

# CITY COUNCIL MINUTES

## CITY OF WHEAT RIDGE, COLORADO

**August 11, 2008**

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, and Mike Stites. Also present: Deputy City Clerk, Christa Jones; City Manager, Randy Young; Deputy City Manager, Patrick Goff; City Attorney, Gerald Dahl; Director of Public Works, Tim Paranto; staff; and interested citizens.

Councilmember Terry Womble was absent.

### **APPROVAL OF MINUTES OF July 28, 2008**

Motion by Mrs. Sang for approval of the Minutes of July 28, 2008; seconded by Mr. Stites; carried 6-0 with Mr. Gokey abstaining.

### **PROCLAMATIONS AND CEREMONIES**

Mrs. Wheat Ridge Karen Thaler read the Proclamation for Annual Carnation Festival Week August 10<sup>th</sup> – 17<sup>th</sup>, 2008.

Mayor DiTullio presented the Proclamation to **Tom Meiers** from the Wheat Ridge Carnation Festival Committee.

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

**John Marriott**, Chairman of the Wheat Ridge Business District, gave update on his organization. The Business District is in favor of the proposed ballot questions.

**Charles Holzer**, Wheat Ridge, urged that Council put the Recreation Center expansion question on the ballot.

### **Item 1.      CONSENT AGENDA**

A. Resolution 41-2008 – A Resolution authorizing the appropriate City Officials to execute an Intergovernmental Agreement (IGA), by and between the County of Jefferson, State of Colorado, and the City of Wheat Ridge, Colorado, regarding the administration of their respective duties concerning the conduct of the coordinated election to be held on November 4, 2008.

- B. Resolution 42-2008 – A Resolution authorizing the appropriate City Officials to execute an Intergovernmental Agreement (IGA) by and between the County of Jefferson, State of Colorado, and the City of Wheat Ridge, Colorado, regarding the production of a mailed notice concerning ballot issues. (Tabor)
- C. Resolution 43-2008 – A Resolution approving a contract with the Colorado Department of Transportation for maintenance of traffic signals.
- D. Resolution 44-2008 – A Resolution approving a Common Use Agreement with the Colorado Department of Transportation and the Lane Ditch Company for maintenance of Lane Ditch Improvements.

Consent Agenda was introduced and read by Mr. Stites.

Motion by Mr. Stites for approval of the Consent Agenda; seconded by Mrs. Sang; carried 7-0.

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

Item 2. Public Meeting on 2009 Budget.

Item 2 was introduced by Mrs. Rotola, who read the Executive Summary.

There was no one present to speak.

### **ORDINANCES ON FIRST READING**

Item 3. Council Bill 14-2008 – An Ordinance submitting a Ballot Question to the Voters of the City of Wheat Ridge at the November 4, 2008 Special Election, concerning amending the Wheat Ridge Home Rule Charter to provide for limitations upon Building Height and Residential Density to be set forth by Ordinance in the Wheat Ridge Zoning and Development Code.

Council Bill 14-2008 was introduced on first reading by Mr. Stites, who read the Executive Summary.

Motion by Mr. Stites to approve Council Bill 14-2008 on first reading, order it published, public hearing set for Monday, August 25, 2008 at 7:00 p.m. in the City Council Chambers, and that it take effect immediately upon adoption at second reading; add the words "by Ordinance" to Page 1, Section 5.10.1; seconded by Mrs. Sang; carried 7-0

Item 4. Council Bill 15-2008 – An Ordinance submitting a Ballot Question to the Voters of the City of Wheat Ridge at the November 4, 2008 Special Election, concerning a Temporary Sales and Use Tax Rate Increase for the purpose of issuing Revenue Bonds for the reconstruction and streetscaping of portions of West 38<sup>th</sup> Avenue.

Council Bill 15-2008 was introduced on first reading by Mrs. Sang, who read the Executive Summary.

Motion by Mrs. Sang to approve Council Bill 15-2008 on first reading, order it published, public hearing set for Monday, August 25, 2008 at 7:00 p.m. in the City Council Chambers, and that it take effect immediately upon adoption at second reading; seconded by Mr. Stites; carried 7-0.

Item 5. Council Bill 16-2008 – An Ordinance submitting a Ballot Question to the Voters of the City of Wheat Ridge at the November 4, 2008 Special Election, concerning General Obligation Bonds for the purpose of financing Neighborhood Flood Control and Storm Drainage Improvements.

Council Bill 16-2008 was introduced on first reading by Ms. Berry, who read the Executive Summary.

Motion by Ms. Berry to approve Council Bill 16-2008 on first reading, order it published, public hearing set for Monday, August 25, 2008 at 7:00 p.m. in the City Council Chambers, and that it take effect immediately upon adoption at second reading; seconded by Mrs. Adams and Mrs. Rotola; carried 6-1 with Mr. Gokey voting no.

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

Item 6. Resolution 40-2008 – A Resolution amending the fiscal year 2008 General Fund Budget to reflect the approval of a supplemental budget appropriation to the Taste of Wheat Ridge Festival for \$10,000.00, approval of \$6,500.00 worth of special City services, along with approval of the closure of West 38<sup>th</sup> Avenue from Pierce Street to Wadsworth Boulevard on September 6, 2008.

Resolution 40-2008 was introduced by Mrs. Langworthy, who read the Executive Summary.

Motion by Mrs. Langworthy to approve Resolution 40-2008. She further moved to approve the closure of West 38<sup>th</sup> Avenue from Upham Street to Wadsworth Blvd. for the 2008 Festival; she further moved to approve the Police Department providing security and traffic control for the Festival; she further moved to approve the Public Works Department providing street sweeping for the Festival; seconded by Mr. Gokey. Motion **Failed** 4-3 with Councilmembers Langworthy, Sang, and Gokey voting yes.

Motion by Ms. Berry to **not** approve Resolution 40-2008; she further moved to approve \$6,500 worth of special City services; the closure of West 38<sup>th</sup> Avenue from Upham Street to Wadsworth Blvd. for the 2008 Festival; she further moved to approve the Police Department providing security and traffic control for the Festival; she further moved to approve the Public Works Department providing street sweeping for the Festival; seconded by Mrs. Rotola.

**Sali Caquelyn**, Event Director for Taste of Wheat Ridge, stated they have fallen short in the fund raising process. She thanked the City for approving the in-kind money, but without the extra money, there won't be a Taste of Wheat Ridge.

**Terry Amalfitano**, Denver, participated last year and they had a great showing for a first time event. The City would make some sales tax money.

Motion carried 4-3 with Councilmembers Langworthy, Sang, and Gokey voting No.

### **CITY ATTORNEY'S MATTERS**

Jerry Dahl updated Council on the billboard issue. Correspondence will be sent out to Council.

### **ELECTED OFFICIALS' MATTERS**

Mr. Gokey thanked Council and the community for their support during this difficult time in his life.

Mrs. Adams and Mr. Stites will have a community update meeting on August 19<sup>th</sup> at Glory of God Lutheran Church, West 38<sup>th</sup> Avenue, at 7:00 p.m.  
Postcards will be mailed to the rest of the district in September for the second meeting.

Mr. Stites asked that businesses and private homes clean up lots in the Parade area. He asked that everybody do one positive thing for their community this week and as usual, buy it and find it in Wheat Ridge.

Mrs. Rotola thanked the Police Department for a great job on Night out.

Motion by Mr. Stites to adjourn to Executive Session for a conference with the City Attorney under Charter Section 5.7(2) and Section 24-6-402(4)(F) C.R.S., specifically to conduct the annual Performance Evaluation of the City Manager. I further move to adjourn at conclusion of the Executive Session; seconded by Ms. Berry; carried 7-0.

**EXECUTIVE SESSION WAS HELD**

Meeting adjourned at 9:04 p.m.

Signed: Christa Jones

---

Christa Jones, Deputy City Clerk

APPROVED BY CITY COUNCIL ON AUGUST 25, 2008 BY A VOTE OF 7 to 0

Signed: Mike Stites

---

Mike 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. 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.