

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
October 9, 2008**

CALL TO ORDER Mayor Novak called a regular meeting of the Northglenn City Council to order on Thursday, October 9, 2008 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, Monroe, Paiz, Downing, Miller, Clyne, and Wieneke.

ABSENT Council member Parsons.

STAFF PRESENT Acting City Manager Allen, City Attorney Hoffmann, Acting City Clerk Small.

PLEDGE AND INVOCATION The Pledge of Allegiance was given followed by the Invocation, which was delivered by Pastor Yohan Choi.

**AGENDA ADDITIONS
AND DELETIONS:**

Mayor Novak announced the following deletion:

- 15. Resolutions: B. CR-148 – Athletic Field User’s Policy

PRESENTATIONS:

Long Term Employee Awards

Mayor and Council joined Ms. Paula Jensen, Human Resources Manager, to present awards to employees with five or more years of service. Those recognized were: Robert Greathouse, Finance, five years; Jeff Wallace, Public Works and Utilities, five years; Josie Phillips, Public Works and Utilities, ten years; Janette Mikatich, Parks, Recreation and Cultural Services, ten years; Terrie Pineda, Public Works and Utilities, twenty-five years; and Marcia Connon, Public Works and Utilities, thirty years.

Agenda Addition

Mayor Novak announced the following agenda addition:

- 17. Discussion Items: A. 104th Avenue Bridge Project

**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.

Ms. Marian Kimsey, Northglenn Build A Generation (NBAG), came forward and asked Council to support the Rudolph’s Reading Raffle by donating \$500.00 to the event. Ms. Kimsey stated that they would also accept donations of new books and noted that the public could send donations to NBAG at PO Box 330056, Northglenn, CO 80233-

0056.

Mayor Novak stated that a Discussion Item regarding the Rudolph's Reading Raffle would be added to the agenda.

Colin Mercer and T.J. McCoy, Northglenn Youth Commission members, spoke about the Game of Parenthood the Youth Commission created and invited City Council to participate in a trial run of the game on November 11th and 12th, 2008.

FINANCIAL REPORT:

Update

Ms. Acquetta Likkel, Acting Finance Director, provided a financial update for the period ending August 31, 2008. Ms. Likkel spoke about revenue and expenditures for the General Fund, Water and Wastewater Fund, Stormwater Fund, and Sanitation Fund. Ms. Likkel reported on fines and forfeitures, sales and use tax revenue, charges for services, and debt service revenue.

Ms. SuzAnne Garcia, Treasury Manager, provided an update on the City's investment portfolio, issues relating to the City's investments in the Colorado Surplus Asset Fund Trust (CSAFE), and the financial management system project.

There were questions from Council about the status of the bank reconciliation, and the placement of the investments that were drawn from the CSAFE program.

CONSENT AGENDA

MOTION TO PASS

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

MOTION PASSED

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

IN FAVOR - Novak, Baker, Monroe, Paiz, Downing, Miller,
Clyne, Wieneke.

OPPOSED - No one.

ABSENT - Parsons.

The following items were approved on the consent agenda:

- Minutes of the September 20, 2008 Special Meeting
- Minutes of the September 25, 2008 Regular Meeting
- Minutes of the September 27, 2008 Special Meeting
- CR-149 – Planning Commission Reappointment – Sandra Recor
- CR-152 – Youth Commission Reappointment – Colin Mercer
- CR-153 – Youth Commission Reappointment – T.J. Foshag
- CR-154 – Youth Commission Reappointment – Kevin Thomas
- CR-155 – Youth Commission Reappointment – Brittany Thomas

PUBLIC HEARINGS:

CB-1671 – Noise
Ordinance Amendment

Acting City Clerk Small read the title.

Mayor Novak opened the public hearing and invited anyone wishing to speak either “for” or “against” CB-1671 to come forward. No one came forward and the public hearing was declared closed.

CB-1672 – Appropriation
Amendment – Bull
Reservoir Emergency
Repairs

Acting City Clerk Small read the title.

Mayor Novak opened the public hearing and invited anyone wishing to speak either “for” or “against” CB-1672 to come forward. No one came forward and the public hearing was declared closed.

CB-1673 – Application
of Building Codes

Acting City Clerk Small read the title.

Mayor Novak opened the public hearing and invited anyone wishing to speak either “for” or “against” CB-1673 to come forward. No one came forward and the public hearing was declared closed.

Huron Center
Conditions Study

Mayor Novak opened the public hearing and invited anyone wishing to speak either “for” or “against” the Huron Center Conditions Study to come forward.

Mr. Pat Breitenstein, Acting Executive Director of the Northglenn Urban Renewal Authority (NURA), provided information about the area that was considered in the Huron Center Conditions Study and asked that a copy of the report be entered into the record. Mr. Breitenstein provided an overview of the study, the process used to communicate with residents and business owners in the area, and the proposed addition to the urban renewal plan. Mr. Breitenstein stated that the study concluded that nine of the eleven criteria regarding blight were found to be present in the Huron Center area.

Ms. Jackie Brutout, Vice President of Panorama Property Management, stated that the owner of the property her company manages in the Huron Center did not receive notice of the public hearing. Ms. Brutout spoke about the ownership of the four parcels of property in the Huron Center and stated that she cannot make improvements to the Albertson’s building because of its separate ownership. Ms. Brutout submitted a letter from one owner, Mr. Richard Kolsch, for the record, and stated that she is opposed to the area being blighted.

Ms. Myrna Glimm stated that she lives and works in the Huron Center area, and stated that she feels the deterioration in the Huron Center is minor. Ms. Glimm stated that she believes blighting the area would negatively affect the neighborhood and property values and would discourage other businesses from coming in to the area.

Mr. Dallas Briggs, Ward I, stated that the trail project on the north side of 104th Avenue was supposed to improve the area near the Huron Center. Mr. Briggs stated that he feels blighting this area would be unfortunate for the residents, and stated that he feels the condition of the Center is a result of the code department failing to take action on an area in need of assistance.

Mr. Lupe Flores stated that he feels the Huron Center area looks deteriorated and inquired about the possibility of blighting a portion of the area.

ORDINANCES:

Second Reading

CB-1671 – Noise

Ordinance Amendment

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Downing to approve CB-1671 on second reading.

MOTION TO AMEND

Council member Monroe **MOVED** and it was **SECONDED** by Council member Downing to amend CB-1671 to insert language to prohibit live bands and music between the hours of 10:00 p.m. and 7:00 a.m. Sunday through Thursday and 11:00 p.m. and 7:00 a.m. Friday and Saturday.

MOTION PASSED

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

MOTION PASSED

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

CB-1672 – Appropriation
Amendment – Bull
Reservoir Emergency
Repairs

Acting City Clerk Small read the title.

MOTION TO PASS Council member Miller **MOVED** and it was **SECONDED** by Council member Downing to approve CB-1672 on second reading.

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

CB-1673 – Application
of Building Codes Acting City Clerk Small read the title.

MOTION TO PASS Council member Downing **MOVED** and it was **SECONDED** by Council member Miller to approve CB-1673 on second reading.

MOTION TO AMEND Council member Wieneke **MOVED** and it was **SECONDED** by Council member Paiz to amend CB-1673 to modify the language in Section 10-1-8 and to rephrase the conditions described in subsections (a), (b), and (c).

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

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

ORDINANCES:

First Reading

CB-1674 – City Manager
Residency Requirement Acting City Clerk Small read the title.

MOTION TO PASS Council member Miller **MOVED** and it was **SECONDED** by Council member Wieneke to approve CB-1674 on first reading.

MOTION TO AMEND Council member Clyne **MOVED** and it was **SECONDED** by Council member Paiz to amend CB-1674 by the addition of the phrase “unless the city manager resides within thirty (30) travel miles of the city boundaries upon appointment.”

MOTION FAILED There was discussion and the motion to amend **FAILED**.
IN FAVOR - Baker, Paiz, Miller, Clyne.
OPPOSED - Novak, Monroe, Downing, Wieneke.

ABSENT - Parsons.

MOTION FAILED

There was discussion and the main motion **FAILED**.

IN FAVOR - Miller, Wieneke.

OPPOSED - Novak, Baker, Monroe, Paiz, Downing, Clyne.

ABSENT - Parsons.

RESOLUTIONS:

CR-147 – Bull
Reservoir Effluent
Spillway Structure

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Monroe to approve CR-147.

MOTION PASSED

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

IN FAVOR - Novak, Baker, Monroe, Paiz, Downing, Miller,
Clyne, Wieneke.

OPPOSED - No one.

ABSENT - Parsons.

CR-151 – NURA
Plan Amendment

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Downing to approve CR-151.

MOTION PASSED

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

IN FAVOR - Novak, Monroe, Paiz, Downing, Miller, Clyne,
Wieneke.

OPPOSED - Baker.

ABSENT - Parsons.

RECESS

The City Council meeting recessed at 8:40 p.m.

RECONVENE

The City Council meeting reconvened at 8:53 p.m.

CR-156 – Recreation
Center Fire Alarm
System Upgrades

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Downing to approve CR-156.

MOTION PASSED

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

IN FAVOR - Novak, Baker, Monroe, Paiz, Downing, Miller,
Clyne, Wieneke.

OPPOSED - No one.

ABSENT - Parsons.

CR-157 – Acting City
Manager Appointment
and Salary

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Downing **MOVED** and it was **SECONDED** by Council member Monroe to approve CR-157.

MOTION PASSED

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

IN FAVOR - Novak, Baker, Monroe, Paiz, Downing, Miller,
Clyne, Wieneke.

OPPOSED - No one.

ABSENT - Parsons.

CR-158 – Repealing
Resolution 08-72 – Sale
of Residential/Mixed
Use Parcel

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Miller to approve CR-158.

MOTION PASSED

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

IN FAVOR - Baker, Paiz, Miller, Clyne, Wieneke.

OPPOSED - Novak, Monroe, Downing.

ABSENT - Parsons.

COMMUNICATIONS
COUNCIL

Council member Wieneke spoke about the agenda format and suggested moving discussion items to occur prior to Council communications. It was the consensus of Council to revise the next meeting agenda to reflect this change.

Council member Downing reported that a Ward II meeting would be held on Monday, October 13, 2008 at 6:30 p.m.

Mayor Novak reported that she had attended the ribbon cutting event for the North Metro Fire Rescue District's new training facility. Mayor Novak inquired about sending a donation to the American Cancer Society in memory of former Police Chief C.A. Gunderson. There was discussion and it was the consensus of Council to coordinate efforts with the Police Department to recognize Mr. Gunderson. Mayor Novak reported that the Fire District would be hosting the only Colorado stop of the pink fire truck to raise funds for breast cancer awareness at 1:00 p.m. on Saturday, October 11th.

Council member Paiz reminded everyone that a reception to meet the City Manager candidates would be held on Friday, October 10th from 5:00 p.m. to 6:30 p.m. at the Ramada Plaza, and also noted that the candidates would be interviewed by Council on Saturday, October 11th at 9:00 a.m. in Council Chambers. Council member Paiz inquired about Council's desire to take a position on Amendment 52 with the Denver Regional Council of Governments (DRCOG). There was discussion and it was the consensus of Council to remain neutral on the issue.

Council member Monroe reported that she would like to invite the Adams County Assessor to speak to Council about foreclosures and property assessments. Council member Monroe reported that Crossroads Church would be hosting four families that are political refugees from Burma and noted they would be residing in Ward IV. Council member Monroe also reported that she had attended the opening event for the North Metro Fire Rescue District's training facility and spoke about the facility's features.

STAFF

Acting City Manager Allen thanked Council for the opportunity to serve in the manager capacity, and also thanked staff for their assistance during his service.

DISCUSSION ITEMS:

104th Avenue Bridge

Mayor Novak provided information about the study session that was held prior to the Council meeting with NURA.

Council member Wieneke spoke about recent case law and the issue of taking action on items that are added to the agenda.

City Attorney Hoffmann provided information about the open meetings law and Council's ability to take action on urgent items.

There was discussion about the 104th Avenue Bridge project and the conversation that took place earlier during the study session with NURA regarding funding for the project.

City Funding for
104th Avenue Bridge
MOTION TO PASS

Council member Miller **MOVED** and it was **SECONDED** by Council member Baker to repeal Resolution No. 08-26 committing the amount of \$250,000 from the City to the 104th Avenue Bridge enhancements project.

MOTION FAILED

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

NURA Funding for
104th Avenue Bridge
MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Downing to accept an amount of up to \$500,000 from the Northglenn Urban Renewal Authority to assist in the enhancements of the 104th Avenue Bridge project.

MOTION PASSED

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

IN FAVOR - Novak, Baker, Monroe, Downing, Clyne, Wieneke.

OPPOSED - Paiz, Miller.

ABSENT - Parsons.

Outside Agency Funding
Contingency

Acting City Manager Allen reported that Council had approved a resolution earlier this year to allocate the 2008 outside agency funding, and stated that one of the provisions of the resolution was that Council would address the \$500 budgeted contingency and allocate any unspent funds.

There was discussion about allocating the contingency to the Northglenn Build A Generation's Rudolph's Reading Raffle.

Rudolph's Reading Raffle
MOTION TO PASS

Council member Miller **MOVED** and it was **SECONDED** by Council member Monroe to donate \$500 to Northglenn Build A Generation for the Rudolph's Reading Raffle from the 2008 Outside Agency Funding contingency.

MOTION PASSED

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

IN FAVOR - Novak, Baker, Monroe, Paiz, Downing, Miller, Clyne, Wieneke.

OPPOSED - No one.

ABSENT - Parsons.

Comprehensive
Plan Process

Council member Wieneke spoke about the comprehensive plan process and suggested that staff present the existing comprehensive plan to the public when soliciting input on changes to the plan.

Ms. Sonja DiCarlo, Planning Commission Chairman, stated that the City does not have an existing comprehensive plan. Ms. DiCarlo spoke about the different neighborhood plans in place and the Commission's desire to have one comprehensive document. Ms. DiCarlo also spoke about the process that would be used to gather information from the public.

There was discussion about the separate comprehensive plan documents that exist, the land use map, and the Commission's plans to solicit public input.

Mr. Jim Hayes, Planning and Development Director, provided information on the comprehensive plan process. Mr. Hayes reported on the initial comprehensive plan meeting and spoke about the elements that are missing from the current collection of neighborhood plans. Mr. Hayes also spoke about the information that would be presented at the upcoming workshops.

Acting City Manager Allen spoke about presenting the current district plans to the public and highlighting the deficiencies of those plans. Acting City Manager Allen also spoke about the areas that are commonly affected when comprehensive plans are updated.

Croke Reservoir Opening

Acting City Manager Allen reported on the Croke Reservoir project and provided information on the completion of the project. He stated that an opening ceremony for the reservoir had been postponed due to budget restrictions and the extended completion date. Acting City Manager Allen asked Council for direction regarding the scheduling of an opening ceremony for the project.

There was discussion about the project and Council's desire to have an opening event for the community. It was the consensus of Council to schedule an opening ceremony for Croke Reservoir to be held when the project is complete.

**PUBLIC INVITED
TO BE HEARD**

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

Mr. Russ VanHouten reminded everyone about the Northglenn Thornton Rotary Club's shred-a-thon event this Saturday from 10:00 a.m. to 1:00 p.m. at the southeast corner of 104th Avenue and Colorado Boulevard. Mr. VanHouten provided information on the cost for shredding documents and encouraged everyone to attend the event.

Executive Session
MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Downing to adjourn to an Executive Session regarding personnel matters.

MOTION PASSED

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

IN FAVOR - Novak, Baker, Monroe, Paiz, Downing, Miller,
Clyne, Wieneke.

OPPOSED - No one.

Northglenn City Council
October 9, 2008

ABSENT - Parsons.

ADJOURNMENT

The City Council meeting adjourned at 10:02 p.m. to the Executive Session.

JOHANNA SMALL, CMC
Acting City Clerk

KATHLEEN M. NOVAK
Mayor