



City of Arvada

City Council Agenda

JANUARY 26, 2009

COUNCIL CHAMBERS AND THIRD FLOOR CONFERENCE ROOM

Study Session

Councilmembers:

Bob Frie, Mayor
Lorraine Anderson, Mayor Pro-Tem
Don Allard, District 1
Aaron Azari, At large
Bob Dyer, District 4
Mark McGoff, District 2
Marc Williams, At large

Staff Members Usually Present: Info: 720-898-7500

Craig Kocian, City Manager
Bill Ray, Deputy City Manager
Chris Daly, City Attorney
Jim Root, Director of Public Works & Utilities
Mike Elms, Director of Community Development
Maria VanderKolk, Assistant to the City Manager
Clark Johnson, Assistant to the City Manager
Christine Koch, City Clerk

1. Call to Order – 5:30 p.m.
2. Moment of Reflection and Pledge of Allegiance – Councilmember Allard
3. Roll Call of Councilmembers
4. Approval of Minutes of the January 12, 2009 City Council Meeting
5. Public Comment on Issues not Scheduled on Agenda – Three Minute Limit
6. Study Session
 - A. Presentation on Arvada Delegation to Jinzhou, China
7. Study Sessions – Third floor conference room with Dinner
 - A. City’s Reserve and Discussion of Appropriation Levels and Related Issues
 - B. Motorcycle Noise
8. Report from City Council
9. Report from City Manager
10. Report from City Attorney
11. Public Comment – Five Minute Limit
12. Executive Session
 - A. Instructions to Negotiators, Pursuant to CRS 24-6-402(4)(e)
13. Adjournment



CITY OF ARVADA

SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD JANUARY 12, 2009

AGENDA REVIEW SESSION – 5:30 p.m.

1. Call to Order by Mayor Bob Frie.

2. City Council Reports

3. Study Session

A. Training on wireless in City Hall

Jule Johlgren, Project Administrator and Jakki Erosky, Service Desk Manager, reviewed the procedures for accessing the wireless network at city hall with council.

B. Spring Clean-up

Mark Bowman, Streets Superintendent, reviewed five options for the 2009 Spring Clean Up. It was the consensus of council to proceed with option number one, the full spring clean up.

4. City Manager Report

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 Rush, Deputy City Clerk.

IV. APPROVAL OF MINUTES OF THE JANUARY 5, 2009 CITY COUNCIL MEETING

The minutes stand approved as submitted.

V. PETITIONS, RECOGNITIONS AND COMMUNICATIONS

- A. Recognition of Campbell Elementary School and Pomona High School for CDE Growth Model Performance – presented by Councilmember Dyer

City Council recognized Campbell Elementary School and Pomona High School for their academic achievement. Principal Dan Cohan from Pomona High and Principal Rebecca Chao and 6th grade teacher Marta Strom from Campbell Elementary were present to accept the recognitions.

- B. Recognition of All-State Choir Students – presented by Councilmember Williams

The Colorado All-State Choir selection committee auditioned almost 1700 juniors and seniors from across the state to form the Men's, Women's and Mixed Choirs. The following Arvada students were among those selected and will perform two concerts on February 3, 2009, at 2:00 pm. and 7:30 p.m. in Colorado State University's Lincoln Center.

Arvada West
Andy Douglas
Bobby Guard
Brian Lloyd
Kevin O'Brien

Pomona
Patrick May
David Miller
Sarai Peterson

Ralston Valley
Taylor Call
Hannah Oaks
Emily Palmer
Mackenzie Talley

- C. Presentation of Certificate of Appointment for Mark McGoff to the Governor's Council on Physical Fitness – Presented by Stacy Fowler, Commissioner of the Governor's Council on Physical Fitness

Governor Bill Ritter has recently appointed Councilmember Mark McGoff to the Governor's Council on Physical Fitness. Stacy Fowler, President of the Board of Directors, was present to present the Certificate of Appointment to Mark McGoff.

- D. Proclamation for Arvada Business Appreciation Week – presented by Councilmember Azari

Steve Camins, Arvada Economic Development Association President and Aaron Edwards, Chairman of the Arvada Chamber of Commerce, was present to accept the proclamation on behalf of the Arvada Business Community.

VI. PUBLIC COMMENT ON ISSUES NOT SCHEDULED ON AGENDA

- A. Eldon Laidig, Arvada, reminded City Council and the public of the 20th Annual Poetry Gathering this week. He introduced two of the poets attending the gathering this week and they both recited poetry.

VII. NEW BUSINESS

A. Consent Agenda

1. R09-003 A Resolution Authorizing a Recordkeeping Agreement Between the City of Arvada Retirement Plan Board of Trustees and Great-West Retirement Services
2. R09-004 A Resolution Accepting an Emergency Access Easement from Arvada Automotive Specialities, LLC for Lot 3, Indiana Marketplace Minor Subdivision
3. R09-005 A Resolution Approving a Proposed 2009 Operating Plan and Budget of the Indiana Marketplace Business Improvement District
4. R09-006 A Resolution Authorizing a Purchase Order to National Hirschfeld in the Amount of \$69,120.00 for the 2009 Printing of The Arvada Report
5. R09-007 A Resolution Rescinding Resolution No. R09-001 and Re-Accepting Annexation Petition, Making Certain Partial Findings of Fact, and Setting a Public Hearing for March 2, 2009, at 7:00 P.M., Concerning D. Long, 5945 Ward Rd.

Mayor Pro Tem Anderson moved that R09-003, A Resolution Authorizing a Recordkeeping Agreement Between the City of Arvada Retirement Plan Board of Trustees and Great-West Retirement Services; R09-004, A Resolution Accepting an Emergency Access Easement from Arvada Automotive Specialities, LLC for Lot 3, Indiana Marketplace Minor Subdivision; R09-005, A Resolution Approving a Proposed 2009 Operating Plan and Budget of the Indiana Marketplace Business Improvement District; R09-006, A Resolution Authorizing a Purchase Order to National Hirschfeld in the Amount of \$69,120.00 for the 2009 Printing of The Arvada Report; R09-007, A Resolution Rescinding Resolution No. R09-001 and Re-Accepting Annexation Petition, Making Certain Partial Findings of Fact, and Setting a Public Hearing for March 2, 2009, at 7:00 P.M., Concerning D. Long, 5945 Ward Rd., 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. Ordinances (First Reading)

1. CB09-003 An Ordinance Amending Section 86-72, "Composition; Compensation; Term" of Division 2. "Board of Trustees" of Chapter 86, "Retirement" of the Arvada City Code to Reduce the Number of Trustees and to Replace Certain Appointees With a Council Appointed Citizen Trustee (Public Hearing to be set for February 2, 2009 at 7:00 p.m.)
2. CB09-004 An Ordinance Authorizing an Intergovernmental Agreement

- Between the City of Arvada and Hometown Metropolitan District Nos. 1-4 (Public Hearing to be set for February 2, 2009 at 7:00 p.m.)
3. CB09-005 An Ordinance Annexing Certain Land Into the City of Arvada, Colorado, D. Long, 5945 Ward Road (Public Hearing to be set for March 2, 2009 at 7:00 p.m.)
 4. 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 Road (Public Hearing to be set for March 2, 2009 at 7:00 p.m.)

Councilmember Williams moved that CB09-003, An Ordinance Amending Section 86-72, "Composition; Compensation; Term" of Division 2. "Board of Trustees" of Chapter 86, "Retirement" of the Arvada City Code to Reduce the Number of Trustees and to Replace Certain Appointees With a Council Appointed Citizen Trustee; CB09-004, An Ordinance Authorizing an Intergovernmental Agreement Between the City of Arvada and Hometown Metropolitan District Nos. 1-4 be approved on first reading, ordered published in full and a Public Hearing date be set for February 2, 2009 at 7:00 p.m.; and CB09-005, An Ordinance Annexing Certain Land Into the City of Arvada, Colorado, D. Long, 5945 Ward Road and 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 Road be approved on first reading and a Public Hearing date be set for March 2, 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.

VIII. UNFINISHED BUSINESS (Continued from December 15, 2008)

A. PUBLIC HEARINGS – **7:00 p.m.**

1. CB08-055 An Ordinance Rezoning Certain Land Within the City of Arvada, Stocke-Walter Neighborhood, from R-I (One and Two-Family Residential) District, and R-SL (Residential-Small Lot, Low Density) District, to PUD-R (Planned Unit Development-Residential), 2.5 du/ac, and from R-I, to R-M (Residential-Multi-Family) (Ordinance No. 4152)
2. Stocke-Walter Neighborhood Preliminary Development Plan

Mayor Frie opened the public hearing on CB08-055 and the Stocke-Walter Neighborhood Preliminary Development Plan.

Mike Elms stated that the posting log and mailing affidavit are in order. Mayor Frie made them a part of the official record.

Carol Ibanez, Senior Planner, reviewed this project with City Council.

Those speaking in favor: Jane Schnabel, Steering Committee

Heidi Nesladek, Arvada Resident
Steve Nesladek, Arvada Resident
Greg Thomason, Arvada Resident
Peg Christon, Arvada Resident
Geoff Bruce, Arvada Resident
Carol Zinanti, Arvada Resident
Harriet Hall, Arvada Resident
Dan Redford, Arvada Resident

Those speaking opposed: John Stephens, Arvada Resident
Greg Rogers, Arvada Resident
Kevin Hoehner, Arvada Resident
Georgina Robbins, Arvada Property Owner
Al Nazari, Arvada Property Owner
Tim Bullock, Attorney Representing John Stephens
Kelly Bailey, Arvada Property Owner, Arvada Resident

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

Councilmember Allard moved that CB08-055, An Ordinance Rezoning Certain Land Within the City of Arvada, Stocke-Walter Neighborhood, from R-I (One and Two-Family Residential) District, and R-SL (Residential-Small Lot, Low Density) District, to PUD-R (Planned Unit Development-Residential), 2.5 du/ac, and from R-I, to R-M (Residential-Multi-Family) be approved to include only the historic district, on final reading, numbered 4152 and ordered published in full. This motion is based on the findings of fact adopted by the Planning Commission.

Mayor Frie moved to include the entire proposed area.

The following votes were cast on Mayor Frie's Motion:

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

The following votes were cast on the main Motion:

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

Councilmember moved that the Stocke-Walter Neighborhood Preliminary Development Plan designated as the historic district be approved. 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

IX. CITY COUNCIL REPORTS - none

X. CITY MANAGER REPORTS - none

XI. CITY ATTORNEY REPORTS - none

XII. PUBLIC COMMENT LONGER THAN THREE MINUTES

Heidi Nesladek, Arvada Resident, addressed council regarding a house, 6901 Grandview Avenue, in her neighborhood.

XIII. ADJOURNMENT at 9:40 p.m.

Robert G. Frie, Mayor

SEAL:

Kristen R. Rush, Deputy City Clerk

**CITY OF ARVADA
COUNCIL AGENDA INFORMATION SHEET
STUDY SESSION**

Agenda No. 6.A

City Council Meeting Date: January 26, 2009

Title: Presentation on Arvada Delegation to Jinzhou, China

Action Proposed: Study Session

Information about the Project or Request: In October 2008, a delegation of city officials, Arvada Urban Renewal Authority officials, and, members of Arvada Sister Cities International visited Jinzhou, China.

The purpose of this study session is to review the delegation's accomplishments as well as the follow-up steps that have been initiated to strengthen Arvada's economic development, cultural and educational ties with Jinzhou, Arvada's third sister city.

**CITY OF ARVADA
COUNCIL AGENDA INFORMATION SHEET
STUDY SESSION**

Agenda No. 7.A

City Council Meeting Date: January 26, 2009

Title: City's Reserves and Discussion of Appropriation Levels and Related Issues

Action Proposed: Study Session

Information about the Project or Request:

Staff will hold a discussion with City Council regarding the City's Reserve Fund and appropriation levels.

**CITY OF ARVADA
COUNCIL AGENDA INFORMATION SHEET
STUDY SESSION**

Agenda No. 7.B

City Council Meeting Date: January 26, 2009

Title: Presentation on Motorcycle Noise

Action Proposed: Study Session

Information about the Project or Request:

The purpose of this study session is to present information about motorcycle noise and to review various ways local governments have tried to regulate motorcycle noise within their jurisdictions.