

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
September 25, 2023**

CALL TO ORDER Mayor Leighty called a regular meeting of the Northglenn City Council to order on Monday, September 25, 2023 at 6:03 p.m. in City Hall Council Chambers.

ROLL CALL Present were Mayor Leighty, Mayor Pro Tem Lukeman-Hiromasa, Council members Long, Burns, Goff, Brown, and Walker.

ABSENT Council members Jaramillo (arrived at 6:05 p.m.) and Kondo.

STAFF PRESENT City Manager Geyer, City Attorney Hoffmann, and City Clerk Small.

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was given.

RESPONSE TO RESIDENT INQUIRY: None.

AGENDA ADDITIONS AND DELETIONS: None.

PRESENTATIONS:
Dedicated Service Award
– Morell Madrid

Mayor and Council presented a dedicated service award to Morell Madrid and thanked him for his service as the Ward 2 representative on the Parks and Recreation Advisory Board.

Intrepid Response to
Resident Concerns

Jack Waters, Chief Executive Officer of Intrepid Fiber Networks, Jeff Polachek, Chief Construction Officer of Intrepid Fiber Networks, and Kevin O’Hara, Executive Chairman of Congruex, were present to discuss the T-Mobile fiber network installation project that is scheduled to continue in Northglenn through Fall 2024. The project will expand broadband infrastructure to serve nearly 15,000 homes. The installation is 30-40% complete. The project was temporarily paused two weeks ago due to concerning community feedback regarding the lack of timely neighborhood notifications, unclear branding of contractors and subcontractors, property restoration not being completed in a timely or satisfactory manner, and limited project information being available on Intrepid Fiber Networks and Congruex websites. Mr. Polachek stated an action plan has been developed to address these concerns:

- Improved door hangers will be properly placed 48 to 72 hours prior to work being conducted at a location;
- Larger A-frame style construction signs will be placed to

- inform the public of impending work within a neighborhood;
- Contractors and sub-contractors will be identified in a clear and consistent manner. Vehicles and machinery will be branded and will include a QR code link to the Congruex website; and
- Websites will be continuously maintained with updated project information. The websites will also accept questions and complaints; responses will be provided within 48 to 72 hours.

There was discussion regarding enhancing customer service by offering more bilingual communications and conducting more in-person community engagement regarding the project. Council asked City Manager Geyer to share information about public right-of-way easements in the Northglenn Connection newsletter.

PUBLIC INVITED
TO BE HEARD

Mayor Leighty called for any person wishing to address City Council on matters of community interest related to City business not set for public hearing.

Mark Bromley, Ward 3, spoke about his mayoral candidacy for the November 2023 election, his opposition of Statewide Proposition HH, a proposal for drainage, sidewalk, and sound barrier improvements on E. 112th Avenue, and the need for speeding mitigation throughout Northglenn.

Janet O'Reilly, 11041 Huron Street, expressed concerns about licensed solicitors working in her neighborhood even though "no soliciting" signage has been posted throughout the private community by the Pinnacle Creek Homeowners Association. Janet also requested Council consider implementing a limit on the number of pets allowed per residence.

Tom Lampo, 3951 Jackson Street, Thornton, prayed for the City of Northglenn.

Fran Hamilton, 1517 E. 111th Place, stated her property has been flooded every time it rains since the roadway improvements on 112th Avenue were constructed. Fran stated she has lived at the residence for 50 years and the flooding did not occur prior to the roadway construction, which suggests a drainage problem due to the improvements.

Randy Hamilton, 1517 E. 111th Place, spoke about the flooding on 111th Place and stated the property has flooded eight times since June. Randy stated multiple letters have been sent to City Manager Geyer to request help. Randy stated City leadership and crews have

been to the property multiple times, but no solutions have been offered.

Lisa Hamilton, 1517 E. 111th Place, expressed concern about her mother-in-law's property and stated City Manager Geyer assured residents that flooding issues would be taken care of. Lisa stated the drainage problems still have not been addressed and flooding continues. Lisa stated the family has considered selling the home but feels stuck because flooding issues have negatively affected the property value.

Brad Green, 1507 E. 111th Place, expressed concern about the flooding of residences on E. 111th Place over the last seven years. Brad stated it is negatively impacting his property and livelihood and expressed concern about the City doing nothing. Brad referenced the letter from City Manager Geyer and stated he disagrees with the City's position that the recent flooding was caused by a 50-year storm. Brad thanked Council for taking his calls regarding the issue and again requested the flooding issues be addressed.

COMMUNICATIONS:

Council

Council member Walker thanked Tom Lampo for his words. He inquired about solicitors and asked if a study session on the matter is warranted. City Attorney Hoffmann stated he will follow-up with the Police Department regarding the specific incident. Council member Walker inquired about Council's previous request for safety sensitive zone monthly reporting to include detailed information regarding specific enforcement activities. Deputy Police Chief Randall Darlin provided information about the data provided and stated additional data can be included, but the report will be broader and it will require additional staff time. It was the consensus of Council for the monthly report to include the additional data.

Council member Walker reported on the Legislative Policy Committee meeting and provided information on the draft resolution to oppose Statewide Proposition HH.

Council member Burns thanked Council member Walker for his support during her maternity leave and thanked the residents on E. 111th Place for attending the meeting tonight.

Council member Brown expressed concern about a lack of enforcement activity in the safety sensitive zones and stated she wants more police presence in Ward 2 for traffic enforcement. Deputy Police Chief Darlin stated activity reported in the safety sensitive zones do not include routine traffic enforcement. Council

member Brown reported on the Northglenn Urban Renewal Authority (NURA) meeting. She commended staff for the financial reports and stated the Board received updates on the Washington Point engagement project and Washington East Shopping Center improvements. NURA has requested to meet with Council during study sessions to have more involved conversations than are possible during regular Council meetings.

Council member Jaramillo reported on the Ward 2 meeting and thanked everyone for their support at the meeting. He also attended the Harvest Moon Festival at the Rocky Mountain Arsenal Wildlife Refuge, which was a great event. Council member Jaramillo invited everyone to attend Adams County's first annual Festival Latino on Sunday, October 1st at Riverdale Regional Park.

Council member Goff reported she attended self-defense training at the Justice Center and noted the facility experienced flooding during the rainstorm that evening. She also attended Pirate Fest, Mingle with the Mayor, and a meeting of the Diversity, Inclusivity, and Social Equity (DISE) Board. Council member Goff encouraged residents to apply to serve on the DISE Board as there are several vacancies; applications may be submitted at www.northglenn.org.

Council member Long provided updates on the Planning Commission meeting, the Ward 2 meeting, and Pirate Fest. He thanked Jenni Murphy, Community Outreach Coordinator, for her efforts on the Pirate Fest event. Council member Long expressed concerns about the management of City resources.

Mayor Pro Tem Lukeman-Hiromasa agreed with Council member Walker that Council should study soliciting regulations. She thanked residents that came to speak about flooding issues on E. 111th Place. She invited all to attend Festival Latino on October 1st and reported that she attended the Indulge for Court Appointed Special Advocates of Adams and Broomfield Counties (CASA) fundraising event, Pirate Fest, a Business After Hours event, and Mingle with the Mayor. Mayor Lukeman-Hiromasa also taught a self-defense class for Rocky Mountain Partnership's High Action High Alignment Group at the Northglenn Justice Center.

Mayor Leighty thanked staff for their work on the Mingle with the Mayor event.

Staff

City Manager Geyer reported that over 13,000 people came out to enjoy Pirate Fest. Regarding traffic enforcement, City Manager Geyer reported that monthly traffic study meetings began on September 7th with staff from the Police and Public Works Departments and the City Manager's Office; the purpose of the

monthly meeting is to strategize on enforcement efforts, high accident areas, school zones, and the No Need for Speed program.

CONSENT AGENDA
MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Mayor Pro Tem Lukeman-Hiromasa to approve the consent agenda.

MOTION PASSED

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

IN FAVOR - Leighty, Lukeman-Hiromasa, Jaramillo, Burns, Goff, Brown, Walker.

OPPOSED - Long.

ABSENT - Kondo.

The following items were approved on the consent agenda:

- September 11, 2023 Regular Meeting Minutes
- September 18, 2023 Special Meeting Minutes
- CR-128 – Diversity, Inclusivity, & Social Equity Board Reappointment – Gilkah Argueta
- CR-129 – Diversity, Inclusivity, & Social Equity Board Reappointment – Christina Cimino
- CR-130 – Diversity, Inclusivity, & Social Equity Board Reappointment – Celeste Jackson
- CR-132 – Diversity, Inclusivity, & Social Equity Board Reappointment – Autumn Romero
- CR-133 – Diversity, Inclusivity, & Social Equity Board Reappointment – Catherine Schyling

PUBLIC HEARING:
Kerr-McGee/Lizzy Pad
Oil & Gas Permit
Application

Mayor Leighty reopened the continued public hearing on the Kerr-McGee/Lizzy Pad Oil and Gas Permit application. There were no objections to the jurisdiction of the City Council or to the form or substance of the proceedings.

Council member Burns participated in the meeting electronically and was therefore prohibited by policy from participating in the public hearing or voting on CR-115 following the hearing.

Brook Svoboda, Director of Planning and Development, presented a summary of the application and stated the purpose of the continued public hearing is to receive information from the applicant regarding potential severance tax revenues, long-term monitoring post-capping of wells, and other general environmental monitoring impacts.

Representatives of Kerr McGee Oil & Gas Onshore, LP (KMOG) were present to provide testimony regarding the application. All were placed under oath by City Clerk Small.

Tracy Colling, KMOG Regulatory Advisor, provided information regarding the permitting process, location of the proposal, and the proximity and number of existing oil and gas operations in the area adjacent to the City's Wastewater Treatment Facility.

Cody Carpenter, KMOG Well Servicing Engineering, provided testimony regarding the process of retiring, plugging, and abandoning wells.

Eric Michaelson, KMOG Environmental Lead, provided information about short and long-term groundwater well monitoring.

Chad Schlichtemeier, Environmental Manager for Oxy Colorado Stakeholder Relations, provided information about oil and gas operation air monitoring.

Joseph Riemer, KMOG Environmental Advisor, provided testimony about KMOG's hazardous material management plan.

Julia Eichenberger, KMOG Facilities Lead, spoke about risk management, including the management of change (MOC), process hazard analysis (PHA), and pre-start up safety review (PSSR) processes.

Tracy Colling, KMOG Regulatory Advisor, spoke about the emergency response plan and stated the North Metro Fire Rescue District had no comments or questions about the plan.

Travis Holland, Tax Consultant and Certified Public Accountant, spoke about two sources of tax revenue from the proposed Lizzy Pad well site, including use tax and property tax. Mr. Holland also addressed a question regarding severance tax.

Mayor Leighty called for anyone wishing to speak either in favor or opposition of the application. There being no response, the public hearing was declared closed.

RESOLUTIONS:

CR-115 – Kerr-McGee
Lizzy Pad Oil & Gas
Permit Application

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by

Council member Walker to approve CR-115.

City Attorney Hoffmann provided information related to CR-115.

Mayor Leighty and Council member Brown certified that they have reviewed the record of the hearing held during the August 28, 2023 City Council meeting on the oil and gas permit application filed by Kerr-McGee Onshore LP.

MOTION PASSED

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

IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Brown,
Walker.

OPPOSED - Jaramillo, Goff.

ABSENT - Kondo.

ABSTAIN - Burns.

ORDINANCES –
FIRST READING:

CB-2010 – Unified
Development Ordinance
Amendments

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Council member Goff to approve CB-2010 on first reading.

Brook Svoboda, Director of Planning and Development, provided a summary of CB-2010.

MOTION PASSED

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

IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Jaramillo,
Burns, Goff, Brown, Walker.

OPPOSED - None.

ABSENT - Kondo.

CB-2011 – Vehicular
Public Nuisances
Ordinance Amendments

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Mayor Pro Tem Lukeman-Hiromasa to approve CB-2011 on first reading.

Deputy Police Chief Randall Darlin provided a summary of CB-2011.

MOTION PASSED

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

IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Jaramillo,
Burns, Goff, Brown, Walker.

OPPOSED - None.
ABSENT - Kondo.

CB-2012 – Alexan
Northglenn Easement
Vacation Request

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Mayor Pro Tem Lukeman-Hiromasa to approve CB-2012 on first reading.

Brook Svoboda, Director of Planning and Development, provided a summary of CB-2012.

MOTION PASSED

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

IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Jaramillo,
Burns, Goff, Brown, Walker.

OPPOSED - None.

ABSENT - Kondo.

CB-2013 – Supplemental
Appropriation

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Mayor Pro Tem Lukeman-Hiromasa to approve CB-2013 on first reading.

Jason Loveland, Interim Deputy City Manager, provided a summary of CB-2013.

MOTION PASSED

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

IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Jaramillo,
Burns, Goff, Brown, Walker.

OPPOSED - None.

ABSENT - Kondo.

RESOLUTIONS:

CR-120 – 2024
Recreation Fee Schedule

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Council member Goff to approve CR-120.

Amanda Peterson, Director of Parks, Recreation, and Culture provided a summary of CR-120.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Jaramillo,
Burns, Goff, Brown, Walker.
OPPOSED - None.
ABSENT - Kondo.

CR-127 – Opposition to
Statewide Proposition HH

City Clerk Small read the title.

MOTION TO PASS

Council member Walker **MOVED** and it was **SECONDED** by
Council member Long to approve CR-127.

Jennifer Cassell of Bowditch & Cassell and City Lobbyist provided
information about Proposition HH.

MOTION TO AMEND

Council member Goff **MOVED** and it was **SECONDED** by
Council member Brown to amend CR-127 to use the standard form
of resolution for signatures.

MOTION PASSED

There was no discussion and the motion to amend CR-127
PASSED.
IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Jaramillo,
Burns, Goff, Brown, Walker.
OPPOSED - None.
ABSENT - Kondo.

MOTION PASSED

There was discussion and the main motion, as amended, **PASSED**.
IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Jaramillo,
Burns, Walker.
OPPOSED - Goff, Brown.
ABSENT - Kondo.

CR-134 – Deputy
Municipal Judge
Appointment

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by
Council member Goff to approve CR-134.

Municipal Court Judge Amanda Bailhache provided a summary of
CR-134.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Leighty, Lukeman-Hiromasa, Long, Jaramillo,
Burns, Goff, Brown, Walker.
OPPOSED - None.
ABSENT - Kondo.

Continue Meeting Past
10:00 p.m.

MOTION TO PASS

Council member Goff **MOVED** and it was **SECONDED** by Council member Walker to continue the meeting past 10:00 p.m.

MOTION PASSED

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

IN FAVOR - Lukeman-Hiromasa, Long, Jaramillo, Burns, Goff, Brown, Walker.

OPPOSED - Leighty.

ABSENT - Kondo.

DISCUSSION ITEMS:

City Hall Construction
Update – September 2023

Brook Svoboda, Director of Planning and Development, provided a brief update on the new City Hall construction project for the month of September.

**PUBLIC INVITED
TO BE HEARD**

Mayor Leighty called for any person wishing to speak on items previously addressed by Council. There was no response.

Council member Brown commended Diana Wilson, Director of Communications, and special events staff for their efforts on the Pirate Fest event.

ADJOURNMENT

The City Council meeting adjourned at 10:04 p.m.

JOHANNA SMALL, CMC
City Clerk

MEREDITH LEIGHTY
Mayor