

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, SEPTEMBER 14, 2009

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. – 4:30 p.m.

STUDY SESSION

(Open to the Public)

1st Floor Aurora Room

4:30 p.m. – 5:00 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.

AGENDA

**City Council Executive Session
(5th Floor Mt. Elbert Room - Closed to the Public)
Monday, September 14, 2009
4:00 p.m.**

1. Negotiations concerning Development A. Amonick 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

**City Council Study Session
(1st Floor Aurora Room)
Monday, September 14, 2009
4:30 p.m.**

1. ITEMS FROM THE CITY COUNCIL

- a. Issue Update
- b. Colorado Municipal League (**CML**) / National League of Cities (**NLC**) - Council Member Pierce
- c. Denver Regional Council of Governments (**DRCOG**) - Council Member Beer

2. CONSENT CALENDAR

(Formal Action required at Regular Meeting Item 2a-c)

- a. Consideration to appoint one member to a three-year term on the Aurora Commission for Seniors. – J. Napper
- b. High Line Canal Joint Project IGA – T. Barrett
- c. Triple Creek Joint Project IGA – T. Barrett

3. ITEMS FROM THE MANAGER

(Formal Action required at Regular Meeting Item 3a)

- a. Campaign **e-Filings Demo** – D. Johnson (10/10)

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 14, 2009
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 14, 2009 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 AUGUST 31, 2009**
6. **CEREMONY**
 - a. Proclamation declaring September 20, 2009 as Norwegian Lundehund Day – Mayor Edward J. Tauer
 - b. Swearing in of newly appointed Boards and Commission members – Presiding Judge Richard Weinberg

<u>Name</u>	<u>Board or Commission</u>
Teresa Barbo	Golf Course Advisory Commission
Greg Echols	Building Code & Contractors Appeals and Standards Board
Sharon Robinson	Local Licensing Authority
Brad Wagnon	Historic Preservation Commission
Robert Yett	Veterans' Affairs Commission

7. **PUBLIC INVITED TO BE HEARD (non-agenda related issues only)**
 - a. 2010 Budget Public Hearing. STAFF SOURCE: Jason Batchelor, Budget Officer

8. **ADOPTION OF THE AGENDA**

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

General Business

- a. Consideration to EXTEND A COMPETITIVELY BID CONTRACT to Neve's Uniforms, Incorporated, Denver, Colorado in the not to exceed amount of \$68,000.00 for Fire Uniforms and tailoring services through August 2010. STAFF SOURCE: Mike Garcia, Fire Chief

◆ *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.*

- b. Consideration to AWARD A SOLE SOURCE CONTRACT to Harris Corporation, Englewood, CO in the amount of \$60,000.00 for the annual renewal of M/A-COM software maintenance for the Public Safety Radio System through September 2010. STAFF SOURCE: Dave Lawless, Public Safety Systems Manager, Information Technology
- c. Consideration to APPROVE AN AGREEMENT for trade of fully reusable water for shares of Brighton Ditch Company. STAFF SOURCE: Joseph Stibrich, Deputy Director Water Resources
- d. Consideration to APPROVE AN AGREEMENT between the City of Aurora, acting by and through its Utilities Enterprise, and Hale, trading one share of the Fulton Irrigating Ditch Company for 20-Year lease of Fully Reusable Water; and a Water Delivery Contract for delivery of fully reusable water. STAFF SOURCE: Joseph Stibrich, Deputy Director Water Resources

10. **RESOLUTIONS**

- ◆ a. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving an Intergovernmental Agreement for the trade of water between the City of Aurora, Colorado, acting by and through its Utilities Enterprise, and Dominion Water and Sanitation District. STAFF SOURCE: Joseph Stibrich, Deputy Director Water Resources
- ◆ b. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving an Intergovernmental Agreement between the City of Aurora Colorado, acting by and through its Utility Enterprise, and the City and County of Broomfield, Colorado, trading the firm delivery of fully reusable water for 1.82 shares of the Brighton Ditch Company. STAFF SOURCE: Joseph Stibrich, Deputy Director Water Resources
- ◆ c. Consideration to APPROVE 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 regarding construction of the I-225 – Colfax / 17th Place Interchange. **Staff requests a Waiver of Reconsideration.** STAFF SOURCE: Kevin Wegener, City Engineer, Public Works

11. **ORDINANCES FOR INTRODUCTION**

- ◆ a. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, amending the Comprehensive Plan by appending the "Iliff Station Area Plan" to the Comprehensive Plan. STAFF SOURCE: Loretta Daniel, Principal Planner, Planning
- ◆ b. Consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, amending the Comprehensive Plan by appending the "Abilene Station Area Plan" to the Comprehensive Plan. STAFF SOURCE: Loretta Daniel, Principal Planner, Planning
- ◆ ***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.***

12. **ORDINANCES FOR FINAL**

- ◆ a. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, amending Section 146-707 of the City Code of the City of Aurora, Colorado, relating to Waiver of City Center Development Requirements. ***Ordinance 2009-39, Introduced 8-2 (Markert, Peterson voting no) at the August 17, 2009 City Council meeting.*** STAFF SOURCE: Charlie Richardson, City Attorney

13. **RECONSIDERATIONS AND CALL-UPS**

14. **GENERAL BUSINESS**

- a. Consideration to appoint two members to a three-year term on the Cultural Affairs Commission. STAFF SOURCE: Janice Napper, Assistant City Manager

15. **REPORTS**

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

16. **PUBLIC INVITED TO BE HEARD**

17. **ADJOURNMENT**

- ◆ ***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.***