



Meeting Minutes - Final City Council

Monday, November 17, 2014

6:00 PM

Council Chambers

1. Call to Order/Roll Call

A regular meeting of the City Council of the City of Commerce City was called to order by Mayor Ford on November 17, 2014, at 6:00 PM.

Present: 7 - Mayor Sean Ford, Council Member Rick A. Teter, Council Member Crystal Elliott, Council Member Steven J. Douglas, Council Member Andrew Amador, Council Member Jadie Carson and Mayor Pro Tem René Bullock

Absent: 2 - Council Member Jim Benson and Council Member Jason McElDowney

2. Executive Session

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, to enter into executive session, pursuant to CRS 24-6-402(4)(e) for the purpose of instructing negotiators regarding the civic center/ South Adams County Fire building and pursuant to CRS 24-6-402(4)(e) for developing strategy for negotiators and instructing negotiators concerning the Second Creek Project VOTE:

Aye: 7 - Mayor Ford, Council Member Teter, Council Member Elliott, Council Member Douglas, Council Member Amador, Council Member Carson and Mayor Pro Tem Bullock

[14-62](#)

An executive session pursuant to C.R.S. 24-6-402(4)(e) for the purpose of instructing negotiators regarding Civic Center/SACFD Admin building

[14-65](#)

An executive session pursuant to CRS 24-6-402(4)(e) for the purpose of developing strategy for negotiations and instructing negotiators concerning the Second Creek Project

3. Pledge of Allegiance

The Pledge of Allegiance was recited.

Present: 9 - Mayor Sean Ford, Council Member Jim Benson, Council Member Rick A. Teter, Council Member Crystal Elliott, Council Member Steven J. Douglas, Council Member Andrew Amador, Council Member Jadie Carson, Council Member Jason McElDowney and Mayor Pro Tem René Bullock

4. Audience Introduction

The Pledge of Allegiance was recited.

5. Proclamations and Recognitions

None.

[14-61](#)

Citizen Commendation Certificates presented by the Police Department

Police Chief Smith presented certificates of commendation to the following citizens: David Schwalm for assisting Officer Zamora and Everett and Ceceila Johnston for assisting in a traffic situation on Highway 2 and 104th Avenue.

6. Citizen Communication

Robert Mann, appeared on behalf of the Commerce City Fraternal Order of Eagles to seek assistance with food baskets for Christmas.

A motion was made by Councilman Teter, seconded by Councilman Benson, to donate \$50 each from their discretionary funds to support the Eagles with their food basket drive for Christmas.

VOICE VOTE: Unanimous; all present affirmed

7. Approval of Minutes

[Min 14-203](#)

Special Meeting Minutes of September 22, 2014

A motion was made by Councilman McEldowney, seconded by Mayor Pro Tem Bullock to allow both Mayor Ford and Councilwoman Carson to abstain from voting on the minutes of the special meeting of September 22, 2014, because of their excused absence.

VOTE: 7 aye, 2 abstain (Ford, Carson)

A motion was made by Council Member Teter, seconded by Mayor Pro Tem Bullock, that the minutes be approved. VOTE:

Aye: 7 - Council Member Benson, Council Member Teter, Council Member Elliott, Council Member Douglas, Council Member Amador, Council Member McEldowney and Mayor Pro Tem Bullock

Abstained: 2 - Mayor Ford and Council Member Carson

8. Consent Agenda

A motion was made by Council Member McEldowney, seconded by Mayor Pro Tem Bullock, to approve the consent agenda as presented. ROLL CALL VOTE:

Aye: 9 - Mayor Ford, Council Member Benson, Council Member Teter, Council Member Elliott, Council Member Douglas, Council Member Amador, Council Member Carson, Council Member McEldowney and Mayor Pro Tem Bullock

[Ord 2034](#)

AN ORDINANCE AMENDING THE 2014 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY APPROPRIATING A PORTION

OF THE UNENCUMBERED FUND BALANCE OF THE COMMUNITY JUSTICE FUND BALANCE IN THE GENERAL FUND IN THE AMOUNT OF \$35,000 FOR CONDUCTING A PROPERTY AND EVIDENCE NEEDS ASSESSMENT STUDY IN THE POLICE DEPARTMENT AND THE AUTHORIZATION OF THE EXPENDITURES THEREOF.

[Ord 2035](#)

AN ORDINANCE AMENDING THE 2014 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE SALES AND USE TAX REVENUE BONDS, SERIES 2014 IN THE AMOUNT OF \$78,000,000 FOR THE CONSTRUCTION, INSTALLATION, OPERATION AND MAINTENANCE OF PARKS, RECREATION, AND ROADWAY IMPROVEMENTS AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

[Res 2014-85](#)

RESOLUTION AUTHORIZING CONVEYANCE OF EASEMENT FOR PIPELINE IN 96TH AVENUE

[Res 2014-115](#)

RESOLUTION APPOINTING MEMBERS TO DESIGNATED BOARDS AND COMMISSIONS OF COMMERCE CITY

9. Resolutions

[Res 2014-80](#)

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR THE CONSTRUCTION OF FRONTERRA PARK

Parks Planning and Operations Manager Mike Brown gave a brief presentation on the bid process that was followed in awarding this contract. Mr Brown provided council with a description of the park amenities.

A motion was made by Council Member McEldowney, seconded by Mayor Pro Tem Bullock, that this resolution be adopted. VOICE VOTE: Unanimous, all present affirmed.

[Res 2014-111](#)

RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF COMMERCE CITY AND HDR, INC. FOR PRELIMINARY & FINAL DESIGN AND RIGHT-OF-WAY SERVICES FOR HIGHWAY 2 WIDENING PROJECT

Public Works Director D'Andrea gave a brief presentation. This is a Responsible Acceleration of Maintenance & Partnerships (RAMP) project. Currently Highway 2, from 64th to I-76, is owned by CDOT, but the city will be taking that over. Project goals include: expanding the road to four lanes, reducing flooding and improving water quality and creating a multi-modal corridor. The overall project budget is \$20 million. The city received 10 proposals and the review team is recommending HDR, Inc. to complete the preliminary and final design and right-of-way services.

Audience Input:

Guillermo Serna, 14122 E. 102nd Pl.

A motion was made by Council Member McEldowney, seconded by Mayor Pro Tem Bullock, that this resolution be adopted. VOICE VOTE: Unanimous, all

present affirmed.

10. Ordinances on 1st Reading

Ord 2038

AN ORDINANCE REPEALING PARAGRAPH (E) AND AMENDING PARAGRAPH (F) OF SECTION 12-5005 OF THE COMMERCE CITY REVISED MUNICIPAL CODE PERTAINING TO RESTRICTED AND PROHIBITED SOLICITATIONS

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member McEldowney, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 9 - Mayor Ford, Council Member Benson, Council Member Teter, Council Member Elliott, Council Member Douglas, Council Member Amador, Council Member Carson, Council Member McEldowney and Mayor Pro Tem Bullock

Ord 2039

AN ORDINANCE AMENDING THE 2014 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY INCREASING THE ORIGINAL BUDGETED REVENUES IN THE GENERAL FUND BY \$9,000,000 FOR THE RECOGNITION OF THE ADDITIONAL 1% SALES TAX INCREASE APPROVED BY VOTERS AND TRANSFERRING \$323,000 FROM THE GENERAL FUND TO THE CIPP FUND FOR THE MUNICIPAL SERVICE CENTER (MSC) BUILDING B RENOVATION AND THE EXPENDITURE THEREOF.

A motion was made by Council Member McEldowney, seconded by Mayor Pro Tem Bullock, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 9 - Mayor Ford, Council Member Benson, Council Member Teter, Council Member Elliott, Council Member Douglas, Council Member Amador, Council Member Carson, Council Member McEldowney and Mayor Pro Tem Bullock

11. Administrative Council Business

A motion was made by Councilman Benson, seconded by Councilwoman Carson, to direct staff to formulate an English as a second language program sponsored by the city.

Some council members felt that the city could possibly assist in extending the reach of current programs, but not be the lead agency.

The motion was amended by Councilman Benson and Councilwoman Carson to investigate and collaborate on English as a second language program.

VOTE: Unanimous; all present affirmed

A motion was made by Councilman Benson, seconded by Councilman Douglas to direct staff to investigate the cost of changing traffic signals.

VOTE: Unanimous; all present affirmed

Mayor Ford appointed Councilman McEldowney as acting mayor while he and Mayor Pro Tem Bullock are out of town later in the week.

[14-66](#)

Buffalo Run Benefits for High School Golf Team Members

City Manager McBroom stated that information regarding Buffalo Run Golf Course benefits was provided in his report two weeks ago, and tonight is council's opportunity to consider the financial amount required to provide this benefit.

Some council members felt staff's estimates were inflated and they would like someone at the golf course to reach out to the golf coaches and data tracked.

Parks Recreation and Golf Director Keith addressed council. She stated that during the golf season, all four high school golf teams are allowed use of the range and complimentary use of the course for practice. There is also no charge for their organized tournaments.

A motion was made by Mayor Pro Tem Bullock, seconded by Councilman Benson to direct staff to look at the benefits this will create and to find out what other schools are doing.

Councilmna McEldowney asked if he could add an amendment to the motion to include a meeting with the school golf coaches and find out their needs are.

VOTE: Unanimous; all present affirmed

12. Reports

Mayor and council reported on attending various meetings and events.

13. Adjourn to NIGID Meeting

In accord with the city charter, the city attorney read the title to all ordinances and resolutions adopted by Council at this meeting.

The meeting adjourned at 9:00 pm