

City Council Meeting Minutes

CITY OF WHEAT RIDGE, COLORADO
7500 WEST 29TH AVENUE, MUNICIPAL BUILDING

January 23, 2023

Note: This meeting was conducted both as a virtual meeting and hybrid, where some members of the Council or City staff were physically present at the Municipal building, and some members of the public attended in person as well. Eight members of Council were present in Council Chambers for this session. Before calling the meeting to order, Mayor Starker stated the rules and procedures necessitated by this meeting format.

Mayor Starker called the Regular City Council Meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

ROLL CALL OF MEMBERS

Judy Hutchinson Scott Ohm Rachel Hultin Janeece Hoppe
Amanda Weaver Korey Stites Valerie Nosler Beck

Also, present: City Attorney Gerald Dahl; City Clerk, Steve Kirkpatrick; Chief of Police, Chris Murtha; Deputy City Manager, Allison Scheck; Interim Director of Comm. Development, Lauren Mikulak; Assistant City Manager, Marianne Schilling, Director of Parks and Recreation, Karen O'Donnell, other staff, guests and interested citizens.

APPROVAL OF MINUTES

There were none tonight.

APPROVAL OF AGENDA

Without objection or correction, the agenda stood as announced.

PROCLAMATIONS AND CEREMONIES

Black History Month

The City of Wheat Ridge once again recognizes the importance of Black History Month, each year in February, and our ongoing commitment to continuous improvement and self-reflection in order to become a more inclusive and responsive community.

PUBLIC'S RIGHT TO SPEAK

There were none tonight.

Note about Wheat Ridge Speaks:

Members of the Public may visit the Wheat Ridge Speaks website and enter written comments of up to 1,000 words on any Council agenda item. The deadline for citizens

to submit comments is 12:00 Noon Mountain Time on the day of a Council session so that Council members, other elected officials and City Staff have time to review the comments before the meeting on Monday evening.

The City Clerk's Office transcribes those Wheat Ridge Speaks comments into these minutes, placing each comment along with the record for that agenda item, including items that address a public hearing (verbatim, if the comments do not contain lascivious language or unlawful hate speech)

No comments appeared in Wheat Ridge Speaks for this session.

1. CONSENT AGENDA

CM Ohm introduced the consent agenda.

- a. Resolution No. 04-2023 - a resolution amending the Fiscal Year 2022 General Fund and Renewal Wheat Ridge Bond Projects Fund to reflect the approval of a supplemental budget appropriation in the amount of \$658,768 to fund building division services and infrastructure projects.

Issue

A supplemental appropriation in the amount of \$658,768 is necessary to correct 2022 account balances in three specific areas: 1) Building Division - \$300,000 for contractual services for permit review and building inspections; 2) Applewood Area Infrastructure Projects - \$180,064 for design contracts that were awarded in 2022 but not sufficiently budgeted; and 3) Wheat Ridge Ward Station Projects - \$178,704 for design and right-of-way consulting contracts that were awarded in 2022 but not sufficiently budgeted

- b. Resolution No. 05-2023 – a resolution amending the Fiscal Year 2023 General Fund Budget to reflect the approval of a supplemental budget appropriation in the amount of \$91,162.30 for the purchase and payment of various 2022 vehicle replacements and additions and the installation of lighting and auxiliary equipment in a total amount not to exceed \$415,068.30.

Issue

In 2022, twelve existing vehicles and four new vehicles were planned for purchase. Orders for these vehicles were placed soon after Council approved the purchases in January 2022. To date, only six of the vehicles have been received. Two vehicles are in the process of being built for delivery later in 2023 or early 2024. Orders for the remaining eight vehicles were cancelled by the manufacturers due to lack of supply and/or other factors affecting availability. Therefore, it is necessary to re-order these vehicles utilizing 2023 contracts with associated increases in costs. This increased cost cannot be absorbed in the 2022 budget and will therefore require a budget supplemental appropriation of \$91,162.50.

- c. Motion to approve the purchase and payment of 2023 vehicle replacements and the installation of lighting and auxiliary and communications equipment in a total amount not to exceed \$518,994.15.

Issue

Staff recommends the purchase of seven replacement vehicles for Fiscal Year 2023 under the State of Colorado Price and CDOT Price Agreements as well as one purchase from a dealership. Staff also recommends approval to purchase, install and/or relocate auxiliary equipment required for the operation of the replacement vehicles along with the installation of lighting, markings, and communication equipment at a total cost of \$92,000. The total cost of the vehicles, including preparation for use, is not to exceed \$518,994.15.

- d. Motion to award a custodial services contract and approve subsequent payments in the not-to-exceed amount of \$429,221.40 to S&B Confluence D/B/A Jani-King of Colorado and approve a contingency in the amount of \$10,000 for unforeseen custodial expenses.

Issue

The City's various facilities require consistent custodial attention. Ensuring clean and hygienic public and workspaces is fundamental to the safe operation of the city organization and community services. A request for proposals (RFP) was issued and staff is recommending the approval of a contract to S&B Confluence d/b/a Jani-King of Colorado in the amount of \$429,221.40 plus a contingency for unforeseen items of \$10,000. This contract will cover the 2023 calendar year.

Motion by CM Ohm to approve Consent Agenda Items a.), b.), c.), and d.), seconded by CM MPT Stites, motion carried 7-0.

PUBLIC HEARINGS AND ORDINANCES ON SECOND READING

- 2. Council Bill No. 01-2023 – An Ordinance approving the first amendment to the site lease agreement with Verizon Wireless for use of the municipal building cellular tower.

CM Hoppe introduced Council Bill 01-2023

Issue

The City entered into lease agreements with three cellular companies for replacement of the Municipal Building cellular tower. Those leases contemplate a start date of February 14, 2023. Because of supply chain delays, the leases must be amended to allow additional time for this work. Approval of this ordinance will extend the

commencement date deadline to June 1, 2023, and also grants authority for minor changes to the lease as needed.

Mayor Starker opened the public hearing.

City Clerk Steve Kirkpatrick assigned Ordinance No. 1753.

Staff Presentation

Director of Parks and Recreation, Karen O'Donnell stood by to answer any questions.

Public Comment

No citizens appeared in chambers to address this issue. There were none who wanted to speak through the Zoom format.

Council Questions and comments

Having discussed this item previously in Study Session, CM had no questions or comments.

Motion by CM Hoppe to approve Council Bill No. 01-2023 - an ordinance approving the first amendment to the site lease agreement with Verizon Wireless for use of the municipal building cellular tower, on second reading, and that it take effect upon adoption and signature by the Mayor, as permitted by Section 5.11 of the Charter, seconded by CM Ohm, motion carried 7-0

3. Council Bill No. 02-2023 – An Ordinance approving the first amendment to the site lease agreement with T-Mobile West LLC, for use of the municipal building cellular tower.

CM Weaver introduced Council Bill 02-2023

Issue

The City entered into lease agreements with three cellular companies for replacement of the Municipal Building cellular tower. Those leases contemplate a start date of February 14, 2023. Because of supply chain delays, the leases must be amended to allow additional time for this work. Approval of this ordinance will extend the commencement date deadline to June 1, 2023, and grants authority for minor changes to the lease as needed.

Mayor Starker opened the public hearing.

City Clerk Steve Kirkpatrick assigned Ordinance No. 1754.

Staff Presentation

Director of Parks and Recreation, Karen O'Donnell stood by to answer any questions.

Public Comment

No citizens appeared in chambers to address this issue. There were none who wanted to speak through the Zoom format.

Council Questions and comments

Having discussed this item previously in Study Session, CM had no questions or comments.

Motion by CM Weaver to approve Council Bill No. 02-2023 - an ordinance approving the first amendment to the site lease agreement with T-Mobile West LLC, for use of the municipal building cellular tower, on second reading, and that it take effect upon adoption and signature by the Mayor, as permitted by Section 5.11 of the Charter, seconded by CM Hultin, motion carried 7-0

4. Council Bill No. 03-2023 – An Ordinance approving the First Amendment to the Amended and Restated Site Lease Agreement with New Cingular Wireless PCS, LLC for the use of the Municipal Building cell tower.

CM Hutchinson introduced Council Bill 03-2023

Issue

This Council Bill amends the Wheat Ridge Code of Laws to authorize the issuance of administrative subpoenas for records related to hotel licensing requirements.

Mayor Starker opened the public hearing.

City Clerk Steve Kirkpatrick assigned Ordinance No. 1755.

Staff Presentation

Director of Parks and Recreation, Karen O'Donnell stood by to answer any questions.

Public Comment

No citizens appeared in chambers to address this issue. There were none who wanted to speak through the Zoom format.

Council Questions and comments

Having discussed this item previously in Study Session, CM had no questions or comments.

Motion by CM Hutchinson to approve Council Bill No. 03-2023 - an ordinance approving the First Amendment to the Amended and Restated Site Lease Agreement with New Cingular Wireless PCS, LLC for the use of the Municipal Building cell tower, on second reading, and that it take effect upon adoption and signature by the Mayor, as permitted by Section 5.11 of the Charter, seconded by CM Nosler Beck, motion carried 7-0

ORDINANCES ON FIRST READING

There were none tonight.

DECISIONS, RESOLUTIONS AND MOTIONS

5. Motion to approve appointments to Boards and Commissions

By tradition, Board & Commission appointments are introduced by each District's senior member and seconded by the junior member.

Issue

Due to recent resignations of members from both the Liquor License Authority Board, along with the Board of Adjustment, staff is requesting to move current Board members who were appointed out of district to the vacant seats these resignations have made.

Staff Presentation

City Clerk Kirkpatrick stood by to answer questions.

Public Comment

No one came forward to speak.

Motion by CM Hultin, seconded by CM Ohm, as Councilmembers from District II, to appoint to District II:

Lenny Ortiz to the Liquor Licensing Authority, term ending 3/2/25.

Motion by CM Hultin, seconded by CM Ohm carried 7-0.

Motion by Mayor Pro-Tem Stites, seconded by Councilmember Weaver, as Councilmembers from District III, to appoint to District III:

Michael Griffith to the Board of Adjustment District III, term ending 3/2/24.

Anthony Romano to the Liquor Authority Board District III, term ending 3/2/25.

Motion by CM Stites, seconded by CM Weaver, motion carried 7-0.

Motion by Councilmember Dozeman, seconded by Councilmember Nosler Beck, as Councilmembers from District IV, to appoint to District IV:

Jesse Pearlman to the Board of Adjustment District IV, term ending 3/2/24.

Motion by CM Nosler Beck, seconded by MPT Stites, carried 7-0

CITY MANAGER'S MATTERS

Mr. Goff had nothing more tonight.

CITY ATTORNEY'S MATTERS

None

ELECTED OFFICIALS' MATTERS

CM Hutchinson noted that the first day of Spring is just 56 days away.

CM Nosler Beck announced the birth of her nephew, this morning at Lutheran Medical Center and thanked the staff for their help in welcoming the new life.

CM Hultin thanked the other CM and staff for an outstanding Strategic Planning Retreat. We have an incredible amount of data with which to plan, rather than hunches. Our staff made that possible. She recalled the impacts of the visit she, CM Ohm and staff created by attending the National League of Cities and visiting Congressman Perlmutter and others.

CM Weaver urged us all to be aware that walking on icy streets is dangerous for pedestrians, cyclists, and motorists,

CM Ohm noted that our staff was instrumental in bringing a new business to WR. He also thanked the owners of Clancy's Irish Pub and Colorado + for welcoming his business to the City,


CM Hoppe the High School will hold a chili cookoff to raise money on January 27th.

MPT Stites also lauded the process and outputs of the Retreat. He thanked the Building Department for the excellent job our inspectors are doing, a definite indication of progress from prior efforts. He visited Mestizos, the latest new business to open in Gold's Marketplace, and was delighted to welcome them to WR. If you can find it in WR, please, buy it in WR.

Mayor Starker noted the frequent new business ribbon cuttings. He thanked Colorado + for their help with the retreat this past weekend. That retreat produced good work! Please, be careful driving at night on our icy streets.


ADJOURNMENT to SPECIAL STUDY SESSION

The meeting adjourned at 7:32 pm.



Steve Kirkpatrick, City Clerk

APPROVED BY CITY COUNCIL ON February 13, 2023



Korey Stites, 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.