

# **CITY COUNCIL MINUTES**

## **CITY OF WHEAT RIDGE, COLORADO**

**November 28, 2011**

Mayor DiTullio called the Regular City Council Meeting to order at 7:00 p.m. Council Members present: Davis Reinhart, William "Bud" Starker, Joyce Jay, Kristi Davis, Mike Stites, George Pond, Joseph DeMott, and Tracy Langworthy. Also present: City Clerk, Michael Snow; City Treasurer, Larry Schulz; City Manager, Patrick Goff; Administrative Services Director, Heather Geyer; Community Development Director, Kenneth Johnstone; Chief of Police, Dan Brennan; Parks and Recreation Director, Joyce Manwaring; Public Works Director, Tim Paranto; City Attorney, Gerald Dahl; Meredith Reckert, Senior Planner; staff and interested citizens.

### **SWEARING IN CEREMONY – 2011 Elected Council Members and City Treasurer**

Judge Christopher Randall swore in newly elected City Council Members George Pond, William "Bud" Starker and Kristi Davis, re-elected Council Member Tracy Langworthy and City Treasurer Larry Schulz.

### **APPROVAL OF MINUTES OF October 24, 2011**

Motion by Mr. Stites for approval of the Minutes of October 24, 2011; seconded by Mr. DeMott; carried 4-0-4 with Council Members Starker, Reinhart, Pond and Davis abstaining.

### **PROCLAMATIONS AND CEREMONIES**

Mr. Goff and staff presented a video recognizing the numerous achievements in the city over recent years.

#### **Recognition of outgoing City Council Members and City Clerk**

Mayor DiTullio, Mr. Goff and staff presented former Council Members Karen Berry (2003-2011), Wanda Sang (2003-2011), and Karen Adams (2003-2011) with plaques and flowers. Also honored was Michael Snow, City Clerk from 2007-2011, who will end his term as Clerk after the runoff election concludes and a new Clerk is elected in December.

Mayor DiTullio called for a break at 7:25pm for a short reception.

The meeting reconvened at 7:50pm

### **CITIZENS' RIGHT TO SPEAK**

**Nancy Snow** thanked all the outgoing candidates and congratulations to the newly elected officials. Mrs. Snow also thanked Mayor DiTullio for moving the pre-meeting to the Council Chambers and asked the City Manager to repeat the descriptions of each item on the agenda as he did during the pre-meeting.

### **PUBLIC HEARINGS AND ORDINANCES ON SECOND READING**

1. Council Bill 31-2011 – An Ordinance amending a combined Outline Development Plan (ODP) and Final Development Plan (FDP) for property zoned Planned Industrial Development located within the L & K Industrial Park and specifically, 10700 W. 50<sup>th</sup> Avenue (Case No. WZ-11-06/ATECS for T-Mobile)

Mayor DiTullio opened the public hearing.

Mr. Dahl informed the Council of his advice given to Council Member Pond to excuse himself from the hearing because of the conflict created with Council quasi-judicial hearing requirements by his attendance as a former Planning Commission member when the item was previously heard. Mr. Pond excused himself from the room for the duration of the hearing.

Council Bill 31-2011 was introduced on second reading by Mr. DeMott. City Clerk Michael Snow assigned Ordinance No. 1505.

Mrs. Reckert presented a staff presentation (amended to this packet).

**Mr. Steve Warner** made himself available for questioning of Council on behalf of the applicant, T-Mobile.

Mayor DiTullio closed the public hearing.

Motion by Mr. DeMott to approve Council Bill 31-2011 (Ordinance 1505), on second reading, and that it take effect 15 days after final publication; seconded by Mr. Reinhart; carried 7-0 with no vote entered by Mr. Pond.

Mr. Pond returned to the meeting at the conclusion of the hearing and vote of Council.

### **DECISIONS, RESOLUTIONS, AND MOTIONS**

2. Motion to award ITB-11-36, On-Call Storm Sewer cleaning and repair services contract to Quality Pipe Services in an amount not to exceed \$50,000

Motion was introduced by Mr. Starker.

Motion by Mr. Starker to award ITB-11-36, On-Call Storm Sewer cleaning and repair services contract to Quality Pipe Services in an amount not to exceed \$50,000; seconded by Mr. DeMott; carried 8-0.

3. Resolution 50-2011 – amending Resolution 32-2011 adoption of the City Budget and Appropriation of sums of money to the various funds and spending agencies in the amounts specified for the City of Wheat Ridge, CO for the 2012 Budget Year to appropriate \$200,000 to the Recreation Center fund line item 64-602-600-602

Resolution 50-2011 was introduced by Mr. Pond.

Motion by Mr. Pond to approve Resolution 50-2011; seconded by Mr. Stites; carried 8-0.

4. Resolution 52-2011 – amending the Fiscal year 2011 General Fund Budget to reflect the approval of a Supplemental Budget Appropriation in the amount of \$20,033.19 for the Foothills Animal Shelter Special Assessment

Resolution 52-2011 was introduced by Ms. Davis.

Motion by Ms. Davis to approve Resolution 52-2011; seconded by Mr. Starker and Mr. Stites; carried 8-0.

5. Motion to accept Right-Of-Way at 7405 West 38<sup>th</sup> Ave.

Motion was introduced by Mrs. Jay.

Motion by Mrs. Jay to accept Right-Of-Way at 7405 West 38<sup>th</sup> Ave; seconded by Mr. Starker; carried 8-0.

6. Motion to approve Payment to TI Training in the amount of \$40,960 for a Decisional Shooting System for the Police Department

Motion was introduced by Mr. DeMott.

Motion by Mr. DeMott to approve Payment to TI Training in the amount of \$40,960 for a Decisional Shooting System for the Police Department; seconded by Mr. Stites; carried 8-0.

7. Motion to award RFB-11-38 Metal Bus Shelters to Decamil, Orlando, Florida in the amount of \$178,750

Motion was introduced by Mr. Reinhart.

Motion by Mr. Reinhart award RFB-11-38 Metal Bus Shelters to Decamil, Orlando, Florida in the amount of \$178,750; seconded by Mr. Starker; carried 8-0.



8. Motion to accept Lena Gulch Drainage Easements to allow improvements at 2979 and 3029 Vivian Street

Motion was introduced by Mr. Stites.

Motion by Mr. Stites to accept Lena Gulch Drainage Easements to allow improvements at 2979 and 3029 Vivian Street; seconded by Mr. Pond; carried 8-0.

9. Resolution 51-2011 – amending the Fiscal year 2011 General Fund Budget to reflect the approval of a Supplemental Budget Appropriation in the amount of \$13,957 for the upgrade of the WRTV8 Community Bulletin Board Software for 2011

Resolution 51-2011 was introduced by Mrs. Langworthy.

Motion by Mrs. Langworthy to approve Resolution 51-2011; seconded by Mr. DeMott; carried 8-0.

10. Motion to elect the Mayor Pro Tempore

Mr. Starker nominated Mr. Reinhart for the position and Mr. DeMott nominated Mr. Stites. Mr. Reinhart and Mr. Stites spoke on their leadership contributions and desire to serve as Mayor Pro Tempore and asked the Council for the support of their vote.

City Clerk Michael Snow announced the nomination by secret paper ballot of the following Council Members as candidates for Mayor Pro Tempore: four nominations in favor of Mr. Stites, four in favor of Mr. Reinhart.

Motion by Mr. Reinhart to elect Council Member Stites as Mayor Pro Tem, effective immediately, term to expire upon election of his/her successor; seconded by Mrs. Jay; carried 8-0.

### **CITY MANAGER MATTERS**

The City of Wheat Ridge Holiday lighting ceremony will take place on Sunday December 4<sup>th</sup> at 6:00 pm at the Wheat Ridge Recreation Center. Mr. Goff discussed the "Passport to Wheat Ridge" program through Enterprise Wheat Ridge. This is a program that encourages citizens as well as City employees to do their holiday shopping in Wheat Ridge. There is a \$100 shopping award to the winner.

### **CITY ATTORNEYS' MATTERS**

Mr. Dahl thanked new members and honored their contributions as elected officials.

**CITY CLERK MATTERS**

Mr. Snow updated Council and the Mayor about the runoff election details.

**ELECTED OFFICIALS' MATTERS**

Mrs. Jay spoke of the Excel Energy rebate programs available to business owners and encouraged business owners, especially along 38<sup>th</sup> Avenue Corridor to consider applying for an energy audit of their buildings for efficiency upgrades.

On Saturday, December 3<sup>rd</sup> the Wheat Ridge High School drama club will be presenting Alice in Wonderland at 7 pm. Tickets are \$9.00 each.

There is a 38<sup>th</sup> Ave Corridor meeting on December 7<sup>th</sup>, from 7:00 am – 9:00 am at Wheat Ridge Recreation Center.

Meeting Adjourned at 8:52 pm



Michael Snow, City Clerk

APPROVED BY CITY COUNCIL ON December 12, 2011 BY A VOTE OF 8 to 0



Mayor pro tem

The preceding Minutes were prepared according to §47 of Robert's Rules of Order, i.e. they contain a record of what was *done* at the meeting, not what was *said* by the members. Recordings and DVD's of the meetings are available for listening or viewing in the City Clerk's Office, as well as copies of Ordinances and Resolutions.