

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
October 27, 2011**

CALL TO ORDER Mayor Downing called a regular meeting of the Northglenn City Council to order on Thursday, October 27, 2011 at 7:00 p.m. in the City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL Present were: Mayor Downing, Council members Snetzinger, Paiz, Brown, Baker, Carrico, Dodge, and Wieneke.

ABSENT Mayor Pro Tem Clyne.

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

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was given.

AGENDA ADDITIONS AND DELETIONS: City Attorney Hoffmann stated an Executive Session pursuant to Section 4.5(g) of the City of Northglenn Home Rule Charter regarding a time-critical potential water rights purchase needed to be held following adjournment.

INTERVIEWS:
Yvonne Lehman –
Historic Preservation
Commission
Ms. Yvonne Lehman came forward to be interviewed by City Council for a position on the Historic Preservation Commission. Ms. Lehman provided information about her background and her interest in serving on the Historic Preservation Commission.

PUBLIC INVITED TO BE HEARD Mayor Downing called for any person wishing to address City Council on matters of community interest related to City business not set for public hearing to come forward.

Dr. Sean Reif, Ward I, spoke about municipal spending and services, public participation, and the cost of government.

CONSENT AGENDA MOTION TO PASS Council member Snetzinger **MOVED** and it was **SECONDED** by Council member Carrico to approve the consent agenda.

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

IN FAVOR - Downing, Snetzinger, Paiz, Brown, Baker, Carrico,
Dodge, Wieneke.

OPPOSED - None.

ABSENT - Clyne.

The following items were approved on the consent agenda:

- Minutes of the October 13, 2011 Regular Meeting
- CR-100 – Youth Commission Reappointment – Kyler McClelland
- CR-101 – Youth Commission Reappointment – Connor Mercer
- CR-102 – Youth Commission Reappointment – Tyler Dodge
- CR-107 – Planning Commission Reappointment – Nathan Purk

PUBLIC HEARINGS:

Permitted Use Permit –
Kerr-McGee, Oil &
Gas Operations –
Section 36

Mayor Downing opened the public hearing on the Permitted Use Permit application submitted by Kerr-McGee Oil & Gas LP to allow for the drilling of natural gas wells and associated infrastructure on property in Section 36 of Weld County. Mayor Downing read the procedures to be used for the hearing.

City Attorney Hoffmann provided information about the application on behalf of City staff and asked that the Planning and Development memorandum be made part of the record of the proceeding.

Ms. Susan Aldridge, Legal Counsel for Anadarko Petroleum, stated the report provided outlines the Permitted Use Permit application submitted by Kerr-McGee, an Anadarko company.

Ms. Sarah Schleski, Kerr-McGee Oil & Gas LP, provided sworn testimony and stated Kerr-McGee's intention is to drill 18 oil and gas wells from one surface location northwest of the intersection at 168th Avenue and Colorado Boulevard.

Ms. Ora Jacobucci provided sworn testimony and stated she was speaking on behalf of her mother, Dorothy Jacobucci, who is a landowner in the affected area. Ms. Jacobucci stated there is concern about impacts to the water wells on her mother's property, the value of the property, and their customary style of living.

Mr. Terry Ryan, Kerr-McGee Oil & Gas LP, provided sworn testimony about requirements for protecting fresh water when drilling oil and gas wells, the use of fracking, and monitoring requirements.

Ms. Aldridge provided sworn testimony about fracking operations and stated the State regulates those operations.

Dr. Sean Reif, Ward I, provided sworn testimony regarding pipeline incidents in other communities.

Council asked Dr. Reif to address the Permitted Use Permit application for the proposed wells in Section 36.

Dr. Reif spoke about an incident of lightning striking a well in Utah.

Mr. Ryan and Ms. Schleski answered questions regarding the appearance and location of the wells and tank facilities, surface discharge, and disposal of such discharge.

Mayor Downing called for any other person wishing to speak either “for” or “against” the Permitted Use Permit application. No one came forward and the public hearing was declared closed.

CB-1757 – City Council
Organizational Meeting

City Clerk Small read the title.

Mayor Downing invited any person wishing to speak either “for” or “against” CB-1757 to come forward.

Dr. Sean Reif, Ward I, spoke about free speech.

Council asked Dr. Reif to address CB-1757, which would designate when the organizational meeting of the City Council occurs, relative to the election.

Dr. Reif stated he was opposed to CB-1757 and spoke about individual rights.

ORDINANCES –
SECOND READING:
CB-1757 – City Council
Organizational Meeting

City Clerk Small read the title.

MOTION TO PASS

Council member Dodge **MOVED** and it was **SECONDED** by Council member Wieneke to approve CB-1757 on second reading.

MOTION PASSED

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

IN FAVOR - Downing, Paiz, Brown, Baker, Carrico, Dodge,
Wieneke.

OPPOSED - None.

ABSENT - Snetzinger, Clyne.

**ORDINANCES –
FIRST READING:**

CB-1758 – Stormwater
Ordinance Revisions

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Council member Carrico to approve CB-1758 on first reading.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Downing, Snetzinger, Paiz, Brown, Baker, Carrico,
Dodge, Wieneke.
OPPOSED - None.
ABSENT - Clyne.

Note:

City Clerk Small stated for the record that the public hearing on CB-1758 would be held on November 10, 2011 in City Hall Council Chambers.

RESOLUTIONS:

CR-98 – 2012
The Link IGA

City Clerk Small read the title.

MOTION TO PASS

Council member Snetzinger **MOVED** and it was **SECONDED** by Council member Carrico to approve CR-98.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Downing, Snetzinger, Paiz, Brown, Baker, Carrico,
Dodge, Wieneke.
OPPOSED - None.
ABSENT - Clyne.

CR-99 – Standley Lake
Pipeline Repair

City Clerk Small read the titles.

MOTION TO PASS

Council member Carrico **MOVED** and it was **SECONDED** by Council member Dodge to approve CR-99.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Downing, Snetzinger, Paiz, Brown, Baker, Carrico,
Dodge, Wieneke.
OPPOSED - None.
ABSENT - Clyne.

CR-103 – Permitted
Use Permit – Kerr-
McGee Oil & Gas
Operations Section 36

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Council member Snetzinger to approve CR-103.

MOTION PASSED

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

IN FAVOR - Downing, Snetzinger, Paiz, Brown, Baker, Carrico,
Dodge, Wieneke.

OPPOSED - None.

ABSENT - Clyne.

CR-104 – Surface Use
& ROW Agreement –
Kerr-McGee Oil & Gas
Operations Section 36

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Council member Carrico to approve CR-104.

MOTION PASSED

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

IN FAVOR - Downing, Snetzinger, Paiz, Brown, Baker, Carrico,
Dodge, Wieneke.

OPPOSED - None.

ABSENT - Clyne.

CR-105 – Setting Hearing
for BotanaCare Medical
Marijuana Dispensary
Permit Renewal Appeal

City Clerk Small read the title.

MOTION TO PASS

Council member Wieneke **MOVED** and it was **SECONDED** by Council member Dodge to approve CR-105.

MOTION PASSED

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

IN FAVOR - Downing, Snetzinger, Paiz, Baker, Dodge,
Wieneke.

OPPOSED - Brown, Carrico.

ABSENT - Clyne.

CR-106 – Huron
Center TIF

City Clerk Small read the title.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Council member Carrico to approve CR-106.

MOTION PASSED

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

IN FAVOR - Downing, Snetzinger, Paiz, Brown, Baker, Carrico,
Dodge, Wieneke.

OPPOSED - None.

ABSENT - Clyne.

CR-108 – NURA
Commissioner
Appointment –
Rosie Garner

City Clerk Small read the title.

MOTION TO PASS

Council member Snetzinger **MOVED** and it was **SECONDED** by Mayor Downing to approve CR-108.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Downing, Snetzinger, Brown, Baker, Carrico,
Dodge, Wieneke.
OPPOSED - Paiz.
ABSENT - Clyne.

COMMUNICATIONS:

Council

Council member Snetzinger reported that the Northglenn Arts & Humanities Foundation had held a dedication ceremony for the Blooming Pink Amaryllis Bulb sculpture and stated tickets for the production of Seussical could be purchased at the D.L. Parsons Theatre. Council member Snetzinger reported the Northglenn Urban Renewal Authority (NURA) had recently interviewed candidates for a Commissioner position and reminded everyone that Safe Street Halloween would be held this Saturday, October 29th at 6:00 p.m.

Council member Paiz reported on the Rocky Flats Stewardship Council and stated the intergovernmental agreement would be scheduled for the November 17, 2011 Council meeting for consideration.

Council member Brown encouraged everyone to attend the Safe Street Halloween event.

Mayor Downing reported she had received an invitation from the Hmong Association of Colorado for an event on November 25, 2011 and spoke about last year's event. Mayor Downing announced there is a vacancy on the Regional Transportation District (RTD) Board for a representative from District K. Mayor Downing reported the City had received the annual reimbursement from United Power in the amount of \$11,642.44.

Council member Carrico reported the prescription drug drop-off event would be held on Saturday, October 29th. Council member Carrico reported she had attended the ribbon cutting event for the CRHDC's rehabilitated homes in Ward II. Council member Carrico announced that she and Council member Brown would be hosting a Ward II Meeting on November 9, 2011 at 6:00 p.m.

Council member Snetzinger reminded everyone to vote in the November 1, 2011 Election.

Staff

City Clerk Small reported the ballot drop-off site in the City Clerk's office would be open on Saturday, October 29, 2011 from 9:00 a.m. to 2:00 p.m., during normal business hours on Monday, October 31st, and from 7:00 a.m. to 7:00 p.m. on Election Day, November 1st.

City Manager Simmons reported on the Service Line Warranty Program and spoke about a communication regarding a Transportation Investment Generating Economic Recovery (TIGER) Grant for I-25. City Manager Simmons announced that extended hours would be available at the City's green waste disposal location beginning tomorrow to accept tree limbs from the recent storm and reviewed agenda items for the November 3, 2011 study session.

**PUBLIC INVITED
TO BE HEARD**

Mayor Downing invited any member of the public wishing to speak on items previously addressed by Council to come forward.

Dr. Sean Reif, Ward I, spoke about public comment and participation, the Sunshine Law, and Council actions.

Executive Session
MOTION TO PASS

Mayor Downing **MOVED** and it was **SECONDED** by Council member Snetzinger to adjourn to Executive Session pursuant to Section 4.5(a) of the City of Northglenn Home Rule Charter regarding City Council employee evaluations.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Downing, Snetzinger, Paiz, Brown, Baker, Carrico,
Dodge, Wieneke.
OPPOSED - None.
ABSENT - Clyne.

ADJOURNMENT

The City Council meeting adjourned to the Executive Sessions at 8:36 p.m.

JOHANNA SMALL, CMC
City Clerk

JOYCE DOWNING
Mayor