a portion of Trail Ridge Apartments. Tractor Supply Company, Our Lady of the Woods Catholic Church, the Walmart remodel and Arby’s were all completed in 2014. New commercial projects that began in 2014, but not yet completed, were the Starbucks multi-tenant building, Phase 2 of Charis Bible College and Trail Ridge Apartments, buildings two through seven.

In addition, the Planning Department was involved with several activities and new ordinances including:

- Ordinance No. 1206; added the 0.9 acre Amerigas site to the Woodland Station Overlay.
- Ordinance No. 1209; added Accessory Dwelling Units to the zoning regulations.
- Ordinance No. 1212; accepted a public improvement easement from Peoples National Bank, Inc. for the Sheridan Ave. right turn lane.
- Ordinance No. 1215; vacated a portion of Aspen Street right-of-way.
- Resolution No. 776; renamed Circle Drive Avenue to simply Circle Drive.
- Ordinance No. 1218; rezoned a portion of the Tamarac Tech Park.
- Ordinance No. 1223; vacated a lot line and easement in Paradise of Colorado Filing #1.
- Keep Woodland Park Beautiful hosted their 12th annual City-Wide Cleanup with more than 100 volunteers participating in the event.
- Historical Preservation Committee refinshed the exterior of the Immer Cabin and installed five historic landmark plaques in History Park.
Out of 156 reported complaints, only four complaints remained unresolved at year end.

**SITE PLAN REVIEW (SPR) & CONDITIONAL USE PERMITS (CUP)**

<table>
<thead>
<tr>
<th>TYPE</th>
<th>SPR/CUP</th>
</tr>
</thead>
<tbody>
<tr>
<td>Memorial Park Re-Development</td>
<td>SPR</td>
</tr>
<tr>
<td>Starbucks PUD Amendment</td>
<td>SPR</td>
</tr>
<tr>
<td>Charis PUD Amendment</td>
<td>SPR</td>
</tr>
<tr>
<td>Lichina Auto Addition</td>
<td>CUP</td>
</tr>
<tr>
<td>Gold Hill Square North Residential Units</td>
<td>CUP</td>
</tr>
<tr>
<td>Radiant Church Addition</td>
<td>CUP</td>
</tr>
<tr>
<td>Denrick XXV LLC Residential Unit</td>
<td>CUP</td>
</tr>
<tr>
<td>Arby’s Restaurant Fast Food Drive-Up</td>
<td>CUP</td>
</tr>
<tr>
<td>Big O Tires Addition</td>
<td>CUP</td>
</tr>
<tr>
<td>Badrock Auto Repair – Auto Sales</td>
<td>CUP</td>
</tr>
</tbody>
</table>

In 2014, the Planning Department had several staff changes. Permit Technicians Deidra Arnold and Amy Wolin resigned in June. Dave Burgess and Terri Waller were hired in July to serve as the full-time and part-time permit technicians respectively. In December, Lisa Parnell resigned to relocate to her home state of Nebraska. All of the staff changes were the result of family and personal lifestyle circumstances.

### CODE ENFORCEMENT STATISTICS - TOTAL COMPLAINTS

<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>COMPLAINTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Zoning Code Compliance Complaints</td>
<td>142</td>
</tr>
<tr>
<td>Debris/Erosion/Safety Hazard Complaints</td>
<td>10</td>
</tr>
<tr>
<td>Clutter/Junk Complaints</td>
<td>4</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>156</strong></td>
</tr>
</tbody>
</table>

**CODE ENFORCEMENT STATISTICS**

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<td><strong>TOTAL</strong></td>
<td><strong>156</strong></td>
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</tbody>
</table>

Note: 2013 statistics represent both Teller County and Pikes Peak Regional Building Department numbers.

### WOODLAND PARK/PIKES PEAK REGIONAL BUILDING DEPARTMENT STATISTICS

<table>
<thead>
<tr>
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</tr>
</thead>
<tbody>
<tr>
<td>Single Family</td>
<td>18</td>
<td>14</td>
<td>499</td>
<td>454</td>
<td>29</td>
<td>12</td>
<td>$7,043,109</td>
<td>$4,832,735</td>
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<tr>
<td>Residential Alterations</td>
<td>74</td>
<td>49</td>
<td>1,307</td>
<td>933</td>
<td>489</td>
<td>399</td>
<td>$2,624,418</td>
<td>$2,258,937</td>
</tr>
<tr>
<td>New Commercial</td>
<td>28</td>
<td>9</td>
<td>626</td>
<td>409</td>
<td>37</td>
<td>67</td>
<td>$22,601,757</td>
<td>$17,373,151</td>
</tr>
<tr>
<td>Commercial Alterations</td>
<td>21</td>
<td>26</td>
<td>384</td>
<td>327</td>
<td>101</td>
<td>105</td>
<td>$1,370,494</td>
<td>$26,589,773</td>
</tr>
<tr>
<td>All Other</td>
<td>17</td>
<td>8</td>
<td>71</td>
<td>39</td>
<td>52</td>
<td>9</td>
<td>$4,240</td>
<td>$217,102</td>
</tr>
<tr>
<td><strong>Totals</strong></td>
<td><strong>158</strong></td>
<td><strong>106</strong></td>
<td><strong>2,887</strong></td>
<td><strong>2,162</strong></td>
<td><strong>708</strong></td>
<td><strong>592</strong></td>
<td><strong>$33,644,018</strong></td>
<td><strong>$51,271,698</strong></td>
</tr>
</tbody>
</table>

Note: 2013 statistics represent both Teller County and Pikes Peak Regional Building Department numbers.

Charis Bible College Phase 2 with a 5-story parking garage is slated to begin construction early 2015
The Woodland Park Police Department's mission is to provide police services with integrity and a commitment to excellence, in partnership with our community.

**Dispatch**

The Dispatch Center is the E911 center for Woodland Park and dispatches other public safety and City services. Dispatch maintains police records and participates in the National Incident Based Reporting System.

**Patrol**

Patrol Officers are the foundation of policing. These officers provide the majority of the police services, arrest the most criminals, seize the most drugs, investigate most of the crimes, and protect us, our homes, and our businesses. The Patrol Section has seen significant increases in drugged driving with marijuana and other substances since Amendment 64 was approved. Long term results remain to be seen. Patrol provides crime prevention services to private persons and businesses.

**Investigations**

The Detective Sergeant, General Crimes Detective, and the Metro Vice/Narcotics Detective comprise the Investigations section. Detectives investigate major crimes, pattern crimes, sex abuse, severe child abuse, financial fraud, and other cases assigned by the Chief of Police. They are also responsible for the registering/monitoring of sex offenders residing in our community. Detectives conduct Community Education Seminars throughout the year; work uniform patrol as needed; and coordinate cases with the District Attorney’s Office, Colorado Bureau of Investigations, and other law enforcement agencies.

**School Resource Officers**

The School Resource Officers (SRO) are vital members of the school's staff. SROs are a resource for school community, providing law enforcement and security. The officers educate children about the challenges of substance abuse and violence. Children can form personal relationships with officers. The SROs are also a vital part of the schools security planning group. Typical offenses investigated include thefts, assaults, traffic crimes, child abuse, truancy, and minor drug and alcohol offenses. A second SRO was added through an agreement between the City and District RE-2.

**Victim Assistance**

The Woodland Park Police Department operates a countywide Victim Assistance Program, funded by the Fourth Judicial District Victims Assistance and Law Enforcement Board. This program provided aid in two-dozen categories of criminal cases in 2014, assisting 418 victims working through the complexities of the criminal justice system.

**Teen Court**

Teen Court is a local diversion program operated by the Police Department in partnership with the Municipal Court. Typical offenses in 2014 involved marijuana, alcohol, tobacco, trespassing, curfew, theft, and criminal mischief. Our program will interrupt developing patterns of criminal behavior by promoting feelings of self-esteem, motivation for self-improvement and development, and a healthy attitude towards authority. The ideal outcome is that young people take responsibility for their actions, provide restitution to the victim and community, and give both the juvenile offender and community an active role in solving juvenile crime. All court roles, such as the prosecutors, defense attorneys, and jury consist of teens. A Woodland Park law enforcement officer presides over the courtroom as a judge.

**Emergency Management**

The Emergency Manager coordinates events requiring a major response from the City and/or its departments as well as multijurisdictional emergencies. In order to be ready for emergency responses, there is ongoing coordination with other agencies, cities and counties to improve our planning and capabilities. A number of events involved citizen groups, state and local law enforcement agencies, and volunteer organizations. Our Emergency Manual is under revision and will be completed in 2015. Specific operations orders are also under review.
PARKS, RECREATION AND UTE PASS CULTURAL CENTER

Cindy Keating, Director
Ryan Baade, Sports Coordinator

The Parks and Recreation Department continues to provide improved parks and recreation facilities and programs that enhance the quality of life for the community.

2014 was an exciting year for the introduction of new programs, celebration of existing programs and the beginning stages of park and facility capital projects. A few new programs were introduced this year; Basics of Pickle Ball Instruction, Sun Style Taiji and Canvas and Corks. The free community events; Hershey’s Track and Field, Rockies Skills Challenge, Kids Bike Rodeo, Touch-A-Truck, NFL Punt, Pass and Kick, Denver Nuggets Skills Challenge and Winter Day in the Park continue to be successful community special events. The Mayor’s Cup 5K/10K Footrace celebrated 25 years with the founding Mayor, Prentis Porter, starting the race and assisting with the awards ceremony.

The parks and recreation programs maintained the program recovery rate of 100% of direct costs and 20% of indirect costs. A total of 3,163 people participated in organized recreation and leisure programs through the Parks and Recreation Department. Approximately 54% were City residents while 46% were non-residents.

This year, 18% of program registrations were received online. The 82% considered “In-House” registrations include registrations taken over the phone. The scheduling software continues to be an asset when creating youth practice and games schedules and developing teams.

A Parks and Recreation QR Code was created as another avenue to promote Parks and Recreation programs. This code is used on all flyers and posters distributed to the community, directing them to the Parks and Recreation Activities Guide.

Land Patterns, Inc was contracted to develop Construction Drawings for the Memorial Park Redevelopment project. A Division of Parks and Wildlife Fishing Is Fun Grant was awarded in the amount of $40,000 to assist with the renovation of Memorial Park Pond as part of the Memorial Park Renovation.

In November, the citizens of Woodland Park approved a ballot initiative allowing the City to increase debt in the amount of 10.1 million dollars to fund the Woodland Aquatic Center and the infrastructure associated with the facility.

We continue to partner with the Re-2 School District for Great Outdoors Colorado Grants. Gateway Elementary submitted a grant to install synthetic turf and rubber mulch to their open space and playground area. The project was awarded $350,000 in June and completed in October.

A Colorado Lottery Starburst Award was presented to the City and Re-2 School District, recognizing the Columbine Elementary Playground Renovation and Expansion Project that was partially funded with a Great Outdoor Colorado Grant in 2011.

The Parks and Recreation Advisory Board developed an Adopt-A-Park program that will be introduced in 2015.

Improvements made to the Ute Pass Cultural Center this year included new automatic paper towel dispensers in the women’s restroom, new exit signs and emergency lighting was installed, the stage and hallway next to stage were insulated, insulation was add to the kitchen and Cavalier Room, separate audio equipment was set up for live streaming, ethernet cable was run into the bar and the point of sale equipment was upgraded and a digital light projector was purchased and mounted on the light bar.
The Woodland Park Utilities Department provides the community with a reliable supply of high quality drinking water and advanced wastewater treatment. The City Council is the governing body for Utilities with input provided by the Utilities Advisory Committee.

### Water Treatment

The City provides water to approximately 3650 homes, businesses and institutions in our community. Water is also available in storage to meet the extra demands of events such as fires and water main breaks. Treatment plant capacity is 2 MGD, with 3 MGD capacity in emergencies. Treated water is stored in 5 steel tanks totaling 3.94 MG.

**2014 Water Facts**

- MGD = million gallons per day
- GPD = gallons per day
- 2014 average population served - 8,400
- Peak 7-day demand - 0.919 MGD (6/30 - 7/6)
- 2014 total raw water per capita - 80 GPD
- New 2014 residential water taps - 11
- New 2014 multi-family water taps - 5 (74 Dwelling Units)
- New 2014 commercial water taps - 4

### Water Conservation

Significant summer rains in 2014 and higher than average snowfall in the winter of 2013-14 have increased our augmentation water in storage as well as local ground water levels. These conditions have eliminated a short-term water shortage for Woodland Park. However, we are always just one dry winter away from our next water shortage and we must plan for future dry years. Long-term water conservation practices must be a way of life in Woodland Park.

### Water Resources

In 2014, 77% of the City's raw water came from local wells and springs; 23% was piped in from Woodland Park's transbasin water rights.

Limited future improvements are planned for the City's North Well Field near the golf course, increasing reliability for existing customers and providing water for moderate City growth toward a service population of 12,600.

### Field Services

The Field Services crew reads and repairs water meters, repairs water and sewer main breaks, installs and maintains fire hydrants, cleans sewers, locates underground utilities, and helps customers investigate high water use problems.

### Wastewater Treatment

The City’s existing wastewater plant has been in service since September 1992. The plant provides adequate treatment to meet discharge limits, but is now loaded above its organic capacity at 111% of design.

Bonds are currently being secured to fund Phase 2 of a plant expansion which will increase the plant's organic loading capacity as well as providing several system improvements. The total projected cost is $8.5M.

Construction is scheduled to begin in 2016 on an expansion of the wastewater treatment plant which will provide capacity to serve a population up to 14,100.

Phase 2 of the expansion will reuse the vast majority of the existing plant. All the tankage will be reused and all equipment, with the exception of the current disinfection equipment, will be reused. Chlorination-dechlorination equipment will be replaced with ultraviolet light disinfection to reduce potential hazards to the receiving stream. Sludge solids will continue to be composted for reuse as a soil amendment.
This report was prepared for the community as required by the City of Woodland Park Home Rule Charter. Further departmentalized details can be obtained by contacting City Hall at 687-9246.