

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
May 21, 2009**

CALL TO ORDER

Mayor Novak called the rescheduled May 14, 2009 regular meeting of the Northglenn City Council to order on Thursday, May 21, 2009 at 7:00 p.m. in the City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL

Present were: Mayor Novak, Council members Baker, Parsons, Monroe, Paiz, Downing, and Wieneke.

ABSENT

Council members Miller and Clyne.

STAFF PRESENT

City Manager Simmons, City Attorney Hoffmann, and City Clerk Small.

**PLEDGE AND
INVOCATION**

The Pledge of Allegiance was given followed by the Invocation, which was delivered by Mayor Novak.

**AGENDA ADDITIONS
AND DELETIONS:**

Mayor Novak announced the following:

- Deletion: Interview with Brian Park – Citizens’ Affairs Board
- 14B. Ordinances – First Reading: 3. CB-1690 – City Manager’s Authority to Modify Water Rate to be considered after 15. Resolutions

PRESENTATIONS:

Placement of Public Art

Mr. Mel Walker, Northglenn Arts and Humanities Foundation President, provided a presentation to Council and requested approval of the permanent placement of the People’s Choice sculpture entitled *Ascension*. Mr. Walker stated that the Foundation recommends that the sculpture be installed in Charles C. Winburn Park and also spoke about the current placement of sculptures throughout the City.

**PUBLIC INVITED
TO BE HEARD**

Mayor Novak called for any person wishing to address City Council on any subject not set for public hearing to come forward.

Mr. Ray DeWeese expressed concern about the lack of quorum at the May 14, 2009 regular Council meeting. Mr. DeWeese spoke about a potential ballot question regarding the four mills that are set to expire at the end of 2009 and also inquired about the 120th Avenue development project.

Mr. Jim Johnson, Ward IV, spoke about the lack of quorum at the May 14, 2009 regular Council meeting and the scheduling of public

hearings.

Council member Monroe spoke about the action taken by City Council regarding the May 14, 2009 regular meeting.

FINANCIAL REPORT:

March 2009 Update

Mr. Shawn Cordsen, Finance Director, provided a financial update for the period ending March 31, 2009. Mr. Cordsen spoke about revenue and expenditures for the General Fund, Water and Wastewater Fund, Stormwater Fund, and Sanitation Fund. Mr. Cordsen also reported on cash reserves and the City's investment portfolio.

CIP Update

Ms. Joliette Woodson, Civil Engineer II, reviewed the report on the Capital Improvements Projects (CIP) program. Ms. Woodson spoke briefly about current projects and answered questions from Council about the budget figures included in the report.

CONSENT AGENDA
MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Parsons to approve the consent agenda.

MOTION PASSED

There was discussion and the motion **PASSED**.

IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing, Wieneke.

OPPOSED - Paiz (CR-63 only).

ABSENT - Miller, Clyne.

The following items were approved on the consent agenda:

- Minutes of the April 23, 2009 Regular Meeting
- Minutes of the May 7, 2009 Special Meeting
- CR-56 – Parks & Recreation Advisory Board Reappointment – Doug Swanson
- CR-63 – Historic Preservation Commission Reappointment – Joyce Downing

PUBLIC HEARINGS:

CR-60 – Water Rate
Increase Alternative #1
and CR-61 – Water Rate
Increase Alternative #4

City Clerk Small read the titles.

Mayor Novak invited anyone wishing to speak either "for" or "against" CR-60 or CR-61 to come forward.

Mr. Ray DeWeese, Ward I, spoke about the proposed water rate increases and stated that he is in favor of the flat rate system. Mr. DeWeese also inquired about a base charge with a tiered rate system.

Mr. Dallas Briggs, Ward I, spoke in favor of CR-61 and the implementation of a flat rate system. Mr. Briggs inquired about the distribution of costs for water with the tiered rate system and spoke about charging residents less than it costs to produce the water. Mr. Briggs spoke about information in the City's Water Conservation Plan regarding water rates, the City's water supply, and average water use among residents, and also spoke about the recent water rate study.

Mr. Bob Neuhauser, Ward II, inquired about the different rate structures and sewer charges, and stated that he is in favor of a flat rate system.

Mr. Jim Johnson, Ward IV, stated that he is in favor of water rate alternative #4, and spoke about water conservation with the proposed rates.

Mr. Ray Reling, Chief Plant Operator, provided information about the City's Water Conservation Plan and the Integrated Resources Plan. Mr. Reling stated that water rate alternative #1 meets the requirements of the Water Conservation Plan, and stated that staff recommends the implementation of the tiered rate structure. Mr. Reling also presented information on residential monthly water bills and how the billings would be affected by the proposed rate changes.

Mr. Briggs spoke about the State's requirement concerning water conservation plans and tiered rate structures.

Mayor Novak invited anyone else wishing to speak either "for" or "against" CR-60 or CR-61 to come forward. No one came forward and the public hearing was declared closed.

CB-1688 – Appropriation
Amendment – 2009
Budget Reductions

City Clerk Small read the title.

Mayor Novak invited anyone wishing to speak either "for" or "against" CB-1688 to come forward.

Mr. Dallas Briggs inquired about the reduction of the Water Rights Fund and Bonded Debt Service Fund as proposed in CB-1688.

Mayor Novak invited anyone else wishing to speak either "for" or "against" CB-1688 to come forward. No one came forward and the public hearing was declared closed.

ORDINANCES

Second Reading:

CB-1688 – Appropriation
Amendment – 2009
Budget Reductions

MOTION TO PASS

Council member Downing **MOVED** and it was **SECONDED** by Council member Paiz to approve CB-1688 on second reading.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing,
Wieneke.
OPPOSED - No one.
ABSENT - Miller, Clyne.

ORDINANCES

First Reading:

CB-1675 – Prohibiting
Horses on Public Property

City Clerk Small read the title.

MOTION TO PASS

Council member Downing **MOVED** and it was **SECONDED** by Council member Paiz to approve CB-1675 on first reading.

**MOTION
WITHDRAWN**

There was discussion and the motion was **WITHDRAWN**.

CB-1689 – Process for
Setting Water and
Wastewater Rates

City Clerk Small read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Parsons to approve CB-1689 on first reading.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Parsons, Monroe, Paiz, Downing, Wieneke.
OPPOSED - Baker.
ABSENT - Miller, Clyne.

Note:

City Clerk Small stated for the record that the public hearing on CB-1689 would be held on May 28, 2009 in City Hall Council Chambers.

RESOLUTIONS:

CR-54 – VALE
Grant Acceptance

City Clerk Small read the title.

MOTION TO PASS

Council member Parsons **MOVED** and it was **SECONDED** by Council member Monroe to approve CR-54.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing,
Wieneke.
OPPOSED - No one.
ABSENT - Miller, Clyne.

CR-55 – Parks &
Recreation Advisory
Board Term Amendment
– Brian Swinbank

MOTION TO PASS

Council member Downing **MOVED** and it was **SECONDED** by
Council member Monroe to approve CR-55.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing,
Wieneke.
OPPOSED - No one.
ABSENT - Miller, Clyne.

CR-57 – NAHF
Sculpture Placement

City Clerk Small read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by
Council member Parsons to approve CR-57.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing,
Wieneke.
OPPOSED - No one.
ABSENT - Miller, Clyne.

CR-58 – 2009 Street
Improvements

City Clerk Small read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by
Council member Downing to approve CR-58.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing,
Wieneke.
OPPOSED - No one.
ABSENT - Miller, Clyne.

CR-59 – Malley Drive
Pedestrian Crossing
ROW Acquisition

City Clerk Small read the title.

MOTION TO PASS Council member Downing **MOVED** and it was **SECONDED** by Council member Paiz to approve CR-59.

MOTION PASSED There was no discussion and the motion **PASSED**.
IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing, Wieneke.
OPPOSED - No one.
ABSENT - Miller, Clyne.

RECESS The City Council meeting recessed at 8:25 p.m.

RECONVENE The City Council meeting reconvened at 8:37 p.m.

CR-60 – Water Rate Increase Alternative #1
City Clerk Small read the title.

MOTION TO PASS Council member Monroe **MOVED** and it was **SECONDED** by Council member Downing to approve CR-60.

MOTION PASSED There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Parsons, Monroe, Downing, Wieneke.
OPPOSED - Baker, Paiz.
ABSENT - Miller, Clyne.

CR-61 – Water Rate Increase Alternative #4
No action was taken on CR-61.

CR-62 – Findings of Fact – 9777 Fred Drive Rezoning
City Clerk Small read the title.

MOTION TO PASS Council member Monroe **MOVED** and it was **SECONDED** by Council member Paiz to approve CR-62.

MOTION PASSED There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing, Wieneke.
OPPOSED - No one.
ABSENT - Miller, Clyne.

CR-65 – 2009 Automated Trash Truck Purchase
City Clerk Small read the title.

MOTION TO PASS Council member Monroe **MOVED** and it was **SECONDED** by Council member Downing to approve CR-65.

MOTION PASSED There was discussion and the motion **PASSED**.

IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing,
Wieneke.

OPPOSED - No one.

ABSENT - Miller, Clyne.

COMMUNICATIONS
COUNCIL

Council member Downing reported that the Northglenn Senior Organization (NSO) would be hosting a seniors breakfast on May 28, 2009 at 9:00 a.m. and a luncheon honoring local heroes on June 5, 2009 from 11:00 a.m. to 1:30 p.m. Council member Downing reported that the Senior Picnic would be held on June 18, 2009 and asked anyone interested in attending to RSVP to Kate Fisher in the Senior Center for these events. Council member Downing reported that the Historic Preservation Commission's Community Garden has been planted and stated that it is the largest community garden in the north area. She reported that an ice cream social would be held on May 30, 2009 from 2:00 p.m. to 4:00 p.m. at the Stonehocker Farmhouse in recognition of Historic Preservation Month and spoke about the events planned for the social. Council member Downing reported that she had attended the Metro Mayors and Commissioners Youth Awards with Council member Monroe and noted that Harley Gillespie, granddaughter of former Council member Bill Gillespie, had received an award at the event. Council member Downing also reported that she had attended the City of Brighton's dedication for a sculpture on behalf of the Adams County Cultural Council.

Mayor Novak reported that the Kaboom organization would be building a playground at the apartment homes located near the Northwest Open Space on May 30, 2009, and noted that area students were involved in the planning of the playground.

Ms. Amanda Peterson, Parks, Recreation and Cultural Services Director, provided information about the playground project.

Mayor Novak spoke about the National League of Cities (NLC) Prescription Drug Program and the noted that from January through April of this year, 44 residents have taken advantage of the program. Mayor Novak stated that 87 cities are participating in the program and spoke about savings to the residents. Mayor Novak reported that a municipal mingle for Weld County would be held on May 27, 2009 from 5:30 p.m. to 7:30 p.m. in Platteville. Mayor Novak spoke about the urban renewal legislation that was defeated and discussion that is occurring regarding a compromise on the issue. Mayor Novak announced that she would not be in attendance at the June 4, 2009 study session due to attending an NLC event.

Council member Paiz reported that a Ward I meeting would be held on June 8, 2009 at 6:30 p.m. at the Northglenn Christian Church.

Council member Monroe announced that four of the Youth Commissioners had recently graduated from high school. Council member Monroe reported on the Youth Commission's parenting game and the portable skate park that was recently in the Recreation Center parking lot. Council member Monroe reported on the School District Board meeting and the Metro Mayors and Commissioners Youth Awards banquet she attended. Council member Monroe reported that she would be absent from the June 4th and 11th meetings due to a family vacation.

Council member Parsons reported that the dedication ceremony for the *Ascension* sculpture would be held on Wednesday of next week. Council member Parsons also reported that the unveiling of the new sculptures for the Art on Parade program would be held on Wednesday, June 24, 2009 and also spoke about programs at the Northglenn Youth Theatre.

STAFF

City Manager Simmons introduced Mr. David Willett, Public Works Director, and welcomed him to the City of Northglenn. Mr. Willett stated that he is looking forward to serving the community. City Manager Simmons also reminded everyone that City Hall would be closed tomorrow, Friday, May 22nd, due to the furlough day.

**PUBLIC INVITED
TO BE HEARD**

Mayor Novak invited any member of the public wishing to speak on any subject to come forward.

Mr. Ray DeWeese inquired about the status of the skate park project. Mr. DeWeese spoke about a building project at a residence on Rosalie Drive and expressed concern about the addition on the property. Mr. DeWeese also spoke about a residence on 108th Place and possible code violations at the property, and inquired about the status of the flags along Community Center Drive.

Dr. Sean Reif spoke about tax abatements for businesses, home improvement projects and the importance of not disposing chemicals in stormwater drains, and his desire for more police officers on foot. Dr. Reif spoke about communities working together regarding wireless communication facilities, the upcoming election in November, and qualities he would like a mayor to possess.

City Manager Simmons stated that it was necessary to insert an effective date in CR-60 – Water Rate Increase Alternative #1, and inquired about the consideration of CB-1690 – City Manager's Authority to Modify Water Rate on first reading. It was stated that no action would be taken on CB-1690 due to the approval of the tiered

water rate system. There was discussion about an effective date for the water rate increase as approved by CR-60.

Effective Date for CR-60

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Downing to insert an effective date of July 1, 2009 in CR-60.

MOTION PASSED

There was no discussion and the motion **PASSED**.

IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing, Wieneke.

OPPOSED - No one.

ABSENT - Miller, Clyne.

Executive Session

MOTION TO PASS

Council member Downing **MOVED** and it was **SECONDED** by Council member Monroe to adjourn to an executive session for legal consultation.

MOTION PASSED

There was no discussion and the motion **PASSED**.

IN FAVOR - Novak, Baker, Parsons, Monroe, Paiz, Downing, Wieneke.

OPPOSED - No one.

ABSENT - Miller, Clyne.

ADJOURNMENT

The City Council meeting adjourned to the Executive Session at 9:15 p.m.

JOHANNA SMALL, CMC
City Clerk

KATHLEEN M. NOVAK
Mayor