

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
July 10, 2017**

CALL TO ORDER Mayor Downing called a regular meeting of the Northglenn City Council to order on Monday, July 10, 2017 at 7:00 p.m. in the City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL Present were: Mayor Downing, Mayor Pro Tem Dodge, Council members Snetzinger, Mullica, Sauers, J. Brown, B. Brown, Whitman, and Esquibel.

ABSENT None.

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

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was given.

RESPONSE TO CITIZEN INQUIRY: None.

AGENDA ADDITIONS AND DELETIONS: Mayor Downing announced the following deletion:
▪ Executive Session pursuant to Section 4.5(g) of the City of Northglenn Home Rule Charter for contract negotiations concerning potential NURA projects.

INTERVIEWS:
Bryan Weatherly Mr. Brian Weatherly came forward to be interviewed by Council for a position on the Planning Commission. Mr. Weatherly provided information about his background and experience, and spoke about his interest in serving on the Commission.

Michael Olivieri Mr. Michael Olivieri came forward to be interviewed by Council for a position on the Liquor Licensing Authority. Mr. Olivieri provided information about his background and spoke about his interest in serving on the Authority.

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.

Mr. Charles Schadler, 10377 Monterey Circle, expressed concern

about the condition of the fence on the former Belco bank property.

FINANCIAL REPORT:

May 2017 Update

Mr. Jason Loveland, Director of Finance, provided a financial report for the period ending May 31, 2017. Mr. Loveland spoke about revenue and expenditures in the General Fund, Water and Wastewater Fund, Stormwater Fund, Sanitation Fund, Conservation Trust Fund, and Capital Projects Fund. Mr. Loveland also reported on the City's cash investments and sales tax revenue by geo-code. Mr. Loveland addressed questions about sales tax revenue through May 2017.

CONSENT AGENDA

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member Sauers to approve the consent agenda.

MOTION PASSED

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

IN FAVOR - Downing, Dodge, Snetzinger, Mullica, Sauers,
J. Brown, B. Brown, Whitman, Esquibel.

OPPOSED - None.

ABSENT - None.

The following items were approved on the consent agenda:

- Minutes of the June 26, 2017 Regular Meeting
- CR-72 – Acceptance of Grants – Peace Officer Standards and Training (POST), CDOT (LEAF) and High Visibility Impaired Driving Enforcement (HVE)

PUBLIC HEARINGS:

CB-1890 – Rezoning
of Certain Real Property
at 550 W. 104th Avenue

City Clerk Small read the title.

Mayor Downing opened the public hearing on CB-1890 and read an opening statement regarding the hearing on the rezoning application for the property located at 550 W. 104th Avenue. There were no objections to the jurisdiction of the City Council or to the form or substance of the proceedings.

Mr. Brook Svoboda, Director of Planning and Development, presented information about the application to rezone the property at 550 W. 104th Avenue from C-4 Commercial to Planned Unit Development (PUD). Mr. Svoboda spoke about the proposed development of the property and stated staff recommends approval of the rezoning request.

Mr. Brad Watson, applicant, provided sworn testimony about the rezoning application for the property at 550 W. 104th Avenue to allow

a Starbucks to be located at the site. Mr. Watson provided information about the proposed business and drive-thru, and stated he will remedy the existing fence on the property.

Mr. Watson answered questions from Council about the anticipated queue time in the drive-thru and access to the business.

Mayor Downing called for anyone wishing to speak against CB-1890 to come forward.

Mr. Charles Schadler, 10377 Monterey Circle, stated he lives adjacent to the property at 550 W. 104th Avenue and expressed concern about traffic impacts from the proposed business. Mr. Schadler stated he did not receive notification of the proposed rezoning.

Mr. Svoboda provided information regarding the notification process for public hearings on rezoning applications and stated a sign is also posted on the property prior to the hearing. Mr. Svoboda addressed questions regarding traffic impacts.

City Attorney Hoffmann stated that if the rezoning is approved, it does not preclude the City from addressing traffic issues that may be caused by the business.

Ms. Yesenia Moore Prada was placed under oath and inquired about who would be responsible for the cost of mitigating traffic issues from the business. Ms. Prada expressed concern about traffic exiting the business.

Mr. Watson provided rebuttal testimony regarding setbacks on the property and anticipated traffic impacts. Mr. Watson addressed questions from Council about the existing Starbucks located on 104th Avenue and Bannock Street, and stated that store will be relocated to Washington Street and Garland Drive.

Mr. Svoboda addressed additional questions from Council regarding access to the business and traffic impacts.

Mayor Downing called for any other interested person wishing to speak on CB-1890 to come forward. There was no response and the public hearing was closed.

CB-1891 – Home
Occupation Amendment

City Clerk Small read the title.

Mayor Downing opened the public hearing on CB-1891 and called for anyone wishing to speak either “for” or “against” CB-1891 to

come forward. There was no response and the public hearing was closed.

ORDINANCES –
SECOND READING:

CB-1890 – Rezoning
of Certain Real Property
at 550 W. 104th Avenue

City Clerk Small read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member Snetzinger to approve CB-1890 on second reading.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Downing, Dodge, Snetzinger, Mullica, Sauers,
J. Brown, B. Brown, Whitman, Esquibel.
OPPOSED - None.
ABSENT - None.

CB-1891 – Home
Occupation Amendment

City Clerk Small read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Mayor Pro Tem Dodge to approve CB-1891 on second reading.

City Manager Hayes provided a summary of CB-1891.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Downing, Dodge, Snetzinger, Mullica, Sauers,
J. Brown, B. Brown, Whitman, Esquibel.
OPPOSED - None.
ABSENT - None.

ORDINANCES –
FIRST READING:
CB-1892 – Distracted
Driving and Driving
Under Restraint Offenses

City Clerk Small read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member Sauers to approve CB-1892 on first reading.

City Manager Hayes provided a summary of CB-1892.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Downing, Dodge, Snetzinger, Mullica, Sauers,
J. Brown, B. Brown, Whitman, Esquibel.

OPPOSED - None.
ABSENT - None.

Note: City Clerk Small stated for the record that the public hearing on CB-1892 will be held on July 24, 2017 in City Hall Council Chambers.

RESOLUTIONS:

CR-73 – Citywide
Fence Maintenance
Contract Addendum #1

City Clerk Small read the title.

MOTION TO PASS

Mayor Pro Tem Dodge **MOVED** and it was **SECONDED** by Council member Mullica to approve CR-73.

City Manager Hayes provided a summary of CR-73.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Downing, Dodge, Snetzinger, Mullica, Sauers,
J. Brown, B. Brown, Whitman, Esquibel.
OPPOSED - None.
ABSENT - None.

DISCUSSION ITEMS:

Law Enforcement Assisted
Diversion (LEAD) and
Co-Responder Services

Ms. Lisa Raville, Harm Reduction Action Center, presented information to Council regarding the Law Enforcement Assisted Diversion (LEAD) and Law Enforcement and Behavioral Health Partnerships (Co-Responder Services) programs. Ms. Raville addressed questions from Council regarding the availability of treatment for LEAD diversion candidates, the grant process for the programs, and training required for Police Department personnel.

City Manager Hayes provided information about possibly partnering with the Community Reach Center and utilizing the Arapahoe House model for the program.

Police Commanders Ron Osgood and Ian Lopez provided information about the LEAD program, other diversion programs, and how staff resources may be affected.

There was discussion about drug activity in the City, the timing of participating in the program, staffing resources, and partnering with other agencies County-wide.

City Manager Hayes stated staff will provide additional information and a formal recommendation to Council at the next available

meeting.

Radon Testing

City Manager Hayes spoke about a request to provide a radon test kit program for residents, and provided information about existing programs for radon testing. There was discussion and it was the consensus of Council to provide information about existing programs that may provide radon testing kits to residents.

Quarterly Northglenn
Urban Renewal Authority
(NURA) Update

Ms. Debbie Tuttle, Economic Development Manager and Northglenn Urban Renewal Authority (NURA) Executive Director, announced that NURA has closed on the Huron Center property and provided information about the project schedule for the redevelopment of the site. Ms. Tuttle spoke about the naming of the Huron Center, and announced an AutoZone Mega Hub will be located at the Huron Center. Ms. Tuttle provided information about the Starbucks development at the former Bellco Bank site and addressed questions regarding the anticipated opening dates for new businesses.

Discussion and Possible
Action: Water Restrictions

Mr. David Willett, Director of Public Works, provided information about the City's water usage and current water supply conditions. Mr. Willett stated staff is recommending to revise the penalty fee schedule for waste of water violations and to limit watering to two days per week.

Ms. Tami Moon provided information about a meeting with the State Engineer's Office regarding the use of water rights and stated the City has received a substantial list of comments from the State to address. Ms. Moon stated the City will be able to apply for a second substitute emergency use for water rights and spoke about opportunities to lease water from other organizations.

There was discussion about water restriction enforcement, conservation data since May of 2017, asking for conservation, but not imposing fines, and utilizing a rain barrel program.

It was the consensus of Council to leave the limitation on watering at three days per week and to consider a resolution revising the penalty fee schedule for waste of water violations at the next regular City Council meeting.

COMMUNICATIONS:
Council

Council member Whitman thanked staff and the volunteers for the great Fourth of July event. Council member Whitman specifically thanked the Youth Commission members and Boy Scouts who

assisted with the Firecrackers & Flapjacks 4 Mile Run.

Mayor Pro Tem Dodge thanked staff for a great Fourth of July event. Mayor Pro Tem Dodge announced the first summer concert will be held on Wednesday, July 19th at 6:30 p.m. and will feature Chris Daniels & the Kings.

Mayor Downing thanked staff for the Fourth of July event. Mayor Downing announced the Ralston House will be hosting fundraising runs in August and September.

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. There was no response.

ADJOURNMENT

The City Council meeting adjourned at 9:37 p.m.

JOHANNA SMALL, CMC
City Clerk

JOYCE DOWNING
Mayor