



WESTMINSTER

CITY OF WESTMINSTER, COLORADO MINUTES OF THE CITY COUNCIL MEETING HELD ON MONDAY JANUARY 22, 2024, AT 7:00 P.M.

1. PLEDGE OF ALLEGIANCE

Mayor McNally led the Council, Staff, and the audience in the Pledge of Allegiance.

2. ROLL CALL

Mayor McNally, Mayor Pro Tem Nurmela, Councillors Carmelia, DeMott, Ezeadi, Hott, and Ireland were all present at roll call. Also present were City Manager Freitag, Deputy City Manager Jody Andrews, City Attorney David Frankel, and City Clerk Abby Fitch.

3. CONSIDERATION OF MINUTES

DeMott moved to approve the minutes of January 8, 2024, as presented. The motion was seconded by Nurmela and the motion passed **(7-0)**.

4. PRESENTATIONS

There were no presentations this evening.

5. PUBLIC COMMENT

Scott Wilmes requested that the City Council support the ordinance proposing changes to collective bargaining.

Sharon Harrison, Dan Rose, Dennis Kessler, and Cara Spengler addressed the lack of amenities on the north side of town in the Lexington neighborhood. They highlighted the absence of a recreation center and emphasized the high cost to residents for maintaining trails in this area.

Charlene Willey, Bill Baraya, Carolyn Farbman, and Carol Gosenheimer spoke to the City Council, urging them to leave the Rocky Mountain Metropolitan Airport Community Noise Roundtable (RMMA CNR). They expressed concerns about air traffic, leaded fuel, groundwater contamination, and the impact on children. They criticized the ineffectiveness of the noise round table and called for different actions to address airport-related concerns.

Bruce Baker requested that the Council not renew the contract with the Laramie Company. He expressed dissatisfaction with the interaction during the town hall. He spoke on the Westminster Economic Development Committee (WEDA) and criticized the executive director for making decisions without board involvement. Additionally, he discussed perceived failures in the downtown area.

Tom Lampo offered a prayer for the city.

Scott Shilling finds the city's website cumbersome. After studying the city's financial documents, he stated that the bulk of revenues come from water rates. Shilling believed this information was challenging to locate and raised concerns about the new water facility.

Alan Farb thanked the city for opening the warming shelter and placing people into hotels/motels. He also expressed hope that the city would be prepared when asylum seekers are looking for work and shelter.

Tom Jurgens stated his support for remaining in the RMMA CNR. He emphasized that noise issues are separate from lead issues.

Alejandra Cuevas from Congressperson Brittany Petterson's office introduced herself and provided contact information for Congressperson Petterson's office.

Tracy Kraft-Tharp explained the purpose of the noise roundtable, emphasizing its role in providing communities with a seat at the table to express concerns. She discussed the accomplishments of the roundtable and its ongoing initiatives.

Sierra Crosby, Teddy Picassie, Jason Farbman, and Kenya Mangin left voicemail messages urging the City Council to remain in RMMA-CNR. They cited concerns about the ineffectiveness of the round table, former directors' comments, and leaded fuel.

Dave Carpenter left a voicemail message asking the City Council not to leave RMMA-CNR.

6. CITY MANAGER'S REPORT

Freitag gave a short report including an update on Westy Wins, and things to know for the upcoming weeks including upcoming meetings and events.

Ezeadi asked about the refugee crisis and if the city is preparing. Freitag stated that there are draft ideas but no action has been taken yet.

7. CITY COUNCIL COMMENTS

Carmelia heard that the warming shelter was successful. She also inquired about the possibility of expanding the temperature requirements for opening the warming shelter.

Ireland expressed gratitude to the public speakers and mentioned that she learned a lot.

Nurmela asked if there have been discussions about joint-use agreements for recreation centers. Freitag responded that staff is exploring a recreation center on the north side during the strategic planning session. Nurmela also expressed interest in evaluating the resources needed to expand the weather criteria for the shelter.

DeMott thanked the public speakers and sought information on the rationale behind the chosen temperature thresholds for the warming center. He also inquired about the city's potential takeover of trails currently costing homeowners associations money. Additionally, he raised the idea of replacing buffalo grass for cost savings. DeMott addressed Bruce Baker's comments and explained the reasons for his censure. He also provided clarification on the town hall process.

Carmelia expressed gratitude to all the public speakers and mentioned her intention to visit the Lexington trail that was discussed by some speakers.

8. CONSENT AGENDA

The following items were presented on the consent agenda for City Council's action: Quarterly Insurance Claims Report - October through December 2023; Consultant Contract with Carollo Engineers for the 2023 Big Dry Creek Wastewater Treatment Facility Master Plan Update; and Date Changes for City Council Meetings

DeMott moved, seconded by Nurmela to accept the consent agenda items (8A-8C) for January 22, 2024. The motion passed on a **(7-0)** roll call vote.

****Clerk's note:** City Council recessed at 8:39 p.m. and reconvened at 8:48 p.m.

9. APPOINTMENTS AND RESIGNATIONS

There were no appointments or resignations this evening.

10. PUBLIC HEARINGS AND NEW BUSINESS

- A. First Reading of Councillor's Bill No. 3 Amending Chapter 34 of Title I, W.M.C., Concerning Collective Bargaining for Firefighters and First Reading of Councillor's Bill No. 4 Amending Chapter 35 of Title I, W.M.C., Concerning Collective Bargaining for Police Officers

DeMott moved, seconded by Nurmela to pass Councillor's Bill No. 3 on first reading, amending Chapter 34 of Title I of the Westminster Municipal Code concerning Collective Bargaining for Firefighters. The motion passed on a **(7-0)** roll call vote.

DeMott moved, seconded by Nurmela to pass Councillor's Bill No. 4 on first reading, amending Chapter 35 of Title I of the Westminster Municipal Code concerning Collective Bargaining for Police Officers. The motion passed on a **(7-0)** roll call vote.

- B. First Reading of Councillor's Bill No. 5 Approving the Amended and Restated Lease Agreement between the City of Westminster and Hyland Hills Park and Recreation District, as Landlord, and Top One, Inc., d/b/a Bender's Bar and Grill, as Tenant, for the Operation of the Restaurant Concession in the Ice Centre at the Promenade Through June 30, 2029, with Options for Two Additional, Five-Year Term Renewals

Nurmela moved, seconded by DeMott to pass Councillor's Bill No. 5 on first reading approving the Amended and Restated Concessionaire Lease Agreement between the City of Westminster and Hyland Hills Park and Recreation District, as Landlord, and Top One, Inc., d/b/a Bender's Bar and Grill, as Tenant, for the operation of the restaurant concession in the Ice Centre at the Promenade beginning January 1, 2024, and ending on June 30, 2029, with options for two additional, five-year term renewals as part of the amended and restated lease. The motion passed on a **(7-0)** roll call vote.

- C. Resolution No. 2 Re: Effecting the City of Westminster's Withdrawal from the Rocky Mountain Metropolitan Airport - Community Noise Roundtable

Ireland moved, seconded by Hott to adopt Resolution No. 2 Re: Effecting the City of Westminster's Withdrawal from the Rocky Mountain Metropolitan Airport - Community Noise Roundtable. The motion failed on a **(3-4)** roll call vote with voting Carmelia, DeMott, McNally, and Nurmela voting no citing reasons that include the need for the city to have a seat at the table, the noise table addressing noise and that lead should be addressed differently, and this is the avenue the FAA gives to the public to address complaints.

11. OLD BUSINESS AND PASSAGE OF ORDINANCE ON SECOND READING

- A. Second Reading of Councillor's Bill No. 1 Re: Vacating a Portion of West 88th Avenue Right-Of-Way Within the Westminster 1891 Subdivision

DeMott moved, seconded by Nurmela to pass Councillor's Bill No. 1 on second reading to approve Vacating a Portion of the West 88th Avenue Right-of-Way within the Westminster Subdivision. The motion passed **(6-1)** with Ireland voting no.

- B. Second Reading of Councillor's Bill No. 2 Re: Vacating a Portion of Lowell Boulevard and West 84th Avenue Right-Of-Way Within the Observatory Addition to Westminster Subdivision

DeMott moved, seconded by Nurmela to pass Councillor's Bill No. 2 on second reading to approve Vacating Portions of the West 84th Avenue and Lowell Boulevard Rights-of-Way Within the Observatory Addition to the Westminster Subdivision. The motion passed **(6-1)** with Ireland voting no.

12. MISCELLANEOUS BUSINESS AND EXECUTIVE SESSION

13. ADJOURNMENT

The meeting was adjourned at 9:19 p.m.

THE WESTMINSTER CITY COUNCIL

ATTEST:

Mayor

City Clerk