



## CITY OF ARVADA

### SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD MARCH 2, 2009

#### AGENDA REVIEW SESSION – 5:30 p.m.

1. Call to Order by Mayor Bob Frie.

2. Review Agenda

City Council reviewed this evening's agenda.

3. City Council Reports:

Councilmember Dyer discussed quiet zones and the walk light at 64<sup>th</sup> and Simms.

Councilmember Dyer discussed a matching grant that Van Arsdale Elementary received from Lowe's for a new playground.

Councilmember Azari discussed a meeting he is going to attend at DRCOG.

Councilmember Williams stated he attended a meeting with Arvada Fire Protection District. Mr. Williams also asked council to recognize Terry Kemp for saving the family from the February 24 fire in Arvada.

Councilmember McGoff stated he attended the Liquor Authority meeting on February 26, 2009.

4. City Manager Reports

Craig Kocian, City Manager, Discussed the following:

1. A memo council received from Bill Ray regarding the budget.
2. Design Review Committee – How do we appoint? The consensus of council is to have HOTA bring back a suggested list of several names.
3. Refinancing the Water and Sales Tax Finance Bonds
4. After a discussion, Mayor Frie and Mayor Pro Tem Anderson stated they would like to meet with the Consultant for the Olde Town Parking Study.
5. RTD 5.6 million local match for Goldline

- 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 Don Allard, Councilmember Aaron Azari, Councilmember Bob Dyer, Councilmember Mark McGoff, Councilmember Marc Williams

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

IV. APPROVAL OF MINUTES OF THE FEBRUARY 9, 2009 CITY COUNCIL MEETING

The minutes stand approved as submitted.

V. PETITIONS RECOGNITIONS AND COMMUNICATIONS

- A. Presentation of Checks to Arvada Area High Schools to Help With After Prom Parties – presented by Councilmember Williams

City Council presented the five Arvada area high schools with checks to help with their after prom parties.

- B. Presentation of Check to Arvada Community Food Bank from Mile High Disc Golf Club

The Mile High Disc Golf Club presented the Arvada Community Food Bank with a check for \$5,025.00 plus 150 lbs. of food that was raised at their 7<sup>th</sup> Annual Ice Bowl Tournament at the Bird's Nest Disc Golf Course.

VI. PUBLIC COMMENT ON ISSUES NOT SCHEDULED ON AGENDA

Luke Wykoff discussed upcoming events at the Arvada Center.

Danielle Hastings, Executive Director of HOTA, presented the Ralston House with a check from "A Chocolate Affair", held in Olde Town this past weekend.

Ms. Hastings also thanked council for their support of HOTA.

Patricia Jones, Citizens to save Exempla Lutheran Hospital, addressed council regarding Lutheran Hospital.

VII. NEW BUSINESS

- A. Consent Agenda

1. R09-023

A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and A-1 Chipseal Company in the Amount of \$167,805.20 for Chip Seal - 2009, Project No. 09-ST-02

2. R09-024 A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Precise Striping LLC, in the Amount of \$100,900.00 for Crack Seal - 2009, Project 09-ST-03
3. R09-025 A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Quality Resurfacing Co. in the Amount of \$73,201.53 for Slurry Seal - 2009, Project No. 09-ST-06
4. R09-026 A Resolution Authorizing the 2nd Amendment to the 2009 Operating and Capital Budget in Order to Carry Over Funds from the 2008 Budget
5. R09-027 A Resolution Authorizing the Third Amendment to the Revised 2009-2010 Biennial Operating and Capital Budget and Authorizing an Agreement By and Between the City of Arvada and Economic & Planning Systems, Inc. for Consulting Services in the Projected Amount of \$60,000.00
6. R09-028 A Resolution Authorizing a Recreational Field Use Agreement By and Between the City of Arvada, Apex Park and Recreation District, and Edge Soccer Club, Relating to the All Conditions Turf Fields at Long Lake Ranch Regional Park

Mayor Pro Tem Anderson moved that R09-023, A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and A-1 Chipseal Company in the Amount of \$167,805.20 for Chip Seal - 2009, Project No. 09-ST-02; R09-024, A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Precise Striping LLC, in the Amount of \$100,900.00 for Crack Seal - 2009, Project 09-ST-03; R09-025, A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Quality Resurfacing Co. in the Amount of \$73,201.53 for Slurry Seal - 2009, Project No. 09-ST-06; R09-026, A Resolution Authorizing the 2nd Amendment to the 2009 Operating and Capital Budget in Order to Carry Over Funds from the 2008 Budget; R09-027, A Resolution Authorizing the Third Amendment to the Revised 2009-2010 Biennial Operating and Capital Budget and Authorizing an Agreement By and Between the City of Arvada and Economic & Planning Systems, Inc. for Consulting Services in the Projected Amount of \$60,000.00; R09-028, A Resolution Authorizing a Recreational Field Use Agreement By and Between the City of Arvada, Apex Park and Recreation District, and Edge Soccer Club, Relating to the All Conditions Turf Fields at Long Lake Ranch Regional Park, be approved.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Allard, Azari, Dyer, McGoff, Williams  
The Motion was approved.

B. Resolutions (Staff Presentations May Precede Resolutions)

1. R09-029 A Resolution Authorizing an Agreement By and Between the City of Arvada and the Arvada Community Food Bank for the Lease of Property at 8555 West 57<sup>th</sup> Avenue in Arvada

Members from the Arvada Community Food Bank Board reviewed this item with City Council.

Mayor Pro Tem Anderson moved that R09-029, A Resolution Authorizing an Agreement By and Between the City of Arvada and the Arvada Community Food Bank for the Lease of Property at 8555 West 57<sup>th</sup> Avenue in Arvada, be approved.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Allard, Azari, Dyer, McGoff, Williams  
The Motion was approved.

VIII. OTHER

A. Appointment to Arvada Council for the Arts and Humanities

Councilmember Dyer moved to appoint Marilyn Chappell for a three-year term ending April 30, 2011, to the Arvada Council for the Arts and Humanities.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Allard, Azari, Dyer, McGoff, Williams  
The Motion was approved.

IX. OLD BUSINESS

A. Public Hearing

1. Ralston Creek Professional Center Preliminary Development Plan, 14872 W. 68<sup>th</sup> Avenue (Continued from January 5, 2009 and February 2, 2009)

Mayor Frie opened the public hearing on the Ralston Creek Professional Center Preliminary Development Plan.

Mike Elms, Director of Community Development, stated that the posting log and mailing affidavit have been received and are in order. Mr. Elms briefly reviewed this item with City Council.

Mayor Frie swore those in wishing to speak.

Sworn Testimony: Robert Chisolm, representing the developer,  
reviewed this item with City Council.

David Derks, Arvada Resident, addressed council regarding traffic issues

Richard Bowling, Arvada Resident, addressed council regarding public notice of  
the hearing, traffic issues, the detention pond near Ralston Trail and  
medical waste

David Watkins, civil engineer for the project, addressed council regarding the  
detention pond

Mayor Frie closed the public comment portion of the public hearing.

Mayor Pro Tem Anderson moved that the Ralston Creek Professional Center Preliminary Development Plan, 14872 W. 68<sup>th</sup> Avenue, be approved subject to the attached updated conditions of approval. This motion is based on the findings of fact adopted by the Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Allard, Azari, Dyer, McGoff, Williams  
The Motion was approved

X. PUBLIC HEARINGS

- A. CB09-007 An Ordinance Authorizing Three Intergovernmental Agreements By and Between the City of Arvada and the Apex Park and Recreation District: (1) A Facilities Lease Agreement Relating to the Lease of Properties for Recreational Purposes; (2) A Maintenance Agreement Providing for Park Maintenance and Facility Landscaping Services; and (3) A Field Programming Agreement Relating to Athletic Field Programming and Maintenance (Ordinance No. 4159)

Mayor Frie opened the public hearing on CB09-007.

Craig Kocian, City Manager, reviewed this item with City Council.

Mayor Frie closed the public comment portion of the public hearing.

Councilmember Williams moved that CB09-007, An Ordinance Authorizing Three Intergovernmental Agreements By and Between the City of Arvada and the Apex Park and Recreation District: (1) A Facilities Lease Agreement Relating to the Lease of Properties for Recreational Purposes; (2) A Maintenance Agreement Providing for Park Maintenance and Facility Landscaping Services; and (3) A Field Programming Agreement Relating to Athletic Field Programming and Maintenance be approved on final reading, numbered 4159 and ordered published by title only.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Allard, Azari, Dyer, McGoff, Williams  
The Motion was approved

- B. R09-030 A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, D. Long, 5945 Ward Road

Mayor Frie opened the public hearing on R09-030.

Mike Elms, Director of Community Development, explained that this resolution needs to be acted upon tonight but that the remaining items pertaining to D. Long will be continued to June 1, 2009. Mr. Elms stated that to move forward with this project, the resolution setting forth the findings of fact has to be approved within a 30-60-day window of time.

Councilmember McGoff moved that R09-030, A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, D. Long, 5945 Ward Road, be approved.

The following votes were cast on the Motion:

Those voting Yes: Frie, Allard, Azari, Dyer, McGoff, Williams  
Those voting No: Anderson  
The Motion was approved

- C. CB09-005 An Ordinance Annexing Land Into the City of Arvada, Colorado, D. Long, 5945 Ward Road
- D. CB09-006 An Ordinance Rezoning Certain Land Within the City of Arvada, D. Long, from Jefferson County A-2 (Agricultural) to City of Arvada PUD-BP (Planned Unit Development-Business, Professional), and Amending the Official Zoning Maps of the City of Arvada, Colorado, 5945 Ward Rd.
- E. D. Long Preliminary Development Plan, 5945 Ward Rd.

Councilmember moved that CB09-005, CB09-006 and the D. Long Preliminary Development Plan, 5946 Ward Rd., be continued to June 1, 2009 at 7:00 p.m.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Allard, Azari, Dyer, McGoff, Williams  
The Motion was approved

XI. STUDY SESSION

- A. Year-End 2008 Financials

Vik Runkle, Director of Finance, reviewed the year-end 2008 Financials for the city.

Lisa Yagi, Assistant Finance Director, reviewed the enterprise funds with council.

Rob Bourgeois, Investment Manager, reviewed the city investments with council

IX. CITY COUNCIL REPORTS - none

X. CITY MANAGER REPORTS

- A. Craig Kocian asked for a motion to cancel the March 16, 2009 City Council meeting since City Council members will be attending the National League of Cities Conference.

Mayor Pro Tem Anderson moved that the city council meeting of March 16, 2009 be cancelled.

The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Allard, Azari, Dyer, McGoff, Williams  
The Motion was approved.

- B. Mr. Kocian asked that City Council make an appointment of a representative to the DRCOG Board of Directors. He explained that both Councilmember Azari and Mayor Pro Tem Anderson, the current representative and alternate to the DRCOG Board, will be attending the National League of Cities and unable to attend a meeting of the Board set for March 18. For this reason, another representative needs to be appointed on a temporary basis.

Councilmember Dyer moved to appoint Councilmember Allard to the DRCOG Board of Directors for a seven day period.

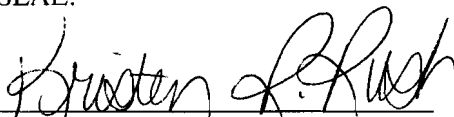
The following votes were cast on the Motion:

Those voting Yes: Frie, Anderson, Allard, Azari, Dyer, McGoff, Williams  
The Motion was approved.

- XI. CITY ATTORNEY REPORTS - none
- XII. PUBLIC COMMENT LONGER THAN THREE MINUTES
- XIII. ADJOURNMENT at 8:40 p.m.

  
\_\_\_\_\_  
Robert G. Frie, Mayor

SEAL:

  
\_\_\_\_\_  
Kristen R. Rush, Deputy City Clerk

