

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
April 24, 2008**

CALL TO ORDER

Mayor Novak called a regular meeting of the Northglenn City Council to order on Thursday, April 24, 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, Parsons, Monroe, Paiz, Downing, Miller, Clyne and Wieneke.

ABSENT

No one.

STAFF PRESENT

City Manager Krieger, City Attorney Hoffmann, Acting City Clerk Small.

**PLEDGE AND
INVOCATION**

The Pledge of Allegiance was given followed by the Invocation, which was delivered by Council member Parsons.

**RESPONSE TO
CITIZEN INQUIRY**

Citizens' Affairs Board

City Attorney Hoffmann responded to Mr. Bob McCoy's inquiry from the last Council meeting regarding the Citizens' Affairs Board. City Attorney Hoffmann stated that from a legal perspective the Charter states that the Board shall have five members, but the Board is able to exist with three members. He also noted that the Board could not exist with any less than three members.

City Attorney Hoffmann also responded to Mr. McCoy's inquiry relating to the Northglenn Urban Renewal Authority (NURA), and stated that the Authority is considered a body corporate in politic. City Attorney Hoffmann opined that an individual's membership on NURA does not constitute membership on a board or commission of the City for purposes of the Charter.

Mayor Novak stated that Council may need to consider policy issues in the future and suggested scheduling this item for discussion at a later date.

**AGENDA ADDITIONS
AND DELETIONS**

Mayor Novak announced the following deletions:

- 7. Presentations: B. Long Term Employee Awards
- 14B. Ordinances – First Reading: 2. CB-1653 – Supplemental Appropriation – Vehicle Replacement
- 17. Discussion Items: A. Council Communication with Staff

PRESENTATIONS:
2007 Tree City USA
Growth Award

Mr. Keith Wood, Colorado State Forester, stated that the City of Northglenn has been involved in the Tree City program for 18 years and provided information about the award criteria. Mr. Wood spoke about the events associated with the program and the additional criteria for the Growth Award. Mr. Wood congratulated the City of Northglenn and presented the 2007 Tree City USA Growth Award to Mayor Novak and Mr. Joel Szymanski, Parks Maintenance Worker III.

Mayor Novak spoke about the City's projects and thanked staff and Mr. Wood for their efforts.

PROCLAMATIONS:
Citywide Day of Prayer

Mayor Novak read the proclamation proclaiming May 1, 2008 as a Citywide Day of Prayer in the City of Northglenn and presented the proclamation to Ms. Kae Madden, Community Engagement Manager.

Ms. Madden invited everyone to attend a Citywide Day of Prayer event at the Peace Pole in E.B. Rains, Jr. Memorial Park on May 1st at 12:00 noon.

National Volunteer
Recognition Week

Mayor Novak read the proclamation proclaiming April 28, 2008 through May 3, 2008 as National Volunteer Recognition Week in the City of Northglenn and presented the proclamation to Mrs. Marty Follett in recognition of her and her late husband Tommy's volunteer service to the City.

Archaeology & Historic
Preservation Month

Mayor Novak read the proclamation proclaiming May 2008 as Archaeology and Historic Preservation Month in the City of Northglenn and presented the proclamation to Mr. Roy Hess, Northglenn Historic Preservation Commission Member.

Mr. Hess thanked the City for the proclamation and announced that the Historic Preservation Commission would be hosting an event on Saturday, May 17, 2008.

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. Pat Chomyn spoke to Council about the property at 10452 Marion Way, and asked Council about the City's efforts to prevent urban blight. Mr. Chomyn spoke about declining property values, vacant homes and affordable housing. He also spoke about his

investment efforts and asked for changes to the City's policies and procedures to assist in the rehabilitation of homes.

Mr. Roy Hess, Historic Preservation Commission member, asked Council to release the funding to the Commission that was budgeted for the organization for 2008. Mr. Hess also provided information about the Commission's projects relating to the Stonehocker Farmhouse.

Mr. Steve Clarke, Prime West Development, and Ms. Anne Rosen, Zing Development Strategies, spoke to Council about the social meeting with Safeway representatives. Mr. Clarke stated that they had negotiated with Safeway concerning the 120th Avenue redevelopment project, and offered to provide Council with a copy of the letter of intent that Safeway had rejected.

Ms. Rosen provided information about the timing of the negotiations with Safeway and answered questions from Council about previous negotiations with the company.

Mr. Bob McCoy asked for an opportunity to address Council on the Citizens' Affairs Board for more than ten minutes at the end of the meeting.

Mr. Chris Bursian, Citizens' Affairs Board Chairman, spoke to Council about the Board's functions as established by Charter. Mr. Bursian also spoke about concerns expressed regarding the Board's membership and function, and asked anyone interested in serving on the Board to contact its current members.

Mr. Lee Brown, Ward IV, spoke to Council about economic issues and asked if staff has proposed budget reductions at this time. Mr. Brown inquired whether or not Council has considered reducing the budget or postponing projects, and also spoke about staffing increases, redevelopment projects, and issues involving the acquisition of a new financial management system. Mr. Brown also spoke about street repair projects and Mayor Novak's statements regarding transportation funding.

Mayor Novak responded to the statements referred to by Mr. Brown regarding transportation funding.

Mayor Novak announced that Council had requested the addition of a discussion item regarding the Citizens' Affairs Board, and stated that it would be considered as item 17C.

CONSENT AGENDA
MOTION TO PASS

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

MOTION PASSED

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

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

OPPOSED - No one.

ABSENT - No one.

The following item was approved on the consent agenda:

- Regular Meeting Minutes of April 10, 2008 as corrected

PUBLIC HEARINGS:

CB-1652 – Reimbursement
of Recall Election Expenses

Acting City Clerk Small read the title.

Mayor Novak invited anyone wishing to speak either “for” or “against” CB-1652 to come forward.

Mr. Bob McCoy, Ward IV, inquired about the approval process for receipts submitted and spoke about whether or not the approval of expenses would be discretionary as written.

City Attorney Hoffmann spoke about the inclusion of the term receipts and expended unauthorized expenses.

ORDINANCES:

Second Reading

CB-1652 – Reimbursement
of Recall Election Expenses

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Downing to approve CB-1652 on second reading.

MOTION PASSED

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

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

OPPOSED - No one.

ABSENT - No one.

ORDINANCES:

First Reading

CB-1647 – City
Clerk’s Office

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-1647 on first reading.

MOTION PASSED

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

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

OPPOSED - No one.

ABSENT - No one.

Note:

Acting City Clerk Small stated for the record that the public hearing on CB-1647 would be held on May 8, 2008 in City Hall Council Chambers.

RESOLUTIONS:

CR-31 – 2008/2009

Charter Review Committee

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Wieneke **MOVED** and it was **SECONDED** by Council member Downing to approve CR-31.

MOTION PASSED

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

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

OPPOSED - No one.

ABSENT - No one.

CR-65 – Water Treatment
Plant Master Plan Update

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Parsons to approve CR-65.

MOTION PASSED

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

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

OPPOSED - No one.

ABSENT - No one.

CR-66 – 2007 CDBG
Subgrantee Agreement –
Brothers Redevelopment

Acting City Clerk Small read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Parsons to approve CR-66.

MOTION PASSED

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

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

OPPOSED - No one.
ABSENT - No one.

CR-68 – Bull Reservoir
Pump Station Improvements 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-68.

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

CR-69 – CIP Amendment
Lift Station A Modifications 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-69.

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

CR-70 – Toilet
Purchase Authorization 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-70.

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

CR-72 – Lift Station
A & WWTP Odor
Control Facilities Acting City Clerk Small read the title.

MOTION TO PASS Council member Monroe **MOVED** and it was **SECONDED** by Council member Parsons to approve CR-72.

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

IN FAVOR - Novak, Baker, Parsons, Monroe, Downing, Miller,
Clyne, Wieneke.
OPPOSED - Paiz.
ABSENT - No one.

Action Item: Approval
of Expenditures out of
the Vehicle Replacement
Fund in the amount of
\$243,127 as requested
by Staff

MOTION TO PASS

Council member Wieneke **MOVED** and it was **SECONDED** by
Council member Parsons to approve expenditures out of the Vehicle
Replacement Fund in the amount of \$243,127 as requested by staff.

MOTION PASSED

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

COMMUNICATIONS
COUNCIL

Council member Clyne reported on the Planning Commission
meeting and stated that they would be holding a public hearing
regarding the revocation of a special use permit for a group home in
Ward IV. Council member Clyne also stated that she was pleased that
the Northglenn Neighborhood Development Corporation (NNDC)
had purchased the home on Linda Sue Lane that had been damaged
by fire.

Council member Downing reported that she had attended the Victims
Rights reception last week, and noted that the Police Department and
Victim Advocates were recognized at the event. Council member
Downing reported that the Northglenn Senior Organization (NSO)
had appointed Mr. Bill Gillespie as their liaison to the Council.
Council member Downing also spoke about a lockbox project that the
NSO is working on with the Police Department that would allow
emergency personnel to access lockboxes on disabled or senior
residents' homes to gain entry if needed.

Mayor Novak reported on the Adams County Council of
Governments (ADCOG) Executive Committee meeting and stated
that Adams County cities have informally agreed to the joint planning
of development along the Highway 7 corridor. Mayor Novak also
spoke about issues concerning the urban growth bank that are being
discussed at Denver Regional Council of Governments (DRCOG)
meetings, and stated that she is working with staff to ensure that the

City has full input regarding the issues. Mayor Novak reported that she had attended an ADCOG meeting last night at the Children's Hospital and also spoke about the Into the Woods production she attended at the Theatre. Mayor Novak also reported that the North Metro Children's Alliance Center would be holding its annual fundraiser on May 3, 2008 at the Doubletree and spoke about the important services the organization provides.

Council member Paiz requested to receive a tour of the Children's Alliance Center.

Council member Monroe reported on the School District 12 Board. She stated that the Hulstrom building would be turned into a performing arts magnet school and also provided information on the early childhood education programs that would be offered at the facility.

Council member Parsons read a letter from a Commerce City resident expressing her thanks for help she received from staff members at the Recreation Center. Council member Parsons also reported that the Northland Chorale's upcoming performances would be held on May 9th, 10th, 16th and 17th at the Theatre.

Mayor Novak reminded everyone that the Fire Board Election would be held on May 6, 2008 and urged residents to vote.

STAFF

City Attorney Hoffmann responded to the inquiry regarding the vehicle replacement appropriation. He stated that an additional amendment would be needed for the item and stated that it could be considered at the next regular meeting.

DISCUSSION ITEMS:

Sanitation Account

Council member Baker reported that the Sanitation Fund currently has a \$1.6 million balance from trash collection payments and spoke about the possible uses of the funding. Council member Baker stated that he feels residents are being overcharged for trash collection services.

There was discussion about expenditures from the Sanitation Fund and the unreserved fund balance that exists. There were questions from Council about staff's plans for the use of the funding.

City Manager Krieger stated that staff has recommended using the fund balance on the following projects: to implement automated trash collection and recycling programs, to repair a building at the Maintenance and Operations facility, and for the purchase of new trash trucks.

There was discussion about the trash program, polycarts, the revenue that is collected for trash services provided, and the possibility of discussing the issue at a future study session.

It was stated that it has been years since trash collection fees have been increased. There was discussion about the possibility of refunding the reserve to residents, and the desire to not deplete the fund balance until plans for automated trash and recycling programs have been determined.

Public Notices on
Proposed Polycart Usage

Council member Wieneke stated that he would like to defer this discussion to the May 1, 2008 study session.

Citizens' Affairs Board

Council member Miller inquired about the comments made earlier in the meeting by the Chairman of the Citizens' Affairs Board (CAB).

Mr. Bursian came forward and read a portion of the statement he had made. Mr. Bursian stated that he did not have additional information about references to Council members that were made in the statement because it had been prepared for him by another member.

RECESS

The City Council meeting recessed at 8:36 p.m.

RECONVENE

The City Council meeting reconvened at 8:44 p.m.

**PUBLIC INVITED
TO BE HEARD**

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

Mr. Rich Strand, Ward IV, stated that he appreciates Council's work and spoke about funding needs for items such as street repair, trash collection, schools, and health care. Mr. Strand spoke about the amount of funding that is being spent on the war in Iraq and how a portion of the funding could be used locally.

Mr. Pat Chomyn spoke about his efforts to improve housing conditions in Northglenn. He expressed concern about the process for connecting utilities and permits required for rehabilitation projects. Mr. Chomyn also spoke about trash collection and stated that he had received a stop work order for the house at 10452 Marion Way. Mr. Chomyn asked Council for cooperation and stated that he would send Council more information via email.

Mr. Bob McCoy spoke about the Citizens' Affairs Board. He stated that it is not his intention to speak negatively about the Board's volunteers, but rather to express concern about the Board's processes. Mr. McCoy spoke about the law versus good policy and stated that he

feels the Charter is not being upheld concerning the membership of the CAB. Mr. McCoy stated that he feels Council has failed to address what the CAB is supposed to do and suggested putting a question on the November ballot to delete Article 13 of the Charter. Mr. McCoy also stated that he disagrees with the interpretation that the Board can exist without a full representation of members.

ADJOURNMENT

The City Council meeting adjourned at 9:03 p.m.

JOHANNA SMALL, CMC
Acting City Clerk

KATHLEEN M. NOVAK
Mayor