

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
AUGUST 23, 2007**

CALL TO ORDER Mayor Novak called a regular meeting of the Northglenn City Council to order on Thursday, August 23, 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, Paiz, Lindsey, Miller, Parsons.

ABSENT Council member Martin.

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

WELCOME Mayor Novak welcomed the High Country Brass ensemble and introduced the Director, Mr. Drew Tyburczy.

PLEDGE AND INVOCATION High Country Brass performed America the Beautiful and the National Anthem in lieu of the Pledge of Allegiance and Invocation. Council Member Parsons presented the City of Northglenn flag to the High Country Brass group on behalf of City Council.

AGENDA ADDITIONS AND DELETIONS Mayor Novak announced the following addition:

- 17. Discussion Items: D. Code Enforcement

PRESENTATIONS:
Magnificent Tree Award Council member Garner spoke about the Magnificent Tree Award and stated that the City had received 20 nominations for trees throughout the City. Mayor and Council joined Council member Garner to present Magnificent Tree Awards to Jewell and Ray Shields for the Silver Maple tree in their front yard located at 11940 Sylvia Drive, and Ed and Terlyn Roark for the American Elm tree located at 10780 Carrol Lane.

Dedicated Service Award Mayor and Council presented a dedicated service award to Mr. Jerry Gavette for his service on the Parks and Recreation Advisory Board and thanked him for the terms he served on the Board.

Neighborhood Beautification Awards Mayor and Council joined Ms. Jenni Murphy, Community Outreach Coordinator, to present Beautification Awards to residents. Ms. Murphy spoke about the program and provided a visual presentation of the yards and homes receiving awards for the month of August.

Those receiving awards were: Darrel and Wanda Boudreaux, Carl

Burk, Leslie and Shirley Burrows, Jeanne Butz, Alan and Jean Ginther, Jesus and Graciela Lara, Don and Bernie Mathison, Leo, Barbara and Ryan Pacheco, Ruth Porter, Richard and Judy Sutton, Eulalio and Irma Espinoza, John and Twila Kohler, Diane and Robert Lloyd, Larry and Annette Stone, the Strobridge family, Dallas and Janet Briggs, Patty Hammer, James and Carissa Johnson, Rebecca Kegley, Frank and Mary Kerber, Robert and Joan Lipinski, Mark and Amy Martinez, Mary Lou McNatt, Franklin and Julie Mera, Nancy Michals, Edwin and Patricia Nelson, Jerry and Marlene Riechers, Ernesto and Rita Ruiz, Elsa and Wendel Wohlford, and William and Marylyn Zimmerman.

120th Avenue Development Mr. Steve Clarke, Prime West Development, and Ms. Anne Rosen, Zing Development Strategies, presented an update on the 120th Avenue development project. Mr. Clarke spoke about the residential and mixed use component of the project and provided an overview of the development area.

Ms. Rosen provided information on the retail development schedule and the planning and design phases of the project. Ms. Rosen spoke about the coordination of site plans, studies and surveys that will be performed, marketing activities, and the preliminary PUD for the project. Ms. Rosen spoke about the process that was used for the acquisition of marketing and brokerage partners and introduced Mr. Brian Hollenback and Ms. Caroline Crowther from Legend Retail Group.

Mr. Hollenback provided information about the Legend Retail Group and stated they are a real estate brokerage company specializing in retail projects.

Ms. Crowther provided information about her employment experience and the assistance she will be providing on the development project.

There were questions from Council about tenants for the project, feedback from the International Conference of Shopping Centers (ICSC) conference, and the project timeline.

Ms. Rosen spoke about the development contract and the process for approving tenants that are not included in the contract. Ms. Rosen also spoke about the interest received from the ICSC conference, the benefits the site offers to tenants, and events that have affected the project's timeline.

PROCLAMATIONS:

Relay For Life

Mayor Novak read the proclamation proclaiming September 8, 2007 as Relay For Life Day in the City of Northglenn and presented the proclamation to Ms. Sharon Tonsager, Relay For Life Event

Coordinator. Ms. Tonsager thanked the City of Northglenn for supporting the Relay For Life and provided information about the events taking place on September 8th and 9th.

**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. Sandy Maybeen, Second Wind Fund Steering Committee Member, came forward to speak about the organization's mission of preventing teen suicide. Ms. Maybeen spoke about the organization's services to youth in the Denver metro area and reported that the 6th Annual Second Wind Walk/Run/Ride fundraiser would be held on September 23, 2007.

Mr. Ken Wig, Second Wind Fund, spoke about the 6th Annual Second Wind Walk/Run/Ride fundraising event on September 23rd. He stated the fundraiser is the primary way the organization funds its services and encouraged everyone to support the organization.

Mr. Ervin Baker reported on the Ward IV meeting he attended and the Recreation Center fact sheet that was distributed at the event. Mr. Baker also spoke about information that was presented at the meeting regarding trash and recycling.

Mr. Bill Gillespie, 930 Claire Lane, spoke in favor of a new recreation center. Mr. Gillespie spoke about financing a new recreation facility and debt service expenses that could be incurred. Mr. Gillespie also spoke about CR-83 and asked Council to consider establishing the location of a recreation center by ordinance.

Mr. Lee Brown spoke about land transactions and expressed concern about the spending of tax dollars and funding to be used for new trash trucks to implement a recycling program. Mr. Brown also spoke about the lack of restoration of historical sites in the City and stated that he feels buildings should be recycled and not demolished.

Mr. Chris DeMay spoke about a blog that had been posted regarding City employees being contacted to work on a recreation center ballot issue. Mr. DeMay stated that he feels the information in the blog was erroneous and stated that he would not allow employees to work on an issue unless they did so on their own time.

RECESS

The City Council meeting recessed at 8:35 p.m.

RECONVENE

The City Council meeting reconvened at 8:45 p.m.

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, Clyne, Garner, Monroe, Paiz, Lindsey, Miller, Parsons.

OPPOSED - No one.

ABSENT - Martin.

The following item was approved on the consent agenda:

- Minutes of the Regular Meeting of August 9, 2007

PUBLIC HEARINGS:

2008 Community
Development Block
Grant Funding

Mayor Novak invited any person wishing to speak either “for” or “against” the 2008 Community Development Block Grant (CDBG) Funding to come forward.

Ms. Debra Gray, Grants and Housing Administrator, stated that the City is anticipating receiving approximately \$200,000 in CDBG funding from Adams County and spoke about the projects that staff is recommending to be funded. Ms. Gray stated that the projects must benefit low to moderate income residents and neighborhoods and answered questions from Council about the staff positions included in the recommendation.

CB-1631 – Sales Tax
Rebate Program/Food

City Clerk Lentz read the title.

Mayor Novak invited any person wishing to speak either “for” or “against” CB-1631 to come forward.

Mr. Dallas Briggs, Ward I, spoke in favor of CB-1631 and stated that he feels the ordinance would benefit residents.

ORDINANCES:

Second Reading

CB-1631 – Sales Tax
Rebate Program/Food

MOTION TO PASS

Council member Lindsey **MOVED** and it was **SECONDED** by Council member Paiz to approve CB-1631 on second reading.

MOTION TO AMEND

Council member Lindsey **MOVED** and it was **SECONDED** by Council member Paiz to amend the dollar amount in Section 5-15-3(e) to \$200.00.

FRIENDLY

AMENDMENT

A friendly amendment was accepted to change the amount in Section 5-15-3(e) to \$150.00.

MOTION PASSED

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

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

OPPOSED - No one.

ABSENT - Martin.

MOTION PASSED

There was discussion and the main motion as amended **PASSED.**

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

OPPOSED - No one.

ABSENT - Martin.

ORDINANCES:

First Reading

CB-1632 – Interest on
Delinquent Taxes

City Clerk Lentz read the title.

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Parsons to approve CB-1632 on first reading.

MOTION PASSED

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

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

OPPOSED - No one.

ABSENT - Martin.

CB-1633 – Statewide
Sales Tax Address
Database/Hold Harmless

City Clerk Lentz read the title.

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Miller to approve CB-1633 on first reading.

MOTION PASSED

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

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

OPPOSED - No one.

ABSENT - Martin.

Note:

City Clerk Lentz stated for the record that the public hearings on CB-1632 and CB-1633 would be held on September 13, 2007 in City Hall Council Chambers.

RESOLUTIONS:

CR-77 – Croke Reservoir

Northglenn City Council
August 23, 2007
Nature Area Improvement
Project

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Council member Monroe to approve CR-77.

MOTION PASSED

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

CR-83 – Recreation
Center Site Location

City Clerk Lentz read the title.

MOTION TO PASS

Mayor Novak **MOVED** and it was **SECONDED** by Council member Monroe to approve CR-83.

**FRIENDLY
AMENDMENT**

A friendly amendment was accepted to add a new Section 2. to read:
“The City Council further affirms that any proposed change to the location as set forth herein shall include a public input process and, at a minimum, a public hearing in front of the City Council.”

MOTION PASSED

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

CR-78 – Ballot Question
November 6, 2007 Election

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Council member Monroe to approve CR-78.

MOTION PASSED

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

CR-79 – Acceptance of
FEMA Grant Award

City Clerk Lentz read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Miller to approve CR-79.

MOTION PASSED

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

CR-80 – Water and
Wastewater Fund Financial
Analysis Addendum #1

City Clerk Lentz read the title.

MOTION TO PASS

Council member Paiz **MOVED** and it was **SECONDED** by Council member Garner to approve CR-80.

MOTION PASSED

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

CR-81 – Designation
Of 2008 CDBG Projects

City Clerk Lentz read the title.

MOTION TO PASS

Council member Monroe **MOVED** and it was **SECONDED** by Council member Garner to approve CR-81.

MOTION FAILED

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

Special Meeting Call
MOTION TO PASS

Mayor Novak **MOVED** and it was **SECONDED** by Council member Garner to call a special meeting to be held on August 30, 2007 at 7:00 p.m. for the purpose of discussing the 2008 CDBG projects.

MOTION PASSED

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

CR-82 – Agenda
Deadline and Ordinance
Consideration Process

City Clerk Lentz read the title.

MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Council member Parsons to approve CR-82.

MOTION FAILED

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

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

COMMUNICATIONS
COUNCIL

Council member Parsons reported on the Ward IV meeting that was held on Monday and thanked staff for their work on the event.

Mayor Novak reported that she had attended a groundbreaking event at the Immaculate Heart of Mary Catholic Church for an addition to the church, and also attended another for the new School District No. 12 Stadium. Mayor Novak reported that she had received a letter from the International Institute of Municipal Clerks announcing that Ms. Susan Baca, Executive Assistant to the City Manager, had graduated from the Colorado Institute of Municipal Clerks, and recognized Ms. Baca for this accomplishment.

Council member Paiz reported that she had attended the groundbreaking event for the North Metro Fire Rescue District's training facility and stated that it was a nice event. Council member Paiz reported on the Rocky Flats Stewardship Council meeting and noted that they had discussed site monitoring.

Council member Monroe thanked Council for the basket that was sent to her after her recent surgery. She invited everyone to participate in a strolling event at E.B. Rains, Jr. Memorial Park on September 15th from 10:00 a.m. to 1:00 p.m. for early childhood. Council member Monroe reported on the Ward II meeting that was held on August 13th and thanked staff for the three-way stop that was installed at the intersection of Irma Drive and Malley Drive. Council member Monroe also announced the birth of her second grandchild.

Council member Garner reported that she and Council members Monroe and Paiz had attended the groundbreaking event for the North Metro Fire Rescue District's training center, and reported on the location of the facility. Council member Garner reported that she had also attended a grand opening event for RTD's new service area for the Park-n-Ride program.

Council member Clyne stated that she was sad to see Jerry Gavette leave the Parks and Recreation Advisory Board, and reported that the Board had discussed having auxiliary members on the Board. Council member Clyne also reported on the house tour that would be held this weekend.

STAFF

Ms. Kae Madden, Community Engagement Manager, spoke about the All About Art festival to be held this weekend at the Marketplace, and noted that there is still space for people to sign up for the Run/Walk event on Sunday.

RECESS

The City Council meeting recessed at 9:49 p.m.

RECONVENE

The City Council meeting reconvened at 9:51 p.m.

DISCUSSION ITEMS:

Post Retirement Health Insurance

Ms. Paula Jensen, Human Resources Manager, provided information about the current post retirement health insurance benefits. She reported that the benefits were established with the understanding that they would be reevaluated annually. Ms. Jensen spoke about the liability associated with offering the insurance plan and the options that staff has researched.

There was discussion about continuing to offer the benefit to those currently enrolled in the plan, cost savings options, and potential employees that could take advantage of early retirement. It was the consensus of Council to continue to offer post retirement health insurance and to continue to evaluate costs associated with offering the benefit.

Northglenn Thornton Rotary Fundraiser

Council member Garner distributed information about the upcoming Northglenn Thornton Casino Night fundraiser event. Council member Garner provided information about the organization's contributions to the community and asked Council to consider sponsoring a table at the event.

Rotary Fundraiser
MOTION TO PASS

Council member Garner **MOVED** and it was **SECONDED** by Council member Paiz to sponsor a table in the amount of \$500.00 for the Northglenn Thornton Rotary Casino Night fundraiser.

MOTION PASSED

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

Recreation Center Fact Sheet

Mayor Novak asked City Attorney Hoffmann to speak about the City's ability to distribute a fact sheet on the Recreation Center ballot issue.

City Attorney Hoffmann provided information about the Fair Campaign Practices Act (FCPA) and clarified the differences between a fact sheet and pro and con statements for TABOR issues.

There was discussion about the information presented on the draft fact sheet that staff had prepared and the County Clerk's involvement in compiling pro and con statements. It was the consensus of Council to not distribute a fact sheet for the Recreation Center ballot issue.

Code Enforcement

Council member Monroe spoke about vacant houses in the City and the continuous abatement process for those properties. She provided information about foreclosures in the area and inquired about funding available for code enforcement efforts.

There was discussion about Code Enforcement's budget and resources available for property abatements.

**PUBLIC INVITED
TO BE HEARD**

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

Mr. Ervin Baker spoke about property taxes, the City's mill levy, and efforts to retain residents.

Executive Session
MOTION TO PASS

Mayor Novak **MOVED** and it was **SECONDED** by Council member Monroe to adjourn to an Executive Session for legal advice and personnel matters.

MOTION PASSED

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

ADJOURNMENT

The City Council meeting adjourned at 10:31 p.m.

DIANA L. LENTZ, CMC
City Clerk

KATHLEEN M. NOVAK
Mayor