

**EDGEWATER CITY COUNCIL
REGULAR BUSINESS MEETING
MINUTES
October 1, 2015**

A regular business meeting of the Edgewater City Council was held in the City Council Chambers.

ITEM 1. CALL TO ORDER

Mayor McNulty called the meeting to order at 7:00 PM.

ITEM 2. ROLL CALL

City Clerk Beth A. Hedberg called the roll.

Present: Mayor Bonnie McNulty, Councilman David Fleck, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

Absent: Councilman Kris Teegardin.

Also Present: City Attorney Thad Renaud, City Manager HJ Staf and Police Chief John Mackey.

Full and timely notice of the meeting had been given and a quorum was present.

ITEM 3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ITEM 4. APPROVAL OF AGENDA

Moved by Councilman Todd Riddle, **Seconded by** Councilwoman Janet Spangenberg to approve the agenda as presented. **Vote:** Motion carried by unanimous roll call vote (**summary:** Aye = 5). **Aye:** Councilman David Fleck, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

ITEM 5. CONSENT AGENDA

- a. **Minutes of September 3, 2015**
- b. **Amendment to City Manager Employment Contract**

Moved by Councilwoman Laura Keegan, **Seconded by** Councilman Todd Riddle to approve the consent agenda as presented. **Vote:** Motion carried by roll call vote

(**summary:** Aye = 5; Abstain = 1). **Aye:** Councilman David Fleck, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg and Councilwoman Laura Keegan. **Abstain:** Councilwoman Myra A. Keeble as she was not present at the meeting of September 3, 2105.

ITEM 6. COMMUNICATIONS FROM THE CITY MANAGER, STAFF, AND BOARDS AND COMMISSIONS

Community Services Director Dan Maples provided updates on: ongoing infrastructure projects; the City-wide garage sale to be held the following Saturday; and the fall clean-up event which would offer electronic and metal recycling and shredding. Director Maples spoke about the Celtic Festival which had been held the previous weekend.

No further reports were given.

ITEM 7. PUBLIC COMMENTS (NON-AGENDA ITEMS)

Pauline York said that she had been out campaigning and had heard from several residents how much they loved Edgewater and appreciated the City Staff.

ITEM 8. LIBRARY MILL LEVY ELECTION RESOLUTION – DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 2015-12, A RESOLUTION IN SUPPORT OF THE JEFFERSON COUNTY LIBRARY MILL LEVY ELECTION

Moved by Councilwoman Myra A. Keeble, **Seconded by** Councilwoman Laura Keegan to approve Resolution 2015-12, a resolution in support of the Jefferson County Library Mill Levy Election as presented. Councilwoman Laura Keegan thanked Donna Walker for all that the Library did for the community. **Vote:** Motion carried by unanimous roll call vote (**summary:** Aye = 6). **Aye:** Councilman David Fleck, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

ITEM 9. 20TH & DEPEW CONTRACT ORDINANCE – REVIEW AND DISCUSSION OF CITY’S CURRENT PROPERTY HOLDINGS AND SPACE NEEDS AND DISCUSSION AND POSSIBLE ACTION ON ORDINANCE 2015-14, AN ORDINANCE AUTHORIZING THE SALE OF CITY-OWNED PROPERTY LOCATED AT 5505 AND 5507 WEST 20TH AVENUE (20TH AVENUE AND DEPEW STREET) TO TRINITY DEVELOPMENT GROUP, INC. (FIRST READING)

Moved by Councilman David Fleck, **Seconded by** Councilman Steve Conklin to approve on first reading and order published by law, Ordinance 2015-14, an ordinance authorizing the sale of City-owned property located at 5505 and 5507 West 20th Avenue (20th Avenue and Depew Street) to Trinity Development Group, Inc. as presented. City

Manager Stalf spoke about the contract and noted the differences between the previous contracts.

Vince Reggio, Trinity Development Group, said that the retail market was recovering especially grocer and discount anchors. The challenge with the 20th and Depew Street site was that it was a "B" or "C" site. Anchors wanted frontage on a main thoroughfare. What made the 20th and Depew site unique was the history of a grocer at the site and the sales tax revenue that had been generated. Mr. Reggio reported that he had obtained a signed Letter of Intent from a natural type grocer. It indicated serious interest. Board Members, legal and operations had all been onsite. The grocer was currently pursuing financing for their concept and were working on obtaining signage on Sheridan Boulevard. Mr. Reggio said that he had kept City Manager Stalf apprised of the negotiations. City Manager Stalf had participated in some rides and had been convincing on economic development in Edgewater. Once a lease from the grocer was obtained, the rest of the site would be leased. It helped that the site was in close proximity to the St. Anthony's development. Mr. Reggio said that patience paid off and he was fairly confident in the development going forward.

Items discussed included: what other businesses had expressed interest in the site; the sales tax rebate program; and a credit that would be given towards the purchase price for tenant finish.

Vote: Motion carried by unanimous roll call vote (**summary:** Aye = 6). **Aye:** Councilman David Fleck, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

ITEM 10. EXCAVATION ORDINANCE - DISCUSSION AND POSSIBLE ACTION ON ORDINANCE 2015-15, AN ORDINANCE REPEALING ORDINANCE 2015-01 AND AMENDING VARIOUS PROVISIONS OF ARTICLE 3 OF CHAPTER 11 OF THE EDGEWATER MUNICIPAL CODE CONCERNING EXCAVATIONS IN STREETS, ALLEYS, SIDEWALKS AND OTHER PUBLIC PLACES WITHIN THE CITY (FIRST READING)

Moved by Councilwoman Janet Spangenberg, **Seconded by** Councilman David Fleck to approve on first reading and order published by law, Ordinance 2015-15, an ordinance repealing Ordinance 2015-01 and amending various provisions of Article 3 of Chapter 11 of the Edgewater Municipal Code concerning excavations in streets, alleys, sidewalks and other public places within the City as presented. **Vote:** Motion carried by unanimous roll call vote (**summary:** Aye = 6). **Aye:** Councilman David Fleck, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

ITEM 11. LOITERING ORDINANCE – DISCUSSION AND POSSIBLE ACTION ON ORDINANCE 2015-13, AN ORDINANCE AMENDING CHAPTER 10 OF THE EDGEWATER MUNICIPAL CODE, CONCERNING GENERAL OFFENSES, BY AMENDING SECTION 10-3-90, CONCERNING LOITERING, TO REMOVE A PROHIBITION OF LOITERING FOR THE PURPOSE OF BEGGING (SECOND AND FINAL READING)

Moved by Councilman Todd Riddle, **Seconded by** Councilwoman Laura Keegan to approve on second and final reading and order published by law, Ordinance 2015-13, an ordinance amending Chapter 10 of the Edgewater Municipal Code, concerning general offenses, by amending Section 10-3-90, concerning loitering, to remove a prohibition of loitering for the purpose of begging as presented. City Attorney Thad Renaud advised that the City continued to regulate unlawful aggressive panhandling.

Vote: Motion carried by unanimous roll call vote (**summary:** Aye = 6). **Aye:** Councilman David Fleck, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

ITEM 12. GENERAL BUSINESS – DISCUSSION AND POSSIBLE APPROVAL OF A REFUSE HAULER CONTRACT WITH REPUBLIC SERVICES

Moved by Councilwoman Laura Keegan, **Seconded by** Councilwoman Myra A. Keeble to approve the Agreement for Residential Refuse and Recycling Collection Services with Allied Waste Transportation, Inc., a Delaware corporation, dba Republic Services of Denver as presented. A minor typographical error was noted and corrected. City Manager Stalf said that it was the same contractor that the City had previously contracted with. The main difference in the contract was the change of the pick-up day from Friday to Thursday. This should provide better customer service for residents as missed pick-ups could be taken care of the following day rather than Monday. Discussion was held concerning: complaints received for trash pick-up misses or cart delivery delay; numbers of subscribers; trash rates; dead animals; green waste; extra holiday pick-up; and large item pick-ups.

Vote: Motion carried by unanimous roll call vote (**summary:** Aye = 6). **Aye:** Councilman David Fleck, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

ITEM 13. PUBLIC COMMENTS

Pauline York presented the bust of Eleanor Roosevelt she had recently received for being voted the 2015 Democrat of the Year. Mrs. York received a round of applause.

Gina Hartley thanked the council for the upcoming fall clean-up event. She spoke about parking on 25th Avenue and the number of vehicle tows that she witnessed in the last week from the 25th Avenue Parking Lot. She asked that the signage at the entrance be

improved. The City of Denver had passed an ordinance lowering the drop fees and it helped alleviate their towing problems.

Pauline York said that she had recently received a call from Mrs. Gonzales a former director of Young at Hearts. Mrs. Gonzales had been livid that her son had received a charge of two hundred fifty dollars (\$250) for parking two (2) minutes before 5:00 pm.

ITEM 14. MAYOR AND COUNCIL COMMENTS

Councilman David Fleck said that the Senior Clean-Up was scheduled for the following Saturday and he provided information on how to volunteer. He said he was looking forward to volunteering and hoped it would not rain.

Councilwoman Laura Keegan thanked the community for attending and supporting the 6th Annual Celtic Harvest Festival. Councilwoman Laura Keegan thanked the volunteers for making the event possible. She had spoken with a lot of new Edgewater residents and out of town visitors while she worked the children's tent area. It really showcased Edgewater and she was proud of the event.

Councilwoman Myra Keeble spoke about the Edgewater Walks Campaign that had been held in September. The data on the number of minutes residents had walked was not yet available but she would present that information when it was obtained. During her walks around town, she had spoken with residents and had learned about parking issues that existed in the southwest region of the City near 20th Avenue, concerns over speeding vehicles and crime in Rose Acres. Councilwoman Keeble said that she was looking forward to the City-wide garage sale scheduled for October 3rd.

Councilwoman Janet Spangenberg had no comments.

Certification of election results and when the next Council meeting would be held was discussed.

Councilwoman Todd Riddle wished the candidates running for Council good luck.

Councilman Steve Conklin thanked City staff and volunteers for the Celtic Festival. He thanked Ms. Hartley for bringing up the issues at the 25th Avenue Parking Lot and said that he hoped Council would discuss it in the future.

Mayor Bonnie McNulty said good job on the Celtic Festival and Edgewater Walks. Mayor Bonnie McNulty reminded everyone of the Candidate Forum that would be held on October 6th from 6:00 pm to 8:00 pm at Coda Coffee Company. Two (2) School Board candidates had also been invited.

ITEM 15. BUSINESS MEETING ADJOURNMENT

There being no further business, Mayor McNulty adjourned the meeting at 7:55 PM.

Council Special Business Meeting Minutes
October 1, 2015

Submitted by:

/s/ Beth A. Hedberg, MMC
City Clerk