

NOTE: The City Council has a responsibility to advise its citizens of its meetings and the topics it proposes to discuss. The following agenda shows the proposed format for tonight's set of meetings. The first meeting is held for the sole purpose of determining whether Council will adjourn into executive session, a non-public meeting, at which only permissible topics can be discussed. After this decision is made, Council will adjourn its regular Council meeting until 7:30 p.m. Council will consider the business listed on the agendas below at the times indicated. *In the event that a City Council meeting is cancelled, items from this agenda may be postponed to the next City Council meeting or a future City Council meeting. You may contact the City Clerk's Office for further details or visit our web site at www.auroragov.org.*

AGENDA
City of Aurora, Colorado
MONDAY, JUNE 16, 2008

REGULAR MEETING OF THE AURORA CITY COUNCIL

(Open to the Public)
5th Floor Mt. Elbert Room
4:00 p.m.

CALL TO ORDER: Mayor Edward J. Tauer

ROLL CALL: Debra Johnson, City Clerk

ANNOUNCEMENT OF PROPOSED EXECUTIVE SESSION TOPICS: Janice Napper, Assistant City Manager for Mayor Edward J. Tauer

(Matters subject to consideration in Executive Session per Section 24-6-402(4) C.R.S.)

CONSIDERATION TO RECESS FOR EXECUTIVE SESSION:

EXECUTIVE SESSION
(Closed to the Public)
5th Floor Mt. Elbert Room
4:00 p.m. – 5:45p.m.

STUDY SESSION
(Open to the Public)
1st Floor Aurora Room
5:45 p.m. – 7:15 p.m.

REGULAR MEETING OF THE AURORA CITY COUNCIL

(Open to the Public)
Reconvene at 7:30 p.m. - Council Chambers

Full agendas available in the City Clerk's Office or at www.auroragov.org.

CITY OF AURORA ACCESSIBILITY STATEMENT: The Aurora Municipal Center is wheelchair accessible with entry ramps and handicapped parking located on the west and east side of the building and on all levels of the parking garage. Ramp access from the parking garage is located on the Ground Floor and the 4th level of the garage. Council Chambers is equipped with a wheelchair lift for access to the front of Council Chambers. Hearing devices may be requested from the City Clerk prior to the Council meeting. Disabled individuals requiring other assistance must make their request known by NOON, the FRIDAY PRECEDING the Monday City Council meetings by contacting the City Clerk's Office at 303-739-7094, or calling the TTY TELEPHONE in ACCESS AURORA at 303-739-7469.

AGENDA

**City Council Executive Session
(5th Floor Mt. Elbert Room - Closed to the Public)
Monday, June 16, 2008
4:00 p.m.**

- 1. Negotiations concerning Police and Fire - Wolfe 60 min.
- 2. Negotiations concerning Water Agreements – Mayor Tauer/Miller/Freed 30 min.
- 3. Negotiations concerning Development Agreement - Truwe 15 min.

Note: Matters subject to consideration in Executive Session may include the following:

- a. Property Transactions, to wit: *The purchase, acquisition, lease, transfer, or sale of any real, personal, or other property interest; except for the purpose of concealing the fact that a member of the [City Council] has a personal interest in such purchase, acquisition, lease, transfer, or sale. C.R.S. §24-6-402(4)(a).*
- b. Legal Advice, to wit: *Conferences with an attorney for the [City Council] for the purposes of receiving legal advice on specific legal questions. C.R.S. §24-6-402(4)(b).*
- c. Confidential Matters, to wit: *Matters required to be kept confidential by a federal or state law, rule, or regulation. The specific statute or rule or regulation that is the basis for such confidentiality must be cited prior to the executive session. C.R.S. §24-6-402(4)(c).*
- d. Security Issues, to wit: *Specialized details of security arrangements or investigations. C.R.S. §24-6-402(d).*
- e. Negotiations, to wit: *Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators. C.R.S. §24-6-402(e).*
- f. Personnel Matters (except if the employee who is the subject of the session has requested an open meeting, or, if the personnel matter involves more than one employee, all of the employees have requested an open meeting). C.R.S. §24-6-402(4)(f).
- g. Confidential Documents, to wit: *Consideration of any documents protected by the mandatory nondisclosure provisions of the Open Records Act. C.R.S. §24-6-402(4)(g).*

As the Mayor (or Mayor Pro Tem) of the City of Aurora, Colorado, and the Chair of this Regular Meeting of the Aurora City Council, I hereby certify that the discussion which took place in this executive session was limited to the topic or topics that are set forth hereinabove.

Edward J. Tauer, Mayor

Date

As the City Attorney (or Deputy City Attorney) of the City of Aurora I was in attendance at this executive session, and it is my opinion that those portions of the discussion which were not recorded, if any, constitute privileged attorney-client communications under applicable law.

City Attorney

Date

AGENDA

**City Council Study Session
(1st Floor Aurora Room)
Monday, June 16, 2008
5:45 p.m.**

ITEMS FROM THE CITY COUNCIL

1. **Issue Update**
2. Colorado Municipal League (**CML**) - Council Member Pierce
3. **Legislative Update** - Council Member Hogan
4. Denver Regional Council of Governments (**DRCOG**) - Council Member Broom

CONSENT CALENDAR

(Formal Action required at Regular Meeting Item 5-7)

5. Reappoint one incumbent member to the Art in Public Places Commission - Napper
6. **I-225/Colfax Interchange** - Transportation & Airports Policy Committee – Degenhart
7. Service Plan and IGA Amendment for **Fitzsimons Village Metropolitan District** – Geyer

ITEMS FROM THE POLICY COMMITTEES

(Formal Action required at Regular Meeting Items 8-9)

8. **Transportation Maintenance Fee** – Management & Finance Policy Committee – Council Member Broom/Gross (15/25)
9. **Library Alternative Funding Proposal** - Community Partnership Policy Committee - Susan Bruce/Joy Saly (Library Board) (15/30)

CALL-UPS OF COUNCIL POLICY COMMITTEE ITEMS

MISCELLANEOUS ITEMS

ITEMS REMOVED FROM THE AGENDA, IF ANY

AGENDA

**Regular Meeting of the Aurora City Council
City Council Chambers
Monday, June 16, 2008
7:30 p.m.**

NOTE: Interested citizens wishing to address City Council should complete a SPEAKER SLIP and present it to the City Clerk stationed near the Council dais. Speaker Slips are located on the table by the Council Chambers entrance. Speakers on items not related to the agenda are allowed three minutes to speak. Council does not engage in discussion during this time.

1. **RECONVENE REGULAR MEETING OF JUNE 16, 2008 AND CALL TO ORDER**

2. **ROLL CALL** Debra Johnson, City Clerk

3. **MOMENT OF SILENCE**

4. **PLEDGE OF ALLEGIANCE TO THE FLAG** (all standing)

5. **APPROVAL OF THE MINUTES OF THE MEETING OF JUNE 2, 2008**

6. **CEREMONY**

Friend of Environmental Protection Award to the City of Aurora – Mayor Tauer

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

8. **ADOPTION OF THE AGENDA**

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

General Business

- a. Consideration to AWARD A SOLE SOURCE CONTRACT to Infrastructure Management System, Inc., Chandler, Arizona in the amount not to exceed \$341,000.00 for pavement data collection and data software integration services. STAFF SOURCE: Chris Carnahan, Operations Manager, Public Works
- b. Consideration to EXTEND A COMPETITIVELY BID CONTRACT to Ad Light & Sign, Denver, Colorado in the amount of \$165,965.00 for the Citywide Park, Open Space and Trail Signage Program, Project Number 5055C. STAFF SOURCE: Tracy Young, Manager of Parks Planning
- c. Consideration to AWARD A COMPETITIVELY BID CONTRACT to T-P Enterprises, Inc., Denver, Colorado in the amount of \$800,160.00 for North Campus Land Management for the Prairie Waters Project, Bid Package J2, Project Number 1121 J2A. STAFF SOURCE: Darrell Hogan, Project Director, Prairie Waters Project

Final Ordinances

- ◆ d. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, granting a franchise to Public Service Company of Colorado d/b/a Xcel Energy. STAFF SOURCE: Dave Chambers, Director, Public Works

6/12/2008

- ◆ *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.*

10. **RESOLUTIONS**

- ◆ a. Consideration to APPROVE A RESOLUTION for an amendment to the Intergovernmental Agreement (No. 08-04.03) between the City of Aurora, Colorado, acting by and through Utility Enterprise, and the Urban Drainage Flood Control District regarding funding of outfall systems planning for Baranmor Ditch Watershed. STAFF SOURCE: Larry Catalano, Manager Capital Projects, Water

11. **ORDINANCES FOR INTRODUCTION**

- ◆ a. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, approving an agreement for a long term water lease between the City of Aurora, Colorado, acting by and through the Utility Enterprise, and the McCanne Ditch and Reservoir Company. STAFF SOURCE: Mike Pifher, Deputy Director, Aurora Water
- ◆ b. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, appropriating sums of money in addition to those appropriated in Ordinance Nos. 2006-57, 2007-04, 2007-25 and 2007-77 for the 2007 fiscal year and Ordinance Nos. 2007-67 and 2007-77 for the 2008 fiscal year. STAFF SOURCE: Greg Hays, Acting Budget Officer.
- ◆ c. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, amending various subsections in Division 2, of Article 7, of Chapter 146, relating to the Fitzsimons Boundary Area District. STAFF SOURCE: William Davidson, Planning.
- ◆ d. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado amending Section 146-2001 of the City Code of the City of Aurora, Colorado, relating to the definition of Motel. STAFF SOURCE: William Davidson, Planning
- ◆ e. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, amending the definition of Temporary Employment Office contained within Article 20 of Chapter 146 of the City Code removing the distinction based upon remuneration for the provided service. STAFF SOURCE: David Lathers, Assistant City Attorney

12. **PLANNING MATTERS**

Staff requests Item 12a be deferred until the June 30, 2008 City Council Meeting.

- ◆ a. PUBLIC HEARING of a Conditional Use for after-hours operation adjacent to residential for Mirage at Stockade Shops, which is generally located at the northeast corner of Parker Road and Yale Ave. (Case Number 1989-6085-16) ***Denied 4-2 (Commissioners Harding and Hill voting against denial, Commissioner Witt absent) at the February 13, 2008 Planning Commission meeting.*** STAFF SOURCE: Peter Kernkamp, Planning

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- ◆ b. PUBLIC HEARING of a Site Plan Amendment for The Gardens on Havana to revise Buildings 5 and 6 by removing the residential units from these commercial buildings generally located at the SE corner of Mississippi and Havana. (Case Number 2007-6054-01.) **Denied 3-3 (Commissioners Dodds, Harding and Singer voting against, Commissioner Dickson absent)** STAFF SOURCE: Michael Smyth, Planning

13. **RECONSIDERATIONS AND CALL-UPS**

14. **GENERAL BUSINESS**

15. **REPORTS**

- a. Report by the Mayor
- b. Reports by the Council

16. **PUBLIC INVITED TO BE HEARD**

17. **ADJOURNMENT**

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