

CITY COUNCIL MINUTES

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

February 24, 2014

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

ROLL CALL OF MEMBERS

Jerry DiTullio	Bud Starker	Zachary Urban	Kristi Davis
Tim Fitzgerald	George Pond	Tracy Langworthy	Genevieve Wooden

Also present: City Clerk, Janelle Shaver; City Treasurer, Larry Schulz; City Attorney, Gerald Dahl; City Manager, Patrick Goff; Public Works Director, Scott Brink; Economic Development Coordinator, Steve Art; other staff and interested citizens.

APPROVAL OF MINUTES OF January 27, 2014

Without objection the Minutes of January 27, 2014 were approved as published.

CITIZENS' RIGHT TO SPEAK

Davis Reinhart said he believes people on both sides of the issue of 38th Avenue want to see investment in the corridor, but those who are upset about it aren't pleased with the way the City has gone about the issue. There is a budget shortfall. He believes we have aging infrastructure while there is \$5M in deferred maintenance. He suggested that Council put forward to the voters a TABOR amendment for a tax increase, and to do it now so there is time for the community to discuss it.

APPROVAL OF AGENDA

Attorney Dahl requested an executive session at the end of the meeting just prior to adjournment and following Elected Officials Matters to take legal advice regarding the 32nd Avenue construction contracts.

1. CONSENT AGENDA

- a.** Motion to approve payment of the Sales Tax Increment Share Backs for January of Fiscal Year 2014 from the Wheat Ridge Urban Renewal Authority Town Center Project in the amount of \$41,944.23 to Renewal Wheat Ridge

[Commercial area east of Wadsworth, between 38th and 44th. Budget allotment for 2014 totals \$425,000. Originated in 1981 for 25 years; amended several times; expires 12/31/14.]

- b. Resolution 17-2014 –amending the Fiscal Year 2013 Crime Prevention/Code Enforcement Fund 63 Budget to reflect the approval of a Supplemental Budget Appropriation in the amount of \$23,311 to fund increased expenditures as a result of implementation of the New Compensation Plan

[Wrapping up 2013 financials; covers increases in salary and expenses such as FICA, medical and dental insurance; for 3 community service officers, 1 crime prevention officer and .5 FTE police sergeant; funds available; Council approval required.]

- c. Resolution 16-2014 –amending the Fiscal Year 2013 Budget to reflect the approval of increased available Beginning Fund Balances in certain funds
[Presented for Council approval per recommendation of the City's independent auditor. Recognizes increased revenue in six funds (General, CIP, Open Space, Conservation Trust Fund, Crime Prevention/Code Enforcement, Court) totaling \$2,482,312.65. Does not impact 2013 expenditures or the approved 2014 budget.]

- d. Resolution 15-2014 – approving the purchase of a replacement Police Patrol Sedan with all required equipment, lighting and markings, amending the Fiscal Year 2014 Public Works Operations Budget, and approving a Supplemental Budget Appropriation in the amount of \$48,753

[Replacement of a 2011 Caprice patrol sedan that was hit by a non-city snow plow on 2/1/14 and is beyond repair. As with all patrol vehicle replacements approved for 2014, this replacement will be a Ford Interceptor utility vehicle.]

Councilmember Wooden introduced the Consent Agenda and read the titles.

Motion by Councilmember Wooden to approve the consent agenda; seconded by Councilmember Fitzgerald; carried 8-0

DECISIONS, RESOLUTIONS AND MOTIONS

2. Motion to Ratify Mayoral Appointments to Renewal Wheat Ridge, Term to Expire November 30, 2014

Councilmember Davis introduced Agenda Item 2. This appointment fills a mid-term vacancy.

Motion by Councilmember Davis to ratify the District III Mayoral appointment of Tim Rogers to Renewal Wheat Ridge, term to expire November 30, 2014; seconded by Councilmember Pond; carried 8-0

3. Motion to Ratify Mayoral Reappointment of Chad Harr to the Housing Authority representing District II, term to expire March 2, 2019

Councilmember Langworthy introduced Agenda Item 3

Motion by Councilmember Langworthy to ratify the Mayoral reappointment of Chad Harr to the Housing Authority representing District II, term to expire March 2, 2019; seconded by Councilmember Davis and Wooden; carried 8-0

4. Motion to approve appointments to Boards and Commissions

Motion by Councilmember Starker to approve Karen Berry to the Building Code Advisory Board, term ending 3/2/17; seconded by Councilmember Langworthy

Motion by Councilmember DiTullio to substitute the name Nathan Hoppe; seconded by Zachary Urban; failed 2-6, with Councilmembers Wooden, Langworthy, Fitzgerald, Pond, Davis and Starker voting no.

Main motion to appoint Karen Berry carried 7-1, with Councilmember DiTullio voting no.

Motion by Councilmember Starker to appoint Diane Robb to the Cultural Commission, term ending 3/2/17; seconded by Councilmember DiTullio; carried 8-0

Motion by Councilmember Starker to appoint Bea Slingsby to the Animal Welfare Commission, term ending 3/2/15; seconded by Councilmember Langworthy.

Motion by Councilmember DiTullio to substitute the name Brittany Fitzsimmons; seconded by Councilmember Urban; tied 4-4 with Councilmembers Starker, Fitzgerald, Davis and Urban voting no. Mayor Jay voted no and the motion failed.

The main motion to appoint Bea Slingsby carried 7-1, with Councilmember DiTullio voting no.

Motion by Councilmember Starker to appoint Tara Jahn to the Parks & Recreation Commission, term ending 3/2/16; seconded by Councilmember Davis;

Motion by Councilmember DiTullio to substitute the name Brittany Fitzsimmons; seconded by Councilmember Urban; failed 2-6, with Councilmembers Wooden,

Langworthy, Fitzgerald, Pond, Davis and Starker voting no.

The main motion to appoint Tara Jahn carried 7-1, with Councilmember DiTullio voting no.

Motion by Councilmember Urban to approve the following appointments to **District II** Boards and Commissions:

Lily Griego to the Board of Adjustment, term ending 3/2/17

Jill Shannon to the Cultural Commission, term ending 3/2/15

Milly Nadler to the Cultural Commission, term ending 3/2/17

Patricia Ennis to the Parks & Recreation Commission, term ending 3/2/17

Steve Timms to the Planning Commission, term ending 3/2/17

Seconded by Councilmember Davis; carried 8-0

Motion by Councilmember Pond to approve the following appointments to **District III** Boards and Commissions:

Virginia Petty to the Animal Welfare Commission, term ending 3/2/17

Tom Abbott to the Board of Adjustment, term ending 3/2/17

Michael Illo to the Cultural Commission, term ending 3/2/15

David Balezo to the Cultural Commission, term ending 3/2/17

Kathy Koniz to the Parks & Recreation Commission, term ending 3/2/17

Emery Dorsey to the Planning Commission, term ending 3/2/16

Seconded by Councilmember Fitzgerald.

Councilmember Davis suggested appointing Brittany Fitzsimmons to the other District III Animal Welfare Commission position [vacant with no applicant] to serve "out of district".

Discussion followed. Mr. Pond expressed a strong desire to have a veterinarian who lives in District III be on the Commission. Mr. Urban spoke about having willing volunteers who have applied and are eager to serve.

Mr. Pond called for the question.

The motion for the District III appointments carried 8-0.

Motion by Councilmember Pond to appoint Brittany Fitzsimmons to the Animal Welfare Commission serving District III, term to expire 3/2/17; seconded by Councilmember DiTullio;

There was further discussion about having a veterinarian on the Animal Welfare Commission. Mr. Dahl clarified how the Code provides for two ex officio members who are licensed veterinarians that maintain a practice in Wheat Ridge. They need not be residents of the city.

The main motion to appoint Brittany Fitzsimmons carried 8-0.

Motion by Councilmember Langworthy to approve the following appointments to **District IV** Boards and Commissions:

Paul Hovland to the Board of Adjustment, term ending 3/2/17

Deborah Bollig to the Cultural Commission, term ending 3/2/17

Sandra Hagevik to the Cultural Commission, term ending 3/2/15

Christine Taraskiewicz to the Parks & Recreation Commission, term ending 3/2/17

Liz Veeder to the Parks & Recreation Commission, term ending 3/2/17

No appointment to the Planning Commission.

Seconded by Councilmember Wooden.

Clerk Shaver pointed out that the application process has deadlines and applicants follow them. It's time to appoint people. We have an applicant for District IV for the Planning Commission that is not being appointed.

Councilmember Langworthy explained that John [sic] Maes is not an applicant she and Councilmember Wooden want to move forward with.

The motion for the District IV appointments carried 8-0.

Motion by Councilmember Starker to approve the following appointments to **At-Large** Boards and Commissions:

Nathan Hoppe to the Building Code Advisory Board - At-Large, term ending 3/2/17; seconded by Councilmember Langworthy.

Motion by Councilmember DiTullio to substitute the name Dan Bradford; seconded by Councilmember Urban.

Discussion followed.

- Councilmember DiTullio noted that Mr. Bradford had applied for this board before. He's a building code inspector for the City of Westminster and would bring good expertise.
- Nathan Hoppe, a contractor, was present and spoke.
- Mike Griffeth, a structural engineer who also applied, was present and spoke.

Councilmember DiTullio's motion to appoint Dan Bradford failed 2-6, with Councilmembers Wooden, Langworthy, Fitzgerald, Pond, Davis and Starker voting no.

There was discussion about the areas of expertise of the current board members.

Motion by Councilmember DiTullio to substitute the name Michael Griffeth; seconded by Councilmember Fitzgerald; failed 2-6, with Councilmembers Wooden, Langworthy, Pond, Davis, Urban and Starker voting no.

The main motion to appoint Nathan Hoppe carried 7-1, with Councilmember DiTullio voting no.

Motion by Councilmember Urban to appoint Larry Richmond to the Board of Adjustment as At-Large Alternate, term ending 3/2/17; seconded by Councilmember DiTullio; carried 8-0.

Motion by Councilmember Fitzgerald to appoint Michael Griffeth to the Board of Adjustment as At-Large Alternate, term ending 3/2/17; seconded by Councilmember DiTullio; carried 8-0.

CITY MANAGER'S MATTERS nothing

CITY ATTORNEY'S MATTERS nothing

CITY CLERK'S MATTERS

Janelle Shaver informed Council that the City has been approached by the County to have an outdoor 24-hour ballot box installed at City Hall and to use Council Chambers next November as a Voter Polling and Service Center on Election Day.

ELECTED OFFICIALS' MATTERS

Genevieve Wooden announced Live Local Harvest Food and Film Series at the Active Adult Center this Wednesday at 6:30. It's a pot luck and movie.

Tracy Langworthy reported that last Tuesday three members of the Kite Flite Festival Committee went to Wheat Ridge 5-8 and spent the day teaching students the art of kite flying including construction, history and aerodynamics.

Tim Fitzgerald noted the passing of Jan Lindgren, longtime resident who had been very active at the Adult Center and with children. She is Cheryl Brungardt's mother.

George Pond thanked everyone who applied for boards and commissions, and congratulated those who were appointed. There are other opportunities to participate in the community and if anyone is interested in that please contact him.

Kristi Davis thanked those who applied for boards and commissions, and congratulated the appointees. ~ She has good information from the Smart Growth Conference she attended and will bring that to Council in the future. He thanked the City for the opportunity to attend.

Zachary Urban noted a Facebook page called The Wheat Ridge Neighbors. It is a good way to get referrals, find out about events, and get connected to the community.

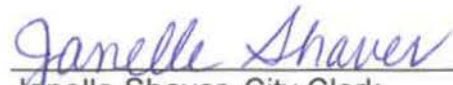
Jerry DiTullio thanked participating businesses as well as Patrick Goff and Mike Steinke from the IT Department of the City for allowing his students from Wheat Ridge High School to job shadow recently. ~ He thanked Mr. Pond for considering Brittany Fitzsimmons for the Animal Control Commission.

Mayor Jay reminisced about Jan Lindgren, noting her passion for life and good sense of humor. During her last weeks in hospice she was writing a book called "How to Have Fun at Funerals." ~ The Mayor also attended the Smart Growth Conference.

Motion by Councilmember Davis to go into Executive Session for a conference with the City Attorney under Charter section 5.7(b)1 and section 24-6-402 (4)B C.R.S. specifically for legal advice from the City Attorney and appropriate staff concerning 32nd Avenue construction contracts, and further to return to the open meeting at the close of the Executive Session for the purpose of taking any formal action deemed necessary; seconded by Councilmember Starker; carried 8-0.

The City Council Meeting adjourned at 8:56 pm.

The City Council adjourned to the Lobby Conference Room for an Executive Session. The Executive Session commenced at 8:01 pm and adjourned at 8:32 pm. City Council then reconvened to regular session and immediately adjourned.


Janelle Shaver, City Clerk

APPROVED BY CITY COUNCIL ON March 24, 2014 BY A VOTE OF 8 to 0


Kristi Davis, 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.