

**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, NOVEMBER 24, 2008**

**REGULAR MEETING OF THE AURORA CITY COUNCIL**

*(Open to the Public)*  
5th Floor Mt. Elbert Room  
4:45 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  
4:45 p.m. – 5:15 p.m.

**STUDY SESSION**  
*(Open to the Public)*  
1st Floor Aurora Room  
5:15 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, November 24, 2008  
4:45 p.m.**

- 1. Negotiations concerning State of Colorado Agreement – D. Hogan 10 min.
- 2. Negotiations concerning Disposal Site Agreement– D. Hogan 10 min.
- 3. Negotiations concerning Development – D. Hogan 10 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, November 24, 2008  
5:15 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
4. 2009 City Council **Meeting Calendar** – D. Johnson

### ITEMS FROM THE POLICY COMMITTEES

*(Formal Action required at Regular Meeting Item 5-9)*

5. **Construction of Prairie Waters Project's Bid Package I** – Water Policy Committee – D. Hogan
6. **Construction Management Services** for Bid Package I – Water Policy Committee – D. Hogan
7. **Engineering Services** during Construction for Bid Package I – Water Policy Committee – D. Hogan (10/10)
8. **2009 Personnel Policies and Procedures** Manual Revisions – Management & Finance Policy Committee – Shuman (5/10)
9. Appoint Two (2) members to the **Metropolitan Wastewater Reclamation District Board** – Aurora Water Policy Committee – Mikesell (5)

*(No Formal Action required at Regular Meeting Item 10-11)*

10. **2009 APD Customer and Operation Initiatives** – Public Safety Policy Committee – Oates (10/10)
11. **Boards and Commissions Pilot** Program Evaluation – Community Partnership Policy Committee – D. Johnson (5/5)

### ITEMS FROM THE MANAGER

*(Formal Action required at Regular Meeting Item 12)*

12. **Fitzsimons Golf Course Management** Agreement - Lyon (5/5)

### 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, November 24, 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 NOVEMBER 24, 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 NOVEMBER 17, 2008**

6. **CEREMONY**

- a. Downtowner of the Year Award to Paul Suss – Mayor Tauer
- b. Partnership for Safe Water Award and American Water Works Association Award to Wemlinger Water Treatment Plant – Ron Miller, City Manager

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

8. **ADOPTION OF THE AGENDA**

9. **CONSENT CALENDAR - 9a-c**

**General Business**

- a. Consideration to APPROVE AN AGREEMENT between the City of Aurora, Colorado, acting by and through its Utility Enterprise, and HC Development & Management Services, Inc, regarding basin-wide storm drainage construction and cost reimbursement for Green Valley Ranch East. STAFF SOURCE: Joe Wingert, Manager of Water Engineering, Aurora Water
- b. Consideration to AWARD A SINGLE SOURCE CONTRACT to National Meter and Automation, Inc., Greenwood Village, Colorado in the not to exceed amount of \$1,609,633.00 for the purchase and installation of Badger water meters for 2009. STAFF SOURCE: Dan Mikesell, Manager of Water Operations, Aurora Water

**Final Ordinances**

- ◆ c. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, approving a development agreement between the City of Aurora, Colorado, and Green Valley Aurora, LLC *et al* including provisions for a vested property right pursuant to Article 68 of Title 24, C.R.S for certain lands located in Sections 13 and 24, Township 3 South, Range 66 West, and Sections 19, 20, 29, and 30, Township 3 South, Range 65 West, all west of the 6<sup>th</sup> Principal Meridian, City of Aurora, County of Adams,

11/20/2008

- ◆ *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.*

State of Colorado, (Green Valley East) 2509 acres more or less. STAFF SOURCE: Scott VanGenderen, Office of Development Assistance.

10. **RESOLUTIONS**

- ◆ a. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, authorizing the execution of an INTERGOVERNMENTAL AGREEMENT between the City and Green Valley Ranch East Metropolitan District Nos. 1-8 concerning the ownership of, and financing, construction, maintenance, and operating functions for certain public improvements in Green Valley. STAFF SOURCE: Scott VanGenderen, Office of Development Services
- ◆ b. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving an amendment to the Tax Increment Financing Provision of the Buckingham Urban Renewal Plan. STAFF SOURCE: Andrea Amonick, Urban Renewal Manger, Development Services
- ◆ c. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Approving the 2009 Operating Plan and Budget for the Havana Business Improvement District. STAFF SOURCE: Andrea Amonick, Urban Renewal Manger, Development Services

11. **ORDINANCES FOR INTRODUCTION**

- ◆ a. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, amending Chapter IV, Section K, of the 2003 City of Aurora Comprehensive Plan pertaining to Transit-Oriented Development. STAFF SOURCE: John Fernandez, Manager Comprehensive Planning, Planning

12. **ORDINANCES FOR FINAL**

- ◆ a. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, amending Sections 138-221, 138-223, 138-327, and 138-397 of the City Code of the City of Aurora, Colorado, regarding water service connection fees, and water, sewer, and storm drainage rates. ***Introduced 8-1 (Wallace voting no) at the October 20, 2008 Council meeting. Due to a 5-3 vote (Beer, Peterson and Wallace voting no) at the November 17, 2008 Council meeting, the consideration of ordinance for FINAL was moved to the next Council meeting.*** STAFF SOURCE: Gregory Baird, Deputy Director, Aurora Water

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**

11/20/2008

- ◆ ***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.***