

City of Greeley, Colorado  
**CITY COUNCIL PROCEEDINGS**  
April 2, 2019

**1. Call to Order**

Mayor John Gates called the meeting to order at 6:30 p.m., in the Council's Chambers at the City Center South Campus, 1001 11<sup>th</sup> Avenue.

**2. Pledge of Allegiance**

Mayor Gates led the Pledge of Allegiance to the American Flag.

**3. Roll Call**

Jerry Harvey, Assistant City Clerk, called the roll. Those present were Mayor John Gates and Councilmembers Robb Casseday, Michael Fitzsimmons, Dale Hall, Brett Payton, Jon Smail and Stacy Suniga.

**4. Recognitions and Proclamations**

Mayor Gates presented the following proclamations: Holocaust Memorial Observances, National Youth Service Day Awards, National Service Recognition Day 2019, Parkinson's Awareness Month, and National Mayor's Challenge for Water Conservation.

Councilmember Casseday presented the What's Great About Greeley Report.

**5. Citizen Input**

Bill Gillard, Greeley resident, thanked all involved in getting rent prices down for rental of Northridge High School football field for Northern Colorado Nightmare football team.

Patrick Kelly, Greeley resident, thanked Council and City Staff for inclusion efforts regarding disabilities. Speaking for the Commission on Disabilities, he condemned the cutting of Special Olympics funding and suggested a possible proclamation by the Mayor in support of the Special Olympics. Mr. Kelly also requested that Council or staff consider adding hypnotherapy to the City's wellness program.

Todd Loschen, Greeley resident, discussed the traffic issues still taking place at the intersection by his house. He noted that he has been working with the Greeley Police Department.

**6. Approval of Agenda**

The agenda was approved as presented.

**7. Reports from Mayor and Councilmembers**

Councilmember Hall encouraged attendance at the Poudre River Trailathon on April 20<sup>th</sup>. He also expressed his concern about specific legislation in the Colorado Legislature including Senate Bill 181 and the Red Flag Bill.

Mayor Gates reported that he delivered meals for Meals On Wheels recently and found it to be a very rewarding hour. He thanked everyone involved with that organization and encouraged the community to get involved. Mayor Gates also reminded everyone of the date and time of the State of the City Address and about a town hall with Kevin Bommer, Colorado Municipal League President, in Windsor.

#### **8. Petitions from Mayor and Councilmembers**

Councilmember Suniga requested that staff research recycling options for the City of Greeley including possibly partnering with neighboring municipalities.

Consensus was reached by Council for staff to move forward on this.

Roy Otto, City Manager, explained that there really were not recycling options for municipalities in Northern Colorado adding that the City would have to either start a new recycling facility/program or utilize the Weld County Landfill. He added that he would reach out to neighboring municipalities.

#### **\*\*\*\* Consent Agenda \*\*\*\***

Councilmember Casseday stepped out of Council Chambers at 7:31 p.m.

#### **9. Approval of the City Council Proceedings of March 19, 2019**

The Council action recommended was to approve the Proceedings.

#### **10. Acceptance of the Report of the March 26, 2019 City Council Worksession**

The Council action recommended was to accept the Report.

#### **11. Consideration of a resolution authorizing the Mayor to enter into an Intergovernmental Agreement regarding the Weld County Drug Task Force**

The Council action recommended was to adopt the Resolution. **(Resolution No. 13, 2019)**

#### **12. Introduction and first reading of an Ordinance annexing to the City of Greeley, Colorado, certain unincorporated territory located in Weld County, Colorado, known as the Jackson Annexation, located at 245 83rd Avenue**

The Council action recommended was to introduce the Ordinance and schedule the Public Hearing and final reading for April 16, 2019.

#### **13. Introduction and first reading of an Ordinance changing the official zoning map of the City of Greeley, Colorado, establishing R-E (Residential Estate) zoning for a parcel of property located in Weld County, Colorado, at 245 83rd Avenue, recently annexed and known as the Jackson Annexation**

The Council action recommended was to introduce the Ordinance and schedule the Public Hearing and final reading for April 16, 2019.

**\*\*\* End of Consent Agenda \*\*\***

Councilmember Payton moved, seconded by Councilmember Fitzsimmons to approve the items on the Consent Agenda and their recommended actions. The motion carried: 6-0 (Councilmember Casseday absent)

Councilmember Casseday returned to Council Chambers at 7:33 p.m.

**14. Pulled consent agenda items**

No items were pulled from the Consent Agenda.

**15. Public hearing and final reading of an Ordinance appropriating additional sums to defray the expenses and liabilities of the City of Greeley for the balance of the fiscal year of 2019 and for funds held in reserve for encumbrances at December 31, 2018**

Robert Miller, Budget Manager, briefly discussed the 2<sup>nd</sup> appropriation of 2019. He continued by highlighting the Fund Budget Balances, appropriation categories, and appropriation funding sources. Mr. Miller also discussed the General Fund Carryover Recommendations which included descriptions of the following specific funds: Public Safety, Quality of Life, Encumbrances & Commitments, Water & Sewer, Keep Greeley Moving, Transportation Development, and Food Tax. He concluded with a summary of his presentation.

In response to a request by Mayor Gates, Mr. Miller briefly explained the appropriations process including an explanation of the need for additional appropriations and an explanation of how the City has additional monies to be appropriated after approving an annual budget.

In response to a question from Councilmember Smail regarding the former Colorado Department of Transportation (CDOT) building, Mr. Otto explained that the space will likely be used for staff being displaced during the remodeling of the City's Public Works facilities on A Street. He added that the City is looking into purchasing the property and could be able to move in within the next two year.

Mayor Gates opened the public hearing at 7:55 p.m., and no comments were offered.

Councilmember Casseday moved, seconded by Councilmember Suniga to adopt the Ordinance and publish with reference to title only. The motion carried: 7-0 (**Ordinance No. 13, 2019**)

**16. Public hearing and final reading of an Ordinance authorizing a salary increase for the City Manager**

Sharon McCabe, Human Resources Director, briefly discussed all three Ordinances including detailed information regarding salary increases for the City Manager, City Attorney, and Municipal Judge.

Mayor Gates opened the public hearing at 7:57 p.m.

Bill Gillard thanked Roy for his service and thinks that this increase in salary is justified.

Mayor Gates closed the public hearing at 7:58 p.m.

Councilmember Hall moved, seconded by Councilmember Payton to adopt the Ordinance and publish with reference to title only. The motion carried: 7-0 (**Ordinance No. 14, 2019**)

**17. Public hearing and final reading of an Ordinance authorizing a merit pay increase for the City Attorney**

Ms. McCabe detailed the amount of the salary increase for the City Attorney.

Mayor Gates opened the public hearing at 7:59 p.m., and no comments were offered.

Councilmember Suniga moved, seconded by Councilmember Payton to adopt the Ordinance and publish with reference to title only. The motion carried: 7-0 (**Ordinance No. 15, 2019**)

**18. Public hearing and final reading of an Ordinance authorizing a merit pay increase for the Municipal Judge**

Ms. McCabe detailed the amount of the salary increase for the Municipal Judge.

Mayor Gates opened the public hearing at 8:00 p.m., and no comments were offered.

Councilmember Payton moved, seconded by Councilmember Fitzsimmons to adopt the Ordinance and publish with reference to title only. The motion carried: 7-0 (**Ordinance No. 16, 2019**)

Mayor Gates thanked all three men for the great job they have been doing adding that the salary increase is well deserved.

**19. Public hearing and final reading of an Ordinance adopting various amendments to the Greeley Municipal Code Chapters, including repealing Chapter 16.60 (Historic Preservation Code) and Chapter 16.61 (Historic Preservation Low Interest Loan Program) and enacting Chapter 18.36 (Historic Preservation), Chapter 18.37 (Historic Preservation Low Interest Loan Program), and Appendix 18-L (Illustrative Flow Chart for Historic District Designation Process), and amending Appendix 18-B (Definitions)**

Brad Mueller, Community Development Director, briefly highlighted the proposed Code updates. He continued by describing the process that Community Development has gone through to reach this point followed by a discussion of the Historic Preservation Program Fundamentals, the move of Historic Preservation to Title 18 of the Code (Development Code), the addition of design guidelines, and the revision/addition of definitions within the Code. Mr. Mueller also explained the authority to review and approve/deny minor alterations; the staff review of undesignated properties for additions and accessory structures; and the designation criteria changes and the added detail to designation process. He went on to highlight revisions to Notice Requirements; discussed the Appeals, Incentives, and Enforcement (fines and penalties) sections; highlighted the Design Review Procedures along with the Criteria/Standards for review; and discussed the Council Priorities that are relevant to these changes/updates to the Code. Mr. Mueller concluded by noting that the City's Historic Preservation Commission voted unanimously to support this Ordinance.

In response to a question from Councilmember Suniga regarding in-fill in an historic district, Mr. Mueller explained that there are guidelines for new construction to create compatibility.

In response to questions from Councilmember Smail, Mr. Mueller explained that only some entities can be non-owner designees and the criteria are much higher for these. He added that it is staff's responsibility to inform the Historic Preservation Commission, Downtown Development Authority, Planning Commission, and Greeley Historic Inc., not to act in lieu of them during the Historic Preservation process.

Mayor Gates opened the public hearing at 8:27 p.m.

James Mongan, Greeley resident, expressed his frustration after working with the Historic Preservation division and added that he does not believe the Ordinance goes far enough to alter the current process.

Liberty Gerold, Chair of the Greeley Area Realtors' Association and a Greeley resident, spoke on behalf of the Greeley Area Realtor's Association. She expressed the importance of balancing Historic Preservation with the Constitutional rights of homeowners/property owners. She also expressed concern with the proposed Ordinance.

Dr. Julia Richard, Greeley resident, spoke on behalf of Historic Greeley, Inc. She expressed support for the Ordinance as presented and asked that Council approve it.

Marshall Clough, Greeley resident, also expressed support for the Ordinance on behalf of Historic Greeley, Inc.

Drew Notestine, property owner in Downtown Greeley, expressed his support of the Ordinance and for the City's Historic Preservation program/process.

Ron Thompson, Greeley resident, expressed his support for the City's Historic Preservation program/process and for the Ordinance.

Linde Thompson, Greeley resident, also expressed support for the Ordinance, as presented.

Mayor Gates closed the public hearing at 8:43 p.m.

Councilmember Casseday expressed his support for historic preservation and for this Ordinance.

Councilmember Casseday moved, seconded by Councilmember Hall to adopt the Ordinance and publish in full. The motion carried: 7-0 (**Ordinance No. 17, 2019**)

## **20. Scheduling of meetings, other events**

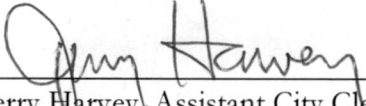
No other meetings or events were scheduled.

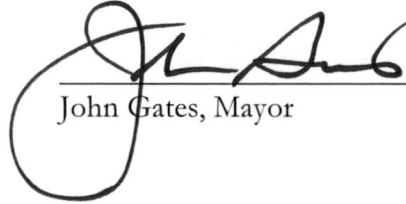
## **21. Consideration of a motion authorizing the City Attorney to prepare any required resolutions, agreements, and ordinances to reflect action taken by the City Council at this meeting and at any previous meetings, and authorizing the Mayor and City Clerk to sign all such resolutions, agreements, and ordinances**

Councilmember Hall moved, seconded by Councilmember Suniga to approve the above authorizations, and the motion carried: 7-0

**22. Adjournment**

There being no further business to come before the Council, Mayor Gates adjourned the meeting at 8:48 p.m.

  
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Jerry Harvey, Assistant City Clerk

  
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John Gates, Mayor