

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
May 22, 2017**

CALL TO ORDER Mayor Downing called a regular meeting of the Northglenn City Council to order on Monday, May 22, 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 Deputy City Clerk Andrews.

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was given.

RESPONSE TO CITIZEN INQUIRY: None.

AGENDA ADDITIONS AND DELETIONS: None.

PRESENTATIONS:
Dedicated Service Award Mayor and City Council presented a dedicated service award to Mr. Avery Anderson and thanked him for his service to the Parks and Recreation Advisory Board.

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. No one came forward.

CONSENT AGENDA MOTION TO PASS Council member J. Brown **MOVED** and it was **SECONDED** by Council member Mullica 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 May 8, 2017 Regular Meeting
- CR-57 – Planning Commission Reappointment – Kathleen Collins
- CR-58 – Parks and Recreation Advisory Board Appointment – Paul Weinrauch

PUBLIC HEARINGS:

CB-1885 – Sign Code
Amendments

Deputy City Clerk Andrews read the title.

Mayor Downing opened the public hearing on CB-1885 and called for any person wishing to speak either “for” or “against” CB-1885 to come forward. There was no response and the public hearing was closed.

CB-1886 – CIP
Carryover and
Supplemental
Appropriation

Deputy City Clerk Andrews read the title.

Mayor Downing opened the public hearing on CB-1886 and called for any person wishing to speak either “for” or “against” CB-1886 to come forward. There was no response and the public hearing was closed.

**ORDINANCES –
SECOND READING:**

CB-1885 – Sign Code
Amendments

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member J. Brown **MOVED** and it was **SECONDED** by Council member Mullica to approve CB-1885 on second reading.

City Manager Hayes provided a summary of CB-1885.

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.

CB-1886 – CIP
Carryover and
Supplemental
Appropriation

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member J. Brown **MOVED** and it was **SECONDED** by Council member Mullica to approve CB-1886 on second reading.

City Manager Hayes provided a summary of CB-1886.

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.

ORDINANCES –
FIRST READING:

CB-1887 – Disposition of
Personal Property

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member J. Brown to approve CB-1887 on first reading.

City Manager Hayes provided a summary of CB-1887.

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.

CB-1888 – Nuisance
Regulations Amendment

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member J. Brown to approve CB-1888 on first reading.

City Manager Hayes provided a summary of CB-1888.

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.

CB-1889 – Nuisance
Abatement Procedures

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member J. Brown to approve CB-1889 on first reading.

City Manager Hayes provided a summary of CB-1889.

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.

Note:

Deputy City Clerk Andrews stated for the record that the public hearings on CB-1887, CB-1888, and CB-1889 will be held on June 12, 2017 in City Hall Council Chambers.

RESOLUTIONS:

CR-59 – First
Amendment to City/
NURA Intergovernmental
Cooperation Agreement

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member Sauers to approve CR-59.

City Manager Hayes provided a summary of CR-59.

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.

CR-60 – Adams County
Open Space Grant
Agreement – Outdoor
Aquatics Improvements

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member Whitman to approve CR-60.

City Manager Hayes provided a summary of CR-60.

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.

CR-61 – Adams County
Open Space Grant
Agreement – Park
Property Acquisition

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Mayor Pro Tem Dodge to approve CR-61.

City Manager Hayes provided a summary of CR-61.

MOTION PASSED

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

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

OPPOSED - Snetzinger.

ABSENT - None.

CR-62 – UDFCD
Grange Hall Creek
Drainage Improvements
IGA

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member Sauers to approve CR-62.

City Manager Hayes provided a summary of CR-62.

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.

CR-63 – Water Treatment
Plant Filter Media
Replacement

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member J. Brown to approve CR-63.

City Manager Hayes provided a summary of CR-63.

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.

CR-64 – Citywide
Fence Maintenance
Contract

Deputy City Clerk Andrews read the title.

MOTION TO PASS

Council member Mullica **MOVED** and it was **SECONDED** by Council member Sauers to approve CR-64.

City Manager Hayes provided a summary of CR-64.

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:

Ralston House Design
Update

Mr. David Willett, Director of Public Works, provided an update on the Ralston House project, specifically addressing capital construction funding for the project. Mr. Willett advised the City was not awarded the Department of Local Affairs (DOLA) Energy Impact Grant for the project. He stated the Ralston House continues to seek grant funding from The Gates, Boettcher, and El Pomar Foundations, and a capital fundraising campaign will also take place. On June 6th, the parties to the Ralston House intergovernmental agreement (IGA) will meet to discuss potentially increasing contributions based upon actual construction costs, grant funding, and the outcome of the capital fundraising campaign.

There was discussion regarding the grant application process potentially delaying the project. Mr. Willett stated grant applications are being made concurrently with site preparation and the beginning stages of issuing a request for proposals (RFP) initiating the construction bid process. Therefore, the grant application process does not cause any delay to the project at this point.

Northglenn Justice Center
(NJC) Construction Update

Mr. Willett provided an update on the Northglenn Justice Center construction, highlighting progress to this point. Caisson installation is complete and grade beams are being put in. Foundation and utility line work continues with mechanical, electrical, and plumbing work scheduled to begin in June. Accommodations have been built into the schedule to avoid project delays due to spring weather.

There was also discussion regarding citizen complaints related to construction and the ability to watch construction progress through a

live web cam feed on www.northglenn.org. Lastly, Council members were presented with commemorative shovels from the Northglenn Justice Center Ground Breaking Ceremony.

RTD N Line Commuter Rail Project Schedule

Mr. Ashland Vaughn, North Metro Rail Line Project Manager, was present on behalf of the Regional Transportation District (RTD) to provide an update on the N Line Commuter Rail Project. Mr. Vaughn provided an overview of the project, stating the N Line is an 18.5 mile electrified commuter rail line running from Union Station to 124th Avenue, 13 miles of which are currently under construction. Six (6) of the eight (8) planned train stations are also under construction. As background, Mr. Vaughn explained Regional Rail Partners (RRP) was awarded the design-build contract for the project in 2013, with substantial completion anticipated for 2018. Upon reviewing an updated RRP construction schedule, RTD has determined that 2018 is no longer a realistic goal for completion of the line due to conflicting sequencing, design review processes, and third party plan approval challenges. Mr. Vaughn expressed RTD's desire to be transparent in communications regarding the delay and what actions are being pursued in mitigation.

Mr. Vaughn stated, as a design-build, RRP is responsible for the design and construction schedule and overall quality of work. RTD's role is primarily to provide oversight of the project, monitor the design and construction schedule, and implement quality assurance measures. RTD has sought a collaborative process with RRP throughout the construction process, attempting to identify solutions for the delays when possible. RTD has also taken steps to hold RRP accountable for the project through issuing corrective action and non-conformance notices as well as pursuing litigation.

In further detail, Mr. Vaughn explained delays to the N Line are not related to the crossing gate problems that currently exist on the A and G Lines. However, some other crossing gate complexities do exist on the N Line, contributing to delays. Mr. Vaughn highlighted the progress made on the project to this point.

There was discussion regarding the original project schedule. Mr. Vaughn stated the initial plan called for substantial completion of the N Line by January 2018. RTD would then turn the project over to a private operator for a four (4) to six (6) month testing period. Though the project was anticipated to be substantially complete by that time, the line was not actually slated for an official opening in 2018. As delays have occurred, RTD can no longer provide a target date for completion. Mr. Vaughn advised a more definitive answer may be available and shared during the project update scheduled for August.

There was discussion regarding when the delays became known to RTD. Mr. Vaughn stated the construction schedule started slipping a year and a half ago and project delays compounded over time to create this current situation.

There was discussion regarding how pending litigation would affect completion of the project. Mr. Vaughn stated litigation would focus on specific contract performance issues and will not cause a delay to the overall project.

There was discussion regarding what liquidated damages will be sought. Mr. Vaughn advised the \$370 million contract allows for \$300,000 in liquidated damages. The amount is for the entire project and not per each instance of contract non-performance.

There was discussion regarding when Mr. Vaughn believes the project will be complete. Mr. Vaughn speculated completion may occur at the end of 2019.

Council expressed, by general consensus, extreme frustration that the transportation needs of the community are not being met. Concern was also expressed regarding an apparent lack of transparency and accountability on behalf of RTD and RRP for the significant delay to the completion of the project. Council requested the project be made a top priority as the north metro area communities have long felt overlooked and underserved regarding transportation needs.

COMMUNICATIONS:

Council

Council member Snetzinger thanked Mr. Avery Anderson for his service on both the Youth Commission and the Parks and Recreation Advisory Board.

Council member Mullica commended staff and volunteers for the success of the Food Truck Carnival. He stated the event was well planned and turned out great. Council member Mullica also expressed excitement for the upcoming Magic Fest.

Council member Sauers stated she also enjoyed the Food Truck Carnival; it was a great event. Council member Sauers announced a Ward 1 Meeting is scheduled to take place on May 23rd in the Blue Spruce Pavilion at E.B. Rains, Jr. Memorial Park and invited all to attend. Lastly, Council member Sauers reported on a mock congressional hearing she attended at Mountain Range High School.

Council member J. Brown commented regarding the great number of volunteers participating in City sponsored special events.

Mayor Pro Tem Dodge reported on a Webster Lake Promenade art installation project consisting of four (4) native grass sculptures that should be in place by the end of the year. Mayor Pro Tem Dodge concurred the Food Truck Carnival turned out great and congratulated all on a job well done. Mayor Pro Tem Dodge reported on the Connect Northglenn project and encouraged everyone that utilizes City bike paths, trails, and roads to visit www.northglenn.org and take the Connect Northglenn survey to provide input on connectivity issues.

Council member B. Brown congratulated Council member Sauers on completing her first half marathon.

Council member Whitman expressed gratitude on behalf of the Northglenn Community Foundation for the great success of the Food Truck Carnival, and stated many volunteers worked to raise funds for the Foundation at the event. Council member Whitman also reported on an Almost Home dinner event, Anythink Library Board and North Metro Fire Rescue District Board meetings she recently attended.

Council member Esquibel reported he attended the following events: Food Truck Carnival, Connect Northglenn Open House, Vantage Point High School's Graduation Ceremony, Mountain Range High School's performance of "We the People," an RTD elected officials update meeting, and the Northglenn Police Department Awards Ceremony. Council member Esquibel stated he also went on a ride along with Northglenn Community Services Supervisor Carlson and Officer Talarico for a tour of the City and, more specifically, Ward 4. Lastly, Council member Esquibel thanked City Manager Hayes for addressing an issue with the bridge on Community Center Drive; it has been painted and looks much better.

Mayor Downing reported on the Stem Lab Ground Breaking Ceremony and stated construction is scheduled to start after school is dismissed for summer break.

Staff

City Manager Hayes reported that Director of Management Services Paula Jensen will be the Acting City Manager during his absence at the end of the week. City Manager Hayes also sought Council direction regarding the July 3, 2017 Study Session. Council agreed by general consensus to cancel the study session due to the Fourth of July holiday.

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.

Ms. Julie Mullica, Ward 3, thanked Council for expressing frustration regarding the RTD N Line Commuter Rail Project delay. Ms. Mullica also spoke about the Connect Northglenn project and suggested the installation of lighted emergency stations along the City's paths and trails as safety is always a concern.

Mayor Pro Tem Dodge took a final opportunity to express gratitude to Mr. Avery Anderson for his service to the City of Northglenn.

ADJOURNMENT

The City Council meeting adjourned at 8:51 p.m.

LISA ANDREWS, CMC
Deputy City Clerk

JOYCE DOWNING
Mayor