

City of Greeley, Colorado
CITY COUNCIL PROCEEDINGS
April 2, 2024

1. Call to Order

Mayor Gates called the meeting to order at 6 p.m. in the City Council Chambers at 1001 11th Ave, Greeley, Colorado, with hybrid participation available via the City's Zoom platform.

2. Pledge of Allegiance

Mayor Gates led the Pledge of Allegiance.

3. Roll Call

Heidi Leatherwood, City Clerk called the roll.

The following were present:
Councilmember Tommy Butler
Councilmember Deb DeBoutez
Mayor Pro Tem Dale Hall
Councilmember Johnny Olson
Councilmember Melissa McDonald
Mayor John Gates

Councilmember Payton was excused.

4. Approval of the Agenda

None.

5. Recognitions and Proclamations

Proclamations:

Mayor Gates read the Days of Remembrance Proclamation at 6:01 p.m. and Hollis Berendt was present in Council Chambers to accept.

What's Great About Greeley

Councilmember DeBoutez presented the *What's Great about Greeley?* presentation at 6:05 p.m.

6. Citizen Input

1. Edwin Grant spoke about water line project to mitigate lead and increased national debt.

7. Reports from Mayor and Councilmembers

Councilmember McDonald reported that the winner of the National Youth Service Day Award will be announced at an upcoming council meeting, and she was impressed with each of the nominees.

She mentioned the Commercial Crime Collaborative that the Greeley Police Department hosted and her visit to the Water and Sewer Department.

Councilmember Butler spoke about attending the Legislative Luncheon at the Capitol.

Mayor Gates spoke on visiting the Day Spring Elementary construction going with Congresswoman Yadira Caraveo and Public Works to look at some issues out on West 10th Street where they are trying to secure State and Federal Funding. He attended the Ribbon Cutting Ceremony for the Orthopedic Center of the Rockies and was amazed at the building. Finally, he reminded the Council about the Boards and Commission Appreciation Event on April 3, 2024, at the University of Northern Colorado.

8. Initiatives from Mayor and Councilmembers

Councilmember Butler requested consensus from Council on a new initiative to conduct a Budget Retreat for 2025 and asked for consensus on a second initiative on information about the Lincoln Park redesign status, timeline, and overview of the coming outreach.

Mayor Gates asked the council for consensus on the Budget Retreat.

The council reached consensus to move forward with this initiative.

Mayor Gates asked for consensus on staff providing information about the Lincoln Park Redesign. The council reached consensus to move forward with this initiative.

Consent Agenda

- 9. A motion to approve the City Council Meeting Proceedings of March 5, 2024**
- 10. Introduction and first reading of an ordinance Amending Chapter 1 of Title 16 of the Greeley Municipal Code to address Automated Enforcement Systems, also known as camera radar, to detect speeding violations**
- 11. Introduction and first reading of an ordinance amending Title 2, Chapter 11 of the Greeley Municipal Code relating to authority to issue summons and complaints**
- 12. Introduction and first reading of an ordinance amending Title 8, Chapter 13 and Title 14, Chapter 6 of the Greeley Municipal Code relating to alcohol**

End of Consent Agenda

Councilmember Butler moved to approve the Consent Agenda Items 9-12. Councilmember Olson seconded the motion. The motion passed 6-0 at 6:20 p.m. with Councilmember Payton absent.

13. Pulled Consent Agenda Items

None.

14. Public hearing and second reading of an ordinance to amend Title 20, Chapters 2, 3, and 5 of the Greeley Municipal Code relating to water and sewer service

Deputy Director of Utility Finance and Customer Service Erik Dial introduced the item at 6:21 p.m. with a presentation.

In September 2021, the Greeley City Council amended Title 24 of the Greeley Municipal Code (Development Code). The updates to Title 24 were wide ranging and modernized the Development Code requirements to adapt to a more diverse housing market. To align with the updates to the Development Code, Title 20, Chapters 2, 3, and 5 of the Greeley Municipal Code relating to water and sewer service need to be updated. This information also displays the requested change for the Plan Investment Fee Schedule.

Councilmember DeBoutez asked if the Water and Sewer Board compares rates to other communities in Northern Colorado and if so, she asked where Greeley falls in that comparison. In response, Mr. Dial confirmed that the comparison does occur annually when the rate resolution is brought to the Water and Sewer Board for consideration. The average monthly bill as well as the plan investment fee schedule is compared to the rest of the Front Range. He also added that raw water is a little more difficult to compare because there's so much variability. Even though there is variability that comparison was provided as well. Mr. Dial said that Greeley is in the middle range of comparison.

The public hearing opened at 6:29 p.m.

1. Edwin Grant spoke about the water rates continuing to increase and the importance of monitoring these rates.

With no further speakers, the public hearing closed at 6:31 p.m.

Councilmember DeBoutez moved to approve the motion. Councilmember Butler seconded the motion. The motion passed with a vote 6-0 at 6:32 p.m. with Councilmember Payton absent.

15. Public hearing and second reading of an ordinance amending Title 1, Chapter 12 and Title 2, Chapter 12 of the Greeley Municipal Code relating to code compliance and chronic public nuisances

Community Development Director Brian McBroom introduced the item at 6:32 p.m. with a presentation. Chief Deputy Mike Zeller, Judge Mark Gonzales, and Assistant City Attorney Bobbier Cranston were available for questions.

Mr. McBroom commented that this is an ordinance that will change several regulations for dealing with chronic public nuisances. He added that this effort began in May of last year as a Council Initiative and feedback from the December work session guided the following amendments that redefine public nuisances, adjust penalties for chronic public nuisances, provide additional guidance for legal right of entry, help elevate certain chronic public nuisances to criminal offenses to better manage them, and improve the abatement process.

Councilmember Olson asked for clarification with regards to safety when entering a property and assurance that code compliance officers have a police officer with them when engaging in these types of situations. In response, Ms. Cranston said that they may enter the property, but not a building, so long as there isn't a fence around the property. She added that there is collaboration with police to assure officers are available to respond to these situations and asked Deputy Zeller to confirm. Deputy Chief Zeller confirmed that the Neighborhood Action Team works closely with code officers and will assist when called.

The public hearing opened at 6:38 p.m.

With no speakers, the public hearing closed at 6:39 p.m.

Mayor Gates commented that unfortunately public nuisance situations occur, and this was a great way to address these concerns. He thanked Councilmember DeBoutez for taking the lead on this initiative and thanked staff for their hard work.

Councilmember Olson also thanked Councilmember DeBoutez for starting the effort and recognized the great work completed by the staff.

Councilmember Butler supported the amendments and stated that the changes in this ordinance were needed. He added that this solution is not for the occasional overgrown weed offenses that happen, but for the chronic offenders that are bringing down the property values in neighborhoods. He asked that staff return to provide an update on progress.

Mayor Pro Tem Hall reiterated that this is not a case of code compliance citing a complaint and where the resident complies. This ordinance is about those that refuse to correct the violation.

Councilmember DeBoutez noted that there is some financial assistance available to citizens that are trying to correct these problems. She thanked the staff for their work.

Councilmember DeBoutez moved to approve the motion. Councilmember Olson seconded the motion. The motion passed with a vote 6-0 at 6:32 p.m. with Councilmember Payton absent.

16. Public hearing and second 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 2024 and for funds held in reserve for encumbrances through December 31, 2023

Director of Budget & Policy Caleb Weitz introduced the item at 6:43 p.m. with a presentation.

Councilmember DeBoutez asked for clarification on the project on 83rd Avenue, and whether it was between 10th and 12th Street. In response, Deputy Public Works Director Bhooshan Karnik responded that the 83rd Avenue Project from 12th Street, north to 10th Street was approved with previous funding. The refund was returned to the Colorado

Department of Transportation so that the funds can be transferred to add onto the project. He confirmed that the entire corridor of 83rd Avenue will begin construction next year.

The public hearing opened at 6:48 p.m.

With no speakers, the public hearing closed at 6:49 p.m.

Councilmember Butler moved to approve the motion. Councilmember Olson seconded the motion. The motion passed with a vote 6-0 at 6:49 p.m. with Councilmember Payton absent.

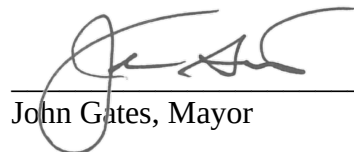
17. **Consideration of a motion authorizing the City Attorney to prepare any required resolutions, agreements, and ordinances to reflect action taken by the City Council at this meeting and any previous meetings, and authorizing the Mayor and City Clerk to sign all such resolutions, agreements, and ordinances**

Mayor Pro Tem Hall moved to approve the motion. Councilmember Butler seconded the motion. The motion passed with a voice vote of 6-0 at 6:48 p.m. with Councilmember Payton absent.

18. **Scheduling of Meetings, Other Events**
None.

19. **Adjournment**
With no further business to come before the Council, Mayor Gates adjourned the meeting at 6:49 p.m.

Approved:



John Gates, Mayor

Attest:



Heidi Leatherwood, City Clerk