

City of Greeley, Colorado  
**CITY COUNCIL PROCEEDINGS**  
January 15, 2019

**1. Call to Order**

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

**2. Pledge of Allegiance**

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

**3. Roll Call**

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

**4. Recognitions and Proclamations**

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

Mayor Gates presented Proclamations recognizing School Board Recognition Month and Black History Month.

**5. Citizen Input**

Bob Stack, Greeley resident, was present and noted that he is a member of the Weld County Suicide Coalition which is made up of local non-profit organizations, individuals, and other community groups. He stated that there will be a meeting on February 12, 2019, from 9:00 – 11:00 a.m. at 1150 O Street and encouraged the Council's and the community's involvement in such an important conversation as suicide has become a national crisis and has local impacts.

Steve Teets, Greeley resident, was present and spoke of the importance of and need for transit services and connectivity to Loveland for jobs, medical care, and mental health access.

Todd Loschen, Greeley resident, inquired about what is being done at the intersection near his house that he has spoken to Council about on numerous previous occasions. He stated that he still sees people running the stop sign and wonders why the City says that a major traffic accident has to happen there before anything can be done.

Aiden, representative of Up with People, was present and shared that they will be in the Greeley community doing various public service projects trying to make a positive impact here and benefitting the Boys and Girls Club. He also noted the need for hosts for these individuals who will be here.

**6. Approval of Agenda**

The agenda was approved as presented.

## 7. Reports from Mayor and Councilmembers

Councilmember Suniga spoke of Mr. Stack's comments and expressed support for the efforts of North Range Behavioral Health to educate our citizens about suicide. She shared some figures particular to Greeley relative to suicide. She went on to note that SESS (suicide education coalition) and University High School are teaming up to host a movie, The Ripple Effect of Suicide, on February 19<sup>th</sup> & 26<sup>th</sup> at the Kress. She also spoke of the upcoming MLK Event on January 21<sup>st</sup> and the Women's March on January 19<sup>th</sup>.

Councilmember Fitzsimmons stated that he attended the Greeley Police Department Award Ceremony and expressed appreciation for the men and women of the Greeley PD.

Councilmember Casseday reported that at the most recent Downtown Development Authority meeting, Pam Bricker said her farewell to the Board and the DDA as it was her last meeting in the role of Executive Director. He stated that Bianca Fisher has taken over in that role. He added there there are currently three letters of intent with regard to occupancy of the Woody's News Stand space at 10<sup>th</sup> Street and 9<sup>th</sup> Avenue.

Mayor Gates added that there will be a kick-off event at UNC on February 20<sup>th</sup> and thanked Aiden and Up with People for being in Greeley.

## 8. Petitions from Mayor and Councilmembers

There were no petitions offered from Mayor and Councilmembers.

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

## 9. Approval of the City Council Proceedings of December 18, 2018

The Council action recommended as to approve the Proceedings.

## 10. Acceptance of the Report of the January 8, 2019 City Council Worksession

The Council action recommended was to accept the Report.

## 11. Consideration of a resolution approving an Intergovernmental Agreement between the City of Greeley and the Greeley Downtown Development Authority for economic development services

The Council action recommended was to adopt the Resolution. **(Resolution No. 01, 2019)**

## 12. Consideration of a resolution approving an Intergovernmental Agreement between the City of Greeley and The State of Colorado acting for and on behalf of the Board of Trustees of the University of Northern Colorado for the use and benefit of the Small Business Development Center and the BizHub Collaborative for economic development services

The Council action recommended was to adopt the Resolution. **(Resolution No. 02, 2019)**

13. **Consideration of a resolution of the City of Greeley Council Authorizing Dissolution of the Greeley Building Authority effective December 31, 2018**

The Council action recommended was to adopt the Resolution. (Resolution No. 03, 2019)

14. **Consideration of a resolution of the Greeley City Council declaring its official intent to reimburse itself with the proceeds of one or more tax-exempt financings for certain capital construction and equipment expenditures**

The Council action recommended was to adopt the Resolution. (Resolution No. 04, 2019)

15. **Consideration of a resolution authorizing the Mayor to enter into a Memorandum of Understanding between the City of Greeley and the Board of County Commissioners of Weld County regarding wireless radio services**

The Council action recommended was to adopt the Resolution. (Resolution No. 05, 2019)

16. **Consideration to approve a change order in the amount of \$150,000 to the contract with All Pro Paving for concrete infrastructure repair within several City of Greeley Parks and Keep Greeley Moving Neighborhoods, and bringing the revised contract amount from \$1,184,935.16 to \$1,334,935.16**

The Council action recommended was to approve the Change Order. (Change Order No. 2)

17. **Introduction and first 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**

The Council action recommended was to introduce the Ordinance and schedule the Public Hearing and final reading for February 5, 2019.

18. **Designation of posting sites for notices of City Council meetings**

The Council action recommended was to designate the existing bulletin boards in both entrances to City Hall as the official posting sites for agendas of City Council Meetings and Worksessions for the year of 2019.

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

Councilmember Fitzsimmons moved, seconded by Councilmember Casseday to approve the items on the Consent Agenda and their recommended actions. The motion carried: 7-0

19. **Pulled consent agenda items**

No items were pulled from the Consent Agenda.

20. **Public hearing and final reading of an ordinance amending Chapter 9.44 of the Greeley Municipal Code to expand the Ban On Smoking in Public Places and Common Areas**

Andy McRoberts, Culture, Parks and Recreation Director, reported that this is an ordinance to ban smoking in public places and common areas. He provided a review of what has been done thus far including work with the Parks and Recreation Advisory Board and the Youth Commission. He noted that in June of 2018 the City Council expressed that they would like the Code to be looked at further before implementing this ordinance. They had also asked for the accommodation of signage and marketing materials on this change.

Councilmember Smail inquired as to whether or not the Gazebo in Lincoln Park is included, and Mr. McRoberts confirmed that it is.

Councilmember Suniga inquired about the verbiage “parks shelters”, and Mr. McRoberts confirmed that it is found that it is defined under public places.

Mayor Gates opened the public hearing at 7:20 p.m.

Steve Teets, Greeley resident, reported that this could come across to some as taking away Constitutional rights. He added that this smoking ban on bus shelters is not being adhered to by some people.

Brooklyn Johnson, Youth Commission Chair, was present and reported that she worked on this for more than a year and that it is very important to those on the Youth Commission for the health of the community. She added that these types of bans will affect peoples’ use of tobacco products.

Rick Rieser, Parks & Recreation Advisory Board Chair, was present and stated that the Board has expressed unanimous consensus to support this ordinance. He stated that this is a good first step and expressed hope that the Council will add trails and open lands in the future.

There being no further public comments offered Mayor Gates closed the public hearing at 7:25 p.m.

Councilmember Suniga commended the Youth Commission for all of their time to help them make the decision to adopt this Ordinance.

Councilmember Casseday thanked the Youth Commission and made note of the effort and for coming before the Council one year ago at the Poudre Learning Center. He noted that a lot of progress has been made since then.

Mayor Gates thanked the staff and the the Boards involved in this ordinance for their time and acknowledged how time consuming this has been for all involved.

Councilmember Fitzsimmons moved, seconded by Councilmember Casseday to adopt the ordinance and publish it by reference to title only. The motion carried: 7-0 (**Ordinance No. 01, 2019**)

21. **Public hearing and final reading of an ordinance authorizing the acquisition of interests in real property located in the City of Greeley for road improvements by purchase or exercise of power of eminent domain pursuant to Section 7 of Article XVI, Section 15 of article II, and Sections 1 and 6 of Article XX of the Colorado Constitution and Colorado Revised Statute § 38-1-101, et seq. (47th Avenue Turn Lane and Centerplace Drive Turn Lane Projects)**

Joel Hemesath, Public Works Director, reported that this ordinance authorizes the acquisition of property interests by purchase or by exercise of power of eminent domain for improvements along 47<sup>th</sup> Avenue and Centerplace Drive entering into the Centerplace Shopping Center. He noted that these improvements were identified as a way to increase safety, reduce delays, and improve traffic flow along 47<sup>th</sup> Avenue and Centerplace Drive, and additionally will reduce congestion along the corridors.

He stated that this ordinance was introduced at the December 18<sup>th</sup> Council meeting.

Councilmember Hall made note of the benefits of creating this turn lane now rather than waiting.

Mayor Gates opened the public hearing at 7:32 p.m., and no comments were offered.

Councilmember Suniga moved, seconded by Councilmember Hall to adopt the ordinance and publish it by reference to title only. The motion carried: 7-0 (**Ordinance No. 02, 2019**)

**22. Appointment of applicants to the Commission on Disabilities**

Council voting resulted in the following appointments:

Commission on Disabilities - Phil Brewer and Patrick Kelly

**23. Scheduling of meetings, other events**

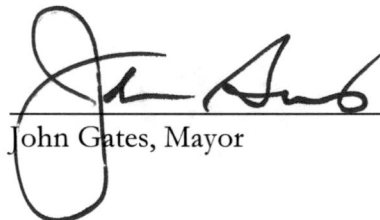
No other meetings or events were scheduled.

**24. 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 Payton to approve the above authorizations, and the motion carried: 7-0

**25. Adjournment**

There being no further business to come before the Council, Mayor Gates adjourned the meeting at 7:33 p.m.

  
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 John Gates, Mayor

*on maternity leave (Jenny Hawley)*  
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 Jessica Diagana, Assistant City Clerk