

SPONSORED BY: COUNCIL EN BANC

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-46
Series of 2008

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A RESOLUTION REMOVING DR. SEAN REIF FROM THE CITY OF NORTHGLENN PLANNING COMMISSION

WHEREAS, Dr. Sean Reif ("Commissioner Reif") is currently a duly appointed citizen member of the City of Northglenn Planning Commission (the "Planning Commission");

WHEREAS, after receiving correspondence signed by all members of the Planning Commission except Commissioner Reif, dated January 8, 2008, requesting the removal of Commissioner Reif from the Planning Commission, the City Council *en banc* approved a Statement of Charges and set the matter for a public hearing on this 28th day of February, 2008; and

WHEREAS, having held the public hearing pursuant to Section 11-40-4(a) of the City of Northglenn Municipal Code at which all interested parties were provided the opportunity to present evidence relating to the Statement of Charges, the City Council adopts this Resolution.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. The City Council finds that based on the evidence presented at the public hearing, Commissioner Reif's conduct constitutes grounds for removal for inefficiency, neglect of duty, or malfeasance in office under Municipal Code § 11-40-4(a). Specifically, the City Council finds as follows:

a. Commissioner Reif's personal attacks on other members of the Planning Commission has consistently impaired the ability of the Planning Commission to effectively function, and constitutes malfeasance in office;

b. Commissioner Reif's statements as a practicing chiropractor in the City of Thornton, but directly adjacent to the City of Northglenn, regarding placing heightened scrutiny on other chiropractors opening offices in the City of Northglenn, creates at a minimum perception of a conflict of interest, and constitutes malfeasance in office; and

c. Commissioner Reif's behavior during Planning Commission meetings is disruptive and impairs the ability of the Planning Commission to operate efficiently and effectively, and therefore constitutes inefficiency.

Section 2. Based on the findings of fact set forth above, Commissioner Reif is hereby removed from his position as a member of the City of Northglenn Planning Commission effectively immediately.

Section 3. The City Clerk is directed to communicate this decision in writing to Commissioner Reif, and the members of the Planning Commission.

DATED at Northglenn, Colorado, this _____ day of _____, 2008.

KATHLEEN M. NOVAK
Mayor

ATTEST:

DIANA L. LENTZ, CMC
City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney