



Commerce City

7887 E. 60th Ave.
Commerce City, CO 80022
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Meeting Minutes - Final City Council

Monday, October 7, 2013

6:30 PM

Council Chambers

1. **Call to Order/Roll Call - 6:30**

A motion was made by Council Member Douglas, seconded by Council Member Amador, to excuse Council member Crystal Elliott from tonight's meeting. VOICE VOTE: Unanimous, all present affirmed.

2. **Pledge of Allegiance**

3. **Audience Introduction - 6:35**

4. **Proclamations and Recognitions - 6:40**

[13-0036](#)

Introduction of new Deputy Chiefs of Police

Chief of Police Troy Smith introduced Deputy Chief of Police Fran Gomez and Deputy Chief of Police Lowell Richardson to Council and the audience. The deputy chief of police positions were created during the re-organization efforts. Deputy Chief Gomez oversees operations and Deputy Chief Richardson oversees support services.

[Proc 13-15](#)

Proclamation declaring October as Community Planning Month

Planning Commission members accepted the proclamation from city council.

City Attorney Bob Gehler read the proclamation into the record.

A motion was made by Council Member McEldowney, seconded by Council Member Douglas, that this Proclamation be approved. VOICE VOTE: Unanimous, all present affirmed.

5. Citizen Communication - 6:55

The following citizens expressed concerns about the property at 7090 E. 60th Place, which included; the number of tenants, unkempt conditions, noise, excess vehicles, trash, health risks, and parking:

*James Allen, 6060 Pontiac
Theresa Velarosa, 7080 E. 60th Place
Al and Nancy Tanguay, 7040 E. 60th Place
Denis and Loraine Bradley, 7096 E. 60th Place
Jennifer Allen Thomas, 6060 Pontiac Street*

The following individuals/citizens spoke on the recent trial outcome regarding the pitbull Chloe and requested additional information regarding training activities:

*Jeffery Justice, no address given
Angela Henson, no address given
Michael and Kim Plummer, 16673 Parkside Drive*

Manny Gonzales, 7051 Clermont Street, spoke on behalf of the Yes on 3C campaign which enhances education and provides a safe place for students to learn. The ballot issue is a proposed mill levy increase for the Adams 14 School District. Mr. Gonzales requested city council support in the form of a resolution.

Guillmore Serna, 14122 E. 105th Place, thanked the police department and the Mayor for resolving a private matter.

6. Resolutions - 7:25**[Res 2013-61](#)****RESOLUTION IN SUPPORT OF PUBLIC ART PROJECT FOR FAIRFAX PARK**

Recreation Manager Karen O'Donnell and Cultural Council member Maura O'Neil presented information on the process to select public art for Fairfax Park, using the new public art master plan approved by city council. Joshua Wiener was the artist selected for the project. Execution date is Spring 2014. Cost of the project is \$33,000.

Council thanked the Cultural Council and staff for their work on implementing the project.

Guillermo Serna, 14122 E. 105th Place, asked council to consider the diversity of the area and the ideas and artists should better reflect the park.

A motion was made by Council Member McEldowney, seconded by Mayor Pro-Tem Bullock, to adopt the resolution. VOICE VOTE: Unanimous, all present affirmed.

[Res 2013-59](#)**RESOLUTION IN SUPPORT OF THE PROPOSED MILL LEVY INCREASE FOR SOUTH ADAMS COUNTY FIRE PROTECTION DISTRICT NO. 4 ON THE NOVEMBER 5, 2013 ELECTION BALLOT**

Fire Marshall Ron LePenna provided information on Ballot Issue 5A. This ballot issue will enable the fire department to hire 15 additional staff and replace vehicles, thus, improving response times to all parts of the city.

Rick Teter stated that this fire department has been a volunteer station for 70 years. This money is for the safety of the city and will provide for a truck 24 hours a day for both the north and south side of the city.

Bob Gehler added appendix A to the resolution.

City Attorney Bob Gehler read the resolution into the record.

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

[Res 2013-62](#)**RESOLUTION APPROVING ADOPT-A-STREET PROGRAM**

Public Works Director Maria D'Andrea shared information about the new proposed adopt-a-street program. A representative thanked council and staff for allowing them to serve the community.

City Attorney Bob Gehler read the resolution into the record.

A motion was made by Council Member Teter, seconded by Council Member Amador, that this Resolution be adopted. VOICE VOTE: Unanimous, all present affirmed.

7. Ordinances on 1st Reading - 8:00[Ord 1974](#)

AN ORDINANCE AMENDING THE 2014 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE STATE OF COLORADO - DEPARTMENT OF PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE GRANT FUNDS IN THE AMOUNT OF \$42,446 FOR THE YOUTH CRIME PREVENTION - EPIC PROGRAM AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

City Attorney Bob Gehler read the title of the ordinance into the record.

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: 8 - Mayor Ford, Council Member Benson, Council Member Carson, Council Member Teter, Mayor Pro-Tem Bullock, Council Member McElDowney, Council Member Douglas and Council Member Amador

Excused: 1 - Council Member Elliott

[Ord 1975](#)

AN ORDINANCE AMENDING THE 2013 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE DEPARTMENT OF JUSTICE - JAG/BYRNE GRANT FUNDS IN THE AMOUNT OF \$14,225 FOR EQUIPMENT TO BE USED BY POLICE DEPARTMENT PERSONNEL AND AUTHORIZATION OF THE EXPENDITURE THEREOF.

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

Excused: 1 - Council Member Elliott

[Ord 1979](#)

AN ORDINANCE AMENDING THE 2013 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE U.S. DEPARTMENT OF JUSTICE - COMMUNITY ORIENTED POLICING SERVICES (COPS) GRANT FUNDS IN THE AMOUNT OF \$125,000 FOR THE HIRING OF ONE SCHOOL RESOURCE OFFICER AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

Council inquired about the number of police officers and locations. Police Chief Smith confirmed that the grant was for School District Adams County 14, however, we have additional Student Resource Officers in School District 27J.

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

Excused: 1 - Council Member Elliott

[Ord 1976](#)

AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE LAND DEVELOPMENT CODE RELATED TO SIGNS

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

Aye: 8 - Mayor Ford, Council Member Benson, Council Member Carson, Council Member Teter, Mayor Pro-Tem Bullock, Council Member McEldowney, Council Member Douglas and Council Member Amador

Excused: 1 - Council Member Elliott

8. Administrative Council Business - 8:25

It was moved and seconded by Council Member McEldowney and Mayor Pro Tem Bullock to begin the October 21, 2013 and November 4, 2013 meetings at 5:30 p.m. for the purpose of executive sessions. VOICE VOTE: Unanimous, all present affirmed.

Council directed staff to draft a resolution in support of the Adams 14 School District proposed mill levy to be placed on the October 21, 2013 regular council meeting.

Council requested timely investigation and reporting of issues surrounding the property at 7090 E. 60th Place.

Council Member McEldowney requested a small expenditure of \$350 to participate in a master class in Behavior Change and Community Engagement. It was moved and seconded by Mayor Pro Tem Bullock and Council Member Benson to approve the \$350 expenditure to attend the Behavior Change and Community Engagement class.

Council Member McEldowney shared an article from the Aurora Sentinel regarding water tap fees and requested that staff work collaboratively with the water district for further discussions, consistent with previous study session dialogue.

Council Member McEldowney suggested a collaborative visioning summit among the city and local government district partners to identify how to move forward in the years ahead and stated Council should plan a meeting with the water district prior to the 2014 election.

Mayor Pro Tem Bullock inquired about employment guidelines that preclude board or commission members from applying for positions with the city. Mayor Pro Tem Bullock requested that staff present a resolution eliminating the restriction of board or commission members from applying for city employment and discuss at a future study session.

Mayor Ford requested that council members provide their evaluation of the city manager, city attorney and municipal judge and look at dates for a special meeting to complete performance reviews.

Council Member Douglas requested information about code enforcement efforts near Bimbo Bakeries. Council was concerned about the direction and perceived lack of property ownership.

Council Member McEldowney requested staff attend COGCC setback meeting in November.

9. Reports - 8:40

City Manager Brian McBroom provided his weekly update.

Council members reported on meeting and events that they attended from the previous week.

10. Adjourn - 8:55

It was moved and seconded by Council member McEldowney and Mayor Pro Tem Bullock to extend the October 7, 2013 meeting for an emergency executive session pursuant to CRS 24-6-402(4)(e) to discuss Adams County Jail issues. VOICE VOTE: Unanimous, all present affirmed.

The meeting was adjourned at 10:30 p.m.

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