

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, JULY 28, 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. – 5:00 p.m.

EXECUTIVE SESSION OF THE AURORA URBAN RENEWAL AUTHORITY
(Closed to the Public)
5th Floor Mr Elbert Room
5:00 p.m. – 5:15 p.m.

STUDY SESSION
(Open to the Public)
1st Floor Aurora Room
5:15 p.m. - 7:00 p.m.

REGULAR MEETING OF THE AURORA URBAN RENEWAL AUTHORITY
(Open to the Public)
1st Floor Aurora Room
7:00 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, July 28, 2008
4:00 p.m.**

- 1. Negotiations concerning Fire – Wolfe 30 min.
- 2. Personnel Matters – Council Member Markert 30 min.
- 3. Personnel Matters – Council Member Peterson 20 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

**Aurora Urban Renewal Authority Executive Session
(5th Floor Mt. Elbert Room - Closed to the Public)
Monday, July 14, 2008
5:00 p.m.**

1. Negotiations concerning Development Incentives – Amonick 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).*
- f. 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 Chairman of the Aurora Urban Renewal Authority, 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, Chairman

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.

Attorney

Date

AGENDA
City Council Study Session
(1st Floor Aurora Room)
Monday, July 28, 2008
5:15 p.m.

ITEMS FROM THE CITY COUNCIL

1. **Issue Update**
2. Colorado Municipal League (**CML**) - Council Member Pierce
3. Denver Regional Council of Governments (**DRCOG**) - Council Member Broom
4. **Ice Cream and /or Food Vendors** in neighborhoods. **Review requested by Councilmember Beer** – Moore (5/10)

CONSENT CALENDAR

(Formal Action required at Regular Meeting Item 5-11)

5. Consideration to reappoint one new member to a three-year term on the **Citizens' Water Advisory Committee** - Napper
6. Consideration to reappoint one member to a three-year term on the **Cultural Affairs Commission** - Napper
7. Consideration to appoint one new member to a three-year term on the **Open Space Board** - Napper
8. Consideration to appoint two new members to a three-year term on the **Parks & Recreation Advisory Board** - Napper
9. **Arapahoe County Election Intergovernmental Agreements** – D. Johnson
10. **Douglas County Election Intergovernmental Agreement** – D. Johnson
11. **Adams County Election Intergovernmental Agreement** – D. Johnson

ITEMS FROM THE POLICY COMMITTEES

(Formal Action required at Regular Meeting Item 12-16)

12. Renewal of **Bus Bench and Shelter Franchise Agreement** – Code Enforcement Policy Committee – Avgerinos (10/10)
13. **Cornerstar** Urban Renewal Plan Amendment – Planning, Economic Development & Redevelopment Policy Committee - Amonick (5/5)
14. Extend **CH2M Hill, Inc.** contract to 2011 – Aurora Water Policy Committee – D. Hogan (5/5)
15. **Contractor Outreach Program** – Management & Finance Policy Committee – Mayor Tauer/Hyman (5/10)
16. **Open Space Board Residency Requirements** – Community Partnership Policy Committee – D. Johnson (5/5)

CALL-UPS OF COUNCIL POLICY COMMITTEE ITEMS

MISCELLANEOUS ITEMS

ITEMS REMOVED FROM THE AGENDA, IF ANY

AGENDA

MEETING OF THE AURORA URBAN RENEWAL AUTHORITY

Aurora Room

Monday, July 28, 2008

7:00 p.m.

1. **CALL TO ORDER**: Chairman Edward J. Tauer
2. **ROLL CALL**: Debra Johnson, City Clerk
3. **APPROVAL OF THE MINUTES OF THE MEETING OF JULY 14, 2008**
4. **BILLS AND COMMUNICATIONS**
 - a. Consideration to approve a RESOLUTION of the Board of Commissioners of the Aurora Urban Renewal Authority authorizing the execution of the public finance and redevelopment agreement between the Authority, BWAB Fitzsimmons LLC, and Fitzsimmons Metropolitan District No. 1. STAFF SOURCE: Andrea Amonick, Urban Renewal Manager
5. **ADJOURNMENT**

7/25/2008

- ◆ *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.*

AGENDA

**Regular Meeting of the Aurora City Council
City Council Chambers
Monday, July 28, 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 JULY 28, 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 JULY 14, 2008**
6. **CEREMONY**
 - a. Recognition of Stetson Mathias – “If I were Mayor” CML Essay Contest Winner - Mayor Tauer
7. **PUBLIC INVITED TO BE HEARD (non-agenda related issues only)**
8. **ADOPTION OF THE AGENDA**
9. **CONSENT CALENDAR - 9a- e**

General Business

- a. Consideration to EXTEND AN EXISTING CONTRACT that was competitively bid in 2007 to Neve's Uniforms, Incorporated, Denver, Colorado, in the amount not to exceed \$68,000.00 for fire uniforms, tailoring services and related apparel as required. STAFF SOURCE: R. Mike Garcia, Fire Chief
- b. Consideration to EXTEND AN OPENLY SOLICITED CONTRACT to Bart's Interiors, Incorporated, Aurora, Colorado in the amount not to exceed \$85,000.00 for floor covering services through July 31, 2009. STAFF SOURCE: Russ Grant, Manager of Facilities Management, Internal Services
- c. Consideration to EXTEND A OPENLY SOLICITED CONTRACT to Rocky Mountain Garage Door Service in the amount not to exceed \$65,000.00 for overhead garage door services. STAFF SOURCE: Russ Grant, Manager of Facilities Management, Internal Services
- d. Consideration to AWARD A SOLE SOURCE CONTRACT to AM Signal Inc., Littleton, Colorado in the amount of \$71,300.00 to purchase Traffic Video Detection Equipment. STAFF SOURCE: Anna Bunce, Public Works

7/25/2008

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- e. Consideration to AWARD A COMPETITIVELY BID CONTRACT to Tri-anim Health Services, Inc., Daytona Beach, Florida in the amount of \$63,436.30 to purchase emergency medical supplies for the Emergency Management Division of the Fire Department. (B3832). STAFF SOURCE: Deanne Criswell, Fire Department

10. **RESOLUTIONS**

- ◆ a. Consideration of a RESOLUTION of the City Council of the City of Aurora, Colorado, amending the Tax Increment Financing provision of the Fitzsimons Area Urban Renewal Plan. STAFF SOURCE: Andrea Amonick, Urban Renewal Manager
- ◆ b. Consideration of a RESOLUTION for an Amendment to the Intergovernmental Agreement (No. 08-05.04) between the City of Aurora, Colorado, acting by and through its Utility Enterprise and the Urban Drainage and Flood Control District regarding Design and Construction of Drainage and Flood Control Improvements for West Toll Gate Creek – City Center Tributary. (The City of Aurora’s share for the design phase is \$200,000.00) STAFF SOURCE: Larry Catalano, Manager, Water Capital Projects, Aurora Water

11. **ORDINANCES FOR INTRODUCTION**

- ◆ a. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, repealing and reenacting Section 114-72 of the City Code of the City of Aurora, Colorado, regarding hours of operation for trash collection and hauling. STAFF SOURCE: Mary Avegerinos, Neighborhood Services
- ◆ b. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, amending Section 130-4 of the City Code of the City of Aurora, Colorado, regarding tax increment financing in urban renewal areas. STAFF SOURCE: Andrea Amonick, Urban Renewal Manager

12. **ORDINANCES FOR FINAL**

- ◆ a. Consideration of an ORDINANCE FOR FINAL 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. ***Ordinance 2008-37, Introduced 7-3 (Beer, FitzGerald, Markert voting no) at the June 16, 2008 City Council meeting. Deferred at the July 14, 2008 City Council meeting (Beer, FitzGerald, Markert voting no).*** STAFF SOURCE: David Lathers, Assistant City Attorney

13. **PLANNING MATTERS**

- ◆ a. PUBLIC HEARING and an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, rezoning a parcel of land generally located at NE Corner of 6th Ave and Airport Blvd from M-1 (Light Industrial District) to B-1 (Retail Business District), and amending the Aurora Zoning Map accordingly, 34.0 acres more or less. (Whalen Properties/Aurora Convention Center) ***Approved 5 – 1 (Witt voting no) at the June 11, 2008 Planning Commission.*** STAFF SOURCE: Stephen Rodriguez, Planning

7/25/2008

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- b. PUBLIC HEARING to consider an appeal of the Planning Commission's decision to deny a Site Plan for a 210,000-square-foot convention center with waivers. (Whalen Properties/Aurora Convention Center). **Denied 2 - 4 (Dodds, Hill, Singer and Tobiasen voting no, Dickinson absent) at the June 11, 2008 Planning Commission.** STAFF SOURCE: Stephen Rodriguez, Planning
- c. PUBLIC HEARING to consider an appeal of the Planning Commission's decision to approve a Site Plan Amendment for a 50-foot stealth monopole CMRS facility generally located on the SE Corner of Buckley Rd and Iliff Ave. (T-Mobile CMRS at Buckley Square) **Approved 4 - 2 (Singer, Tobiasen voting no Dickinson absent) at the June 11, 2008 Planning Commission.** STAFF SOURCE: Peter Kernkamp, Planning
- d. Consideration of a Site Plan Amendment with a waiver for Original Hamburger Stand, located at 938 South Havana Street (Case Number 2000-6002-05) **Approved 4-2 (Singer, Dodds voting no; Hill absent) at the May 28, 2008 Planning Commission meeting. Called up by City Council at the June 16, 2008 Council Meeting. Deferred from the July 14, 2008 City Council meeting.** STAFF SOURCE: Libby Tart, Planning

14. **RECONSIDERATIONS AND CALL-UPS**

15. **GENERAL BUSINESS**

- a. Consideration to reappoint three members to the Planning and Zoning Commission. STAFF SOURCE: Janice Napper, Assistant City Manager
- b. Consideration to appoint one new member to a three-year term on the Veterans' Affairs Commission. STAFF SOURCE: Janice Napper, Assistant City Manager
- c. Consideration to appoint one new member to a three-year term on the Aurora Fox Arts Center Board. STAFF SOURCE: Janice Napper, Assistant City Manager
- d. Consideration to appoint two new members to a three-year term on the Human Relations Commission. STAFF SOURCE: Janice Napper, Assistant City Manager

16. **REPORTS**

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

17. **PUBLIC INVITED TO BE HEARD**

18. **ADJOURNMENT**

7/25/2008

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