

MINUTES

Regular Meeting – Aurora City Council Monday, June30, 2008

CALL TO ORDER – EXECUTIVE SESSION

Mayor Tauer convened the Executive Session of City Council at 3:07 p.m.

ROLL CALL

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

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

CONSIDERATION TO RECESS FOR EXECUTIVE SESSION

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

Voting Aye: Mayor Tauer, 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 JUNE 30, 2008 AND CALL TO ORDER**

Mayor Tauer reconvened the regular meeting of City Council at 7:31 p.m.

2. **ROLL CALL**

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

3. **MOMENT OF SILENCE**

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

5. **APPROVAL OF THE MINUTES OF THE MEETING OF JUNE 16, 2008**

Motion by Markert, second by Hogan, to approve the minutes of June 16, 2008 as presented.

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

- ◆ *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.*

6. **CEREMONY**

No ceremonies.

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

Francis Peter Maks, Jr., Aurora, CO, 80010, raised the question of why Mayor Tauer and Council were going to court over a patent infringement on an underground reservoir. He suggested the \$3.5M Licensing Fee should be paid to the company with the patent in order to avoid going to court and ultimately complete the construction project.

8. **ADOPTION OF THE AGENDA**

The agenda was adopted as presented with Item 13a removed from the agenda.

9. **CONSENT CALENDAR - 9a-9e**

General Business

- a. Consideration to AWARD A SINGLE SOURCE CONTRACT to Stanley Security Solutions, Inc, Centennial, Colorado in the not to exceed amount of \$75,270.00 for the design and implementation of a security system for the Sand Creek Water Reuse Facility.
- b. Consideration to AWARD A SINGLE SOURCE CONTRACT to Shared Technologies, Lakewood, CO in the amount of \$115,364.19 for purchase of hardware and software to upgrade the City's Nortel Phone System hardware and software.

Motion by Sandstrom, second by Broom, to approve items 9a-b.

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

Final Ordinances

- ◆ c. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, submitting to a vote of the Registered Electors of proposed General Improvement District 1-2008 at the state wide General Election of November 4, 2008, a question concerning the organization of the district and a question authorizing the issuance of district bonds to construct and install a masonry fence and the levy of property taxes to fund debt service on such bonds and the maintenance of such fence. (Peoria Park)
- ◆ d. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado vacating a portion of East 14th Avenue between Ursula and Worchester, and a portion of Vaughn Street between East Colfax Avenue and East 14th Avenue, and a portion of Victor Street between 14th Avenue and 13th Place (Fitzsimons Village) 2.648 acres more or less. (Case Number 2007-8005-00).
- ◆ e. Consideration of an ORDINANCE FOR FINAL 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

Motion by Sandstrom, second by Hogan, to approve items 9c-9e.

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

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10. **RESOLUTIONS**

- ◆ a. Consideration of a RESOLUTION of the City Council of the City of Aurora, Colorado, approving an Intergovernmental Agreement between the City of Aurora and the Colorado Department of Transportation for the design of the I-225/Colfax Avenue and 17th Place Interchange.

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

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

11. **PUBLIC HEARING WITHOUT RELATED ORDINANCE**

- ◆ a. PUBLIC HEARING and consideration of a RESOLUTION of the City Council of the City of Aurora, Colorado, approving an amendment to the service plan for Fitzsimons Village Metropolitan District No. 1, 2 and 3 and authorizing the execution of an amended Intergovernmental Agreement between the City and the District

Mark Geyer, Office of Development Assistance, gave a brief summary of the item. The proposed amendment affects four aspects of the existing service plan. It would change the size of the inclusion area, add a provision to allow the districts to maintain any public improvements not accepted by the City, allow the districts to charge a public improvement fee and allow the districts the ability to share tax increment revenues with the Aurora Renewal Authority.

Mayor Tauer asked staff if this amendment met the City's Model Service Plan. Mr. Geyer noted the amendments were a deviation from the Model Service Plan and staff has reviewed them and recommends approval.

Motion by Peterson, second by Markert, to approve item 11a.

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

12. **ORDINANCES FOR FINAL**

- ◆ a. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, submitting to a vote of the Registered Electors of proposed General Improvement District 2-2008 at the state-wide General Election of November 4, 2008, a question concerning the organization of the district and a question authorizing the issuance of district bonds to construct and install a masonry fence and the levy of property taxes to fund debt service on such bonds and the maintenance of such fence. (Vista at Meadow Hills).

Motion by Sandstrom, second by Hogan, to approve item 12a.

Voting Aye: Mayor Tauer, Broom, Hogan, Markert, Pierce, Sandstrom

Voting Nay: FitzGerald, Peterson

- ◆ b. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, submitting to a vote of the Registered Electors of proposed General Improvement District 3-2008 at the statewide General Election of November 4, 2008, a question concerning the organization of the district and a question authorizing the issuance of district bonds to construct and install a masonry fence and the levy of property taxes to fund debt service on such bonds and the maintenance of such fence. (Meadow Hills Country Club)

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Motion by Sandstrom, second by FitzGerald, to approve item 12b.

Voting Aye: Broom, FitzGerald, Hogan, Markert, Pierce, Sandstrom
Voting Nay: Peterson

13. **PLANNING MATTERS**

- ◆ 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)

Item removed from the agenda.

14. **RECONSIDERATIONS AND CALL-UPS**

None.

15. **GENERAL BUSINESS**

- a. Consideration to reappoint one incumbent member to a three-year term on the Art in Public Places Commission

Motion by Markert, second by Pierce, to reappoint Terri Gehler to the Art in Public Places Commission.

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

16. **REPORTS**

- a. Report by the Mayor

Mayor Tauer announced the reappointment of Paul Short to the Business Advisory Board. He related the City's Fourth of July events and invited everyone to attend.

- b. Reports by the Council

Council Member Peterson invited everyone to attend the City's July 4th celebration and wished everyone a happy holiday

Council Member FitzGerald reminded everyone fireworks were illegal in the City of Aurora.

Council Member Markert expressed appreciation to all those involved in the success of the Cruzin' Havana event. She related the number of vacancies on various City boards and commissions and her attendance at the recent Wal-Mart remodeling Ribbon Cutting Ceremony in Ward IV where Wal-Mart made generous contributions to various City departments and nonprofit entities in the area. She noted the Metro Community Provider Network Healthcare Clinic has moved from Hoffman Heights to 3292 Peoria Street.

Council Member Pierce stated Salary.com, which rates the best American cities in which to build wealth named Aurora as the second best city to do so. He announced the reappointment of Cheryl Twesme to the Business Advisory Board.

Council Member Broom invited everyone to attend the Mission Viejo Fourth of July celebration.

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Council Member Sandstrom noted the upcoming Banks in Harmony Hot Tomatoes concert scheduled for Thursday, July 3, 2008 would be held at Del Mar Park rather than Bicentennial Park. She reminded everyone the Fourth of July was also America's Independence Day and asked everyone to take a moment during their celebrations to remember what a wonderful country America is.

17. **PUBLIC INVITED TO BE HEARD**

None.

18. **ADJOURNMENT**

Mayor Tauer adjourned the regular meeting of City Council at 7:50 p.m.

EDWARD J. TAUER, Mayor

ATTEST:

DEBRA JOHNSON, City Clerk

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