

**A RESOLUTION AMENDING COUNCIL POLICY #CP-22 TO REVISE TESTIMONY
TIME ALLOCATION AND ORDER OF TESTIMONY FOR PARTIES IN QUASI-
JUDICIAL HEARINGS**

NO. 2024-082

WHEREAS, the City of Commerce City is authorized to adopt policies governing Council process and conduct; and

WHEREAS, City Council has determined there is a need to amend #CP-22 to clarify the reasonable time limit for testimony and modify the order of testimony in quasi-judicial hearings.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

SECTION 1. Findings. The recitals to this resolution are incorporated as findings of the City Council. This resolution is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

SECTION 2. Amendments.

a. Council Policy #CP-22.D. is amended to read as follows:

D. Testimony. The public hearing shall be conducted so as to elicit relevant and competent evidence for the public hearing in a manner that provides a reasonable opportunity for all interested parties to express themselves as long as the testimony or evidence presented is reasonably related to the purpose of the public hearing and is not redundant. Testimony for the petitioner/applicant shall be limited to 10 minutes. Testimony for City staff shall also be limited to 10 minutes. The Mayor may extend time for testimony so long as he or she grants such extension equally to both parties. Questions posed by Council members, and answers thereto, shall not be calculated in the testimony time allocation.

b. Council Policy #CP-22.K. is amended to read as follows:

K. Public Hearings Should Generally Proceed as Follows:

1. Applicant or petitioner presentation.
 - a. Questions by Council
 - b. Questions by persons in interest
2. A staff presentation and recommendation, if applicable.
 - a. Questions by Council
 - b. Questions by persons in interest

3. Public Presentation.
 - a. Questions by Council.
 - b. Questions by persons in interest.
4. Applicant or petitioner rebuttal, if requested.
5. Discussion by applicant and public.
6. Hearing closed.
7. Council discussion.
8. Council decision.

RESOLVED AND PASSED THIS 1ST DAY OF JULY 2024.

CITY OF COMMERCE CITY, COLORADO

Steven J. Douglas, Mayor

ATTEST

Dylan A. Gibson, City Clerk