



CITY OF ARVADA

SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD JUNE 2, 2008

AGENDA REVIEW SESSION – 5:30 p.m.

1. Call to Order by Mayor Bob Frie

2. Study Sessions
 - A. Arvada Harvest Festival

Renee Nelson, general chair of the Arvada Harvest Festival, presented this study session. She gave a history of the festival and said they have been in existence since 1925. She said at this point it is the Arvada Jaycees, or the Junior Chamber, that runs the event.

She said there are 16 events during the three day period and each year they try to bring in one new event. She said they involve the community, service clubs and churches. Ms. Nelson said they have the second longest parade in the state, with the Greeley Stampede being the number one. She said they are looking to increase their attendance and get all of the service clubs involved. The attendance has increased for each of the past six years, as well as the number of events, activities and displays.

Mayor Pro Tem Anderson asked about the complaints from the businesses who say they don't get the customers in and lose business during the festival. Ms. Nelson said she personally goes to each affected business and visits with them, gives each of them a packet of material and tries to bridge any gaps she can. She also discussed her meetings with the church and the library.

Ms. Anderson asked about the issues relating to the parade, whether they would be charging for entries, the fees being charged, etc. Ms. Nelson said they do have entry fees but they are much lower than last year. She said Ed has also reduced the number of categories. She said the rules and the fees are in writing and are on the web site. She said this year they are offering to pay for the busses and gas for the school bands.

Councilmember Azari said he would like to see an emphasis on Arvada and the high schools in Arvada and we should be asking the band directors, now, to schedule this into their fall program.

Ms. Anderson brought up concerns she has with blocking streets then which prevents emergency vehicles from getting through. Rick Nelson said there is a 20 foot clearance around all of the blockades in the Olde Town area and it is checked and cleared by the fire department prior to the event starting.

B. Accumulation of Animals Ordinance

Ed Brady, Commander in the police department, presented this study session. He said this proposed ordinance would amend Chapter 14 of the City Code. He said it is City Council

initiated. The objective is to lower noise in urban areas. He said the main change in the proposed ordinance is that it will say "no person or household shall own or have custody of more than two female chickens and two turkeys." He said there are no changes to the number of dogs, cats or pot-bellied pigs that can be owned.

Mr. Brady explained how the animals have been re-categorized and redefined. He said livestock now includes turkeys and chickens. A pet/domesticated animal now includes rabbits. He then reviewed the different zoning areas, which will determine what kind of animals can be kept there.

Councilmember Azari asked for more information as to the ordinances in neighboring communities.

3. City Council Reports

Councilmember McGoff reported on the Arbor Day event that he and Councilmember Williams attended at Columbine Park for a tree planting by Foster Elementary School.

Mr. McGoff said the Ralston House had a fundraiser at the Governor's Mansion which was a successful event.

Mr. McGoff said he went with the Gold Line Advisory Committee on a tour of the Gold Line sites and it was very interesting to see where the stations would be. He said there are centerline stakes in several areas which gives you a good idea of the station's location. He said the members can arrange a tour if any other council members are interested.

Mr. McGoff said council received an email from a man who was on the Ralston Creek trail over the weekend and there was an emergency situation and he needed assistance. He said they had a cell phone but didn't know where they were and finally sent a runner to the street and up to the corner so he could report their location. This gentleman asked if the underpasses could be marked so that when walking the trail you would know what street you were going under. Mr. Reusink said a site inventory is being done that will have the number of streets and underpasses and staff will get the exact number and approximate cost to City Council on Friday.

- I. **CITY COUNCIL MEETING: CALL TO ORDER:** Mayor Frie called the meeting to order at 6:30 p.m.
- II. **MOMENT OF REFLECTION AND PLEDGE OF ALLEGIANCE**
- III. **ROLL CALL OF MEMBERS:**

Those Present: Mayor Bob Frie, Mayor Pro Tem Lorraine Anderson, Councilmember Aaron Azari, Councilmember Mark McGoff, Councilmember Marc Williams

Councilmember Williams moved to excuse Councilmember Bob Dyer and Councilmember Allard.

Mayor Pro Tem Anderson arrived in chambers immediately following the roll call.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Azari, McGoff, Williams

Absent: Allard, Dyer
The Motion was approved.

Also present were: Craig Kocian, City Manager; Bill Ray, Deputy City Manager; Mike Polk, Deputy City Attorney; Mike Elms, Community Development; Jim Root, Director of Public Works; Clark Johnson, City Manager's Office; and Christine Koch, City Clerk.

IV. APPROVAL OF MINUTES OF THE MAY 12, 2008 CITY COUNCIL MEETING

The minutes stand approved as submitted.

V. PETITIONS RECOGNITIONS AND COMMUNICATIONS

A. Recognition of Teen Court Volunteers

Judge Boyle said the Teen Court Program has just completed its 13th year. There were 58 volunteers who participated in 27 sessions and put in more than 633 hours. Certificates of Recognition were presented to the participants.

B. Proclamation for Arvada Celebrates Its Trails – presented by Councilmember Allard

Councilmember McGoff read the Proclamation and designated June 7, 2008 as Arvada Celebrates Its Trails Day. The public was invited to participate in several events occurring that day.

C. Recognition of Arvada Middle School's Junior Optimist Club, 2008 Good News Honoree – presented by Mayor Pro Tem Anderson

Mayor Pro Tem Anderson said the Arvada Middle School Junior Optimist Club was an honoree by the Good News Coalition. A Certificate of Recognition was presented to the Club.

D. Recognition of Foster Elementary School's Peace Jam Leadership Squad, 2008 Good News Honoree – presented by Councilmember McGoff

Councilmember McGoff said this year the Peace Jam Leadership Squad from Foster Elementary School was an honoree by the Good News Coalition. A Certificate of Recognition was presented to the Squad.

E. Presentation of Check by Colorado State Youth Soccer Association to the City of Arvada and Edge Soccer Club

The Colorado State Youth Soccer Association has contributed \$35,000 in grant funding to the City of Arvada and Edge Soccer Club to help fund the completion of two synthetic soccer fields at Long Lake Regional Park. Representatives were present to both present and receive the symbolic check.

F. Proclamations for Arvada Chamber of Commerce Man and Woman of the Year – presented by Mayor Frie

Mayor Frie introduced Dick Tucker and Nancy Bentzen, the Man and Woman of the Year. This is an honor bestowed annually by the Arvada Chamber of Commerce to Arvada citizens for their above-and-beyond involvement in the community.

Mayor Frie presented recognition certificates to both honorees.

VI. PUBLIC COMMENT ON ISSUES NOT SCHEDULED ON AGENDA

- A. Steve Caulk, Vice Chair of the Arts Council, addressed City Council. Mr. Caulk reviewed the upcoming June schedule for the Arvada Center.
- B. Russell Weisfield, Arvada, addressed City Council regarding the City Council meeting of May 12 and his request for their support of their right to petition.

VII. NEW BUSINESS

A. Consent Agenda

- 1. R08-069 A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Insituform Technologies, Inc. in the Amount of \$614,478.50 for 2008 Trenchless Sewer Main Replacement, Project No. 08-SR-02
- 2. R08-070 A Resolution Authorizing a Change Order No. 1 By and Between the City of Arvada and Asphalt Specialties Co., in the Amount of \$357,165.00 for Overlay, Patching and Milling – 2008, Project No. 08-ST-01
- 3. R08-071 A Resolution Authorizing a Fifteenth Amendment to an Employment Agreement with George W. Boyle, II, Presiding Municipal Judge
- 4. R08-072 A Resolution Authorizing a Fourteenth Amendment to an Employment Agreement with Christopher K. Daly, City Attorney
- 5. R08-073 A Resolution Authorizing a Thirteenth Amendment to an Employment Agreement with Craig G. Kocian, City Manager
- 6. R08-074 A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Brannan Construction Company in the Amount of \$289,063.06 for Clear Creek Storm Sewer Outfall Replacement, Project No. 06-DR-02
- 7. R08-075 A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Brannan Construction Company in the Amount of \$1,135,164.75 for 2008 Water Main Replacement Phase 2, Project No. 08-WA-02
- 8. R08-076 A Resolution Authorizing the Issuance of a Blanket Purchase Order in an Amount Not to Exceed \$100,000.00 to Precinct Police Products, Inc. for the Purchase of Police Uniforms and Equipment

Councilmember Williams moved that R08-069, A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Insituform Technologies, Inc. in the Amount of \$614,478.50 for 2008 Trenchless Sewer Main Replacement, Project No. 08-SR-02; R08-070, A Resolution Authorizing a Change Order No. 1 By and Between the City of Arvada and Asphalt Specialties Co., in the Amount of \$357,165.00 for Overlay, Patching and Milling – 2008, Project No. 08-ST-01; R08-071, A Resolution

Authorizing a Fifteenth Amendment to an Employment Agreement with George W. Boyle, II, Presiding Municipal Judge; R08-072, A Resolution Authorizing a Fourteenth Amendment to an Employment Agreement with Christopher K. Daly, City Attorney; R08-073, A Resolution Authorizing a Thirteenth Amendment to an Employment Agreement with Craig G. Kocian, City Manager; R08-074, A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Brannan Construction Company in the Amount of \$289,063.06 for Clear Creek Storm Sewer Outfall Replacement, Project No. 06-DR-02; R08-075, A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Brannan Construction Company in the Amount of \$1,135,164.75 for 2008 Water Main Replacement Phase 2, Project No. 08-WA-02; R08-076, A Resolution Authorizing the Issuance of a Blanket Purchase Order in an Amount Not to Exceed \$100,000.00 to Precinct Police Products, Inc. for the Purchase of Police Uniforms and Equipment , be approved.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Azari, McGoff, Williams

Absent: Allard, Dyer

The Motion was approved.

B. Resolutions

1. R08-077 A Resolution Authorizing a Solar Power Services Agreement Between the City of Arvada and SunEdison, LLC

Clark Johnson, City Manager's Office, reviewed this resolution with City Council. He explained that this agreement provides for the design, installation, operation, maintenance, and ownership of a solar photovoltaic power system that will be located on City-owned property adjacent to the Ralston Water Treatment Plant. Mr. Johnson said this system will provide 88% of the electric power needs of the plant and is for a 20 year term. He said Arvada will become one of only a few cities in Colorado that utilize solar power for a significant portion of its electric load and needs. The environmental value of the system includes elimination of 39,413,823 pounds of carbon dioxide emissions which is equivalent to removing 3,863 cars from Arvada's streets or heating 1,817 homes each year.

Councilmember Williams moved that R08-077, A Resolution Authorizing a Solar Power Services Agreement Between the City of Arvada and SunEdison, LLC, be approved.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Azari, McGoff, Williams

Absent: Allard, Dyer

The Motion was approved.

2. R08-078 A Resolution Authorizing an Agreement By and Between the City of Arvada and Disaster Restoration, Inc. and an Agreement By and Between the City of Arvada and Jones Tree & Lawn, Inc. for Property Maintenance and Repair Services, with the Total Amount Not to Exceed \$171,500.00 Per Annum

Mike Elms, Director of Community Development, briefly reviewed this item with City

Council. He said these contracts will cover expenses incurred during the clean-up process of properties, which expenses are a direct result of property owners neglecting to take responsibility for nuisance violations and anticipated annual Building Inspection Division expenses related to the enforcement of the Property Maintenance Code. He said the property owners will be billed for the expenses and if payment is not received, a lien will be filed on the property.

Kae Williams, Code Enforcement, gave a PowerPoint presentation. She showed slides of "before" a clean-up and "after" a clean-up. She discussed the amount of hours required to be spent to clean up some of the properties. She also discussed the number of work orders in 2007 and invoiced bills.

Ms. Williams said with the adoption of the Property Maintenance Code, the Building Department's workload has dramatically increased. She showed slides of interiors of residences that the Building Department has had to either repair or clean up.

Ms. Williams said with contracted service, the work will be done timely and will not take time away from staff.

Mr. Elms said this year staff is estimating that Code Enforcement will need \$50,000 for clean-ups associated with Code Enforcement and that the balance of the \$171,000 will be needed for costs associated with the Property Maintenance Code.

Mr. Noel Vargo, Building Department, said it is a best estimate. He said historical data will be developed with the adoption of the Property Maintenance Code. He said one demolition of a building is \$25,000. He said the one residence cleaned up on Oak Street that was shown in the slide was \$7,000. A new roof is \$4,500. He said at the end of this year staff will have a much better feel for the cost.

Mr. Bill Ray said this resolution seeks the authority, if necessary, so that the city could use a contractor if staff was not able to accomplish the work, and gives staff the ability to recoup the cost over time through liens on the property. Mr. Elms said this would be the worst case scenarios. He said staff does not want to spend the money if it is not needed.

Mr. Ray said in the upcoming budget process, Fund 2 will be set up as a revolving loan fund and as we need to pay on the contract, that fund will be used. As revenue comes in from the liens that have been filed, the money will go back to this fund. He said he cannot guarantee that the money coming in will equal the money used, so from time to time staff may come to City Council for an appropriation to the fund.

Councilmember McGoff asked what happens to the items that are carted away from a home and Ms. Williams said they are taken to the dump. Mr. McGoff asked staff to see if some of the items, such as the bicycles, could be given to groups or kids that wouldn't otherwise be able to have a bicycle. Ms. Williams said they will look into that.

Councilmember McGoff moved that R08-078, A Resolution Authorizing an Agreement By and Between the City of Arvada and Disaster Restoration, Inc. and an Agreement By and Between the City of Arvada and Jones Tree & Lawn, Inc. for Property Maintenance and Repair Services, with the Total Amount Not to Exceed \$171,500.00 Per Annum, be

approved.

The following votes were cast on the Motion:

Those voting Yes: Anderson, Azari, McGoff, Williams

Those voting No: Frie

Absent: Allard, Dyer

The Motion was approved.

VIII. COUNCIL REPORTS

- A. Councilmember Williams reported on the volunteer dinner held this past weekend. He said there are 270 volunteers who have volunteered 27,000 hours.
- B. Councilmember Anderson discussed the Rocky Flats Stewardship Council. She said both Golden and Boulder have said they want to "stay and play" and that Arvada should do the same. City Council concurred.

IX. CITY MANAGER REPORTS

- A. Request for Motion to Cancel the June 16, 2008 City Council Meeting

Councilmember Williams moved that the June 16, 2008 City Council meeting be cancelled.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Azari, McGoff, Williams

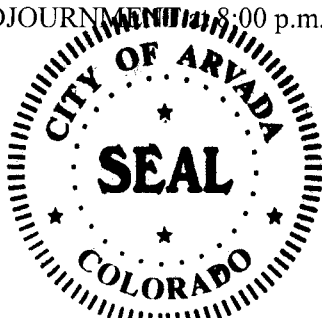
Absent: Allard, Dyer

The Motion was approved.

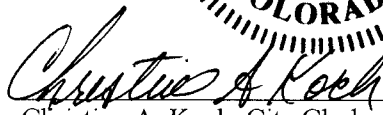
X. CITY ATTORNEY REPORTS - None

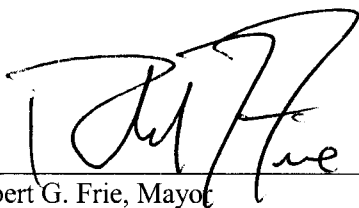
XI. PUBLIC COMMENT LONGER THAN THREE MINUTES - None

XII. ADJOURNMENT 8:00 p.m.



SEAL:


Christine A. Koch, City Clerk


Robert G. Frie, Mayor