

APPROVED AS CORRECTED ON JUNE 19, 2007

Legend: ■ Inserted Language
— Deleted Language

MINUTES OF PROCEEDINGS

LITTLETON CITY COUNCIL

June 5, 2007

The Littleton City Council met in regular session on Tuesday, June 5, 2007, in the Council Chambers of the Littleton Center, 2255 West Berry Avenue. The regular meeting convened at 7:00 p.m.

THOSE PRESENT: JAMES A. TAYLOR
Mayor
REBECCA KAST
Mayor Pro Tem
DOUG CLARK
Council Member
AMY S. CONKLIN
Council Member
TOM MULVEY
Council Member
JOHN OSTERMILLER
Council Member
BRUCE STAHLMAN
Council Member

THOSE ABSENT: None

ALSO PRESENT: Jim Woods
City Manager
Larry Berkowitz
City Attorney
Julie K. Bower
City Clerk

1. **ROLL CALL**

Upon a call of the roll, seven members were present. The following business was transacted.

2. **PLEDGE OF ALLEGIANCE**

3. **AGENDA**

ACTION: APPROVED

4. **(a) MINUTES - MINUTES OF REGULAR MEETING MAY 15, 2007**

ACTION: APPROVED

Council Member Conklin added the following to page 3: “Council Member Conklin requested that the study include consideration of habitat and aesthetics as well as flood control.

Mr. Blosten said UD&FCD had agreed to that.”

Council Member Mulvey made the following correction to page 11: “Council Member Mulvey complimented the Election Commission on the redistricting breakdowns. He said ultimately no citizens lived on Lincoln Street, from Mineral to County Line and there was no population change to District III.”

4. **(b) MINUTES - MINUTES OF SPECIAL MEETING MAY 22, 2007**

ACTION: APPROVED

5. **INTRODUCE NEW CITY EMPLOYEES –**

Mr. Woods introduced the following new employees:

Neal Stoeckman, Engineering Inspector
James Harris, Systems Database Administrator
Patrick Martin, Firefighter
Eric Horvat, Firefighter
Erik Etheridge, Firefighter

6. **(a) CITIZEN APPEARANCES – GUEST CITIZENS –**

(i) **LITTLETON PUBLIC SCHOOLS TECHNOLOGY STUDENT ASSOCIATION (TSA) ADVISORS/TEACHERS**

Council Member Stahlman was pleased to recognize the Littleton Public Schools (LPS) Technology Student Association (TSA) students and teachers for their accomplishments in recent competitions.

The mission of the Colorado Technology Student Association was to develop leadership and personal growth in a technological world for middle and high school students. Participants competed in events as diverse as Mousetrap Tractor Pull, Architectural Drafting and Design, Hydrodynamics, Rat Trap Drag Race, Rubber Band Powered Cars and T-Shirt Design. TSA met monthly and the students competed at both the state and national levels. In addition, students participate in community service projects and school based activities.

The teachers from each school were invited tonight to represent the students who were recent winners at state competition:

Powell Middle School

Teacher: Don Meersman
Students: Nathaniel Durant Emily Haskins
Emily Landes Clara O'Connor
George Darling Payton Rose

Newton Middle School

Teachers: Marc Finer Diane Deering
Students: Cameron Bain Baxter Gully
Dominick Brevig Xavier McIntyre
Michael Suits Shaffer Dehmlow
Edmond Lee

Goddard Middle School

Teacher: Travis Amonson
Students: Cole Hansen Sarah Hinning
Jordan Healey Will Kinsley
Ellen Green Khiemberely Luanghithacks
Dave Bitzko Lauren Veraldi
Nicole Delphia Janae Engel
Max Roepo Kailyn Witonsky
Brittany Uhrlaub Paige Kinsley
Chip Bollendonk

Euclid Middle School

Teachers: Larry Grimes Evan Biddulph
Students: Mallory Tisch Kara Drechsler
Eric Moss Will Martin
Danielle Sebben Evan Sidrow
Bryan Ward Shelby Foster
Brian Toews Taylor Wallace
Devin Collins Alec Busch
Brandon Lee Austin Gatzemeyer

Heritage High School

Teacher: Jason Whitehorn
Students: John Sorkin Kodi Hildebrandt
Evan Lang Amanda Grassello
John Kreinbring Jacob Favret
Lexi Dufficy Elliott Newly
Kari Spencer Randon Grimes

Arapahoe High School

| | | |
|-----------|----------------|---------------------|
| Teacher: | David McMullen | |
| Students: | Nick Turner | Laine Greaves-Smith |
| | Brian Ward | Steven Beech |
| | Ryan Elliott | Andrew Blackie |
| | Stefan Walberg | Austin Darricau |
| | Ethan Grebe | Josh Sheeran |

Littleton High School

| | | |
|-----------|------------------|----------------|
| Teacher: | Pam Wilkins | |
| Students: | Lexi Bamrick | Matt Sattler |
| | Bradley Ellis | Eric Ginter |
| | Jordan Gallegos | Peter Jenkins |
| | Kurt Warden | Jay Stahlman |
| | David Manthey | Tim Messing |
| | Justin Dreher | Kara Berg |
| | Christine DeJuan | Leana McGregor |
| | Joseph Matthews | Yahkeim Tylson |
| | Jessica Medved | Beth Medved |
| | Jason Leher | Brandon Holder |
| | Micah Corah | Trevor Jurgens |

(ii) **ANDY MARQUEZ**

Mayor Pro Tem Kast said Council was also pleased to recognize former Littleton business owner Andy Marquez. The very talented and widely recognized fine art photographer started his business in downtown Littleton and after 15 years was moving his business to Cherry Creek.

Mr. Marquez had been a photographer for 24 years and his work had taken him all over the world. He recently returned from Chile and Argentina where he photographed the Iquazu Falls on the border of Argentina and Brazil and glaciers in Chile and Argentina.

Over the years, Mr. Marquez had donated books and photographs to fundraising events for many community organizations. He appreciated the way the community rallied around him and his family after he was badly injured in an accident a few years ago. He thanked the people of the city for their support over the years and shared the recognition with his wife Teresa who had been rock solid through it all. He hoped everyone would visit him in his new location on East 3rd Avenue. Council extended its sincere appreciation to Mr. Marquez for his leadership in the business community and wished him the best in his new location.

6. **(b) CITIZEN APPEARANCES - SCHEDULED PUBLIC APPEARANCES – None**

6. **(c) CITIZEN APPEARANCES – UNSCHEDULED PUBLIC APPEARANCES –**

DAVE MITCHELL

1000 W. RIDGE RD.

Mr. Mitchell said there was an article in the May 24th the *Littleton Independent* regarding Wal-Mart that quoted Mayor Taylor as saying “Wal-Mart will rescue the city from its revenue slump.” He said the statement was very confusing because Council was given a revenue calculation on May 9th, prepared by city staff, that stated in 2006 Littleton would have a 5.3% increase in revenue and TABOR would allow the city to keep only 4%. If Wal-Mart happened, the city would not be able to keep that revenue.

Mr. Mitchell said Council Member Clark’s white paper was quite clear that the city would have enough revenue without Wal-Mart. Littleton had an excess of land zoned for retail. He said Council Members Taylor, Kast, Conklin, Ostermiller and Stahlman were breaking a zoning promise made to the residents living next to the proposed Wal-Mart site.

Mayor Pro Tem Kast clarified that she voted against the Wal-Mart proposal and Council Member Stahlman was not on Council when the matter was decided by Council.

Mr. Mitchell was referring to Council’s decision not to reverse the Wal-Mart decision.

JOSEPH TRUJILLO
5574 S. HURON ST.

Mr. Trujillo said there was a program for people to donate their frequent flyer miles to members of the military. He suggested the city donate its miles to the program.

7. (a) CONSENT AGENDA - (ordinances and resolutions read by title) –

ACTION: APPROVED - ITEMS 7(A) - 7(C)

- (a) Resolution to approve updated intergovernmental agreement (IGA) for hazard material related response in the City of Lakewood (**Resolution No. 12, Series of 2007**)
- (b) Resolution to approve intergovernmental agreement (IGA) with Douglas County for collection of sales tax (**Resolution No. 13, Series of 2007**)
- (c) Resolution assigning and transferring to the Colorado Housing Finance Authority a portion of the city’s 2007 allocation for Private Activity Bonds (**Resolution No. 14, Series of 2007**)

It was moved by COUNCIL MEMBER CLARK and seconded by COUNCIL MEMBER CONKLIN TO APPROVE CONSENT AGENDA ITEMS 7(A) - 7(C).

Ayes: Council Members Mulvey, Conklin, Kast, Taylor, Stahlman, Ostermiller and Clark.

Nays: None.

MOTION CARRIED: 7 to 0

8. **(a) SECOND AND FINAL READING ON ORDINANCES AND PUBLIC HEARINGS –
ORDINANCE ON SECOND READING AUTHORIZING ALCOHOLIC TASTINGS**

ACTION: ORDINANCE NO. 12, SERIES OF 2007

Mr. Berkowitz read the ordinance by title. He said the Colorado General Assembly passed a bill in 2004 to allow alcohol beverage tastings to occur in retail liquor stores. A tasting was a sampling of malt, vinous or spirituous liquors under the limitations contained in C.R.S. 12-47-301(10). Tastings could not occur in Littleton until the city opted in by adopting an ordinance.

Council had first considered the issue in 2004 and had referred the issue to the Liquor Authority for comment. The Liquor Authority had recommended that tasting be allowed but an ordinance was not approved by Council in 2004. At the request of the owner of Lido Wine Merchants, Council asked the Liquor Authority to re-examine tastings in Littleton. The Authority renewed its recommendation that tastings be allowed. The Authority also recommended that an application fee of \$250 be charged for the tastings permit with a renewal fee of \$100 and that tastings be limited to Saturdays only.

The ordinance would allow liquor stores to apply for a tastings permit at any time during the one year the liquor license was valid but the permit would expire at the same time that the license for the retail establishment expired. Tastings would be allowed to be conducted between the hours of 11:00 a.m. and 7:00 p.m. but not to exceed a total of five hours in duration. The size of an alcohol sample was limited to one ounce for beer and wine and one half ounce for whiskey or other spirits. The tastings must be conducted by someone who had received server training which met the standards established by the State Liquor Enforcement Division. Servers must be employees of the retail licensee and not an employee of a wholesaler or manufacturer of alcoholic beverages.

Council Member Conklin asked if the city's liability would change in any way by allowing tastings?

Mr. Berkowitz said it would not change.

Council Member Conklin asked if enforcement would cause more of a burden for the Police Department?

Mr. Woods said there would be some additional enforcement responsibility and it would be similar to bar and restaurant issues. He was not worried but there would be an impact.

Mr. Berkowitz seriously doubted there would be close monitoring unless there was a complaint made. The store owners would be policing themselves.

Mayor Pro Tem Kast asked what would be the consequences of a violation?

Mr. Berkowitz said under the law, a violation would be treated the same as any other violation of the liquor code.

Mayor Taylor opened the public hearing.

TINA WITHAM
LIDO WINE MERCHANTS
2529 W. MAIN ST.

Ms. Witham favored the ordinance. She wanted to address some of the objections raised by Keven Bernard, the general manager of County Line Liquor, in his written comments to Council. She said in 2005, according to the report from the State of Colorado regarding statewide liquor violations, there were no violations regarding in-store tastings. The tastings were a valuable tool for retail liquor stores but might not be appropriate for some stores with staffing issues. Store owners already self-regulated to make sure staff checked IDs and for visibly intoxicated persons. Ms. Witham respected the law and valued the store's liquor license. If a customer tried to use intimidation, the server would call a manager or the police. With regard to over serving, the law allowed four, 1-oz. pours and the store was required to purchase the wine that was being served. Stores were not interested in seeing how much wine could be given away. There was training available for servers such as Smart Serve. Littleton was surrounded by cities that allowed in-store tastings and there was no incentive for customers to come to downtown Littleton to buy wine. She asked Council to allow 104 days of tastings or at least let establishment choose the days for tastings.

Council Member Clark asked what business Ms. Witham owned and why she wanted to provide tastings.

Ms. Witham owned Lido Wine Merchants, a 1,400 square foot store. She said tastings gave the advantage of providing personal service to customers. Tastings were a sales tool that stores could use to sell more wine.

Council Member Clark said the ordinance proposed tastings only on Saturdays.

Ms. Witham said it would be better if stores could offer tastings on Friday afternoons and Saturday afternoons. Those were the busiest days of the week.

TOM WITHAM
LIDO WINE MERCHANTS
2529 W. MAIN ST.

Mr. Witham said the store was fairly new to the area and they had not been in business when the issue of tastings was discussed a few years ago. His store was a neighborhood wine shop. He and Ms. Witham were responsible owners and did not want to lose the store's liquor license. Self-policing was something the alcohol beverage industry had to do because the police could not be everywhere. The store would be utilizing automatic pours of one ounce. The tastings would not be large events with four wines at the most for people to taste. Advertising would be

through email to the store's customers. The ordinance would not force anyone to do the tastings. The store could increase sales by using this tool and it would bring more business to downtown.

CHARLES MASSERIO
347 S. COLORADO BLVD.

Mr. Masserio was a wine store owner in Denver and had conducted tastings since 2004 with no problems. He said there was no validity to the statement that people would come in to get drunk. People attended tastings to learn about wine. Tastings had increased sales at his store by twelve percent.

JIM DUBOSE
6877 S. PRINCE CIR.

Mr. DuBose complimented the Witham's presentation because it contained facts instead of opinions from big box liquor retailers. It made a lot of sense to support the ordinance. The city had worked hard to build downtown Littleton and make it better for citizens and merchants. The intent of tastings was to learn about wine. He supported the ordinance.

JOSEPH TRUJILLO
2420 W. MAIN ST.

Mr. Trujillo supported the ordinance but felt the fee for the permit application seemed too high.

LYNN SINGLETON
5654 S. PRINCE ST.

Ms. Singleton supported the ordinance and felt it would be a great asset.

BRUCE MCCAUGHEY
5666 S. SYCAMORE

Mr. McCaughey supported the ordinance. He said tastings should be permitted on any of the six days the stores were allowed to be open and not just on Saturdays. He said the Liquor Code allowed 104 days per year.

PETER WEBB
4497 W. BERRY AVE.

Mr. Webb was a customer of Lido Wine Merchants and was in support of the ordinance. The city would benefit from the fees and eventual sales tax from sales of wine.

REES DAVIS
2509-2589 W. MAIN ST.

Mr. Davis said Lido Wine Merchants was his tenant and he favored the ordinance. The owners had shown great responsibility. The store provided personal service and expertise and needed to be competitive by offering something more. The ordinance helped owners be successful.

ISAAC GHEBREMEDHIN
7945 S. BROADWAY

Mr. Ghebredmedhin favored the ordinance. It was very hard for small business owners to advertise. The ordinance would allow people to taste the product without having to go to shops in other places.

KURT MELSTROM
9591 E. MAPLEWOOD CIR.

Mr. Melstrom was the owner of Pyramid Liquors. He said enforcement was not a problem. His wife owned a liquor store in Centennial and conducted tastings. Tastings were an educational experience for the customer and intimidation to over-serve was not an issue. He suggested that it be expanded beyond just Saturdays. Mr. Melstrom knew of instances of stores serving food and suppliers hosting the tastings. He intended to play by the rules.

Council Member Mulvey asked when tastings were allowed in Centennial?

Mr. Melstrom said tastings were allowed 104 days per year.

LINDA POULLIER
2000 W. ARAPAHOE RD.

Ms. Poullier favored the ordinance and said there should be no restriction on the 104 days.

RAY KOERNIG
7 MEADOWBROOK CIR.

Mr. Koernig was a member of City Council when the issue first came up. He said at that time no one showed up in favor of it. He had voted against tastings but in hindsight he was wrong. It was a reasonable thing in society and would provide a more level playing field for small merchants. He supported allowing merchants to decide which days would be appropriate to conduct tastings.

RUTH GRAHAM
2516 W. MAIN ST.

Ms. Graham was representing other Main Street merchants who were in favor of the ordinance. It was a good tool for wine merchants to use.

GREG REINKE
9229 S. JELLISON

Mr. Reinke favored the ordinance. He said sampling worked and it was a good tool for the businesses. He asked Council not to micro-manage it.

The following people favored the ordinance but did not wish to speak:

YOLANDA MCALLISTER
6254 S. DATURA

DONOVAN ODELL
2494 W. COSTILLA AVE.

MARTIN & LISA SCHWEITZER
5654 S. PRINCE ST.

ROBERT WINKLER
RON WINKLER
2248 W. POWERS

PAUL BINGHAM
236 W. DELAWARE CIR.

RYAN CRAIG
2759 W. RIVERWALK

CINDY TROMPETER
5612 S. SYCAMORE

STEVE LANG
5616 S. SYCAMORE

ROBERT OWENS
2359 W. MAIN ST.

MARC FINER
10702 W.

OLIVER AUSTIN
2259 S. WINDERMERE ST.

LYNN WALTER
547 W. VALLEYVIEW

Council Member Ostermiller reported on a faxed message received from Bill Hopping, 5773 Shasta Circle, in support of the ordinance.

Council Member Stahlman also offered a copy of a newspaper advertisement from Whole Foods promoting a wine tasting at its store on Hampden Avenue. Yolanda McAllister had given the copy of the ad to Council Member Stahlman.

Council Member Mulvey said Mr. Koernig made a good point that no one had spoken in favor of the ordinance when it was introduced several years ago. He had handled the advertising for Argonaut Liquor for five years and knew how expensive advertising was and how hard it was to get people in the door.

Mayor Taylor said the following people had forwarded messages in favor of the ordinance: Doug Hauck, Steve Giles, Sharon Majetich, Betty Wilcox, Karl O'Keefe, Donald Douglas, Joseph McElroy, Bill Bickerton, Betsy Hook and Tim Weaver.

It was moved by COUNCIL MEMBER CLARK and seconded by COUNCIL MEMBER MULVEY THAT THE PUBLIC HEARING BE CLOSED; THAT THE ORDINANCE ADDING A NEW SECTION TO THE LITTLETON CITY CODE PROVIDING FOR ALCOHOLIC BEVERAGE TASTINGS BE APPROVED ON SECOND READING; PUBLISHED BY TITLE ONLY; AND THAT THE COUNCIL PRESIDENT BE AUTHORIZED TO AFFIX HIS SIGNATURE THERETO.

It was moved by COUNCIL MEMBER CLARK and seconded by MAYOR PRO TEM KAST TO AMEND THE ORDINANCE BY REMOVING SECTION 3-2-25(C).

Mayor Taylor asked if there would be any notification requirement of when tastings would occur?

Mr. Berkowitz said if the ordinance was approved, staff would come up with a recommendation for reporting requirements and bring it back to Council.

Mayor Pro Tem Kast said it seemed like it would be more complicated for reporting if more than just Friday and Saturday tastings was allowed.

Mayor Taylor favored letting the establishments choose the days.

The vote on the amendment was:

Ayes: Council Members Mulvey, Conklin, Kast, Taylor, Stahlman, Ostermiller and Clark.

Nays: None.

MOTION CARRIED: 7 to 0

It was moved by MAYOR TAYLOR and seconded by COUNCIL MEMBER OSTERMILLER TO AMEND SECTION 3-2-25 (B) BY CHANGING THE APPLICATION FEE TO \$125 AND THE RENEWAL FEE TO \$50.

Council Member Conklin said the legislature had finally allowed the fees charged by municipalities to be raised after many, many years and she could not support the reduction in fees.

Mayor Taylor said tastings did not include the same level of paperwork as a liquor license.

The vote on the amendment was:

Ayes: Council Members Mulvey, Taylor, Stahlman, Ostermiller and Clark.

Nays: Council Members Conklin and Kast.

MOTION CARRIED: 5 to 2

It was moved by MAYOR PRO TEM KAST and seconded by COUNCIL MEMBER CLARK TO RE-NUMBER SUBSECTION (D) TO (B).

Ayes: Council Members Mulvey, Conklin, Kast, Taylor, Stahlman, Ostermiller and Clark.

Nays: None.

MOTION CARRIED: 7 to 0

Mayor Pro Tem Kast asked if it was a violation to serve food during the tastings?

Mr. Berkowitz thought it was allowed if the food was being given away. He would have to check on it.

The vote on the main motion as amended:

Ayes: Council Members Mulvey, Conklin, Kast, Taylor, Stahlman, Ostermiller and Clark.

Nays: None.

MOTION CARRIED: 7 to 0

9. **(a) GENERAL BUSINESS** – None

10. **(a) CONSIDERATION OF COMMITTEE, COMMISSIONS AND BOARD MATTERS** –
MOTION APPROVING APPOINTMENTS TO BOARDS AND COMMISSIONS - None

11. **(a) ORDINANCES ON FIRST READING** – None

12. **(a) RESOLUTIONS** – None

13. **REPORTS** -

- (a) **CITY MANAGER** - Mr. Woods said the city had hired a new police chief, Heather Coogan and a new finance director, Doug Farmen. He expressed his appreciation for Interim Police Chief Bruce Beckman and Acting Finance Director Phil Cortese. Both men did a great job and got things accomplished.

Mr. Woods reminded everyone that the June 12th study session would start at 4:00 p.m. and the annual boards and commissions dinner was scheduled for June 14th.

Mr. Woods reported that Bemis Library was hit by a direct lightning strike at 3:00 p.m. this afternoon but sustained no damage.

- (b) **CITY ATTORNEY** – Mr. Berkowitz said a request had been received for Council to give further consideration to acquiring the Jaycees parcel and would he put together a packet of information. A contract had been developed previously but the city had objected to certain items in the contract. He wanted to know if Council was interested in pursuing further discussions with the Jaycees? An environmental survey had been completed several years ago but another one might be necessary.

Council Member Conklin asked what the property would cost?

Mr. Berkowitz said a previous valuation of \$70,000 was based on a faulty premise that the property could be developed. After previous negotiations, a price of \$34,476 had been reached.

Council consensus was to pursue discussions.

- (c) **COUNCIL MEMBERS** -

COUNCIL MEMBER CONKLIN – Council Member Conklin would include a list of power plant tours from Excel and an article regarding water in Council's packets on Thursday.

Council Member Conklin asked for follow-up on the fence around the tree at Ketring Park. She wanted to know what the cost of a wrought iron fence and a sign would be?

Council Member Ostermiller said the cost of a wrought iron fence was \$12,000.

Mr. Woods said the item was on the study session topic list.

Council Member Conklin said a luncheon was scheduled for Thursday with

Arapahoe County for the distribution of open space funds.

Council Member Conklin said there had been a letter in Council's packet commending Business/Industry Affairs Director Chris Gibbons.

Council Member Conklin reported a letter of resignation had been received from Karianne Weibold, a member of the Planning Commission.

MAYOR PRO TEM KAST – Mayor Pro Tem Kast reported the summer concert series began tomorrow at the museum.

COUNCIL MEMBER STAHLMAN – Council Member Stahlman attended the Historical Preservation Board meeting and the owner of Merle's Alignment building was considering joining the Historic District. The board had also approved a second story to the Cower building.

Council Member Stahlman said the VFW Memorial Day services were very well done and very moving.

Council Member Stahlman visited Fire Station 12.

Council Member Stahlman had attended the Crestline Park homeowner's association meeting and there had been a discussion about city funding for community beautification.

Mr. Woods said staff would put together a proposal for Council.

Mayor Taylor suggested it be patterned after South Suburban's matching grant program.

Council Member Stahlman thanked Ms. Narde for her work on the Technology Student Association guest citizens.

COUNCIL MEMBER OSTERMILLER – Council Member Ostermiller said the South Metro Chamber was hosting a breakfast regarding the real estate market on June 26th from 7:30 a.m. – 9:00 a.m.

Council Member Ostermiller said the updated study session list did not include the joint meeting with the Planning Commission to discuss incentives for developers.

Council Member Ostermiller said Council had received a letter from Jack LeMoine regarding publication of legal notices. He wondered if anyone was going to respond since the big issue was the timing of the publications not the cost.

Mayor Pro Tem Kast said she would talk to Mr. LeMoine.

COUNCIL MEMBER CLARK – Council Member Clark asked for a response regarding the city's frequent flyer miles?

Ms. Narde said the city did not have any frequent flyer miles as no one flew often enough on city business.

It was moved by COUNCIL MEMBER CLARK and seconded by COUNCIL MEMBER MULVEY TO APPROVE AN ORDINANCE ON FIRST READING AMENDING SECTION 11-7-1(B)1 TO CHANGE THE FEE FOR PARKS AND OPEN SPACE DEDICATION FEES AS FOLLOWED: SINGLE-FAMILY FROM \$505 PER UNIT TO \$5,548.86 PER UNIT; AND MULTI-FAMILY FROM \$360 TO \$4,522.01 PER UNIT.

Council Member Clark said the requirement was established by ordinance in 1979. The city had the option of accepting cash in lieu of land dedication. The current fee was equivalent to approximately \$17,000 per acre and had been at that price since 1984 or earlier. He said current land prices in Littleton were more than 10 times higher than that as shown by the purchase of the Marathon property a few years back that sold for \$180,000 per acre.

It was moved by COUNCIL MEMBER CONKLIN and seconded by COUNCIL MEMBER OSTERMILLER TO POSTPONE THE MATTER INDEFINITELY.

Ayes: Council Members Conklin and Ostermiller.

Nays: Council Members Mulvey, Kast, Taylor, Stahlman and Clark.

MOTION FAILED: 2 to 5

Mr. Berkowitz said Council might want to consider having an ordinance brought back that was in the appropriate format and in a normal procedure.

After discussion, Council directed staff to provide information on the impacts of an increase in the fees, property available for development, land values and a survey of area fees and that the matter be taken to the Planning Commission and the Citizens' Advisory Committee for discussion and recommendation.

It was moved by MAYOR PRO TEM KAST and seconded by COUNCIL MEMBER CLARK TO TABLE THE MATTER UNTIL JULY 17TH.

Ayes: Council Members Mulvey, Kast, Taylor, Stahlman and Clark.

Nays: Council Members Conklin and Ostermiller.

MOTION CARRIED: 5 to 2

COUNCIL MEMBER MULVEY – Council Member Mulvey said there was a good turn out for the Memorial Day events.

- (d) **MAYOR TAYLOR** – Mayor Taylor participated in a workshop regarding transit-oriented development (TOD).

Mayor Taylor reported eleven loans had been placed in Littleton through the Metro Mayors Mortgage Assistance Program.

Mayor Pro Tem Taylor asked for a report on the electronics recycling day the city sponsored?

Mr. Woods said it had been a very successful day and almost a full semi-trailer had been filled with unwanted electronic items.

Mayor Taylor said the new police chief would be sworn in on June 20th at 4:30 p.m.

Mayor Taylor asked if Council wanted to direct the city clerk to prepare a communication to move William Bradish of the Liquor Authority from an alternate position to a regular position and to move Jamie Driscoll to the Victim Assistance Compensation Board? There would now be two vacancies on the Liquor Authority. He had discussed the first vacancy with the Authority's chair who did not feel it needed to be filled right away. Mayor Taylor would talk to him again now that there were two vacancies.

Council agreed.

Mayor Taylor felt the Planning Commission vacancy did not need to be filled at the present time.

Council Member Ostermiller said it was important for the alternate members to have time to learn what the Planning Commission did and he did not want to wait ten months to make an appointment.

Mayor Taylor said Bob Oliver had resigned from the Littleton Housing Authority. Dan Burnham would be trying to find a resident to fill the vacancy.

Council agreed to advertise to fill the vacancies.

- (e) **DRCOG** – Mayor Taylor said the public hearing on the 2030 Metro Vision Regional Transportation Plan was held. There would be a 20% reduction in funding for the 2035

plan. The recommendations of the ad hoc committee were accepted and funding for projects was approved.

14. **ADJOURNMENT** - There being no further business, Mayor Taylor adjourned the meeting at 9:49 p.m. on Tuesday, June 5, 2007.

Julie K. Bower, City Clerk/Recording Secretary