

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
May 25, 2006**

CALL TO ORDER

Mayor Novak called a regular meeting of the Northglenn City Council to order on Thursday, May 25, 2006 at 7:00 p.m. in the City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL

Mayor Novak, Council members, Garner, Monroe, Paiz, Lindsey, Miller, Parsons, Martin.

ABSENT

Council member Clyne.

STAFF PRESENT

Interim City Manager Cullen, City Attorney Hoffmann, City Clerk Lentz.

**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 addition:

- 18. Discussion Items: D. Clean Sweep Follow Up

**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. Dallas Briggs spoke about CR-74 and inquired about the level of involvement Northglenn would have under the joint contract with the City of Thornton.

Ms. Mary Ellen Kettelkamp spoke about the intergovernmental agreement with the City of Thornton and stated she feels there is no reason to enter into the agreement. Ms. Kettelkamp also addressed CB-1569 and the process that should be followed by individuals wanting to protest petitions that are circulated.

Mr. Henry Recor stated he has been working on a residential remodeling project for three years and recently received a code enforcement violation for his property. Mr. Recor spoke about the timeline for his project and stated that he feels the violation was unfair.

INTERVIEW

Mr. Wayne Dodge came forward to be interviewed by City Council for a position on the Northglenn Urban Renewal Authority (NURA). He provided information about himself and his involvement in the City, and answered questions from Council about his vision for Northglenn.

PRESENTATIONS:

CDBG

Mr. Jerry Starling, Special Projects Manager, provided an overview of the Community Development Block Grant (CDBG) program. He stated the City of Northglenn has been involved in the program since 1986 and spoke about the annual funding amounts that have been received. Mr. Starling reviewed the Federal objectives associated with the program and stated that the City has used the funding for various public improvement projects. He provided examples of projects that have been completed including: installation of street lights, street overlays, the Washington Street fencing project, and the installation of handicap ramps. Mr. Starling provided information about the application process and recommended that Council approve CR-76 to remain eligible to participate in the CDBG program.

There was discussion about the CDBG Council Committee. It was agreed that Council members Martin, Parsons and Monroe would serve on the committee, with Council member Martin serving as the Chairman.

CONSENT AGENDA

MOTION TO PASS

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

MOTION PASSED

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

IN FAVOR - Novak, Garner, Monroe, Paiz, Lindsey, Miller
Parsons, Martin.

OPPOSED - No one.

ABSENT - Clyne.

The following items were approved on the consent agenda:

- Minutes of the Regular Meeting for April 27, 2006
- CR-72 – NURA Advisor Appointment – Wayne Dodge

PUBLIC HEARINGS

CB-1560 – Supplemental
Appropriation – Carry
Over of Funds

City Clerk Lentz read the title.

Mayor Novak invited any person wishing to address Council either “for” or “against” CB-1560 to come forward. No one came forward and the public hearing was closed.

CB-1565
Balloon Restrictions

City Clerk Lentz read the title.

Mayor Novak invited any person wishing to address Council either “for” or “against” CB-1565 to come forward. No one came forward and the public hearing was closed.

ORDINANCES:
Second Reading

CB-1561

Picketing at Funerals

City Clerk Lentz read the title.

MOTION TO PASS

Council member Lindsey **MOVED** and it was **SECONDED** by Council member Paiz to approve CB-1561 on second reading.

MOTION TO TABLE

Council member Garner **MOVED** and it was **SECONDED** by Council member Parsons to table CB-1561 to June 8, 2006.

MOTION FAILED

There was no discussion and the motion to table **FAILED**.
IN FAVOR - Novak, Garner, Monroe, Parsons.
OPPOSED - Paiz, Lindsey, Miller, Martin.
ABSENT - Clyne.

MOTION TO AMEND

Council member Monroe **MOVED** and it was **SECONDED** by Council member Garner to amend CB-1561 to make it unlawful for persons to engage in picketing within 100 feet of a funeral site, or within 150 feet of a funeral site with electronically amplified picketing.

MOTION FAILED

There was discussion and the motion to amend **FAILED**.
IN FAVOR - Novak, Garner, Monroe, Parsons.
OPPOSED - Paiz, Lindsey, Miller, Martin.
ABSENT - Clyne.

MOTION FAILED

There was discussion and the main motion **FAILED**.
IN FAVOR - Paiz, Lindsey, Miller, Martin.
OPPOSED - Novak, Garner, Monroe, Parsons.
ABSENT - Clyne.

CB-1560 – Supplemental
Appropriation – Carry
Over of Funds

City Clerk Lentz read the title.

MOTION TO PASS

Mayor Novak **MOVED** and it was **SECONDED** by Council member Garner to approve CB-1560 on second reading.

MOTION PASSED

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

CB-1565
Balloon Restrictions

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Council member Parsons to approve CB-1565 on second reading.

MOTION PASSED

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

IN FAVOR - Novak, Garner, Monroe, Paiz, Lindsey, Miller, Parsons, Martin.

OPPOSED - No one.

ABSENT - Clyne.

ORDINANCES:

First Reading

CB-1566 – Transfer
of Appropriations
Amendment

City Clerk Lentz read the title.

MOTION TO PASS

Council member Lindsey **MOVED** and it was **SECONDED** by Council member Monroe to approve CB-1566 on first reading.

MOTION PASSED

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

IN FAVOR - Novak, Garner, Monroe, Paiz, Lindsey, Miller, Parsons.

OPPOSED - Martin.

ABSENT - Clyne.

CB-1567 – Annual Budget
Hearing Notice

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Council member Lindsey to approve CB-1567 on first reading.

MOTION PASSED

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

IN FAVOR - Novak, Garner, Monroe, Paiz, Lindsey, Miller, Parsons, Martin.

OPPOSED - No one.

ABSENT - Clyne.

CB-1568 – Youth Group
Sales Tax Exemption

City Clerk Lentz read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Garner to approve CB-1568 on first reading.

MOTION TO AMEND

Council member Garner **MOVED** and it was **SECONDED** by Mayor Novak to amend Section 1 to read: “For purposes of this subsection (d)(33) only, a charitable organization shall be limited to a charitable organization that has received a designation as such pursuant to 26 U.S.C. § 501(c)(3).”

MOTION PASSED

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

IN FAVOR - Novak, Garner, Monroe, Paiz, Miller, Parsons,
Martin.
OPPOSED - Lindsey.
ABSENT - Clyne.

MOTION PASSED

There was discussion and the main motion as amended **PASSED**.
IN FAVOR - Novak, Garner, Monroe, Miller, Parsons, Martin.
OPPOSED - Lindsey, Paiz.
ABSENT - Clyne.

CB-1569
Petition Fraud

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by
Council member Lindsey to approve CB-1569 on first reading.

MOTION TO TABLE

Council member Paiz **MOVED** and it was **SECONDED** by Council
member Garner to table CB-1569 until additional language could be
incorporated.

**MOTION
WITHDRAWN**

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

**MOTION TO
POSTPONE**

Council member Garner **MOVED** and it was **SECONDED** by
Council member Monroe to postpone CB-1569 indefinitely.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Novak, Garner, Monroe, Lindsey, Miller, Parsons,
Martin.
OPPOSED - Paiz.
ABSENT - Clyne.

Note:

City Clerk Lentz stated for the record that the public hearings on CB-
1566, CB-1567 and CB-1568 would be held on June 8, 2006 in
Council Chambers.

RESOLUTION:
CR-73 – VALE Board
Grant Acceptance

City Clerk Lentz read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by
Council member Lindsey to approve CR-73.

MOTION PASSED

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

CR-74 – 120th Avenue
and Grant Street
Improvements IGA

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Mayor Novak to approve CR-74.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Garner, Monroe, Lindsey, Parsons, Martin.
OPPOSED - Paiz, Miller.
ABSENT - Clyne.

CR-75 – Renaming
of the Dog Park

Clerk Lentz read the title.

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Miller to approve CR-75.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Garner, Monroe, Paiz, Lindsey, Miller,
Parsons, Martin.
OPPOSED - No one.
ABSENT - Clyne.

CR-76 – CDBG Program
Extension 2007 – 2010

Clerk Lentz read the title.

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Parsons to approve CR-76.

MOTION PASSED

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

RECESS

The City Council meeting recessed at 8:43 p.m.

RECONVENE

The City Council meeting reconvened at 8:55 p.m.

COMMUNICATIONS
COUNCIL

Council member Martin reported that NURA had approved the purchase of the shoppette located at 120th Avenue and Community Center Drive. He also reported that he had attended the ICSC conference.

Council member Parsons reported that she and Council member Garner held a Ward IV meeting May 15th at Huron Middle School,

and noted that approximately 60 people were in attendance. She stated it was a successful meeting and reported that they discussed issues relating to the Clean Sweep program, the proposed aquatic center project and development in the City.

Mayor Novak reported on the DRCOG meeting that included the transportation plan public hearing process and a reception for a delegation from Baghdad. She reported on the Urban Drainage and Flood Control District Board of Directors meeting and spoke about a tour they had taken of facilities in the southwestern part of the District. Mayor Novak reported on the ICSC Conference she attended and provided information about the meetings the group attended during the conference.

Council member Paiz reported she and Council member Miller held a Ward I meeting and noted that it was well attended. She stated a representative from FasTracks presented information at the meeting and also reviewed the list of issues that residents inquired about including code enforcement, maintenance of 112th Avenue, NURA, and Century Theatres. Council member Paiz reported on the Rocky Flats Coalition of Local Governments meeting and stated she would be attending a tour of the wildlife refuge and open space area on June 12th. She noted that next year Northglenn would be required to pay \$1,000 for voting and administration costs relating to the Board.

Council member Monroe stated she had attended the School District No. 12 Board meeting and spoke about scheduling a meeting with the Board to discuss the aquatic center project. She reported that she and Council member Lindsey would be holding a Ward II meeting on July 17th. Council member Monroe reported that the candlelight vigil last Thursday was wonderful and noted that over 200 people attended the event. She also thanked Council members Martin and Garner for attending the Police Department banquet.

Council member Garner reported that the North Metro Fire Rescue District's mill levy and bond issue passed at their recent election and noted that Northglenn resident Jim Frazier had been elected to the Board. She reported on the Adams County Council of Governments meeting she attended and spoke about the ballot issue the County is considering. She stated the meetings are very informative and encouraged everyone to attend. Council member Garner reported on the Croke Reservoir meeting that was held last week and spoke about the concerns presented by residents at the meeting. She stated she and Mayor Novak had attended the DRCOG retreat a couple weeks ago and also reported that she and Council member Miller had attended a fundraiser for Operation Comforts of Home where the City was presented with a certificate of appreciation for their contributions to the program. Council member Garner reported she had been elected by the membership of the Public Service Credit Union to serve on the Supervisory Committee for their Board of Directors.

STAFF

City Clerk Lentz stated she had received a letter from Adams County regarding the 2006 General Election. She stated the County has requested to be notified by June 2, 2006 whether or not Northglenn will be participating in the coordinated election. It was the consensus of Council to let the County know that the City will participate in the coordinated election if ballot questions are presented.

City Clerk Lentz reported to Council that the Board of Adjustment, Planning Commission, Liquor Licensing Authority, and Parks and Recreation Advisory Board meetings that are held in Council Chambers are now being audio recorded to the website as soon as the meeting is completed. She stated the other meetings that are held off site will require additional programming and equipment, and will be forthcoming.

City Clerk Lentz stated she had received a letter asking for a donation to the M.A.G.I.C. Garden at Crossroads Assisted Living.

**M.A.G.I.C. Garden
MOTION TO PASS**

Mayor Novak **MOVED** and it was **SECONDED** by Council member Paiz to donate \$300.00 to the M.A.G.I.C. Garden project to be taken from the Outside Agency Funding contingency.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Garner, Monroe, Paiz, Miller, Parsons,
Martin.
OPPOSED - Lindsey.
ABSENT - Clyne.

Mayor Novak stated she would be absent from the June 22, 2006 Council meeting and inquired about Council's vacation schedules. Council member Monroe stated she would also be absent.

Interim City Manager Cullen distributed a budget calendar to Council that included a timeline for presentations, meetings and hearings for the budget process and asked Council to review the schedule and submit dates that they will not be able to attend the meetings. Ms. Cullen reported that the first FasTracks task force meeting had been held last week.

Council member Monroe reported that the FasTracks meeting went well and she felt it was very informative. She stated meetings would be held on Monday until August 14th. Ms. Cullen stated a study session would be held on June 1st at 5:30 p.m. to discuss the following items: polycart pricing structure update, solid waste fees, development update, and adoption of various international codes.

Ms. Cullen spoke about the pipeline at the Wastewater Treatment Plant and stated she would like Council to be updated on the project.

Mr. Kurt Kowar, Logistics Center Manager, provided information about the expanded pipeline and spoke about providing sewer services to parties such as the Town of Dacono. He stated a competitive proposal had been submitted to Dacono and he is optimistic about the opportunity to provide service to the town.

There were questions from Council about the Town of Dacono's service area. Mr. Kowar provided information about the Town of Dacono Sanitation District, the St. Vrain Sanitation District and the options the Town of Dacono is considering.

DISCUSSION ITEMS:

Sewer Break Assessment

Mr. Gene Maypole, Lead Foreman of Maintenance & Operations, provided information about the sewer break that occurred on May 2nd at the 152nd Avenue and York Street location. Mr. Maypole spoke about the event that caused the initial sewer break and a subsequent sewer spill and the actions taken to remedy the situation. He addressed the costs associated with the spill and stated it took 34 hours to complete the initial containment and clean up process.

WWTP Cease and Desist Order

City Attorney Hoffmann distributed information about the Wastewater Treatment Plant cease and desist order and stated a hearing had been requested. He stated that litigation is pending and provided information about the timeline for setting a hearing date.

Special Pick Ups

Council member Lindsey reported that special pick-ups have declined by 60% since 2001 when charges were implemented for the pick ups. He stated he feels the special pick up charges should be eliminated and inquired about the process for changing the fee schedule.

Mr. Norm Bell, Maintenance & Operations Expediter, provided information about special pick ups and stated the service had been subsidized in the past. He spoke about the costs associated with the special pick up service and the number of special pick ups that are performed. Mr. Bell stated there has been a decrease in the overall solid waste volume and spoke about factors that have contributed to the decrease. Mr. Bell addressed other service fees and code enforcement violations relating to items being stored on property.

There was discussion about free landfill days and the practice of putting large items in polycarts to be picked up. Council members Paiz and Miller asked to receive information on the costs for subsidizing the special pick up program, and expenditures and fees related to the service. There was discussion about offering two free pick ups for residents per year and the implications for subsidizing the program. Mayor Novak stated she would like to discuss this further with the polycart discussion at the study session on June 1st.

Council member Garner spoke about the Clean Sweep program. She inquired about reviewing the program periodically to ensure that it continues to be implemented in accordance with the goals of City Council.

Ms. Cullen stated that a meeting has been scheduled for June 14th with the original members of the Housing Task Force to review the implementation of the program.

PUBLIC INVITED
TO BE HEARD

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

Ms. Sandra Recor, 10610 Livingston Drive, spoke about a construction project she and her husband are working on at their residence, and stated she feels the project will benefit the appearance of the City. She spoke about a code violation they received and asked Council to work with Code Enforcement and reconsider the violations that are being issued.

Mr. Dallas Briggs spoke about the Recors' construction project and code enforcement practices. He also spoke about trash fees, polycarts and increasing fees for services.

Mr. Don Anema reported that Croke Reservoir had been cleaned up yesterday by a group of volunteers. He also spoke about a case of petition fraud that occurred in Federal Heights.

ADJOURNMENT

The City Council meeting adjourned at 10:20 p.m. to an executive session regarding personnel matters.

DIANA L. LENTZ, CMC
City Clerk

KATHLEEN M. NOVAK
Mayor