

**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](http://www.auroragov.org).*

**AGENDA**  
**City of Aurora, Colorado**  
**MONDAY, SEPTEMBER 15, 2008**

**REGULAR MEETING OF THE AURORA CITY COUNCIL**  
*(Open to the Public)*  
5th Floor Mt. Elbert Room  
5:00 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  
5:00 p.m. – 6:00 p.m.

**STUDY SESSION**  
*(Open to the Public)*  
1st Floor Aurora Room  
6:00 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](http://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 4<sup>th</sup> 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  
(5<sup>th</sup> Floor Mt. Elbert Room - Closed to the Public)  
Monday, September 15, 2008  
5:00 p.m.**

- 1. Negotiations concerning Development Agreement - Irvin 45 min.
- 2. Legal Advice – Richardson 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).*

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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, September 15, 2008  
6:00 p.m.**

### ITEMS FROM THE CITY COUNCIL

1. **Issue Update**
2. Colorado Municipal League/National League of Cities - Council Member Pierce
3. Denver Regional Council of Governments (**DRCOG**) - Council Member Broom

### CONSENT CALENDAR

*(Formal Action required at Regular Meeting Item 4-6)*

4. **Fitzsimons Street Name Change** – Planning, Economic Development and Redevelopment Policy Committee - Bartholomew
5. **Children’s Hospital Bonds** - Shannon
6. **Rampart Parallel Pipeline Phase 1 Project** (*This item also appears on the September 15, 2008 Regular agenda*) - Catalano

### ITEMS FROM THE POLICY COMMITTEES

*(Formal Action required at Regular Meeting Item 7)*

7. **2008 Aurora Population Estimates** – Public Safety & Courts Policy Committee - Bartholomew (5/5)

### ITEMS FROM THE MANAGER

*(Formal Action required at Regular Meeting Item 8-9)*

8. **Public Art Project** at Courts Building – D. Miller (10/10)

*(No Formal Action required at Regular Meeting Item \_\_)*

9. **Centennial Airport Part 150 Study Update** – Hancock (5/10)

### 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, September 15, 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 SEPTEMBER 15, 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 SEPTEMBER 8, 2008**
6. **CEREMONY**
  - a. Drawing and Writing Contest Awards Ceremony – 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 COMPETITIVELY BID CONTRACT to Garney Companies, Inc., Kansas City, Missouri in the amount of \$30,827,384.00 for construction of the Rampart Parallel Pipeline Phase 1 Project, Project Number 5150A. ***Staff requests a Waiver of Reconsideration. (This item also appears on the September 15, 2008, Study Session agenda).*** STAFF SOURCE: Larry Catalano, Manager Water Capital Projects, Aurora Water
- b. Consideration to AWARD A COMPETITIVELY BID CONTRACT to Traffic Signal Controls Inc., Longmont, Colorado in the total amount of \$98,910.00 for the purchase of Traffic Signal Uninterruptible Power Supplies with Standalone Cabinets. (B3840). STAFF SOURCE: Anna Bunce, Public Works

### **Final Ordinances**

- ◆ c. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, enacting Section 94-43 of the City Code of the City of Aurora, Colorado relating to offenses and luring of a child. STAFF SOURCE: Sgt. Joe Young, Police Department

9/11/2008

- ◆ ***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.***

- ◆ d. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, amending Section 138-223 of the City Code of the City of Aurora, Colorado, regarding water service provided outside the City Limits. STAFF SOURCE: Mark Pifher, Director, Aurora Water

10. **RESOLUTIONS**

- ◆ a. Consideration of a RESOLUTION of the City Council of the City of Aurora, Colorado, authorizing the execution of a sales and use tax waiver agreement between the City and Kwal-Howells, Inc. STAFF SOURCE: Dianne Truwe, Director, Development Services

11. **ANNEXATIONS**

- ◆ a. Consideration of a RESOLUTION finding a petition for annexation of a parcel of land located in the E. half of the NE quarter of Section 7, Township 4 South, Range 65 West of the 6th Principal Meridian, County of Arapahoe, State of Colorado, to be in substantial compliance with Section 31-12-107(1), Colorado Revised Statutes, and giving notice of a Public Hearing on the proposed annexation (Aurora Public School District) 96.8 acres. STAFF SOURCE: Mark Geyer, Development Assistance

12. **RECONSIDERATIONS AND CALL-UPS**

13. **GENERAL BUSINESS**

- a. Consideration to appoint one member to a three-year term on the Aurora Commission for Seniors. STAFF SOURCE – Janice Napper, Assistant City Manager
- b. Consideration to appoint one member to a three-year term on the Parks and Recreation Advisory Board. STAFF SOURCE – Janice Napper, Assistant City Manager
- c. Consideration to appoint one member to a three-year term on the Veterans' Affairs Commission. STAFF SOURCE – Janice Napper, Assistant City Manager
- d. Consideration to reappoint one member to a three-year term on the Aurora Fox Arts Center Board. STAFF SOURCE – Janice Napper, Assistant City Manager
- e. Consideration to appoint one member to a three-year term on the Citizens' Water Advisory Committee. STAFF SOURCE – Janice Napper, Assistant City Manager
- f. Consideration to reappoint one member to a three-year term on the Cultural Affairs Commission. STAFF SOURCE – Janice Napper, Assistant City Manager

14. **REPORTS**

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

15. **PUBLIC INVITED TO BE HEARD**

16. **ADJOURNMENT**

9/11/2008

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