



CITY COUNCIL MEETING

Council Chambers

Thursday, June 1, 2023

MINUTES

1. Call to Order and Roll Call:

Mayor Brockett called the meeting to order at 6:00 p.m.

Council Members present: Benjamin, Folkerts, Friend, Joseph, Speer,
Wallach, Winer and Yates

Virtually present: Benjamin

Absent: Wallach

- A. **Pride Month Declaration** to be presented by Council Member Speer
- B. **National Gun Violence Awareness Day Declaration** presented by Council Member Friend
- C. **The Sink's 100th anniversary Declaration** presented by Mayor Brockett

2. Open Comment:

(Public comments are a summary of actual testimony. Full testimony is available on the council web page at: <https://bouldercolorado.gov/city-council> > Watch Live or Archived Meetings.)

Open Comment **opened** at 6:15 p.m.

➤ **In-Person (Council Chambers):**

1. Darcey Lopez spoke on Boulder Minimum Wage
2. ~~James Look~~ - *spoke virtually*
3. Evan Ravitz spoke on democracy or infantilizing
4. ~~Phoenix Llu~~ - *did not show*
5. Sonia Bendt spoke on homeless center good neighbor policy
6. Ruth Nowotny spoke on self-sufficient wage

➤ **Virtual:**

1. Carolyn Elerding spoke on minimum wage increase
2. Lynn Segal spoke on services/property taxes
3. Kate Kelly spoke on regional minimum wage
4. James Look spoke on use of e-bikes on wonderland lake area trails

Open Comment **closed** at 6:36 p.m.

3. Consent Agenda

- A. Consideration of a motion to accept the **April 6, 2023 Regular Council Meeting Minutes**
- B. Consideration of a motion to accept the **April 20, 2023 Regular Meeting Minutes**
- C. Consideration of a motion to accept the **April 27, 2023 Study Session Summary regarding Policy Discussion Related to Gas-Powered Landscaping Equipment**
- D. **Introduction**, first reading and consideration of a motion to order published by title only Ordinance **8579 amending Title 9, “Land Use Code,”** B.R.C. 1981, by granting exemptions to the city’s land use code standards for properties located at **2050 Mesa Drive and 2049 Bluff Street** to allow development of 2050 Mesa Drive with a detached single-family dwelling unit; and setting forth related details. This ordinance is proposed in order to settle a lawsuit between the property owner of 2050 Mesa Drive and the city

E. **Introduction**, first reading and consideration of a motion to order published by title only **Ordinance 8577 rezoning approximately 1.01 acres of land located at 5405 Spine Road** and adjacent rights-of-way from the Industrial - General (IG) to the Business - Community 2 (BC-2) zoning district as described in Chapter 9-5, “Modular Zone Systems,” B.R.C. 1981, and setting forth related details. (Case no. LUR2022-00057)

F. Consideration of a motion to **adjourn as the Boulder City Council and convene as the Boulder Junction Access Commission General Improvement District - Travel Demand Management Board of Directors**

Consideration of a **motion to adopt Resolution 45 approving supplemental appropriation to the 2023 Boulder Junction Access Commission General Improvement District - Travel Demand Management Fund Budget**

Consideration of a motion to **adjourn from the Boulder Junction Access Commission General Improvement District - Travel Demand Management Board of Directors and convene as the Boulder Junction Access Commission General Improvement District - Parking Board of Directors**

G. Consideration of a **motion to adopt Resolution 46 approving supplemental appropriation to the 2023 Boulder Junction Access Commission General Improvement District - Parking Fund Budget**

Consideration of a **motion to adjourn from the Boulder Junction Access Commission General Improvement District - Parking Board of Directors and convene as Boulder City Council**

Motion	Made By/Seconded	Vote
Motion to APPROVE the consent agenda items A-G	Yates / Winer	Carried 8:0

4. **Call-Up Check-In**

- A. **Review and Comment on the proposed site development plan for New Vista High School** proposing to replace the existing school building at 700 20th St. with a new approximately 74,000 square-foot two-story high school, new sports field, an enlarged parking lot, and updated access. **Reviewed under case no. LUR2023-00017**

Shannon Moeller, Planning Manager, provided a presentation.

Kris Stoppenhagen from BVSD answered questions from Council.

The motion to call this item up was made by Council Member Folkerts and seconded by Council Member Friend. Motion carried 6:2.

Item to be scheduled for a public hearing.

5. Public Hearings

- A. **Second reading and consideration of motion to adopt the following ordinances that would amend the Boulder Revised Code (BRC) to allow e-biking on certain open space trails**

Staff recommended ordinance:

1. **Second reading and consideration of a motion to adopt Ordinance 8575 to Allow Electric Assisted Bicycles on Certain Recreational Paths or Trails on Open Space Land** by Amending Definitions in Sections 1-2-1 and 7-1-1; Repealing Section 7-5-25, “No Electric Assisted Bicycles on Open Space;” Amending Section 8-3-6, “Vehicle Regulation;” and adding a new Section 8-8-12, “Electric Assisted Bicycles on Open Space,” B.R.C. 1981; and setting forth related details

OR

OSBT recommended ordinance:

2. **Second reading and consideration of a motion to adopt Ordinance 8576 to Allow Electric Assisted Bicycles on Certain Recreational Paths or Trails on Open Space Land** by Amending Definitions in Sections 1-2-1 and 7-1-1; Amending Sections 7-5-25,

“No Electric Assisted Bicycles on Open Space,” and 8-3-6, “Vehicle Regulation,” B.R.C. 1981; and setting forth related details

Council member Friend recused herself from public hearing item 5A and left the meeting at 7:07 p.m.

Dan Burke, Director of Open Space and Mountain Park, provided opening remarks on this item.

Kasey French, Planning Senior Manager and Marni Ratzel, Environmental Planner, provided a presentation and answered questions from Council.

Dave Kunz, Open Space Board of Trustees Board Chair and Michelle Estrella, Open Space Board of Trustees Vice Chair, provided a presentation on behalf of the board outlining their feedback and recommendations.

The public hearing **opened** at 7:56 p.m. and the following spoke:

➤ **In-Person:**

1. Karen Hollweg – *Pooling with Gretchen (#10) & Cindy (#23) – 4 mins*
2. Sallie Greenwood
3. Kristen Marshall
4. Cathern Smith
5. Richard Harris
6. Catharine Harris
7. Dave Sutherland
8. Patricia Billig
9. Wendy Sweet
- ~~10. Gretchen Heine – *Pooling with Karen (#1)*~~
11. Steve Pomerance

➤ **Virtual:**

1. Frances Hartogh
2. Ruth Wright

3. Lynn Segal
4. Larry MacDonnell
5. Dana Bove
6. James Morris
7. Laura Thompson
8. Linda Andes-Georges
9. Dorothy Cohen
10. Michael Browning
11. Dorothy Cohen
12. ~~Cindy Carlisle~~ – ***Pooling with Karen (#1)***
13. Jim Knopf
14. Charmaine Kleiber

public hearing **closed** at 8:50 p.m.

Motion	Made By/Seconded	Vote
Motion to ADOPT Ordinance 8575 to Allow Electric Assisted Bicycles on Certain Recreational Paths or Trails on Open Space Land by Amending Definitions in Sections 1-2-1 and 7-1-1; Repealing Section 7-5-25, “No Electric Assisted Bicycles on Open Space;” Amending Section 8-3-6, “Vehicle Regulation”; and adding a new Section 8-8-12, “Electric Assisted Bicycles on Open Space,” B.R.C. 1981; and setting forth related details	Folkerts / Speer	Adopted 7:0
OR		
Motion to ADOPT Ordinance 8576 to Allow Electric Assisted Bicycles on Certain Recreational Paths or Trails on Open Space Land by Amending	NO ACTION	

Definitions in Sections 1-2-1 and 7-1-1; Amending Sections 7-5-25, “No Electric Assisted Bicycles on Open Space,” and 8-3-6, “Vehicle Regulation,” B.R.C. 1981; and setting forth related details		
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Council Member Friend RETURNED to the meeting virtually at 9:12 p.m.

B. Second reading and consideration of a motion to adopt Ordinance 8574 approving annual supplemental appropriations to the 2023 Budget; and setting forth related details

Mark Woulf, Budget Officer and Raphael Tingley, Senior Budget Analyst provided a presentation.

The public hearing **opened** at 9:23 p.m. and the following spoke:

➤ **Virtual:**

- Lynn Segal

public hearing **closed** at 9:25 p.m.

Motion	Made By/Seconded	Vote
Motion to ADOPT Ordinance 8574 approving annual supplemental appropriations to the 2023 Budget; and setting forth related details	Speer / Yates	Adopted 8:0

6. Matters from the City Manager

7. Matters from the City Attorney

8. Matters from the Mayor and Members of Council

9. **Discussion Items**

10. **Debrief**

11. **Adjournment**

There being no further business to come before Council at this time, by motion regularly adopted, the meeting was adjourned by Mayor Brockett at 9:28 p.m.

Approved this 17th day of August 2023.

APPROVED BY:

Aaron Brockett, Mayor

ATTEST:

Elesha Johnson, City Clerk