



## AGENDA

### Planning and Economic Development Policy Committee

May 12, 2021

8:30 am

VIRTUAL MEETING

City of Aurora, Colorado

15151 E Alameda Parkway

#### **Public Participation Dialing Instructions**

Call in Number: (408) 418-9388

Access Code: 187 304 7894

Council Member Marsha Berzins, Chair  
Council Member Dave Gruber, Vice Chair  
Council Member Angela Lawson, Member

Council Goal: Be a great place to locate, expand and operate a business and provide for well-planned growth and development.

|   | <b>Pages</b> |
|---|--------------|
| 1. <b>Call to Order</b>   |              |
| 2. <b>Approval of Minutes</b>   | 1            |
| 3. <b>General Business</b>  |              |
| 3.a. <b>City Center Vision Project Update</b>   | 13           |
| Daniel Krzyzanowski, Planning Supervisor / Daniel Money, Senior Assistant City Attorney   |              |
| 3.b. <b>A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT OF THE CREATION OF A VIRTUAL AURORA KOREATOWN AND CELEBRATING THE CREATION OF A KOREATOWN LOGO</b> | 97           |
| Council Member Gruber, Council Member Berzins   |              |
| 3.c. <b>Havana Street Corridor Study Update</b>   | 101          |
| Huiliang Liu/Daniel L. Money, Senior Assistant City Attorney  |              |

**3.d. Authorize two (2.0) FTE Over-hire Positions for Development Staff**

Tod Kuntzelman/Daniel L. Money

**4. Miscellaneous Matters for Consideration**

**4.a. Aurora Economic Development Council**

**4.b. Havana Business Improvement District**

**4.c. Aurora Chamber of Commerce**

**4.d. Planning Commission**

**4.e. Oil and Gas Committee**

**4.f. Business Advisory Board**

**4.g. Retail**

**4.h. Small Business**

**4.i. Visit Aurora**

**5. Confirm Next Meeting Date**

**6. Adjournment**





## Planning and Economic Development

### MINUTES

**Date:** April 14, 2021

**Time:** 8:30 am

**Members Present** Marsha Berzins, Dave Gruber, Angela Lawson

**Others Present** Councilmember Curtis Gardner, Councilmember Francoise Bergan

Aja Tibbs, Allison Hiltz, Andrea Amonick, Andrea Barnes, Becky Hogan, Bob Gaiser, Bob Oliva, Brad Pierce, Brandon Cammarata, Brian Rulla, Brianna Medema, Bruce Dalton, Caine Hills, Cathy DeWolf, Cesarina Dancy, Chad Argentar, Chad Argentar, Chance Horiuchi, Chris Dodson, Cindy Colip, Claire Dalby, Commander Lanigan, Curtis Bish, Curtis Gardner, Daniel Brotzman, Daniel Krzyzanowski, Daniel Money, Danielle Hufford, Danielle Hufford, Danielle Hufford, Debbie Bickmire, Dennis Lyon, Diana Rael, Elena Vasconez, Eric Sakotas, Frank Butz, Gayle Jetchick, George Adams, Haley Busch Johansen, Heather Lamboy, Jacob Cox, Jake Zambrano, Jason Batchelor, Jennifer Orozco, Jessica Prosser, Jose Rodriguez, Joshua King, Julie Patterson, Karen Hancock, Kelly Bish, Kevin Hougen, Kristin Tanabe, Marisa Noble, Melissa Rogers, Melvin Bush, Michael Pate, Michelle Gardner, Mike Dean Mike Franks, Mindy Parnes, Morgan Cullen, Nancy Freed, Nicole Wojtkiewicz, Nikki Huggins, Rachid Rabbaa, RD Sewald, Sarah Wile, Scott Berg, Stephen E Rodriguez, Stu Hinton, Tay Costa, Thomas Blevins, Tim Joyce, Tod Kuntzleman, Trevor Vaughn, Victor Rachael, Will Polk

**1. Call to Order**

**2. Approval of Minutes**

**2.a March 10, 2021 Draft Minutes - Council Member Berzins**

March 10, 2021 minutes were approved with recommendation to spell out acronyms initially.

### 3. General Business

#### 3.a Solutions to Improving Public Works -Engineering Development Review Performance Metrics

Summary of Issue and Discussion:

Cindy Colip, Public Works Director & Victor Rachael, Deputy Director Public Works Engineering

- Cindy & Victor presented a broad overview of Public Works, current workflow processes, staff challenges and approaches with steps to improve performance metrics at the management level. There was also a discussion regarding partnering with the development community to discuss upcoming projects to help with forecasting workload.
  - Councilmember Berzins asked about timing once an application is submitted or if the applicant makes a mistake how quickly is the applicant notified? Victor responded once the application is received various departments review to confirm it includes all the information requested by the city. Victor added the new Accela software program will allow the process to be more transparent.
  - CM Berzins asked if they need more staff. Victor responded yes.
  - CM Lawson asked what gap issues are contributing to the low percentage rate on the within 5 days review period? Cindy responded it is resources and staffing in large part.
  - CM Gruber asked if it would be helpful for the applicant to have a better defined master and site plan process Victor responded they are continuing to work with planning through the Unified Development Ordinance (UDO) on technical terms. Currently they have specific criteria when you go through of a master plan process versus a site plan process.
  - CM Bergan related an instance where a constituent became frustrated by the multiple comment exchanges that carried on for months. Victor responded that issue will be address in the presentation.
  - CM Berzins asked if they have a project manager for each project or by project size to manage plan comments to ensure issues are addressed and applications are not hung up? She commented that it is the back and forth comments that are frustrating the applicants. Victor responded in Public Works Engineering they have a goal and proposal to have supervisors and managers engaged earlier in the process. Jason Batchelor added that ODA

provides the project management. Nancy Freed added that Tod Kuntzelman looks at the overall process and helps with integrating the process and process improvements.

- CM Bergan asked about the metrics for on-time performance and review within 5 days review. Is there is a correlation between the review times and workload? Victor responded they balance the workload between staff and utilize Bohannan Huston and HR Green to catch up at times of increased workloads.
- CM Lawson asked if the consultants will be utilized on an ongoing basis to hit the metrics or just short term? Victor responded it is temporary. They want to retain the consultants to get through some of the high-volume periods. Cindy added they will be working with the development community for leading indicators to help project staffing needs.
- CM Berzins asked if the late comments are because it goes through so many hands? Victor responded on the civil plan side that comes through Public Works, it's only one staff member, their supervisor, and the city engineer who signs off. It's always the same three. The goal is to not change staff members for that reason. They should be commenting and providing feedback based on the code and specification requirements. Cindy added the reorganization of engaging the senior engineers & supervisors at the beginning will allow them to identify issues up front. Nancy Freed added therefore the pre-app meeting is very important.
- CM Berzins asked if there is still a backlog of pre-apps? How long does it take to get a pre-app meeting? Has consideration been given to increasing pre-app meetings to more than one day a week? Victor, Nancy & Jacob responded that pre-apps are scheduling four to six weeks out. They occur all day on Thursdays and are coordinated through ODA. The pre-app meetings currently have a waiting list, it's difficult to add more time but that is something that could be considered. Library times are also used for staff to establish an internal set of notes then meet with the developer. CM Berzins stated if you need more staff funding to get it done faster and help cut down on the wait, let us know. George Adams responded the same staff are reviewing the development applications are also in the pre-application meetings. They are working to balance staff time for active applications as well as to bring new applications into the system. Nancy added they will review staff needs and come back to the committee in May.

- Becky Hogan asked via Chat if the library meetings include the applicant or not? Jacob responded they do not include the applicant. It is a internal review for when an applicant has made slight site plan changes and request staff feedback. prior pre-app meeting for their project and allows us to review a change in the plans more quickly.
- CM Berzins commented she would like staff to come back with UDO changes if something isn't working and needs to be updated or streamlined.
- CM Gruber commented this is the number one complaint that he receives from developers. The comments and changes were coming back late in the review process which cost the developer money. The changes would be much less expensive if identified earlier in the review process. Lately, he's heard that the process has improved, and wanted to thank the staff for making significant effort to improve this process.
- CM Berzins commented she looks forward to the updated manual.
- CM Berzins commented she appreciates collaboration with the joint task force to work through problems. She added "It's not a good thing when developers are saying they'll pay for overtime or I'll pay if you to hire one more person".
- CM Gruber responded he is pleased with Cindy's final comments. Developing a way to understand the situational awareness and see what's coming down the pike is very powerful. He'd like to see the metric every month of how engineering is doing right now.
- CM Gruber recommended that this committee continue to monitor this item until they get into the 80 percent plus then it won't need to be tracked anymore. This is an issue due to many concerns from the development community and with housing prices rising the committee will keep an eye on this as they move forward. CM Berzins and CM Lawson agree.

**3.b FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, ADDING SECTION 146-4.7.9.D.2 TO THE CITY CODE AND AMENDING SECTIONS 146-4.7.9.E.1, AND 146-6.2 OF THE CITY CODE PERTAINING TO BATTERY- CHARGED FENCES**

*Summary of Issue and Discussion:*

Dan Money, Senior Assistant City Attorney/Tim Joyce, Assistant City Attorney

- Council Member Curtis Gardner introduced this item and has worked on it for over a year to find something that will work in Aurora to help business owners protect their property. This item allows the battery charged fence that lives behind the regular fence to deter criminals and help business owners protect valuable inventory, and equipment.
- George Adams introduced the staff presentation with various department concerns that have surfaced during the process. He highlighted that currently in the UDO electrically charged fences are prohibited. He added there is a concern that the draft ordinance permits battery charged fences in all mixed-use zoning districts which included areas such as Southlands MU-R, Gaylord/High Point MU-A, Anschutz Campus MU-OI, and Hyatt Hotel MU-FB. George added other concerns are the draft ordinance will permit a battery charged fence to be two feet higher than what is currently permitted; Aesthetics and fence materials used are also not compatible with current fence material requirements in the UDO. George stated if the ordinance is permitted to move forward electric fences should be limited to industrial zones.
- Josh King presented a brief history on the code enforcement actions for two locations in Aurora with the battery charged fences. Currently all enforcement is on hold pending the outcome of this ordinance. Both properties are currently zoned I-1.
- Josh also presented the concerns from staff in Housing and Community Services. Visual and aesthetic impacts to areas along the right-of-way, maintenance issues, and police officer and public safety.
- Mike Dean presented Public Works – Life Safety concerns. The draft ordinance references the International Electrotechnical Commission which is not an adopted standard of the city. Another concern is regarding access to sites by emergency responders. He recommended that any site review process that coordinates gate locations should incorporate a siren system.
- Caine Hills with Aurora Fire presented concerns regarding site access by emergency responders, delay of fire mitigation, predictable gate mechanisms, predictability deenergizing fencing, and fire personnel safety. He suggested access by adding and using Opticom on the gates.
- Commander Lanigan with Aurora Police presented concerns of safety impacts to police officers and the public, mixed use areas where there are children, quickly deenergizing the fences, and additional signage.
- George Adams added information on other metro city standards on allowing electric fences.

- Michael Pate with AMAROK addressed the staff concerns. They are not interested in operating in residential areas. The height of the fences is dictated by the city code. AMAROK's devices are installed behind the existing, previously permitted, fence. The shock value is light and deters people. AMAROK devices are leased with monitoring and maintenance by AMAROK.. Basically, this is an alarm that operates on a 12-volt battery which is connected to an energizer. This device should not require a conditional use process. In Denver they go through the building department then go to zoning which takes two days online. Michael requested that this item be moved forward to City Council.
- Jake Zambrano asked if UniFirst and Budfox could speak for a moment on their experiences.
- Budfox stated currently they've had zero break-in attempts; The staff feel safe working there. Currently there is a homeless encampment outside of the front door so there is crime in the area just not in the fenced area. Chris with UniFirst stated they have not had any break-ins inside the fence.
  - CM Gardner commented there were discussions last year to have a permit process, even in mixed-use zoning, that allowed staff who finalize the ordinance to make the final decision.
  - CM Gruber asked would this be a conditional use where it would come back to staff or council for approval? George responded that is one possible approach.
  - CM Gardner asked would we allow businesses to have the same fencing we allow at our police stations? If not, what should I tell business owners? George responded our code does allow a metal picket fence and chain link fence.
  - CM Berzins asked about the maximum fence height allowed and commented maybe we could limit the height. George responded under certain conditions you could go up to eleven feet.
  - CM Berzins asked if there are different ways to turn off the system and get in, other than a key? Mike responded the Knox key and automatic gate opening system are electrical components. The building permit process could vet out the elements that may cause problems when you integrate a battery-operated system with electrical components.
  - CM Gruber asked if Knox keys are available to police and all fire vehicles. Mike Dean responded they are not provided to police.

- CM Gruber stated if this is not 100% supported by staff, he would like to explore a compromise and conditional use.
- CM Lawson agreed with CM Gruber but is concerned with the public safety concerns mentioned.
- CM Berzins commented she drove by the site on Moncrief and suggested that others go by. She was pleased at how clean and good it looked. She suggested to start in the industrial zone. She supports a compromise on this item.
- CM Berzins added we will move this to the Council Study Session. CM Gruber & CM Lawson agreed.
- CM Bergan asked if this moves to Study Session is it for all zones and is there a way to move quickly for the applicant? Jake responded the draft only allows for I-1 & I-2 zones. George responded with a proposal to work with Mr. Zambrano and CM Gardner to find a compromise then bring that forward to the Council Study Session as soon as possible.
- CM Gardner added we have come to the table previously and are working to address as many staff concerns as possible.
- CM Lawson asked CM Gardner if the Fire and Police were included in previous discussions? CM Gardner responded part of the AMAROK presentation was going to address the discussion from last fall with Life Safety, Police, Fire, and AMAROK.
- CM Lawson stated she is concerned that the Fire and Police concerns are not being addressed.
- CM Berzins stated they will work through and change this ordinance and change where this fence will be allowed then bring it back to Council Study Session as soon as possible.

### **3.c City Center Vision Project Update**

#### Summary of Issue and Discussion:

Daniel Krzyzanowski, Planning Supervisor / Daniel Money, Senior Assistant City Attorney

- CM Berzins commented there is not enough time to go over this information however, she had a couple of questions. Daniel responded we will work with this committee's schedule to provide the presentation at a later meeting. Daniel added this same presentation will be presented at this

evening's Planning and Zoning Commission meeting, and the Housing Neighborhood Services and Redevelopment meeting on May 5<sup>th</sup> . .

- CM Berzins voiced a concern that projects are not being completed before another is begun. Is the public comment process slowing down the process? Daniel responded this study was not intended to slow or stop any processes. They are continuing to schedule pre-application meetings for other developments in the study area and staying connected to developers participating in this study. Daniel added the public comments are not slowing the process down.
- CM Lawson asked if they are collaborating with RTD? Daniel responded RTD is on the steering committee.
- CM Gruber noted the size of the city's vote into what happens on private property should be directly proportional to the amount of money the city provides into the overall project.

#### **4. Miscellaneous Matters for Consideration**

##### **4.a Aurora Economic Development Council**

##### **4.b Havana Business Improvement District**

- Chance Horiuchi provided a brief update during the meeting. See below for the full update.

There is a new car dealership and a couple of restaurants are re-branding with COVID-19 recovery. They have a \$500 giveaway for Eat on Havana Street happening May 5-12. See attached for additional updates.

- Closed - Mark Vissering State Farm relocated to Denver after 30 years and Mazal Motors purchased the property, Mr. Super Panda Buffett closed (reopening and rebranding to Old Town Hot Pot), and Uncle Maddios Pizza will not reopen and will remained closed.

NEW - Mazal Motors & Old Town Hot Pot

GEICO - John Sanchez at the Gardens On Havana opened and hosted their ribbon cutting yesterday.

Shin Myung Gwan Korean BBQ Restaurant – temporary closed until May 1, 2021

- Continued to focus on Covid- 19 Recovery Support and Resources shared with BID and community (Rent Rescue Grant from Arapahoe County)



- Promoting workshops, trainings and grants for businesses with SBDC, CoA, Mile High United Way - United for Business, CRA, chambers, and many other organizations
- Co- hosted and supported vaccination clinics On Havana Street at the Stampede and at various churches with the over 20 partner organizations with the BAB, City of Aurora & Council, Colorado Primary Care Clinic  
<https://cpcci.net> & Colorado Alliance for Health Equity and Practice (CAHEP)  
<https://cahep-denver.org>  
Pre- Registration and Appointments: Call Medicine Clinic for Health Equity / Colorado Alliance for Health Equity and Practice (CAHEP) 303- 954- 0058  
Colorado Primary Care Clinic 303- 343- 9500
- 2nd Asian Eats To- Go Events for On Havana Street with Asian Avenue Magazine beginning in April 28, 2021. for \$30, Register at <http://tinyurl.com/asianeats-katsu> This event supports 4 small businesses and allows a guest to enjoy items from all 4 restaurants.  
Lunch from Katsu Ramen, Appetizer from Tofu House, Boba drink from Snowl, and Dessert from Milk Rolled Ice Creamery
- Replacing and working on on- going maintenance of the On Havana Street District Marker On Havana Street signs (audit, survey, & work with stakeholders and city for replacement of signs)
- 2 businesses remain closed due to the State of Colorado Industry Specific Health Orders or By Choice, & 22 permanent closures as of 4/9/2021
- Construction On- Going - Argenta (Havana & 3rd), Schomp Mazda (redevelopment & relocated across from Schomp Subaru), Ross, AFC URGENT CARE, & Stevinson Toyota East redevelopment coming soon!
- Multi- Modal Study Collaboration continues until July/Aug 2021  
Learn more here <https://engageaurora.org/havana-street-corridor-study>
- We continue to receive inquiries from other businesses wanting to relocate and open in Aurora On Havana Street. Chance began hosting driving tours of Havana to prospects,

marketing companies, and developers. If interested in a tour, then please contact Chance at [Chance@OnHavanaStreet.com](mailto:Chance@OnHavanaStreet.com) to schedule a Havana tour.

•\$500 Eat On Havana Street Month Giveaway

Enter Here: <https://onhavanastreet.com/events/2021-eatonhavanast-giveaway/>

•Eat On Havana Street Week will be on Wednesday, May 5th, 2021 to Wednesday, May 12th, 2021.

Travel the world through global cuisines On Havana Street and support our 100+ restaurants in the corridor.

**4.c Aurora Chamber of Commerce**

**4.d Planning Commission**

**4.e Oil and Gas Committee**

**4.f Business Advisory Board**

See full update below for BAB as provided by Elena Vasconez.

BAB Report 4/14/2021

Business Advisory Board Update

Presented by Elena Vasconez (Board Chair Garrett Walls could not attend)

1. Presentation from Seneca Holmes, Director of The DEN Commerce Hub. He provided

an update regarding the construction of the Great Hall and the business services offered

by the Commerce Hub. He requested that we promote the Community Panelist program.

The DEN is looking to make its procurement opportunities more transparent and wants

the involvement of the business community in the procurement evaluation process.

2. On April's meeting, the Board will be electing their Chair and Vice-Chair

**4.g Retail**

**4.h Small Business**

See full update below for SBDC as provided by Elena Vasconez.

PED Meeting: April 14, 2021

Aurora-South Metro SBDC Update (Business Services)

Presented by Elena Vasconez (Marcia McGilley on vacation)

1. Advance Colorado Procurement Expo – virtual event on April 20, 2021, 9-10am, City of

Aurora/AURA is a co-presenter of the event with the State of Colorado – OEDIT, Department of Minority Business, Dept. Transportation and the Dept of Personnel &

Administration. Mayor Coffman will give a welcome and there will be a slide presentation of the procurement process at the City. Registration:

<https://oedit.colorado.gov/advance-colorado-procurement-expo>

2. Leading Edge: Homebased Childcare Business Planning program – Spanish language, 6-session webinar (April 6th – May 12) from 6-8:30 pm. Number of participants 10, SBDC

consultant, Claudia Yanez teaching the course with assistance from Elena Vasconez. There will be 2 Spanish language and 2 English language courses in 2021. Partnering with Colorado Early Childhood Education Council.

3. Partnering with COA Tax & Licensing department for a webinar on “Aurora Business Licensing and Sales Tax” on April 7th – 33 registered for the webinar.

4. We are assisting with the Business Rent Rescue program from Arapahoe County – open

April 2 - April 16th. Grant up to \$100,000 for commercial lease payments, up to 500

employees, lost at least 25% income due to COVID-19 pandemic

5. SBDC Outreach - Media

a. SBDC Client – Rustic Nomads success story featured on AuroraTV

b. Mayor Mike Live – 3/10/21 – Interview with Marcia McGilley, Executive Director

c. Mayor Coffman – interviewed on Spanish Radio re: SBDC services

d. Spanish Radio – Elena Vasconez– Interview with Hispanic Chamber regarding SBDC services

e. Spanish language - Video for Energize Colorado – Climber Loan Fund – Elena

Vasconez

**4.i Visit Aurora**

**5. Confirm Next Meeting Date**

**6. Adjournment**

DRAFT

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Marsha Berzins, Chair



# CITY OF AURORA

## Council Agenda Commentary

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|--|
| <b>Item Title:</b> City Center Vision Project Update   |
| <b>Item Initiator:</b> Daniel Krzyzanowski, Planning Supervisor  |
| <b>Staff Source/Legal Source:</b> Daniel Krzyzanowski, Planning Supervisor / Daniel Money, Senior Assistant City Attorney      |
| <b>Outside Speaker:</b> N/A  |
| <b>Council Goal:</b> 2012: 5.2--Plan for the development and redevelopment of strategic areas, station areas and urban centers |

### COUNCIL MEETING DATES:

**Study Session:** N/A

**Regular Meeting:** NA/A

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### ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item as proposed at Study Session
  - Information Only
  - Approve Item and Move Forward to Regular Meeting
  - Approve Item as proposed at Regular Meeting
  - Approve Item with Waiver of Reconsideration
- Why is a waiver needed?[Click or tap here to enter text.](#)

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### PREVIOUS ACTIONS OR REVIEWS:

**Policy Committee Name:** Housing, Neighborhood Services & Redevelopment

**Policy Committee Date:** 12/8/2020

### Action Taken/Follow-up: *(Check all that apply)*

- Recommends Approval
- Does Not Recommend Approval
- Forwarded Without Recommendation
- Recommendation Report Attached
- Minutes Attached
- Minutes Not Available

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**HISTORY** (*Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.*)

The City Center area has long been a priority area for development and planning efforts for Aurora. Throughout the 1980s, 1990s, and into the 2000s, the city conducted a number of studies and reports for the purpose of encouraging quality development in the city center area - those areas east of I-225 to the north and south of Alameda Parkway.

In February 2017, RTD opened the AuroraLine (R line) light rail service through Aurora. The city center location represents the third of the three major transit-oriented development (TOD) hubs along the AuroraLine (R Line) – the first two being Colfax Station and Nine Mile Station. This trio of locations also represents the three mixed-use, high density Urban District placetypes identified and prioritized in the Aurora Places Comprehensive Plan.

A new development proposal for the Metro Center property is under review, while the Aurora Town Center has redevelopment plans for a portion of the site, the first of what is likely to be a long-term effort to further develop and enhance the mall site. While the city has identified the area as a critical location and a portion of the study area has an urban renewal plan (2009) in place, there is not a documented vision and master development framework for the full study area against which to evaluate development proposals, incentives requests, and infrastructure investments. The attached map identifies these key property holdings.

To help shape and support this development interest, the city has initiated a planning process to develop a vision and development framework for the area. This process was anticipated to kick off in March/April and take 6 months to complete, however Covid-19 delayed the initiation of the steering committee and public input process. The public process kicked off this Summer and the first two rounds of public engagement have been completed.

The Housing, Neighborhood Services and Redevelopment Policy Committee was provided a preview of the project and process at the March 11, 2020, meeting, and an update and summary of community feedback at their December 8, 2020, meeting. Minutes for both meetings are attached. Staff's presentation from the December meeting is also attached.

The Planning and Zoning Commission was given the same presentation at their November 2020 meeting.

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**ITEM SUMMARY** (*Brief description of item, discussion, key points, recommendations, etc.*)

Despite a delayed start due to Covid-19, the project was initiated in 2020. The project team has facilitated the steering committee and community engagement process, as well as started development of guiding principles and articulation of the community's vision for future development in the area. Key elements of the process include:

*Steering Committee*

The project is supported by a steering committee whose role is to provide oversight on process and input on key issues. The steering committee is comprised of City Council representatives, Planning and Zoning Commission representatives, major property owners (including Metro Center and Town Center at Aurora), nearby residents, RTD and Arapahoe County, and city staff. The steering committee has met periodically throughout the project and has been briefed on all aspects of the planning process. The steering committee is scheduled to review the draft recommendations at their meeting on April 8, 2021.

*Community Engagement*

The city hosted virtual public meetings on August 6 and October 21. At these online events, participants learned about opportunities for growth and development in the City Center area, as well as similar urban development in other area cities. Speakers included Visit Aurora, AEDC, representatives from Parkside at City Center, and city staff. Participants also were invited to provide input into their desired development character and activities for the area.

Additionally, the city asked for community input through an online survey that was open to the entire Aurora community and available in English and Spanish. Over 860 responses were received and provided the project team with a wealth of information on key topics that are important to the community. There was a lot of support for an active "downtown" district at City Center that included a wide variety of uses and activities. Unique or locally-owned businesses were especially desirable as were high-quality public parks and plazas. Respondents supported the idea of a "park once and walk" type of district that was safe, convenient, and comfortable to move

throughout the district. The attached presentation from the December 2020 Housing, Neighborhood Services and Redevelopment Policy Committee meeting provides a summary and details of the public input received.

*Plan Development*

Staff has developed a first draft of the City Center Vision document, which includes a vision statement, guiding principles, and series of recommendations to support implementation of the city’s vision for the area. The recommendations fall into four major categories:

1. Vision and development framework  
This section articulates and illustrates the city’s vision for the future of the City Center area through a vision statement and guiding principles. It also describes the preferred land uses and district character, as well as recommendations for key locations within the area.
2. Zoning and development standards  
This section provides zoning and development standards that provide regulatory direction that supports the vision. These standards address density and height, building design and placement, street design and connectivity, pedestrian and bicycle facilities, parking design, and integration of public parks, plazas, and open spaces, and other development considerations.
3. Financial framework  
This section describes the toolkit of public incentives or support available to the city or future developers and outlines the types of development or infrastructure that City Council *may* consider for public support.
4. Organizational framework  
This section highlights the value of branding and identity to the district and recommends shared benefits of formal organization of business and property owners in the district.

Staff’s presentation will address all of four of these categories in more detail.

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**QUESTIONS FOR COUNCIL**

For Information Only

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**LEGAL COMMENTS**

Local governments are granted broad authority to plan and regulate the use of land within their jurisdiction. C.R.S. Sec. 29-20-102(a)

The City Manager shall be responsible to the Council for the proper administration of all affairs of the City placed in his charge and, to that end, shall have the power and duty to make written or verbal reports at any time concerning the affairs of the City under his supervision upon request of the Council. City Charter § 7-4(e)

(Money)

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**PUBLIC FINANCIAL IMPACT**

YES       NO

**If yes, explain:**

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**PRIVATE FISCAL IMPACT**

Not Applicable       Significant       Nominal

**If Significant or Nominal, explain:**

**AGENDA**  
**HOUSING, NEIGHBORHOOD SERVICES, & REDEVELOPMENT**  
**POLICY COMMITTEE**

**Wednesday, March 11, 2020 11:00 AM**  
**Aurora Room, 1<sup>st</sup> Floor - Aurora Municipal Center**

Council Member Crystal Murillo, Chair  
Council Member Francoise Bergan, Vice Chair  
Council Member Alison Coombs  
Roberto Venegas, Deputy City Manager  
Andrea Amonick, Manager, Planning & Development Services  
Nancy Sheffield, Interim Director, Neighborhood Services Department

The Housing, Neighborhood Services, & Redevelopment Committee's Goal is to:

- Maintain high quality neighborhoods with a balanced housing stock by enforcing standards, in relation to new residential development, and considering new tools to promote sustainable infill development
- Plan for redevelopment of strategic areas, including working with developers and landowners to leverage external resources and create public-private partnerships

1. Welcome and Introductions
2. Review/Approval of Minutes – February 5, 2020
3. Announcements
4. New Items
  - Providence at the Heights Housing Support- One-time Funding (10/10)  
Shelley McKittrick, Director, Homelessness Program  
Regina Edmondson, Development Director, Second Chance Center
  - City Center Development Update (15/15)  
Daniel Krzyzanowski, Principal Planner, Planning & Development Services
  - Restricted Breed Ordinance Discussion & Proposed Dangerous Dog Ordinance (10/10)  
Claudine McDonald, Manager, Community Relations Division
5. Miscellaneous Matters for Consideration

Next Meeting: Wednesday, April 1, 2020

***Total projected meeting time: 70 min***



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**HOUSING, NEIGHBORHOOD SERVICES & REDEVELOPMENT POLICY COMMITTEE**  
February 5, 2020

Members Present: Council Member, Chair Crystal Murillo  
Council Member, Vice-Chair Francoise Bergan  
Council Member, Alison Coombs

Others Present: Council Member Juan Marcano, Roberto Venegas, Nancy Sheffield, Mike Marisco, Trudy Hernandez, Cecilia Zapata, Jessica Prosser, Daniel Krzyzanowski, Bob Oliva, Frank Butz, Karen Hancock, Susan Barkman, Mary W. Lewis, Andrea Amonick, George Adams, Sandra Youngman, Michael Bryant, Tim Joyce, Shelley McKittrick, Signy Mikita, Craig Maraschky, Chance Horiuchi, and Deana Foxen.

### **WELCOME AND INTRODUCTIONS**

Council Member Murillo welcomed everyone to the meeting. A brief introduction was made by each person in attendance.

### **MINUTES**

The October 23, 2019 minutes were approved by Council Member Murillo.

### **ANNOUNCEMENTS**

Mary W. Lewis shared that Providence at the Heights is nearing completion. Volunteers will begin moving household items into 49 apartment units on February 17<sup>th</sup>, with residents and families to be housed by February 24<sup>th</sup>. Ms. Lewis invited the Committee to save the date, March 20<sup>th</sup>, for an 11 a.m. Housewarming party.

Shelley McKittrick, Homelessness Program Director, thanked everyone who helped with the Point in Time study.

### **NEW ITEMS**

#### **COMMUNITY DEVELOPEMENT DIVISION FIVE-YEAR CONSOLIDATED PLAN**

##### Summary of Issue and Discussion

Jessica Prosser, Community Development Manager, introduced the draft 2020-2024 Consolidated Plan, and One-year Action Plan for 2020. The Consolidated Plan is a strategic plan required by the U.S. Department of Housing and Urban Development (HUD) that supports the proposed use of funds provided for the Community Development Block Grant (CDBG), Home Investment Partnership (HOME), and Emergency Solutions Grant (ESG) Programs. The City of Aurora receives approximately \$2,850,000 in CDBG dollars, \$1,100,000 in HOME and \$250,000 in ESG each year directly from HUD. Recommendations from the Analysis of Impediments to Fair Housing include adding affordable housing to the market, continuing to fund the city's home improvement loan program, and exploring an expanded program to buy down the cost of market rate units. Aurora's priority needs include mitigating homelessness by expanding and preserving affordable housing, supporting non-profit service providers, and expanding economic opportunities in the workforce.

Questions/Comments – Council Member Bergan asked about the salaries and workforce development options offered through the Arapahoe Douglas Workforce. Her specific concern is that salaries are disproportionate with current housing prices. Andrea Amonick, AURA Manager, sits on the Arapahoe Douglas Workforce Investment Board. She explained the Board conducts industry studies, researches existing jobs and workforce development, analyzes economic trends, and develops training that provides skills to workers that help them promote out of minimum wage jobs. Council Member Bergan would like to see job placement offered for the following industries; aerospace/aviation, nursing/healthcare, and hospitality & tourism. Council Member Murillo asked Ms. Amonick if statistical information could be shared with the Committee.

Outcome – Ms. Amonick will provide information from the Workforce Investment Board to the Committee. Council Member Murillo thanked Ms. Prosser for the presentation.

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**2020 WORK PLAN**

Summary of Issue and Discussion –

Council Member Bergan requested a detailed list of Aurora’s existing affordable housing inventory and asked if there was a method in place to be alerted when something becomes available. Craig Maraschky, Aurora Housing Authority, explained most recent data would be available as part of the Market Study performed last year through the Realtor’s Association. Additionally, Council Member Coombs suggested conducting a Vacancy Study, and a presentation from the Aurora @ Home Collaborative’s Landlord Recruiter.

Council Member Marcano requested a report of the consolidation of single-family homes owned by property management groups and absentee landlords. Nancy Sheffield, Neighborhood Services Department Director, suggested this information may come as part of the Housing Study, which will be presented in March or April. Mr. Marcano would like to see the Committee explore rental property licensing options.

Council Member Coombs requested a discussion to develop solutions and recommend options for the city’s involvement with respect to trash haulers and services. Additionally, Council Member Bergan requested a discussion on Code Enforcement processes.

Council Member Murillo would like to incorporate the Mobile Home Task Force into an existing Committee or Citizen Advisory Group. Also requested, information concerning how other comparable sized cities allocate their Federal Funds in comparison to Aurora.

A delegation from El Salvador would like to expand their partnership with the city through a potential coffee export cooperative or through a potential restaurant incentive program, and Council Member Murillo would like to bring that item before the Committee as well.

---

**MISCELLANEOUS MATTERS FOR CONSIDERATION**

The next meeting: Tuesday, March 11, 2020

Meeting adjourned at 4:10 p.m.

APPROVED:

\_\_\_\_\_  
Committee Chair, Crystal Murillo



**Housing, Neighborhood Services and Redevelopment  
Policy Committee**

**Agenda Item Commentary**

|  |
|--|
| <b>Item Title:</b><br>Providence at the Heights Housing Support; One-Time Funding  |
| <b>Item Initiator:</b> Crystal Murillo, Council Member   |
| <b>Staff Source:</b> Shelley McKittrick, Homelessness Program Director   |
| <b>Deputy City Manager Signature:</b>  |
| <b>Outside Speaker:</b> Regina Edmondson, Development Director, Second Chance Center   |
| <b>Council Goal:</b> 4.0: Create a superior quality of life for residents making the city a desirable place to live and work--2012: 4.0--<br>Create a superior quality of life for residents making the city a desirable place to live and wor |

**ACTIONS(S) PROPOSED** *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session
- Approve Item and Move Forward to Regular Meeting
- Information Only

**HISTORY** *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

Providence at the Heights provides permanent supportive housing. We are currently 95% leased up and are in need of residence support.

**ITEM SUMMARY** *(Brief description of item, discussion, key points, recommendations, etc.)*

Financial assistance is being requested for transition assistance, apartment furnishings, building furnishings, transportation, security, on-site staff assistance, on-site resources, and building finishes.

**QUESTIONS FOR Committee**

Does the Committee wish to approve the funding request and proceed to Study Session?

**EXHIBITS ATTACHED:**

**Back-up not included**

Providence at the Heights Housing Support  
One-Time Funding



**Housing, Neighborhood Services and Redevelopment  
Policy Committee**

**Agenda Item Commentary**

|   |
|---|
| <b>Item Title:</b><br>City Center Development Update  |
| <b>Item Initiator:</b> Daniel Krzyzanowski, Principal Planner   |
| <b>Staff Source:</b> Daniel Krzyzanowski, Principal Planner, 303-739-7187   |
| <b>Deputy City Manager Signature:</b>   |
| <b>Outside Speaker:</b>   |
| <b>Council Goal:</b> 5.2: Plan for the development and redevelopment of strategic areas, station areas and urban centers--2012:<br>5.2--Plan for the development and redevelopment of strategic areas, station areas and urban center |

**ACTIONS(S) PROPOSED** *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session
- Approve Item and Move Forward to Regular Meeting
- Information Only

**HISTORY** *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

**ITEM SUMMARY** *(Brief description of item, discussion, key points, recommendations, etc.)*

The City Center area has long been a priority area for development and planning efforts for Aurora. Throughout the 1980s, 1990s, and into the 2000s, the city conducted a number of studies and reports for the purpose of encouraging quality development in the city center area - those areas east of I-225 to the north and south of Alameda Parkway.

In February 2017, RTD opened the AuroraLine (R line) light rail service through Aurora. The city center location represents the third of the three major transit-oriented development (TOD) hubs along the AuroraLine (R Line) – the first two being Colfax Station and Nine Mile Station. This trio of locations also represents the three mixed-use, high density Urban District placetypes identified and prioritized in the *Aurora Places Comprehensive Plan*.

A new development proposal for the Metro Center property is imminent, while the Aurora Town Center has redevelopment plans for a portion of the site, the first of what is likely to be a long-term effort to further develop and enhance the mall site. While the city has identified the area as a critical location and a portion of the study area has an urban renewal plan (2009) in place, there is not a documented vision and master development framework for the full study area against which to evaluate development proposals, incentives requests, and infrastructure investments. The attached map identifies these key property holdings.

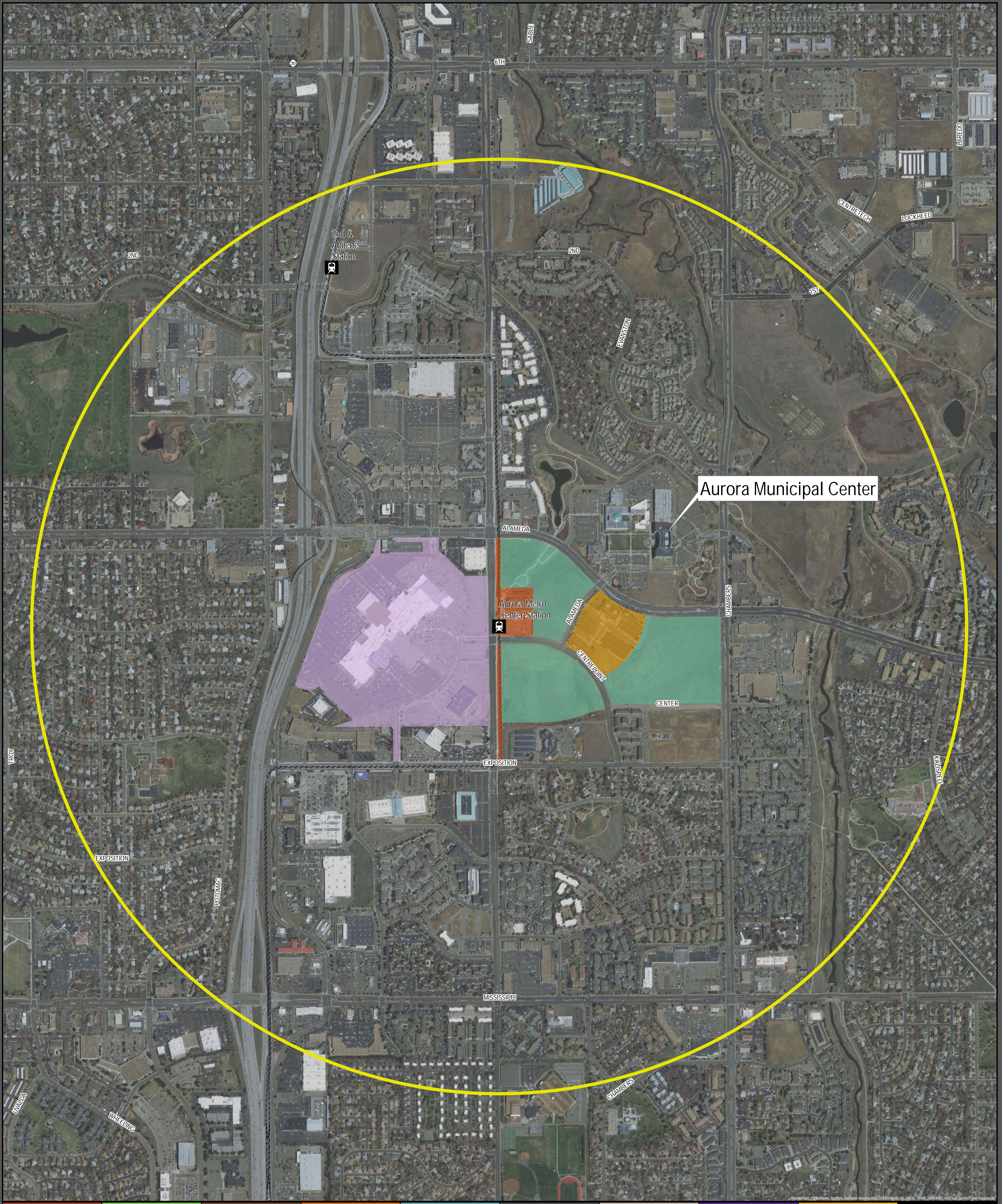
To help shape and support this development interest, the city will initiate a planning process to develop a vision and development framework for the area. This process is anticipated to take 6 months to complete and will feature a broad public input element for the community to share their desires for how this important part of Aurora continues to develop. Staff's presentation will preview the goals, participants, and schedule for this planning effort.

**QUESTIONS FOR Committee**

**EXHIBITS ATTACHED:**

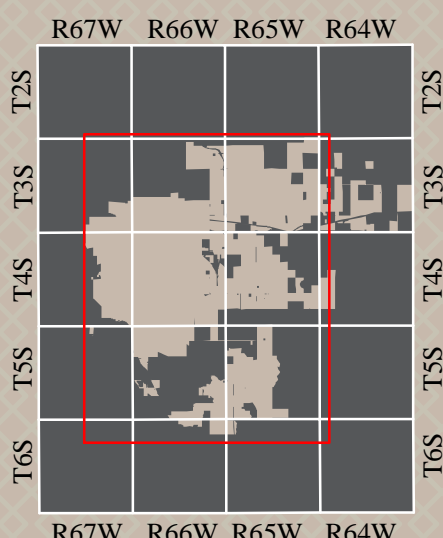
Base Map LQ.pdf  
3/11/2020



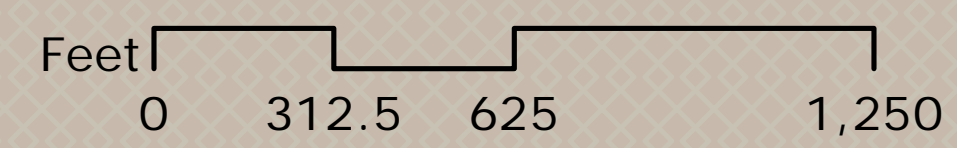


Planning and Development Services

15151 E. Alameda Parkway  
Aurora CO 80012 USA  
AuroraGov.org  
303.739.7000  
GIS@auroragov.org



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# City of Aurora, Colorado Aurora City Center and Vicinity Planning Areas

December 27, 2019  
3000 Scale



### Legend

- Light Rail Stations
- Light Rail Lines
- Aurora Metro Center Parcels
- Arapahoe County Building
- Town Center at Aurora Parcels
- RTD Parcels





**Housing, Neighborhood Services and Redevelopment  
Policy Committee**

**Agenda Item Commentary**

|  |
|--|
| <b>Item Title:</b><br>Restricted Breed Ordinance Discussion & Proposed Dangerous Dog Ordinance   |
| <b>Item Initiator:</b> Claudine McDonald, Community Relations Division Manager   |
| <b>Staff Source:</b> Claudine McDonald, Community Relations Division Manager x37653  |
| <b>Deputy City Manager Signature:</b>  |
| <b>Outside Speaker:</b>  |
| <b>Council Goal:</b> 4.0: Create a superior quality of life for residents making the city a desirable place to live and work--2012: 4.0--<br>Create a superior quality of life for residents making the city a desirable place to live and wor |

**ACTIONS(S) PROPOSED** *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session
- Approve Item and Move Forward to Regular Meeting
- Information Only

**HISTORY** *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

The ordinance related to keeping pit bulls and other restricted breeds of dogs was approved by City Council and became effective in 2005. The ordinance was amended in 2011 to accommodate changes made to the Americans with Disabilities Act, and allow for certain exemptions. A ballot question was presented to the voters in 2014, finding approximately 36% of the votes were in favor or repealing the ordinance, and 64% in favor of retaining the ordinance.

**ITEM SUMMARY** *(Brief description of item, discussion, key points, recommendations, etc.)*

City Council has requested discussion of the Restricted Breed Ordinance, Section 14-75 of the Aurora Municipal Code.

**QUESTIONS FOR Committee**

1. Does the Committee wish to retain the Restricted Breed Ordinance Section 14-75 of the Municipal Code?
2. If the Committee wishes to repeal the Restricted Breed Ordinance Section 14-75 of the Municipal Code, does the Committee wish to do so by ballot? Or by Ordinance?
3. Does the Committee support moving the proposed draft ordinance forward to Study Session?

**EXHIBITS ATTACHED:**

- Proposed Ordinance.pdf
- Restricted Breed Memorandum.pdf
- Sec. 14-7 Keeping Agressive or Dangerous Animals.pdf



## MEMORANDUM

**TO:** Housing, Neighborhood Services & Redevelopment Policy Committee  
**THROUGH:** Roberto Venegas, Deputy City Manager  
**FROM:** Nancy Sheffield, <sup>NS</sup>Interim Director, Neighborhood Services Department  
Anthony Youngblood, Manager, Animal Services Division  
**DATE:** March 4, 2020  
**SUBJECT:** Restricted Breed Ordinance Discussion and Proposed Dangerous Dog Ordinance

City Council has requested discussion of the Restricted Breed Ordinance, Section 14-75 of the Aurora Municipal Code by the Housing, Neighborhood Services and Redevelopment Policy Committee. Several City Council Members have expressed an interest in repealing this ordinance. In November 2014, the question was put on the ballot as to whether the ordinance should be retained or repealed. At that time, approximately 64 percent of the votes were to retain the ordinance. The City Attorney's Office has indicated the vote was advisory, so if City Council wishes to repeal the ordinance, it could be repealed by returning to the voters with a ballot question, or it could be repealed by ordinance.

### **Background**

The ordinance, approved by City Council on October 24, 2005, became effective on November 26, 2005 and by February 2006, 498 grandfathered, restricted breeds of dogs were licensed in Aurora.

February 11, 2008: City Council reviewed the ordinance in Study Session to determine its effectiveness. It was decided that no further action was needed to be taken at that time and to keep the ordinance as written. (Please see copy of report, attached.)

May 5, 2011: The ordinance was amended to

- Remove the ban for 7 of the 10 types of dogs originally defined as restricted breeds (American Bulldog/Old Country Bulldog, Dogo Argentino/Argentinian Mastiff, Presa Canario, Presa Mallorquin, Tosa Inu, Cane Corso and Fila Brasileiro) and continue to prohibit those defined as pit bulls (American Pit Bull Terrier, American Staffordshire Terrier, and Staffordshire Bull Terrier.)
- An exemption for pit bull service dogs was added to accommodate changes made to the Americans with Disabilities Act.
- DNA testing was included as a method for determining a dog's breed. Dogs with test results that denote 50 percent or less genetic pit bull composition are allowed in the city without restriction.

November, 2014: A ballot questions was presented to the voters and approximately 64 percent of the votes were to retain the ordinance and approximately 36 percent of the votes were to repeal the ordinance.

September, 2018: Chapter 14 Animal Code proposed revisions were brought by staff to City Council and Council requested staff to seek public input on the proposed revisions to Chapter 14. Public Engagement included social media postings, a dedicated page on Auroragov.org, and a survey. From May - July, 2019, staff continued the public engagement process with an on-line survey and three open houses.

October, 2019: Staff presented information from the public engagement process to the Housing, Neighborhood Services & Redevelopment Policy Committee.

We currently have a plan for additional public input and are working with Communications.

**Questions for the Committee**

1. Does the Committee wish to retain the Restricted Breed Ordinance Section 14-75 of the Municipal Code?
2. If the Committee wishes to repeal the Restricted Breed Ordinance Section 14-75 of the Municipal Code, does the Committee wish to do so by ballot? Or by ordinance?

We have had an Aggressive Animal ordinance in the Municipal Code for many years. Please see attached Sec. 14-7 – Keeping aggressive or dangerous animals. Although this ordinance has been effective throughout the years in dealing with aggressive dogs, staff recommends the adoption of the attached proposed ordinance which will allow greater flexibility with our enforcement and court cases. The proposed dangerous dog ordinance will allow for the following:

- Develop a tiered system for the judges to assess the action of the dog in determining the level of offense.
- Allow an Animal Protection Officer to have more discretion in handling each situation.
- Update the ordinance to be more current with other jurisdictions.

Staff will be present at the meeting to respond to questions of the Committee. Please let us know if you would like further information.

**Question for the Committee**

1. Does the Committee support moving the proposed draft ordinance forward to Study Session?



### COUNCIL AGENDA COMMENTARY

|  |                              |                           |
|--|------------------------------|---------------------------|
| <b>Item Title</b> Comprehensive Study Requirements by City Code Sec. 14-75 Related to the keeping of Pit Bulls and Other Restricted Breeds of Dogs |                              |                           |
| <b>Item Initiator</b> Nancy Sheffield, Director of Neighborhood Services   | <b>Phone #:</b> 303-739-7280 | <b>Initials</b> <i>NS</i> |
| <b>Staff Source</b> Nancy Sheffield, Director of Neighborhood Services   | <b>Phone #:</b> 303-739-7280 | <b>Initials</b> <i>NS</i> |
| <b>City Manager/Deputy City Manager Signature</b> <i>Frank Lopez</i>   |                              |                           |

**ACTION(S) PROPOSED:** *(Check all appropriate actions)*

- Approve Item as proposed at Study Session
- Approve Item as proposed at Regular Meeting
- Approve Item with Waiver of Reconsideration
- Other (Explain)

**PREVIOUS ACTIONS OR REVIEWS:**

**a. Formal Meeting** Meeting Date: October 24, 2005 Minutes Attached   
 Recommended Action:  Approved  Not Approved  Forwarded without Recommendation  
 Recommendation Report Attached

**b. Policy Committee** Name: Code Enforcement Policy Committee Meeting Date: January 25, 2008  
 Name: Meeting Date:  
 Minutes Attached   
 Recommended Action:  Approved  Not Approved  Forwarded without Recommendation  
 Recommendation Report Attached

**c. Special Study/Workshop** Name:  
 Meeting Date: Minutes Attached   
 Recommended Action:  Approved  Not Approved  Forwarded without Recommendation  
 Recommendation Report Attached

**d. Board/Commission** Name: None  
 Meeting Date: Minutes Attached   
 Recommended Action:  Approved  Not Approved  Forwarded without Recommendation  
 Recommendation Report Attached

**e. Staff** Name:  
 Recommended Action:  Approved  Not Approved  Forwarded without Recommendation  
 Recommendation Report Attached

**HISTORY: (Explanation of Previous Actions or Reviews)**  
 October 24, 2005: City Council approved the amendment of Chapter 14 of the City Code by adding a new section 14-75 relating to the keeping of Pit Bulls and other Restricted Breeds of Dogs.  
 November 26, 2005: the ordinance related to Pit Bulls and other Restricted Breeds of Dogs became effective.  
 January 25, 2008: Code Enforcement Policy Committee – the Committee reviewed and discussed the report to evaluate the effectiveness of this ordinance after it had been in place for two years, and the Committee agreed to move the report forward to Study Session.

**ITEM SUMMARY: (Brief description of Item)**

Background  
 Aurora city code Sec. 14-75 Unlawful Keeping of Pit Bulls or Restricted Breed of Dog, became effective on November 26, 2005, requiring all restricted breeds of dogs already living in the city to be licensed by January 31, 2006. Please see a copy of the ordinance attached. Council indicated that the management and enforcement of this ordinance must be budget neutral, so as not to be a burden on the General Fund.

The ordinance requires a comprehensive study at the end of the two year-period to determine the effectiveness of the ordinance, and requires that the study be presented to City Council at study session. This is not to be construed as a sunset provision, as the ordinance shall remain in full force and effect until that time when City Council decides to amend or repeal it.

Below is exact ordinance verbiage:

**Sec. 14-75. Unlawful Keeping of Pit Bulls or Restricted Breed of Dog:**

**Section 5.** At the end of the two-year period measured from the effective date of this ordinance the City Manager or designee shall be required to perform a comprehensive study to evaluate the effectiveness of this ordinance. The study shall be completed within 90 days and results thereof shall be presented to the City Council at a study session. At a minimum the evaluation must include, tabulated by calendar year:

1. The number of pit bulls and restricted breeds involved in reported attacks and bites upon both persons and animals. \*
2. The number of pit bulls and restricted breeds impounded, and the result of such impoundment. \*
3. The number of convictions for any violation of chapter 14 of the Aurora City Code resulting from pit bulls and other restricted breeds. \*
4. The amount of fines assessed for violations of this ordinance.
5. The number of pit bulls and other restricted breeds registered pursuant to this ordinance.
6. The amount of fees collected as a result of licensing pursuant to this ordinance.

This section 5 shall not be construed as any type of sunset provision and the ordinance shall remain in full force and effect until otherwise amended or repealed by City Council.

\*Numbers 1, 2 and 3 of this evaluation must also include a comparative analysis to unrestricted breeds.

**ENFORCEMENT ANALYSIS**

**Field Service Calls:** Animal Care Officers are required to investigate complaint calls. They must also conduct property inspections to ensure owners have well-constructed fencing around their property, six-sided locked pens for confining their dogs, and warning notices posted on gates and at the front door of their residence.

|      | <u>Complaints Investigated</u> | + | <u>Property Inspections</u> | = | <u>Total Field Service Calls</u> |
|------|--------------------------------|---|-----------------------------|---|----------------------------------|
| 2006 | 532                            |   | 498                         |   | 1,030                            |
| 2007 | 400                            |   | 73                          |   | 473                              |

**Bites:** Prior to the passage of the Restricted Breed ordinance, the ten restricted breeds of dogs represented an unusually high number of bites in the community when compared to the number of Restricted Breeds licensed in the City. Bites from restricted breeds have dropped since enforcement began:

- 2007: 15 Restricted Breed bites; 9.6% of the 157 bites from all other dogs combined\*
- 2006: 8 Restricted Breed bites; 6.2% of the 129 bites from all other dogs combined
- 2005: 27 Restricted Breed bites; 24.6% of the 110 bites from all other dogs combined
- 2004: 33 Restricted Breed bites; 18.5% of the 178 bites from all other dogs combined
- 2003: 28 Restricted Breed bites; 15.1% of the 185 bites from all other dogs combined

\* For this report, "all other dogs/all other dog breeds" does not include any Restricted Breeds of dogs

**Impoundment and disposition:** 2006, the first year of enforcement for the Restricted Breed ordinance, saw a dramatic increase in the number of prohibited dogs impounded at the Aurora Animal Shelter (from 478 in 2005 to 758 in 2006). Prior to 2006, the majority of these dogs were impounded for running at large. That changed once City Council grandfathered dogs licensed at the time the ordinance became effective. Following the approval of the ordinance, Restricted Breeds were now impounded simply for being in Aurora without the proper license. Animal Care Officers are required to impound all unlicensed Restricted Breeds of dogs observed and issue corresponding summonses to the owners.

The number of Restricted Breeds impounded in the Aurora Animal Shelter dropped significantly after the initial year of enforcement (from 758 in 2006 to 269 in 2007). A few of these dogs were returned to their owners for permanent removal outside the City, and none of them were eligible for adoption in Aurora; subsequently a large number of these dogs were euthanized.

| <u>Year</u> | <u>Restricted Breeds Impounded</u> |
|-------------|------------------------------------|
| 2007        | 269                                |
| 2006        | 758                                |
| 2005        | 478                                |
| 2004        | 372                                |
| 2003        | 289                                |
| 2002        | 169                                |

**Convictions:** Significantly more summonses were issued for violation of Sec. 14-75 in 2006, when the ordinance first took effect, than were issued in 2007. It is believed ordinance publicity and the community's 'word-of-mouth' about strict enforcement efforts helped reduce the number of these dogs in the City.

2006: 238 summonses issued with 779 charges and 215 Restricted Breed convictions

2007: 137 summonses issued with 480 charges and 89 Restricted Breed convictions

### FINANCIAL ANALYSIS

**Fines and Forfeitures:** Conviction in Aurora Municipal Court of unlawfully keeping a Restricted Breed of dog carries a minimum fine of \$700. Per ordinance, judges may not suspend the fine. According to Municipal Courts, fines assessed and paid for the first two years of enforcement:

2006: Fines assessed: \$138,375 Fines paid: \$47,656

2007: Fines assessed: \$ 93,399 Fines paid: \$73,594

Not everyone can pay the entire amount of the fines assessed at the time of their court appearance. Fees collected in 2007 also reflect payments made towards penalties assessed by the court in 2006.

**Fees / Registrations:** Only those owners whose animals were grandfathered via registration in accordance with the ordinance are able to purchase (renew) licenses in the future. Therefore, the largest numbers of licenses sold were in 2006 and that number will decrease every year thereafter as animals are relocated out of the City or die. There will be a corresponding decrease in revenue fees associated with Restricted Breed registrations:

2006: 498 Restricted Breeds were licensed in the City with associated fees of \$99,600. Many owners used that first year to relocate their dog or move out of Aurora.

2007: 355 Restricted Breeds were licensed; revenue decreased to \$73,514.

Note: 2007 revenues also reflect some licenses renewed early at an increased fee rate for 2008 (\$200 per license in 2006 and 2007 compared to \$218 per license for 2008).

### **Status of Revenue and Expenditure:**

City Council mandated that the management of the Restricted Breed Ordinance must be "budget neutral" so as to have no impact on the General Fund. Therefore, a designated revenue account was established for revenues and expenditures. City Council gave initial approval for the hiring of two contract employees, an Animal Care Officer and a Shelter Attendant and the outfitting of a van.

As of January 31, 2007, we had revenue deposits in the amount of \$363,074 from licenses, other administrative fees, and court fines.

|                                      | <u>2005</u>    | <u>2006</u>      | <u>Preliminary<br/>2007</u> | <u>Total</u>     | <u>Projected<br/>2008*</u> |
|--------------------------------------|----------------|------------------|-----------------------------|------------------|----------------------------|
| Court fees and fines                 | -              | 47,656           | 73,594                      | 121,250          | 84,654                     |
| Administrative fees                  | -              | 22,115           | 33,862                      | 55,977           | 56,020                     |
| License renewals                     | 3,060          | 99,600           | 73,514                      | 176,174          | 53,410                     |
| <u>Interest earned</u>               | <u>      </u>  | <u>2,426</u>     | <u>7,247</u>                | <u>9,673</u>     | <u>      </u>              |
| <b>Total Revenue</b>                 | <b>\$3,060</b> | <b>\$171,797</b> | <b>\$188,217</b>            | <b>\$363,074</b> | <b>\$194,084</b>           |
| <b>Total Expense</b>                 | <b>\$8,901</b> | <b>\$ 95,394</b> | <b>\$102,380</b>            | <b>\$206,674</b> | <b>\$194,084</b>           |
| <b>2007 Preliminary Fund Balance</b> |                |                  |                             | <b>\$156,400</b> |                            |

At 2007 year-end there have been \$206,674 expenditures charged to this account for the management and enforcement of the Restricted Breed Ordinance. We have an estimated fund balance of \$156,400.

\* Projected 2008 budget does not include actuals, but rather projected amounts.

**SUMMARY**

- The number of Restricted Breeds impounded in the Aurora Animal Shelter peaked during the first-year of enforcement, then dropped sharply to fewer than the number impounded in 2003.
- The number of dogs grandfathered via registration dropped the second year, as was expected. Registrations are anticipated to decrease annually until there are no licensed Restricted Breeds in the City.
- The revenue associated with registration declined the second year of enforcement and will continue to decline as dogs are moved out of the City or die.
- The number of bites from Restricted Breeds of dogs declined significantly the first year, and although the bites increased slightly the second year of enforcement, bites from Restricted Breeds remained lower than they were before passage of the ordinance.
- Fewer complaints were received by the Animal Care in 2007 than in 2006 regarding Restricted Breeds and fewer of these dogs were observed in the field by Animal Care Officers.
- The number of summonses issued for unlawful keeping of a Restricted Breed of dog declined significantly from 2006 to 2007. A corresponding decrease in convictions was reported by Municipal Courts.
- Municipal Courts report the amount of fines collected increased from 2006 to 2007.
- To date, this ordinance has remained budget-neutral, per Council's directive. Revenue has off-set expenditures.

**NOTE:** Please see attached chart (2006 and 2007 Report Required by Ordinance) and a copy of the ordinance.

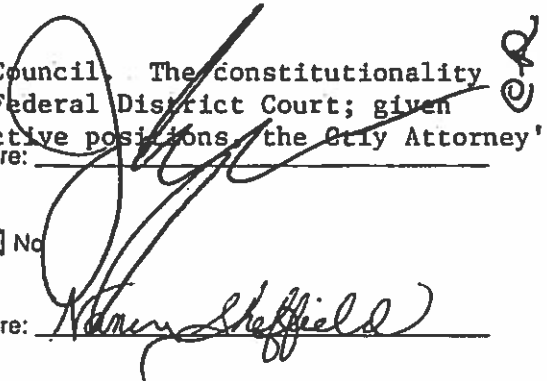
**Staff Recommendation**

The study indicates that this ordinance has been effective with a reduction in the number of Restricted Breeds impounded, in the number of bites by Restricted Breeds, in the number of citizen complaints and in the summonses to court regarding Restricted Breeds. The financial analysis indicates that the revenues have paid for expenses with a fund balance of \$156,400 going into 2008. In addition to our costs of enforcement and shelter, we will have some charges against this fund balance in early 2008 to address some areas of the Animal Care facility that were impacted by this ordinance. We would like to see how many licenses are issued in 2008 and look at the revenue coming in from fines and other administrative fees. Staff will then be in a better position to make a recommendation regarding a potential change in the cost of the license should Council wish to make an adjustment for 2009.

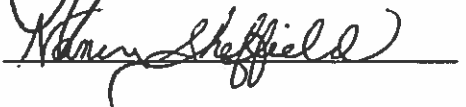
**KEY ISSUES:** *(Special circumstances or requests, support or opposition)*

**LEGAL COMMENTS:**

Action on this item is within the sound discretion of City Council. The constitutionality of the ordinance is presently the subject of litigation in Federal District Court; given the relative strengths and weaknesses of the Parties' respective positions, the City Attorney's Office is guardedly optimistic about the eventual outcome of this lawsuit.

Signature: 


**FISCAL AND OPERATING IMPACT ON THE CITY: (If Yes, EXPLAIN)**  Yes  No

Signature: 

**FISCAL AND OPERATING IMPACT ON OTHERS: (If Yes, EXPLAIN)**  Yes  No

Significant  Nominal

The owners of Restricted Breeds of dogs and convicted violators of the ordinance pay for the cost of enforcement, sheltering and all expenses related to the ordinance through the payment of license fee, other administrative fees and fines; thereby not creating an impact on the City's General Fund.

Signature: 

**STUDY SESSION QUESTIONS FOR COUNCIL:**

Has City Code Section 14-75 related to the keeping of Pit Bulls and other Restricted Breeds of dogs been effective, as measured by the evidence presented in the comprehensive study?

**EXHIBITS ATTACHED:**

- A - Chart (2006 and 2007 Report Required by Ordinance)
- B - Ordinance No. 2005-84
- C -
- D -
- E -
- F -
- G -
- H -
- I -
- J -

**RESTRICTED BREED OF DOG  
2006 AND 2007 REPORT REQUIRED BY ORDINANCE**

1. The number of pit bulls and restricted breeds involved in reported attacks and bites upon both persons and animals (\*compared to all breeds).

| Year | Restricted Breed Attacks/Bites on Humans | Restricted Breed Attacks/Bites on Animals | Restricted Breed Total Attacks/Bites | All Other Dog Breeds Attacks/Bites on Humans | All Other Dog Breeds Attacks/Bites on Animals | All Other Breeds Total Attacks/Bites |
|------|--|---|--------------------------------------|--|---|--------------------------------------|
| 2006 | 8  | 0   | 8                                    | 123  | 6   | 129                                  |
| 2007 | 11                                       | 4   | 15                                   | 150  | 7   | 157                                  |

2. The number of pit bulls and restricted breeds impounded, and the result of such impoundment (\*compared to all breeds).

| Year                  | Impound | Released to owner | Adopt | Transfer | Rescue | Missing | Disposal | Died | Euthanized | Outcome Total |
|-----------------------|---------|-------------------|-------|----------|--------|---------|----------|------|------------|---------------|
| 2006 Restricted Breed | 758     | 130               | 0     | 5        | 3      | 0       | 7        | 4    | 636        | 785           |
| 2006 Other Dogs       | 2,158   | 893               | 576   | 73       | 73     | 1       | 52       | 12   | 413        | 2,093         |
| 2007 Restricted Breed | 269     | 85                | 0     | 7        | 3      | 0       | 4        | 0    | 173        | 272           |
| 2007 All Other Breeds | 2,141   | 897               | 594   | 106      | 109    | 0       | 51       | 9    | 363        | 2,131         |

Note: The outcome total number is different than the impound number because some animals are already in the shelter on January 1<sup>st</sup> of each year. There are also some animals still in the building on December 31<sup>st</sup> at the end of the year that do not have an 'outcome' until some time after the 1<sup>st</sup> of the year.

Restricted Breeds transferred or rescued out of the shelter are puppies of questionable heritage, younger than 3 months, have passed temperament and health evaluations and are transferred to facilities outside the City of Aurora. It is difficult to accurately assess a breed younger than 6 months because the physical appearance changes as a puppy 'grows into itself.' Puppies of owners living in Aurora require a second Breed Evaluation at 6 months.

3. The number of convictions for any violation of chapter 14 of the Aurora City Code resulting from pit bulls and other restricted breeds (\*compared to all breeds).

| Year | Restricted Breed Summonses Issued | Restricted Breed Charges Filed | Restricted Breed Convictions | All Other Dogs Summonses Issued | All Other Dogs Charges Filed | All Other Dogs Convictions |
|------|-----------------------------------|--------------------------------|------------------------------|---------------------------------|------------------------------|----------------------------|
| 2006 | 238                               | 779                            | 215                          | 1,397                           | 11,026                       | 7,316                      |
| 2007 | 137                               | 480                            | 89                           | 1,249                           | 10,786                       | 5,463                      |

4. The amount of fines assessed for violations of this ordinance.

| Year | Restricted Breed Fines Assessed | Restricted Breed Fines Paid |
|------|---------------------------------|-----------------------------|
| 2006 | \$138,375                       | \$47,656                    |
| 2007 | \$ 93,399                       | \$73,594                    |

5. The number of pit bulls and other restricted breeds registered pursuant to this ordinance; and

6. The amount of fees collected as a result of licensing pursuant to this ordinance.

| Year | Restricted Breed Registrations | Restricted Breed License Fees Paid |
|------|--------------------------------|------------------------------------|
| 2006 | 498                            | \$99,600                           |
| 2007 | 355                            | \$73,514                           |



Sec. 14-7. - Keeping aggressive or dangerous animals.

- (a) *Prohibited.* It shall be unlawful for any person to keep or harbor an aggressive or dangerous animal. For the purposes of this chapter, the term "aggressive or dangerous animal" shall mean any dog or other animal that, without intentional provocation, bites or attacks humans or other animals or in an aggressive or dangerous manner approaches any person or other animal in an apparent attitude of attack, whether or not the attack is consummated or capable of being consummated. It shall be an affirmative defense to charges under this section if the actual or intended victim of any attack has made an unlawful entry into the dwelling of the owner.
- (b) *Guard dogs excepted.* Dogs maintained as guard dogs, as defined in section 14-74 and in compliance with such section, shall not be included under this section.
- (c) *Immediate destruction.* Nothing in this chapter shall be construed to prevent the immediate destruction by an animal care officer or a police officer of any aggressive or dangerous animal when less drastic methods, such as tranquilizing, are not available or effective and when an animal care officer, a police officer or the animal's owner is unable to promptly and effectively restrain or control the animal so that it might be impounded.

(Code 1979, § 7-4; Ord. No. 97-51, § 5, 10-13-97; Ord. No. 2004-52, § 4, 8-23-2004; Ord. No. 2014-23, § 2, 7-28-2014)

Editor's note— Ord. No. 2014-23, § 2, adopted July 28, 2014, amended the catchline of § 14-7 to read as herein set out. Section 14-7 formerly pertained to "Keeping vicious, aggressive or dangerous animals."

ORDINANCE NO. 2020-\_\_\_\_

A BILL

FOR AN ORDINANCE FOR THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTIONS 14-1, 14-4, AND 14-7 OF THE CITY CODE RELATED TO ENACTING AN AGGRESSIVE ANIMAL, POTENTIALLY DANGEROUS ANIMAL AND DANGEROUS ANIMAL ORDINANCE AND ADDING A RECKLESS DOG OWNER PROHIBITION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. The following definitions shall be added to section 14-1 of the City Code of the City of Aurora, Colorado, which definitions shall read as follows;

Sec. 14-1. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

***Aggressive animal*** means an animal, whether under the control of the owner or not, except a dog assisting a law enforcement officer engaged in law enforcement duties, which without provocation or justification approaches any person or other animal in an apparent attitude of attack. An animal that is on its owner's property that acts aggressively at a fence or barrier but does not leave the owner's property shall not be deemed to be an aggressive animal.

***Aurora Animal Services Division Manager*** means the Manager of the Aurora Animal Services Division of the City of Aurora, Colorado or such other person designated by the City and the term shall also include such person's designee.

***Bite(s)*** means any contact between an animal's teeth and the skin of a human which causes a puncture wound, laceration or other piercing of the skin.

***Dangerous animal*** means any animal, whether under the control of the owner or not, except a dog assisting a law enforcement officer engaged in law enforcement activities, that

- (a) Has a second confirmed bite to a human or kills a domesticated animal;
- or
- (b) Has an owner that has failed to maintain or abide by the conditions of release of a dangerous dog ordered by the court or a dangerous animal permit.

***Potentially dangerous animal*** means any animal, which while running at large, except a dog assisting a law enforcement officer engaged in law enforcement duties:

- (a) Bites a human; or
- (b) Has been previously adjudged to be a potentially dangerous animal, or a similar definition, by any jurisdiction that has not had the declaration waived.

*Proper enclosure* means a structure which:

- (a) Is suitable to prevent the entry of young children and to prevent the animal from escaping;
- (b) Is a six-sided structure with a bottom permanently attached to the sides and the sides must be at least 5 feet wide x 10 feet long x 5 feet high to prevent the animal from escaping;
- (c) Shall provide appropriate protection from the elements for the animal;
- (d) Shall provide adequate exercise room, light, and ventilation for the animal;
- (e) Must comply with all zoning and building ordinances of the City; and
- (f) Must be kept in a clean and sanitary condition and approved by an Animal Protection Officer.

*Provocation* means any action or activity, whether intentional or unintentional which would be reasonably expected to cause a normal animal in similar circumstances to react in a manner similar to that shown by the evidence.

*Serious physical injury* [as also defined in C.R.S. § 18-1-901 (2018)] means bodily injury which, either at the time of the actual injury or at a later time, involves a substantial risk of death, a substantial risk of serious permanent disfigurement, a substantial risk of protracted loss or impairment of the function of any part or organ of the body, or breaks, fractures.

Section 2. That subsections (b) and (g) of section 14-4 of the City Code of the City of Aurora, Colorado, are hereby amended to read as follows:

Sec. 14-4. - Impoundment; court proceedings; ~~destruction~~ **surrender** of animals.

- (b) *Length of impoundment.* If there is probable cause to believe that there is a violation of section 14-5, 14-6, 14-7, 14-8, 14-10, 14-11, 14-12, 14-13, 14-71, 14-72, 14-74, 14-75, 14-101, 14-102, **14-131, 141-134** or 14-161, the animal may be taken into custody by the animal care protection officer or member of the police department and impounded in the animal shelter in a humane manner. Except as otherwise provided in subsection (g), such impoundment shall be for a period of not less than ~~three~~ **five (5) business days**, unless earlier claimed. If the owner fails to claim the impounded animal after ~~three~~ **five (5) business days** subsequent to being notified or reasonable efforts to notify have been made, the animal shall be **deemed surrendered to the Aurora Animal Services Division. become the property of the city and shall be disposed of in a humane manner at the discretion of the city manager or designee.** The owner shall still be subject to all fees and costs.

- (g) *Court findings; release of animal; surrender.* If a complaint has been filed in the municipal court against the owner of an animal impounded for violation of section 14-6, 14-7, 14-8, 14-10, ~~14-12, 14-13~~, 14-71, ~~14-72~~, 14-74 or 14-75, the animal shall not be released from impoundment except on the order of the municipal judge. **For violations of section 14-5, 14-11, 14-12, or 14-13, a field supervisor or the division manager have the discretion to release the animal without the need for a court ordered release or may hold the animal for an order from the municipal judge.** The municipal judge may, upon making a finding that the alleged owner has failed to appear for any court date on the complaint, order the animal to be surrendered to the Aurora Animal ~~Care Services~~ Division. ~~or destroyed in a humane manner.~~ When, at a **court disposition** hearing for release or surrender of an animal that has been found by the municipal court, by a preponderance of the evidence, to be a restricted breed **or the animal is in violation of any provision of section 14-75** the animal shall be ordered surrendered unless the owner produces evidence deemed sufficient by the court pursuant to section 14-75(e) that the restricted breed will be permanently taken out of the city. At any other hearing for release or surrender the animal shall be ordered surrendered **to the Aurora Animal Services Division** unless the municipal judge finds, by a preponderance of the evidence, there exists reasonable assurance that the animal can be safely maintained, cared for and controlled without danger to the community and that the animal does not create a nuisance to the surrounding neighbors or community. In determining whether the animal can be safely maintained, cared for and controlled by its owner, the judge shall consider all relevant and reliable evidence, whether or not the evidence is admissible at trial, including, without limitation, pre-bite or post-bite behavior indicative of aggressive or dangerous tendencies regardless of impoundment status. If the animal's owner wishes to have a behavior assessment performed before the surrender hearing, he or she shall notify and work with Aurora Animal Services to set up and complete such assessment following the Aurora Animal Service's shelter policies. Aurora Animal Services shall include language giving written notification (in bold print) of the right to a behavior assessment to any owner of an animal impounded and set for an impound hearing under this section. If the animal's owner chooses to conduct an assessment, the findings from each assessment shall be shared with the other party within five (5) **business** days of the assessment being conducted, and at least five (5) **business** days before the date of the impound hearing provided for in Section 14-4(g). The assessment shall be presented to the Judge at the impound hearing. The Judge shall also hear any proffered evidence of the circumstances of the initial bite including whether it occurred on the owner's property, including provocation and evidence relating to the ability to keep the animal on/with the owner utilizing any requirements able to be taken by the owner to minimize any recurrence. All options in lieu of surrender shall be considered. An order of ~~destruction~~ ~~or~~ surrender of an animal shall not relieve the owner of payment of fees, ~~or~~ costs, **or restitution** which resulted from the impoundment. **When making the determination the animal can be safely maintained, cared for and controlled without danger to the community and that the animal does not create a nuisance to the**

surrounding neighbors or community the municipal court judge shall make a determination the animal is:

- (i) A potentially dangerous animal;
- (ii) A dangerous animal; or
- (iii) An aggressive animal.

Section 3. That section 14-7 of the City Code of the City of Aurora, Colorado, is hereby amended to read as follows:

Sec. 14-7. – Keeping **potentially dangerous**, aggressive, or dangerous animals.

- (a) **Potentially Dangerous Animal Prohibited.** It shall be unlawful for any person owner to possess, care for, keep, maintain or harbor an aggressive or a potentially dangerous animal. ~~For the purposes of this chapter, the term "aggressive or dangerous animal" shall mean any dog or other animal that, without intentional provocation, bites or attacks humans or other animals or in an aggressive or dangerous manner approaches any person or other animal in an apparent attitude of attack, whether or not the attack is consummated or capable of being consummated. It shall be an affirmative defense to charges under this section if the actual or intended victim of any attack has made an unlawful entry into the dwelling of the owner.~~
- (b) **Aggressive Animal Prohibited.** It shall be unlawful for any owner to possess, care for, keep, maintain or harbor an aggressive animal.
- (c) **Dangerous Animal Prohibited.** It shall be unlawful for any owner to possess, keep, care for, maintain or harbor a dangerous animal.
- (d) **Unknown Owner.** If the animal that meets the definition of potentially dangerous animal, dangerous animal, or aggressive animal and the identity of the owner of the animal cannot be reasonably determined the animal shall be immediately seized and impounded. Any animal impounded that is not claimed within a five-business day period the animal will be deemed to have been surrendered to the Aurora Animal Services Division.
- (e) **Penalty.** Any owner who is convicted of having a potentially dangerous, dangerous or aggressive animal shall be subject to the penalty provisions as provided in section 1-13 of the City Code.
- (f) **Keeping of an Aggressive Animal or Potentially Dangerous Animal.** After an owner has been adjudicated by the Aurora Municipal Court as having either an aggressive animal or potentially dangerous animal, as a condition of returning the aggressive animal or potentially dangerous animal to the owner, the Court shall order the owner:
  - (1) To apply for an aggressive or potentially dangerous animal permit within five (5) business days of the date of a conviction, and maintain and comply with the conditions of the permit and this section at all

times, until the Court waives the aggressive animal or potentially dangerous animal determination;

- (2) Not permit the aggressive or potentially dangerous animal to run at large or leave the owner's property unless the animal is securely leashed and muzzled; and
- (3) To spay or neuter the aggressive or potentially dangerous animal and provide proof of sterilization to the Aurora Animal Services Division within fourteen (14) calendar days of the Court's order.

In addition to any other penalty or condition imposed by the Court for violating this section the Court may revoke the aggressive or potentially dangerous animal permit and order the surrender of the animal to the Aurora Animal Services Division if the Court finds sufficient evidence the owner has not complied with all the conditions or restrictions ordered by the Court or has otherwise violated any other provision of Chapter 14. The owner of an animal ordered surrendered to the Aurora Animal Services Division is subject to the surrender requirements as provided in section 14-4.

- (g) *Waiver of the Aggressive Animal or Potentially Dangerous Animal Determination.* The owner of an aggressive animal or potentially dangerous animal may apply to the Aurora Animal Services Division Manager to have the declaration waived after two (2) years upon meeting the following conditions:
- (1) The owner of the aggressive animal or potentially dangerous animal has not been convicted of violating any provision of Chapter 14, other than one conviction of keeping barking dogs, for the previous two (2) years; and
  - (2) The owner of the aggressive animal or potentially dangerous animal has complied with all the Court ordered provisions, the provisions of this section, and the provisions of the aggressive or potentially dangerous animal permit for the previous two (2) years; and
  - (3) The owner provides proof to the Aurora Animal Services Division Manager of successful completion of a behavior modification program administered by a Certified Pet Dog Trainer, Certified Dog Behavior Consultant, or Veterinary Behaviorist, certified through the American College of Veterinary Behaviorists or equivalent training.
- The Aurora Animal Services Division Manager shall forward the waiver request to the Aurora Municipal Court for a hearing to waive or rescind the aggressive animal or potentially dangerous animal declaration.
- (h) *Keeping of a Dangerous Animal.* After an owner has been adjudicated by the Aurora Municipal Court as having a dangerous animal, as a condition of returning the dangerous animal to the owner, the Court shall order the owner to apply for a dangerous animal permit within five (5) business days of the date of a conviction, maintain and comply with the conditions of the permit and this section at all times, until the Court waives the dangerous

**animal determination. The following conditions and requirements shall be part of the Court's order to release the dangerous animal to its owner.**

- (1) *Enclosure.* Whenever outside of a residential structure the owner shall keep the animal in a locked proper enclosure;**
- (2) *Leash.* No owner of a dangerous animal shall allow the animal to exit its residential structure or proper enclosure unless the animal is securely attached to a leash not more than four (4) feet in length and held by a person who is both over the age of eighteen (18) and who has the physical ability to restrain the animal at all times. No owner shall keep or permit the animal to be kept on a chain, rope or other type of leash outside its residential structure or proper enclosure unless a person capable of controlling the animal is in physical control of the leash;**
- (3) *Muzzle.* When a dangerous animal is outside of its residential structure or proper enclosure the animal must wear a properly fitted muzzle to prevent the animal from biting humans or another animal. Such muzzle shall not interfere with the animal's breathing or vision. It shall be unlawful for any owner of a dangerous animal to allow the animal to be outside of its residential structure or proper enclosure without wearing a muzzle.**
- (4) *Confinement.* Except when leashed and muzzled as provided in this subsection, a dangerous animal shall be securely confined in a residential structure or confined in a locked proper enclosure;**
- (5) *Indoor Confinement.* No dangerous animal shall be kept on a porch, patio or in any part of a house or structure that would allow the animal to exit such house or structure on its own volition. In addition, no dangerous animal shall be kept in a house or structure when window screens, screen doors or wire screen doors are the only obstacle preventing the animal from exiting the house of structure;**
- (6) *Signs.* All owners of dangerous animals shall display in a prominent place on their premises a sign easily readable by the public using the words "Beware of Dog";**
- (7) *Liability Insurance, Surety Bond.* Subject to judicial discretion, the Court may require the maintenance of either a homeowners, condominium or renter's insurance policy as applicable with a policy minimum of \$100,000.**
- (8) *Identification Photographs.* All owners of dangerous animals must within ten (10) calendar days of a determination the animal is**

**dangerous provide the Aurora Animal Services Division with two color photographs of the registered animal clearly showing the breed, color and approximate size of the animal;**

- (9) *Microchip.* All owners of dangerous animals shall microchip the dangerous animal within ten (10) calendar days of a determination the animal is dangerous and provide the microchip information to the Aurora Animal Services Division to register the animal as dangerous;**
- (10) *Spaying/Neutering.* All owners of dangerous animals, if not already so treated, shall spay or neuter the animal within fourteen (14) calendar days of a determination the animal is dangerous and provide proof of the sterilization to the Aurora Animal Services Division;**
- (11) *Sale or Transfer of Ownership.* No owner shall sell, barter or in any way dispose of or transfer a dangerous animal registered with the City as a dangerous animal to any person within the City unless the recipient person resides permanently in the same household and on the same premises as the owner of the dangerous animal. The owner of a dangerous animal may sell or otherwise dispose of a registered dangerous animal to a person(s) who does not reside within the City if the owner transferring the animal discloses the animal has been declared to be a dangerous animal by the Aurora Municipal Court to the person who wants to be the animal's new owner and has the new owner of the dangerous animal read and sign a "Liability Waiver" provided by the Aurora Animal Services Division. The owner who transfers ownership of the animal shall immediately notify the Aurora Animal Services Division of any change of ownership of any dangerous animal and provide the Liability Waiver signed by the new owner to the Aurora Animal Services Division. It shall be unlawful for an owner not to follow the requirements of this subsection if the owner sells, barter, transfers or in any way disposes of a dangerous animal;**
- (12) *Immediate Notification.* The owner of a dangerous animal shall immediately notify the Aurora Animal Services Division if the dangerous animal escapes from its proper enclosure or restraint and is at large. The owner of a dangerous animals shall immediately notify the Aurora Animal Services Division if the dangerous animal bites or attacks a person or domestic animal; and**
- (13) *Failure to Comply.* It shall be a separate offense to fail to comply with any of the conditions or restrictions in this subsection. Any violation of this subsection shall result in the owner being charged with violating this subsection (h), and the animal being subject to immediate seizure and impoundment.**



- (14) ***Acknowledgement of Conditions.*** The owner shall be provided with a document setting forth all of these requirements and the owner shall attest their receipt thereof.

In addition to any other penalty or conditions imposed by the Court for violating any provision of this subsection the Court may revoke the dangerous animal permit and order the surrender of the animal to the Aurora Animal Services Division if the Court finds sufficient evidence the owner has not complied with all the conditions or restrictions ordered by the Court, the dangerous dog permit, this section, or has otherwise violated any other provision of Chapter 14. The owner of an animal ordered surrendered to the Aurora Animal Services Division is subject to the surrender requirements as provided in section 14-4.

- (i) ***Waiver of the Dangerous Animal Determination.*** The owner of a dangerous animal may apply to the Aurora Animal Services Division Manager to have the declaration of dangerous animal waived after three (3) years upon meeting the following conditions:
- (1) The owner of the dangerous animal has not been convicted of violating any provision of Chapter 14, other than one conviction of keeping barking dogs, for the previous three (3) years; and
  - (2) The owner of the dangerous animal has complied with all the Court ordered provisions, the provision of this section, and the provisions of the dangerous dog permit for the previous three (3) years; and
  - (3) The owner provides proof to the Aurora Animal Services Division Manager of successful completion of a behavior modification program administered by a Certified Pet Dog Trainer, Certified Dog Behavior Consultant, or Veterinary Behaviorist, certified through the American College of Veterinary Behaviorists or equivalent training.
- The Aurora Animal Services Division Manager shall forward the waiver request to the Aurora Municipal Court for a hearing to waive or rescind the dangerous animal declaration.
- (j) ***Aggressive Animal, Potentially Dangerous Animal Permit and Dangerous Animal Permit.*** In addition to the conditions listed by this section for such permit, applications for an aggressive animal or potentially dangerous animal permit and a dangerous animal permit shall include:
- (1) The name and address of the applicant and of the owner of the animal and the names and address of two (2) persons who may be contacted in the case of an emergency.
  - (2) An accurate description of the animal for which the permit is requested.
  - (3) The address or place where the animal will be located together with the property owner's written consent or authorization to permit the animal on the property.

- (4) **A permit fee. In addition to the license fees provided by this Chapter, the owner of an aggressive animal, potentially dangerous animal or dangerous animal shall pay an annual permit fee. The permit fee shall be established by the City Manager in accordance with section 2-587 of the City Code.**
  - (5) **The microchip number of the animal.**
  - (6) **Proof that the animal has a current rabies vaccination.**
  - (7) **Such other information as required by the Aurora Animal Services Division.**
- (k) ***Continuation of Declaration.* Any animal that has been declared aggressive, potentially dangerous, or dangerous, or similar definition by any jurisdiction, shall be subject to the provisions of this ordinance. The person moving into the City owning any animal designated as aggressive, potentially dangerous, or dangerous, by any jurisdiction other than the City, shall notify the Aurora Animal Services Division of the animal's address and the conditions of maintaining the animal ordered by a Court within ten (10) calendar days of moving the animal into the City. The restrictions and conditions imposed by any other jurisdiction for maintaining an aggressive, potentially dangerous, or dangerous animal shall remain in effect and in the event of a conflict between the provisions of this section and the provisions of the other jurisdiction's restrictions or conditions the more restrictive provision shall control.**
- (l) ***Affirmative Defense.* It shall be an affirmative defense to charges under this section if the actual or intended victim of any prohibited action of an animal under this section made an unlawful entry into the dwelling of the owner.**
- ~~(b)~~(m) ***Guard dogs excepted.* Dogs maintained as guard dogs, as defined in section 14-74 and in compliance with such section, shall not be included under this section.**
- ~~(e)~~(n) ***Immediate destruction.* Nothing in this chapter shall be construed to prevent the immediate destruction by an animal protection officer or a police officer of any aggressive or dangerous animal when less drastic methods, such as tranquilizing, are not available or effective and when an animal protection officer, a police officer or the animal's owner is unable to promptly and effectively restrain or control the animal so that it might be impounded.**

Section 4. That the City Code of the City of Aurora, Colorado, is hereby amended to add a new section to be numbered 14-73, which section shall read as follows:

**Sec. 14-73. – Reckless Dog Owner.**

- (a) **Any person convicted of:**
  - (1) **A violation of section 14-6, 14-7, 14-8, 14-12, 14-13, 14-71, or 14-75 of Chapter 14 of the City Code three (3) or more times in a twenty-four (24) month period; or**

- (2) A violation of section 14-7, Keeping potentially dangerous, aggressive, or dangerous animals, two (2) or more times in any five (5) year period shall be declared a reckless dog owner.
- (b) If the Aurora Municipal Court determines an owner is a reckless dog owner the Court shall order the city licenses and permits of all dogs owned by the reckless dog owner to be revoked and shall order the owner not to own, keep, care-for, hold, possess, harbor, or maintain any dog for a period of three (3) years from the date of the declaration.
- (c) A person declared to be a reckless dog owner may apply to the Aurora Animal Services Division Manager to have the declaration waived after eighteen (18) months upon meeting the following conditions:
- (1) The reckless dog owner has had no violations of this Chapter since the declaration by the Court; and
  - (2) The reckless dog owner has complied with all the provisions of this section for a period of eighteen (18) months since the date of the declaration by the Court; and
  - (3) The reckless dog owner provides proof to the Aurora Animal Services Division Manager of successful completion of a program designed to improve the person's understanding of dog ownership responsibilities and based upon an interview with the Aurora Animal Services Division Manager establishing that understanding.
- (d) If the Aurora Animal Services Division Manager, in his or her sole discretion, finds sufficient evidence that the person has complied with all conditions in this subsection, the application shall be forwarded to the Aurora Municipal Court for a hearing to waive or rescind the reckless dog owner declaration.

Section 5. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 6. Repealer. All acts, orders, resolutions, ordinances, or parts thereof, in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

Section 7. Publication. Pursuant to Section 5-5 of the City Charter, the second publication of this ordinance shall be by reference, utilizing the ordinance title. Copies of this ordinance are available at the office of the City Clerk.

INTRODUCED, READ AND ORDERED PUBLISHED this \_\_\_\_\_  
day of \_\_\_\_\_, 2020.

PASSED AND ORDERED PUBLISHED BY REFERENCE this \_\_\_\_\_ day of -  
\_\_\_\_\_, 2020.

\_\_\_\_\_  
MIKE COFFMAN, Mayor

ATTEST:

\_\_\_\_\_  
STEPHEN J. RUGER, City Clerk on

APPROVED AS TO FORM \_\_\_\_\_  
TIM JOYCE, Assistant City Attorney

F:/Dept/City Attorney/CA/Tim/Ordinance/2019 Dangerous Dog/Ordinance Alternate Version Dangerous Dog Ordinance

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**HOUSING, NEIGHBORHOOD SERVICES & REDEVELOPMENT POLICY COMMITTEE**  
December 8, 2020

Members Present: *Council Member, Chair Crystal Murillo*  
*Council Member, Vice-Chair Francoise Bergan*  
*Council Member, Alison Coombs*

Others Present: George Adams, Andrea Amonick, Lana Dalton, Liz Fuselier, Lindsay Hammond, Karen Hancock, Chance Horiuchi, Tim Joyce, Daniel Krzyzanowski, Signy Mikita, Mindy Parnes, Jessica Prosser, Melissa Rogers, Melinda Townsend, Roberto Venegas, Sandra Youngman, Cecilia Zapata

### **WELCOME AND INTRODUCTIONS**

Council Member Murillo welcomed everyone to the meeting.

### **MINUTES**

The Committee unanimously approved the November 12, 2020 meeting minutes.

### **ANNOUNCEMENTS**

Jessica Prosser, director of Housing and Community Services announced and introduced Lana Dalton, the City's new Homeless Program-Manager.

### **NEW ITEMS**

#### **RESOLUTION TO TEMPORARILY SUSPEND ENFORCEMENT OF CITY CODE SECTION 46-4.6.3.B.4 AT 3293 OAKLAND STREET**

##### Summary of Issue and Discussion

As COVID-19 has continued to impact Aurora, assistance and protective measures for those most vulnerable in our community have continued. As we move into colder months, our population of people experiencing homelessness with a need for shelter will increase, thus increasing public health concerns. Aurora is also seeing an increase in encampments and people living in their cars. This is a public health issue and the City is working with partners to identify additional sheltering space to accommodate the need. Additional shelter space would be funded with County CARES funds through the end of the year and then HUD Emergency Solutions Grant (ESG-CV) funds starting in January. Eligible activities for ESG-CV include: Emergency shelter, housing stability, homelessness prevention, rapid re-housing, whole family health and wellness and support for Homeless Management Information Systems (HMIS).

Jessica Prosser presented the resolution to allow "Safe Parking" (sleeping in vehicles) exclusively at the 3293 Oakland Street shelter.

Questions/Comments – CM Bergan and CM Murillo asked for clarification about the end date of the resolution. Jessica responded that it coincides with either the end date of the Disaster Declaration and/or the end of the lease and operations at 3293 Oakland St., April 30, 2021. However, after the meeting, Assistant City Attorney Tim Joyce clarified by email, "the duration of the regulation proposed can only be as long as there is a disaster declaration by the City. A disaster declaration allows the City Manager to promulgate regulation necessary to protect life and property and preserve critical resources. Once the disaster declaration is terminated all the promulgated regulations will terminate."

Outcome – The Committee unanimously agreed to move the Resolution to study session consent.

## **HOUSING, NEIGHBORHOOD SERVICES AND REDEVELOPMENT POLICY COMMITTEE REVIEW OF SCOPE AND NAME**

### **Summary of Issue and Discussion**

The Neighborhood Services department finalized a reorganization and department name change on June 1, 2020. The department is now named Housing and Community Services.

On August 5, 2020, the Housing, Neighborhood Services and Redevelopment Policy Committee members reviewed the current Council Rules which define the Housing, Neighborhood Services and Redevelopment Committee as follows:

### **Housing, Neighborhood Services and Redevelopment Committee**

The Housing, Neighborhood Services and Redevelopment Committee shall recommend objectives and Initiatives in the following areas:

1. Neighborhood stability and code enforcement
  - a. City housing and animal codes
  - b. Policies and procedures of code enforcement
2. Incentives for redevelopment
3. Urban Renewal projects
  - a. Redevelopment policies
  - b. Economic development and business/Chamber groups (urban renewal)
4. Community housing needs
  - a. Community development programs (including housing counseling and homelessness prevention programs)
  - b. Programs to address the foreclosure issue (including vacant property registration and the Neighborhood Stabilization Program)
5. Programs to strengthen and enhance neighborhood organizations and address neighborhood and business community issues including:
  - a. Neighborhood liaison programs, including the Neighborhood Fence Replacement Program
  - b. Graffiti
  - c. Citizens' Code Enforcement Academy
  - d. Learn about Aurora, Neighbor to Neighbor roundtables, and the Neighborhood Referral Program
6. Annual reports from the following boards and commissions:
  - a. Aurora Housing Authority
  - b. Building Code, Contractors Appeals & Standards Board

After discussion, the Committee agreed to defer to the Rules Committee for review of the Housing, Neighborhood Services and Redevelopment Policy Committee scope and possible name change. The Housing, Neighborhood Services and Redevelopment Policy Committee members deferred to the Rules Committee to review the committee's scope to assure it falls in line with the direction of the Committee. The Rules Committee was not be able to accommodate the request in a timely manner, and therefore it was agreed to return the agenda item to the Housing, Neighborhood Services and Redevelopment Policy Committee for review. After review of the item on October 7, 2020, the Committee requested staff's support in identifying what the Committee is about, how they operate, and what the goals should be. Staff was to communicate via email with the Committee during the next month, and before the next committee meeting, especially when talking about specific text for the goals. A short presentation was to be given by staff at the next committee meeting

At the November 12, 2020 Housing, Neighborhood Services and Redevelopment Policy Committee meeting, CM Murillo reminded staff of the pending item and requested to have the item placed on the December meeting agenda.

In early December, Jessica convened staff from several departments to discuss the history, different objectives and initiatives associated with the policy committee. Staff discussed the best use of committee resources in light of the

fact many areas of overlap with other departments, committees, and boards. The conversation with staff focused on long-range redevelopment planning with an emphasis on community engagement. Staff also discussed quality-of-life areas such as waste hauling, animal services, etc. The group affirmed a focus on housing and the implementation of a housing strategy. These foci will need to be captured by any council sub-committee.

Questions/Comments – Andrea Amonick discussed the process for consideration of some overlapping matters (e.g. urban renewal projects) which bypass policy committees and are discussed by the AURA (the Aurora Urban Renewal Authority) Board. CM Coombs asked whether these discussions could be more focused within the committee, which is familiar with the topics and may be able to look more closely at topics pertaining to redevelopment than the Board in general. Andrea responded that the Board awaits two new members but is well-equipped to discuss redevelopment matters despite its large scope. Andrea detailed selections from the Board’s thirteen goals which are aligned with those of the Policy Committee and are generally considered by Council without intermediary consideration by sub-committees. CM Bergan indicated the over-arching goals of the Board and the Policy Committee have a lot of overlap. CM Coombs clarified her question as to whether AURA issues can be considered within the Policy committee for coordinating with policy objectives, she requested a review in light of the housing survey results. CM Murillo enumerated the factors that will likely need to resolve before moving forward in combining, restructuring, or otherwise finalizing changes to the name and scope of the Committee. CM Murillo further described hesitation with combining based on key distinctions between development of land and development of communities. CM Coombs circled back to the reason for the discussion of committee name arising from the change of name (from “Neighborhood Services”). Mindy added that department aims to do a lot of sub-area planning that requires community engagement. CM Bergan mentioned overlap of economic impact with housing discussions. She requested a presentation of plans to include economic impact (e.g. what urban development will mean for area jobs). Andrea responded process for urban renewal planning includes community engagement and communicating community interests to council and the board. The draft is reviewed by planning commission before going to study session as a whole. CM Murillo reiterated the distinctions between the logistical and social development of an undeveloped area and restoring existing neighborhoods. CM Coombs, *et al.* discussed opportunities for collaboration between the committees given shared interests and goals. CM Bergan requested a presentation on economic impact of City Center development. Andrea described community engagement efforts to include diverse voices in the plan and said they would be able to further present on their findings pursuant to CM Bergan’s request.

Outcome – The conversation provided the components of the Committee’s direction, but definitive next steps can neither be determined nor taken without the resolution of other matters.

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## **CITY CENTER VISION PROJECT UPDATE**

### **Summary of Issue and Discussion**

The City Center area has long been a priority area for development and planning efforts for Aurora. Throughout the 1980s, 1990s, and into the 2000s, the city conducted a number of studies and reports for the purpose of encouraging quality development in the city center area - those areas east of I-225 to the north and south of Alameda Parkway.

In February 2017, RTD opened the Aurora Line (R line) light rail service through Aurora. The city center location represents the third of the three major transit-oriented development (TOD) hubs along the Aurora Line (R Line) – the first two being Colfax Station and Nine Mile Station. This trio of locations also represents the three mixed-use, high density Urban District place types identified and prioritized in the Aurora Places Comprehensive Plan. A new development proposal for the Metro Center property is under review, while the Aurora Town Center has redevelopment plans for a portion of the site, the first of what is likely to be a long-term effort to further develop and enhance the mall site. While the city has identified the area as a critical location and a portion of the study area has an urban renewal plan (2009) in place, there is not a documented vision and master development framework for the full study area against which to evaluate development proposals, incentives requests, and infrastructure investments. The attached map identifies these key property holdings.



To help shape and support this development interest, the city has initiated a planning process to develop a vision and development framework for the area. This process was anticipated to kick off in March/April and take 6 months to complete, however Covid-19 delayed the initiation of the steering committee and public input process. The public process kicked off this Summer and the first two rounds of public engagement have been completed. The Housing, Neighborhood Services and Redevelopment Policy Committee was provided a preview of the project and process at the March 11, 2020, meeting.

Despite a delayed start due to Covid-19, the project was initiated earlier in 2020. The project team has facilitated the steering committee and community engagement process, as well as started development of guiding principles and articulation of the community's vision for future development in the area. Key elements of the process include:

#### *Steering Committee*

The project is supported by a steering committee whose role is to provide oversight on process and input on key issues. The steering committee is comprised of City Council representatives, Planning and Zoning Commission representatives, major property owners (including Metro Center and Town Center at Aurora), nearby residents, RTD and Arapahoe County, and city staff. The steering committee has met periodically throughout the project and has been briefed on all aspects of the planning process.

#### *Community Engagement*

The city hosted virtual public meetings on August 6 and October 21. At these online events, participants learned about opportunities for growth and development in the City Center area, as well as similar urban development in other area cities. Speakers included Visit Aurora, AEDC, representatives from Parkside at City Center, and city staff. Participants also were invited to provide input into their desired development character and activities for the area.

Additionally, the city asked for community input through an online survey that was open to the entire Aurora community and available in English and Spanish. Over 860 responses were received and provided the project team with a wealth of information on key topics that are important to the community. There was a lot of support for an active "downtown" district at City Center that included a wide variety of uses and activities. Unique or locally-owned businesses were especially desirable as were high-quality public parks and plazas. Respondents supported the idea of a "park once and walk" type of district that was safe, convenient, and comfortable to move throughout the district. More detail on the public input will be provided as part of staff's presentation.

#### *Plan Development*

Staff has started to draft key elements and content of the vision and plan document. This content will reflect the community input received to date, staff recommendations, and any direction provided by City Council. A draft plan document will be presented to the public at a third and final stage of public engagement for review and further feedback. (No date has been set at this time.) Staff's Policy Committee presentation will review the project's goals as well as address the public input received and planning completed to date.

Staff presented a PowerPoint that detailed:

1. Project Overview
2. Understanding City Center
3. Public Input Summary
4. Draft Guiding Principles
5. Next Steps

Questions/Comments – CM Coombs said she was interested in hearing more about initiative from a standpoint of equity and inclusivity (of businesses and residents) standpoint. Staff responded that it was a recurring theme in the

customer feedback and could be provided. Another major theme in the feedback was an emphasis on unique, locally- and minority-owned businesses in the city center. This is already a strength within Aurora on Havana and Colfax.

CM Murillo expressed appreciation for the geographical visuals and reiterated her focus on equity, ensuring that development concentrates on accessible price points. Staff responded that this was a recurring and leading theme and is a priority focus.

Outcome – This item was informational only.

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### **MISCELLANEOUS MATTERS FOR CONSIDERATION**

There were no miscellaneous matters for consideration.

Next meeting: Wednesday, January 6, 2021 at 3:00 p.m. (Tentative)

Meeting adjourned at 4:24 p.m.

APPROVED: Crystal Murillo Digitally signed by Crystal Murillo  
Date: 2021.02.19 21:38:12 -0700  
Committee Chair, Crystal Murillo



# City Center Vision and Development Framework

**An Amendment to the City Center Station Area Plan**

**Planning & Economic Development Policy Committee**

**April 14, 2021 ▪ 8:30 to 10:00 AM**

# Study Area

Focus of study is on area east of I-225, north and south of Alameda Avenue





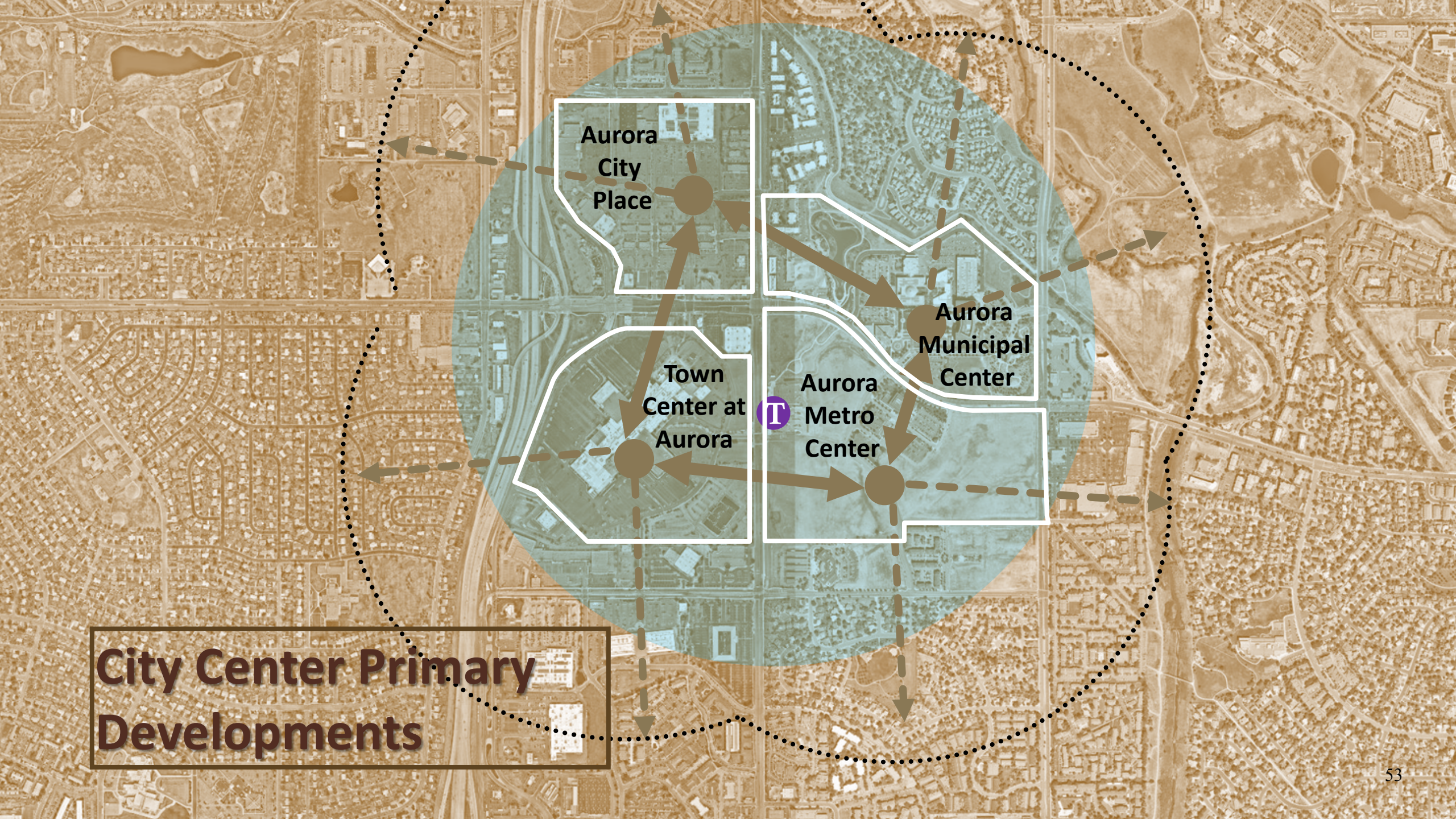
# City Center Primary Developments

Aurora City Place

Town Center at Aurora

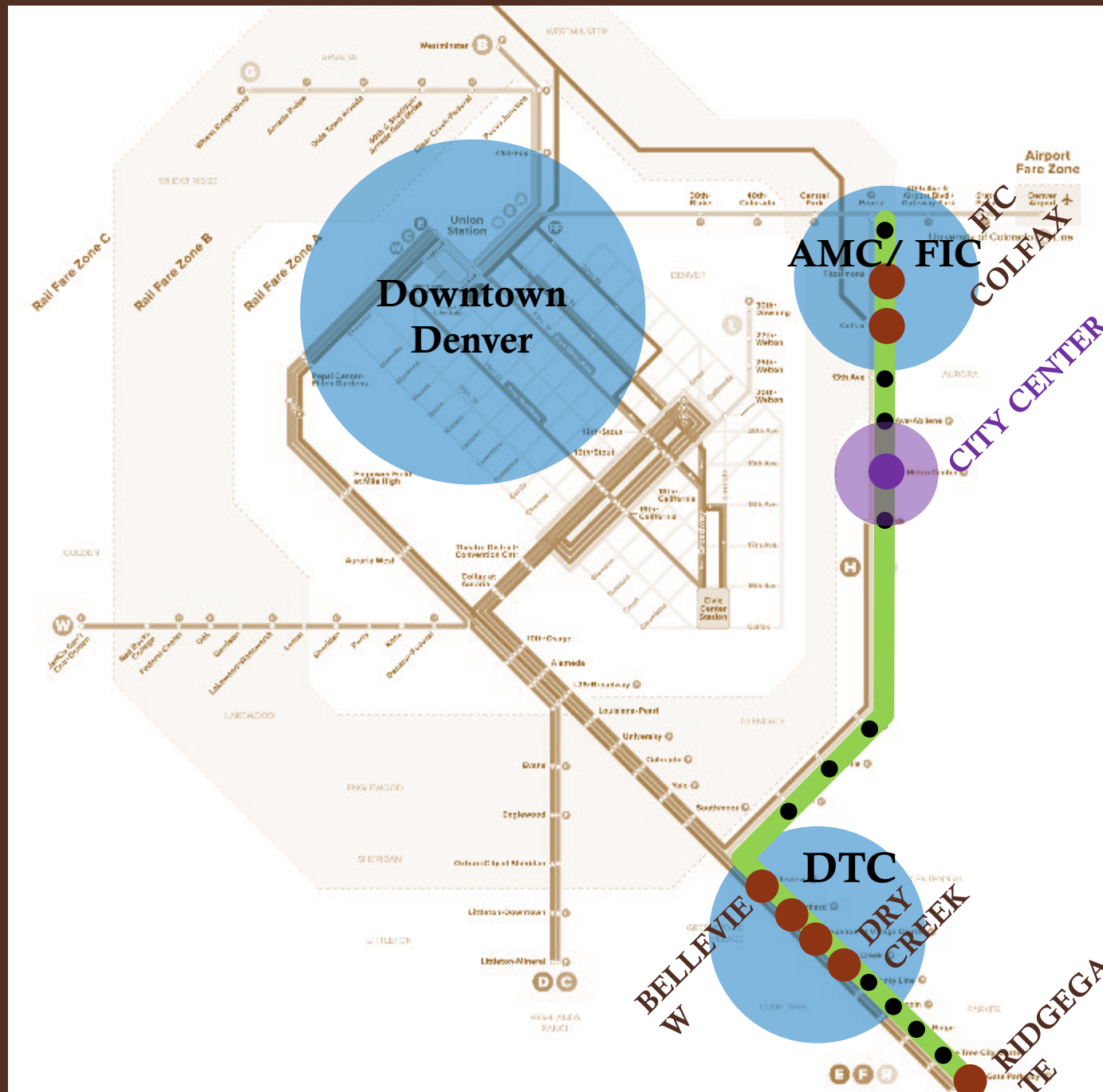
Aurora Metro Center

Aurora Municipal Center





# REGIONAL CONTEXT



# City Center District: Historic Plans and Investment

Over \$410  
million of  
city funds  
invested  
since 2000

Over the last 30+ years, the City, through its Council and citizens, has focused on the creation of an intense and vibrant downtown in City Center.

In the past 20 years alone, **over \$410 million of city investment** in infrastructure and development improvements have included:

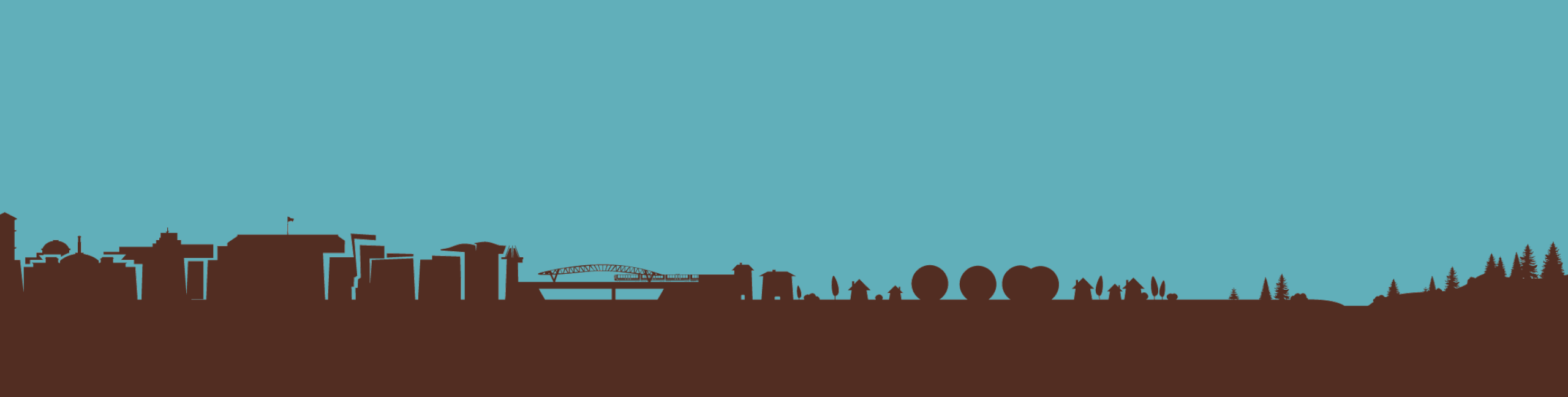
- I-225 and Alameda interchange
- Aurora Municipal Center Campus
- Aurora City Place
- Aurora Town Center improvements
- Light rail corridor and station improvements & enhancements
- Drainage and park improvements
- Trail connections
- Alameda street improvements

# Recent Development

- ◆ Parkside at City Center (mixed-use)
- ◆ Fieldhouse USA (entertainment)
- ◆ Raising Cane's (restaurant)
- ◆ In-and-Out (restaurant)
- ◆ Alameda View (affordable housing)







# Project Overview

# Project Summary and Process

- ◆ Assess current conditions, opportunities, and challenges within area.
- ◆ Engage the public about their desires for City Center's future.
- ◆ Identify a vision and development framework for future growth.
- ◆ Create a planning document to help guide development and public improvements.



# Why Are A Vision and Plan Important?

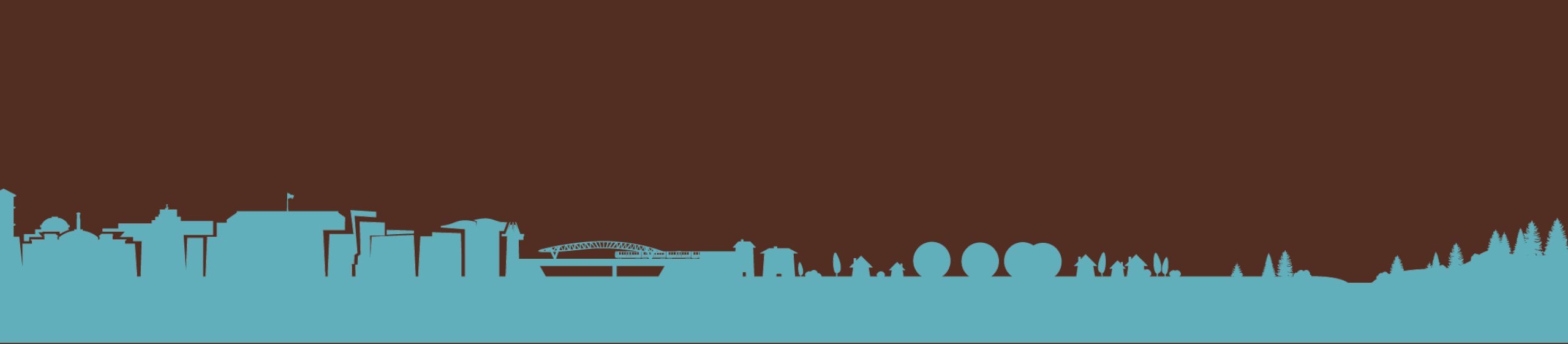
- ◆ Articulates the **community's shared desires** for how the area will grow and change in the future.
- ◆ **Signals to developers** what types of development opportunities are available and what the city desires.
- ◆ Can be used as a **marketing or economic development tool** for attracting desired development.
- ◆ Provides context and direction for **zoning and development standards** and a measure against which to review proposals.
- ◆ Provides context and direction for **infrastructure planning and budgeting** to support anticipated development.
- ◆ Supports and strengthens **grant funding applications**.



# Project Schedule to Date

- ◆ Project initiated April 2020
- ◆ Steering Committee formation August 2020
- ◆ Virtual public meeting #1 August 6 (Community Discussion)
- ◆ Online survey August 9 to September 15
- ◆ Online public meeting #2 October 21 (Preference Survey)
- ◆ Public review draft released 2<sup>nd</sup> Quarter 2021





# Plan Components

1. Existing Conditions & Historical City Investment
2. Community Survey Results
3. City Center Vision
4. Development Framework
5. Financial Framework
6. Organizational Framework



# Community and Property Owner Input

# Community Survey Results Summary

- ◆ Strong support for **additional retail, restaurant, and entertainment choices**, with an emphasis on unique, locally-owned, or first-to-market businesses.
- ◆ Support for **employment opportunities and a diversity of housing** options at a variety of prices.
- ◆ Strong desire for City Center to offer an **attractive and popular destination** for shopping, dining, entertainment, employment, and other activities
- ◆ Desire for **multiple modes of transportation**, with an emphasis on providing **safe, convenient connections** across major thoroughfares and to surrounding areas.
- ◆ A **“park once and walk”** district received strong support.
- ◆ Strong **support for active public spaces**, including urban parks, plazas, and enhanced street frontages with outdoor dining, seating, and landscaping.
- ◆ Support for the City Center area to grow into **Aurora’s “downtown” district**.
- ◆ Desire for a district that offers a variety of activities and serves a **diversity of residents, employees, and visitors**.
- ◆ Respondents support a district that highlights the community’s character and **redefines expectations about Aurora**.



# Vision and Guiding Principles



# *Draft* Vision Statement

*City Center is envisioned as Aurora's dense, mixed-use, downtown district. It is one of the city's most important economic and cultural centers. Its strong sense of community, reflection of the city's diversity, and local culture make it unique within the region.*

*The district offers an unprecedented opportunity to build upon public and private investment, and attract a range of new jobs, retail, entertainment, and housing choices to underutilized land around the Metro Center Station.*

# *Draft* Guiding Principles for City Center

- **Serve as an Economic Engine for the City**
- **Foster Community, Diversity and Local Culture through creation of an Authentic Place**
- **Promote Health, Well-being and Resiliency**
- **Create a Connected and Multi-modal District**
- **Focus on Identity, Branding and Technology**



# *Draft* Guiding Principles

## **Serve as an Economic Engine for the City**

- Offer a dense mix of uses and activities that draw visitors from Aurora and the region
- Provide a concentration of diverse and well-paying jobs
- Build upon public investment and private development momentum
- The District should be a substantial tax revenue generator

## **Foster Community, Diversity, and Local Culture through the Creation of an Authentic Place**

- Create a true city center or downtown as a focal point for community interaction
- Provide high quality and active open spaces for a diversity of residents, employees, and visitors
- The District embraces diversity and includes locally-owned businesses
- Foster an identity that is authentic Aurora and redefines expectations



# *Draft* Guiding Principles

## Foster Health, Well-being and Resiliency

- Create a safe and welcoming environment for all
- Design to encourage healthy, active lifestyles
- Create a multigenerational neighborhood
- Offer a variety of housing types and prices to meet diverse household needs
- Design infrastructure and buildings that support sustainability

## Create a Connected and Multi-modal District

- Strengthen Aurora Metro Center Station as a multimodal hub
- Create a safe and convenient network for pedestrians and bicycles
- Offer convenient wayfinding and public parking facilities
- Connect to surrounding neighborhoods and existing trails and open space amenities



# *Draft* Guiding Principles

## Identity, Branding and Technology

- Promote and develop the area as a collection of distinct urban districts
- Organize public and private stakeholders to work toward shared goals
- Invest in technology infrastructure to meet the changing needs of residents, businesses, and the community





# Development Framework

High-level Foundational Principles for Physical Development



# District Character

- Envision the district as Aurora's downtown
- Central public spaces and the public realm give an identity to the district; design and function is high priority
- District should be highly walkable, designed around pedestrian convenience and safety





# District Character

- Sufficient density and activity to create an active center; thoughtfully mix land uses, require urban-scale density
- Build on past infrastructure investments and plan for new public improvements to support private investments



*Downtown Westminster design concept*

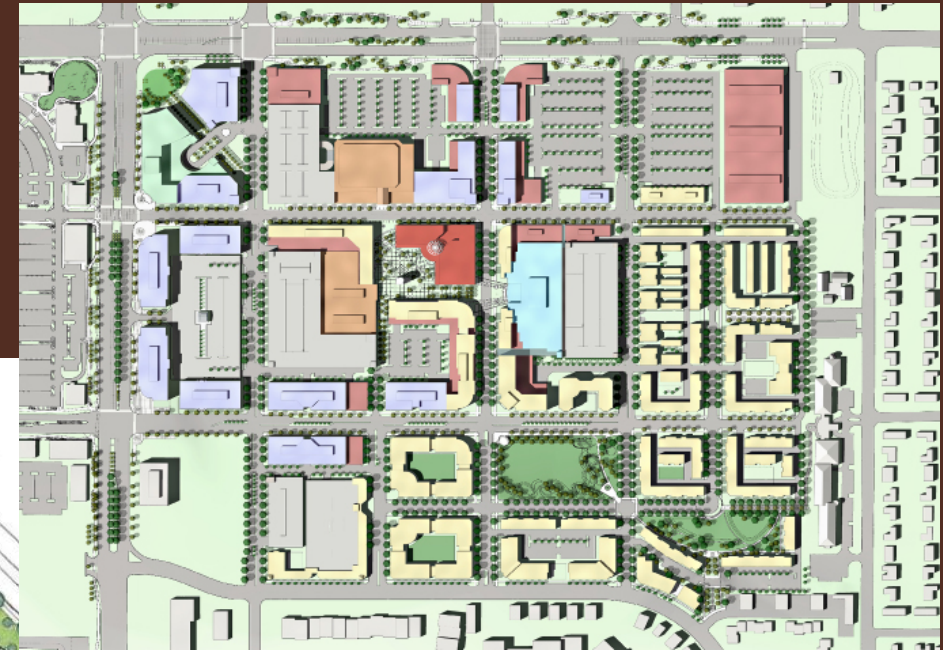


# Walkability and Connectivity

- Continued focus on bus and light rail service at Metro Center Station
- Consider redevelopment of RTD parking lot and bus parking to shared structured parking and mixed-use development



2013 City of Aurora and SEM study



Bel Mar design concept

# Walkability and Connectivity

- Sable and Alameda intersections: enhance pedestrian comfort and safety; and provide alternative routes
- Require pedestrian, bicycle, and street connections between developments as area builds out or redevelops
- Introduce unique art to brand district crossings



*Crosswalk design examples*

# Future Development: New Activities, Experiences & Economic Generators

## Retail and restaurants

- Retail and restaurants continue as a primary element of the district
- Community desire for more diversity of options for shopping and dining
- Strategically locate along main streets or active public spaces
- Tenant selection is important element, should mix in local or first-to-market

## Office

- As part of mixed-use development, highest density along I-225 frontage
- Employees can help support retail and restaurants; this type of district character is draw to employees and businesses
- Long-term development horizon





# Future Development: New Activities, Experiences & Economic Generators

## Housing

- Mix of housing types, including market and affordable, rental and owner, variety of price points

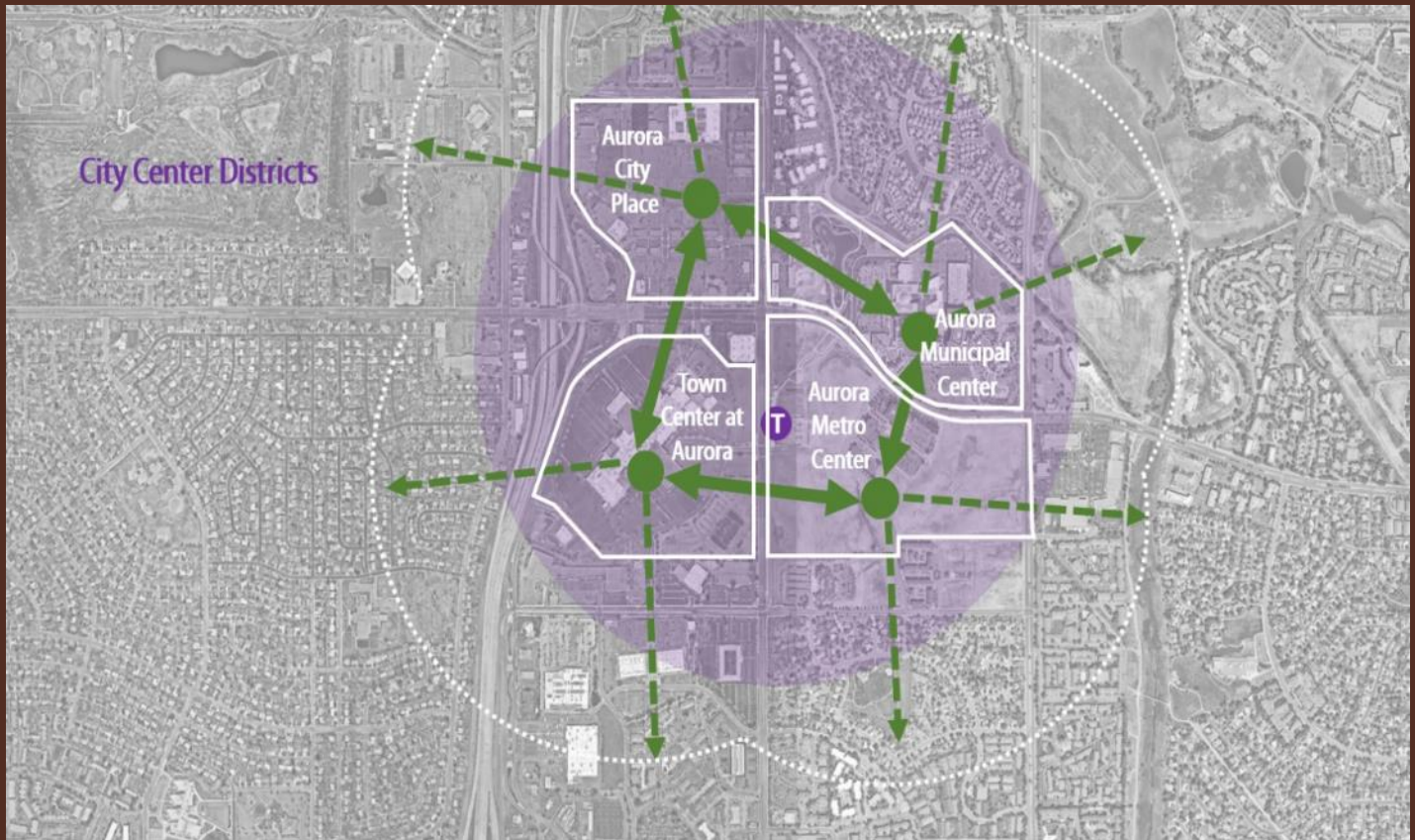
## Entertainment, recreation, cultural, and civic facilities

- Public support for options that appeal to young, families, seniors, visitors
- Regional location offers opportunity to draw from metro area
- Programming of public spaces is essential to consider
- May include hotel, event space, or other hospitality uses



# City Center as a Series of Subdistricts

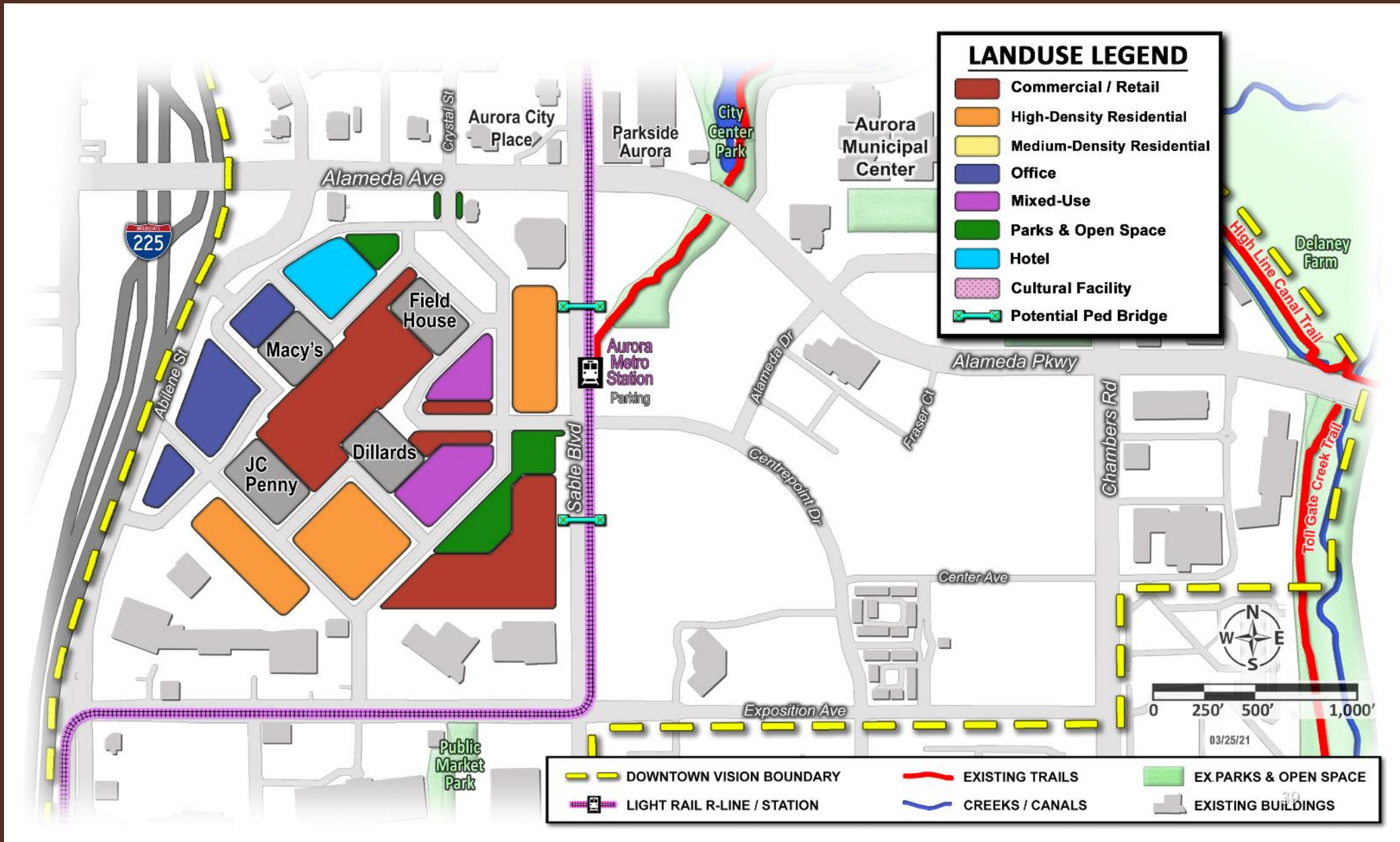
- Overall vision for the entire district
- Subdistricts each take on own character or focus
- Each is built around a central activity node or public space
- Connections between subdistricts and to surrounding areas





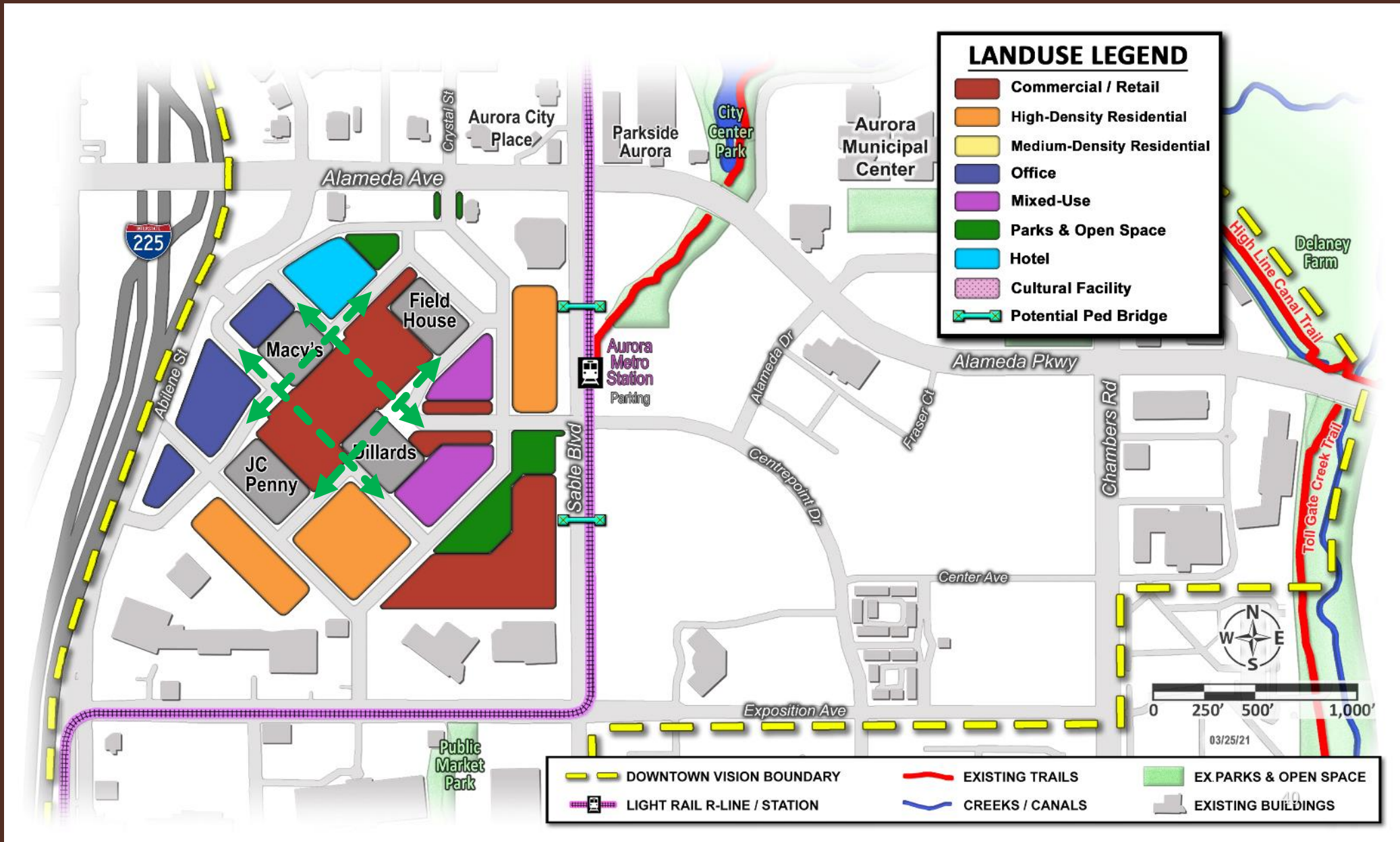
# Town Center at Aurora Sub-District

## Incremental Infill Scenario



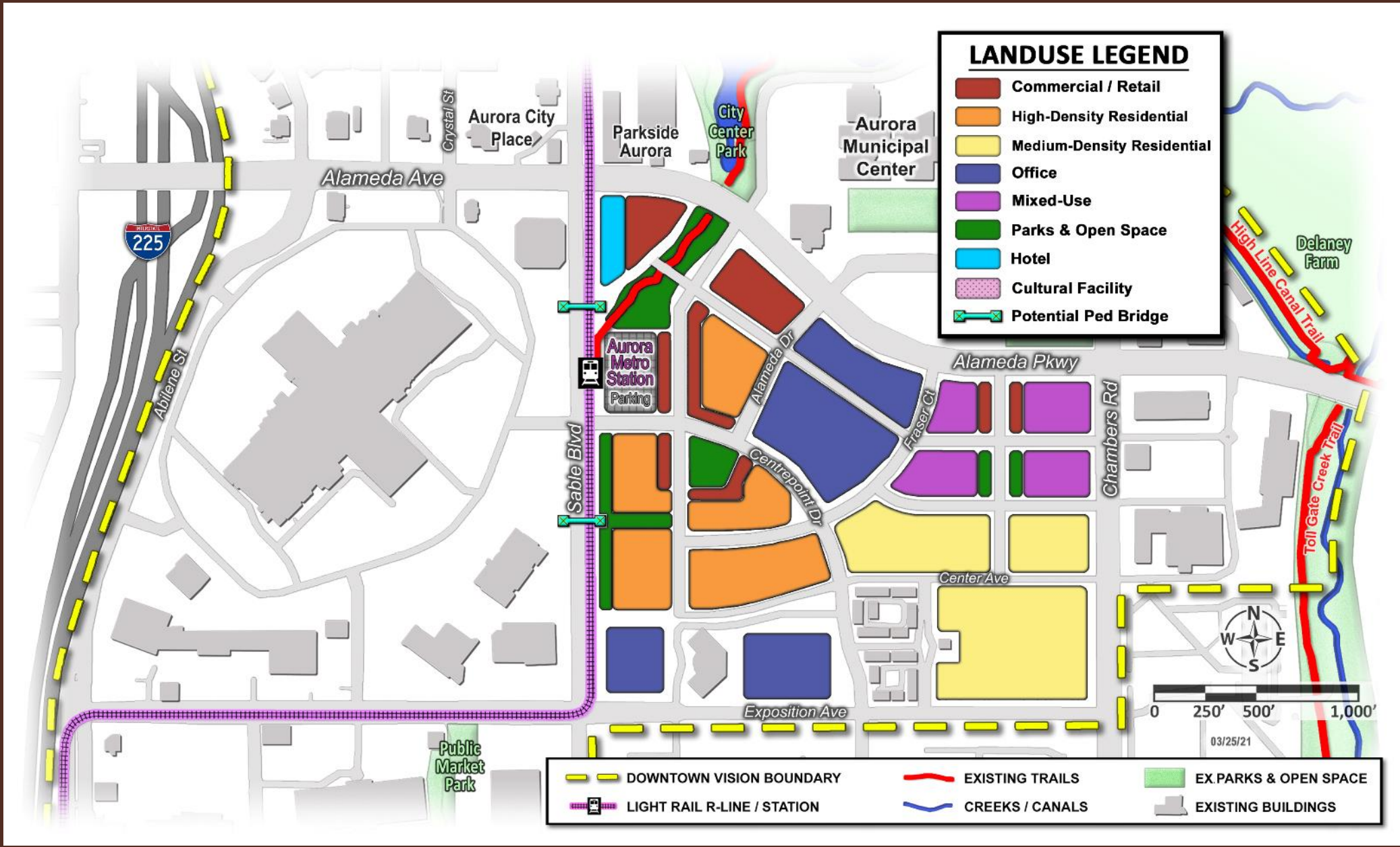
# Town Center at Aurora Sub-District

This scenario retains the future possibility of an urban street network.





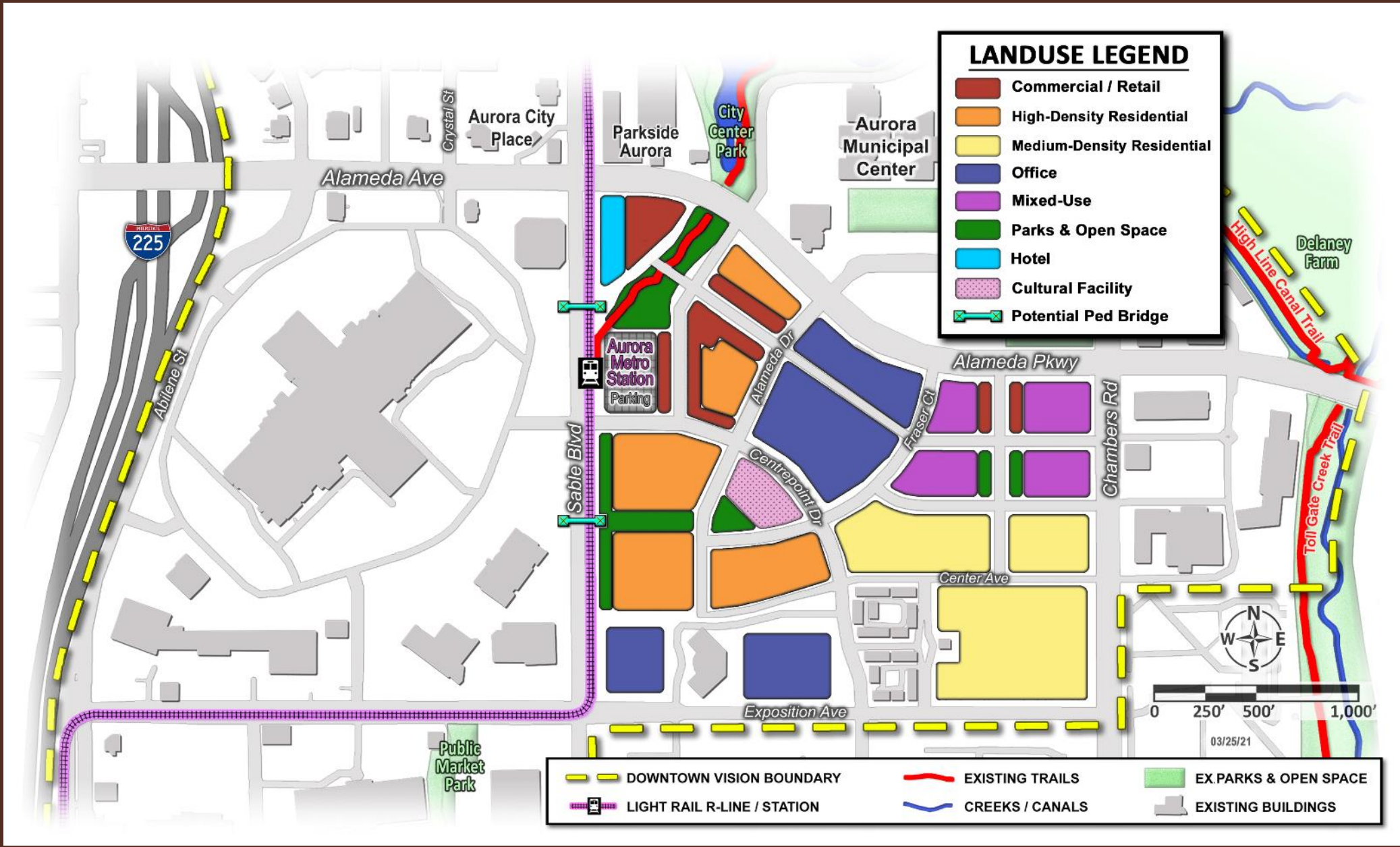
# Metro Center Sub-District Scenario A





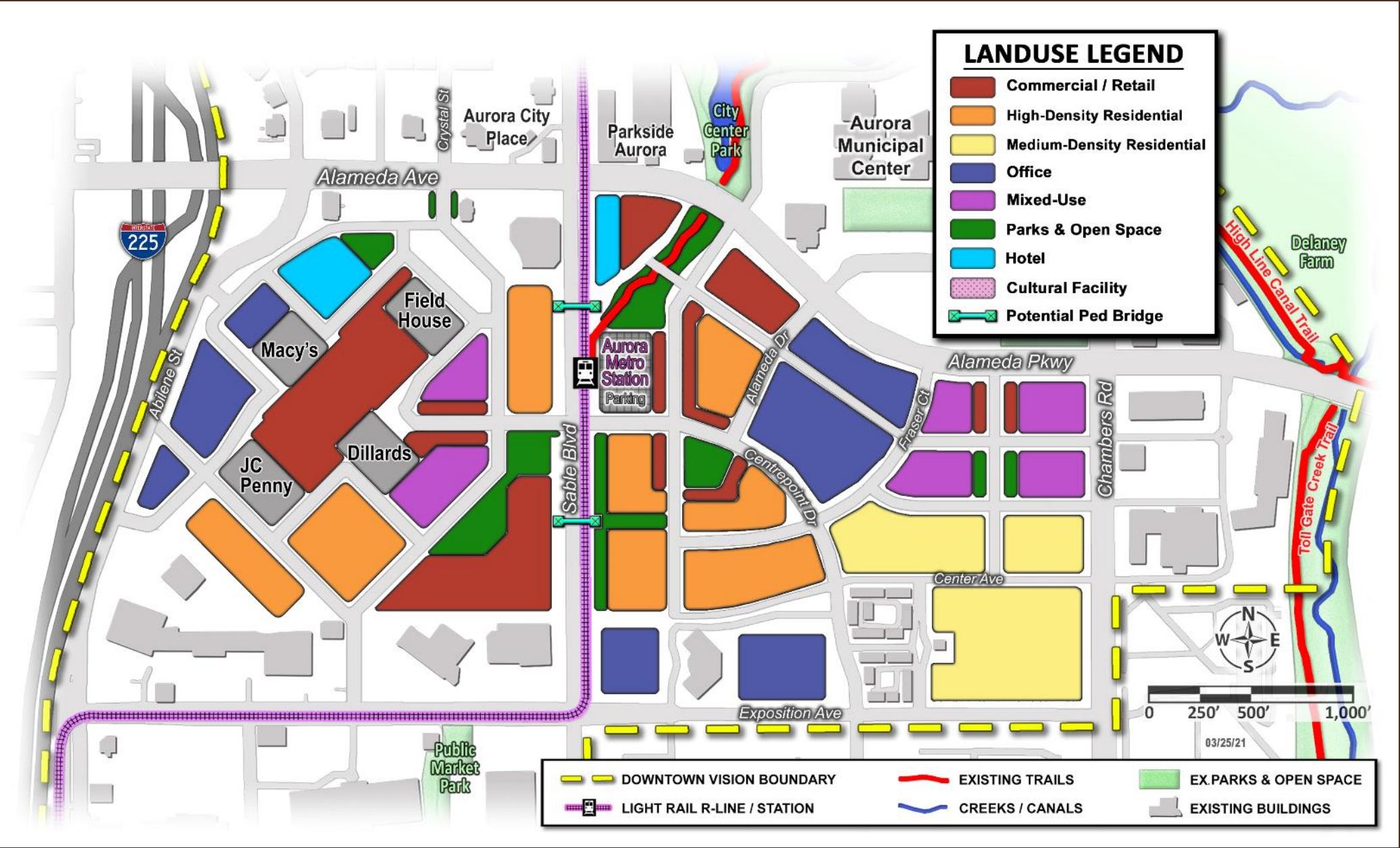
# Metro Center Sub-District

## Scenario B



# Town Center & Metro Center Scenario A

## Combined Land Use Illustration



- DOWNTOWN VISION BOUNDARY
- EXISTING TRAILS
- EX. PARKS & OPEN SPACE
- LIGHT RAIL R-LINE / STATION
- CREEKS / CANALS
- EXISTING BUILDINGS



# Zoning and Design Standards



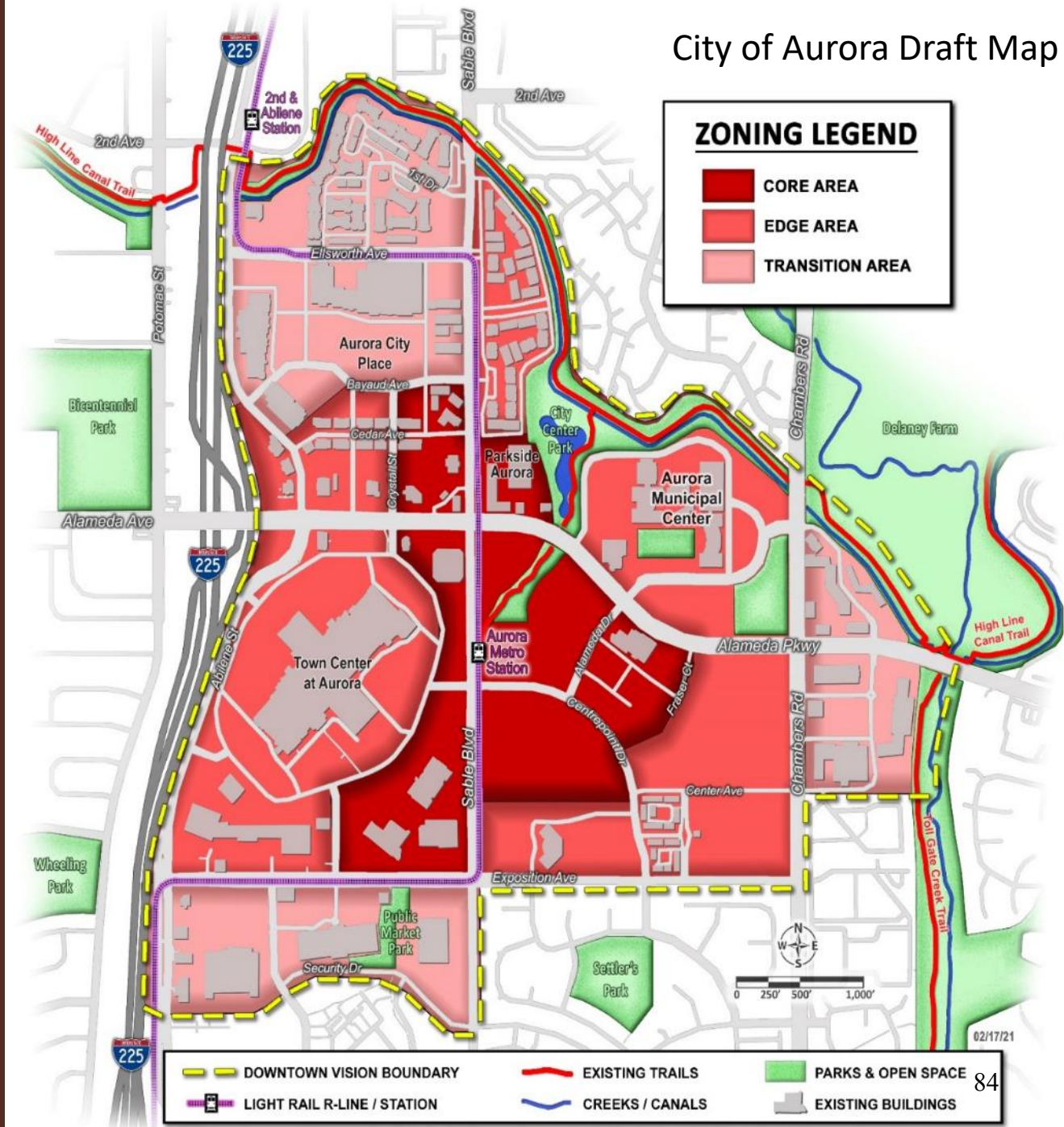
# Zoning and Design Standards

## Subarea standards

- Core, Edge, and Transition

## Development standards

- Urban-scale density and height requirements
- Building forms and placement
- Architecture and materials
- Design or location of streets, parking, and public spaces





# Financial Framework

# Financial Toolkit

Financial toolkit includes:

- ◆ Federal Opportunity Zone
- ◆ Metro District
- ◆ Urban Renewal District
- ◆ As well as variety of other funding tools for infrastructure, housing development, or business development



# Urban Renewal City Council Priorities

- ◆ Vertical and/or horizontal mixed use
- ◆ New or desired retail concepts
- ◆ Increased housing density at urban centers and TODs
- ◆ Specific quality and design features
- ◆ New housing and/or business choices
- ◆ Public gathering spaces
- ◆ Multi-modal connections
- ◆ Job creation
- ◆ Creation and enhancement of “great places”
- ◆ Energy efficiency and environmental design
- ◆ Maintaining “affordable” units while creating a diversity of new units
- ◆ Preservation of existing small businesses
- ◆ Community wealth building







# Organizational Framework

# Organizational Framework

## District Identity and Branding

- Lack of cohesion cited through public input
- Downtown districts use branding to strengthen district to customers and business community
- Expression of vision and opportunities

## District Organization

- Consider establishing a downtown organization, such as a BID, DID or merchant association
- Roles could include advocacy, business development, public improvement and services, marketing, event programming



# *Draft* Action Recommendations

# *Draft* Action Recommendations

1. Adopt this document as an **update and replacement to the previous City Center Station Area Plan.**
2. **Revise UDO sections on MU-TOD and MU-R zoning districts to clarify and strengthen relationship with Station Area Plans.**
3. **Establish a Design Review Committee (DRC) of design professionals and area stakeholders to implement the vision and standards.**



# *Draft* Action Recommendations

4. Initiate a joint effort with Washington Prime to **develop a master plan for the Town Center at Aurora property** (and surrounding properties?). Identify and pursue funding sources and partners for this planning activity.
5. Continue to discuss with RTD the **redevelopment scenarios for the RTD bus facilities and parking lot**, including development of the property as a residential or mixed-use project and/or a shared parking garage.
6. Initiate a study or establish a Business Improvement District, Downtown Development District, Merchant or Business Owners Association, or other organization to **develop a district-wide branding strategy**, and support development, services, marketing, and events in the district.

# *Draft* Action Recommendations

7. Update the **blight study for the area and re-establish an Urban Renewal Area** for targeted properties; update applicable Urban Renewal Plans.
8. **Improve primary and secondary crossings of major thoroughfares** to enhance vehicle, pedestrian, and bicycle usage. Pursue grant funding for planning, design, and construction of these intersection improvements.
9. Identify funding sources for priority public improvements; **integrate priority public improvements into the city's capital improvement plan.**







# Next Steps

# Next Steps

**“Information only” presentations to:**

- Steering Committee (April 8)**
- PED Policy Committee (April 14)**
- Planning & Zoning Commission (April 14)**

**HORNS Policy Committee (May 6)**

- Staff will seek direction to release public review draft and gather public input**



# Thank you!

For more information about the project, visit  
[auroragov.org/citycenter](http://auroragov.org/citycenter)

Or contact the city's project team at:  
[citycenter@auroragov.org](mailto:citycenter@auroragov.org) or 303-739-7187





# CITY OF AURORA

## Council Agenda Commentary

**Item Title:** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL’S SUPPORT OF THE CREATION OF A VIRTUAL AURORA KOREATOWN AND CELEBRATING THE CREATION OF A KOREATOWN LOGO

**Item Initiator:** Stephanie Swan, Interim Council/Mayor Management Analyst

**Staff Source/Legal Source:** Council Member Gruber and Council Member Berzins /Kim Skaggs Assistant City Attorney

**Outside Speaker:** None.

**Council Goal:** 2012: 4.4--Strengthen and build effective partnerships with the city's diverse community; and celebrate and appreciate diversity

### COUNCIL MEETING DATES:

**Study Session:** N/A

**Regular Meeting:** N/A

### ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item as proposed at Study Session
- Information Only
- Approve Item and Move Forward to Regular Meeting
- Approve Item as proposed at Regular Meeting
- Approve Item with Waiver of Reconsideration

Why is a waiver needed? [Click or tap here to enter text.](#)

### PREVIOUS ACTIONS OR REVIEWS:

**Policy Committee Name:** Planning & Economic Development

**Policy Committee Date:** 5/12/2021

### Action Taken/Follow-up: *(Check all that apply)*

- Recommends Approval
- Does Not Recommend Approval
- Forwarded Without Recommendation
- Recommendation Report Attached
- Minutes Attached
- Minutes Not Available

---

**HISTORY** *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

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**ITEM SUMMARY** *(Brief description of item, discussion, key points, recommendations, etc.)*

This resolution supports the creation of a virtual Koreatown and the logo and recognizes the contributions of Korean-Americans to the city of Aurora.

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**QUESTIONS FOR COUNCIL**

Does Council wish to approve this resolution supporting the creation of a virtual Koreatown and celebrating the creation of the Koreatown logo?

---

**LEGAL COMMENTS**

Council shall act only by ordinance, resolution or motion. (City Charter Art. 5-1). It shall have the power to preserve and enforce good government, general welfare, order and security of the city and the inhabitants thereof. (City Code sec. 3-9). (Skaggs)

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**PUBLIC FINANCIAL IMPACT**

YES       NO

**If yes, explain:**

---

**PRIVATE FISCAL IMPACT**

Not Applicable       Significant       Nominal

**If Significant or Nominal, explain:**

RESOLUTION NO. R2021- \_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL’S SUPPORT OF THE CREATION OF A VIRTUAL AURORA KOREATOWN AND CELEBRATING THE CREATION OF A KOREATOWN LOGO

WHEREAS, the City of Aurora is one of the most ethnically diverse cities in the nation, contributing to the strength and vitality of our community, and all members of Aurora’s multicultural and diverse communities are welcome and celebrated; and

WHEREAS, Korean-Americans make up one of the largest immigrant populations in the City of Aurora and City Council wishes to celebrate the contribution of the City’s Korean population to the City’s vibrant culture; and

WHEREAS, Korean-Americans play an important role in the economic and entrepreneurial culture of Aurora, and Korean businesses have made western Aurora, especially the Havana Street corridor, the go-to place in the metro area for Korean food and culture;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. The Aurora City Council resolves that it fully supports the efforts of Aurora’s Korean community in creating a virtual Koreatown and a logo to represent the Korean-American identity in the City of Aurora.

Section 2. The City Council encourages other immigrant communities within the City of Aurora to take similar steps to highlight their contributions to the City of Aurora’s vibrant culture.

Section 3. All resolutions or parts of resolutions of the City in conflict herewith are hereby rescinded.

RESOLVED AND PASSED this \_\_\_\_ day of \_\_\_\_\_, 2021.


\_\_\_\_\_  
MIKE COFFMAN, Mayor

ATTEST:

\_\_\_\_\_  
KADEE RODRIGUEZ, City Clerk



APPROVED AS TO FORM:

 <sup>RLA</sup>  
\_\_\_\_\_  
Kimberly Skaggs, Assistant City Attorney



# CITY OF AURORA

## Council Agenda Commentary

|  |
|--|
| <b>Item Title:</b> Havana Street Corridor Study Update   |
| <b>Item Initiator:</b> Huiliang Liu, Principal Transportation Planner  |
| <b>Staff Source/Legal Source:</b> Huiliang Liu/Daniel L. Money, Senior Assistant City Attorney                             |
| <b>Outside Speaker:</b> None   |
| <b>Council Goal:</b> 2012: 3.2--Reduce travel time and reduce congestion and provide expanded multi-modal mobility choices |

### COUNCIL MEETING DATES:

**Study Session:** NA  
**Regular Meeting:** NA

---

### ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item as proposed at Study Session
- Information Only
- Approve Item and Move Forward to Regular Meeting
- Approve Item as proposed at Regular Meeting
- Approve Item with Waiver of Reconsideration  
Why is a waiver needed?

---

### PREVIOUS ACTIONS OR REVIEWS:

**Policy Committee Name:** Planning & Economic Development

**Policy Committee Date:** 8/12/2020

### Action Taken/Follow-up: *(Check all that apply)*

- Recommends Approval
  - Does Not Recommend Approval
  - Forwarded Without Recommendation
  - Recommendation Report Attached
  - Minutes Attached
  - Minutes Not Available
-

---

**HISTORY** (Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)

Staff provided a project update to the Planning & Economic Development committee on August 12, 2020, Transportation, Airports and Public Works Policy Committee on August 20, 2020 and Planning Commission on July 22, 2020

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**ITEM SUMMARY** (Brief description of item, discussion, key points, recommendations, etc.)

The purpose of this project is to conduct a corridor-wide transportation, land use and visioning study that promotes safe and active pedestrian, bicycle and transit friendly places along and across the Havana Street Corridor. The Havana Street corridor is a multimodal transportation corridor with regional significance and is critical to the fiscal and economic health of the City of Aurora. Multimodal enhancements for the Havana Street Corridor will make it safer, more interesting, convenient and an attractive place for people to shop, walk and enjoy and for businesses to flourish and thrive. The corridor has a high concentration of vulnerable populations which can also greatly benefit from multimodal enhancements and place making.

Goals for this project include:

- Working with stakeholders to develop a vision and land use framework for the corridor
- Incorporating existing Havana Street Business Improvement District (On Havana) branding and public art
- Evaluating the corridor’s multimodal transportation system, travel needs and system performances, relative to all modes of travel, while considering existing and future land uses, conomic development and business activities, and
- Providing safe, convenient and reliable mode choices to users of all ages, incomes and abilities as well as businesses that provide services and produce or sell goods

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**QUESTIONS FOR COUNCIL**

This item is information only

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**LEGAL COMMENTS**

The City Manager shall be responsible to the Council for the proper administration of all affairs of the City and shall have the power and duty to make written and verbal reports concerning the affairs of the City upon request of Council. City Charter Section 7-4 (e). McKenney

---

**PUBLIC FINANCIAL IMPACT**

YES       NO

If yes, explain:

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**PRIVATE FISCAL IMPACT**

Not Applicable       Significant       Nominal

If Significant or Nominal, explain:

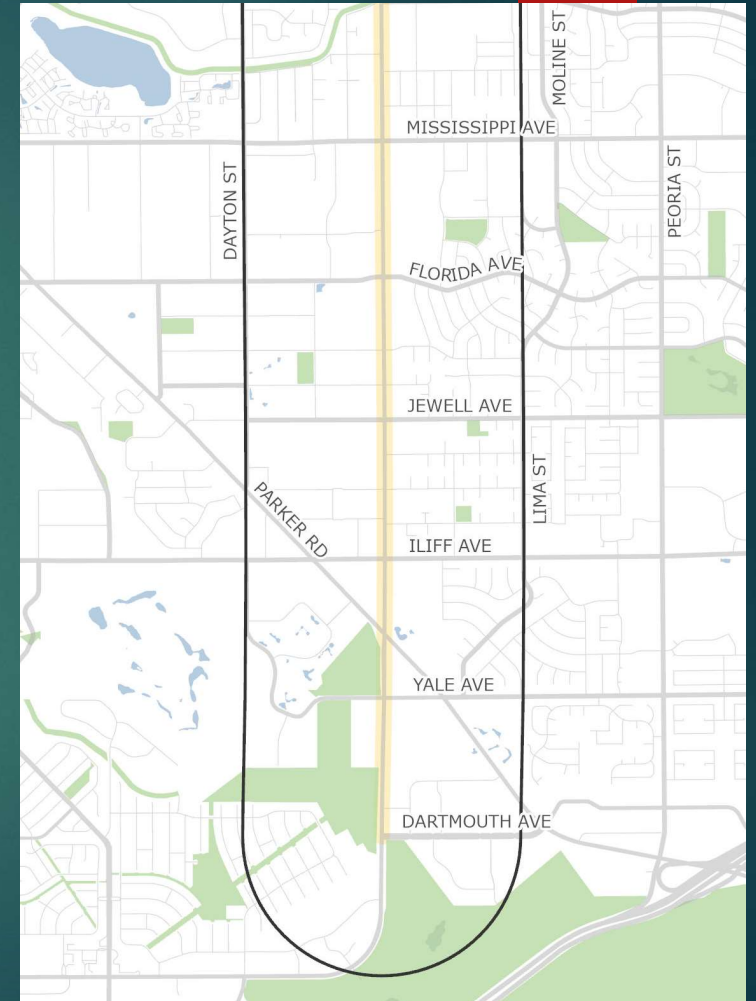
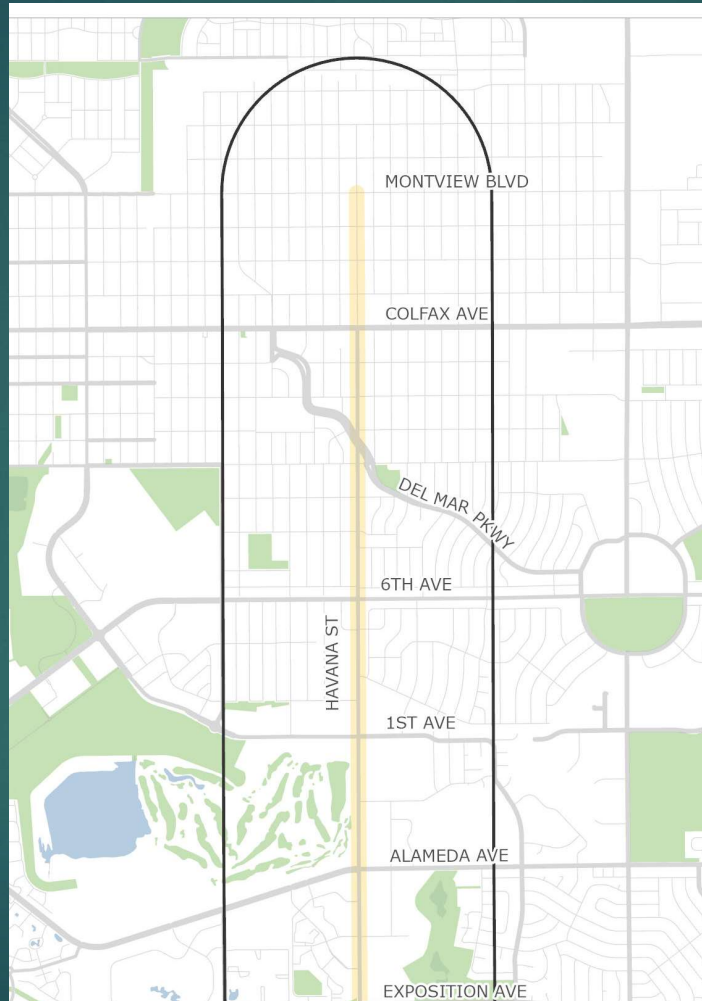
# Havana Street Corridor Study Council Planning and Economic Development Committee Update

MAY 12, 2021

Huiliang Liu  
Principal Transportation Planner

# Study Area

- ▶ ½ Mile Radius around Havana Street from Montview Boulevard, south to Dartmouth Avenue



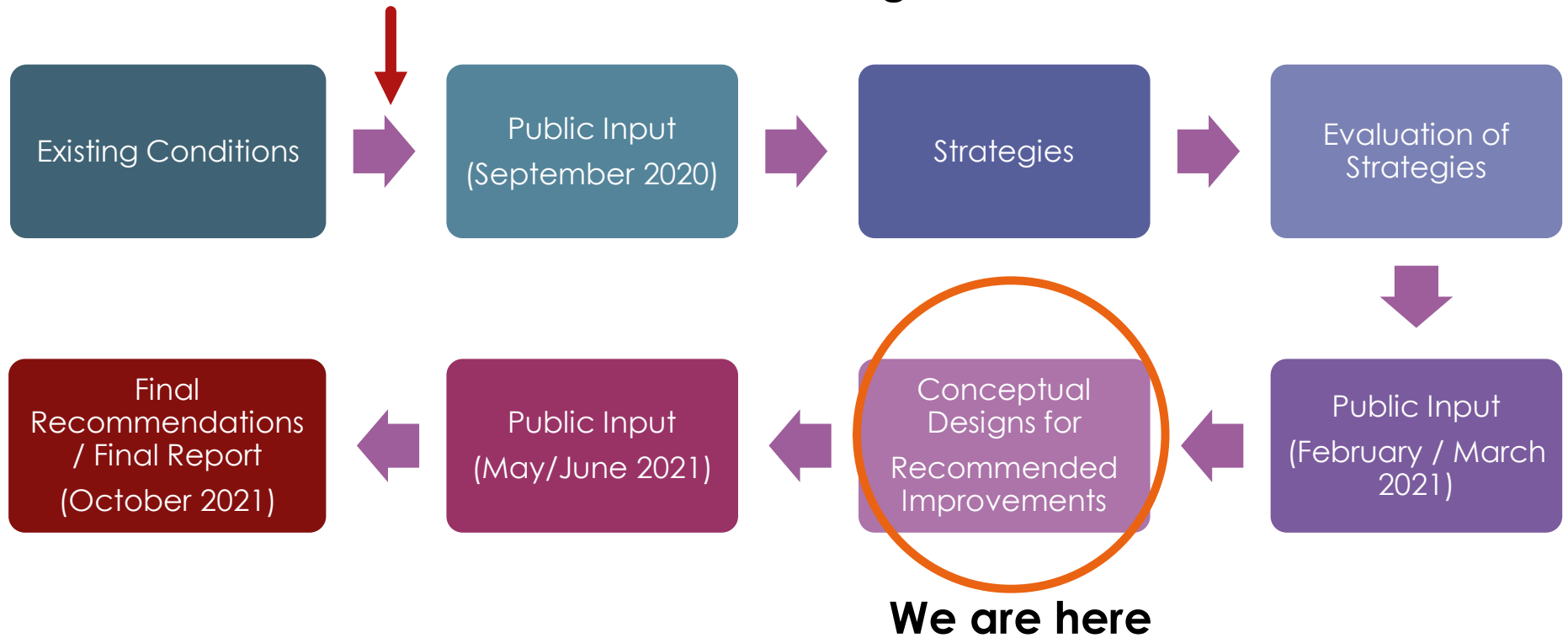
# Project Goals

- ▶ Pedestrian and bicycle friendly corridor, with infrastructure that is efficient and safe for all travel modes
- ▶ Represents and promotes the needs of existing and future economic development and the community
- ▶ Maintains and enhances distinct characteristics in corridor subareas
- ▶ A diverse cultural hub
- ▶ Activated by arts and entertainment



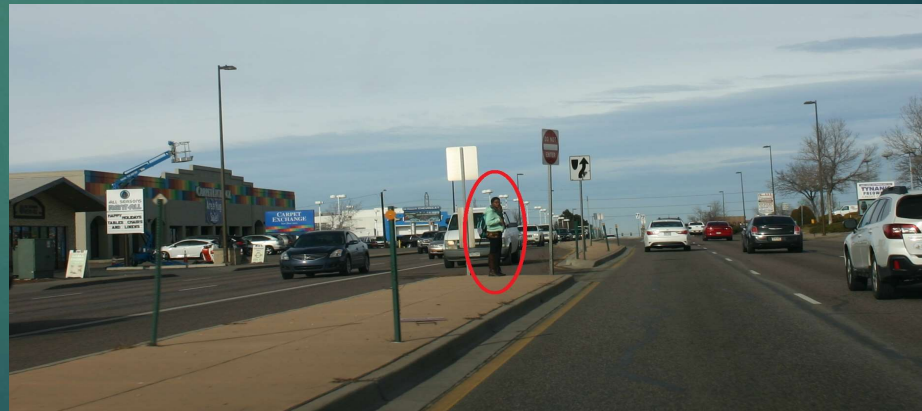
# Process

## PED, TAPS and PC Presentations in August 2020



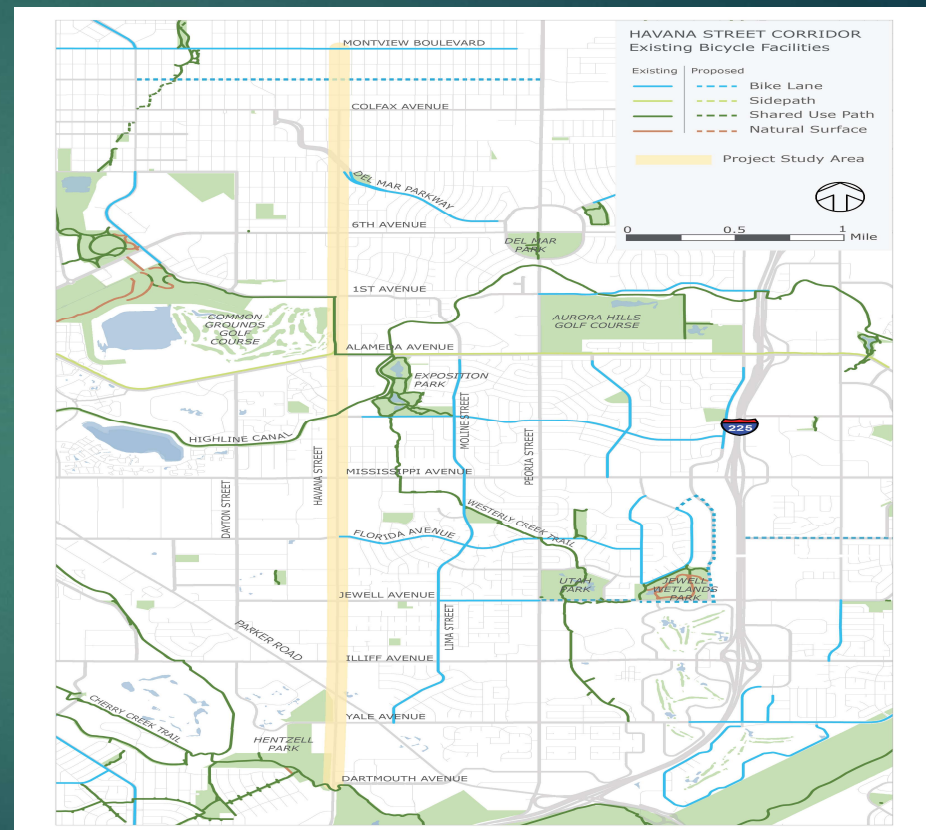
# Pedestrian Conditions Key Takeaways

- **Stressful** pedestrian conditions
- **Inconsistent** sidewalk widths and separation from vehicle traffic
- **Dangerous**, approximately 50% of crashes were fatal or resulted in injury
- **Key connections** to shared use paths along the corridor



# Bicyclist Key Takeaways

- **Dangerous**, approximately 50% of crashes resulted in injury
- **Inconsistent** sidewalk riding conditions
- No **bicycle-specific** facilities
- **Opportunities** for connections to adjacent facilities





# Transit Key Takeaways

- High ridership
- Limited amenities
- Areas of poor lighting
- Low travel speed
- Long delays
- Overall average operations conditions
- Improvements to come



# Vehicle Key Takeaways

- Success and Growth = Increased Traffic
- Limited right of way
- Creative solutions to address vehicle demand and congestion
- Consider multimodal improvements



EXISTING  
CONDITIONS

FRAMEWORK MAP

STRATEGY MAP

RECOMMENDED  
IMPROVEMENTS

## Public and Stakeholder's Engagement

- ❑ First public meeting - 50 participants
- ❑ Agency Charette - 24 participants
- ❑ Stakeholder Charette - 25-30 participants
- ❑ Online mobility survey - 173 participants
- ❑ One-on-one calls - 10 businesses
- ❑ MetroQuest - 128 participants, 1,145 data points, 413 comments

EXISTING  
CONDITIONS

FRAMEWORK MAP

STRATEGY MAP

RECOMMENDED  
IMPROVEMENTS

## Vision

“The Havana Corridor in 2040 is a destination for a broad range of activities and services that are **accessible by all modes**. People can **safely** and **comfortably** get to and around Havana walking, biking, and taking transit. Drivers drive safely, at a speed appropriate for surrounding land use and conditions and are more aware of the presence of pedestrians and bicyclists.”



EXISTING  
CONDITIONS

FRAMEWORK MAP

STRATEGY MAP

RECOMMENDED  
IMPROVEMENTS

## Framework Map Inputs

- ❖ Existing Conditions Data
- ❖ Studies and Reports
- ❖ Network Connectivity/Systems
- ❖ Community and Stakeholder Input

## Analysis

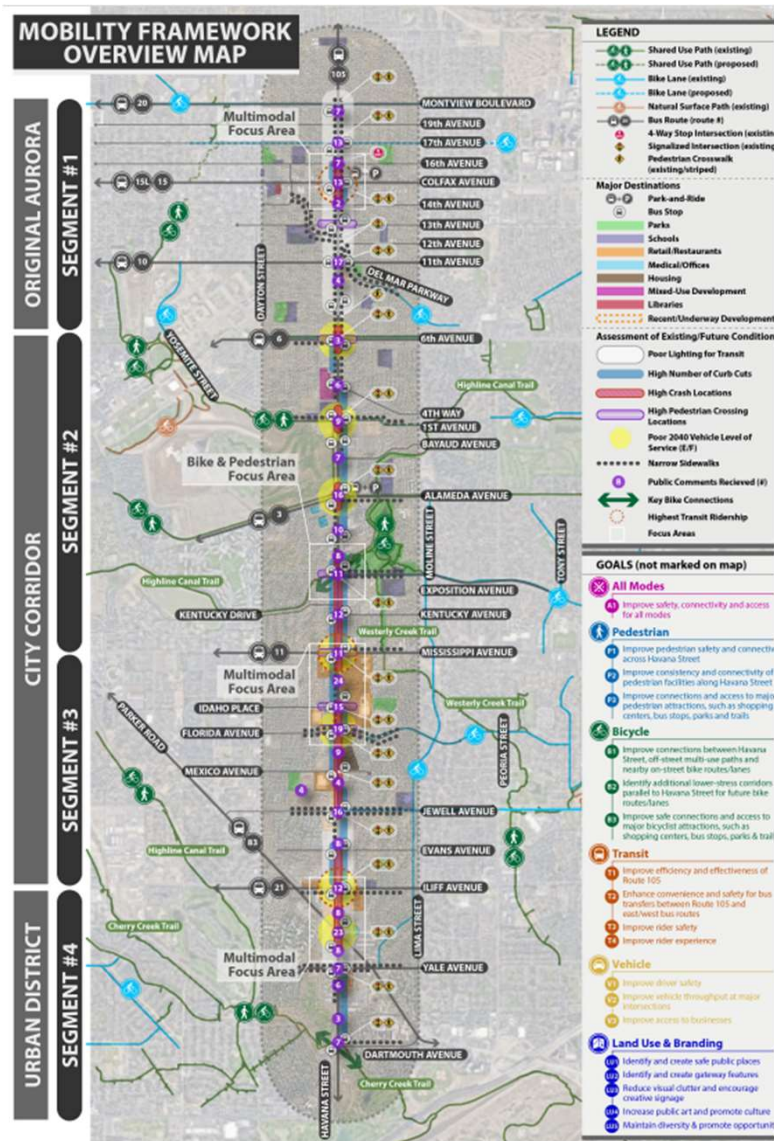
- ❖ Data
- ❖ Existing and future needs
- ❖ Public engagement and input

Results: **Goals** by mode of transportation, refined **focus areas**

# Objectives

- ▶ Safe for all users
- ▶ Connectivity
- ▶ Access
- ▶ Safe and interesting public spaces
- ▶ Reduce visual clutter
- ▶ Distinctive characteristics activated by arts and entertainment elements
- ▶ Cultural diversity & economic development opportunity





# Mobility Framework Map



# Mobility Framework Map

|   |  |
|---|--|
|    | <b>Shared Use Path (existing)</b>                  |
|    | <b>Shared Use Path (proposed)</b>                  |
|    | <b>Bike Lane (existing)</b>                        |
|    | <b>Bike Lane (proposed)</b>                        |
|    | <b>Natural Surface Path (existing)</b>             |
|    | <b>Bus Route (route #)</b>                         |
|    | <b>4-Way Stop Intersection (existing)</b>          |
|   | <b>Signalized Intersection (existing)</b>          |
|  | <b>Pedestrian Crosswalk<br/>(existing/striped)</b> |





**Major Destinations**

-  **Park-and-Ride**
-  **Bus Stop**
-  **Parks**
-  **Schools**
-  **Retail/Restaurants**
-  **Medical/Offices**
-  **Housing**
-  **Mixed-Use Development**
-  **Libraries**
-  **Recent/Underway Development**

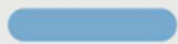
# Mobility Framework Map



### Assessment of Existing/Future Conditions



Poor Lighting for Transit



High Number of Curb Cuts



High Crash Locations



High Pedestrian Crossing Locations



Poor 2040 Vehicle Level of Service (E/F)



Narrow Sidewalks

8

Public Comments Recieved (#)



Key Bike Connections



Highest Transit Ridership



Focus Areas

# Mobility Framework Map

## All Modes

- A1 Improve safety, connectivity and access for all modes

## Pedestrian

- P1 Improve pedestrian safety and connectivity across Havana Street
- P2 Improve consistency and connectivity of pedestrian facilities along Havana Street
- P3 Improve connections and access to major pedestrian attractions, such as shopping centers, bus stops, parks and trails

## Bicycle

- B1 Improve connections between Havana Street, off-street multi-use paths and nearby on-street bike routes/lanes
- B2 Identify additional lower-stress corridors parallel to Havana Street for future bike routes/lanes
- B3 Improve safe connections and access to major bicyclist attractions, such as shopping centers, bus stops, parks & trails

## Transit

- T1 Improve efficiency and effectiveness of Route 105
- T2 Enhance convenience and safety for bus transfers between Route 105 and east/west bus routes
- T3 Improve rider safety
- T4 Improve rider experience

## Vehicle

- V1 Improve driver safety
- V2 Improve vehicle throughput at major intersections
- V3 Improve access to businesses

## Land Use & Branding

- LU1 Identify and create safe public places
- LU2 Identify and create gateway features
- LU3 Reduce visual clutter and encourage creative signage
- LU4 Increase public art and promote culture
- LU5 Maintain diversity & promote opportunity

# Goals by Mode/Category

EXISTING  
CONDITIONS

FRAMEWORK MAP

STRATEGY MAP

RECOMMENDED  
IMPROVEMENTS

## Strategies

- ❖ Tied to the goals and vision
- ❖ Evaluated by segment
- ❖ Connected to Framework Map Inputs (data, studies, reports, system and network analysis, public engagement and input)
- ❖ Connection among strategies
- ❖ Existing and Future needs

Results: Strategies by mode, location and corridor-wide



# Strategy Overview



## All Modes (5 total)

- ▶ Mobility Hubs
- ▶ Intersection strategies



## Pedestrian (21 total)

- ▶ Quality sidewalks with adequate width, minimal obstructions and pedestrian scaled lighting
- ▶ Protected mid-block and intersection crossings



## Bicycle (7 total)

- ▶ Implement Neighborhood Bikeways on parallel routes east and west of Havana



## Transit (12 total)

- ▶ Improve bus stop area with lighting, real time bus arrival information, shelters, benches, trash cans, bike racks, and ADA compliant connections from stop to curb



## Vehicle (15 total)

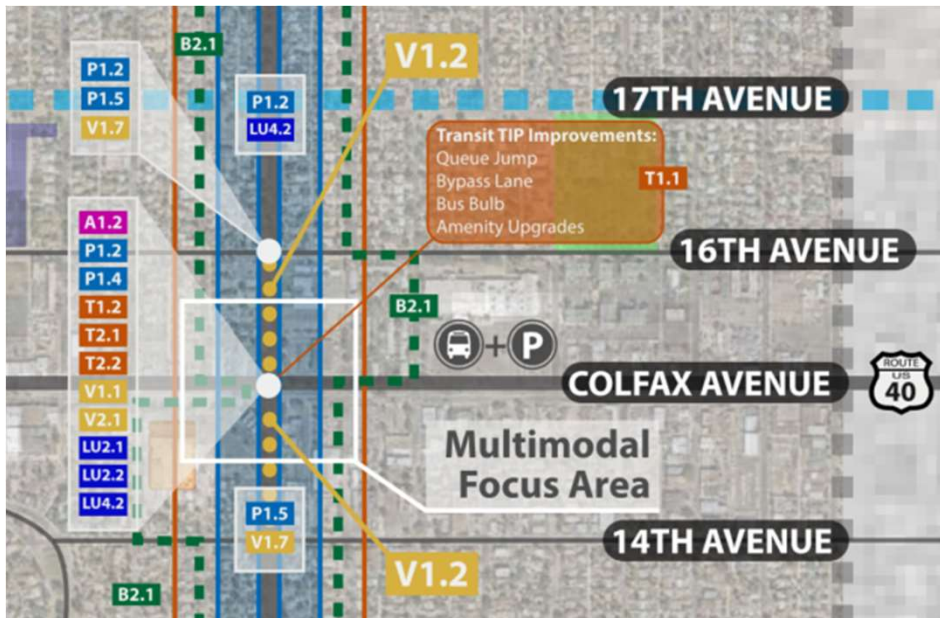
- ▶ Add raised medians to reduce conflict points and crashes and enhance corridor attractiveness



## Land Use (13 total)

- ▶ Implement high quality lighting and vertical elements at gateways and around key destinations





# Strategy Map

# Public and Stakeholder's Input on Strategies

- ❑ 2<sup>nd</sup> Technical Advisory Committee Meeting on Jan 13, 2021
- ❑ 2<sup>nd</sup> Stakeholder's Meeting on Feb 11, 2021
- ❑ 2<sup>nd</sup> Public Meeting on Feb 17, 2021

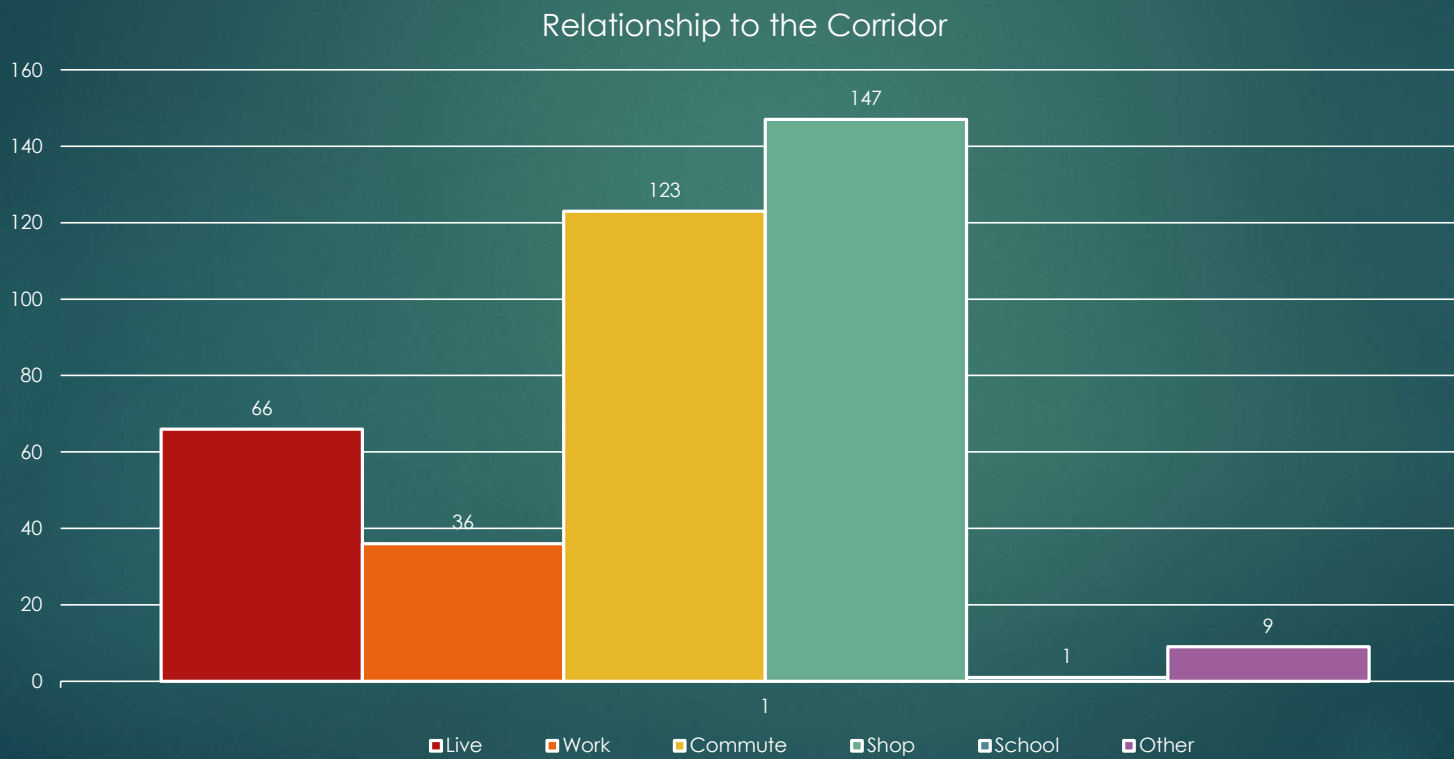


# An Online Survey on Key Strategies

- ▶ Feb 27 – Mar 19
- ▶ 192 Responses
- ▶ Relationship to the Corridor
- ▶ Home Zip codes
- ▶ Work Zip Codes
- ▶ Questions on Seven Key Strategies

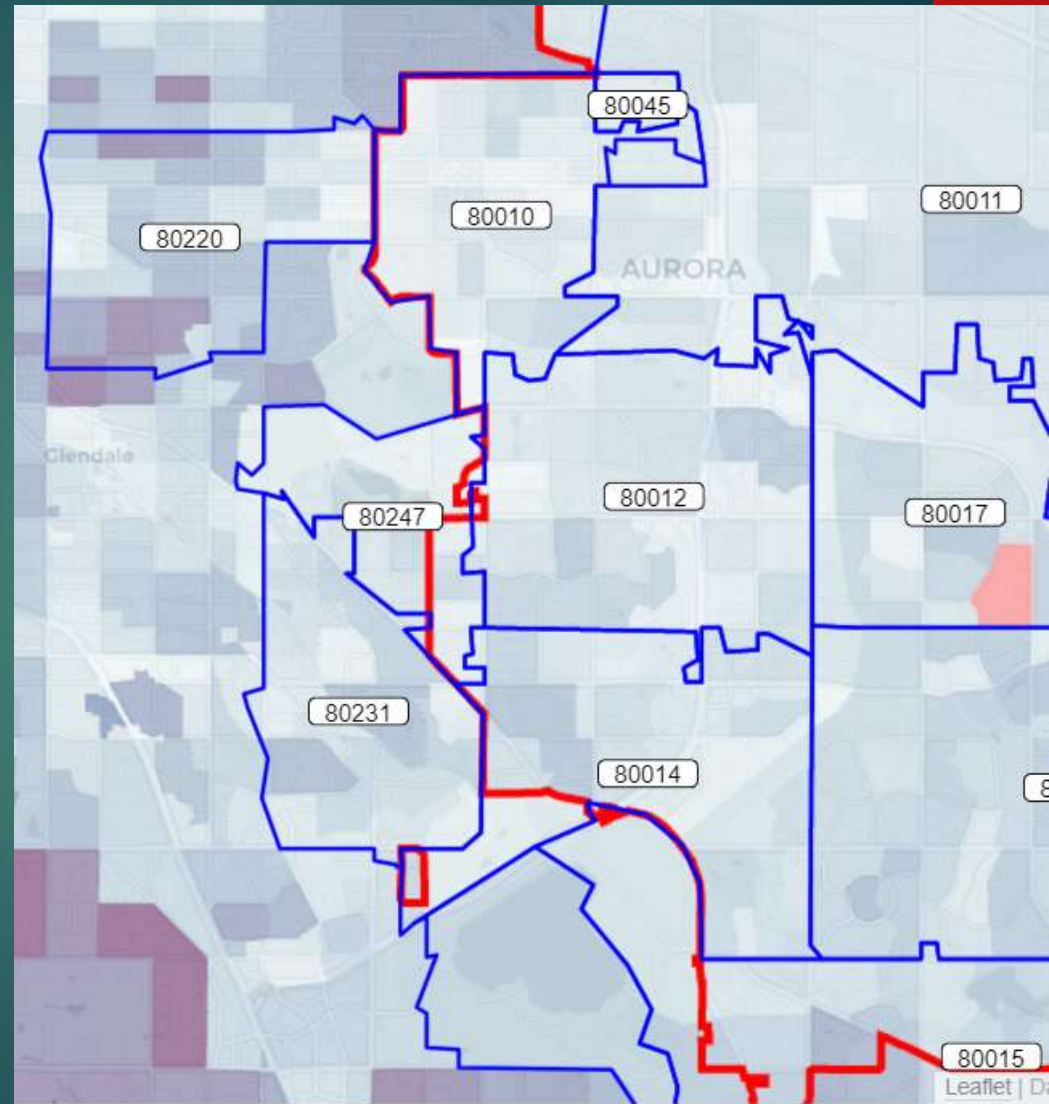
# Survey Overview

## Relationship to the Corridor



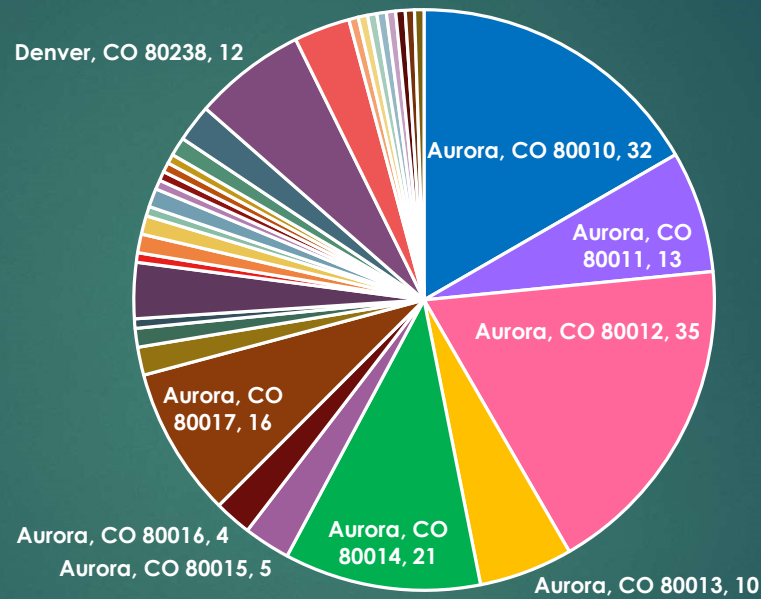
# Survey Overview

## Zip Code Map



# Survey Overview

## Home Zip Codes

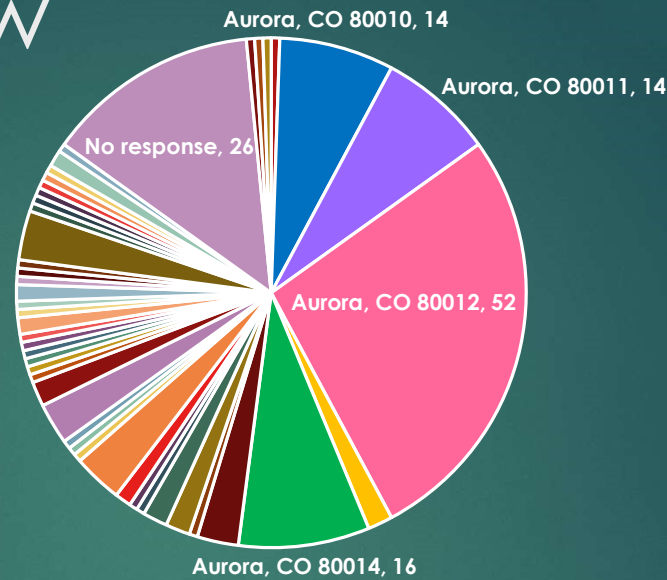


- |                    |                       |                           |                         |                        |
|--------------------|-----------------------|---------------------------|-------------------------|------------------------|
| ■ Aurora, CO 80010 | ■ Aurora, CO 80011    | ■ Aurora, CO 80012        | ■ Aurora, CO 80013      | ■ Aurora, CO 80014     |
| ■ Aurora, CO 80015 | ■ Aurora, CO 80016    | ■ Aurora, CO 80017        | ■ Aurora, CO 80018      | ■ Aurora, CO 80220     |
| ■ Aurora, CO 80231 | ■ Aurora, CO 80247    | ■ Bow Mar, CO 80123       | ■ Castle Rock, CO 80108 | ■ Centennial, CO 80015 |
| ■ Denver, CO 80012 | ■ Denver, CO 80203    | ■ Denver, CO 80204        | ■ Denver, CO 80218      | ■ Denver, CO 80220     |
| ■ Denver, CO 80221 | ■ Denver, CO 80222    | ■ Denver, CO 80231        | ■ Denver, CO 80238      | ■ Denver, CO 80247     |
| ■ Denver, CO 80249 | ■ Evergreen, CO 80439 | ■ Hghlnds Ranch, CO 80129 | ■ Lakewood, CO 80228    | ■ Littleton, CO 80127  |
| ■ Parker, CO 80134 | ■ Thornton, CO 80602  | ■ Westminster, CO 80031   |                         |                        |



# Survey Overview

## Work Zip Codes



- |                                   |                        |                               |                          |
|-----------------------------------|------------------------|-------------------------------|--------------------------|
| ■ Arvada, CO 80021                | ■ Aurora, CO 80010     | ■ Aurora, CO 80011            | ■ Aurora, CO 80012       |
| ■ Aurora, CO 80013                | ■ Aurora, CO 80014     | ■ Aurora, CO 80015            | ■ Aurora, CO 80016       |
| ■ Aurora, CO 80017                | ■ Aurora, CO 80018     | ■ Aurora, CO 80045            | ■ Aurora, CO 80047       |
| ■ Aurora, CO 80247                | ■ Centennial, CO 80111 | ■ Centennial, CO 80112        | ■ Cherry Hills, CO 80113 |
| ■ Denver Federal Center, CO 80225 | ■ Denver, CO 80202     | ■ Denver, CO 80203            | ■ Denver, CO 80204       |
| ■ Denver, CO 80206                | ■ Denver, CO 80209     | ■ Denver, CO 80210            | ■ Denver, CO 80211       |
| ■ Denver, CO 80212                | ■ Denver, CO 80216     | ■ Denver, CO 80221            | ■ Denver, CO 80222       |
| ■ Denver, CO 80224                | ■ Denver, CO 80231     | ■ Denver, CO 80235            | ■ Denver, CO 80237       |
| ■ Denver, CO 80238                | ■ Denver, CO 80239     | ■ Denver, CO 80246            | ■ Denver, CO 80247       |
| ■ Englewood, CO 80110             | ■ Englewood, CO 80111  | ■ Greenwood Village, CO 80111 | ■ Littleton, CO 80120    |
| ■ Lone Tree, CO 80124             | ■ No response          | ■ Oakland, NE 68045           | ■ Seattle, WA 98188      |
| ■ Watkins, CO 80137               |                        |                               |                          |

# Key Strategies

- ❑ Protected Mid-block Pedestrian Crossings
- ❑ Wider Sidewalks
- ❑ Bulb-outs / Curb Extensions
- ❑ Pedestrian Connections Between Retail & Transit
- ❑ Neighborhood Bikeways
- ❑ Raised Medians
- ❑ Branded Gateway Features with Lighting

# Protected Mid-block Pedestrian Crossings



## Pros

- ▶ Reduce crossing distance for Pedestrians
- ▶ Safer crossing Havana Street
- ▶ Improves access to transit stops and businesses

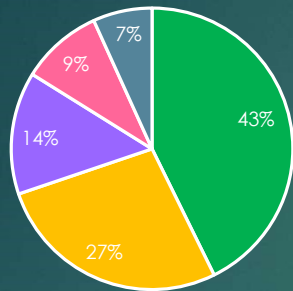
## Cons

- ▶ Potential vehicle delays

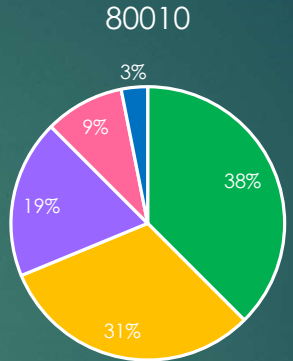
Improves safety, connectivity and/or access for these modes and uses:



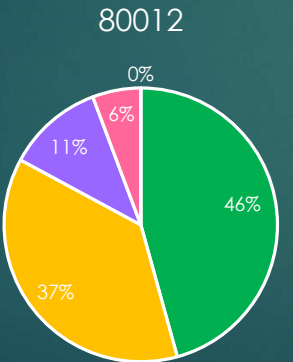
# Protected Mid-block Pedestrian Crossings



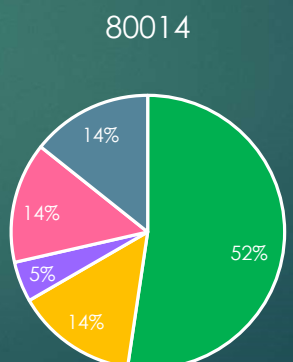
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Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose

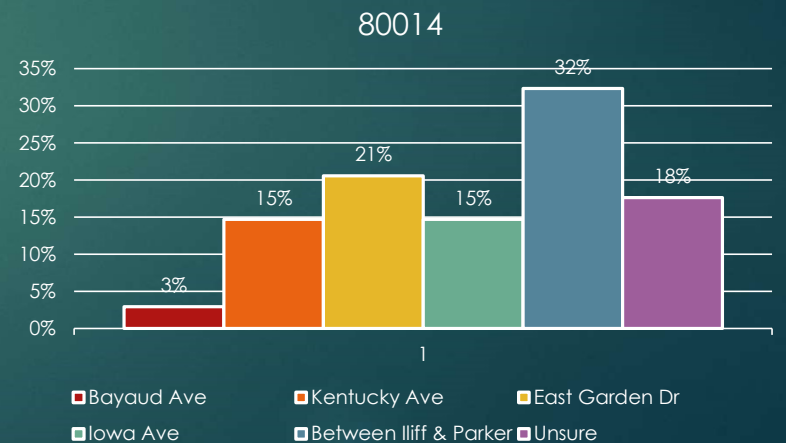
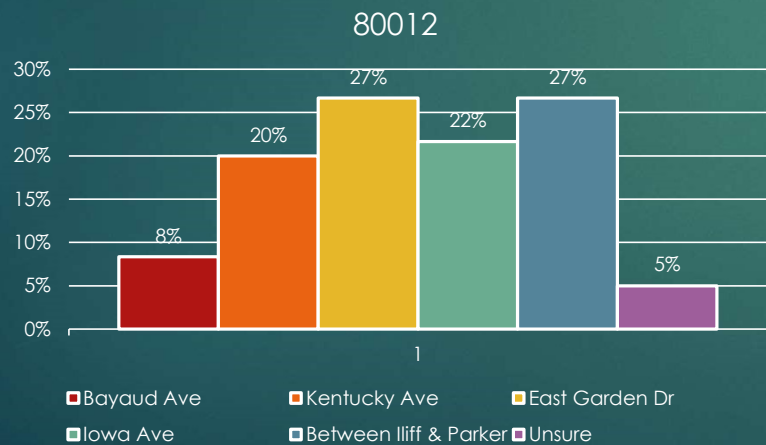
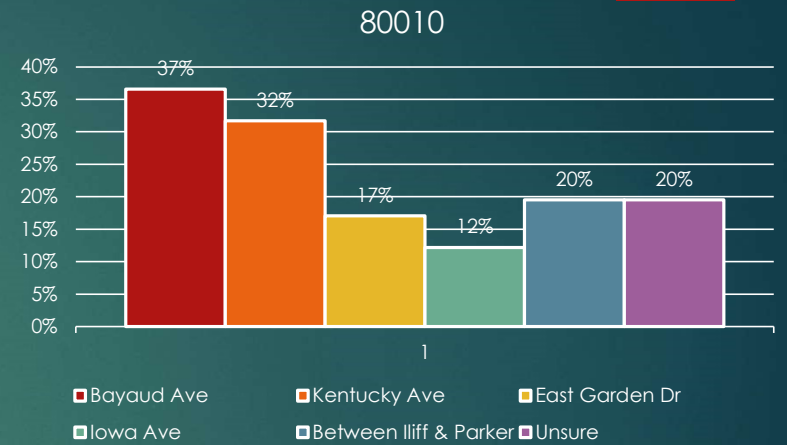
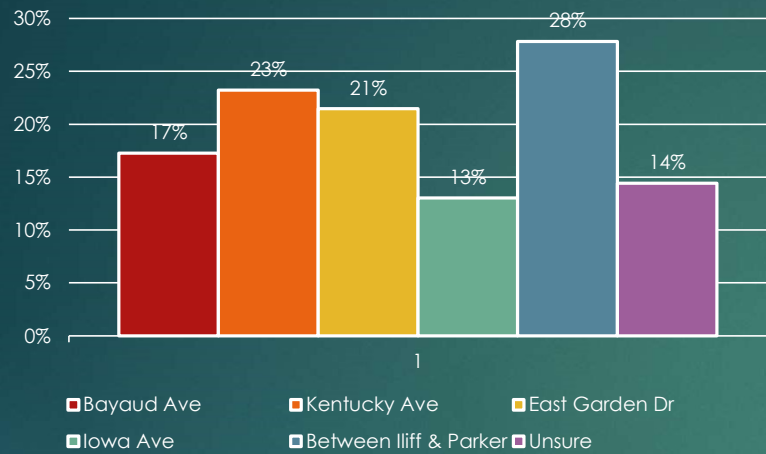


Strongly support Support Neutral Oppose Strongly oppose





# Potential Mid-block Pedestrian Crossing Locations





# Bulbouts / Curb Extensions



Improves safety, connectivity and/or access for these modes and uses:



## Pros

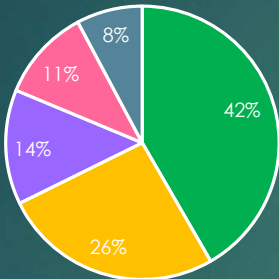
- ▶ Make pedestrians more visible to drivers
- ▶ Shortens pedestrian crossing distances
- ▶ Reduce vehicle turning speeds
- ▶ Improve ADA access

## Cons

- ▶ Reduce vehicle speeds

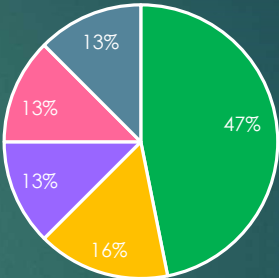
# Bulb-outs / Curb Extensions

Bulb outs



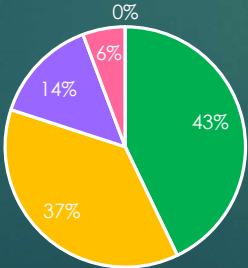
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80010



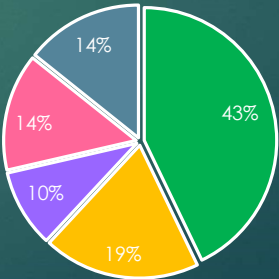
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Bulb outs  
80012



Strongly support Support Neutral Oppose Strongly oppose

80014



Strongly support Support Neutral Oppose Strongly oppose



# Wider Sidewalks in Original Aurora



Improves safety, connectivity and/or access for these modes and uses:



## Pros

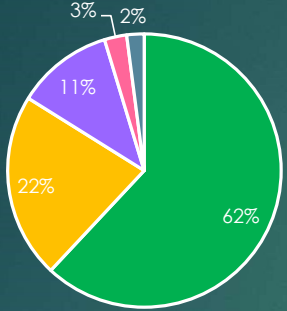
- ▶ Safer and more comfortable for people and children to walk, including with strollers, wheelchairs, or in groups
- ▶ Provide additional buffer space between pedestrians and vehicular traffic
- ▶ Improves access to businesses, homes and transit along the corridor

## Cons

- ▶ May impact right of way or property frontages, parking, or vehicle lane width or number

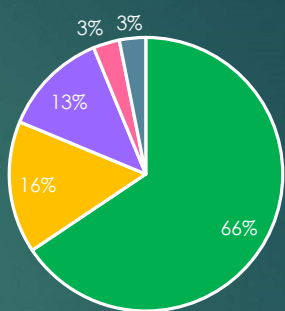
# Wider Sidewalks in Original Aurora

Wider Sidewalk in Original Aurora



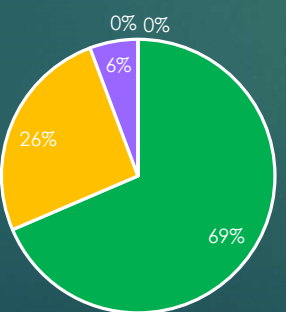
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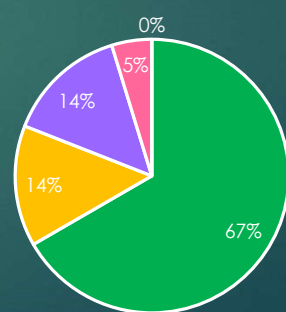
Strongly support Support Neutral Oppose Strongly oppose

80012



Strongly support Support Neutral Oppose Strongly oppose

80014



Strongly support Support Neutral Oppose Strongly oppose

# Wider Sidewalks in Remainder of Corridor



## Pros

- ▶ Improved access and connections for bikes, peds, transit riders
- ▶ Safer two-way travel for people walking and biking
- ▶ More comfortable and less stressful for walking or biking next to heavy traffic

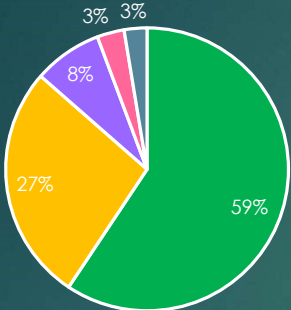
## Cons

- ▶ Potential encroachment on private right-of-way

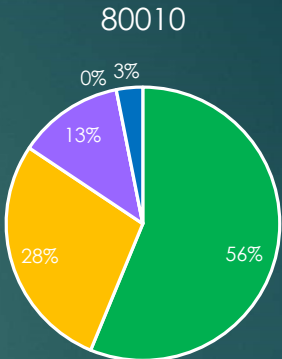
Improves safety, connectivity and/or access for these modes and uses:



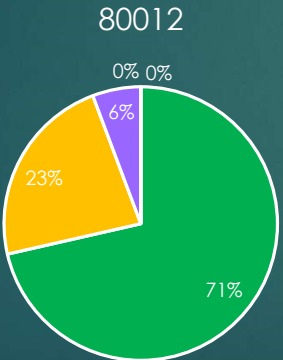
# Wider Sidewalks in Remainder of Corridor



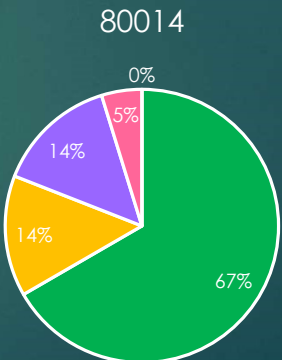
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Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose



# Pedestrian Connections Between Retail & Transit



Improves safety, connectivity and/or access for these modes and uses:



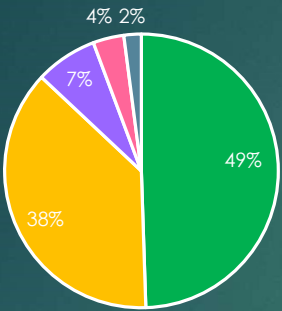
## Pros

- ▶ Improves access to retail and businesses for customers and employees
- ▶ Reduce potential for bike/ ped – motorized vehicle crashes in parking lots
- ▶ Improves place making, beautification, and greening of the corridor

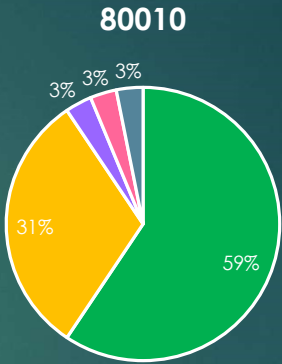
## Cons

- ▶ Getting approvals for easements / acquiring right of way on private property

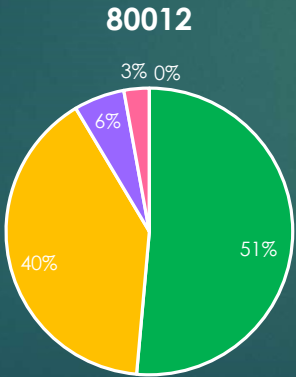
# Pedestrian Connections Between Retail & Transit



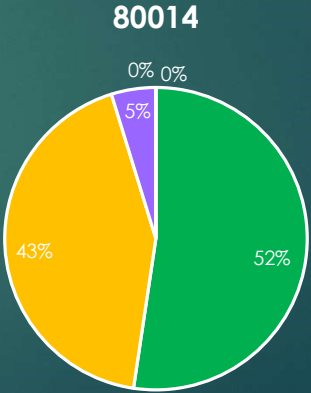
Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose

# Neighborhood Bikeways



Improves safety, connectivity and/or access for these modes and uses:



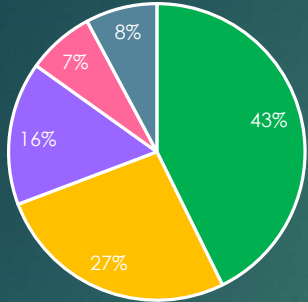
## Pros

- ▶ An adjacent, lower stress option for bicyclists to travel parallel to Havana
- ▶ Reduced potential for bicyclist – motorist conflict and crashes
- ▶ Comparatively lower cost, less complicated improvements

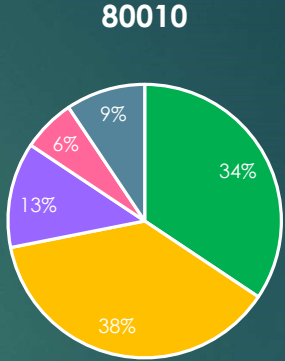
## Cons

- ▶ Impacts other streets
- ▶ May cause bicyclists to travel longer distances, or out of their way
- ▶ Less intuitive route for bicyclists new to the corridor

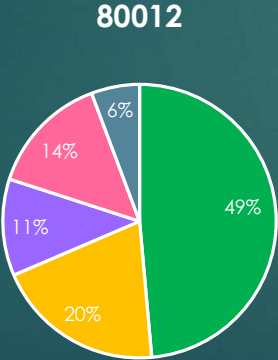
# Neighborhood Bikeways



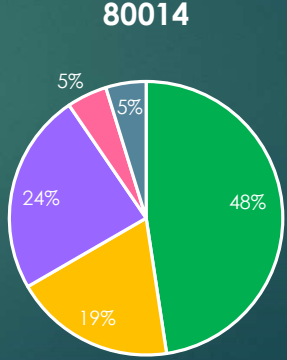
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Strongly support Support Neutral Oppose Strongly oppose



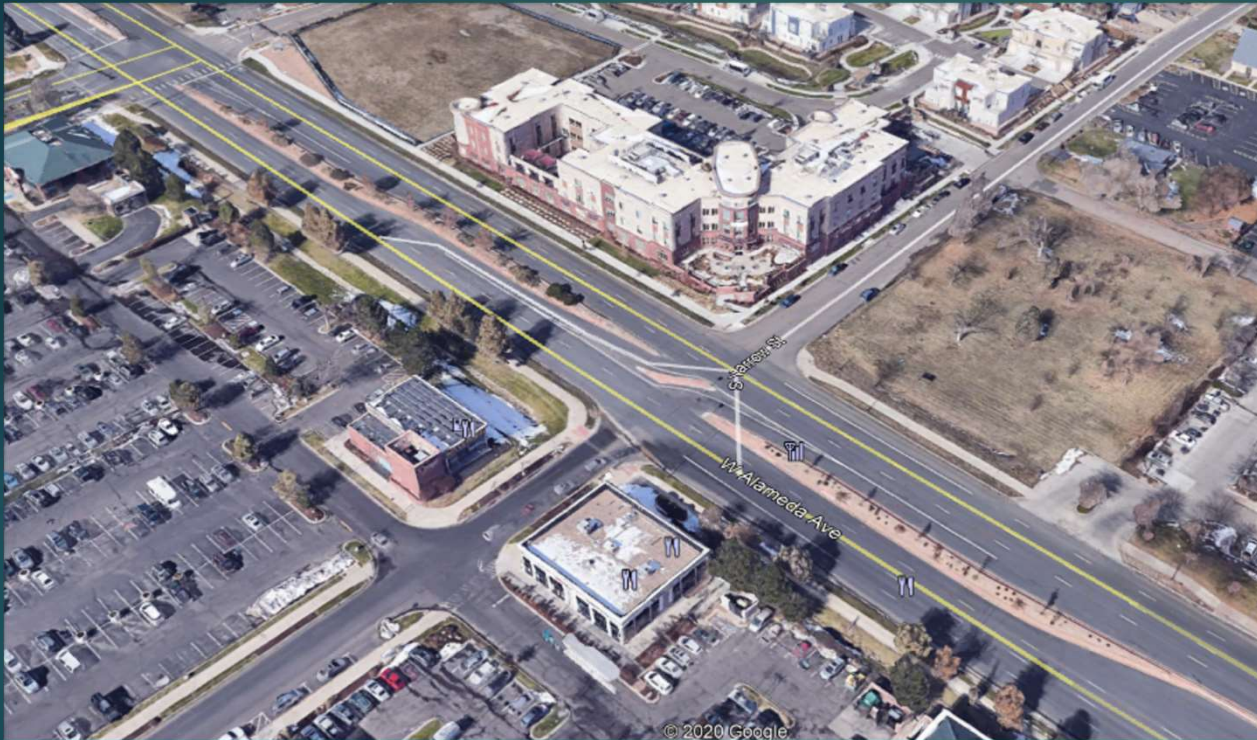
Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose



# Raised Medians (6<sup>th</sup> Ave to Dartmouth Ave)



Improves safety, connectivity and/or access for these modes and uses:



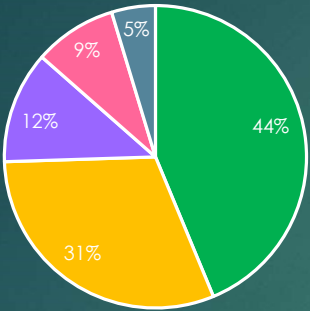
## Pros

- ▶ Enhance the attractiveness of the corridor
- ▶ Reduces conflict points, and therefore crashes between bicycles / pedestrians and vehicles
- ▶ Reduces conflict points between vehicles
- ▶ Improves the number of vehicles getting thru the corridor
- ▶ Provides safer access to businesses

## Cons

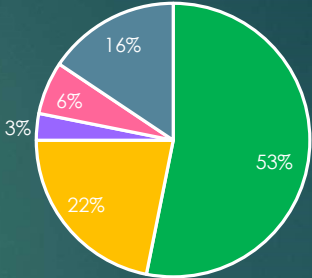
- ▶ Potential new or revised accesses

# Raised Medians (6<sup>th</sup> Ave to Dartmouth Ave)



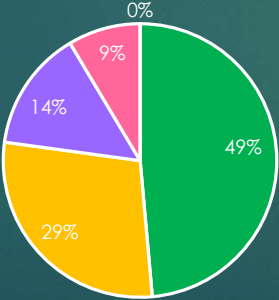
Strongly support Support Neutral Oppose Strongly oppose

80010



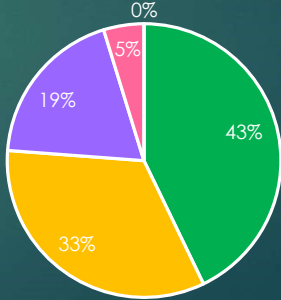
Strongly support Support Neutral Oppose Strongly oppose

80012



Strongly support Support Neutral Oppose Strongly oppose

80014



Strongly support Support Neutral Oppose Strongly oppose



# Branded Gateway Features with Lighting



## Pros

- ▶ Improves safety and visibility for all users.
- ▶ Highlights a sense of place
- ▶ Boosts business and tourism

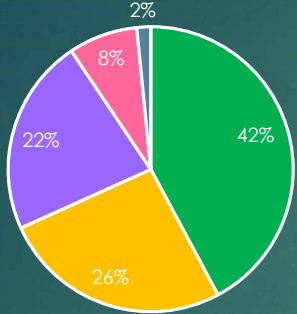
## Cons

- ▶ Limited space in corridor

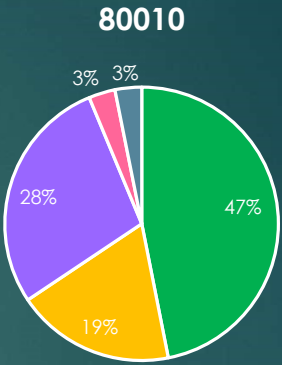
Improves safety, connectivity and/or access for these modes and uses:



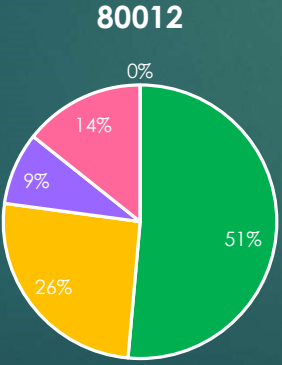
# Branded Gateway Features with Lighting



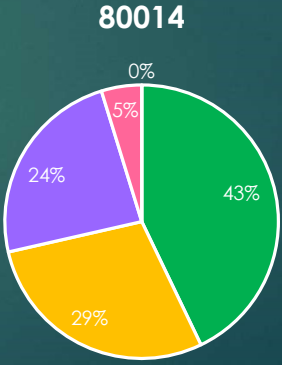
Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose



Strongly support Support Neutral Oppose Strongly oppose

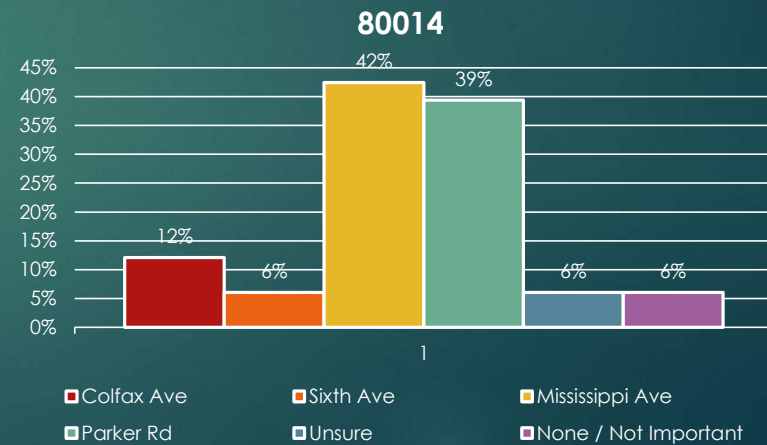
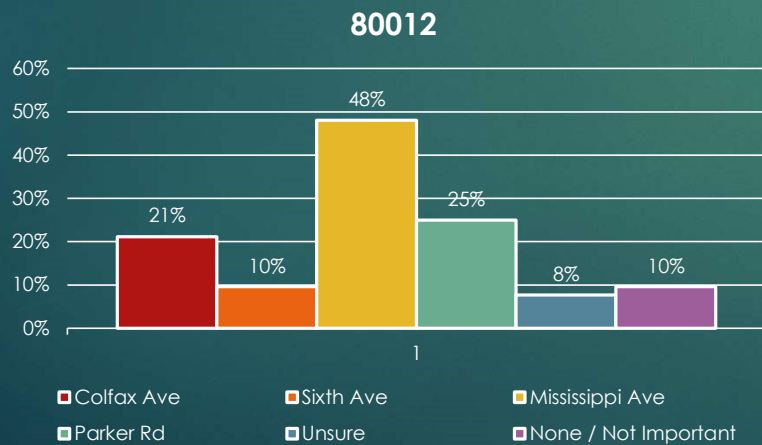
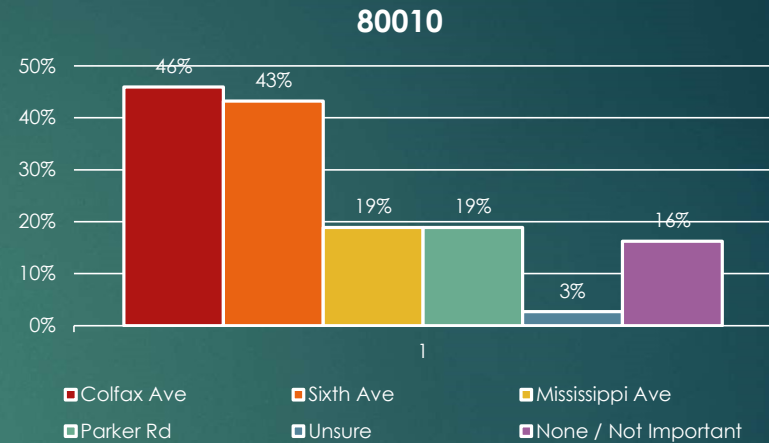
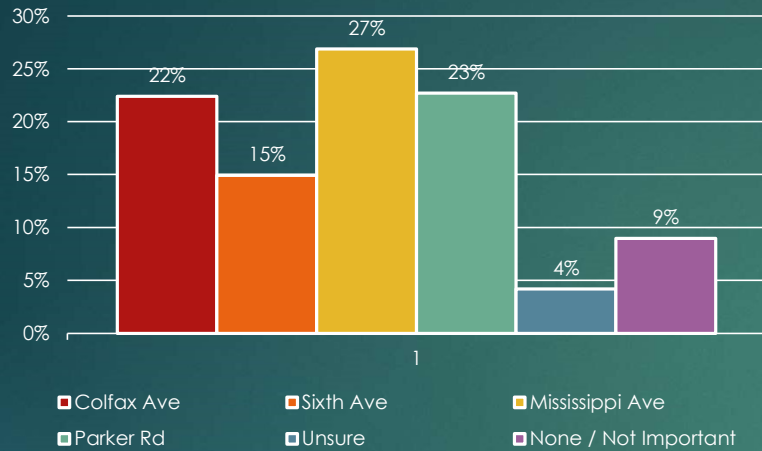


Strongly support Support Neutral Oppose Strongly oppose

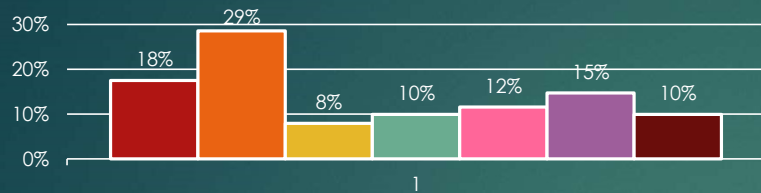




# potential Gateway Feature Locations

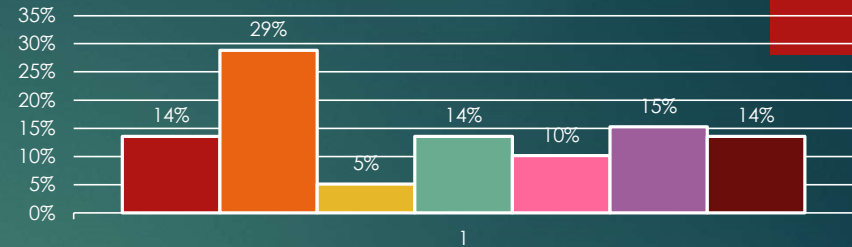


# Top Two Strategies



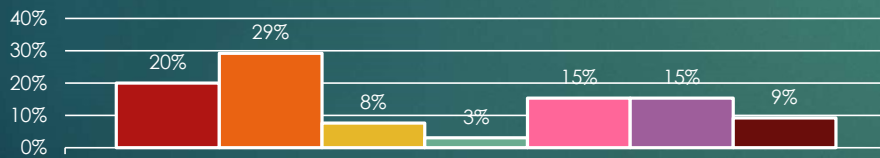
- Protected mid-block ped crossings
- Wider sidewalks
- Bulb-outs / Curb Extensions
- Ped connections between retail & transit
- Neighborhood bikeways
- Raised medians
- Branded gateway features & lighting

## 80010



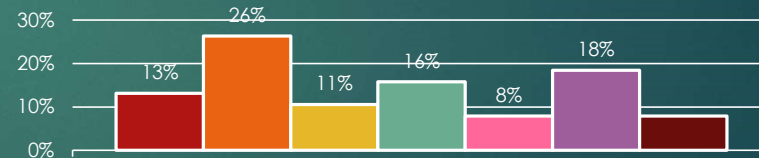
- Protected mid-block ped crossings
- Wider sidewalks
- Bulb-outs / Curb Extensions
- Ped connections between retail & transit
- Neighborhood bikeways
- Raised medians
- Branded gateway features & lighting

## 80012



- Protected mid-block ped crossings
- Wider sidewalks
- Bulb-outs / Curb Extensions
- Ped connections between retail & transit
- Neighborhood bikeways
- Raised medians
- Branded gateway features & lighting

## 80014



- Protected mid-block ped crossings
- Wider sidewalks
- Bulb-outs / Curb Extensions
- Ped connections between retail & transit
- Neighborhood bikeways
- Raised medians
- Branded gateway features & lighting

EXISTING  
CONDITIONS

FRAMEWORK MAP

STRATEGY MAP

RECOMMENDED  
IMPROVEMENTS

## ❖ Key Priorities

- ❖ Safety
- ❖ Improvement for multiple modes
- ❖ Access to key destinations
- ❖ Funding
- ❖ Implementation

❖ Results: Conceptual design of recommended improvements





## ❖ Key Design Focus

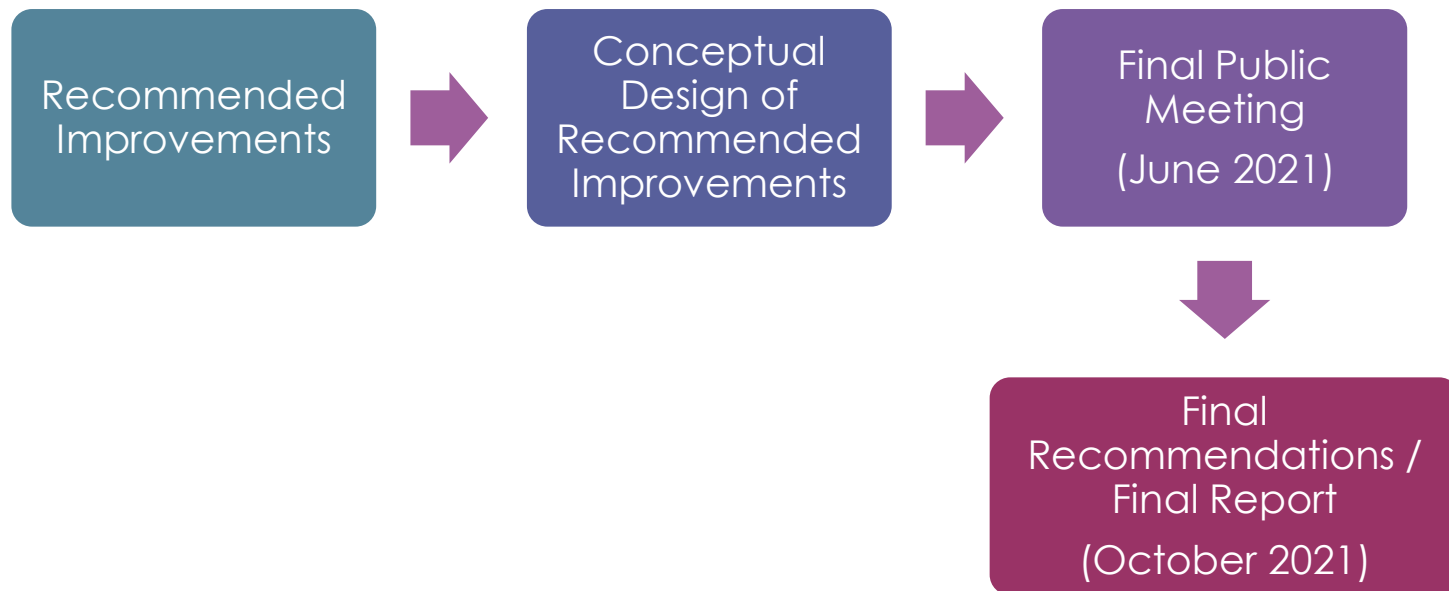
### ▶ Major Conceptual Design Elements

- Wider sidewalks
- Raised Medians
- Mid-Block Pedestrian Crossings
- Curb extensions
- Gateway Features

### ▶ Minor Conceptual Design Elements

- Transit Stop Improvements
- Wayfinding Signage
- Bike Connections to the Corridor

# Next Steps



# Questions

**PLANNING AND ECONOMIC DEVELOPMENT (PED)  
POLICY COMMITTEE  
TELECONFERENCE MEETING  
August 12, 2020**

**Members Present:** Councilmember Francoise Bergan, Chair; Councilmember Crystal Murillo, Vice Chair; Councilmember Allison Hiltz

**Others present:** Mayor Pro Tem Nicole Johnston, Councilmember Marsha Berzins, Councilmember Dave Gruber, Andrea Amonick, Andrea Barnes, Becky Hogan, Bob Bengen, Brad Pierce, Chance Horiuchi, Daniel Money, Dennis Lyon, Elena Vasconez, Garrett Walls, Gayle Jetchick, George Adams, Hector Reynoso, Huiliang Liu, Ian Best, Jad Lanigan, Juliana Berry, Karen Hancock, Liz Fuselier, Mac Callison, Marcia McGilley, Margie Sobey, Mindy Parnes, Melvin Bush, Mike Dean, Mindy Parnes, Porter Ingram, Sarah Wile, Tod Kuntzelman, Victor Rachael Jr., Vinessa Irvin, Brandon Cammarata, Yuriy Gorlov, Tim Craft

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**APPROVAL OF MINUTES**

July 8, 2020 minutes were approved.

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**PROPOSED AMENDMENTS TO THE UNIFIED DEVELOPMENT ORDINANCE (UDO)**

*Summary of Issue and Discussion:*

Karen Hancock and Mayor Pro Tem Nicole Johnston gave a summary of proposed amendments to the city's Unified Development Ordinance. The proposed UDO amendments were initiated by MPT Johnston. Karen Hancock provided an overview of the proposed changes to the UDO proposed by MPT Johnston. The Draft Ordinance proposes changes to notice and public hearings required in Subarea C (Eastern Aurora). As proposed, changes in the UDO would reflect that projects in Subarea C require the same process as Subareas A and B. Major Site Plans, Major Subdivisions and Master Plans would require a public hearing at Planning and Zoning Commission. The other component of the proposal is to increase the mail notice requirement for registered neighborhood groups in Subarea C from 1 mile to 3 miles.

CM Bergan expressed concern over the 3-mile radius for notification, stating that this process could delay development and increase postage expenses. Karen Hancock clarified that notices only go to registered neighborhood groups. George Adams provided input on the effect of neighborhood meetings and Planning Commission hearings on timelines for development.

Mayor Pro Tem Johnston provided information on the intent of the ordinance, stating there were concerns from residents that there is no formal process for neighborhood input outside of the



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initial neighborhood meeting. She also said that she is open to discussion about the dimensions and that the proposed amendments are meant to generate discussion.

CM Hiltz stated her support for the proposed ordinance.

CM Gruber stated his opposition to the proposed ordinance, citing timelines as a major issue. CM Gruber stated that neighborhood groups are “clubs” and have no legal standing and should not increase development times and costs. The process of approving the original version of the UDO was inclusive and exhaustive.

Mayor Pro Tem Johnston provided a response to CM Gruber’s comments indicating that members of neighborhood groups should be consulted when a project is proposed because community input is valuable.

CM Bergan asked if the groups in question can attend the initial neighborhood meeting and reiterated concern over the notice range. CM Bergan suggested modifying some of the criteria listed in the ordinance.

CM Johnston stated that there was a desire in the community for more detailed and involved forms of input and stated support for consistency across sub-areas.

CM Bergan asked for developer input. Tim Craft of Craft Companies LLC (representing the HBA) identified the need for public notice and its value to the development process. He expressed concerns regarding the changes in legal standing that may result from increased notification requirements and how this might impact potential litigation associated with development projects. Vinessa Irvin provided information about gathering development community feedback in a more formal way through the Joint Task Force. Karen Hancock stated that only adjacent property owners have standing for appeal and this requirement is already in the UDO.

CM Berzins stated that a range of one mile can already be problematic and the distance often results in residents from a different ward providing comment. A three-mile radius would be detrimental to the process. CM Berzins provided comment regarding the development process and cautioned against creating more red tape. CM Berzins stated that Aurora needs affordable homes and jobs that come with the development of projects.

CM Hiltz suggested bringing this item back to the committee, stating there was additional comment and discussion and that she did not have the opportunity to weigh in because of time constraints. Mayor Pro Tem Johnston supported this.

Mayor Pro Tem Johnston gave an overview of the Lowry Landfill Superfund site ordinance and explained there have been projects proposed in an area that may be subject to groundwater

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contamination from the Superfund site, potential liability issues for the city, and the EPA has not determined the area's safety. Karen Hancock provided some details on the proposed buffers around the site.

CM Bergan asked the City Attorney's Office about the buffers and the possible impact on current and future development, asking if it could be considered a regulatory taking. Daniel Money stated that it could be considered a regulatory taking, as it prohibited development on private land, and provided a summary of direct and regulatory takings.

CM Bergan asked about the buffer and where it is measured. Karen Hancock stated that DADS landfill in Section 31 provides a little less than a mile of buffer from the Superfund site located directly south in Section 6. CM Bergan asked what measurement led to the specific buffer areas. Karen Hancock clarified that there are existing buffers in the UDO of ¼ mile on the east, west and south sides of the Superfund site but not to the north where the groundwater is flowing.

Mayor Pro Tem Johnston provided comment regarding regulatory takings and stated that this is the largest Superfund site in the country that has a containment but not a clean-up plan. The Mayor Pro Tem indicated there is likely precedent for these types of actions and asked if the city attorney's office could research the ability to buffer the site if it presents a hazard to the community. The EPA has not determined that the groundwater remedy is protective. Mayor Pro Tem Johnston stated that she would provide specific evidence and information at the next meeting.

CM Hiltz stated that she did not understand the problem with waiting to understand the full impact of the area surrounding the Superfund site.

CM Bergan stated that property buyers in the immediate area receive a disclaimer.

CM Hiltz reiterated her frustration with prioritizing the impact to the development community, stating that developers should stand by their product in a safe way.

CM Bergan stated that developers don't want to build in areas that will get them sued and follow the current law. CM Bergan agreed that further input from stakeholders would be needed.

CM Berzins made comments about the existing liability to the development community and agreed that more data needs to be presented.

CM Bergan asked Mayor Pro Tem Johnston if this item could be brought back to the September PED meeting. Mayor Pro Temp Johnston stated her support.

**HAVANA STREET CORRIDOR STUDY**

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Huiliang Liu, Principal Transportation Planner, gave a presentation on the Havana Street Corridor Study and discussed the next steps in the process.

The study area is the ½ mile radius around Havana street from Montview Blvd. to Dartmouth Avenue. The purpose of the study is to identify multimodal improvements that make the corridor safer and inviting to pedestrians, facilitate and enhance economic development, diversity, unique characteristics and art. The process began in February 2020. The project has recently completed existing and future conditions analyses. The next phase began in August, identifying the corridor vision, branding, and land use. The process has five phases and will run through June 2021.

Mr. Liu presented information on existing conditions and key takeaways for pedestrians, bicyclists, transit and vehicles. Corridor-wide strategies and detailed conceptual design and cost estimates for selected segments and intersections will be developed through the next phases of the project. Next steps include more public outreach and engagement to stakeholders in a variety of formats, such as one-on-one stakeholder interviews, online survey, newsletter distributions and meetings with the general public.

CM Bergan asked if there were any questions. George Adams stated that due to the short amount of time left, questions could be submitted to staff by email following the meeting.  
(Hliu@auroragov.org)

**AER/SBDC UPDATE**

Andrea Amonick provided an update on the AER1 and AER2 programs:

Updated Report on the Aurora Business Grants Related to Covid-19:

Aurora Economic Relief Program (AER 1)

\$400,000 for Grants up to \$5,000

\$381,000 awarded in a total of 87 grants; distributed among all wards with the greatest number going to small businesses in Wards 3 and 4.

Of the grants awarded, 56% were provided to minority-owned companies. Three-quarters of the grants went to either minority- or female-owned business (or businesses that were both).

\$600,000 was set aside for loans of up to \$50,000 under AER 1;

These have taken longer to approve as there was significant underwriting that had to occur.

16 loans were approved of these 5 withdrew and 2 were converted to grants.

We reviewed a few more loans and expect the final total to be 10 loans, of these four have closed.

Aurora Economic Recovery Program (AER 2)

Program to provide grants up to \$15,000 to reimburse businesses for items that will help the business recover/pivot in response to Covid-19.

Non-profits were eligible for grants under this program.

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634 applications were received during the week long application period.  
484 businesses are eligible – 416 for-profit and 68 non-profit entities  
Grant agreements have been sent to 260 of the applicants thru August 7<sup>th</sup> of those 173 had been returned  
Reimbursements are starting to go out the week of August 17<sup>th</sup>.

**Miscellaneous Matters**

AEDC

Yuriy Gorlov gave an update on AEDC activities. Mr. Gorlov summarized the new Majestic Subaru project and other projects across the city. Mr. Gorlov stated AEDC participated in the City Center Study recent meeting to help the community understand the city's vision and how they are attracting new businesses. Mr. Gorlov provided some information on remote working and stated that he expects on-site work to return with some safety precautions instituted.

Havana Business District

Chance Horiuchi provided the following update:

- 14 business closures with 6 closed due to the State of Colorado Industry Specific Health Orders or By Choice
  
- 8 permanent business closures: Imone Korean Restaurant, La Pily #2, Windsor Dental Care, Powerhouse Nutrition and Fitness, Uncle Joe's Hong Kong Style Bistro, R. Stafford, Queen of Angels Catholic Gift & Book Shoppe, El Jaripeo Sports Bar.
  
- New businesses: Hungry Wolf BBQ near Havana & Yale and Geico Insurance office coming to the Gardens On Havana.
  
- 100 + restaurants and all of the Havana Motor Mile (20+ auto dealers + 100 auto services) are re-opened, with majority offering dine-in services at 50% capacity, take-out, & delivery.
  
- We shared the Covid-19 Testing Site info and Round II of the Housing Assistance Program on Monday, 8/10/2020.
  
- Many businesses are concerned about the Winter months and surviving another possible shut down.
  
- On-Going construction: Argenta, Stinker Stores, and the Kum & Go are moving forward and in Progress. Safeway gas update/remodel complete
  
- Multi-Modal Study Collaboration continues, hosted the 1st stakeholder outreach in July, site plan updates on hold during study process



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- Have had many inquiries from other businesses wanting to relocate and open in Aurora on Havana Street. We have been connecting new leads to Frank Butz and Robert Oliva with the City. Many are looking for small square footage, drive-throughs, walk-ups and outdoor expansion spaces.
- The small businesses in Aurora are grateful to the city staff, leadership and council for the AER and looking forward to hearing an update from AER program. A few have reached out to share they have heard from city staff regarding the AER program.
- HMM Workforce program: 7 Pickens Tech students received their tools and tool boxes and are working at a HMM dealership
- BID is in constant communication with stakeholders and hosting direct phone calls, check in's & biz visits as needed
- Working on the 2021 Operations Plan and Budget, negotiating 2021 contracts & challenges with not receiving the AV report from the county until 10/13, but budget is due 9/15 to BID attorney, 9/30 to City, requested to extend our submission to the city on budget due to the state's extension on the AV assessments, waiting to hear back from city on process for extension request
- cancelled BID events, contacted vendors, updated comm., in 2021 plan to not host community events due to Covid and significant decrease in the event budget
- received Sales Tax report for Q2: 2020 as of 7/2020  
Auto: \$2,910,678  
Food: \$1,797,152  
Total: \$11,538,268  
In a comparison of 2019 and 2020 second quarter Total Sales Tax we were at \$94,782 in 2019 and \$91,982 in 2020.  
3.0% down from Q2's 2019's total sales tax. Bill Levine with the city also shared that when comparing 2019 and 2020's YTD, as of the end of July 2020, our Total Sales Tax collected was at \$103,375, 6.7% down compared to the \$110,474 total sales tax collected as of July 2019.
- Discontinuing the news racks program along the corridor as request of the city
- Working with Visit Aurora on a marketing/advertising campaign for the BID with the proposed community funds
- Thank you for your continued support of the BID businesses

Aurora Chamber of Commerce Update

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Kevin Hogan gave an update on the Chamber of Commerce's projects.

Next week, Mr. Hogan will be touring the new Costco facility. Mr. Hogan was concerned about the reduction in RTD Services. There have been around 150 grants distributed by the chamber. Mr. Hogan stated his concern about the continued protests and news about the press the city is receiving, with some companies backing out of the area. Mr. Hogan also discussed concerns about the minimum wage increase and gave details about outreach effort. (contact the Chamber of Commerce for more information)

Planning Commission Update

Dennis Lyon stated that they would defer their report to the next PED meeting.

Oil & Gas Advisory Committee Update

Brad Pierce gave a brief update on the Oil and Gas Committee's work, specifically the review of the Oil and Gas Manual. Comments from the committee will be available by August 23.

Business Advisory Board of Aurora

Garrett Walls provided information about fees collected by AFD and suggested that they could be collecting upwards of \$1million a year, but do not have the infrastructure to do so at this point in terms of the logistical challenges of collecting the funds. Mr. Walls also discussed the proposed minimum wage increase and testimony to AFD from stakeholders. Mr. Walls will provide comments in writing to PED. Mr. Walls provided meeting information for a business town hall.

CM Bergan asked for clarification on the town hall's agenda.

Retail Development:

Bob Oliva gave a summary of the City Center Study public meeting. Mr. Oliva provided some statistics on small businesses being created in the area. also updated the statistic of restaurant closures nationally, at over 25%.

CM Bergan asked about communication with brokers in the absence of the ICSC conference. Mr. Oliva identified they are always in constant contact with local brokers. National brokers are less accessible under these circumstances. Mr. Oliva also identified there has been indications of increases in new businesses starting along with the increases in existing businesses closing and they will continue to observe this data.

SBDC Update – Marcia McGilley

CM Bergan asked Marcia McGilley if this item could be delayed to next month. Ms. McGilley indicated she would provide an update next month but provided a written summary of comments listed below.

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1. Continued assistance with financial relief assistance through grant/loan programs besides the AER programs; including:

a. Arapahoe County Cares

<https://www.arapahoegov.com/2110/Arapahoe-County-CARES>

b. Energize Colorado GAP Funding - State of Colorado

[www.EnergizeColorado.com](http://www.EnergizeColorado.com)

2. Economic Impact: Aurora Businesses (Jan – Aug 10, 2020)

a. Questions answered by phone: Over 4,000 inquiries

b. 63% Existing Business Owners/37% Start-Ups

c. One-on-one Consulting: Over 700 individual businesses assisted

d. Business Workshops/Webinars:

- # Workshops/Webinars: YTD 75 (annual goal: 53)

- # Attendees: YTD over 1200 attendees (annual goal: 890)

3. New Partnerships/Programs:

a. Asian Pacific Development, SBDC, Office of International and Immigrant Affairs, Denver Metro SBDC – Entrepreneurial Programming assistance

b. Early Childhood Development program – Translation, consulting, guest speaker services; both Marcia McGilley and Elena Vasconez serve on SBDC Network statewide committee for the development of this new program

c. Business Conversations – new webinar series with experts - examples:

i. Are You Selling What your Customers Want?

ii. How to Increase Your Social Media Impact

iii. Management Strategies During Crisis

iv. Retail topics in collaboration with Retail Team (Bob Oliva)

The next PED meeting is September 9<sup>th</sup>, 2020.

Approved. \_\_\_\_\_

Francoise Bergan, PED Committee Chair

Next meeting date: September 9, 2020 at 8:30 a.m. Teleconference meeting.



# CITY OF AURORA

## Council Agenda Commentary

|  |
|--|
| <b>Item Title:</b> Authorize two (2.0) FTE Over-hire Positions for Development Staff   |
| <b>Item Initiator:</b> Tod Kuntzelman, Development Process Improvement Manager, General Management                             |
| <b>Staff Source/Legal Source:</b> Tod Kuntzelman/Daniel L. Money   |
| <b>Outside Speaker:</b> N/A  |
| <b>Council Goal:</b> 2012: 5.2--Plan for the development and redevelopment of strategic areas, station areas and urban centers |

### COUNCIL MEETING DATES:

**Study Session:** N/A

**Regular Meeting:** N/A

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### ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item as proposed at Study Session                       Information Only
- Approve Item and Move Forward to Regular Meeting
- Approve Item as proposed at Regular Meeting
- Approve Item with Waiver of Reconsideration  
Why is a waiver needed? [Click or tap here to enter text.](#)

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### PREVIOUS ACTIONS OR REVIEWS:

**Policy Committee Name:** Planning & Economic Development

**Policy Committee Date:** 5/12/2021

### Action Taken/Follow-up: *(Check all that apply)*

- Recommends Approval     Does Not Recommend Approval
- Forwarded Without Recommendation     Recommendation Report Attached
- Minutes Attached     Minutes Not Available
-



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**HISTORY** *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

In 2016, the Development Review Fund created over-hire budget authority for 15.0 FTE that will remain unfunded until needed. This provided hiring flexibility to quickly respond to workload levels to improve performance measures for services that impact customers. The activation plan for the positions is as follows: 1) Notify appropriate council policy committee (Planning and Economic Development) with justification. 2) Include required funding in the next budget process for appropriation. Staff will review development activity, workload, performance statistics and fund balance on a quarterly basis and respond appropriately with staffing levels.

The Development Review Fund has authorized 13.0 of the 15.0 FTE from the original over-hire authorization created in 2016. This request is to authorize two (2.0 FTE); 1.0 FTE for PROS Planning, Design and Construction Division, and 1.0 FTE for Public Works, Engineering.

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**ITEM SUMMARY** *(Brief description of item, discussion, key points, recommendations, etc.)*

**Parks, Recreation, and Open Space (PROS) 1.0 FTE**

The PROS Department has seen an increase of development reviews over the last two years. Additionally, the complexity of plans and issues has increased. In 2020, due to the elimination of their primary development review position, the three remaining Planning staff members have had to cover these responsibilities. In order to meet the mandatory AMANDA process timelines, staff has been required to work additional overtime hours ranging from 100-310 additional hours in 2020. These estimates are conservative as staff did not carefully track excess hours for the first half of the year. At the same time, these employees have attempted to complete other assigned projects and responsibilities although many have been delayed or deferred.

**Public Works, Engineering 1.0 FTE**

The Public Works, Engineering Division has seen a consistent increase in workload due to the complexity, size, and scope of the types of projects currently being developed in Aurora. The Public Works Department presented a comprehensive plan to the Planning and Economic Development Council Committee (PED) April 14, 2021 outlining their plans to improve customer service, predictability, and on-time completion of plan review approvals. This position would be added to the Engineering Division to ensure success in the implementation of an improved and more in-depth plan reviews at the beginning of the review cycles as well as developing a new quality control pre-subtitle document in-take process for new applications.

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**QUESTIONS FOR COUNCIL**

Does the Committee authorize two (2.0) over-hire positions?

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**LEGAL COMMENTS**

The city manager shall be responsible to the council for the proper administration of all affairs of the city placed in his charge, and to that end he shall have the power and duty to:

- (a) Enforce the laws and ordinances of the city;

- (b) Appoint, suspend, transfer and remove all employees of the city, except as otherwise provided herein, subject to the personnel regulations of the city adopted by council;
- (c) Make appointments on the basis of executive and administrative ability and of the training and experience of such appointees in the work which they are to perform;
- (d) Prepare a proposed budget annually and submit it to the council, and be responsible for the administration of the budget after its adoption;
- (e) Prepare and submit to the council as of the end of the fiscal year a complete report on finances and administrative activities of the city for the preceding year, and upon request of the council make written or verbal reports at any time concerning the affairs of the city under his supervision;
- (f) Keep the council advised of the financial condition and future needs of the city and make such recommendations to the council for adoption as he may deem necessary or expedient;
- (g) Exercise supervision and control over all administrative departments and recommend to council any proposal relevant to the establishment, consolidation or abolishment of such departments;
- (h) Enforce all terms and conditions imposed in favor of the city or its inhabitants in any contract or public utility franchise, and upon knowledge of any violation thereof, report the same to the council for such action and proceedings as may be necessary to enforce the same;
- (i) Attend council meetings and participate in discussions with the council in an advisory capacity;
- (j) Inform the public concerning plans and activities of the council and of the city administration;
- (k) Establish a system of accounting and auditing for the city; show that legal provisions have been complied with and reflect the financial condition, and financial operation of the city; establish cost accounting systems whenever practicable;
- (l) Be responsible for engineering, architectural, maintenance, construction and work equipment services required by the city; and
- (m) Perform such other duties as may be prescribed by this Charter or by ordinance, required by council and not inconsistent with this Charter.

City Charter § 7-4 (Money)

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**PUBLIC FINANCIAL IMPACT**

YES       NO

**If yes, explain:** The two over-positions will require funding in the next budget process for appropriation. Personal costs for 2.0 FTE are estimated to be \$210,000.

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**PRIVATE FISCAL IMPACT**

Not Applicable       Significant       Nominal

**If Significant or Nominal, explain:** N/A