

City of Greeley, Colorado
CITY COUNCIL PROCEEDINGS
July 7, 2020

1. Call to Order

Mayor John Gates called the meeting to order at 6:00 p.m., in the Council's Chambers at the City Center South Campus, 1001 11th 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 Tommy Butler, Ed Clark, Michael Fitzsimmons, Dale Hall, Brett Payton and Kristin Zasada.

4. Recognitions and Proclamations

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

Mayor Gates also spoke about the passing of former Councilmember Carlos Leal and shared some thoughts and memories. Carmen Whitehead, Councilmember Leal's granddaughter, and Val Leal-Whitehead, Councilmember Leal's oldest daughter, both thanked Council and shared memories and thoughts.

5. Citizen Input

Taylor Sullivan, Greeley resident, deferred her time to Sherrie Peif.

Sherrie Peif, Evans resident, spoke briefly on the passing of former Councilmember Leal. She then spoke about her grandmother's immigration story and her own personal stories about growing up poor. Ms. Peif expressed her desire that the sensitivity training Council is about to receive needs to cover all cultures, including white culture. She concluded by noting that she cares about the security of children and the community, adding that she is proud of the Greeley Police Department and that the City should not defund the police.

Rick Reeser, Greeley resident, spoke about the need for law and order but not repression. He added that he does not support defunding the Greeley Police Department.

Steve Teets, Greeley resident, thanked Council for allowing Greeley-Evans Transit to run during this pandemic. He also spoke in support of Councilmember Zasada's right to freedom of speech.

Samuel Johnson, Greeley resident, explained that he is new to Greeley but sees that there are issues specifically regarding race and policing. He added that he wants funding from the Police Department to go to programs that can actually help community, and he spoke about the issue of lack of diversity on Council.

Carl Alm, Weld County resident, spoke about his experience as a former police officer and spoke about the good tools and good training Greeley Police Officers receive. He expressed the need to trust the Police.

Gavin Hamilton, Greeley resident, expressed his concern that sensitivity training is not enough. He asked Council how they are holding themselves accountable and what they are doing for vulnerable populations within the community. He also invited Council to attend meetings related to vulnerable populations.

Mayor Gates concluded this item by responding to emails Council had received regarding fireworks.

6. Approval of Agenda

The agenda was approved after noting two handouts. The first was for the addition of a new item, 21A on the consent agenda, and the other was for additional materials for Item 24.

Becky Safarik, Assistant City Manager, also reminded Council and the public of the Human Relations Commission community forum on race in the community being held on July 15th at 6:00 p.m. via Zoom Meetings.

7. Reports from Mayor and Councilmembers

Councilmember Butler spoke about his attendance and speech at the Naturalization Ceremony on July 4th.

8. Initiatives from Mayor and Councilmembers

Councilmember Clark requested that the Mayor and Council receive a tutorial on Open Records Law.

In addition, he requested to have a meeting with City Attorney Doug Marek to receive information from the City Attorney's Office regarding the City Attorney's Office role/who they represent as well as a discussion of communication issues and timeliness of response between the City Attorney's Office and Councilmember Clark.

He also requested that staff look into potentially having Council take different police trainings/ride alongs (which include implicit bias, de-escalation, shoot/don't shoot, etc.) in addition to the racial sensitivity training.

Ms. Safarik noted that there is a future Worksession scheduled to discuss sensitivity training options and topics.

Consensus was reached by Council on all of Councilmember Clark's petitions.

***** Consent Agenda *****

9. Approval of the Special City Council Proceedings of June 9, 2020

The Council action recommended was to approve the Proceedings.

10. Acceptance of the Report of the June 9, 2020, City Council Worksession

The Council action recommended was to accept the Report.

11. Acceptance of the Report of the June 12, 2020, Council Briefing: COVID-19 Update

The Council action recommended was to accept the Report.

12. Approval of the City Council Proceedings of June 16, 2020

The Council action recommended was to approve the Proceedings.

13. Approval of the Special City Council Proceedings of June 23, 2020

The Council action recommended was to approve the Proceedings.

14. Acceptance of the Report of the June 23, 2020, City Council Worksession

The Council action recommended was to accept the Report.

15. Consideration of Amendment 2 to the Citizen Participation Plan

The Council action recommended was to Accept Amendment 2 to the Citizen Participation Plan.

16. Consideration of a resolution of the City of Greeley Council authorizing the City to enter into Amendment No.5 of an Intergovernmental Agreement with the Colorado Department of Transportation to update the total funding for construction for the 10th Street access control and roadway improvements project between 23rd Avenue and 35th Avenue

The Council action recommended was to adopt the resolution. **(Resolution No. 32, 2020)**

17. Consideration of a resolution of the City of Greeley Council authoring the City to enter into an Intergovernmental Agreement with the City of Evans for a roadway improvement project on 47th Avenue

The Council action recommended was to adopt the resolution. **(Resolution No. 33, 2020)**

18. Consideration of a resolution of the City of Greeley authorizing the City to enter into an Intergovernmental Agreement between the City of Greeley and the Colorado Department of Transportation for design of a interchange at Highway 34 Bypass and 35th Avenue

The Council action recommended was to adopt the resolution. **(Resolution No. 34, 2020)**

19. Consideration of a resolution of the City of Greeley authorizing the City to enter into an Intergovernmental Agreement between the City of Greeley and the Colorado Department of Transportation for design of a interchange at Highway 34 Bypass and 47th Avenue

The Council action recommended was to adopt the resolution. **(Resolution No. 35, 2020)**

20. Consideration of a resolution of the City of Greeley Council authorizing the City to enter into an Intergovernmental agreement with the Colorado Department of Transportation for the Greeley Transportation Master Plan Project

The Council action recommended was to adopt the resolution. **(Resolution No. 36, 2020)**

21. Consideration of a Resolution of the City Council of the City of Greeley, Colorado authorizing the City to enter into a closure and removal agreement with Union Pacific Railroad for 6th Street

The Council action recommended was to adopt the resolution. **(Resolution No. 37, 2020)**

21A. Consideration of a resolution appointing Anissa N. Hollingshead to the position of City Clerk

The Council action recommended was to adopt the resolution. **(Resolution No. 38, 2020)**

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

Councilmember Payton moved, seconded by Councilmember Butler to approve items 9-14 and items 16-21A on the Consent Agenda and their recommended actions. The motion carried: 7-0

22. Pulled consent agenda items

15. Consideration of Amendment 2 to the Citizen Participation Plan

Benjamin Snow, Economic Health & Housing Director, briefly discussed the plan and the need for the plan.

Councilmember Clark expressed concern that some may not be able to participate or make their voices heard with this new process.

Mr. Snow explained that there were issues with attendance at public meetings before the pandemic, so they thought it would be worth changing to virtual meetings. He noted that traditional methods are still being used to notice the public, adding that they are just switching to virtual meetings and public input.

Ms. Safarik added that staff is in contact with member of vulnerable populations to ensure that they are aware of the changes in procedure.

Mr. Snow added that he will report back to Council later this year to show how well the new processes are going.

Councilmember Clark moved, seconded by Councilmember Zasada to accept Amendment 2 to the Citizen Participation Plan. The motion carried (7-0)

23. Public hearing and final reading of an ordinance amending Chapter 13.44 of the Municipal Code of the City of Greeley relating to Local Improvement Districts

Sean Chambers, Water & Sewer Director, provided background on Local Improvement Districts (LIDs) as well as background of Greeley's Code as it relates to LIDs along with the reasons for the recommended changes. He continued by describing the current limitation within the Code relating to LIDs; provided different examples related to LIDs within Greeley; and briefly discussed the proposed revisions to the sections of Greeley's Code related to LIDs.

In response to a question from Councilmember Payton, Mr. Chambers explained that consultants will be reviewing impact fees.

Councilmember Butler inquired as to whether affordable housing developers were consulted. Mr. Chambers explained that they have been consulted and that they support the concept. He added that their current properties are not within any LIDs.

In response to a question from Councilmember Clark, Mr. Chambers explained that the costs associated with LIDs are included in the price of homes when they are purchased.

Councilmember Payton inquired about how an incoming homeowner would know they are in a LID. Mr. Chambers explained that a homeowner does not have any obligations to the LID when they move in. He reiterated that the costs associated with the LID are paid during the building permit process and that cost is passed on to the home buyer in the cost of the home or property.

Mayor Gates opened the public hearing at 7:04 p.m., and no comments were offered.

Councilmember Payton moved, seconded by Councilmember Hall to adopt the ordinance and publish with reference to title only. The motion carried: 7-0 (**Ordinance No. 15, 2020**)

24. COVID-19 Update

Dan Frazen, Emergency Manager, provided an update on current number of cases, total fatalities related to COVID-19, and total hospitalization related to COVID-19. He also provided an update on the personal isolation facilities at Bonnel and The Ranch in Loveland. He concluded by noting that personal protective equipment supplies are doing great; provided an update on current testing sites in Greeley; and explained that the City is still below the recommended 5% of positivity.

In response to questions from Councilmember Butler, Mr. Frazen explained that he was not sure what caused the spike in tests at the Aims Community College testing site but that he would look into it and follow up with Council. He added that the wait time for COVID-19 test results varies depending on which lab conducts the test, but it typically takes between 24 hours and 4 days depending on the lab.

25. Scheduling of meetings, other events

There were no additional meeting or events scheduled.

26. 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 Payton moved, seconded by Councilmember Zasada to approve the above authorizations, and the motion carried: 7-0

27. Adjournment

There being no further business to come before the Council, Mayor Gates adjourned the meeting at 7:13 p.m.

Jerry Harvey

Jerry Harvey, Assistant City Clerk

John Gates

John Gates, Mayor