



# City of Littleton

Littleton Center  
2255 West Berry Avenue  
Littleton, CO 80120

## Meeting Minutes - Draft

### City Council

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Tuesday, January 15, 2019

6:30 PM

Council Chamber

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#### Regular Meeting

#### 1. Roll Call

**Present:** 7 - Council Member Cole, Mayor Brinkman, Mayor Pro-Tem Valdes, Council Member Driscoll, Council Member Elrod, Council Member Fey and Council Member Schlachter

#### 2. Pledge of Allegiance

#### 3. Approval of Agenda

#### 4. Presentation

#### 5. Public Comment

*JJ Margiotta - Waste Water Treatment Plant*

*Jeff Pasquale - New business owner in Littleton. Thank you to Economic Development team.*

*Rachel Burkhart - Design Standards*

*Don Bruns - Opposed to Next Generation Advisory Board*

*Jeanie Erickson - Opposed to Next Generation Advisory Board / Property at Columbine Square*

*Pam Chadbourne - Opposed to Next Generation Advisory Board / regarding downtown designs - not in favor / Posting of notices and agendas.*

*Brenda Stokes - Applaud City Council for due diligence on short-term rental issues / Consider establishing a moratorium on safe injection sights.*

If you wish to address the city council under Public Comment, please sign-in on the public speaker form, before the call to order for this meeting. Each speaker will be limited to three minutes. The city council is not authorized by the Colorado Open Meetings Law to discuss comment or take action at the meeting on any issue raised by public comment that is not part of tonight's agenda. The Mayor may refer the matter to staff to obtain additional information and report back to the Council as appropriate.

#### 6. Consent Agenda Items

- a) [Resolution 01-2019](#) A resolution specifying where notices of public meetings are posted and identifying the newspaper where notices and other information required to be published will be printed

approved

- b) [Resolution 06-2019](#) A resolution to appoint Ethan Feldman as municipal court judge for a two-year term and provide a compensation adjustment based on his 2019 performance evaluation  
**approved**
- c) [Resolution 07-2019](#) A resolution to ratify the amended Downtown Littleton Design Standards extending the boundary of Subdistrict 3  
**approved**
- d) [Ordinance 04-2019](#) An ordinance on second reading amending Title 10, Chapter 1, Subsection 8 of Littleton's Zoning Code regarding the Preliminary Project Plan Process (P4)  
**approved on first reading**
- e) [Ordinance 01-2019](#) An ordinance on second reading amending Title 3, Chapter 2 of the Littleton City Code pertaining to alcohol beverages  
**approved on first reading**
- f) [Ordinance 03-2019](#) An ordinance on second reading approving a two-year lease for the South Platte Water Renewal Partners (SPWRP) - Beichle Farm Property  
**approved on first reading**
- g) [Ordinance 02-2019](#) An ordinance on second reading amending Ordinance No. 39 Series of 2018 known as the Annual Appropriation Bill for all municipal purposes for the fiscal year beginning January 1, 2019 and ending December 31, 2019  
**approved on first reading**
- h) [Resolution 03-2019](#) A resolution approving the Littleton Land Rover - Jaguar expansion final plat, case number FP18-0002  
**approved**
- Aye:** 7 - Council Member Cole, Mayor Brinkman, Mayor Pro Tem Valdes, Council Member Driscoll, Council Member Elrod, Council Member Fey and Council Member Schlachter
- i) [Resolution 02-2019](#) A resolution approving a police recruit training agreement with the Highlands Ranch Law Enforcement Training Foundation (HRLETF) academy for recruit police officer training  
**approved**
- j) [Resolution 05-2019](#) A resolution to approve an Intergovernmental Agreement with Arapahoe County for participation in a combined Records Management System  
**approved**

- k) [Resolution 08-2019](#) A resolution authorizing an Intergovernmental Agreement between the city and the Colorado Department of Transportation for reimbursement of costs associated with the engineering design of a permanent water quality facility adjacent to SH 85 (Santa Fe Drive) and north of Main Street also known as Skunk Hollow  
approved
- l) [ID# 19-010](#) Approval of the December 18, 2018 regular meeting minutes  
approved

### **Approval of the Consent Agenda**

**Mayor Pro Tem Valdes moved and Council Member Schlachter seconded to approve consent agenda items 6(a) thru 6(i). The vote is 7-0. The motion carries unanimously.**

**Aye:** 7 - Council Member Cole, Mayor Brinkman, Mayor Pro Tem Valdes, Council Member Driscoll, Council Member Elrod, Council Member Fey and Council Member Schlachter

### **7. General Business**

- a) [ID# 19-009](#) FAA NextGen Denver Metroplex Update

### **8. Ordinances on Second Reading and Public Hearing**

- a) [Ordinance 58-2018](#) An ordinance on second reading amending Title 11, regarding Minor Subdivisions and Administrative Plats and Replats, and to create a new chapter, Chapter 10, for Condominium Subdivisions

*Mayor Brinkman opened the public hearing at 7:36 p.m.*

*Pam Chadbourne - Opposed*

*Scott Haselwood - In favor*

*Mayor Brinkman closed the public hearing at 7:41 p.m.*

**Council Member Driscoll moved and Mayor Pro Tem Valdes seconded to approve the ordinance on second reading amending Title 11, regarding Minor Subdivisions and Administrative Plats and Replats, and to create a new chapter, Chapter 10, for Condominium Subdivisions.**

**Council Member Elrod moved and Council Member Driscoll seconded to amend the ordinance on second reading to amend that a lot or parcel may be administratively platted only twice. The vote on the amendment is 7-0. The motion to amend carries unanimously.**

**Vote on the amended main motion is 7-0. The motion, as amended, carries unanimously.**

**Aye:** 7 - Council Member Cole, Mayor Brinkman, Mayor Pro Tem Valdes, Council Member Driscoll, Council Member Elrod, Council Member Fey and Council Member Schlachter

- b) [Ordinance 59-2018](#) An ordinance on second reading conveying The Bradley House property to South Metro Housing Options

*Mayor Brinkman opened the public hearing at 7:51 p.m.*

*Kyle Henderson, Vice Chair of South Metro Housing Options - In favor*

*Mayor Brinkman closed the public hearing at 7:52 p.m.*

**Mayor Pro Tem Valdes moved and Council Member Cole seconded to approve the ordinance on second reading conveying The Bradley House property to South Metro Housing Options. The vote is 7-0. The motion carries unanimously.**

**Aye:** 7 - Council Member Cole, Mayor Brinkman, Mayor Pro Tem Valdes, Council Member Driscoll, Council Member Elrod, Council Member Fey and Council Member Schlachter

- c) [Ordinance 32-2018](#) An ordinance on second reading regarding an amendment to the official zoning map to change the zoning of a 5.05-acre area known as 2717, 2727, and 2767 W. Belleview Ave. from B-2 Community Business District to B-3 General Business District with a condition that the subject properties have a maximum Floor Area Ratio (FAR) of 2:1

**Item was withdrawn by the applicant prior to the meeting**

- d) [Resolution 04-2019](#) Appeal of a decision by the Historical Preservation Board regarding a certificate of historic appropriateness application for an automated teller machine for the Littleton Mixed Use Building, 2679 West Main Street

*Mayor Brinkman opened the public hearing at 8:15 p.m.*

*Greg Reinke - In favor of ATM*

*Pam Chadbourne - Opposed to ATM*

*Vic Calondar, Bank of Colorado, President - In favor of ATM*

*Steve Williams - In favor of ATM*

*Mayor Brinkman closed the public hearing at 8:22 p.m.*

**Council Member Driscoll moved and Mayor Pro Tem Valdes seconded to overrule the decision of the Historical Preservation Board denying approval of a Certificate of Historic Appropriateness for 2679 West Main Street, the Littleton Mixed Use Building for the reason that the Historical Preservation Board abused its discretion in denying the application. The vote is 5-2 with Council Members Cole and Fey voting no. The motion carries.**

**Aye:** 5 - Mayor Brinkman, Mayor Pro Tem Valdes, Council Member Driscoll, Council Member Elrod and Council Member Schlachter

**Nay:** 2 - Council Member Cole and Council Member Fey

- e) [Ordinance 54-2018](#) An ordinance on second reading amending Title 10 of the municipal code regarding short-term rentals

*Mayor Brinkman opened the public hearing at 9:00 p.m.*

*David Tiprigan - Opposed  
Katie Eide - Opposed  
Elissa Tiprigan - Opposed  
Jay Gosselin - Opposed  
Michael Orf - Opposed  
Pam Kennel - Opposed  
Tyler Hardy - Opposed  
Liz Byrde - In favor  
Carol Brzeczek - Opposed  
Greg Reinke - Opposed  
Michael Price - Opposed  
Stew Meagher - In favor  
Dan Radulovich - In favor  
Kevin Bound - Opposed  
Howard Cannon - Opposed  
Carolyn Cannon - Opposed  
Carolyn Orf - Opposed  
Milnor Senior - Opposed  
Pam Chadbourne - Opposed  
Angela Engel - Opposed*

*Council Member Elrod moved and Council Member Schlachter seconded to continue the January 15, 2019 regular meeting until 11 p.m. The vote is 5-2, with Council Members Cole and Driscoll voting no. The motion carries.*

*Karen Dana - Opposed  
Georgia Embrechts - Opposed  
Lance Ritchlin - Opposed  
Leisa Knotts - Opposed  
Erin Beffa - Opposed  
Steven Williams - Opposed  
Rick Acres - Opposed  
Jim Kennel - Opposed  
Paul Bingham - In favor  
Daniel Curran - Opposed*

*Mayor Brinkman closed the public hearing at 10:28 p.m.*

*Mayor Pro Tem Valdes moved and Council Member Elrod seconded to continue the January 15, 2019 regular meeting until 11:30 p.m. The vote is 7-0. The motion carries unanimously.*

**Council Member Fey moved and Mayor Brinkman seconded to approve the ordinance on second reading amending Title 10 of the municipal code regarding short-term rentals.**

**Council Member Cole moved to table this item to the next regular meeting on February 5. The motion dies for lack of a second.**

**Council Member Elrod moved and Council Member Schlachter seconded to**

amend section 10-4-18(B)2-B (page 6, line 6) would read "Must be a resident of the City of Littleton within three (3) miles of the subject property; and" and striking 10-4-18(B)3 pertaining to the primary residence requirement, retaining subsections 10-4-18(B)3 a-f as means for determining the three (3) mile requirement and retaining the paragraph immediately following items a-f. The vote is 3-4 with Mayor Brinkman and Council Members Cole, Driscoll, and Fey voting not. The motion to amend fails.

Council Member Driscoll moved and Council Member Schlachter seconded to amend section 10-4-18(B)3, lines 43-46 as follows: **FOR THOSE SHORT-TERM RENTAL LICENSEES WHO HELD A VALID SALES TAX AND USE LICENSE AS OF JULY 16, 2018 OR FOR ANY OTHER PERSON WHO APPLIED AND OBTAINED A LICENSE ON OR BEFORE MARCH 15, 2019, SUCH LICENSEES SHALL NOT HAVE TO MEET THE PROVISIONS OF THIS SUBSECTION 3 UNTIL JANUARY 1, 2021.** The vote is 5-2 with Council Members Cole and Fey voting no. The motion carries.

Vote on the main motion, as amended, is 3-4 with Mayor Pro Tem Valdes and Council Members Cole, Elrod, and Schlachter voting no. The motion fails.

**Aye:** 3 - Mayor Brinkman, Council Member Driscoll and Council Member Fey

**Nay:** 4 - Council Member Cole, Mayor Pro Tem Valdes, Council Member Elrod and Council Member Schlachter

## **9. Comments / Reports**

### I. City Manager

*No report*

### II. City Attorney

*No report*

### III. Council Members

*Council Member Cole - No report*

*Council Member Driscoll - No report*

*Mayor Pro Tem Valdes - Responded to citizen concerns over "safe injection sites".*

*Agrees that this is not good for Littleton.*

*Council Member Schlachter - No report*

*Council Member Fey - No report*

*Council Member Elrod - No report*

### IV. Mayor

*Appointed Council Member Fey to the CCC, working with the Envision Plan*

## **10. Adjournment**

Mayor Brinkman adjourned the meeting at 11:22 p.m.

The public is invited to attend all regular meetings or study sessions of the City Council or any City Board or Commission. Please call 303-795-3780 at least forty-eight (48) hours prior to the meeting if you believe you will need special assistance or any reasonable accommodation in order to be in attendance at or participate in any such meeting. For any additional information concerning City meetings, please call the above referenced number.