

MINUTES

Regular Meeting – Aurora City Council Monday, September 25, 2006

CALL TO ORDER – EXECUTIVE SESSION

Mayor Tauer convened the Executive Session of City Council at 4:25 p.m.

ROLL CALL

PRESIDING:	Mayor Tauer
COUNCIL MEMBERS PRESENT:	Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Wallace
COUNCIL MEMBER ABSENT:	Frazier
OFFICIALS PRESENT:	City Manager Miller, City Attorney Richardson, City Clerk Johnson
COUNCIL MEMBERS ARRIVING AFTER ROLL CALL:	Sandstrom

Assistant City Manager Janice Napper announced the proposed items for discussion at Executive Session.

CONSIDERATION TO RECESS FOR EXECUTIVE SESSION

Motion by FitzGerald, second by Pierce, to recess to Executive Session.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce,
Sandstrom, Wallace

The Executive Session was recorded pursuant to the requirements of State law.

1. **RECONVENE REGULAR MEETING OF SEPTEMBER 25, 2006 AND CALL TO ORDER**

Mayor Tauer reconvened the regular meeting of City Council at 7:33 p.m.

2. **ROLL CALL**

PRESIDING:	Mayor Tauer
COUNCIL MEMBERS PRESENT:	Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace
COUNCIL MEMBER ABSENT:	Frazier
OFFICIALS PRESENT:	City Manager Miller, City Attorney Richardson, City Clerk Johnson

3. **INVOCATION**

Mayor Tauer asked everyone to stand and observe a moment of silence in honor of Aurora Police Agent Mike Thomas, who was killed in the line of duty last Wednesday.

Rev. Philip Schuiling, New Hope Community Church gave the invocation.

4. **PLEDGE OF ALLEGIANCE TO THE FLAG**

- ◆ *The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.*

5. **APPROVAL OF THE MINUTES OF THE MEETING OF SEPTEMBER 18, 2006**

Council Members Markert and Peterson offered corrections to the minutes.

Motion by Markert, second by Sandstrom, to approve the minutes of September 18, 2006 as amended.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Markert, Peterson, Pierce, Sandstrom, Wallace

Abstained: Hogan

6. **CEREMONY**

- a. Proclamation declaring September 15 - October 15, 2006 as National Hispanic Heritage Month - Mayor Edward J. Tauer

Mayor Tauer invited Jesus Escarcega, Coordinator for Diversity Education at Aurora Public Schools; Augustine Jazo, International Cross Cultural Network of Aurora (ICCNA) member; Luis A. Bonet, ICCNA member; and Cristian Mitchell-Sanchez, ICCNA member to come forward to accept the proclamation. Mayor Tauer read the proclamation declaring September 15 - October 15, 2006 as National Hispanic Heritage Month. Each guest expressed appreciation for the proclamation.

- b. Team Buckley Quarterly Awards - Mayor Edward J. Tauer

Mayor Tauer invited Colonel David Ziegler and Chief Master Sergeant Kevin Candler, to assist in presenting the following awards:

Category	1st Quarter 2006	2nd Quarter 2006
Company Grade Officer	Capt Jeffrey D. Parks	Capt James J. Thomas
Senior Noncommissioned Officer	SMSgt Winston R. Thompson	SMSgt Michael B. Morgan
Noncommissioned Officer	SSG Marcel W. Soileau	SSGT Jonathan V. Sergi
Junior Enlisted	A1C Charlee R. Hummell	SrA Kira E. Holly, Jr.

7. **PUBLIC INVITED TO BE HEARD (non-agenda related issues only)**

None.

8. **ADOPTION OF THE AGENDA**

The agenda was adopted as presented.

9. **CONSENT CALENDAR - 9a-9d**

General Business

- a. Consideration to AWARD A PROFESSIONAL SERVICES CONTRACT to Piper Jaffray & Co. for regular financial advisory services.
- b. Consideration to AWARD A SOLE SOURCE CONTRACT to Sungard Bi-Tech Inc., Chico, California in the amount of \$60,012.42 for annual support of IFAS through June 30, 2007.

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- d. Consideration to AMEND A SINGLE SOURCE CONTRACT with MWH Americas Inc., Broomfield, Colorado, in the not-to-exceed amount of \$659,805.00 for additional design services for the conveyance system pipeline and pump station facilities associated with the Prairie Waters Project.

Motion by Pierce, second by Broom, to approve items 9a, b, and d.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

- c. Consideration to AMEND AN OPENLY SOLICITED CONTRACT with Lockton Companies of Colorado Inc., Denver, Colorado, in an amount not-to-exceed \$10,087,352.00 to place general liability, workers compensation, and excess liability insurance policies for the Owner Controlled Insurance Program, an amount of \$530,000.00 for a full-time Safety Manager for fifty-four months, and an amount of \$980,753.00 for the implementation, administration, and closeout of the Owner Controlled Insurance Program.

Council Member Pierce asked for a brief explanation of this item. Dennis Sanders, Senior Construction Manager, Prairie Waters Project, stated the Owner Controlled Insurance Program is a program where the City will purchase construction insurance, with the traditional program purchased by the contractors. This program will save the City a great deal of money on large construction projects. Council Member Beer asked what the savings would be. Mr. Sanders stated the City will see a savings estimated between \$1.5 and \$3 million dollars.

Motion by Pierce, second by FitzGerald, to approve item 9c.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

10. **RESOLUTIONS**

- ◆ a. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving an Intergovernmental Agreement between the City of Aurora, Colorado, and the University of Colorado at Denver and Health Sciences Center regarding the extension of Municipal police powers and authority to the UCDHSC Police Department in a specific geographic area.

MAIN MOTION

Motion by Sandstrom, second by Pierce, to approve item 10a.

AMENDMENT #1

Motion by Wallace, second by Peterson, to change the length of term of the agreement in paragraph 18 from five years to three years.

Council Member Wallace stated she is in support of the resolution, but would like to see a reduction in the term of the agreement from five years to three years. She said this type of agreement has been proven successful all over the country, and there was no objection from the Aurora Police Association.

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Council Member Beer asked if this applies to both the initial term and renewal term. Council Member Wallace stated yes for both terms.

VOTE ON AMENDMENT #1

PASSED: 8-1

Voting Yes: Beer, Broom, FitzGerald, Hogan, Pierce, Peterson, Sandstrom, Wallace

Voting No: Markert

VOTE ON MAIN MOTION AS AMENDED

PASSED: 9-0

Voting Aye: Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

- ◆ b. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, authorizing the execution of the Economic Development Incentive Agreement between the City and Amazing Jakes of Redondo Beach, L.L.C.

Council Member Pierce stated the address for the City is listed incorrectly with the old address in the agreement. Charles Richardson, City Attorney, stated the correction can be made without an amendment.

Motion by Markert, second by Beer, to approve item 10b.

Voting Aye: Beer, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

Voting No: Broom

11. **ORDINANCES FOR INTRODUCTION**

- ◆ a. Consideration of an ORDINANCE FOR INTRODUCTION amending Section 50-30 of the City Code of the City of Aurora, Colorado, related to issuance and service of summonses by University of Colorado at Denver and the Health Sciences Center Campus Peace Officers.

Motion by Wallace, second by Peterson, to introduce item 11a.

Voting Aye: Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

12. **RECONSIDERATIONS AND CALL-UPS**

Motion by Markert, second by FitzGerald, to call up High Desert Motorcycle at Parker Station, Case Number 1978-6013-04.

Council Member Markert stated this item was for a conditional use approval, and the current conditions at the site are not the way the City likes businesses to operate. She would like an opportunity to talk to the business owner about maintaining current standards before accepting the conditional use at that location.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

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13. **GENERAL BUSINESS**

- a. Consideration to reappoint one incumbent member to a three-year term on the Local Licensing Authority.

Motion by Broom, second by Wallace, to reappoint David L. Simmons to the Local Licensing Authority.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

Council Member Beer asked if two of the members of the Local Licensing Authority were related. Janice Napper, Assistant City Manager, stated she would get back to him with that information.

- b. Consideration to reappoint one incumbent youth member to a two-year term on the Aurora Youth Commission.

Motion by Markert, second by Hogan, to reappoint Joel Greenberg to the Aurora Youth Commission.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

- c. Consideration to appoint one new member to a three-year term on the Golf Course Advisory Committee.

Motion by Sandstrom, second by Beer, to appoint Jason Brinkley to the Golf Course Advisory Committee.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

- d. Consideration to appoint one new member to a three-year term on the Aurora Fox Arts Center Board.

Motion by Broom, second by FitzGerald, to appoint Manuel Jackson to the Aurora Fox Arts Center Board.

Voting Aye: Mayor Tauer, Beer, Broom, FitzGerald, Hogan, Markert, Peterson, Pierce, Sandstrom, Wallace

14. **REPORTS**

- a. Report by the Mayor

Mayor Tauer noted that the City suffered an immeasurable tragedy last week, but that something good came out of it. Hundreds of people extended warm wishes to the family and to the employees of Aurora, who will truly miss Agent Mike Thomas. He extended a heartfelt thank you to all of the people who have expressed their condolences. He is proud of the Aurora citizens who reach out in time of need, and asked everyone to continue to keep the family in their thoughts and prayers.

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b. Reports by the Council

Council Member Sandstrom recognized the Homebuilders Foundation and Lennar Homes for making repairs to a home with a disabled child. They built ramps, enlarged doorways and improved the flooring in the home to make it easier and safer for the child. She noted that while they always are in need of contributions, they also ask to be contacted by people with special needs. She also reported that while the TREX Light Rail Line will open in November, the public art project at the Nine Mile Station Park 'n Ride lot will be dedicated this Wednesday morning at 10:00 a.m., and she invited everyone to attend.

Council Member Pierce displayed a new brochure created by the City Attorney's office and various Council members entitled a Guide to Planning and Development Hearings, which walks the reader through the role of the Planning Commission and City Council, contains definitions of terms used in the hearings, and suggestions on how to effectively testify. The brochures are available from the City Attorney's office or by calling (303) 739-7030. He also announced a very successful food drive was held last Saturday by the Aurora Fire Fighters to benefit the Comitis Crisis Center. Donations were collected to provide 10,000 meals to those in need, and he thanked the Aurora Fire Fighters.

Council Member Markert announced the Aurora Fox Gala on Saturday, and encouraged all to see the production "I Hate Hamlet", which was a great performance. She announced her Ward IV Town Meeting for Thursday, September 28, 2006 at 7:00 p.m. at Fire Station 11. The Mayor will be joining her for this meeting, and she encourage all to attend.

Council Member FitzGerald stated since this is National Hispanic Heritage Month, he would like to say hello to his family and friends of Hispanic origin. He acknowledged many of the areas in Colorado with Hispanic origin and heritage, and stated we all should be reminded from time to time.

15. **PUBLIC INVITED TO BE HEARD**

None.

16. **ADJOURNMENT**

Mayor Tauer adjourned the regular meeting of City Council at 8:15 p.m.

EDWARD J. TAUER, Mayor

ATTEST:

DEBRA JOHNSON, City Clerk

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