

**CITY OF NORTHGLENN
CITY COUNCIL MINUTES
December 9, 2004**

CALL TO ORDER

Mayor Novak called a regular meeting of the Northglenn City Council to order on Thursday, December 9, 2004 at 7:00 p.m. in the City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL

Present were Mayor Novak, Council members Martin, Garner, Goodspeed, Carlow, Tichy, Lindsey, Paiz, Gillespie.

ABSENT

No one.

STAFF PRESENT

City Manager Nelson, City Attorney Phillips, City Clerk Lentz.

**PLEDGE AND
INVOCATION**

The Pledge of Allegiance was given followed by the Invocation, which was delivered by Police Chaplain Cary Johnson.

**PUBLIC INVITED
TO BE HEARD**

Ms. Hildegard Dannhardt, 700 Elms Circle, Golden, came forward to speak about the Church Ditch leakage issue. She provided information about her home and the flooding problems she has experienced. Ms. Dannhardt stated approximately 29 homes in a twelve block area are affected by the ditch and explained some of the damage that has occurred from the water. She asked Council to work with Golden and Westminster to find a solution to this problem.

Ms. Judy Meisner, 718 Elms Circle, Golden, spoke about the Church Ditch flooding problems. She stated her home has been damaged by the water and thanked Council for listening to her concerns.

Mr. Geddy Moran, 1112 Miller Place, Golden, spoke about the Church Ditch. He stated that he walks the ditch frequently and feels it is not being maintained properly. Mr. Moran stated his home has been flooded by water from the ditch and expressed concern about the frequency of the flooding.

Mr. Jason Whelan stated he is a Northglenn employee and resident and also a member of the Northglenn American Legion. He asked Council to consider donating the small model that was made of the Veterans Memorial to the American Legion. Mr. Whelan stated the Legion members donate American flags for parks in the City and are also involved with the Veterans Memorial service held each year.

Mr. Eugene Wieneke came forward regarding the initiative petitions that had been submitted to the City. He asked Council to add both initiative ordinances to the ballot for the special election on January 18th, 2005 or to cancel or postpone the election if this cannot be done.

**AGENDA ADDITIONS
AND DELETIONS**

Mayor Novak announced the following:

Deletions:

- 7. Consent Agenda:
 - E. CR-115 – DUI Contract

Additions:

- Executive Session regarding Legal and Personnel Matters
- 16. Discussion Items:
 - A. Ballot Initiative Questions

**CONSENT AGENDA
MOTION TO PASS**

Mayor Novak **MOVED** and it was **SECONDED** by Councilwoman Tichy to approve the consent agenda.

MOTION PASSED

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

IN FAVOR - Novak, Martin, Garner, Carlow, Tichy, Lindsey, Paiz, Gillespie.

OPPOSED - Goodspeed.

ABSENT - No one.

The following items were approved on the consent agenda:

- Minutes of the Regular Meeting of November 11, 2004
- Minutes of the Special Meeting of November 18, 2004
- CR-111 – Arts & Humanities Foundation/Funding
- CR-113 – Planning Commission Reappointment-Kelly Hall
- CR-114 – Election Judges Appt.-Jan. 18, 2005 Special Election

PRESENTATIONS:

Teen Center

Northglenn Youth Commission members Daniel Cowan and Kristen Beaman presented ideas to City Council regarding a Teen Center to be included in the recreation center expansion project. Ms. Beaman stated the Commission would like to help with the design of the center, the activities offered and policies of the center. Mr. Cowan spoke about the information they had gathered. Ms. Beaman asked Council to consult the Youth Commission and other youth in the community when making future plans relating to a Teen Center.

ORDINANCES:

First Reading

CB-1502 – Repeal of Architectural Design Standards

City Clerk Lentz read the title.

MOTION TO PASS

Councilwoman Carlow **MOVED** and it was **SECONDED** by Councilwoman Garner to approve CB-1502 on first reading.

MOTION PASSED

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

IN FAVOR - Novak, Martin, Garner, Goodspeed, Carlow, Tichy, Lindsey, Paiz, Gillespie.

OPPOSED - No one.

ABSENT - No one.

CB-1503 – Cruelty to
Animals

City Clerk Lentz read the title.

MOTION TO PASS

Councilwoman Garner **MOVED** and it was **SECONDED** by Councilwoman Paiz to approve CB-1503 on first reading.

MOTION PASSED

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

IN FAVOR - Novak, Martin, Garner, Goodspeed, Carlow, Tichy,
Lindsey, Paiz, Gillespie.

OPPOSED - No one.

ABSENT - No one.

CB-1504 – Vicious Dog
Amendment

City Clerk Lentz read the title.

MOTION TO PASS

Councilwoman Carlow **MOVED** and it was **SECONDED** by Councilwoman Tichy to approve CB-1504 on first reading.

MOTION PASSED

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

IN FAVOR - Novak, Martin, Garner, Goodspeed, Carlow, Tichy,
Lindsey, Paiz, Gillespie.

OPPOSED - No one.

ABSENT - No one.

Note:

City Clerk Lentz stated for the record that the public hearings on CB-1502, CB-1503 and CB-1504 would be held on January 13, 2005.

RESOLUTIONS:

CR-109

City Manager Salary

City Clerk Lentz read the title.

MOTION TO PASS

Mayor Novak **MOVED** and it was **SECONDED** by Councilman Lindsey to approve CR-109 with the insertion of a 3% increase in pay for market adjustment and additional 7% increase based on performance.

MOTION PASSED

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

IN FAVOR - Novak, Martin, Garner, Carlow, Tichy, Lindsey,
Paiz, Gillespie.

OPPOSED - Goodspeed.

ABSENT - No one.

CR-110

City Clerk Salary

City Clerk Lentz read the title.

MOTION TO PASS

Mayor Novak **MOVED** and it was **SECONDED** by Councilman Lindsey to approve CR-110 with the insertion of a 3% increase in pay

for market adjustment and an additional 2% increase based on performance.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Novak, Martin, Garner, Carlow, Tichy, Lindsey, Gillespie.
OPPOSED - Goodspeed, Paiz.
ABSENT - No one.

CR-112
Council Assigned Projects

City Clerk Lentz read the title.

MOTION TO PASS

Councilwoman Carlow **MOVED** and it was **SECONDED** by Councilwoman Tichy to approve CR-112.

MOTION TO POSTPONE

Councilwoman Paiz **MOVED** and it was **SECONDED** by Councilman Goodspeed to postpone CR-112 indefinitely.

MOTION FAILED

There was no discussion and the motion **FAILED**.
IN FAVOR - Goodspeed, Lindsey, Paiz, Gillespie.
OPPOSED - Novak, Martin, Garner, Carlow, Tichy.
ABSENT - No one.

FRIENDLY AMENDMENT

Councilwoman Paiz asked for a friendly amendment to add the word 'Mayor' to each reference of City Council and to strike the word 'entire' in the third whereas clause.

MAIN MOTION PASSED

There was discussion and the motion, including the friendly amendment, **PASSED**.
IN FAVOR - Novak, Martin, Garner, Carlow, Tichy, Lindsey.
OPPOSED - Goodspeed, Paiz, Gillespie.
ABSENT - No one.

RECESS

The City Council meeting recessed to a meeting of the Liquor Licensing Authority at 7:40 p.m.

RECONVENE

The City Council meeting reconvened at 7:44 p.m.

COMMUNICATIONS
COUNCIL

Councilwoman Paiz distributed information from the Youth Commission. She stated the Commission is working on an intergenerational activity with the Senior Citizens' Commission. She stated the event would be a Senior Prom and stated they are in need of donations. Councilwoman Paiz stated the Youth Commission and the Northglenn Park Foundation would be selling items at the Stonehocker Historic Sale on Saturday to raise funds.

Councilwoman Tichy stated she enjoyed the conference that was held in Indianapolis and noted the events were very nice.

December Meeting
Cancellation
MOTION TO PASS

Mayor Novak **MOVED** and it was **SECONDED** by Councilwoman Tichy to cancel the City Council meeting scheduled for December 23, 2004.

MOTION PASSED

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

IN FAVOR - Novak, Martin, Garner, Carlow, Tichy, Lindsey, Paiz, Gillespie.

OPPOSED - Goodspeed.

ABSENT - No one.

Councilwoman Carlow reported she has received 15 nominations for decorated homes in Ward 2 and Ward 3 and asked those Council members in Wards 1 and 4 to let her know of any nominations for the holiday lighting program. She stated eight of the homes are new nominations and seven have been nominated in prior years.

Councilwoman Garner reported that she had attended a Community Transit Policy Council meeting. She reminded Council of the meeting with North Metro Fire Rescue District next Thursday. Councilwoman Garner stated the DARE Graduation would be held next Friday at Northglenn High School.

STAFF

City Clerk Lentz asked for Council's direction for using provisional ballots for the special election. She stated Northglenn follows Title 31 for municipal elections.

City Attorney Phillips stated that provisional ballots are allowed under State election laws for county and state elections and briefed Council on the purpose of provisional ballots. He stated the Municipal Election Code, Title 31, does not provide for provisional ballots but stated that Northglenn, as a home rule City, could create its own procedure for using provisional ballots.

It was the consensus of Council to follow Title 31 and not use provisional ballots for the special election.

City Manager Nelson requested a study session to be held on January 6, 2005 at 6:30 p.m. He noted that the agenda items have not been finalized.

Councilwoman Paiz asked Council to consider a donation for the Youth Commission's Senior Prom event.

Donation to Youth
Commission's Senior Prom

Northglenn City Council
December 9, 2004
MOTION TO PASS

Councilwoman Paiz **MOVED** and it was **SECONDED** by Councilwoman Tichy to donate five Recreation Center punch passes for the Senior Prom event.

MOTION PASSED

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

IN FAVOR - Novak, Martin, Garner, Goodspeed, Carlow, Tichy, Lindsey, Paiz, Gillespie.

OPPOSED - No one.

ABSENT - No one.

DISCUSSION ITEMS

Initiative Petitions

Councilman Goodspeed asked Council about their intentions regarding the two initiative petitions that had been submitted.

Councilman Gillespie stated he would like to consider the initiative ordinances at a special City Council meeting after the petitions have been certified as sufficient.

City Attorney Phillips provided information about the conflicting provisions concerning the timing requirements for calling a special election for the initiative ordinances.

There was discussion about Council's options. Councilman Lindsey expressed his concern about postponing an election for the recreation center issue because costs for the expansion project could inflate during that time.

There was discussion about setting a special meeting to discuss the initiative ordinances. City Clerk Lentz stated she could have the petitions certified as to sufficiency by Tuesday, December 14th.

Special Meeting
December 16, 2005
MOTION TO PASS

Mayor Novak **MOVED** and it was **SECONDED** by Councilwoman Tichy to set a special City Council meeting to be held on Thursday, December 16, 2005 at 4:30 p.m.

MOTION PASSED

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

IN FAVOR - Novak, Martin, Garner, Goodspeed, Carlow, Tichy, Lindsey, Paiz, Gillespie.

OPPOSED - No one.

ABSENT - No one.

**PUBLIC INVITED
TO BE HEARD**

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

Ms. Becky Grenia inquired about the funding for the recreation center project. Mayor Novak provided information about the City's

agreement with NURA and stated that NURA would be paying 70 % and the City of Northglenn would be paying for 30% for the project.

Ms. Maridee Marks stated she had circulated two of the petitions that had been submitted. She stated she spoke with several residents about their concerns regarding the City's financial status. Ms. Marks stated she feels that Northglenn should not try to compete with Westminster and Thornton and also spoke about water issues. She asked Council to consider their constituents when planning for the City's future.

Mr. Mel Walker stated he is in favor of the recreation center expansion project.

ADJOURNMENT

The City Council meeting adjourned at 8:23 p.m. to an executive session regarding legal and personnel matters.

DIANA L. LENTZ, CMC
City Clerk

KATHLEEN M. NOVAK
Mayor