

SPONSORED BY: MAYOR LEIGHTY

COUNCIL MEMBER'S BILL

ORDINANCE NO.

No. CB-2020  
Series of 2024

1865  
Series of 2024

A BILL FOR AN ORDINANCE AMENDING SECTION 3-3-3(d) OF THE NORTHGLENN MUNICIPAL CODE REGARDING THE APPLICATION OF STATE LAW TO THE NORTHGLENN CITY CHARTER REGARDING EXECUTIVE SESSIONS

WHEREAS, Section 4.5 of the City of Northglenn Home Rule Charter (the "Charter") organically authorizes the City Council to meet in executive session for those purposes enumerated in Section 4.5 of the Charter;

WHEREAS, the City believes that the public meetings and operation of individual local governments is a strong example of a matter of "purely local concern", and that detailed open meeting procedures such as those in Section 4.5 of the City Charter prevail over the provisions of the Colorado Open Meetings Law; and

WHEREAS, notwithstanding the organic nature of the City Council's authorization to meet in executive session under the Charter, the City Council desires to follow the procedures set forth in C.R.S. § 24-6-402(4)(b) of the Colorado Open Meetings Law as set forth below.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. Section 3-3-3(d) of the City of Northglenn Municipal Code is amended to read as follows:

(d) Meetings to be public – All regular and special meetings of the Council shall be open to the public and citizens shall have a reasonable opportunity to be heard under such rules and regulations as the Council may prescribe provided, however, that Council may meet in executive session for the following purposes:

- (1) Personnel matters.
- (2) Review of applications for any appointive position; interviews and appointments shall be conducted at an open meeting.
- (3) Claims against the City whether in litigation or otherwise.
- (4) Legal consultation and advice.
- (5) Litigation.
- (6) Deliberation and or review of any matters heard by the Council in a quasi-judicial capacity.
- (7) Negotiations concerning the purchase, sale, lease or other acquisition of real or personal property or interests therein or concerning any contracts, except

those required to be the subject of competitive bidding. No formal action shall be taken in any executive meeting of the City Council.

WHILE UNDER NO LEGAL OBLIGATION TO DO SO, THE CITY COUNCIL ELECTS TO FOLLOW THE PROCEDURES FOR MEETING IN EXECUTIVE SESSION AS SET FORTH IN C.R.S. § 24-6-402. FOR PURPOSES OF THIS SUBSECTION (d), CONSIDERATION OF "(3) CLAIMS AGAINST THE CITY WHETHER IN LITIGATION OR OTHERWISE", "(4) LEGAL CONSULTATION AND ADVICE", AND "(5) LITIGATION" UNDER SECTION 4.5 OF THE CITY OF NORTHGLENN HOME RULE CHARTER SHALL ALL BE CONSIDERED A CONFERENCE WITH THE CITY ATTORNEY WITHIN THE MEANING OF C.R.S. § 24-6-402(4)(b).

INTRODUCED, READ AND ORDERED POSTED this 8<sup>th</sup> day of April, 2024.

  
SHANNON LUKEMAN-HIROMASA  
Mayor Pro Tem

ATTEST:

  
JOHANNA SMALL, MMC  
City Clerk


PASSED ON SECOND AND FINAL READING this 22<sup>nd</sup> day of April, 2024.

  
MEREDITH LEIGHTY  
Mayor

ATTEST:

  
JOHANNA SMALL, MMC  
City Clerk

APPROVED AS TO FORM:

  
COREY Y. HOFFMANN  
City Attorney