

**EDGEWATER CITY COUNCIL  
REGULAR BUSINESS MEETING  
MINUTES  
MAY 5, 2016**

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

**ITEM 1.     CALL TO ORDER**

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

**ITEM 2.     ROLL CALL**

City Clerk Beth A. Hedberg called the roll.

**Present:** Mayor Kris Teegardin, Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Kara Swanson, Councilwoman Kate Mulcahy, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

**Also Present:** City Attorney Thad Renaud, City Manager HJ Stalf, Community Services Director Dan Maples 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 Laura Keegan to approve the agenda as presented. **Vote:** Motion carried by unanimous vote (**summary:** Aye = 7). **Aye:** Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Kara Swanson, Councilwoman Kate Mulcahy, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

**ITEM 5.     CONSENT AGENDA – MINUTES OF APRIL 7, 2016**

**Moved by** Councilman Steve Conklin, **Seconded by** Councilwoman Laura Keegan to approve the consent agenda as presented. **Vote:** Motion passed (**summary:** aye = 6, nay = 0, abstain = 1). **Aye:** Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Kara Swanson, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble. **Abstain:** Councilwoman Kate Mulcahy as she had not been present at the meeting of April 7, 2016.

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

City Manager HJ Stalf yielded the floor to guests in attendance who were members of Lakewood High School Breath Easy (BE) Team including students Morgan Lester, Tracy Doyle, Colleen Wakham and Daniela DiGiacomo as well as Zachary Dunlop, a health educator at Jefferson County Public Health. They spoke about youth access to tobacco and reducing the tolls of tobacco in schools and the community. The students passed around posters showing advertising and their placement in retail stores. They spoke about a recent event where they had picked up thousands of cigarette butts. The guests received a round of applause.

Community Services Director Dan Maples reviewed his report with respect to: replacement of ADA ramps and curb and gutter work; street sweeping schedule; the 2016 overlay and rebuild project; and East Jefferson County Sewer District upgrade to the line that services the south west side of the City. The spring clean-up events were discussed.

Police Chief John Mackey thanked the students from Lakewood High School for their efforts in tobacco education and prevention. Chief Mackey reported that three (3) new vehicles had been delivered. The license plate reader would be installed in one of the new vehicles. Chief Mackey spoke about a secret Facebook site that arranged drug purchases. Police Department staff had attended meetings. Two (2) students from Jefferson High School were involved. Parents were made aware of their child's use of the site in an effort to educate them. No students were prosecuted except for the individual who had put up the site. Chief Mackey provided an update on Department staffing.

No further reports were given.

**ITEM 7. PUBLIC COMMENTS (NON-AGENDA ITEMS)**

There were no public comments.

**ITEM 8. PROCLAMATIONS**

**a. May is Mental Health Month - May 2015**

Mayor Teegardin invited School Based Counselor Erin Linehan to the podium. Mayor Teegardin read the proclamation and presented a signed copy to Ms. Linehan.

**b. Recognizing First Responders Appreciation Day as May 9, 2016**

Mayor Teegardin joined Police Chief John Mackey at the podium. Mayor Teegardin read the proclamation and presented it to Chief Mackey.

**c. Kids to Parks Day – Saturday, May 21, 2016**

Mayor Teegardin asked that the proclamation be entered into the record and it is attached hereto and made a part hereof as Exhibit “A”.

**ITEM 9.        MAINTENANCE RESOLUTION – DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 2016-06, A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN JEFFERSON COUNTY AND THE CITY OF EDGEWATER, CONCERNING THE INSTALLATION AND MAINTENANCE OF CITY POLICE DEPARTMENT VEHICLE EQUIPMENT BY THE COUNTY**

**Moved by** Councilwoman Janet Spangenberg, **Seconded by** Councilwoman Laura Keegan to approve Resolution 2016-06, a resolution approving an Intergovernmental Agreement between Jefferson County and the City of Edgewater, concerning the installation and maintenance of City Police Department vehicle equipment by the County as presented. A brief description of the Intergovernmental Agreement was provided by City Attorney Renaud. It was noted that this was the first time the City had entered into this agreement with the County and that regular maintenance was not a part of the agreement. The timing of the work was discussed. A minor typographical error was noted. Public comment was called for. There was no public comment. **Vote:** Motion carried by unanimous vote (**summary:** Aye = 7). **Aye:** Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Kara Swanson, Councilwoman Kate Mulcahy, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

**ITEM 10.        INCLUSIVITY RESOLUTION – DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 2016-07, A RESOLUTION OF THE CITY COUNCIL IN SUPPORT OF INCLUSIVITY**

**Moved by** Councilwoman Kara Swanson, **Seconded by** Councilwoman Myra A. Keeble to approve Resolution 2016-07, a resolution of the City Council in support of inclusivity as presented. Councilwoman Mulcahy inquired as to why the word “language” had not been included and she suggested that it be added after the words, “political persuasion”. Councilwoman Swanson and Councilwoman Keeble were in agreement to the friendly amendment.

Public comment was called for. Pauline York said that she was glad for mental health awareness.

Larry Welshon said that he stood in support of those who were in opposition to the passage of the resolution. He spoke at length about the “whereas” statements including inclusivity as being designed to separate Americans into identity groups. The second clause showed a disconnect between people of Edgewater and the City Council and it lacked definition. Mr. Welshon said that the resolution was disingenuous. Mr. Welshon said that he wanted specifics for “pursuing policies and programs”.

**VOTE** was called for. **Vote:** Motion passed (**summary:** Aye = 6, Nay = 1, Abstain = 0). **Aye:** Councilman Steve Conklin, Councilwoman Janet Spangenberg, Councilwoman Kara Swanson, Councilwoman Kate Mulcahy, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble. **Nay:** Councilman Todd Riddle.

**ITEM 11.     GENERAL BUSINESS**

**a. Discussion and Possible Action on Construction Agreement with Brannan Sand and Gravel Company, a Colorado Limited Liability Company**

**Moved by** Councilwoman Laura Keegan, **Seconded by** Councilwoman Janet Spangenberg to approve a Construction Agreement with Brannan Sand and Gravel Company, a Colorado Limited Liability Company as presented. The liquidated damages portion of the contract was addressed. City Attorney Thad Renaud advised that the liquidated damages provision was not dictated by State Statute but rather that the City used a sliding scale of daily dollar amount with respect to the overall value of the construction agreement. He believed that the language would withstand judicial scrutiny.

Public comment was called for. There was no public comment. **Vote:** Motion carried by unanimous vote (**summary:** Aye = 7). **Aye:** Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Kara Swanson, Councilwoman Kate Mulcahy, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble.

**b. Executive Session, Per C.R.S 24-6-402(4)(b), to Confer with the City Attorney to Receive Legal Advice on Specific Legal Questions Related to Personnel Matters**

**Moved by** Councilman Steve Conklin, **Seconded by** Councilman Todd Riddle to enter into executive session, per C.R.S 24-6-402(4)(b), to confer with the City Attorney to receive legal advice on specific legal questions related to personnel matters. **Vote:** Motion carried by unanimous vote (**summary:** Aye = 7). **Aye:** Councilman Steve Conklin, Councilman Todd Riddle, Councilwoman Janet Spangenberg, Councilwoman Kara Swanson, Councilwoman Kate Mulcahy, Councilwoman Laura Keegan and Councilwoman Myra A. Keeble. City Council, Mayor Teegardin, City Manager HJ Stalf, Police Chief John Mackey, Andy Nathan and City Attorney Thad Renaud entered executive session at 7:46 PM. At 8:29 PM Mayor Teegardin reconvened the regular meeting and stated who the participants were in the executive session. Mayor Teegardin announced that the executive session was concluded. He asked Council if anyone who had participated in the executive session believed that any substantial discussion of any matters not included in the motion to enter into the executive session occurred during the executive session or if any improper action occurred during the executive session in violation of the Open Meetings Law. No concerns were noted.

**ITEM 12. PUBLIC COMMENTS**

There were no public comments.

**ITEM 13. MAYOR AND COUNCIL COMMENTS**

Councilman Steve Conklin said that the Wednesday morning coffee continued. There had been a great turnout and conversation the previous day. Councilman Conklin thanked City Staff for attending. Councilman Conklin noted that he had attended the Jeffco Schools Foundation Love our Schools annual luncheon held at the Lamar Street Station the previous day. Councilman Conklin reported on the last DRCOG meeting he had attended. There were two (2) presentations on ballot issues that were coming up and the Metro Vision Plan had been discussed. Councilman Conklin said that he had attended the Mayors/Commissioners breakfast that morning with Mayor Teegardin and City Manager Staff. Councilman Conklin said that the earlier meeting with the Jefferson County Schools Board of Education had been phenomenal.

Councilwoman Kate Mulcahy said she echoed Councilman's Conklin's comments regarding the meeting with the School Board. She was excited about an increase of transparency and communication. Councilwoman Mulcahy spoke about the recent water line break in the City of Wheat Ridge and how the water was sucked right down into a drain when it reached Edgewater.

Councilwoman Myra Keeble encouraged everyone to participate in the walking audit to be completed on May 7<sup>th</sup> from 10 am to noon. The long term goal was to obtain a Safe Routes to School grant. Groups of folks would take on different blocks coming from Tera Village to Lumberg Elementary. An assessment of intersections, safety, conditions of sidewalk and shade availability would be conducted. This was being done through Healthy Edgewater. Councilwoman Keeble thanked the Breath Easy (BE) Team for attending and presenting.

Councilwoman Kara Swanson said she had been very impressed with the students that spoke. Councilwoman Swanson said that she had attended a meeting of the Edgewater Active Transportation Group two (2) weeks prior. The Edgewater Group was in support of the West Metro Active Transportation Group. Their next meeting would be held in June. Councilwoman Swanson spoke about the goals which included building a multi model for the region. The Edgewater Group brainstormed on what was important for the City. It had been a really good conversation.

Councilman Todd Riddle said that he had attended the Jeffco Open Space Map Series kickoff meeting/celebration. The Jeffco Outdoors Regional Map Series was a unique collection of eight (8) foldout maps that covered the regions of Jefferson County, Colorado. The maps depict the majority of outdoor recreation opportunities in Jefferson County including city, county and state parks, historical sites, access points to these parks, parking options, trail mileage and trail difficulty ratings. Each map had the map on one side and advertising on the other side. Councilman Riddle had a boxed set for Director Dan Maples and extras he would drop off at City Hall for residents.

Councilman Riddle said that he had recently observed the City Engineer putting tubes down on West 26<sup>th</sup> Avenue to get traffic counts. Councilman Riddle said that his daughter attended Lakewood High School and all parents had received an email regarding the hidden Facebook drug site that Chief Mackey had referenced earlier.

Councilwoman Laura Keegan said that she had attended the Planning and Zoning Commission meeting the previous evening. Ken Fellman, an attorney, had presented on telecommunications facilities. The Commission spoke about awning sign measurements. Recommendations would most likely be coming before Council in the near future. Councilwoman Keegan said that the FDA on Thursday banned e-cigarettes, premium hand-rolled cigars, as well as hookah and pipe tobacco sales to people under the age of eighteen (18). They would require new health warnings. E-cigarettes sales grew to an estimated \$3.5 billion in 2015. Councilwoman Keegan said that she was very happy to see these changes. Councilwoman Keegan said she was proud of the students who came to the meeting to provide their update.

Councilwoman Janet Spangenberg thanked Councilwoman Keeble for the book. She said that she really wanted to join the walking audit but she would not last. Councilwoman Spangenberg said that she would be there in spirit.

Mayor Kris Teegardin thanked the students for their presentation and said he was really impressed with the fact that they had picked up all of those cigarette butts. Mayor Teegardin provided a recap of the joint meeting with the Jefferson County School Board earlier that evening which topics included: state of the community; Sheridan Corridor; master facilities plan; number of Edgewater students who were not residents; financials; marijuana funding to schools; community schools model; partnering; and the Jeffco schools survey. Mayor Teegardin gave a shout out to staff in reference to Administrators Professionals Day.

Councilman Conklin filled in the School Member Board meeting discussion by reporting on possible plans for Jefferson High School.

**ITEM 14. BUSINESS MEETING ADJOURNMENT**

There being no further business, Mayor Kris Teegardin adjourned the meeting at 8:53 PM.

Submitted by:

*/s/ Beth A. Hedberg, MMC*  
City Clerk

EXHIBIT "A"

**National Kids to Parks Day Saturday: May 21, 2016**

WHEREAS, May 21<sup>st</sup>, 2016 is the sixth Kids to Parks Day organized and launched by the National Park Trust; and

WHEREAS, Kids to Parks Day empowers kids and encourages families to get outdoors and visit America's parks; and

WHEREAS, it is important to introduce a new generation to our nation's parks because of the decline in Park attendance over the last decades; and

WHEREAS, we should encourage children to lead a more active lifestyle to combat the issues of childhood obesity, diabetes mellitus, hypertension and hypercholesterolemia; and

WHEREAS, Kids to Parks Day is open to all children and adults across the country to encourage a large and diverse group of participants; and

WHEREAS, Kids to Parks Day will broaden children's appreciation for nature and the outdoors; and

**NOW, THEREFORE**, on behalf of the City Council and the people of the City of Edgewater, I, Kris Teegardin, Mayor of the City of Edgewater, Colorado do hereby proclaim May 21, 2016 as National Kids to Parks Day. I urge residents of the City of Edgewater to make time May 21<sup>st</sup>, 2016 to take the children in their lives to a neighborhood, state or national park.

/s/ Kris Teegardin, Mayor

Date: May 9, 2016