

CITY COUNCIL MINUTES

CITY OF WHEAT RIDGE, COLORADO

January 25, 2010

Mayor DiTullio called the Regular City Council Meeting to order at 7:00 p.m. Councilmembers present: Karen Adams, Karen Berry, Joseph DeMott, Joyce Jay, Tracy Langworthy, Davis Reinhart, Wanda Sang, and Mike Stites. Also present: City Clerk, Michael Snow; City Manager, Randy Young; Deputy City Manager, Patrick Goff; City Attorney, Gerald Dahl; Chief of Police, Dan Brennan; Director of Community Development, Kenneth Johnstone; Parks & Recreation Director, Joyce Manwaring; Assistant to the City Manager, Heather Geyer; staff; and interested citizens.

APPROVAL OF MINUTES OF January 11, 2010

Motion by Mrs. Adams for approval of the Minutes of January 11, 2010; seconded by Mr. Stites; carried 7-0-1 with Mrs. Sang abstaining.

PROCLAMATIONS AND CEREMONIES

Recognition of Pennington Elementary School's "Feed the Future" Backpack program.

Chief Brennan recognized **Brad Rupert** of the Arvada Community Food Bank, **Tom Ripp** with Enterprise Wheat Ridge, **Charlie Alt** of the Wheat Ridge Optimists Club and **Matthew Cromer**, Principal of Pennington Elementary for their contributions and hard work in creating this program which provides food for children and families of Pennington Elementary School in Wheat Ridge when the benefits of Free and Reduced Lunches runs out. Mr. Cromer offered gratitude for Chief Brennan's efforts in spearheading this program and presented him a collection of children's letters thanking him for his generosity.

CITIZENS' RIGHT TO SPEAK

Kyle Walpole of Evergreen appealed to the Council with complaints of misconduct by members of the Wheat Ridge Police Department. Mr. Walpole contends that Police personnel inappropriately raided his home in 2005 and seized items of personal property after his then-wife falsely accused him of inappropriate child photography, resulting in irreparable damage to his professional and personal life. He also contended that Wheat Ridge Police wrongly withheld evidence from him upon request and that some of that evidence no longer exists.

Steven Gillespie, Chief of the Wheat Ridge Fire District, announced the District Board's decision to hold a special election on May 4th for the election of three Board Members and to request approval of a mill levy property tax increase. Visit www.wrfire.org for additional information or contact the Fire Department directly at (303) 403-5900. Mr. Gillespie urged Council to support the District's requested mill levy increase for the benefit of the community's safety.

APPROVAL OF AGENDA

1. CONSENT AGENDA

- A. Resolution 07-2010 – amending the fiscal year 2010 General Fund Budget to reflect the approval of a supplemental budget appropriation in the amount of \$22,552 for the acceptance of a Tree Grant from Jefferson County for the purpose of planting trees in developed parks.
- B. Motion to encumber funds for 2010 Swimming Pool chemical purchases in an amount not to exceed \$58,800.
- C. Motion to approve payment to Code Consultants International in the amount of \$18,930 from Acct. No. 01-122-700-704 for December 2009 Contract Building Inspections.

Consent Agenda was introduced and read by Mrs. Langworthy.

Motion by Mrs. Langworthy for approval of the Consent Agenda; seconded by Mr. Stites; carried 8-0.

PUBLIC HEARINGS AND ORDINANCES ON SECOND READING

- 2. Council Bill 30-2009 – An Ordinance amending Section 11-183 of the Wheat Ridge Code of Laws to require Pawnbrokers to submit electronic records and digital photographs of property and persons who complete pawn transactions in the City.

Public Hearing continued from December 14, 2009.

Council Bill 30-2009 was introduced by Mrs. Sang.
City Clerk Michael Snow assigned Ordinance No. 1447.

Steve Bullard, area manager of EZ Pawn, provided support for the proposed ordinance and commended Chief Brennan and Commander Lorenz for their cooperation and willingness to work with his company on these changes and finding a mutually beneficial solution.

Mayor DiTullio closed the public hearing.

Motion by Mrs. Sang to approve Council Bill 30-2009 (Ordinance 1447); seconded by Mrs. Langworthy; carried 8-0.

DECISIONS, RESOLUTIONS, AND MOTIONS

- 3. Motion to approve the proposed changes to Council Rules of Order and Procedure.

Motion by Mr. Reinhart to approve the proposed changes to the Council Rules of Order and Procedure; seconded by Mrs. Sang; carried 8-0.

ELECTED OFFICIALS' MATTERS

City Clerk Michael Snow requested the City Attorney provide assistance in outlining the impacts of the Supreme Court's decision in the Citizens United case on the State and City campaign regulations. Mr. Dahl agreed to prepare a memo advising the Clerk's Office, the Council and the Community on its effects.

Mr. Reinhart clarified that the discussion undertaken by Council at the Special Study Session on January 19th, 2010 regarding their support of the proposed completion of the Northwest Corridor of C470 resulted in only a consensus vote, while Council Member Berry maintained the prerogative of a 'yes' or 'no' vote in support of the project as a Board Member of DRCOG.

Mayor DiTullio handed out to Council an outline of the recommendations from the Building Code Task Force (amended to this packet). The Mayor highlighted several of the key recommended changes for the City's Building Code.

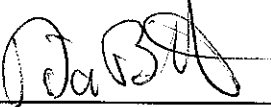
The Wadsworth Summit held on January 13th was attended by 13 property owners to discuss the development of a new Mixed-Use Zone District. A similar meeting for businesses in the Northwest area of the City will take place at 6pm on Tuesday, January 26, 2010 at the Wheat Ridge Recreation Center.

Meeting adjourned at 7:30p.m.



Michael Snow, City Clerk

APPROVED BY CITY COUNCIL ON February 8, 2010 BY A VOTE OF 8 to 0



Davis Reinhart, 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.