

CITY COUNCIL MINUTES

CITY OF WHEAT RIDGE, COLORADO

June 8, 2009

Mayor DiTullio called the Regular City Council Meeting to order at 7:00 p.m. Councilmembers present: Karen Adams, Karen Berry, Dean Gokey, Tracy Langworthy, Lena Rotola, Wanda Sang, Mike Stites, and Terry Womble. Also present: City Clerk, Michael Snow; City Manager, Randy Young; Deputy City Manager, Patrick Goff; City Attorney, Gerald Dahl; City Treasurer, Larry Schulz; Director of Community Development, Kenneth Johnstone; Director of Public Works, Tim Paranto; staff; and interested citizens.

APPROVAL OF MINUTES OF May 18, 2009

Motion by Mr. Gokey for approval of the Minutes of May 18, 2009; seconded by Council Members Stites and Sang; carried 8-0.

PROCLAMATIONS AND CEREMONIES

Mrs. Wheat Ridge, Karen Thaler, read the Proclamation for National Cancer Survivors Day – June 7, 2009. Cancer Survivor, Dean Gokey, accepted the City's Proclamation and gave thanks to those that cared for him in his need.

Coach Dan Watkins from Wheat Ridge High School was present to accept a certificate for the 4A Women's Soccer Champs.

CITIZENS' RIGHT TO SPEAK

Claudia Callas of Wheat Ridge read and presented Council a memo written by Bob Olson many years ago about the History of Wheat Ridge (included in this packet). Mrs. Callas announced the 150th Year Celebration of the James H. Baugh House in Wheat Ridge to take place Saturday, August 15th, 2009 at the Homestead located at 44th Avenue and Robb Street in Wheat Ridge.

ORDINANCES ON FIRST READING

1. Council Bill 13-2009 – An Ordinance providing for the approval of an amendment to a Planned Commercial Development Outline Development Plan to allow additional uses on property located at 4100 Youngfield Street.
(Case No. WZ-09-04/C RV dba Camping World)

Council Bill 13-2009 was introduced on first reading by Mrs. Langworthy.

Motion by Mrs. Langworthy to approve Council Bill 13-2009 on first reading, order it published, public hearing set for Monday, July 13, 2009 at 7:00 p.m. in the City Council Chambers, and that it take effect 15 days after final publication; seconded by Mrs. Rotola; carried 8-0.

2. Council Bill 15-2009 – An Ordinance amending Chapter 22, Article I, of the Wheat Ridge Code of Laws concerning the creation of a Vendor's Fee.

Council Bill 15-2009 was introduced on first reading by Mr. Stites.

Motion by Mr. Stites to approve Council Bill 15-2009 on first reading, order it published, public hearing set for Monday, July 13th, 2009 at 7:00 p.m. in the City Council Chambers, and to amend Section 2 of the Ordinance such that it take effect October 1st, 2009; seconded by Council Members Sang and Gokey.

Motion by Mrs. Adams to amend the motion to request Staff include in the background materials the staff cost for the tax forms, staff time required for this change, the changes in the educational information being provided to the community and the cost of the software; seconded by Mrs. Langworthy; carried 5-3 with Council Members Sang, Womble and Gokey voting No.

Original Motion carried 8-0, as amended.

DECISIONS, RESOLUTIONS, AND MOTIONS

3. Approval of Award ITB-09-26 Design/Build Bank Stabilization to Territory Unlimited, Inc. in the amount of \$28,117.00 with a contingency of \$8,435.00 for a total Project Cost of \$36,552.00.

Motion by Mrs. Sang to award ITB-09-26 Design/Build Bank Stabilization to Territory Unlimited, Inc. in the amount of \$28,117.00 with a contingency of \$8,435.00 for a total Project Cost of \$36,552.00; seconded by Mrs. Langworthy; carried 8-0.

4. Resolution 26-2009 – concerning expenditure of the City's 2007 Jurisdictional allocation of Federal Community Development Block Grant funds, and acceptance of and authorization to expend Jefferson County CDBG Economic Development Funds.

Resolution 26-2009 was introduced by Mrs. Sang.

Motion by Mrs. Sang to approve Resolution 26-2009 authorizing \$28,600 to the Senior Resource Center for their circulator bus service for Wheat Ridge Residents.

I further move to accept and authorize an amount of approximately \$175,000 of Jefferson County CDBG economic development funds to be expended for the acquisition of property located at 7300 West 44th Avenue, by the Wheat Ridge Urban Renewal Authority, and the remainder of the City's allocation (approximately \$100,000) to be used for the acquisition of property located at 7300 West 44th Avenue by the Wheat Ridge Urban Renewal Authority; seconded by Mr. Womble; carried 8-0.

5. Motion to adopt revised City Council Rules of Order and Procedure.

Motion by Mrs. Sang to adopt the revised City Council Rules of Order and Procedure, Revised June 2009; seconded by Mr. Stites; carried 6-2 with Council Members Gokey and Womble voting No.

6. Resolution 27-2009 – approving an Intergovernmental Agreement between the Jefferson County Department of Health and Environment and the City of Wheat Ridge for cooperative Mosquito Management Program in an amount not-to-exceed \$8,432.00.

Resolution 27-2009 was introduced by Mrs. Langworthy.

Motion by Mrs. Langworthy to approve Resolution 27-2009; seconded by Mrs. Sang; carried 8-0.

7. Resolution 29-2009 – amending Resolution 02-2001, and further amending Resolution 27-2002, Purchasing Policy.

Resolution 29-2009 was introduced by Mr. Stites.

Motion by Mr. Stites to approve Resolution 29-2009; seconded by Mrs. Sang.

Motion by Ms. Berry to amend the Resolution such that expense items already in the approved City Budget over \$25,000 and all purchases over \$15,000 not in budget require Council approval; seconded by Mrs. Langworthy; tied 4-4 with Council Members Berry, Adams, Rotola, Langworthy voting Yes and Council Members Sang, Gokey, Womble and Stites voting No; Mayor DiTullio broke the tie against; Motion Failed 5-4.

Original motion carried 5-3 with Council Members Rotola, Berry and Adams voting No.

8. Resolution 30-2009 – adopting the third modification to the 38th Avenue Corridor Redevelopment Plan to suspend the TIF for the Cornerstone Project property.

Resolution 30-2009 was introduced by Mr. Womble.

Motion by Mr. Womble to approve Resolution 30-2009; seconded by Mrs. Sang; carried 8-0.

CITY MANAGER'S MATTERS

Mr. Young reminded citizens that fireworks are not permitted in the City of Wheat Ridge.

ELECTED OFFICIALS' MATTERS

Council expressed their sympathies to the family of long-time Wheat Ridge citizen George Gaul.

Motion by Mrs. Sang to cancel the June 15th, 2009 Study Session; seconded by Mr. Stites; failed with Council Members Stites, Sang and Langworthy voting Yes.

Mr. Gokey asked Staff for a status on the preparation of materials for a Council discussion of Off-street parking regulations. Mr. Young reported the materials will be ready for the July 6th, 2009 Study Session.

Motion by Mr. Gokey to reconsider the cancellation of the June 15th, 2009 Study Session; seconded by Mrs. Rotola; carried 6-2 with Council Members Berry and Adams voting No.

Motion by Mrs. Sang to cancel the June 15th, 2009 Study Session; seconded by Mrs. Langworthy; carried 6-2 with Council Members Berry and Adams voting No.

CITY ATTORNEY'S MATTERS

Executive Session under Charter Section 5.7(b)(1) and CRS 24-6-402(4)(b) for the purpose of taking legal advice concerning the Stone International Market v. City of Wheat Ridge litigation.

Motion by Mrs. Sang to convene to Executive Session; I further move to adjourn the Regular Council Meeting following the Executive Session; seconded by Mr. Gokey; carried 8-0.


Executive Session was held.

Meeting adjourned at 8:19p.m.



Michael Snow, City Clerk

APPROVED BY CITY COUNCIL ON JUNE 22, 2009 BY A VOTE OF 5 to 0



Wanda Sang, 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.