



City of Arvada City Council Agenda JULY 13, 2009

City Council Chambers and 3rd Floor Conference Room

Study Sessions and Executive 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. – City Council Chambers
2. Moment of Reflection and Pledge of Allegiance – Councilmember Williams
3. Roll Call of Councilmembers
4. Approval of Minutes of the July 6, 2009 City Council Meeting
5. Public Comment on Issues not Scheduled on Agenda – Three Minute Limit
6. Study Sessions
 - A. Arvada Channel Trail Naming Recommendation
 - B. Directed Police Intervention
 - C. Update on Elementary School Resource Officer (SRO)
 - D. Proposed Coyote Management Plan
7. Study Session – 3rd Floor Conference Room with dinner
 - A. KATV
8. Reports from City Council
9. Reports from City Manager
 - A. Request for Motion to Cancel the July 27, 2009 City Council Meeting
10. Reports 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 JULY 6, 2009

AGENDA REVIEW SESSION – 5:30 p.m.

1. Call to Order by Mayor Bob Frie.
2. Executive Session
 - A. Legal Advice, Pursuant to CRS 24-6-402(4)(b)
 - B. Instructions to Negotiators, Pursuant to CRS 24-6-402(4)(e)
 - C. Details of Security Arrangements, Pursuant to CRS 24-6-402(4)(d)

Mayor Pro Tem Anderson moved to go into executive session for the purpose of Legal Advice, Pursuant to CRS 24-6-402(4)(b), Instructions to Negotiators, pursuant to CRS 24-6-402(4)(e) and for Details of Security Arrangements, Pursuant to CRS 24-6-402(4)(d).

The following votes were cast on the Motion:

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

- I. **CITY COUNCIL MEETING: CALL TO ORDER:** Mayor Frie called the meeting to order at 6:50 p.m.
- II. **MOMENT OF REFLECTION AND PLEDGE OF ALLEGIANCE**
- III. **ROLL CALL OF MEMBERS:**

Those Present: Mayor Bob Frie, Mayor Pro Tem 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; Bob Manwaring, Public Works; Clark Johnson, City Manager's Office; and Christine Koch, City Clerk.

- IV. **APPROVAL OF MINUTES OF THE JUNE 8, 2009 CITY COUNCIL MEETING**

The minutes stand approved as submitted.

- V. **PETITIONS RECOGNITIONS AND COMMUNICATIONS**

- A. Recognition of Arvada's Coed Municipal Relay Team, 2nd Place in Colfax Marathon – presented by Councilmember McGoff

Councilmember McGoff recognized the City of Arvada employees who participated in the recent Colfax Marathon and noted those who took second place.

B. Presentation of Kaiser Permanente Donations to Arvada Charitable Organizations

Thomas Currigan, Kaiser Permanente's Community and Local Government Relations Director presented donations to the Carin' Clinic and Metro Care Provider Network. The donations were raised during the recent Colfax Marathon.

C. Recognition of Metro Wastewater Reclamation Board Members – presented by Mayor Pro Tem Anderson

Mayor Pro Tem Anderson introduced Don Allard, John Bambei and Greg Akins. City Council recognized all three of these individuals for their service on the Metro Wastewater Reclamation District Board of Directors.

D. Recognition of Christopher Counts, Boettcher Scholar – presented by Councilmember Azari

Councilmember Azari introduced Christopher Counts, an Arvada West graduate who has been awarded a Boettcher Scholarship. City Council recognized Mr. Counts for his accomplishment.

E. Presentation of Check to Arvada Community Food Bank by West Woods Men's Golf Club – introduction by Councilmember Dyer

Councilmember Dyer introduced members of the West Woods Men's Golf Club who recently held a fundraiser which raised over \$10,000. The funds were presented to the Arvada Community Food Bank to help with its upcoming move to the former Arvada Public Library building.

VI. PUBLIC COMMENT ON ISSUES NOT SCHEDULED ON AGENDA

A. Mary VanDoozer introduced Colleen Ward who owns A Positive Illusion in Olde Town and also heads up an organization called "Wigs That Make U Smile". This non-profit organization provides wigs to children at Children's Hospital who are undergoing chemotherapy. The Egg Shell will be holding a silent auction to help raise funds to purchase these wigs this Friday evening, July 10, from 5:30 – 7:30 p.m.

B. Jill Knussmann addressed City Council regarding the Second Wind Fund and announced the 80th Annual Second Wind Fund of Metro Denver. She said this is a walk/run/ride event that will take place at the Jefferson County Fairgrounds on September 20. She said more information can be found on their web site at www.swfmd.org.

C. Charles Bailey, Arvada, addressed City Council regarding building inspection and reduction of government services and costs.

D. Don Moseley, Ralston House, addressed City Council, regarding the upcoming .5K Endurance fundraiser scheduled for August 15. More information is available on their web site on www.ralstonhouse.net.

E. Deb Condo, Arvada Center Arts Council, addressed City Council in support of the appointments to the Arts Council on this evening's agenda and also updated them on events at the Center.

VII. NEW BUSINESS

A. Consent Agenda

1. R09-062 A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$493,008.00 to L.L. Johnson Distributing for the Purchase of Parks and Golf Course Equipment
2. R09-063 A Resolution Confirming the City of Arvada's Acceptance of a Special Warranty Deed and Certain Easements From Various Entities and Individuals Pertaining to Jefferson Center Metropolitan District Development
3. R09-064 A Resolution Authorizing the Fourth Amendment to the Revised 2009-2010 Biennial Operating and Capital Budget to Allow the Receipt and Expenditure of Recovery Act Justice Assistance Grant (JAG) Monies in the Amount of \$136,537
4. R09-065 A Resolution Authorizing an Agreement By and Between the City of Arvada and Synergy Mechanical Services, Inc. for the Replacement of Air Handler Units and Kitchen Make Up Air Unit Serving the Arvada Center for the Arts and Humanities in the Amount of \$246,515.00
5. R09-066 A Resolution Authorizing a Construction Contract By and Between the City of Arvada and Diamond Contracting Corporation in the Amount of \$62,788.00 for Carr Street Sewer Lift Station Replacement, Project No. 09-SR-03 and Sanitary Sewer Access - Olde Town Festivals, Project No. 09-SR-04

Mayor Pro Tem Anderson moved that R09-062, A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$493,008.00 to L.L. Johnson Distributing for the Purchase of Parks and Golf Course Equipment; R09-063, A Resolution Confirming the City of Arvada's Acceptance of a Special Warranty Deed and Certain Easements From Various Entities and Individuals Pertaining to Jefferson Center Metropolitan District Development; R09-064, A Resolution Authorizing the Fourth Amendment to the Revised 2009-2010 Biennial Operating and Capital Budget to Allow the Receipt and Expenditure of Recovery Act Justice Assistance Grant (JAG) Monies in the Amount of \$136,537; R09-065, A Resolution Authorizing an Agreement By and Between the City of Arvada and Synergy Mechanical Services, Inc. for the Replacement of Air Handler Units and Kitchen Make Up Air Unit Serving the Arvada Center for the Arts and Humanities in the Amount of \$246,515.00; R09-066, A Resolution Authorizing a Construction Contract By and Between the City of Arvada and Diamond Contracting Corporation in the Amount of \$62,788.00 for Carr Street Sewer Lift Station Replacement, Project No. 09-SR-03 and Sanitary Sewer Access - Olde Town Festivals, Project No. 09-SR-04, 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. CB09-021 An Ordinance Authorizing an Intergovernmental Agreement By and Between the City of Arvada and the Regional Transportation District for the Relocation of Utilities Along the Gold Line Corridor (Public Hearing to be set for July 20, 2009 at 7:00 p.m.)

Councilmember Williams moved that CB09-021, An Ordinance Authorizing an Intergovernmental Agreement By and Between the City of Arvada and the Regional Transportation District for the Relocation of Utilities Along the Gold Line Corridor be approved on first reading, ordered published in full and a Public Hearing date be set for July 20, 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. OTHER

A. Appointments to the Design Review Committee

Mayor Pro Tem Anderson moved to appoint Debbie Pearson to fill the vacancy of the Olde Town Resident/Property Owner for a term of 3 years to expire April 30, 2012 and to appoint Deborah Andrews to fill the vacancy of the HOTA representative for a term of 3 years to expire April 30, 2012.

The following votes were cast on the Motion:

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

The Motion was approved

B. Appointments to the Arvada Council for the Arts and Humanities

Councilmember Dyer moved to appoint Jennifer Lusk and Ereka O'Hara for three-year terms ending April 30, 2012 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

VIII. PUBLIC HEARING – 7:00 P.M.

A. CB09-019 An Ordinance Authorizing a Transportation Enhancement Contract By and Between the State of Colorado for the Use and Benefit of the Colorado Department of Transportation and the City of Arvada, and Authorizing the Expenditure of the City's Match Share, if any, Pertaining to the Simms Street Bike Lane and Pedestrian Facility - W. 69th Avenue to W. 72nd Avenue, Project No. SRTS M040-016 (16877) (City of Arvada Project No. 08-ST-30) (Ordinance No. 4172)

Mayor Frie opened the public hearing on CB09-019. No one present wishing to speak for or against, the public comment portion of the public hearing was closed.

Councilmember Dyer moved that CB09-019, An Ordinance Authorizing a Transportation Enhancement Contract By and Between the State of Colorado for the Use and Benefit of the Colorado Department of Transportation and the City of Arvada, and Authorizing the Expenditure of the City's Match Share, if any, Pertaining to the Simms Street Bike Lane and Pedestrian Facility - W. 69th Avenue to W. 72nd Avenue, Project No. SRTS M040-016 (16877) (City of Arvada Project No. 08-ST-30), be approved on final reading, numbered 4172 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. CB09-020 An Ordinance Authorizing an Intergovernmental Agreement for the Management of the Recovery Act Justice Assistance Grant (JAG), and Made By and Between the City of Lakewood, the County of Jefferson, the City of Arvada, the City of Edgewater, the City of Golden, and the City of Wheat Ridge (Ordinance No. 4173)

Mayor Frie opened the public hearing on CB09-020. No one present wishing to speak for or against, the public comment portion of the public hearing was closed.

Councilmember Azari moved that CB09-020, An Ordinance Authorizing an Intergovernmental Agreement for the Management of the Recovery Act Justice Assistance Grant (JAG), and Made By and Between the City of Lakewood, the County of Jefferson, the City of Arvada, the City of Edgewater, the City of Golden, and the City of Wheat Ridge, be approved on final reading, numbered 4173 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

IX. CITY COUNCIL REPORTS

- A. Councilmember Williams reported on the memorial service held today for Mindy Meiklejohn and discussed the large number of community events and organizations she was involved with.
- B. Councilmember Azari said he will not be at the July 13 City Council meeting.
- C. Mayor Pro Tem Anderson said a gentleman attended the last City Council meeting and talked about the amount of time it was taking to complete the road construction at Kipling & 58th Avenue. Ms. Anderson said City Council was actually being protected by staff and the contractors by not letting the road be striped before it was totally dried out. She said rain does not work well with asphalt and that the citizens should be grateful that the City and the contractor waited until the time was right to move forward.
- D. Mayor Pro Tem Anderson said she has some concerns regarding the Harvest Festival and Chief Wick's report, specifically the ingress and egress for her neighborhood. She said the Harvest Festival Committee has also made the decision that food vendors can not serve water or soft drinks. She said she thinks as much water as possible should be for sale in that area.

X. CITY MANAGER REPORTS - None

XI. CITY ATTORNEY REPORTS - None

XII. PUBLIC COMMENT LONGER THAN THREE MINUTES - None

XIII. ADJOURNMENT at 8:07 p.m.

Robert G. Frie, Mayor

SEAL:

Christine A. Koch, City Clerk

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

Agenda No. 6.A

City Council Meeting Date: July 13, 2009

Title: Arvada Channel Trail – Naming Recommendation

Action Proposed: Study Session

Information about the Project or Request: On October 6, 2008, the city council approved a contract in the amount of \$557,497 with SaBell's Enterprises for construction of the "Arvada Channel Trail." Starting at West 51st Avenue and Everett Street, this trail connects the neighborhood to Tomlinson Park on the west and Russell Elementary School on the east and includes a concrete and crusher fines trail, native grass planting, new trees and shrubs, and an automatic irrigation system.

During planning and construction, this public improvement was informally called the "Arvada Channel Trail," referring to a series of parallel ditches used to bring irrigation water to area farms.

It is now time to formally name the trail as the majority of the construction work is now complete.

Using the adopted City of Arvada Parks Naming Policy, the Arvada Park Advisory Committee created a subcommittee, which was comprised by Pat Cervera, Mike Foley, Larry Wapensky, Carol Whipple and Bill Orchard (chair) and solicited names. Forty-three names were submitted for consideration. The committee met several times outside regular park advisory monthly meetings to complete their research and develop their recommendation.

The majority of the suggested names focus on this trail being located on the route of the interurban electric trail. The section of the trail runs along the old route of the Golden Line, the interurban electric train that ran from West 51st Avenue and Teller Street, the Clear Creek Junction, in Arvada west to Golden and the depot once located at 13th and Arapahoe Street.

The route was opened in March, 1904 by the Denver Tramway Company and operated until June, 1950 and was called Route 83. The other route into Arvada was Route 82 which went to Leyden and the coal mines located near there. The cars were electric and carried 50 passengers. They were variously referred to as trolley, tramway, streetcar, coach, the car and specifically by their number.

At the May, 2009 Arvada Park Advisory Committee meeting, the subcommittee's recommendation was unanimously endorsed by the full committee recommending to city council the following three names:

- Olde Tramway Trail
- Interurban Trail
- Olde Interurban Trail

At this point, in accordance with the park naming policy, council may accept one of the naming recommendations made by the Park Advisory Committee or select its own name. The decision to decide upon a name rests solely with the city council. On June 8, 2009 members of the Park Advisory Committee appeared before city council asking if they had any questions about the recommendation.

Once a decision on a name has been made, signage will be made.

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

Agenda No. 6.B

City Council Meeting Date: July 13, 2009

Title: Directed Police Intervention

Action Proposed: Study Session

Information about the Project or Request:

The Police Department will give a presentation to City Council on the strategy of Directed Police Intervention (DPI). The Police Department will discuss the development of DPI, the strategy used, and the outcomes of the DPI project areas.

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

Agenda No. 6.C

City Council Meeting Date: July 13, 2009

Title: Update on Elementary School Resource Officer (SRO)

Action Proposed: Study Session

Information about the Project or Request:

In January, 2009, the Arvada Police Department assigned Officer Jim Becker as a School Resource Officer at the elementary school level. Jim works primarily in Allendale, Lawrence, and Russell elementary schools. He has established a police presence in these schools. Jim has created a very positive working relationship with students, parents, teachers, and administrators at these schools. The purpose of this study session is to update City Council on Jim's activities, and to discuss the effect Jim's presence is having in our schools.

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

Agenda No. 6.D

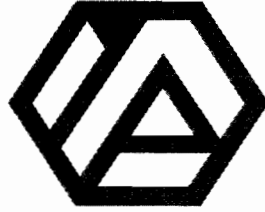
City Council Meeting Date: July 13, 2009

Title: Proposed Coyote Management Plan

Action Proposed: Study Session

Information about the Project or Request:

Coyotes naturally inhabit most of the United States and Canada. Related to dogs and wolves, coyotes are opportunistic and adaptable creatures. They have adjusted well to living in suburban areas in Colorado - so well that some people feel they are becoming a problem in many front range cities, including Arvada. Some have suggested that Arvada have in place a "coyote management plan" to assist in understanding how we can best coexist with coyotes, and to provide guidance on resolving human-coyote conflicts in a studied and consistent manner. In response to this, staff has drafted a coyote management plan. The purpose of this study session is to discuss with City Council the advantages and disadvantages of having and using a coyote management plan, provide some information about the experience of other Colorado cities that have in place this type of plan, and to introduce the proposed plan.



DRAFT

City of Arvada Coyote Management Plan

I. PURPOSE

The purpose of this document is to provide a Plan to assist the community in understanding how to live with coyotes, and provide guidelines for resolving human-coyotes conflicts in a consistent and expedient manner.

II. DEFINITIONS

The following definitions will be used by the City in assessing whether and how to implement different portions of the Plan.

AMO: An Arvada Animal Management Officer. This term also includes an Arvada Police Officer

Attack: An interaction where a human is grabbed, bitten, scratched, or physically injured by a coyote.

CDOW: The Colorado Division of Wildlife. Pursuant to Title 33 of the Colorado Revised Statutes, the Colorado legislature created CDOW to administer and enforce wildlife laws and regulations. CDOW is under the jurisdiction of the Colorado Wildlife Commission, which has the power to regulate wildlife in Colorado.

Coexistence: To exist together at the same time. Coexistence is not passive, but active on the human's part. Coexistence provides a mechanism by which humans obtain and maintain a high level of knowledge and understanding of coyote ecology, behaviors and appropriate responses. It includes awareness that intentionally or unintentionally leaving food or otherwise creating or allowing habitat conditions on residential property may attract coyotes, and includes education efforts to discourage such feeding activities or habitat conditions.

Coyote Report: A document prepared by an AMO following a reported human-coyote interaction that will be used to assist with tracking coyote locations, activity levels, and

appropriate intervention levels, and used to inform the AMO about what educational response is appropriate to provide to the reporting party or the community.

Dangerous Coyote: A coyote that has attacked a person, exhibits unprovoked aggressive behavior toward a human(s) and/or poses a significant threat to human safety.

Encounter: Means an unexpected “direct meeting,” within 100 feet, between a human(s) and a coyote(s) that is without conflict or incident, or a situation where a human comes within close proximity of a coyote on a trail, sidewalk, street, or yard.

Habituated Coyote: A coyote that appears to frequently associate with humans or human related food sources, and exhibits little wariness of the presence of people. This includes most urban coyotes because of their close proximity to human occupied areas. A habituated coyote may become menacing or dangerous.

Hard hazing: The use of equipment (paint guns, pepper balls, sling shots) by trained individuals to affect the behavior of coyotes.

Hazing: A behavior modification technique that employs immediate use of deterrents to move a habituated coyote out of an area or discourage an undesirable behavior or activity. There are two classifications of hazing techniques, soft and hard. Hazing techniques are not intended to physically damage the coyote, property, or humans.

Incident: A conflict between a human and a coyote where a coyote exhibits behavior creating an unsafe situation for the human, including, but not limited to, a coyote baring its teeth, lunging, growling, or moving its ears back, or a situation in which a coyote is known to have killed or injured a domestic or pet animal.

Intentional Feeding: This occurs when a person or persons actively and intentionally feeds coyotes, foxes, raccoons, geese, stray cats or other animals on their property or in open space.

Lethal control: A method involving an expert to shoot or trap and kill menacing or dangerous coyote(s).

Menacing Coyote: A coyote that exhibits provoked territorial behavior toward humans or attacks and injures a pet under close human supervision.

Observation: The act of noticing or taking note, specifically an observation of tracks, scat, and vocalizations, or other evidence of their presence.

Plan: This Coyote Management Plan or a component thereof.

Sighting: Visual observation of a coyote at any time of the day or night from a distance greater than 100 feet.

Soft hazing: The use of loud noises, waving arms, spraying water, bright lights, and shouting in an attempt to affect coyote behavior.

Trap: Any mechanical device, snare, dreadfall, pit, or other device used for catching wildlife.

Unintentional Feeding: This occurs when a person or persons provide easy access to food that could potentially attract coyotes, including leaving food in messy bird feeders, unsecured or attractive compost bins, open dumpsters, pet food storage bins or bowls, or fallen fruit from trees.

III. STRATEGIC PLAN

The Strategic Plan includes an education and awareness program, utilizes a variety of coyote hazing techniques, including the use of lethal control under certain circumstances. The education and awareness program is ongoing and seasonally appropriate and contains information about the rights and responsibilities of private property owners, monitoring coyote activity, implementing hazing programs as a method to instill natural wildlife wariness, and lethal control on public property when a coyote has shown documented aggression toward humans.

The City is responsible for determining the specific level of control, e.g., education, hazing, or lethal control on City property and may consult with CDOW when appropriate before taking any such action.

IV. COYOTE EDUCATION AND AWARENESS

The first element of the Plan is an education and awareness Plan. This element uses in-house resources, the City's website and newsletters, printed material, and a mechanism to record the coyote activity. The City will obtain educational materials from organizations that are knowledgeable in the areas of coyote ecology and behavior and use trained volunteers and staff to distribute materials as needed. Educational and awareness programs will be provided for schools, neighborhood and district meetings, as well as other opportunities as they arise. The City will systematically contact community and educational groups to schedule the distribution of the information either by presentation or printed materials (largely focusing on problem areas).

Additionally, the City will provide information about excluding or removing areas of habitat from residential property, identifying the attractants such as intentional or unintentional feeding situations, and removing them, as well as descriptions of hazing methods and tools that may be used to discourage coyotes from areas close to residential areas.

1. **Overall Education Plan**

- A. Organize and keep in house material up to date and relevant to current scientific information or other resources.
- B. Identify and organize staff and volunteers that are available to provide the education and awareness materials to the residents.
- C. Contact schools, community groups, homeowner organizations, libraries, medical centers, churches, recreation areas, and other groups where residents gather or obtain information.
- D. Arrange with the organizations a time to distribute information concerning coyotes via presentation, printed materials, articles in newsletters, or other means.
- E. Distribute the information.
- F. Follow up with the organization within thirty (30) days after distribution for feedback and further distribution if requested or needed.
- G. Continually update the information available on the website and through newsletters to address seasonal differences, e.g. mating season, etc.
- H. Schedule additional distribution of information on a regular basis (monthly, quarterly, seasonally, etc.) to make sure that current information is available throughout the community.

2. **Coyote Hazing Education Program**

The City will implement a coyote hazing educational program for residents. This educational program will include the benefits of coyote hazing and demonstrate suggested techniques. This educational program will become available at any time when the interactions between the humans and coyotes change from observation and sightings to encounters and incidents. The City will implement this educational program in conjunction with key stakeholders including the CDOW, parks and recreation districts, humane organizations, and community organizations/schools. Hazing techniques are implemented to change the behaviors of coyotes and include techniques that can be implemented by residents and people that are not trained law enforcement personnel. This component of the Plan includes only those techniques that can safely be used by residents, volunteers and staff. The more aggressive techniques, including paintball guns, slingshots and other projectile weapons/ instruments, will only be implemented by trained personnel.

3. Implementation Plan

Coyote Reports will be entered into “Ask Arvada” complaint system.

- A. Identify the geographical areas where the coyotes have become habituated. This requires receiving information through the Coyote Reports of habituated coyotes.
- B. Contact representatives of property owners, e.g. homeowner associations, community groups, libraries, schools, churches, parks and recreation officials, etc., in the areas of those reports and work with these stakeholders to develop a Plan.
- C. Identify the groups and individuals that will assist with the distribution of information.
- D. Provide written and verbal information to those affected on the possible types and methods of hazing. The City may provide tools for use in the hazing process, e.g. air horns, instructions for making hazing tools (cans with rocks), etc.
- E. Schedule volunteers and staff to go to the identified areas, observe the coyote sightings and demonstrate the hazing techniques to the residents, school officials, etc.
- F. Maintain a regular schedule of hazing activities for a sustained period of time to achieve the desired change in the behavior of the coyotes for the highest possible long-term success.
- G. Follow up after the coyote behavior has changed to see if further action is needed.

V. HAZING PROGRAM

1. Overall Plan

Hazing is conducted to change the behaviors of habituated coyotes. The City hazing program will encompass a two tiered process of hazing methods.

- A. Soft: The City will encourage and educate all citizens in affected areas to utilize this method immediately as a way to help redirect coyote behavior. When time and resources allow, City staff will also initiate soft hazing methods in the same area.
- B. Hard: The City will implement this program in cooperation with CDOW. This technique requires specific training for safe deployment. Because of

the safety issues associated with hard hazing techniques, the City will employ only highly skilled and trained personnel or volunteers.

2. Implementation Plan

- A. Identify the geographic areas where the coyotes have become habituated. This will be done through the completed Coyote Report system.
- B. When appropriate contact the homeowner associations, schools, businesses, and parks and recreation officials in the affected area.
- C. Identify the groups and individuals that will assist with the distribution of educational information and assist with soft hazing methods.
- D. Schedule staff and volunteers to go to the area to begin soft or hard hazing, continue educating and enforce leash law violations.
- E. Maintain a regular schedule of hazing activities for a sustained period of time to achieve the highest possible long term success in redirecting habituated behaviors.
- F. Monitor area and reports to continue with hazing and education efforts.

VI. LETHAL CONTROL

1. Overall plan

The City may implement a program of lethal control if the interactions between the humans and coyotes change from encounters to incidents or if the coyote behavior changes to menacing or dangerous. Information on the behavior of the coyotes will be obtained through Coyote Reports and consultation with CDOW.

- A. The AMO may exercise discretion in taking immediate measures to destroy the animal if it poses danger to public health and safety. See A.C. C. section 14-176 (b).
- B. If there are not immediate human health or safety concerns, then lethal control may be utilized only when education and hazing have been employed and are not effective in redirecting the coyote behaviors and the coyote(s) has become menacing.
- C. Property owners inside of the City may use lawful methods on their own property to control nuisance wildlife. City ordinances prohibit the use of

poison (A.C.C. § 14-175); and the use of steel-jaw leghold traps or snares (A.C.C. § 14-175), or the discharge of firearms (A.C.C. § 62-51).

2. Implementation Plan

- A. Obtain information from Coyote Reports, CDOW, local authorities or other resources that identify a coyote's behavior as dangerous.
- B. Assess whether adequate education and hazing techniques have been employed, and if there are other options that are available.
- C. Employ other options if those solutions are viable.
- D. If lethal control is the only option, coordinate efforts with CDOW.
- E. Provide immediate communications to the surrounding properties advising them of the potential unsafe activity of the coyote(s).
- F. Identify what method of lethal control should be used, e.g. trapping or shooting.
- G. If lethal control is recommended, notify residents/organizations in the surrounding areas of the activity and the unsafe situation that may exist with this method of control.
- H. Secure the company or agency to euthanize the coyote.
- I. If trapping is recommended, apply for a trapping exemption through Jefferson County Health Department.

3. Health Department

C.R.S. §33-6-205 gives federal, state, county or municipal departments of health the ability to grant an exemption to the prohibitions against the use of leg hold traps, snares, instant kill body-gripping design traps or poisons on wildlife for the purpose of protecting human health and safety.

- A. Apply for exemption through Jefferson County Health Department procedures.
- B. If the exemption is obtained, hire a private trapper to identify and trap the offending coyote(s).
- C. Notify residents/organizations in the surrounding areas of the activity and the unsafe situation that may exist with this method of control.

D. Provide comprehensive follow up communications to the surrounding residential and school properties giving them the update and any additional information needed.

4. General follow-up after lethal control has occurred.

A. Once the offending coyote(s) have been removed, initiate an immediate and comprehensive education and awareness program in that area.

B. Follow up with residents and agencies in that area for several months to make sure that education and hazing techniques are being utilized.

VII. GUIDELINES FOR RESPONSE (Listed in order of severity of contact between a human or a domestic pet and a coyote) (Refer to section II, Definitions.):

1. City response to an Observation

A. Provide caller with information on urban wildlife and ways to mitigate conflicts.

B. Mail caller additional information (wildlife packet) or refer to City or CDOW website.

2. City response to a Sighting

A. An AMO will interview the reporting party and complete a Coyote Report.

B. Provide caller with information on urban wildlife and ways to mitigate conflicts.

C. Mail caller additional information (wildlife packet) or refer to City or CDOW website.

3. City response to an Encounter

A. An AMO will interview the reporting party and complete a Coyote Report.

B. Provide caller with information on urban wildlife and ways to mitigate conflicts.

C. Mail caller additional information (wildlife packet) or refer to City or CDOW website.

D. The City may initiate the soft hazing program.

4. City response to an Incident

- A. An AMO will interview the reporting party and complete a Coyote Report.
- B. Provide caller with information on urban wildlife and ways to mitigate conflicts.
- C. Mail caller additional information or refer to City or CDOW website.
- D. Notify CDOW (District manager for our region).
- E. The City may initiate a hazing program.
- F. With assistance from CDOW, the City may determine if lethal control is appropriate and possible, and may initiate a lethal control program.

5. City response to an Attack

- A. An AMO may exercise discretion in taking immediate measures to destroy the animal if it poses a danger to public health and safety. See A.C.C. §14-176 (b).
- B. If attack is a “cold” incident, the AMO will interview the reporting party(ies)/victim(s) and complete a Coyote Report.
- C. Notify CDOW (District manager for our region).
- D. Provide caller with information on urban wildlife and ways to mitigate conflicts.
- E. Mail caller additional information or refer to City or CDOW website.
- F. The City may initiate a hazing program.
- G. With assistance from CDOW, the City may determine if lethal control is appropriate and possible, and may initiate a lethal control program.

VIII. AUTHORITY

- 1. C.R.S. § 33-1-106 gives the Colorado Wildlife Commission the authority to regulate the circumstances under which wildlife may be taken, and to determine the disposition of usable portions of wildlife.
- 2. C.R.S. §33-1-105(1)(h) gives the Colorado Wildlife Commission the authority to provide for destruction of any wildlife that poses a threat to public health, safety, or welfare.
- 3. C.R.S. §33-6-107(9) permits any person, any member of such person’s family, or any employee of the person to hunt, trap, or take coyotes on land owned or leased

by the person without securing licenses to do so, but only when such wildlife is causing damage to crops, real or personal property, or livestock.

4. Colorado Wildlife Commission Regulation 303 (A) prohibits the relocation of coyotes without a permit. Studies have shown that relocation is not an effective solution to coyote conflicts. The CDOW generally will not authorize the relocation of coyotes.
5. C.R.S. §33-6-205 gives federal, state, county or municipal departments of health the ability to grant an exemption to prohibition against the use of leg hold traps, snares, instant kill body-gripping design traps or poisons on wildlife for the purpose of protecting human health and safety.
6. City ordinances as described in this document.

IX. MEDIA RELATIONS

City staff will work cooperatively and on an ongoing basis with the public information officers from the Arvada Police Department, the City, and CDOW to ensure that citizens are kept apprised of the Plan and implementation of the Plan.

X. REVISION SCHEDULE

This Plan may be revised on an as needed basis. The City will continue to work with various stakeholders in implementing and assessing this Plan.

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

Agenda No. 7.A

City Council Meeting Date: July 13, 2009

Title: KATV Study Session

Action Proposed: Study Session

Information about the Project or Request: The City Council asked staff to provide information about KATV including detailed budget information and programming. This presentation will include a powerpoint.