

July 10, 1996  
7:00 PM

**Notice to Readers:** City Council meeting packets are prepared several days prior to the meetings. Timely action and short discussion on agenda items does not reflect lack of thought or analysis on the City Council's part as issues have been discussed by Council previously. Council may defer final action on an item to a future meeting. Members of the audience are invited to speak at the Council meeting. Citizen Communication (item 5) and Citizen Presentations (item 12) are reserved for comments on items not contained on the printed agenda.

1. **Pledge of Allegiance**
2. **Roll Call**
3. **Consideration of Minutes of Preceding Meetings**
4. **Presentations**
  - A. City Council Service Recognition Pin
5. **Citizen Communication (5 minutes or Less in Length)**
  - A. Scott Racine re Street Repairs
6. **Report of City Officials**
  - A. City Manager's Report
7. **City Council Comments**

The "**Consent Agenda**" is a group of routine matters to be acted on with a single motion and vote. The Mayor will ask if any citizen wishes to have an item discussed. Citizens then may request that the subject item be removed from the Consent Agenda for discussion separately.

8. **Consent Agenda**
  - A. Bids re New Ambulance Purchase
  - B. CB No. 42 re 104th Avenue Bond Reassessment (Allen-Harris)
  - C. CB No. 43 re Protogenic Inc. Assistance Package (Smith-Allen)
  - D. CB No. 44 re Salary Supplemental Appropriation (Harris-Merkel)
  - E. CB No. 45 re 1995 Park Carryover Appropriation (Harris-Merkel)
  - F. CB No. 46 re Pretreatment/Industrial Waste Control (Allen-Merkel)
9. **Appointments and Resignations**

None
10. **Public Hearings and Other New Business**
  - A. Legacy Ridge Restaurant Lease Transfer
  - B. Councillor's Bill No. 47 re 1995 Carryover Revenue Appropriation
  - C. IGA with RTD for Park-N-Ride Land Purchase
  - D. Resolution No. 30 re Semper Elementary School Annexation Petition
  - E. Councillor's Bill No. 48 re Sheridan Green Commercial Easement Vacation
  - F. Geographic Information System Phase IV Project
  - G. Councillor's Bill No. 49 re Seasonal Water Tap Fee Adjustments
  - H. Countrydale Golf Course Architect Contract
  - I. Resolution No. 31 re City Council Travel Policy Amendment
  - J. Set Date for Special City Council Meeting
  - K. Resolution No. 32 re Cleanup of Federal Facilities
11. **Old Business and Passage of Ordinances on Second Reading**

None
12. **Citizen Presentations (5 Minutes + in Length) & Miscellaneous Business**
  - A. City Council
  - B. Request for Executive Session
13. **Adjournment**

June 27, 1996

Michele Kelley, City Clerk  
City of Westminster  
4800 West 92nd Avenue  
Westminster, CO 80030

Dear Michele:

The first regular City Council meeting of July would normally be held on Monday, July 8. However, several members of Council will be unable to attend the regular meeting on that date. Therefore, the first regular City Council meeting for July is to be changed to Wednesday, July 10, starting at 7:00 P.M.

Please notify the Denver Post, Rocky Mountain News and the Westminster Window of the change of date of this City Council meeting. Also, use any other means to make the public aware of this change.

Sincerely,

Nancy M. Heil  
Mayor

CITY OF WESTMINSTER, COLORADO  
MINUTES OF THE CITY COUNCIL MEETING  
HELD ON WEDNESDAY, JULY 10, 1996 AT 7:00 P.M.

PLEDGE OF ALLEGIANCE:

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

ROLL CALL:

Present at roll call were Mayor Heil, Mayor Pro Tem Dixon and Councillors Allen, Harris, Merkel, Scott and Smith. Also present were William Christopher, City Manager; Martin McCullough, City Attorney; and Michele Kelley, City Clerk. Absent none.

CONSIDERATION OF MINUTES:

A motion was made by Scott and seconded by Smith to accept the minutes of the meeting of June 24, 1996 with no additions or corrections. The motion carried unanimously.

PRESENTATIONS:

Mayor Heil presented Mayor Pro Tem Dixon with a City Service pin in recognition of her 6 years of service to the City as an elected official.

CITIZEN COMMUNICATION:

Scott Racine, 9190 Garrison Street, addressed Council concerning chip seal street repairs on Garrison Street.

CITY COUNCIL COMMENTS:

Mayor Pro Tem Dixon complimented Parks, Recreation & Libraries, Police and Fire Department personnel on the 4th of July fireworks and concert held at Front Range Community College and for the financial support of Hyland Hills.

Mayor Heil reported that the City was the recipient of a Library Award and was selected from international competition. This was the 50th anniversary of the awards and Colorado cities received 3 of the awards presented.

CONSENT AGENDA:

The following items were considered as part of the consent agenda: Bids for new ambulance; Councillor's Bill No. 42 re 104th Avenue Bond Reassessment; Councillor's Bill No. 43 re Protogenic Inc. Assistance Package; Councillor's Bill No. 44 re Salary Supplemental Appropriation; Councillor's Bill No. 45 re 1995 Park Carryover Appropriation and Councillor's Bill No. 46 re Pretreatment/Industrial Waste Control. The Mayor asked if there was any member of Council or anyone from the audience who would like to have any of the consent agenda items removed for discussion purposes or separate vote. There was no request.

A motion was made by Dixon and seconded by Scott to adopt the Consent Agenda items as presented with the recommendation stated on the Council agenda memorandums. The motion carried unanimously.

CITIZEN COMMUNICATION:

Kathi Williams, 9928B Grove Way, addressed Council about the City's ordinance pertaining to screening dumpsters and the violation received by Williams Machinery, 7111 Julian Street.

LEGACY RIDGE RESTAURANT LEASE TRANSFER:

A motion was made by Smith and seconded by Dixon to authorize the City Manager to sign the Consent to Assignment letter transferring the Legacy Ridge Restaurant Agreement to Albert Gehorsam, Owner and General Manager of Birdies, LLC. Mr. Gehorsam was present to address Council. The motion carried unanimously.

COUNCILLOR'S BILL NO. 47 - 1995 CARRYOVER REVENUE APPROPRIATION:

A motion was made by Allen and seconded by Scott to pass Councillor's Bill No. 47 on first reading enacting a supplemental appropriation of 1995 carryover revenue into various capital improvement project accounts. Councillor Merkel suggested earmarking other surplus monies for the Della Villa Park project. Upon roll call vote, the motion carried unanimously.

CHURCH RANCH BOULEVARD/US 36 PARK-N-RIDE LAND PURCHASE:

A motion was made by Dixon and seconded by Merkel to authorize the City Manager to sign the Intergovernmental Agreement with the Regional Transportation District for the purchase of land needed for the construction of a new Park-n-Ride facility at the southwest corner of the intersection of Church Ranch Boulevard and US 36; and charge the \$150,000 expense of the City's share of this cost to the appropriate project account in the General Capital Improvement Fund. The motion carried unanimously.

RESOLUTION NO. 30 - SEMPER ELEMENTARY SCHOOL ANNEXATION PETITION:

A motion was made by Merkel and seconded by Allen to adopt Resolution No. 30 accepting the annexation petition submitted by Mr. Gene Green on behalf of the Jefferson County School District, and make the findings required by State Statute on the sufficiency of the petition, and also sets the date of August 26, 1996 for the annexation hearing. Upon roll call vote, the motion carried unanimously.

COUNCILLOR'S BILL NO. 48 - SHERIDAN GREEN EASEMENT VACATION:

A motion was made by Dixon and seconded by Scott to pass Councillor's Bill No. 48 on first reading vacating a portion of a 30-foot wide utility/access easement within Lot 6, Block 1 of Sheridan Green Commercial Subdivision. Upon roll call vote, the motion carried unanimously.

GEOGRAPHIC INFORMATION SYSTEM PHASE IV PROJECT CHANGE ORDER:

A motion was made by Dixon and seconded by Smith to authorize the City Manager to sign Change Order No. 4 to the Geographic Information System Phase IV Project Consultant Contract with Merrick & Company for \$15,730, and charge the expense to the appropriate Capital Improvement Project account. The motion carried unanimously.

COUNCILLOR'S BILL NO. 49 - PARTIAL WATER TAP FEE:

A motion was made by Allen and seconded by Scott to pass Councillor's Bill No. 49 on first reading allowing the City Manager to adjust water tap fees for taps using less than one service commitment for seasonal use. Upon roll call vote, the motion carried unanimously.

COUNTRYDALE GOLF COURSE ARCHITECT CONTRACT:

A motion was made by Scott and seconded by Dixon to authorize the City Manager to sign a contract with Michael Hurdzan Golf Course Design, Inc. in the amount of \$200,000 plus reimbursables and travel in the amount of \$25,000, and a 10% contingency for the purpose of providing golf course design and specification services for the proposed Countrydale/Jefferson County Airport golf course project and charge the expense to the Reserve Fund with the Reserve Fund to be reimbursed at such time as the total golf course project financing is in place. The motion carried unanimously.

RESOLUTION NO. 31 - AMENDED CITY COUNCIL TRAVEL POLICY:

A motion was made by Dixon and seconded by Merkel to adopt Resolution No. 31 adopting an amended City Council Travel Policy.

A motion to amend the main motion was made by Allen that receipts should be submitted for amounts over \$25 on a voluntary basis. The amendment failed for lack of a second.

Upon roll call vote, the motion failed with dissenting votes by Harris, Heil, Merkel, Scott and Smith.

SET DATE FOR SPECIAL CITY COUNCIL MEETING:

A motion was made by Allen and seconded by Dixon to set the date of July 23, 1996 at 7:30 P.M. at City Park Recreation Center, 10455 Sheridan Boulevard, for a special joint City Council/Jefferson County Commissioners meeting to hold a public hearing and take formal action on the Intergovernmental Agreement between the City and the County on land uses in the surrounding unincorporated area. The motion carried unanimously.

RESOLUTION NO. 32 - CLEANUP OF FEDERAL FACILITIES:

A motion was made by Dixon and seconded by Scott to adopt Resolution No. 32 and direct Staff to provide a copy of the Resolution to the Adams County Board of County Commissioners in support of their presentation at the NACo conference on July 12. Councillor Scott made a friendly amendment which was accepted to add Jefferson County Board of Commissioners to the Resolution. Upon roll call vote, the motion carried unanimously.

MISCELLANEOUS BUSINESS:

Mayor Heil welcomed Westminster Window Editor Karen Brown back as the City's reporter.

The Mayor stated there would be an Executive Session concerning business negotiations and Urban Renewal negotiations.

ADJOURNMENT:

The meeting was adjourned at 8:17 P.M.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

**Date:** July 10, 1996  
**Subject:** Presentation of Council Service Recognition Pin  
**Prepared by:** Michael Allen, Deputy City Clerk

### **Introduction**

The Mayor is requested to present a City service pin to Mayor Pro Tem Dixon.

### **Summary**

In January, 1990 City Council implemented a recognition program for City Council members to reflect their years of service as Council members. The recognition program for Council members is in 2 year increments to reflect elected terms of office increments. In 1990 service pins were presented to all eligible Council members for the first time.

At the June 24 City Council meeting, Service Pins were presented to the Mayor and Councillors who have served a considerable number of years as City Council members. Length of service for the present City Council ranges from approximately seven months to over 22 years.

The intent of the presentation of Service Pins is to provide formal recognition to Council members who have achieved at least two years of service.

Mayor Pro Tem Dixon has served the City as an elected official for 6 years. As she was not present at the June 24 meeting, it is appropriate to award her Service Pin at this time.

### **Staff Recommendation**

Mayor presents City Council City Service Recognition Pin to Mayor Pro Tem Sam Dixon.

### **Background Information**

The City Council service pins are the same design as employee service pins which are made of high polished brass and are in the shape/design of the City logo. Each individual pin reflects the number of years of service on City Council for each recipient. The aggregate City service represented among the Council members is over 64 years.

Respectfully submitted,

William M. Christopher  
City Manager

**Date:** July 10, 1996  
**Subject:** Citizen Communication - Scott Racine  
**Prepared by:** Michael Allen, Deputy City Clerk

**Summary**

Scott Racine, who resides at 9190 Garrison Street, has requested time on Wednesday night's agenda to speak to City Council.

Mr. Racine would like to talk to Council about street repairs and construction that have occurred in the 9100 block of Garrison Street.

Mr. Racine has indicated that his presentation will be less than 5 minutes in length and therefore he has been listed on the agenda under item 5A.

Respectfully submitted,

William M. Christopher  
City Manager



**Date:** July 10, 1996

**Subject:** Bids re New Ambulance Purchase

**Prepared by:** Fire Department, EMS Officer Jim Moreland

### **Introduction**

City Council action is requested to award the bid for the purchase of a replacement ambulance vehicle. Funds have been allocated in the 1996 Fire Department Budget for this expense.

### **Summary**

- > The 1996 Fire Department Budget includes \$100,000 for the purchase of a new ambulance and related equipment.
- > The new ambulance will replace a 1987 reserve unit. This 1987 reserve unit will be traded in for an \$8,000 reduction on the purchase of the new ambulance.
- > Formal bids in accordance with the City Charter bidding requirements were solicited from 11 vendors located both locally and nationally. Four bids were received.

### **Staff Recommendation**

Award the bid to Peak Coachworks, Inc., in the amount of \$83,275 (\$91,275 bid price less the \$8,000 trade-in price for the 1987 ambulance) for one McCoy Miller ambulance.

### **Background Information**

Formal bids in accordance with the City Charter bidding requirements were solicited from 11 vendors located both locally and nationally. The 4 bids received were from:

- (1) Peak Coachworks, Inc., McCoy Miller ambulance, \$91,275 bid, \$8,000 credit for the 1987 ambulance trade-in. Total price = \$83,275.
- (2) Stratus Specialty Vehicles, Inc. - "No Bid".
- (3) Western Fire Truck, Inc. - "No Bid"
- (4) Braun Industries, Inc., Braun ambulance, \$61,670 bid & total price, no credit for the 1987 ambulance trade-in.

The Braun Industries bid was rejected because it was based on a standard manufacturer's model which completely ignored the City's specifications. The following are major areas where the Braun Industries unit was deficient in requirements according to the ambulance specifications:

- > The Braun unit is a standard manufacturer model, not a custom- built model as specified.
- > The Braun unit is a single rear wheel unit with a gross vehicle weight rating of 9,600 pounds. Specifications called for dual rear wheel unit with a gross vehicle weight rating of 10,500 pounds.
- > The Braun bid did not include an Opticom Preemption System, the specified emergency lighting system, or the installation of the emergency radio system.
- > The Braun bid did not meet interior compartment space or exterior compartment space requirements.
- > The Braun bid did not meet emergency braking requirements for a Telma brand brake retarder as required.
- > Other items that were specified but not included in the Braun bid include electric door locks, battery specifications, oxygen storage and delivery system, paint and lettering options and utility power invertor equipment.

The Peak Coachworks, Inc. bid is for a McCoy Miller ambulance which meets or exceeds all of the City's specifications and is the only acceptable bid. Delivery time for this new ambulance is 3 to 4 months after the order is placed.

Ambulances are utilized in a very frequent and strenuous manner which limits their "life" expectancy. The City's front-line ambulance in the south end of the City is a 1993 Wheel Coach Type-III ambulance and has 63,637 miles. The front-line ambulance in the north end of the City is a 1994 Lifeline Type-III ambulance and has 42,758 miles. The Reserve ambulance is a 1987 Wheel Coach Type-I ambulance and has 107,185 miles. The 1987 ambulance has inadequate braking and electrical systems as well as other mechanical problems due to obsolete technology and a previous history of inadequate maintenance by the District 50 Rescue Unit. The 1987 ambulance cab is also showing signs of developing metal fatigue in the doors, hood, and floor boards. The useful reserve life of the 1987 ambulance has expired.

This new ambulance would be placed into front-line service at Fire Station One at 3948 West 73rd Avenue. The 1993 ambulance (vehicle #5203) would be re-assigned to reserve status at Fire Station Three at 7701 West 90th Avenue. The 1987 (vehicle #5201) ambulance would be used as a trade-in to acquire the new ambulance. The City's Fleet Maintenance Division supports the decision to use the 1987 ambulance as a trade-in for the purchase of a new ambulance. Given the expected utilization of this unit, the projected life expectancy is 5 to 6 years, with 3 to 4 years of front-line service and 2 years as a reserve.

Respectfully submitted,

William M. Christopher  
City Manager

**Date:** July 10, 1996  
**Subject:** Legacy Ridge Restaurant, Lease Transfer  
**Prepared by:** Richard Dahl, Park Services Manager

### **Introduction**

Council is requested to authorized the City Manager to sign a Consent of Assignment Letter transferring the Legacy Ridge Clubhouse Restaurant Agreement to Mr. Albert Gehorsam, Owner and General Manager: Birdies, LLC.

### **Summary**

On May 22, Peter Hellermann, concessionaire for the Legacy Ridge Clubhouse Restaurant notified the City by letter that he was seeking approval to sell his concession lease to Mr. Albert Gehorsam of Boulder, Colorado.

Under terms of the Agreement between the City of Westminster and Mr. Hellermann (Gasthaus Ridgewiew, Inc.), Mr. Hellermann has the right to sell the lease to a third party:

"Notwithstanding any provision in the Agreement to the contrary, Concessionaire shall have the right to sell his rights and obligations under the Agreement to a third party buyer. The City shall not have the right to dictate the terms of any such sale, except that the City shall approve any such buyer's ability to perform the terms and conditions of the Agreement. The City shall not unreasonably withhold approval of a qualified buyer upon request of the Concessionaire."

Mr. Albert Gehorsam's resume (attached) lists numerous restaurant endeavors he has been involved with for the past eight years. He has been Director of Operations for the Four Star rated Zenith American Grill and Dandelion restaurants located in Denver; Owner/operator of the Gold Lake Ranch in Ward, Colorado; and a manager at Cliff Young's restaurant in Denver.

Mr. Gehorsam, as part of the City's approval and the Lease Agreement, is required to submit letters of recommendation, a financial statement, a business plan, \$5,000 certificate of deposit, and certificates of insurance for the Legacy Ridge Restaurant operation.

Mr. Gehorsam's business plan calls for 360 days of operation starting 6:00 A.M. (seasonally) and continue with nonstop food and bar service until 10:00 P.M. seven days a week. His menu is described as "classic American grill" with sandwiches, seafood, pastas, blue plate specials, hamburgers, soups, salads, chicken, steak, and vegetarian dishes.

Mr. Gehorsam is an avid golfer who understands the need to cater to the players at Legacy Ridge to make their day an enjoyable experience both on and off the course.

Mr. Hellermann, Mr. Gehorsam, and City Staff are in concurrence that the transfer of the Agreement and change in ownership should be completed as quickly as possible to minimize any disruption to the restaurant operation. This timing would also allow Mr. Gehorsam an opportunity to establish his restaurant operations and clientele during the high golf season.

**Staff Recommendation**

Authorize the City Manager to sign the Consent to Assignment Letter transferring the Legacy Ridge Restaurant Agreement to Mr. Albert Gehorsam, Owner and General Manager: Birdies, LLC.

**Background Information**

Mr. Peter Hellermann has been the concessionaire for the Legacy Ridge Clubhouse since its opening in 1994. He is requesting to sell his business and present contract due to "progressive and deteriorating health problems."

The current contract with Mr. Hellermann is valid through December 31, 1997 and it is anticipated that the transfer will proceed with minimal, if any, adjustment to the existing agreement.

Respectfully submitted,

William M. Christopher  
City Manager

Attachment

**Date:** July 10, 1996  
**Subject:** Councillor's Bill No. re Carryover Revenue Appropriation  
**Prepared by:** Alan Miller, Assistant City Manager

**Introduction**

City Council action is requested on the attached Councillor's Bill regarding enacting a supplemental appropriation of 1995 carryover funds into various project accounts.

**Summary**

Staff has completed an analysis of the 1995 carryover revenue that has been identified through the annual independent audit. The carryover revenue is available due to stronger than projected revenue combined with conservative revenue projections. The strong economic growth in the Westminster area also contributes to the growth in revenue the City is realizing. The carryover revenue available for City Council's consideration for supplemental appropriation is as follows:

<u>Revenue Source</u>	<u>Amount</u>
-General Fund, Sales and Use Tax Fund and General Capital Improvement Fund Carryover	\$2,959,954
-Accommodations Tax Carryover	\$186,986
-Conservation Trust Fund and Park Development Fee Revenue Carryover	\$386,297
-Cash in Lieu Parks Carryover	<u>\$109,890</u>
 Total appropriated to Capital Improvement Project Fund	
<b><u>\$3,643,127</u></b>	
 Open Space Fund Carryover	 \$257,183
-Utility Fund Carryover	\$6,250,000

Staff has been evaluating the use of these funds for a variety of capital improvement projects that coincide with that source of funds based on the capital improvement program and five year capital improvement needs in the City. These type of funds according to the City's financial policies should be utilized strictly for the capital improvements because they are one time type revenues. A summary of the projects proposed for funding are as follows:

<u>General Capital Improvement Fund Projects</u>	<u>Estimated Cost</u>
New Main Library at Front Range Community College	\$1,220,000
Right of Way Acquisition for Widening of Huron and 128th Avenue Intersection	\$200,000
Pierce Street Construction - 104th-108th Avenues	\$1,300,000

Floodplain Design Study of Big Dry Creek at Huron	\$50,000
Participation in Acquisition of RTD Park-N-Ride Facility at 104th Avenue and US 36	\$150,000
Undergrounding Utility Lines	38,751

Accommodations Tax Revenue

Enhancement of Westminster Center project	\$186,986
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Cash-In-Lieu of Park Revenue

Della Villa Park Acquisition	\$111,390
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Park Development Projects

Ice Arena Design	\$100,000
Countryside Baseball Fields	\$80,000
Quail Crossing Park Improvement	\$80,000
City Park Training Facility Preliminary Design	\$76,000
Park Center Corporate Fitness Center Preliminary Design	\$50,000

Total Appropriated to Capital Projects Fund	<u>\$3,643,127</u>
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Open Space Fund Carryover	\$257,183
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City Council will note the proposed continued funding of the new main library at Front Range Community College. It is anticipated that an additional \$1.6 million will be proposed in the 1997 Capital Improvement Budget to substantially complete the necessary funding for the new main library. There still would be the opportunity to fund an additional amount in 1998 for any funds still needed to complete the project as desired. The other main project proposed to be funded is the Pierce Street construction that is important to the Westminster Promenade (Northpoint area) Project. This project is timely to fund due to the proposed development in this area.

The Utility Fund projects proposed for funding are as follows:

<u>Utility Fund Projects</u>	<u>Estimated Costs</u>
North Ridge Pump Station Expansion	\$1,879,000
Semper Water Plant Expansion including Landscape Improvements	\$486,000
Pierce Street Repair adjacent to Semper Water Plant Expansion	\$60,000
Accelerated Water Line Replacement Program	\$700,000
Raw Water Acquisition	\$300,000
Standley Lake Water Quality Improvements	\$700,000
Land Acquisition for Sludge Management Program	\$600,000

Radio Meter Reading Retrofit Program

\$1,525,000

**Total**

\$6,250,000

### **Staff Recommendation**

Pass Councillor's Bill No. \_\_\_\_\_ on first reading enacting a supplemental appropriation of 1995 carryover revenue into various capital improvement project accounts.

### **Background Information**

The City continues to benefit from conservative revenue forecasting and a strong local economy that produces carryover revenues that can be used on needed capital improvements on a pay-as-you-go basis. The source of funds indicates the type of projects that can be funded with these carryover revenues. It is the City's fiscal policy to allocate one time carryover revenues such as these to capital improvement projects.

The projects recommended to be funded are as follows:

- > The New Main Library at Front Range Community College currently is funded at approximately \$3.3 million. With this proposed additional funding of \$1,220,000, it would be funded at a level of approximately \$4.5 million which would leave approximately \$1.6 million yet to fund in 1997. The \$1.6 million will be proposed in next year's budget.
- > The construction of Pierce Street from 104th Avenue to 108th Avenue is important at this point in time due to the development of the Westminster Promenade project and other proposed development in the Northpoint development and adjacent area. There currently is approximately \$900,000 budgeted for this street improvement and this additional funding of \$1.3 million would provide for the amount needed to complete funding of the full roadway improvements and pedestrian overpass as contemplated.
- > The proposed funding of a flood plain and storm drainage study on Big Dry Creek at Huron Street in the amount of \$50,000 is important in order to determine the most cost efficient way to remove the Big Dry Creek Water Reclamation Plant from the Big Dry Creek flood plain. This project is also important as the initial step in looking at improvements to Huron Street and providing for a pedestrian grade separated crossing as part of the City's trail system.
- > The City previously committed to assist RTD in the acquisition of a Park-n-Ride in the vicinity of 104th Avenue and US 36. Funds in the amount of \$150,000 are needed to fulfill this commitment. RTD is in the process of proceeding with the acquisition of the Park-n-Ride site.
- > In 1995, the City received \$38,751 from developers for undergrounding utility lines. This will be placed in a project to be used in the future, as needed for undergrounding projects..

The funding of acquisition of land in the vicinity of Little Dry Creek, England Park and Della Villa has been made an important part of the south Westminster revitalization strategy and the funds proposed in the amount of \$111,390 will assist in achieving needed park facilities in this area.



- > The continuing economic success and expansion of the number of hotel/motel rooms in the City provides carryover funds from the Accommodations Tax revenue. The \$186,986 identified as carryover from this revenue is proposed to be placed within the Enhancement Program to go directly to the Westminster Center enhancements that are being designed at this time. These funds would expand the amount available for enhancement improvements to this important economic area of the City.
- > The proposed projects to be funded through park oriented revenue are those that Staff believes are the highest priority to proceed with at this time such as the ice arena design, preliminary design on the City Park training/fitness facility, providing for the final funding needed to complete the Countryside ballfield project, providing for the playground equipment at Quail Crossing Park, and beginning a design of a Corporate Fitness Center within Park Center to determine what might be feasible in that area.
- > The most important project to fund in the Utility Fund is the expansion of the North Ridge Pump Station so that additional water pressure and water capacity is provided in the north area of the City. This is an important project due to the continuing growth of the City to the north and the demand for water in that area. The amount of \$1,879,000 proposed for this project will allow for the expansion of the pump station and provide for long term pumping capacity that will be needed for the north area.
- > The funding, in the amount of \$1,525,000, proposed for the radio read water meters retrofit program will enable the City to retrofit approximately two thirds of the City with this new more cost efficient type of meter reading program. This will be a significant benefit to the meter reading service.
- > Funds proposed for the water line replacement program in the amount of \$700,000 will enable the City to accelerate the water line replacement program which is in need of acceleration due to the excessive number of water breaks being experienced in the south part of the City.
- > Funds in the amount of \$700,000 proposed for Standley Lake water quality improvements will enable the City to work with other Standley Lake cities on a project to improve the water quality in Standley Lake through an aeration project.
- > Funds proposed for farm land acquisition will enable the City to acquire needed land for sludge application from the Big Dry Creek Water Reclamation facility over the long term. It is important the City secure such a site to preserve the City's ability for future sludge application.
- > The funds proposed for the Semper Water Treatment Plant expansion in the amount of \$486,000 will enable the City to provide for landscaping of the expanded facility in order to be a good neighbor in this important activity center area of the City as well as provide for the acquisition of certain equipment needed that will further improve water treatment capability.

- > The proposed funding for raw water acquisition in the amount of \$300,000 will enable the City to continue on its quest for acquisition of major raw water resources for future development.

The above listed projects are those projects that Staff believes are most important to fund at this time based on the Five Year Capital Improvement Program as well as the potential for funding capital projects as part of the 1997 Budget.

Respectfully submitted,

William M. Christopher  
City Manager

Attachment

BY AUTHORITY

ORDINANCE NO.

COUNCILLOR'S BILL NO. \_\_\_\_\_

SERIES OF 1996

INTRODUCED BY COUNCILLORS  
\_\_\_\_\_

A BILL

FOR AN ORDINANCE INCREASING THE 1996 BUDGET OF THE GENERAL FUND, RESERVE FUND, SALES AND USE TAX FUND, OPEN SPACE FUND, CONSERVATION TRUST FUND, GENERAL CAPITAL IMPROVEMENT FUND AND THE UTILITY FUND AND AUTHORIZING A SUPPLEMENTAL APPROPRIATION FROM ADDITIONAL 1995 ESTIMATED REVENUES IN THE VARIOUS FUNDS

THE CITY OF WESTMINSTER ORDAINS:

Section 1. The 1996 appropriation for the General Fund, initially appropriated by Ordinance No. 2385 in the amount of \$42,517,000 is hereby increased by \$1,732,521 which, when added to the fund balance as of the City Council action on July 8, 1996, will equal \$46,091,246. The actual amount in the General Fund on the date this ordinance becomes effective may vary from the amount set forth in this section due to intervening City Council actions. This increase is due to the appropriation of carryover available from 1995.

Section 2. The \$1,732,521 increase in the General Fund shall be allocated to City Revenue and Expense accounts which shall be amended as follows:

<u>Description</u>	<u>Current Budget</u>	<u>\$ Increase</u>	<u>Final Budget</u>
<u>REVENUES</u>			
Carryover			
10-0090-000	\$2,409,725	<u>\$1,732,521</u>	
\$4,142,246			
<u>EXPENSES</u>			
Transfer to GCIF			
10-10-95-990-975	\$1,978,852	<u>\$1,732,521</u>	
\$3,711,373			

Section 3. The 1996 appropriation for the Reserve Fund, initially appropriated by Ordinance No. 2385 in the amount of \$2,550,000 is hereby increased by \$9,208 which, when added to the fund balance as of the City Council action on July 8, 1996, will equal \$2,559,208. The actual amount in the Reserve Fund on the date this ordinance becomes effective may vary from the amount set forth in this section due to intervening City Council actions. This increase is due to the appropriation of carryover available from 1995.

Section 4. The \$9,208 increase in the Reserve Fund shall be allocated to City Revenue and Expense accounts which shall be amended as follows:

<u>Description</u>	<u>Current Budget</u>	<u>\$ Increase</u>
<u>Final Budget</u>		
<u>REVENUES</u>		
Carryover		
11-0090-000	\$2,410,000	<u>\$9,208</u>
\$2,419,208		

EXPENSES

Transfer to GCIF  
11-10-95-990-975

\$0

\$9,208

\$9,208

Section 5. The 1996 appropriation for the Sales and Use Tax Fund, initially appropriated by Ordinance No. 2385 in the amount of \$36,099,000 is hereby increased by \$708,220 which, when added to the fund balance as of the City Council action on July 8, 1996, will equal \$41,035,960. The actual amount in the Sales and Use Tax Fund on the date this ordinance becomes effective may vary from the amount set forth in this section due to intervening City Council actions. This increase is due to the appropriation of carryover available from 1995.

Section 6. The \$708,220 increase in the Sales and Use Tax Fund shall be allocated to City Revenue and Expense accounts which shall be amended as follows:

<u>Description</u> <u>Final Budget</u>	<u>Current Budget</u>	<u>\$ Increase</u>
<u>REVENUES</u>		
Carryover		
53-0090-000	\$5,955,740	<u>\$708,220</u>
\$6,663,960		
<u>EXPENSES</u>		
Transfer to GCIF		
53-10-95-990-975	\$7,539,740	<u>\$708,220</u>
\$8,247,960		

Section 7. The 1996 appropriation for the Open Space Fund, initially appropriated by Ordinance No. 2385 in the amount of \$3,674,000 is hereby increased by \$257,183 which, when added to the fund balance as of the City Council action on July 8, 1996, will equal \$4,891,363. The actual amount in the Open Space Fund on the date this ordinance becomes effective may vary from the amount set forth in this section due to intervening City Council actions. This increase is due to the appropriation of carryover available from 1995.

Section 8. The \$257,183 increase in the Open Space Fund shall be allocated to City Revenue and Expense accounts which shall be amended as follows:

<u>Description</u> <u>Final Budget</u>	<u>Current Budget</u>	<u>\$ Increase</u>
<u>REVENUES</u>		
Carryover		
54-0090-000	\$1,776,180	<u>\$257,183</u>
\$2,033,363		
<u>EXPENSES</u>		
Land Purchases		
54-10-90-501-000	\$2,712,933	<u>\$257,183</u>
\$2,970,116		

Section 9. The 1996 appropriation for the Conservation Trust Fund, initially appropriated by Ordinance No. 2385 in the amount of \$500,000 is hereby increased by \$212,876 which, when added to the fund balance as of the City Council action on July 8, 1996, will equal \$712,876. The actual amount in the Conservation Trust Fund on the date this ordinance becomes effective may vary from the amount set forth in this section due to intervening City Council actions. This increase is due to the appropriation of carryover available from 1995.

Section 10. The \$212,876 increase in the Conservation Trust Fund shall be allocated to City Revenue and Expense accounts which shall be amended as follows:

Description  
Final Budget

Current Budget

\$ Increase

REVENUES

Carryover

55-0090-000

\$334,876

\$122,000

\$212,876

EXPENSES

Transfer to GCIF		
55-10-95-990-975	\$500,000	<u>\$212,876</u>
\$712,876		

Section 11. The 1996 appropriation for the General Capital Improvement Fund, initially appropriated by Ordinance No. 2385 in the amount of \$14,590,129 is hereby increased by \$3,643,127 which, when added to the fund balance as of the City Council action on July 8, 1996, will equal \$19,264,920. The actual amount in the General Capital Improvements Fund on the date this ordinance becomes effective may vary from the amount set forth in this section due to intervening City Council actions. This increase is due to the appropriation of carryover available from 1995.

Section 12. The \$3,643,127 increase in the General Capital Improvement Fund shall be allocated to City Revenue and Expense accounts which shall be amended as follows:

<u>Description</u>	<u>Current Budget</u>	<u>\$ Increase</u>	<u>Final Budget</u>
<u>REVENUES</u>			
Carryover			
75-0090-000	\$756,537	\$980,302	\$1,736,839
Transfer from General Fund			
75-999-360	\$1,978,852	\$1,732,521	\$3,711,373
Transfer from Reserve			
75-999-513	\$0	\$9,208	\$9,208
Transfer from Sales & Use			
75-9999-530	\$7,539,7400	\$708,220	\$8,247,960
Transfer from Conservation Trust			
75-9999-550	\$500,000	<u>\$212,876</u>	\$712,876
Total change to revenues		<u>\$3,643,127</u>	

EXPENSES

New Library			
75-50-88-555-167	\$0	\$1,220,000	\$1,220,000
128th Ave/Huron Intersection			
75-30-88-555-369	\$501,755	\$200,000	\$701,755
Pierce Street 104th/112th			
75-30-88-555-348	984,000	\$1,300,000	\$2,284,000
Stormwater System Improv			
75-30-88-555-275	\$43,889	\$50,000	\$93,889
RTD Park-N-Ride 104th/US 36			
75-30-88-555-097	\$0	\$150,000	\$150,000
Undeground Utility Lines			
75-30-88-555-519	\$0	\$38,751	\$38,751
Community Enhancement			
75-30-88-555-228	\$1,801,898	\$186,986	\$1,988,884

Della Villa Park Acquisition  
75-30-88-555-156

\$150,000

\$111,390

\$261,390



Ice Arena Design 75-50-88-555-083	\$0	\$100,000	\$100,000
CSDE Youth LL Baseball Fields 75-50-88-555-057	\$310,000	\$80,000	\$390,000
Park Imprvoement Program 75-50-88-555-237	\$357,809	\$80,000	\$437,809
City Park Training Facility 75-50-88-555-096	\$0	\$76,000	\$76,000
Park Centre 75-50-88-555-394	\$0	<u>\$50,000</u>	\$50,000
Total change to expenses		<u>\$3,643,127</u>	

Section 13. The 1996 appropriation for the Utility Fund, initially appropriated by Ordinance No. 2385 in the amount of \$26,960,000 is hereby increased by \$6,250,000 which, when added to the fund balance as of the City Council action on July 8, 1996, will equal \$34,176,387. The actual amount in the Utility Fund on the date this ordinance becomes effective may vary from the amount set forth in this section due to intervening City Council actions. This increase is due to the appropriation of carryover available from 1995.

Section 14. The \$6,250,000 increase in the Utility Fund shall be allocated to City Revenue and Expense accounts which shall be amended as follows:

<u>Description</u> <u>Final Budget</u>	<u>Current Budget</u>	<u>\$ Increase</u>	
<u>REVENUES</u>			
Carryover 20-0090-000	\$(477,154)	\$5,650,000	\$5,172,846
Carryover 21-0090-000	1,654,507	<u>\$600,000</u>	2,254,507
Total change to revenues		<u>\$6,250,000</u>	
<u>EXPENSES</u>			
Northridge Pump Station 20-35-88-555-099	\$0	\$1,879,000	\$1,879,000
Semper Expansion 20-35-88-555-264	\$15,173,639	\$486,000	\$15,659,639
Pierce Street Repairs 20-35-88-555-239	\$0	\$60,000	\$60,000
Waterline Replacement 20-35-88-555-188	\$344,330	\$700,000	\$1,044,330
Water Purchases 20-35-88-555-080	\$1,478,241	\$300,000	\$1,778,241

SL Water Quality Improv  
20-35-88-555-139

\$0

\$700,000

\$700,000

Radio Readable Meters			
20-15-88-555-087	\$20,000	\$1,525,000	\$1,545,000
BDC Sludge Management			
21-35-88-555-141	\$0	<u>\$600,000</u>	\$600,000
Total change to expenses		<u>\$6,250,000</u>	

Section 15 - Severability. The provisions of this Ordinance shall be considered as severable. If any section, paragraph, clause, word, or any other part of this Ordinance shall for any reason be held to be invalid or unenforceable by a court of competent jurisdiction, such part shall be deemed as severed from this Ordinance. The invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect the construction or enforceability of any of the remaining provisions, unless it is determined by a court of competent jurisdiction that a contrary result is necessary in order for this Ordinance to have any meaning whatsoever.

Section 16. This ordinance shall take effect upon its passage after the second reading.

Section 17. This ordinance shall be published in full within ten days after its enactment.

INTRODUCED, PASSED ON FIRST READING, AND TITLE AND PURPOSE ORDERED PUBLISHED this 10th day of July, 1996.

PASSED, ENACTED ON SECOND READING, AND FULL TEXT ORDERED PUBLISHED this \_\_\_\_ day of \_\_\_\_\_, 1996.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

**Date:** July 10, 1996  
**Subject:** Church Ranch Boulevard/US 36 Park-N-Ride Land Purchase  
**Prepared by:** David R. Downing, City Engineer

### **Introduction**

City Council action is requested to authorize the City Manager to execute the attached Intergovernmental Agreement with the Regional Transportation District that establishes a cost-sharing agreement for the purchase of 3.4 acres of land needed to construct a new Park n Ride facility at the southwest corner of the intersection of Church Ranch Boulevard and US 36.

Funds for the City's previously agreed amount of \$150,000 of this land acquisition cost are available from the 1995 carryover revenue which is prepared to be appropriated as part of another City Council action on this same agenda.

### **Summary**

Overcrowding at the Westminster Center Park n Ride facility as well as the Broomfield Park n Ride (located near the intersection of US 36 and S.H. 121) has accelerated the need to construct an additional park-n-ride facility along the much-traveled US 36 commuter route. For the past several years, the Regional Transportation District (RTD) has identified the 104th Avenue/Church Ranch Boulevard interchange on US 36 as the preferred location for such a new facility. The City's Transportation Commission, Staff and City Council have endorsed this site for quite some time.

Late last year, RTD representatives approached City officials with a proposal to purchase land for the new park n ride in 1996. Due to a shortage in the RTD's property acquisition budget, it was explained that this project could move forward at this time only if the City was able to contribute \$150,000 of the estimated \$450,000 cost of this land purchase.

The site that has been selected is a 3.4 acre portion of a larger tract owned by Father Robert Chamberlain and located immediately southwest of the Church Ranch Boulevard/US 36 interchange (see attached map). RTD planners have prepared a preliminary layout of the proposed facility that indicates that 254 parking spaces could be accommodated on the parcel. Commuters would access the lot via a southern extension of Reed Street off of Church Ranch Boulevard, and the heavily-traveled Boulder-to-Denver buses would be able to quickly pick up passengers just off of the east-bound entrance ramp to the highway.

The cost of the 3.4 acre parcel that RTD has negotiated with Father Chamberlain is approximately \$557,000 (\$3.76 per square foot). However, the actual purchase price has been reduced by one-half of the estimated cost to construct the southern Reed Street extension, which will provide access to Chamberlain's remainder tract as well as the park n ride. This road will be installed at RTD's cost at the time that the facility is constructed. The net cost to purchase the land is \$427,000, which is within the RTD/City combined budget.

The attached intergovernmental agreement (IGA), which has been reviewed and approved by the City Attorney's Office, documents the two parties' responsibilities with respect to this land purchase.

**Staff Recommendation**

Authorize the City Manager to sign the attached intergovernmental agreement with the Regional Transportation District for the purchase of land needed for the construction of a new park n ride facility at the southwest corner of the intersection of Church Ranch Boulevard and US 36; and charge the \$150,000 expense of the City's share of this cost to the appropriate project account in the General Capital Improvement Fund.

**Background Information**

The attached intergovernmental agreement (IGA) has been structured to protect the City's \$150,000 investment in the event that the Regional Transportation District (RTD) fails to close on the purchase of the Chamberlain property and develop the property as a park n ride facility. While a closing date in July of 1996 has been agreed upon by both the RTD and Father Chamberlain, a construction date for the park n ride has not yet been determined by the District. RTD Staff is hopeful that the District's Board of Directors will appropriate funds for this purpose in the next couple of years. The IGA simply anticipates that the property will be developed within "a reasonable time".

District Staff has expressed a desire to proceed immediately with the annexation of the site into the City. Also, a very preliminary site plan has been prepared by their staff which would indicate a certain optimism that the construction of the park n ride facility may not be too many years away. Under this plan, as many as 254 parking spaces could be provided at this site, but it is important to note that the preliminary plan has not been reviewed by appropriate City Staff for proper setbacks, landscaping requirements and the like.

With Council's approval of the requested action, the RTD will confirm a July, 1996 closing on the sale of the Chamberlain property to secure this strategic site for the stated purpose. City Staff will continue to advise City Council of RTD's plans for the development of the park n ride facility.

Respectfully submitted,

William M. Christopher  
City Manager

Attachments

**Date:** July 10, 1996  
**Subject:** Resolution No. re Semper Elementary School Annexation Petition  
**Prepared By:** David Falconieri, Planner III

### **Introduction**

City Council action is requested to adopt the attached Resolution accepting the petition for annexation submittal by Mr. Gene Green on behalf of the Jefferson County School District, and making certain findings of fact required by State Statute.

### **Summary**

The property in question is located at the northeast corner of 96th Avenue and Wadsworth Boulevard. The proposed annexation consists of 11.8 acres, and is proposed to be zoned O-1. The existing use is the recently constructed school which the District will open for classes this September. City water and wastewater utility lines already serve the site.

On February 6th, the City Council approved an Intergovernmental Agreement with the Jefferson County School District in which annexation of the property was a condition of obtaining City water and sanitary sewer taps at in-City rates. The proposed annexation will satisfy that requirement. Annexation of the property will also permit the District to negotiate exclusively with the City of Westminster when making various street improvements. Locating of utilities and other public improvements have also been addressed as part of the Intergovernmental Agreement. This negotiated form of approval has been used by the City during the approval process for Standley Lake High School and Ryan Elementary School.

City Code requires that property annexed to the City which is more than two-acres in size may be zoned only PUD or O-1 (open space). The school district has already constructed the building on the subject site. As a matter of negotiations, Staff is recommending that the site be zoned O-1.

### **Staff Recommendation:**

Adopt Resolution No. accepting the annexation petition submitted by Mr. Gene Green on behalf of the Jefferson County School District, and make the findings required by State Statute on the sufficiency of the petition. This resolution also sets the date of August 26, 1996, for the annexation hearing.

### **Background Information:**

Upon receiving a petition for annexation, the City Council is required by State Statute to make a finding of whether or not said petition is in compliance with Section 31-12-107 (1) of the C.R.S.

In order for the petition to be found in compliance, Council must find that the petition contains the following information:

1. An allegation that the annexation is desirable and necessary.
2. An allegation that the requirements of Section 31-12-104 and 31-12-105 of the C.R.S. have been met. (These Sections are to be reviewed by the Council at a formal public hearing).
3. Signatures and mailing addresses of at least 50% of the landowners of the land to be annexed. (In this case, Gene and Elsie Green, signers of the petition, own 100% of the property).
4. The legal description of the land to be annexed.
5. The date of each signature.
6. An attached map showing the boundaries of the area.

Planning Staff has reviewed the petition and have found to Staff's satisfaction that the petition complies to the above requirements.

If the City Council finds that the petition is in substantial compliance with these requirements, a resolution must be approved that establishes a hearing date at which time Council will review the merits of the proposed annexation.

Respectfully Submitted,

William M. Christopher  
City Manager

Attachments

RESOLUTION

RESOLUTION NO.

INTRODUCED BY COUNCILLORS

SERIES OF 1996

\_\_\_\_\_

WHEREAS, there has been filed with the City Clerk of the City of Westminster, a petition, a copy of which is attached hereto and incorporated herein by reference, for the annexation of certain territory therein-described to the City; and

WHEREAS, City Council has been advised by the City Attorney and the City Manager that the petition and accompanying map are in substantial compliance with Sections 31-12-101, et.seq., Colorado Revised Statutes, as amended.

NOW, THEREFORE, be it resolved that by City Council of the City of Westminster that:

1. City Council finds the said petition and annexation map to be in substantial compliance with all state statutory requirements, including C.R.S. Section 31-12-107(1).

2. City Council hereby establishes August 26, 1996, 7:00 p.m., at the Westminster City Council Chambers, 4800 West 92nd Avenue, for the annexation hearing required by C.R.S. Section 31-12-108(1).

2. City Council hereby orders the City Clerk to give notice of the annexation hearing in accordance with C.R.S. Section 31-12-108(2).

Passed and adopted this 10th day of July, 1996.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk



**Date:** July 10, 1996

**Subject:** Councillor's Bill No. re Sheridan Green Commercial Easement Vacation

**Prepared by:** Richard G. Borchardt, Civil Engineer

### **Introduction**

City Council action is requested on the attached Councillor's Bill to vacate a portion of an existing 30-foot wide utility/access easement located on Valley Bank's proposed building site in the Sheridan Green Commercial Subdivision at the southwest corner of 112th Avenue and Sheridan Boulevard..

### **Summary**

Valley Bank's building pad in Lot 6 of Sheridan Green Commercial Subdivision, located at the southwest corner of the intersection of Sheridan Boulevard and 112th Avenue, will necessitate the vacation of an existing 30-foot wide utility and access easement that was previously dedicated to the public. There are no utilities in or access provided by the existing easement. The attached vicinity map shows Valley Bank's proposed building pad, the existing easement, and the proposed easement that will contain future utilities and provide access for Lot 6 of Sheridan Green Commercial Subdivision.

City Staff is in agreement with the owner's request that the subject portion of the easement be vacated. Naturally, this vacation will be conditional upon the City's receipt of a new utility/access easement along the alignment of the utilities. The City Charter mandates that Council must approve vacations via ordinance, and the attached ordinance includes language to make the subject easement vacation conditioned upon the receipt of a new utility/access easement.

### **Staff Recommendation**

Pass Councillor's Bill No. on first reading vacating a portion of a 30-foot wide utility/access easement within Lot 6, Block 1 of Sheridan Green Commercial Subdivision.

### **Background Information**

The one-acre Valley Bank site is one of seven lots which were platted in 1988 in conjunction with the original Official Development Plan (ODP) for the twelve acre Sheridan Green Commercial Center Planned Unit Development. The original ODP and plat anticipated an access off of Sheridan Boulevard which was never built. In conjunction with the development plans currently under review for both the Valley Bank project and the Sheridan Green Neighborhood Center project, the easements which were originally dedicated for that access and for the extension of utilities throughout the lots along Sheridan Boulevard have to be adjusted.

The new easements which are being dedicated in conjunction with the two projects reflect the actual location of the recently constructed Sheridan Boulevard access, an access easement which will be needed for a private drive between lots within the commercial/office subdivision, and the actual final location of utilities on the Valley Bank site. The originally dedicated easements are, therefore, no longer needed.

The Westminster Municipal Code section 11-2-2(C) indicates that Official Development Plans (ODPs) for non-residential development of less than 20 acres may be approved by the City Manager. As such, approval of the ODP for the one acre Valley Bank project, and the one and one-half acre Sheridan Green Commercial Center project are administrative.

**Respectfully submitted,**

William M. Christopher  
City Manager

Attachments

BY AUTHORITY

ORDINANCE NO.

COUNCILLOR'S BILL NO. \_\_\_\_\_

SERIES OF 1996

INTRODUCED BY COUNCILLORS  
\_\_\_\_\_

A BILL

FOR AN ORDINANCE VACATING A UTILITY/ACCESS EASEMENT WITHIN LOT 6, BLOCK 1 OF SHERIDAN GREEN COMMERCIAL SUBDIVISION.

THE CITY OF WESTMINSTER ORDAINS:

WHEREAS, a certain 30-foot wide utility and access easement located within Lot 6, Block 1 of Sheridan Green Commercial Subdivision was previously dedicated to the public with the Sheridan Green Commercial Center Replat of a portion of Lot 2, Block 9 recorded in the Jefferson County Clerk and Recorder's Office in Reception No. 89060091, Book 100, Page 6; and

Section 1. City Council finds and determined that the public convenience and welfare require the vacation described in Section 2 hereof.

Section 2. A portion of a 30-foot wide utility/access easement located in the southwest one-quarter of Section 12, Township 2 South, Range 69 West of the Sixth Principal Meridian, City of Westminster, County of Jefferson, State of Colorado, being more particularly described as follows:

That part of Lot 6, Sheridan Green Commercial center, a subdivision a part of Section 12, Township 2 South, Range 69 West of the Sixth Principal Meridian, Jefferson County, Colorado described as: Beginning at the Northeast corner of said Lot 6, Thence S00°13'59"W along the east line of said Lot 6 a distance of 73.11 feet to the True Point of Beginning, thence continuing S00°13'59"W along said east line a distance of 30.00 feet, thence N89°46'01"W parallel with the south line said Lot 6, a distance of 56.23 feet, thence N44°38'51"W a distance of 124.77 feet to a point 15.00 feet south of the north line of said Lot 6, thence S89°38'51"E parallel with said north line a distance of 42.43 feet, thence S44°38'51"E a distance of 82.31 feet, thence S89°46'01"E parallel with the south line of said Lot 6 a distance of 43.77 feet to the True Pont of Beginning.

Said lot contains 0.1057 Acres, more or less

Section 3. This ordinance shall take effect upon its passage after second reading and upon the provision of a new easement for the City-owned and maintained utilities and access upon the property.

Section 4. The title and purpose of this ordinance shall be published prior to its consideration on second reading. The full text of this ordinance shall be published within ten (10) days after its enactment after second reading.

INTRODUCED, PASSED ON FIRST READING, AND TITLE AND PURPOSE ORDERED PUBLISHED this 10th day of July, 1996.

PASSED, ENACTED ON SECOND READING, AND FULL TEXT ORDERED PUBLISHED this \_\_\_\_\_ day of \_\_\_\_\_, 1996.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

**Date:** July 10, 1996

**Subject:** Geographic Information System Phase IV Project

**Prepared by:** Sheila Beissel, GIS Coordinator

### **Introduction**

City Council action is requested to authorize the City Manager to execute Change Order #4 to the Geographic Information System (GIS) Phase IV Project services contract with Merrick & Company in the amount of \$15,730 for the production of digital ortho imagery for the area from 68th Avenue to 96th Avenue and Pierce Street to Zuni Street. Funds for this expense are available in the Department of Community Development, General Capital Improvement Fund Project account for the GIS Program.

### **Summary**

Change Order No. 4 would allow for the production of digital ortho imagery from 1994 aerial photography for the portion of the City south of 96th Avenue and east of Pierce Street (approximately 12 square miles). This portion of the City is not within the area covered by the Phase IV contract but was completed with Phase I and Phase II GIS contracts in 1991 and 1992 respectively. The City has received digital ortho imagery for the area north of 96th Avenue which is covered in the Phase IV contract. Digital ortho images are essentially aerial photos as a computer file. Digital ortho imagery allows for the aerial photos to be used as a background image on the GIS which provides the user with an aerial view of an area to be used in conjunction with the GIS data base. Change Order No. 4 would complete the digital ortho imagery for the entire City.

It is necessary for City Council to authorize the execution of this change order because the amount of the change order (\$15,730) is greater than 5% of the amount of the original contract (\$282,618).

### **Staff Recommendation**

Authorize the City Manager to sign Change Order No. 4 to the Geographic Information System Phase IV Project Consultant Contract with Merrick & Company for \$15,730, and charge the expense to the appropriate Capital Improvement Project account.

### **Background Information**

The GIS program is continually being developed and updated for use by City Staff. The GIS Phase IV project area covers mainly the north and west area of the City. The Phase IV project includes the compilation of digital information including topography, street centerlines, parking lots, edge of road asphalt, non-residential building footprints, and digital ortho imagery. The digital photos have been delivered to the City and are currently being used by various GIS users.

The digital orthos are extremely useful in providing a 'complete' picture of an area. The digital ortho imagery can be used as a background coverage with additional GIS information overlaid on the images. The digital imagery can be plotted with any other GIS information at any scale.

The compilation of planimetric GIS data for the southern portion of the City was completed in 1991 and 1992. Obtaining digital orthos was explored at the time of the original contract; however, four years ago, it was not economically efficient.

Merrick & Company expanded the aerial photography required for the Phase IV contract to include the southern portion of the City. The production of digital ortho imagery of the southern portion would complete the digital imagery of the City and also the date the aerial was flown would be consistent with the digital imagery obtained as part of the current contract.

Respectfully submitted,

William M. Christopher  
City Manager

**Date:** July 10, 1996  
**Subject:** Councillor's Bill No. re Partial Water Tap Fee  
**Prepared by:** Dave Kaunisto, Senior Water Resources Engineer

### **Introduction**

City Council Action is requested on the attached Councillor's Bill regarding establishing water tap fees for taps which require less than one service commitment. These would pertain to seasonal use, i.e. irrigation, or outdoor water fountains.

### **Summary**

The current Westminster City Code authorizes the City Manager to review and adjust water tap fee charges for 2-inch and larger taps, based on the user's individual demand characteristics. The City has been approached by the Hyland Hills Park and Recreation District to request a waiver or reduction in the water tap fee to install a drinking fountain on the Hyland Hills Golf Course. Also, a homeowner's association has requested a reduced water tap fee in conjunction with streetscape improvements they wish to fund. These two separate requests were reviewed by Staff. The concept of a pro-rated tap fee based on seasonal use was identified and pursued. The attached ordinance allows the City Manager to adjust the water tap fee for taps using less than one service commitment.

### **Staff Recommendation**

Pass Councillor's Bill No. on first reading allowing the City Manager to adjust water tap fees for taps using less than one service commitment for seasonal use.

### **Background Information**

The City had received a request from Hyland Hills Park and Recreation District to reduce or waive the tap fee for a water tap for a drinking fountain at the Hyland Hills Golf Course. City Council reviewed the request and indicated a willingness to consider a waiver. Also, a subsequent related request was received from a homeowners' group seeking a reduced water tap fee involving streetscape improvements along 112th Avenue. Staff evaluated both requests and developed the concept of a pro-rata tap fee based on seasonal usage.

Current Municipal Code does not allow the City Manager to review and adjust the tap fees for meter sizes less than 2 inches in size. Hyland Hills has indicated that annual water use from the water fountain would be minimal, as it would only be available to golfers and also would be in use only a portion of the year. Staff believes it is reasonable to adapt the City Code to allow the City Manager to review such special situations and adjust the water tap fee based on the specific circumstances of each request.

The proposed language change to the Code would give the City Manager the authority to review and adjust the water tap fee charges for seasonal non-residential taps projected to use less than one service commitment.

The alternative to the suggested approach on such requests would be to bring each request to City Council and seek formal authorization to waive or reduce the water tap fee. It is thought the pro-rata approach using projected consumption is an equitable approach to both the water user and the City.

Respectfully submitted,

William M. Christopher  
City Manager

Attachment: Councillors Bill

BY AUTHORITY

ORDINANCE NO.

COUNCILLOR'S BILL NO.

SERIES OF 1996

INTRODUCED BY COUNCILLORS

A BILL  
FOR AN ORDINANCE RE REVIEW AND ADJUSTMENT OF TAP FEES

THE CITY OF WESTMINSTER ORDAINS:

Section 1. Title VIII, Chapter 7, Section 3 (C) of the Westminster Municipal Code is hereby amended to read as follows:

(C) The following non-residential water tap fee schedule shall be in effect as of January 1, 1994 and shall be administered pursuant to Section 8-7-2 (C):

<u>Size</u>	<u>Connection Charge</u>	<u>Investment Charge</u>	<u>Water</u>	<u>Total Fee</u>
3/4"	\$453	\$ 6,297	\$ 6,750	
1"	159	10,535	10,694	
1-1/2"	291	20,462	20,753	
2"	596	43,666	44,262	
3"	106	62,167	62,273	
4"	106	165,878		165,984
6"	106	553,173		553,278
8"	106	800,300		800,406
10"	106	*		*
12"	106	*		*

The following non-residential water tap fee schedule shall be in effect as of February 1, 1995 and shall be administered pursuant to Section 8-7-2 (C):

<u>Meter Size</u>	<u>Water Resources</u>	<u>Connection Charge</u>	<u>Water</u>	<u>Treated Tap Investment</u>	<u>Total Fee</u>
5/8 x 3/4"	\$ 4,450	\$ 450	\$ 3,400	\$ 8,300	
3/4 "	\$ 6,675	\$ 300	\$ 5,100	\$ 12,075	
1 "	\$ 11,125	\$ 300	\$ 8,500		\$ 19,925
1 - 1/2"	\$ 22,250	\$ 300	\$17,000	39,550	
2 "	\$ 35,600	\$ 300	\$ 27,200		\$ 63,100
3 "	\$ 77,875	\$ 300	\$ 59,500		\$137,675
4 "	\$ 133,500	\$ 300	\$102,000		\$235,800
6 "	\$ 278,128	\$ 300	\$212,500		\$490,925
8 "	\$ 400,500	\$ 300	\$306,000		\$706,800
10 "	*	*	*		*
12 "	*	*	*		*

\*To be determined by the City Manager at the time of application based on available pressure and flow.



The City Manager has the authority to review and adjust water tap fee charges for 2 inch and larger taps based on the user's individual demand characteristics AND SEASONAL NON-RESIDENTIAL TAPS EXPECTED TO USE LESS THAN ONE SERVICE COMMITMENT when such adjustments are deemed to be in the best interest of the City.

Section 2. Severability: If any section, paragraph, clause, word or any other part of this Ordinance shall for any reason be held to be invalid or unenforceable by a court of competent jurisdiction, such part deemed unenforceable shall not affect any of the remaining provisions.

Section 3. This ordinance shall take effect upon its passage after second reading.

Section 4. This ordinance shall be published in full within ten days after its enactment.

INTRODUCED, PASSED ON FIRST READING, AND TITLE AND PURPOSE ORDERED PUBLISHED this 10th day of July, 1996.

PASSED, ENACTED ON SECOND READING, AND FULL TEXT ORDERED PUBLISHED this \_\_\_\_ day of \_\_\_\_\_, 1996.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

**Date:** July 10, 1996  
**Subject:** Countrydale Golf Course Architect Contract  
**Prepared by:** Bill Walenczak, Director of Parks, Recreation and Libraries

### **Introduction**

City Council action is requested to authorize the City Manager to sign a contract with Michael Hurdzan, golf course architect, in the amount of \$247,500 including contingency and reimbursables for the complete design, construction documents, and specification package for the Countrydale Golf Course project. Funds for this contract are proposed to temporarily be charged to the Reserve Fund with reimbursement to the Reserve Fund once the golf course financing is in place.

### **Summary**

A golf course task force committee composed of City, County, and airport staff, and the City's private developer partner interviewed six candidates for the Countrydale/Jefferson County Airport golf course project. The field of candidates was indeed impressive, and the final decision on who to select was most difficult. However, after several exchanges of viewpoints among members of the committee, it was unanimously decided to recommend Michael Hurdzan for this project. Dr. Hurdzan has extensive experience in golf course design. His firm of ten professionals is based in Columbus, Ohio and has designed over 200 golf courses around the world. Many of his golf courses have received national recognition, including seven Hurdzan designed courses making this year's Golf Digest's Top 75 most affordable golf courses to play (Legacy Ridge made #16 on that same list). In addition, some of his golf courses have received Golf Digest's Top Ten award including Blackthorn in Southbend, Indiana, which is part of an office/industrial park complex and has similarities to the City's own Countrydale project. Dr. Hurdzan has also acquired some experience on golf course projects around airports. Therefore, Staff recommends that Dr. Hurdzan be awarded this project. Staff is recommending that the contract amount be funded from the Reserve Fund temporarily until the planned golf course financing occurs at a later date.

The golf course construction is considered a key component in the public/private joint venture with Ross and Company to successfully achieve the business park development.

### **Staff Recommendation**

Authorize the City Manager to sign a contract with Michael Hurdzan Golf Course Design, Inc. in the amount of \$200,000 plus reimbursables and travel in the amount of \$25,000, and a 10% contingency for the purpose of providing golf course design and specification services for the proposed Countrydale/Jefferson County Airport golf course project and charge the expense to the Reserve Fund with the Reserve Fund to be reimbursed at such time as the total golf course project financing is in place.

### **Background Information**

On June 28, 1995, the City of Westminster submitted a proposal to the Jefferson County Commissioners to design and construct a new golf course on and around the Jefferson County Airport. On March 18, 1996, City Council adopted a resolution accepting a payback agreement on a loan for \$3.3 million from the Jefferson County Commissioners to assist in building the golf course. The terms of that agreement are as follows:

- > The County shall loan the City \$300,000 in calendar year 1997, \$1.5 million in 1998, and \$1.5 million in 1999, for the purpose of constructing a new 18 hole golf course.
- > The City will repay the County the \$3.3 million at a rate of \$150,000 per year for a period of 22 years beginning in the fourth calendar year of golf course operations.
  
- > The City will pay the County 50% of net revenues of \$200,000 beginning in the fourth calendar year of golf course operations. Net revenues will be calculated after obligations are met for bonded debt service, maintenance, staffing and operations, equipment, replacement schedules, capital depreciation/replacement, and payment to the County of \$150,000 per year for the golf course loan.

The City's private developer/partner Ross and Company believes that it is critical to begin the project immediately so that their investment in land and other commitments can be made profitable in a timely manner. Staff believes that if the project design is started now, a projected opening (depending on weather and other contingencies) for the golf course could happen possibly by summer of 1999.

Members of the interview team for the golf course architect included Councillor Ken Harris, Ross Company President Rich McClintock, City Manager Bill Christopher, Assistant City Manager Alan Miller, Community Development Director John Carpenter, Director of Parks, Recreation and Libraries Bill Walenczak, Hyland Hills Park and Recreation District Executive Director Greg Mastriona, Assistant to County Commissioner Jani Sepanik, Executive Director of the Jefferson County Airport Dave Gordan, City Planner Max Ruppeck, Parks and Recreation Advisory Board member Jack Jewell, Legacy Ridge Head Golf Pro Ray Fielder, and Legacy Ridge Golf Course Superintendent Scott Tuggle.

The proposed golf course will offer an excellent golfing experience for the public while also enhancing the Countrydale Business Park development. Significant tax base and employment will be derived from the business park. In order to compete with other area business/office parks, the golf course component is a key consideration with Ross and Company.

Respectfully Submitted,

William M. Christopher  
City Manager

**Date:** July 10, 1996

**Subject:** Resolution No. Amended City Council Travel Policy

**Prepared by:** Nancy Alberts, Accounting Manager

**Introduction**

City Council action is requested to adopt the attached Resolution which amends the City Council travel policy. The amended policy sets new limits on obtaining receipts, as prescribed by the Internal Revenue Service (IRS).

**Summary**

The City Council Travel Policy is being amended to reflect the new IRS requirement concerning receipts for business expenses. Receipts are only required if the amount is over \$75.

**Staff Recommendation**

Adopt Resolution No. adopting an amended City Council Travel Policy.

**Background Information:**

The limit for obtaining receipts to support a business expense has increased from \$25 to \$75 in accordance with IRS regulations. Accordingly, the City Council Travel Policy should be amended to reflect this change. Although receipts are no longer required for expenses under \$75, a business purpose must still be established for the expense.

Respectfully submitted,

William M. Christopher  
City Manager

Attachment

## **WESTMINSTER CITY COUNCIL TRAVEL POLICY**

The Travel Policy of the Westminster City Council, as it relates to Councillors and their spouses, is hereby updated to read as follows:

### **EXPENSE COVERAGE**

Transportation: Normally, out-of-City travel shall be by commercial airline. Air coach and special rates shall be utilized whenever possible. If driving to a conference, using your personal car, Councillors can be reimbursed at the per mile rate in effect for employees. However, the total reimbursement shall not exceed the amount that would have been expended if the Councillors had used available airline service and economical ground transportation to the conference. Full reimbursement shall be made for round trip transportation for the Councillors' travel expense.

Lodging: Lodging shall be fully reimbursable. If attending a formal conference, lodging will normally be at the conference or headquarters hotel, or comparable facilities which are nearby. If the Councillor's spouse is attending the conference, the Councillors shall be responsible for the differential on the daily room rate for double occupancy.

Meals: All meal expenses shall be fully reimbursable for the Councillor during the conference or out-of-town meeting. However, no reimbursements will be made for meals included in the registration fee.

Miscellaneous Expenses: Generally, any reasonable business expense incurred because a Councillor is traveling for the City shall be fully reimbursable.

Travel With Spouse: If Councillors are attending a conference where it is common for the spouse to accompany, and which has a program for the spouse, the spouse conference registration will be reimbursable. All other expenses of the spouse will be the personal expense of the Councillor.

### **ADVANCES**

Councillors may draw a cash advance from the City in anticipation of expenses to be incurred or, as an alternative, Councillors may charge the expenses to their City-issued credit card. No cash advance will exceed \$100 per individual request. No cash advances will be processed unless expense reports from all previous trips involving cash advances and credit card purchases have been cleared. Any outstanding expense advance/credit card purchase not cleared before the Councillor's term expires will be withheld from the final paycheck of the Councillor.

### **EXPENSE REPORTS**

Councillors shall file a report for all trip-related expenses within two weeks upon return from the trip. The completed expenses report shall be submitted to the City Manager's Office for processing. Receipts for expenses of \$75.00 and greater shall be attached to the form.

The Mayor shall approve expense reports of Councillors. The Finance Department shall audit the expense report for mathematical accuracy.

In the event Councillors travel as a group, occupy the same hotel and/or have meals together, a claim covering all expenses for all members may be filed in lieu of individual accounting.

RESOLUTION

RESOLUTION NO.

INTRODUCED BY COUNCILLORS

SERIES OF 1996

\_\_\_\_\_

A RESOLUTION OF THE WESTMINSTER CITY COUNCIL ADOPTING A FORMAL TRAVEL POLICY FOR CITY COUNCIL.

WHEREAS, City Councillors travel on behalf of the City; and

WHEREAS, the Councillors incur expenses during said travel;

NOW, THEREFORE, be it resolved by the City Council of the City of Westminster that:

The attached City Council Travel Policy is adopted to clarify that:

All business expenses associated with travel for the City which relate directly to the Councillor are reimbursable;

Expense reports are required within two weeks of return for all City-related trips;

Expense reports from Councillors are reviewed and approved by the Mayor and audited for mathematical accuracy by Finance Staff; and

Advances and City-issued credit cards are appropriate means of funding City-related trips.

Passed and adopted this 10th day of July, 1996.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

Attachment

June 27, 1996

Michele Kelley, City Clerk  
City of Westminster  
4800 West 92nd Avenue  
Westminster, CO 80030

Dear Michele:

The first regular City Council meeting of July would normally be held on Monday, July 8. However, several members of Council will be unable to attend the regular meeting on that date. Therefore, the first regular City Council meeting for July is to be changed to Wednesday, July 10, starting at 7:00 P.M.

Please notify the Denver Post, Rocky Mountain News and the Westminster Window of the change of date of this City Council meeting. Also, use any other means to make the public aware of this change.

Sincerely,

Nancy M. Heil  
Mayor



**Date:** July 10, 1996  
**Subject:** Set Date For Special Council Meeting  
**Prepared By:** Michael Allen, Deputy City Clerk

### **Introduction**

City Council action is requested to set a date for a Special joint City Council/Jefferson County Commissioners meeting to hold a public hearing and take formal action on the Intergovernmental Agreement on land uses in the surrounding Jefferson County unincorporated area.

### **Summary**

The City is in the process of developing its Comprehensive Land Use Plan, and as part of this process, has been meeting with Jefferson County planning staff pertaining to land use matters regarding the unincorporated areas of Jefferson County that Westminster surrounds. Several neighborhood meetings have been held with interested residents. Recently, both City Council and the Board of County Commissioners reviewed a draft document and expressed support for the Intergovernmental Agreement. City Staff and the County Commissioners believe a public hearing is appropriate before taking action to formally adopt the agreement.

City Council and the Jefferson County Commissioners have both agreed that July 23, at 7:30 P.M. would be a workable date and time for a joint formal meeting.

### **Staff Recommendation**

Set the date of July 23, 1996 at 7:30 P.M. at City Park Recreation Center, 10455 Sheridan Boulevard, for a special joint City Council/Jefferson County Commissioners meeting to hold a public hearing and take formal action on the Intergovernmental Agreement between the City and the County on land uses in the surrounding unincorporated area.

Respectfully submitted,

William M. Christopher  
City Manager

**Date:** July 10, 1996  
**Subject:** Resolution No. re Cleanup of Federal Facilities  
**Prepared by:** Tom Settle, Water Quality Coordinator

### **Introduction**

City Council action is requested on the attached resolution showing support for a request to the National Association of Counties for a revised resolution for the proper funding of environmental cleanup at all Federally owned and operated facilities.

### **Summary**

The Adams County Board of Commissioners has requested the support and comments of the local communities regarding the cleanup of federal facilities. They have prepared a draft resolution which they will be presenting at the National Association of Counties (NACo) Conference on July 12-13. NACo passed a resolution in March, 1996 requesting adequate funding for the cleanup at DOE facilities. The draft proposed by Adams County broadens the scope of the funding request to include all federal facilities, including military facilities.

### **Staff Recommendation**

Adopt Resolution No. and direct Staff to provide it to the Adams County Board of County Commissioners in support of their presentation at the NACo conference on July 12.

### **Background Information**

The emphasis of recent requests for federal funding has been for the cleanup of the Rocky Flats Environmental Technology Site and other DOE nuclear facilities. While this remains a top priority, there are many other sites within Colorado which are owned by other agencies of the federal government and are in need of environmental cleanup.

The State of Colorado is home to 21 former military installations, including airfields, munitions production and testing, missile sites, bombing ranges, laboratories, and training centers. Many of these sites were formerly operated by the Department of Defense and have been identified as creating environmental hazards, Rocky Mountain Arsenal being a prime example. Cleanup funding for all of these sites is in the same jeopardy as DOE cleanup funding.

Respectfully submitted,

William M. Christopher  
City Manager

Attachment: Resolution

RESOLUTION

RESOLUTION NO.

INTRODUCED BY COUNCILLORS

SERIES OF 1996

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RESOLUTION ON CLEANUP OF FEDERAL INSTALLATIONS

NOW THEREFORE, be it resolved that the Westminster City Council resolves that:

WHEREAS, there are a number of government-owned facilities throughout the country that were at one time military and energy production installations, and other federal functions, operated by the federal government, which have been shut down or abandoned by the federal government and sold; and

WHEREAS, these military, energy, and other installations had varied functions, from the development and production of nuclear weapons, to research and medical services, to highways and airfield operations; and

WHEREAS, contamination from these military, energy, and other facilities has contributed to environmental damage at the sites; and,

WHEREAS, these contaminants include unexploded, yet potentially explosive ordinance, and contaminated groundwater and soils from chemicals, radioactive materials, heavy metal and petroleum products used for research, ammunition and energy production, and fuel; and

WHEREAS, many former military installations were sold without deed restrictions or cleanup requirements, and the appropriateness of guidelines for issuing federal clearance for general usage of former military land is now in question; and

WHEREAS, as a result of the end of the Cold War, the federal government has shifted its focus to environmental restoration and waste cleanup at the facilities; and

WHEREAS, the U.S. Army Corps of Engineers of the Department of Defense (DOD), and the U.S. Department of Energy (DOE) are charged with managing the clean up of federal military and energy installations; and

WHEREAS, if the military, energy, and other installations are not cleaned up in accordance with known health standards, citizens across America will be affected directly or indirectly by the dangers that will continue to exist; and

WHEREAS, commitment by the federal government to the full funding of the necessary costs associated with these cleanup activities may be sacrificed as a result of current budget discussions by Congress,

WHEREAS, the Board of Commissioners of Adams County have proposed a more comprehensive resolution regarding the environmental cleanup of all federal facilities,

NOW THEREFORE, BE IT RESOLVED that the City of Westminster supports the efforts of Adams County and Jefferson County in seeking a more comprehensive resolution from the National Association of Counties regarding the environmental cleanup of all federal facilities, urging Congress and the President of the United States to approve full funding of all necessary cleanup activities of existing and former military, energy, and other federal complexes.

Passed and Adopted the 10th day of July, 1996 as amended.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk