

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
March 22, 2007**

CALL TO ORDER

Mayor Novak called a regular meeting of the Northglenn City Council to order on Thursday, March 22, 2007 at 7:00 p.m. in the City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL

Present were: Mayor Novak, Council members Clyne, Garner, Monroe, Parsons, Martin.

ABSENT

Council members Paiz, Lindsey, Miller.

STAFF PRESENT

City Manager Krieger, City Attorney Hoffmann, City Clerk Lentz.

**PLEDGE AND
INVOCATION**

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

**AGENDA ADDITIONS
AND DELETIONS**

Mayor Novak announced the following additions:

- 19. Discussion Items:
 - A. Water Restrictions and Conservation
 - B. Representation of City in front of State Legislature

**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. Maridee Marks spoke about the proposed trash can ordinance and provided suggestions for alternative wording for opaque screens.

Mr. Paul Lucero, Northglenn Senior Organization President and member of the Northglenn Senior Citizens' Commission, and Ms. Kathy Welsh, Northglenn Senior Citizens' Commission Chair and member of the Northglenn Senior Organization Executive Board, came forward to speak about the pedestrian crosswalk on Malley Drive. Mr. Lucero spoke about a recent pedestrian and vehicle accident and asked for more signage at the crosswalk. Mr. Lucero distributed information about dangerous crosswalks and asked for a progress report from Council on the status of making the crosswalk safer.

City Manager Krieger provided information about staff's efforts to improve the safety of the crosswalk on Malley Drive.

Police Chief Russ Van Houten provided information about accidents at the crosswalk and signalization for the area.

Mr. Ray DeWeese spoke about a traffic light that has not been

repaired and inquired about the status of repairs to Washington Street. Mr. DeWeese also spoke about the Recreation Center and redevelopment projects in Northglenn and surrounding communities.

Mr. Dallas Briggs, Ward I, spoke about the discussion from the study session this evening regarding the Recreation Center and the perception of negative responses from residents.

Mr. Gary Haverly, Ward II, spoke about code violations on the property at 740 Dean Drive. Mr. Haverly stated that he had filed a complaint against the property and inquired about the status of the case.

Mr. Steve Naples and Ms. Heidi Naples, Owners of Heidi's Deli, spoke about their restaurant and recent discussions with the City regarding their location in Northglenn. Mr. Naples stated that he would like to be a part of the redevelopment project in the area and asked Council to honor the letter that was sent to him in January.

Ms. Naples spoke about the long range plan they were shown previously and stated she would like Heidi's Deli to stay in Northglenn.

City Manager Krieger spoke about a lease amendment for Heidi's Deli that would be considered by City Council at the next regular meeting.

Police Chief Van Houten responded to the inquiry about the code violation report filed against the property at 740 Dean Drive. Chief Van Houten stated that the resident was given an extension to cure the code violations and stated that he would follow up on the case.

PRESENTATIONS:

Growing Home (OAF)

Ms. Teva Sienicki, Growing Home, provided information about the services the Growing Home provides to the community. Ms. Sienicki stated that the organization works to stabilize and sustain families with children who are either experiencing or are at risk of homelessness. She spoke about various programs that are offered including housing assistance, after school tutoring, activities and summer camps for children, and affordable housing programs. Ms. Sienicki also provided information about the different ways volunteers are utilized at the Growing Home.

Planning Commission

Certificates of Appreciation

Mayor and Council joined Ms. Sonia DiCarlo, Northglenn Planning Commission Chairman, to present Certificates of Appreciation to acknowledge the efforts of individuals and organizations who have contributed to the beautification of the City through extraordinary landscaping, outstanding structural appearance, or a mixture of the two. Those receiving awards were: City of Northglenn Parks

Operations, O'Meara Ford, Corporate Express, Northglenn Optometric Center, Banks School Supply, and the Homestead at Seven Stones Town Homes.

ReCreate Summary

Ms. Kae Madden, Community Engagement Manager, presented an update on the ReCreate meetings that have been held to gather public input on the potential recreation center project. Ms. Madden stated that eight meetings were held and provided statistics about the residents who attended the meetings. She spoke about concerns that were voiced at the meetings that included the cost of improvements, the location of the center, and the amenities that would be offered. Ms. Madden provided information about the priorities that have been identified and the meetings that would be held in April.

There was discussion about the surveys that are available for residents and recreation center users and the challenges of gathering input from a wide demographic.

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, Garner, Monroe, Lindsey, Parsons, Martin.
OPPOSED - No one.
ABSENT - Clyne, Paiz, Miller.

The following item was approved on the consent agenda:
▪ Minutes of the Regular Meeting of March 8, 2007

PUBLIC HEARINGS:
CB-1613
Code of Ethics

City Clerk Lentz read the title.

Mayor Novak invited any person wishing to speak either "for" or "against" CB-1613 to come forward.

Mr. Dallas Briggs asked if CB-1613 would include members of the Northglenn Urban Renewal Authority (NURA) and the Northglenn Neighborhood Development Corporation (NNDC).

City Attorney Hoffmann stated that CB-1613 would apply to members of NURA, but would not apply to members of the NNDC.

CB-1614 – Supplemental
Appropriation – Recreation
Center Study

City Clerk Lentz read the title.

Mayor Novak invited any person wishing to speak either "for" or "against" CB-1614 to come forward.

Ms. Maridee Marks inquired about the supplemental appropriation for the Recreation Center study.

Note: Council member Miller arrived at 8:06 p.m.

ORDINANCES:
Second Reading
CB-1613
Code of Ethics

MOTION TO PASS Council member Garner **MOVED** and it was **SECONDED** by Council member Parsons to approve CB-1613 on second reading.

MOTION TO AMEND Mayor Novak **MOVED** and it was **SECONDED** by Council member Garner to amend Section 2-11-4(e) to read: "City officials shall not accept a fee, contingent fee, or any other compensation for promoting or opposing passage of legislation in their official capacity, except for the city official's authorized compensation as provided by the City Charter, ordinance or contract."

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

MOTION TO AMEND Mayor Novak **MOVED** and it was **SECONDED** by Council member Garner to amend Section 2-11-5 by inserting the phrase "or other authorized individuals" at the end of the paragraph.

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

MOTION TO AMEND Mayor Novak **MOVED** and it was **SECONDED** by Council member Garner to amend Section 2-11-7(a) to read: "Before taking any official action, City officials who have any substantial personal, financial or property interest, or any kind of interest which may conflict or interfere with, influence, or be perceived by the public as influencing the City official's conduct shall disclose the nature of the conflict to the City Council or the applicable Board or Commission."

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

MOTION TO AMEND

Mayor Novak **MOVED** and it was **SECONDED** by Council member Garner to amend Section 2-11-7(b) to read: “In the event the City official or the City Council or the applicable Board or Commission believes the conflict of interest is a disqualifying conflict of interest requiring that the City official refrain from voting and attempting to influence others, then the city official shall be barred from voting on the issue and shall refrain from attempting to influence or participating in any manner in the deliberations or decisions of the members of the City Council or Board, or in the actions of any employees related to the matter.”

MOTION PASSED

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

MOTION TO AMEND

Mayor Novak **MOVED** and it was **SECONDED** by Council member Garner to move 2-11-7(b) into a new Section 2-11-8 to read: “Failure to Disclose Conflicts of Interest. (a) In the event a complaint is received regarding whether a conflict of interest exists, the independent hearing officer shall determine whether the interest does in fact constitute a disqualifying conflict of interest under this Article. In deciding whether there is a disqualifying conflict of interest, the hearing officer shall consider, among other criteria, the following: (1) Whether the conflict of interest impedes independence of judgment; (2) The effect of the city official’s participation on the public confidence and the integrity of the governing body; (3) Whether the city official’s participation is likely to have any significant effect on the ultimate disposition of the matter; and (4) The city official’s fiduciary obligations to the City. (b) If the independent hearing officer concludes that there is a disqualifying conflict of interest, the city official shall be disqualified from acting or voting on the matter or any related business. In addition, the disqualified city official shall refrain from attempting to influence the decisions of members of the City Council or other Boards, or the actions of other employee related to the matter, and refrain from participating in any manner in the deliberations of the City Council or other Boards.”

MOTION PASSED

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

MOTION TO AMEND

Council member Garner **MOVED** and it was **SECONDED** by Council member Parsons to amend Section 2-11-9(e) to read: “For an employee, referral to the City Manager for action in accordance with

then applicable provisions of the City's employment policies and procedures."

MOTION PASSED

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

MOTION TO AMEND

Mayor Novak **MOVED** and it was **SECONDED** by Council member Miller to renumber Sections 2-11-9 and 2-11-10 and to change the section reference in the renumbered Section 2-11-9 to Section 2-11-10.

MOTION PASSED

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

MOTION PASSED

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

RECESS

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

RECONVENE

The City Council meeting reconvened at 8:33 p.m.

CB-1614 – Supplemental
Appropriation – Recreation
Center Study

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Council member Monroe to approve CB-1614 on second reading.

MOTION PASSED

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

ORDINANCES:

First Reading

CB-1615
Trash Containers

City Clerk Lentz read the title.

MOTION TO PASS

Council member Martin **MOVED** and it was **SECONDED** by Council member Garner to approve CB-1615 on first reading.

**FRIENDLY
AMENDMENT**

A friendly amendment was accepted to add a new Section 3 to set an effective date of August 1, 2007.

MOTION PASSED

There was discussion and the motion including the friendly amendment **PASSED**.

IN FAVOR - Novak, Clyne, Garner, Miller, Parsons, Martin.

OPPOSED - Monroe.

ABSENT - Paiz, Lindsey.

CB-1616 – Stealth Flag
Pole Telecommunication
Tower

City Clerk Lentz read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Martin to approve CB-1616 on first reading.

**FRIENDLY
AMENDMENT**

A friendly amendment was accepted to amend the first sentence in Section 4.(a) to read: “The equipment more particularly described in Section 5 of the Second Amendment shall be located in equipment shelters/cabinets, wave guide bridges, cable trays, or similar structures, or in the stealth flagpole itself, and no antenna arrays, dishes, cables, wires, electronic equipment generators or other accessories shall be located outside of said shelters in plain view.”

MOTION PASSED

There was discussion and the motion including the friendly amendment **PASSED**.

IN FAVOR - Novak, Clyne, Monroe, Miller, Martin.

OPPOSED - Garner, Parsons.

ABSENT - Paiz, Lindsey.

Note:

City Clerk Lentz stated for the record that the public hearings on CB-1615 and CB-1616 would be held on April 12, 2007 in Council Chambers.

RESOLUTIONS:

CR-19 – Acceptance of
VALE Grants

City Clerk Lentz read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Garner to approve CR-19.

MOTION PASSED

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

IN FAVOR - Novak, Clyne, Garner, Monroe, Miller, Parsons,
Martin.

OPPOSED - No one.

ABSENT - Paiz, Lindsey.

Northglenn City Council
March 22, 2007
CR-20 – IGA Thornton
104th Ave. & Marion St.

City Clerk Lentz read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Garner to approve CR-20.

MOTION PASSED

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

IN FAVOR - Novak, Clyne, Garner, Monroe, Miller, Parsons, Martin.

OPPOSED - No one.

ABSENT - Paiz, Lindsey.

CR-21 – Appointment of
Deputy Municipal Judge
Randall J. Davis

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Council member Monroe to approve CR-21

MOTION PASSED

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

IN FAVOR - Novak, Clyne, Garner, Monroe, Miller, Parsons, Martin.

OPPOSED - No one.

ABSENT - Paiz, Lindsey.

COMMUNICATIONS
COUNCIL

Council member Miller reported on the Rangeview Library District's meeting he attended yesterday and stated that the District would now be focusing on the library location at Huron and 94th Avenue.

Mayor Novak reported on the Mayors roundtable she attended that was sponsored by the Chamber of Commerce. She stated that Mayors from 14 municipalities attended the event, and spoke about the issues that were discussed at the meeting. She reported that she had attended the Northglenn Middle School's celebration to honor their good citizens of the year and also accompanied the meal deliveries for Meals on Wheels yesterday. Mayor Novak reported on the DRCOG meeting she attended last night and noted that they were introduced to Mr. Russell George, who is the new Director of Transportation.

Council member Monroe stated that the water bottles on the dais were from the Youth Commission to thank Council for supporting the Commission's Nutrition and Fitness Fair. She reported on the fair and stated that it was a good event. Council member Monroe also reported on the intern program and complimented staff for the meeting that was held with Adams Twelve School District Superintendent Mike Paskewicz.

Ms. Paula Jensen, Human Resources Manager, provided information about the intern program including the compensation the students

would receive, the hours they would work and the application process.

Council member Monroe invited everyone to attend a kick-off event for the Relay For Life on April 9th at 7:00 p.m. at the Ramada Plaza. She thanked the IT team for the projects they have accomplished at no cost to the City and recognized Mayor Novak for the introductions she made at the National League of Cities conference in Washington D.C. Council member Monroe also spoke about the FasTracks open house she attended and talked about the possibility of hosting a town meeting on FasTracks.

Council member Garner reported that she had also attended the FasTracks open house event and spoke about the City's representation at the meeting. She reported on the Farmers Highline Canal Cleanup project that was held last Saturday and stated it was a good event. Council member Garner spoke about the National League of Cities' priorities for this year. She reported that the DRCOG awards banquet would be held on April 11th and stated that she would like the City to have a table at the event. She stated that Rangeview Library would be holding a public meeting on March 29th from 6:00 p.m. to 8:00 p.m. to gather input about the Northglenn library branch and encouraged everyone to attend. Council member Garner reported on the North Metro Fire Rescue District meeting and the Fire District's plans for their new training facility.

Council member Clyne reported that she and Council member Martin would be hosting a Ward III meeting on April 10th at 6:00 p.m. in the Parkview Room at the Recreation Center. She reported on a meeting that was held at the Village Greens last week to talk about issues that included trash, graffiti and crime in the area. Council member Clyne reported on the Arts and Humanities Foundation meeting and the Parks and Recreation Advisory Board meetings. She also reminded everyone about free income tax services that are available for lower income residents.

STAFF

City Clerk Lentz reported that she has received only two applications for the Charter Review Committee. She stated that the application deadline is April 6, 2007 and noted that she has applications available tonight for anyone interested.

There was discussion about the Council retreat scheduled for April 5, 2007 at 6:00 p.m.

DISCUSSION ITEMS:

Water Restrictions & Conservation

Council member Garner spoke about water restrictions and suggested adopting permanent restrictions for the summer months. She stated that it would be beneficial to residents if the City decides on a conservation schedule early in the year.

There was discussion about water restrictions and it was the consensus of Council to have staff prepare information on water restrictions for this year.

Representation of City in
Front of State Legislature

Council member Clyne spoke about City employees testifying before the State Legislature while in uniform, and asked Council about their preferences for setting a policy on employees testifying on behalf of the City.

There was discussion about bills at the State level that employees have testified for and types of policy that could be adopted. It was the consensus of Council to schedule this issue for a future study session meeting.

**PUBLIC INVITED
TO BE HEARD**

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

Dr. Sean Reif thanked City Council for the Planning Commission certificate recognizing the xeriscaping at the Homestead Town Homes. He reported on a Planning Commission seminar and a FasTracks meeting he recently attended. Dr. Reif also spoke about the redevelopment project for the 120th Avenue and Grant Street area and the Northglenn library branch.

Ms. Maridee Marks spoke about the intern program, the Northglenn library branch, code enforcement in the City, the appearance of xeriscaping, and water conservation. Ms. Marks also spoke about recreational vehicles that are stored on the street, the Recreation Center project and funding for other infrastructure improvements.

Mr. Dallas Briggs spoke about water restrictions. He stated that permits were offered last year for watering sod and grass seed and stated that establishing restrictions early in the year would be helpful.

ADJOURNMENT

The City Council meeting adjourned at 9:42 p.m.

DIANA L. LENTZ, CMC
City Clerk

KATHLEEN M. NOVAK
Mayor