



**MINUTES
REGULAR MEETING OF THE CITY COUNCIL
CITY OF LAKEWOOD**

7:00 P.M

August 24, 2020

Minutes are not a verbatim transcription, but rather an attempt to capture the intent of the speaker by the City Clerk.

ITEM 1 – CALL TO ORDER

Mayor Paul called the **VIRTUAL MEETING** to order at 7:00 p.m.

ITEM 2 – ROLL CALL

Those present were: Mayor Adam Paul, Presiding

Charley Able
Sharon Vincent
Dana Gutwein
Mike Bieda
David Skilling
Anita Springsteen
Barb Franks
Ramey Johnson
Jacob LaBure

Absent: Karen Harrison

Others in attendance: Kathy Hodgson, City Manager, Ben Goldstein, Deputy City Manager, and Tim Cox, City Attorney

Full and timely notice of this City Council meeting had been given and a quorum was present.

ITEM 3 – PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited, and there was a moment for silent prayer.

ITEM 4 – PUBLIC COMMENT

Brenda Bronson – Lakewood Resident – She stated that she wanted the City to replace its inclusive signage across the City.

Jack Lyons – Lakewood Resident – He expressed his concern with a comment made by City Council regarding the Lakewood Police Department.

Christopher Armen – Lakewood Resident – He stated that inclusivity was an important issue to him. He stated that he wanted the City to replace its inclusive signage across the City.

Kathryn Costanza – Lakewood Resident – She stated that she appreciated that the Lakewood Police Department is dedicating resources to a criminal diversion program. She asked what would qualify someone for enrollment in the program. She stated that the diversion program should have less discretion to prevent implicit racial bias.

Unknown – He stated his concern regarding the drafting and enforcement of law. He stated that individuals in the foster care system are more likely to be arrested. He stated that Council should consider this going forward and look to provide individuals in foster care with more support.

ITEM 5 – EXECUTIVE REPORT

Kathy Hodgson, City Manager, gave her executive report:

- She stated that Clements Community Center will reopen August 31, 2020.
- She stated that Green Mountain Recreation Center will reopen September 8, 2020.
- She stated that Charles Whitlock Recreation Center will reopen September 21, 2020.
- She stated that a variety of programs will be available to residents in the fall.
- She stated that the Annual Trail Running Series will be returning this year.
- She directed Council to utilize the Direct Response program for all requests for information and to utilize the existing City Council forms.

ITEM 20 was moved by Mayor Paul

ITEM 20 – GENERAL BUSINESS

MOTION TO EXTEND EMERGENCY DECLARATION – I MOVE TO EXTEND THE DECLARATION OF DISASTER IN THE CITY OF LAKEWOOD COLORADO RESULTING FROM THE CORONAVIRUS/COVID-19 PANDEMIC, PURSUANT TO SECTION 1.27 OF THE LAKEWOOD MUNICIPAL CODE, ORIGINALLY DECLARED BY PROCLAMATION OF THE LAKEWOOD CITY MANAGER ON MARCH 17, 2020, EXTENDED BY MAJORITY VOTE OF THE CITY COUNCIL ON MULTIPLE OCCASIONS, AND BY THIS MOTION EXTENDED AGAIN UNTIL SEPTEMBER 28, 2020, UNLESS EARLIER EXTENDED OR TERMINATED BY THE CITY COUNCIL

Council member Skilling made a motion to adopt the Motion to Extend Emergency Declaration. It was seconded.

Public Comment: None.

Council Discussion:

Council member Franks – She asked if the City needed to remain in a state of emergency to match the State’s emergency declaration and to be eligible to receive funds to help with the COVID-19 pandemic.

Tim Cox, City Attorney – He stated that the City would likely remain under a state of emergency so long as the State’s emergency declaration remained in effect. He stated that the City is required to remain in a state of emergency to be eligible for federal funds.

Council member Johnson – She asked if it could be possible for Council to adopt an ordinance allowing for virtual meetings without needing the emergency declaration.

Cox – He stated that staff evaluated Council’s ability to meet virtually previously in March 2020. He stated that Council was unable to meet without an emergency declaration but passed an ordinance to allow for virtual meetings under certain circumstances later that same month.

Johnson – She asked if Council could meet virtually without the emergency declaration.

Cox – He stated that so long as Council met the terms of the ordinance that they could meet virtually.

Vote on Motion to Extend Emergency Declaration:

	AYES	NAYS		AYES	NAYS
PAUL	X		SPRINGSTEEN		X
ABLE	X		FRANKS	X	
VINCENT	X		JOHNSON	X	
GUTWEIN	X		LABURE	X	
BIEDA	X		HARRISON	ABSENT	
SKILLING	X				
			TOTAL	9	1

The motion passed.

CONSENT AGENDA

City Clerk Michele Millard read the Consent Agenda into the record. The Consent Agenda consists of Item 6 to 12, inclusive.

ITEM 6 – RESOLUTION 2020-27 – APPOINTING AND REAPPOINTING MEMBERS TO THE BOARD OF APPEALS

ITEM 7 – RESOLUTION 2020-28 – APPOINTING AND REAPPOINTING MEMBERS TO THE JUDICIAL REVIEW COMMISSION

ITEM 8 – RESOLUTION 2020-29 – REAPPOINTING A MEMBER TO THE VICTIM ASSISTANCE COMPENSATION BOARD

ITEM 9 – RESOLUTION 2020-30 – APPOINTING MEMBERS TO THE LAKEWOOD ADVISORY COMMISSION

ITEM 10 – ORDINANCE O-2020-24 – AUTHORIZING A SUPPLEMENTAL APPROPRIATION TO THE 2020 CITY OF LAKEWOOD ANNUAL BUDGET IN THE AMOUNT OF \$366,486 AND AUTHORIZING THE EXPENDITURE OF GRANT FUNDS FROM THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO ASSIST THE CITY OF LAKEWOOD IN PILOTING A LAW ENFORCEMENT ASSISTED DIVERSION PROGRAM THROUGH THE LAKEWOOD POLICE DEPARTMENT IN PARTNERSHIP WITH JEFFERSON COUNTY PUBLIC HEALTH AND THE COMMUNITY CONNECTIONS CENTER

ITEM 11 – ORDINANCE O-2020-25 – AUTHORIZING AN ADDENDUM TO DEVELOPMENT AGREEMENT FOR SOLTERRA CENTRE OFFICIAL DEVELOPMENT PLAN

ITEM 12 – APPROVING MINUTES OF CITY COUNCIL MEETINGS

City Council Meeting	June 8, 2020
City Council Special Meeting	June 1, 2020

A motion was made by Council member Skilling to approve Council Minutes, order all ordinances introduced on first reading to be published into the Denver Post Newspaper for public hearing set for dates included in the ordinances, and to adopt resolutions, all of which are included in the Consent Agenda Items, for the record and introduced by the Deputy City Clerk. It was seconded.

Public Comment: None.

Council Discussion:

Council member Able – He thanked the boards and commissions nominees for their interest in serving the City.

Skilling – He stated that he and Council member Franks were going to present a few amendments on Ordinance O-2020-25 on its second reading.

Johnson – She stated that she supported Ordinance O-2020-24. She asked how long the pilot program would last and how it may be funded going forward.

Mayor Paul – He thanked the boards and commissions nominees for their interest in serving the City.

Vote on Consent Agenda:

	AYES	NAYS		AYES	NAYS
PAUL	X		SPRINGSTEEN	X	
ABLE	X		FRANKS	X	
VINCENT	X		JOHNSON	X	
GUTWEIN	X		LABURE	X	
BIEDA	X		HARRISON	ABSENT	
SKILLING	X				
			TOTAL	10	0

The motion passed.

END OF CONSENT AGENDA

ITEM 13 – CITIZEN-INITIATED ORDINANCE – AN ORDINANCE ADOPTING REGULATIONS GOVERNING THE OPERATION OF RETAIL MARIJUANA STORES AND RETAIL MARIJUANA CULTIVATION FACILITIES IN THE CITY OF LAKEWOOD AND MAKING CORRESPONDING AMENDMENTS TO CERTAIN SECTIONS OF LAKEWOOD MUNICIPAL CODE, CHAPTER 5.51 CONCERNING MEDICAL MARIJUANA BUSINESSES

Cox – He stated that Item 13 originated as a citizen-initiated petition. He stated that City Clerk Michele Millard made a final determination of sufficiency of the signatures collected. He stated that the ordinance would permit the regulation of retail marijuana stores and collection facilities in the City. He stated that Lakewood currently on permits medical marijuana facilities to operate within the City. He stated that if Council approves the ordinance that it will become law. He stated that if Council moves to deny the petitioned ordinance that the issue will be given to the voters instead.

Public Comment:

Jim Otton – Lakewood Resident – He stated that he was concerned that the ordinance did not prohibit the size of a recreational marijuana facility. He stated that it would be possible for large marijuana mega stores could begin opening in empty lots without legislative intervention. He stated that marijuana’s costs outweigh any possible tax revenue that the operations may bring in. He stated that he was concerned that marijuana lounges may eventually become a reality in the City as they emerged in neighboring communities. He stated that retail marijuana sales provide covers for other criminal activities. He stated that THC concentrations in marijuana continue to rise which may encourage addiction. He stated that several mental disorders and physical impacts associated with marijuana have also been identified and that treatment is costly. He stated that he desired Council to speak out on the issue. He stated that Council member Johnson will also be holding a summit discussing marijuana in September 2020.

A motion was made by Council member Skilling to approve the CITIZEN-INITIATED ORDINANCE. It was seconded.

Council Discussion:

Council member Bieda – He stated that he supported sending the ballot measure to the voters to decide. He stated that voters have voted down similar ballot issues in the past.

Able – He stated that he supported sending the ordinance to the voters as a ballot issue.

Johnson – She stated that the ballot issue was originated from the marijuana industry. She stated that the petitioners did not have permission to petition in some of the locations they visited. She stated that the ballot title does not properly encapsulate the issue. She stated that the petition is the most recent push from the marijuana industry to expand their profits.

Council member Springsteen – She stated that she supported sending the ordinance to the voters. She stated that she was concerned with the lobbying associated with the industries involved.

Mayor Paul – He stated that the previous ballot measure to legalize recreational marijuana was initiated by Council. He stated that he encouraged residents to conduct further research and conversation into the issue. He stated that he supported sending the ordinance to the voters.

Gutwein – She stated that she supported sending the ordinance to the voters. She stated that she did not feel comfortable overriding a previous ballot measure.

Vote on CITIZEN-INITIATED ORDINANCE:

	AYES	NAYS		AYES	NAYS
PAUL		X	SPRINGSTEEN		X
ABLE		X	FRANKS		X
VINCENT		X	JOHNSON		X
GUTWEIN		X	LABURE		X
BIEDA		X	HARRISON	ABSENT	
SKILLING		X			
			TOTAL	0	10

The motion failed.

----- OR -----

ITEM 14 – RESOLUTION 2020-31 – CALLING A SPECIAL MUNICIPAL ELECTION FOR NOVEMBER 3, 2020, TO SUBMIT TO A VOTE OF THE REGISTERED ELECTORS OF THE CITY OF LAKEWOOD A CITIZEN-INITIATED ORDINANCE REGARDING RETAIL MARIJUANA BUSINESSES

Cox – He stated that Item 14 was to schedule an election based on the time frames discussed in the City’s code. He stated that Item 15 authorizes the City to coordinate an election with Jefferson County.

A motion was made by Council member Skilling to approve the Resolution 2020-31. It was seconded.

Public Comment: None.

Council Discussion: None.

Vote on Resolution 2020-31:

	AYES	NAYS		AYES	NAYS
PAUL	X		SPRINGSTEEN	X	
ABLE	X		FRANKS	X	
VINCENT	X		JOHNSON	X	
GUTWEIN	X		LABURE	X	
BIEDA	X		HARRISON	ABSENT	
SKILLING	X				
			TOTAL	10	0

The motion passed.

ITEM 15 – RESOLUTION 2020-32 – APPROVING PARTICIPATION BY THE CITY OF LAKEWOOD IN A COORDINATED ELECTION TO BE CONDUCTED ON NOVEMBER 3, 2020, BY THE JEFFERSON COUNTY CLERK AND RECORDER

A motion was made by Council member Skilling to approve the Resolution 2020-32. It was seconded.

Public Comment: None.

Council Discussion: None.

Vote on Resolution 2020-32:

	AYES	NAYS		AYES	NAYS
PAUL	X		SPRINGSTEEN	X	
ABLE	X		FRANKS	X	
VINCENT	X		JOHNSON	X	
GUTWEIN	X		LABURE	X	
BIEDA	X		HARRISON	ABSENT	
SKILLING	X				
			TOTAL	10	0

The motion passed

RESOLUTIONS

ITEM 16 – RESOLUTION 2020-33 – AUTHORIZING A SECOND ROUND OF FUNDING FOR THE COVID-19 IMPACT GRANT PROGRAM IN THE AMOUNT OF \$375,000

A motion was made by Council member Skilling to approve the Resolution 2020-33. It was seconded.

Public Comment: None.

Council Discussion:

Able – He asked if Council would be provided an accounting of what each applicant used the funds for.

Hodgson – She stated that nonprofits are required to report how they used the grant funding. She stated that there were over \$600,000 in requests in the first round of funding. She stated that if the Resolution is approved that organizations will be able to submit their applications to a group to review the requests. She stated that the top-rated requests are the organizations that will receive funding.

Able – He stated that the organizations that received funding have aided many Head Start Program families.

Skilling – He stated that the first round of applications were required to use funding for addressing the direct impact of COVID-19.

Council member LaBure – He asked when the applications for the next round of funding would open.

Emily Andrews, Lakewood Resource Development Supervisor – She stated that staff would be ready to accept applications within two days. She stated that applicants will also be asked if they have spent previously granted funds, and why they have not if they select no.

Vote on Resolution 2020-33:

	AYES	NAYS		AYES	NAYS
PAUL	X		SPRINGSTEEN	X	
ABLE	X		FRANKS	X	
VINCENT	X		JOHNSON	X	
GUTWEIN	X		LABURE	X	
BIEDA	X		HARRISON	ABSENT	
SKILLING	X				
			TOTAL	10	0

The motion passed

ITEM 17 – CONTINUED RESOLUTION 2020-23 – AUTHORIZING ALLOCATIONS FOR 533 VAN GORDON STREET, LAKEWOOD, CO 80228 MAY BE CONTINUED TO SEPTEMBER 28, 2020

A motion was made by Council member Skilling to CONTINUE Resolution 2020-23 to September 28, 2020. It was seconded.

Public Comment: None.

Council Discussion:

Able – He asked if Council will have the second quarter allocation report by September 28th.

Hodgson – She stated that Council will have the report by the next hearing.

Vote to CONTINUE Resolution 2020-33 to September 28, 2020:

	AYES	NAYS		AYES	NAYS
PAUL	X		SPRINGSTEEN	X	
ABLE	X		FRANKS	X	
VINCENT	X		JOHNSON	X	
GUTWEIN	X		LABURE	X	
BIEDA	X		HARRISON	ABSENT	
SKILLING	X				
			TOTAL	10	0

The motion passed

ORDINANCES ON SECOND READING AND PUBLIC HEARINGS

ITEM 18 – ORDINANCE O-2020-22 – CONCERNING THE REFUNDING OF A PORTION OF CERTAIN OUTSTANDING CERTIFICATES OF PARTICIPATION, SERIES 2006A, AND THE FINANCING OF RENOVATIONS TO THE FOX HOLLOW GOLF COURSE IRRIGATION SYSTEM; AND AN ANNUALLY RENEWABLE LEASE/PURCHASE AGREEMENT BETWEEN U.S. BANK NATIONAL ASSOCIATION, SOLELY IN ITS CAPACITY AS TRUSTEE, AND THE CITY, AS LESSEE; APPROVING THE FORMS OF CERTAIN RELATED DOCUMENTS; RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH; AUTHORIZING A SUPPLEMENTAL BUDGET APPROPRIATION OF UP TO \$5,925,000; PROVIDING OTHER MATTERS RELATING THERETO; AND FURTHER, DECLARING AN EMERGENCY

Public Comment: None.

A motion was made by Council member Skilling to approve the Ordinance O-2020-22. It was seconded.

Council Discussion:

Bieda – He asked if the original presentation included the Lakewood Link facility as collateral.

Brett Berninger, Family Services Manager – He stated that Charles Whitlock Recreation Center, Wilbur Rogers Center, and Clements Community Center were used as collateral on a previous project. He stated that the Lakewood Link Recreation Center could also now be used as collateral.

Michael Lund, Financial Advisor with Stifel – He stated that there were some restrictions placed on the golf course. He stated that banks do not place much value on golf courses as a leased asset as they are not essential to the City's operations.

Cory Kalanick, Legal Consultant with Sherman & Howard – He stated that the collateral would need to be equivalent to the value of the lease. He stated that the Lakewood Link was equal in value to the lease.

Bieda – He asked if the income generated by the Lakewood Link acts as collateral for the loan.

Kalanick – He stated that was correct. He provided an overview of the leasing process.

Able – He stated that Fox Hollow was operated using an enterprise fund. He asked how the Lakewood Link, which is operated utilizing the City's general fund, could be utilized as collateral for a facility operating on an enterprise fund.

Kalanick – He stated that his firm worked through the collateral legal issues with the City.

Able – He asked for further clarification.

Cox – He stated that the primary restriction on enterprise funds cannot get more than 10% of revenue from non-enterprise sources.

Able – He stated that he was concerned that there was a possibility for a general fund property to cover the debts of an enterprise fund property if it were to ever go into forfeiture.

Kalanick – He stated that in the event of forfeiture, the lender would have access to the collateral property through the end of the agreement in 2024 and then would return it to the City.

Mayor Paul – He stated that similar properties connected to enterprise funds use general fund properties as collateral. He stated that posing the question on the use of collateral prior to the meeting would have made it easier to gather information on the issue.

Able – He stated that he was concerned with the collateral process in all instances. He stated that he did not think of the question until the current meeting and would still like to have an answer.

Mayor Paul – He stated that City staff worked diligently on the issue and that any issues with the process would have been identified.

Able – He stated that he would like further clarification on the issue.

Cox – He stated that he had reached out to Greg Graham, Deputy City Attorney for further clarification. He stated that he was only aware on the revenue restrictions for enterprise funds.

Kalanick – He stated that he did not believe that there were any threats to the facility's enterprise status.

Hodgson – She stated that Holly Björklund, Chief Financial Officer is present at the meeting as well. She stated that the collateral practice is standard in Jefferson County as well.

Bieda – He stated that the issue focused on pledging an asset of the City to pay the enterprise's own debt. He stated that the lease payments that are the collateral, and not the facility itself. He stated that he would have appreciated a presentation on the issue for further clarification as well.

Able – He thanked Council member Bieda for the clarification.

Hodgson – She stated that Council should reach out in advance if the posted presentation raises any questions. She stated that staff is more than willing to provide further clarification to Council when it is needed.

Vote on Ordinance O-2020-22:

	AYES	NAYS		AYES	NAYS
PAUL	X		SPRINGSTEEN		X
ABLE	X		FRANKS	X	
VINCENT	X		JOHNSON	X	
GUTWEIN	X		LABURE	X	
BIEDA	X		HARRISON	ABSENT	
SKILLING	X				
			TOTAL	9	1

The motion passed

ITEM 19 – ORDINANCE O-2020-23 – AUTHORIZING A SUPPLEMENTAL APPROPRIATION TO THE 2020-2021 CITY OF LAKEWOOD ANNUAL HEAD START GRANT IN THE AMOUNT OF \$96,669 IN FUNDS DISTRIBUTED BY THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, ADMINISTRATION FOR CHILDREN AND FAMILIES, FROM OFFICE OF HEAD START

Public Comment: None.

A motion was made by Council member Skilling to approve the Ordinance O-2020-23. It was seconded.

Council Discussion: None.

Vote on Ordinance O-2020-23:

	AYES	NAYS		AYES	NAYS
PAUL	X		SPRINGSTEEN	X	
ABLE	X		FRANKS	X	
VINCENT	X		JOHNSON	X	
GUTWEIN	X		LABURE	X	
BIEDA	X		HARRISON	ABSENT	
SKILLING	X				
			TOTAL	10	0

The motion passed

ITEM 20 – GENERAL BUSINESS

Council Discussion:

Council member Vincent – She asked when Council was required to remain neutral on upcoming ballot issues.

Cox – He stated that the Fair Campaign Practices Act restricts public entities and officials from advocating on upcoming ballot issues. He stated that once the ballot title has been set that the restrictions of the Act take effect. He stated that there are several steps that the ballot issue goes through until the ballot title has been set.

Michele Millard, City Clerk – She stated that staff could create a timeline for Council's reference. She stated that the ballot's content would be approved on September 4, 2020.

Cox – He stated that staff will also update a dos and don'ts memo for Council's reference.

Mayor Paul – He stated that Council could advocate for the issue but could not do so by expending City resources. He stated that there was a process for Council to formally announce its position on a ballot issue as well. He asked how virtual meetings would be accounted for regarding definitions on expenditures.

Cox – He stated that there are new ways in which the outcomes of elections can be influenced. He stated that there were restrictions on the use of City resources for the purpose of advocating for or against ballot issues or candidates. He stated that Council can use its ordinary resolution process to formally advocate or argue against a ballot issue. He stated that Council and staff are permitted to speak out on ballot issues so long as it is outside of their official capacity within the City. He stated that at a previous Council meeting, a Council member demonstrated support for a candidate. He stated that a hearing officer could not quantify the City's expenditures for the time the council member advocated for the candidate. He urged Council to take extra caution when addressing ballot issues, as any utilization of City funds to do so would likely lead to a lengthy legal process.

Johnson – She stated that her upcoming public seminar on marijuana did not utilize any City resources or funds.

Vincent – She stated that she did not mean the question to be directed.

CITY COUNCIL AGENDA ITEM REQUEST FOR CONSIDERATION #1

LaBure – He stated that Lakewood previously had signage acknowledging that the City was building an inclusive community. He stated that given the current state of the world that it would be in Council's best interest to ensure that the signs are restored. He stated that the signage could be a catalyst to encourage further Council discussions on building inclusivity in the City going forward.

Gutwein – She stated that the messaging from the signs has resonated within the community. She stated that the inclusive message is even more important given recent events in the world and country. She stated that she hopes that the signage leads to further discussion on the issue of inclusivity. She stated that she did not believe it would require a significant cost to replace the signs.

Hodgson – She stated that the signs were replaced with several different models of new signage. She stated that the original 13 signs were over 20 years old and were a result of a National League of Cities campaign. She stated that to replace the signs that the City anticipated a total cost of \$2,000. She stated that the City would produce the new signs in-house and replaced by staff. She stated that a placard could also be placed on the signs, although it would be costlier and that the signage would be smaller as a result and would require contactor assistance.

Mayor Paul – He stated that the signs were replaced as a result of a City-wide rebranding several years ago. He stated that the removal of the signs was likely an unintended consequence of the rebranding. He stated that he and Council member Gutwein met with former Mayor Steve Burkholder who spearheaded the campaign. He stated that it may also be helpful to invite the community to refresh the saying as well.

Able – He stated that he supported the effort to reimplement the signage. He stated that he believed that the cost to replace the signs outweighed the potential for the signage to encourage future discussions on building an inclusive community.

Johnson – She stated that she supported sending the issue to the Lakewood Advisory Commission for further discussion. She stated that she was concerned in supporting the issue given recent budget concerns. She stated that she supported allowing the community to provide input on the issue.

Bieda – He stated that he believed Lakewood was an inclusive community. He stated that the diversity of the community has increased since the 1950s and 1960s. He stated that he did not believe that the community needed to be reminded that the City was an inclusive community and that it was excessive. He stated that Council previously approved a way in which to welcome visitors to the City and that the signs were no longer needed.

Springsteen – She stated that she supported any means to encourage inclusivity. She stated that true inclusivity would require further reforms to public policy and policing within the City. She stated that she supported acting against the use of ketamine in the City's police department. She stated that she supported making further attempts at including all of the residents in the City.

Gutwein – She thanked everyone for their participation in the conversation. She stated that discussions of inclusivity could not start and stop with the replacement of the signage.

LaBure – He stated that he supported the replacement of the signage as well as broader conversations on how to approach inclusivity moving forward.

Skilling – He asked if Council would be voting to act or reaching consensus to move the consideration forward. He asked what the next steps in the process would look like.

Cox – He stated that the items are introduced to see if there was interest in bringing the issue forward as an action issue in the future. He stated that consensus would likely be enough to move the issue forward.

Hodgson – She stated that the signs are part of the usual duties of Public Works staff and would not require a formal Council action to implement. She stated that she was unsure of a time frame given the department's staffing issues, but the department's priorities could be shifted. She asked if the signs would be placed in the same locations and if the wording would be the same on the signage.

Mayor Paul – He stated that he supported the replacement of the signage. He stated that the signage may need a refresh and would be a part of a larger discussion on how to reinforce the message behind the signage.

Hodgson – She asked how Council would like staff to design and replace the signs. She asked Council what they would prefer the wording to be, the size, and location.

Franks – She asked if Council members Gutwein and LaBure were receptive to coming back to Council with reaching out to the community and bringing Council back a plan to reimplement the signage.

Hodgson – She stated that the Planning Department presented a new signage plan to Council that included removing the inclusive signs. She stated that she was hesitant to move forward without further direction to avoid any miscommunication.

Skilling – He stated that there are still details that need to be figured out. He stated that staff should bring forward a resolution and that Council members Gutwein and LaBure could work alongside staff to determine a plan moving forward. He stated that there was consensus to bring the signs back and that there were possibilities to change the signs further in the future.

There was consensus from Council to follow Council member Skilling's proposal.

CITY COUNCIL AGENDA ITEM REQUEST FOR CONSIDERATION #2

Johnson – She stated that her request for Council consideration was centered on the usage of illegal fireworks and utilizing the Lakewood Advisory Commission to determine solutions to the issue.

Skilling – He stated that he supported sending LAC an assignment to further research the issue. He stated that he would rather provide the assignment without a list of questions as is currently proposed.

Johnson – She stated that the list was not inclusive. She stated that the list of questions was a starting point for topics LAC could be considered.

LaBure – He stated that he supported giving the assignment to LAC. He stated that he had been contacted more on the firework issue than any other issue since he joined City Council.

There was consensus to send the assignment to the Lakewood Advisory Commission.

CITY COUNCIL AGENDA ITEM REQUEST FOR CONSIDERATION #3

Able – He stated that a constituent approached him regarding recent ethics concerns on City Council. He stated that a previous Council had created a City Council Code of Conduct, but Council did not have a code of ethics. He stated that he believed that the City would benefit from the increased transparency that a Code of Ethics would bring.

Mayor Paul – He asked if it would be possible for Council as a body to determine a Code of Ethics rather than a single ad-hoc committee.

Able – He stated that he believed that the process would be more efficient in an ad-hoc committee as it would also allow increased participation from the community. He stated that he was open to how Council wanted to approach the issue.

Bieda – He stated that he was supportive of Council member Able's request. He asked for further clarification on the difference between Council's existing Code of Conduct and the proposed Code of Ethics.

Able – He stated that the Code of Conduct was designed to regulate how Council conducted itself in public meetings and appearances. He stated that the Code of Ethics would allow for a greater level of transparency on Council. He stated that the transparency should help to build greater public trust in Council.

Bieda – He asked if there was a way to implement the Code of Ethics within the Code of Conduct so that it was one, single document. He stated that Council could evaluate ethics rules of other municipalities as a starting point.

Able – He stated that the documents could be combined. He stated that he desired to complete the project before he leaves office.

Franks – She stated that other municipalities offer a baseline for a Code of Ethics which may help to expedite the process.

LaBure – He stated that the City of Denver has stringent ethics rules that the City currently lacks. He stated that he supported the request.

Cox – He stated that there are several municipalities that the City should look at for guidance. He stated that the City adopted a Code of Ethics derived from provisions of current state law. He stated that the ethics rules only address financial matters and not to the current scope of Council member Able's request.

Gutwein – She stated that she supported the request.

Able – He stated that his request was not firmly rooted in one individual process but in concept.

Hodgson – She stated that discussions on a Code of Ethics could be discussed at the upcoming 2021 Annual Planning Session.

Skilling – He stated that he supported holding a discussion on the issue at the 2021 Annual Planning Session. He stated that the session would not allow for public comment.

Able – He stated that he did not believe that there was not enough time at the Annual Planning Session to resolve the issue. He stated that the time frame to wait for the Annual Planning Session would be too long.

Mayor Paul – He asked how the request would work inside of City Manager Kathy Hodgson's current workload.

Hodgson – She stated that staff would only need to provide a support role to Council. She stated that the decision remains ultimately with Council.

Mayor Paul – He asked if there was consensus to move forward with the request. He asked if Council member Able wanted to proceed with a committee composed of a Council member from each ward.

Able – He stated that he preferred that one Council member from each ward be placed on the committee. He stated that he preferred that the committee be composed of an odd number of members to prevent deadlocks. He stated that Mayor Paul could also serve on the committee to offer guidance and advice.

Mayor Paul – He stated that Council could find consensus to move forward with the issue and figure out the logistics for the committee later. He stated that he would like to be involved as he was elected to represent the whole of the City.

CITY COUNCIL AGENDA ITEM REQUEST FOR CONSIDERATION #4

Gutwein – She stated that Council set the addressing of homelessness as a top priority. She stated that homelessness continues to become more severe within the City. She

asked what the City and County's plans are to address homelessness. She stated that the best way to proceed would be to host a City Council Study Session to receive an update on all the efforts ongoing to address homelessness. She stated that she wanted to see the City continue progress on its efforts to address the issue.

Mayor Paul – He stated that Council's greatest ability is to lobby organizations with more resources to address the issue. He stated that an update from staff could be helpful on the issue before creating a Study Session.

Johnson – She stated that she believed Jefferson County and several cities were involved in a homelessness task force. She stated that she believed that there was property being evaluated for use as a homeless shelter. She asked for reports on Denver's shelter capacities and functions. She stated that there are several locations in Denver that still have availability. She stated that homelessness is increasingly more complex and Lakewood could look to other municipalities for guidance on the issue.

LaBure – He stated that the issue will require a metro area-wide solution. He stated that the issue continues to grow due to COVID-19. He stated that many day shelters are currently closed due to COVID concerns. He stated that he would be interested in receiving updates from staff on the issue in the future. He stated that he believed it would be beneficial for the City to invest in the issue. He stated that Council should look to engage organizations in helping the City to address the problem.

Mayor Paul – He stated that an update would be a good start to addressing the issue going forward.

Able – He stated that the issue has been long discussed by Council. He stated that he supported Council taking a greater stand on the approach. He stated that Council and the City need to take initiative on the issue. He stated that the City appears to have initial success with its implementation of Homeless Navigators.

Mayor Paul – He stated that he believes Lakewood has led neighboring communities in addressing the issue. He stated that once Council sees how much the City has done to address the issue it may change its perspective.

Hodgson – She stated that there is a quarterly meeting with the Jefferson County Board of Commissioners will feature updates from various cities on homelessness. She stated that the City has spent \$370,000 in COVID funds to address the issue. She stated that the role of the recently hired Homeless Navigators has grown increasingly more important in the wake of COVID. She stated that she would be happy to provide an update to City Council on the issue.

LaBure – He stated that he believed the City has done a great job addressing the issue. He stated that there are several components of the issue that the City could help to address.

Gutwein – She stated that she appreciates the work done by the City to address the issue. She stated that she did not intend for the request to appear as if the City was not doing enough to address the issue.

ITEM 21 – MAYOR AND CITY COUNCIL REPORTS

Mayor Paul and City Council Members reported their attendance at previous meetings and events and announced upcoming neighborhood meetings and events.

ITEM 22 – ADJOURNMENT

There being no further business to come before City Council, Mayor Paul adjourned the meeting at 11:03 p.m.

Respectfully submitted,

Bernadette Y. Salazar, Deputy City Clerk