

**Federal, State, and Intergovernmental Relations (FSIR) Meeting
Video Conference Call Meeting
April 21, 2023**

Members Present: Council Member Lawson – Chair, Council Member Zvonek

Absent: Council Member Jurinsky – Vice Chair

Others Present: J. Prosser, L. Hettinger, R. Venegas, C. Grant, S. Day, K. Kitzmann, J. Rustad, K. Stuart, R. Pena, M. Gardner, M. Parnes, G. Koumantakis, J. Moore, L. Center, L. Rogers, A. Botham, C. McDonald

1. CONSENT ITEMS: None.

2. APPROVAL OF MINUTES

April 7, 2023 meeting minutes were approved.

3. FEDERAL LEGISLATIVE UPDATE

Summary of Issue and Discussion:

L. Hettinger provided an update that HUD would visit the city next week, thanks to the recent committee visit. She mentioned that Congress would start drafting appropriation bills the following month, and they were aware of Congressman Crow's requests. L. Hettinger also noted that Aurora Water attended the Colorado Water Congress, where they met other water utilities and congressional delegates. Kathy Kinsmen met with new staff from Congressman Crow and Congresswoman Patterson offices, who are eager to work with the city on water issues.

Outcome: Information only.

Follow-up Action: No follow-up is needed.

CONGRESSIONALLY DIRECTED SPENDING UPDATE

Summary of Issue and Discussion:

L. Rogers informed that their federal elected officials submitted requests for several projects the city presented. Congressman Crow requested funding for the Library Project, Pressure Valve Replacement Project, and the 9 Mile Project, while Hickenlooper's Office submitted requests for both Water Projects, the Library Project, and the 9 Mile Bridge project. L. Rogers emphasized that this didn't guarantee funding.

Committee Discussion:

CM Lawson expressed that the news was great, noting they had received some funding in the previous cycle and hoped they would get funding for these projects as well.

Outcome: Information only.

Follow-up Action: No follow-up is needed.

4. STATE LEGISLATIVE UPDATE

Summary of Issue and Discussion:

C. Grant provided an update that During the last 20 days of the session, the budget was finalized and sent to the Governor. Updates on key bills included Senate Bill 213 being pulled from the Appropriations Calendar due to concerns and possible repercussions for legislators not supporting it. Progress on juvenile beds could result in 237 being made available, raising awareness among lawmakers. Senate Bill 75, removing witness names from children's criminal justice records, passed Appropriations and is expected to advance quickly.

Community Discussion:

C. Grant informed that they were in the last 20 days of the session and things were moving quickly and becoming chaotic. The budget had been finalized and sent to the Governor. P. O'Keefe then provided updates on several bills. Senate Bill 213, the Governor's Affordable Housing Land Use Bill, was pulled from the Appropriations Calendar, with Senator Zenzinger expressing concerns. Leadership indicated they would remove legislators who did not support the bill, potentially causing chaos. Regarding juvenile beds, O'Keefe mentioned there might be some progress, with 237 beds possibly being made available. She noted that the discussions had raised awareness among legislators. Finally, she reported that Senate Bill 75, which deletes witness names from criminal justice records for children, passed out of Appropriations and should progress rapidly.

CM Lawson asked P. O'Keefe about the possibility of a special session if Senate Bill 213 continued to be amended. O'Keefe replied that they would likely try to avoid a special session but wondered if the Governor might push for one if he didn't get his bill passed. She will keep the committee

informed if she heard anything on the matter. Lawson then asked about the juvenile beds, suggesting they continue to advocate for a no-bed cap during the off-session season, as they passed, a resolution was passed. O'Keefe agreed that progress had been made in educating legislators on the issue but doubted that the cap would be completely removed. She suggested that working towards a reasonable and functional increase in the cap was possible and mentioned that the department might add the issue to their budget request next fall with the Governor.

CM Zvonek asked Peggi O'Keefe about the possibility of a compromise regarding juvenile beds, suggesting that beds could be traded on paper between jurisdictions to provide flexibility without extending the cap. O'Keefe responded that her understanding was that the additional beds would be floating, but Zvonek's idea of making all beds floating was worth exploring. She agreed to bring the idea back to everyone and get feedback.

CM Zvonek then discussed Senate Bill 213, noting that he had not encountered anyone outside of the Governor's Office who liked it. He mentioned that local governments, whether progressive or conservative, had been united against the bill. O'Keefe agreed that it would be fascinating to see how the situation played out and expressed her frustration that the bill had not brought people together as it could have.

C. Grant provided updates on several bills: Senate Bill 201 (Mineral Rights Pooling Bill) was postponed indefinitely, Senate Bill 23-286 (Access to Government Records) passed in the committee and was amended to Appropriations, with ongoing work on amendments; and the Overdose Prevention Bill was laid over due to concerns from the Governor's Office. C. Grant also mentioned that House Bill 23-1222 had passed out of House Judiciary.

Judge Day added information about House Bill 23-1222, stating that it had passed out of House Judiciary and was scheduled for floor in the morning. He discussed the amendments to the bill and the implications for prosecuting domestic violence cases in Municipal Court.

C. Grant confirmed that House Bill 23-1222 was scheduled for House 3rd Reading and will provide updates on its progress. CM Lawson thanked Judge Day for the update and mentioned they would discuss the position reconsideration later in the meeting.

Outcome: Information only.

Follow-up Action: No follow-up is needed.

JUDGE DAY UPDATE

Summary of Issue and Discussion:

Judge Day updated on the Data Sharing Bill (1132), which passed the Senate with a 30-5 vote and returned to the House due to an amendment adding three new task force members.

Community Discussion:

Judge Day provided an update on the Data Sharing Bill (1132), which passed out of the Senate with a 30 to 5 vote. The bill returned to the House due to an amendment that changed the task force's makeup, adding three new members. Judge Day personally endorsed the amendment but did not claim to represent the City of Aurora in doing so. The bill was scheduled for the House Floor that day. Judge Day emphasized the importance of data sharing among Municipal Courts and State Court.

Outcome: Information only.

Follow-up Action: No follow-up is needed.

MOORE UPDATE -- SB23-201

Summary of Issue and Discussion:

J. Moore clarified that the issue at hand is the confusion around the concept of force pooling in relation to mineral rights and drilling operations.

Community Discussion:

J. Moore explained that he testified last Thursday. He clarified that force pooling does not mean taking minerals without payment but rather forcing financial partnerships with the operator and the drilling of the well. Although the bill did not make it out of Committee, there was talk of working with stakeholders to draft a new bill in the future.

CM Lawson thanked Moore for his advocacy and efforts in explaining such a complicated topic and testifying at the Capital.

Outcome: Information only.

Follow-up Action: No follow-up is needed.

LEGISLATIVE POSITION DISCUSSION

BILL POSITIONS

SB23-213: LAND USE UPDATE

Summary of Issue and Discussion:

Community Discussion:

L. Rogers provided an update on the Land Use Bill, explaining that multiple amendments were adopted during the Committee and more amendments are expected. Staff is seeking clarity and information on these changes and their impact on the city while continuously providing feedback and monitoring the situation. L. Rogers stated that they are not recommending a position change at this time but wanted the committee to be aware that they are closely tracking the bill and its developments.

Outcome: Information only.

Follow-up Action: Staff and lobbyists will act in accordance with the positions taken.

L. Rogers presented Senate Bill 23-268, the Ten-Year Transportation Plan Information, which aims to improve coordination and collaboration between CDOT and local governments. The bill would require CDOT to provide time frames for projects, estimated costs, a designated contact, and create a detailed dashboard for the Transportation Plan. Staff recommended actively supporting the bill, as it would increase project coordination and transparency. CM Lawson asked CM Zvonek if he had questions and his position on the bill. CM Zvonek had no questions and agreed with the staff position. CM Lawson also agreed with the staff position.

Outcome: The Committee voted on taking an Actively Support position on the bill.

Follow-up Action: Staff and lobbyists will act in accordance with the positions taken.

L. Rogers presented House Bill 23-1286, which would increase penalties and fines for cruelty to service animals, police working dogs, and police working horses. Staff recommended actively supporting the bill, as it would protect the city's investments in these animals. CMs Zvonek and Lawson both agreed with the staff position.

Outcome: The Committee voted on taking an Actively Support position on the bill.

Follow-up Action: Staff and lobbyists will act in accordance with the positions taken.

L. Rogers then discussed House Bill 23-1222, which dealt with cases of domestic violence in municipal courts. Staff recommended changing the position from actively opposed to actively

support due to the amendments that addressed the city's concerns. CM Lawson asked Judge Day if he had any additional comments or concerns about changing the position. Judge Day said he had no additional comments but was available to answer questions about the amendments.

Judge Day offered to answer questions about the amendments to House Bill 23-1222. CM Lawson asked CM Zvonek if he had any questions and if he supported the revised position from actively opposed to actively support. CM Zvonek agreed with the position change and asked Judge Day about the impact of the changes on caseload and operations in the court. Judge Day explained that the bill would not affect caseload but would change how cases were handled, requiring active victim notification for VRA compliance and potentially needing additional resources or reassignment of resources within the prosecutor's office. He also mentioned a possible shift towards vertical prosecution and docketing. CM Zvonek thanked Judge Day for the information and confirmed his support for the revised position. CM Lawson also agreed with the revised position of actively support.

Outcome: The Committee voted on taking an Actively Support position on the bill.

Follow-up Action: Staff and lobbyists will act in accordance with the positions taken.

L. Rogers provided a detailed summary of Senate Bill 23-291 and its potential impact. She mentioned that the bill does not affect the city of Aurora's infrastructure or processes, and staff recommended taking no position on it. CM Zvonek disagreed, stating that he preferred an actively opposed or opposed if asked position, as he believed the bill would impact residents and ratepayers. CM Lawson supported the staff's no-position recommendation, expressing concerns about supporting lobbying efforts using consumer dollars mentioned in the bill. CM Jurinsky was asked to weigh in on the issue, and after reviewing the bill, she also chose to oppose it. The Committee decided to take an opposed position, with CM Lawson stipulating that she preferred the staff's recommendation of no position.

Outcome: The Committee voted and took an oppose position on SB23-291.

Follow-up Action: Staff and lobbyists will act in accordance with the positions taken.

5. WATER UPDATE

Summary of Issue and Discussion:

Community Discussion:

K. Kitzmann discussed Senate Bill 23-295, the Colorado River Drought Task Force, and explained that while the bill's intention of creating tools and programs for Colorado River Drought Resilience is good, it has issues with the makeup of the task force and the dictated outcomes of the recommendations. She stated that the bill is biased and one-sided, which is harmful to the city's water rights and future development. Kathy asked for an actively opposed position on the bill. CM

Zvonek had no questions and agreed with the city position. CM Lawson also had no questions and supported the actively opposed position.

Outcome: The Committee voted and took an oppose position on SB23-295.

Follow-up Action: Staff and lobbyists will act in accordance with the positions taken.

CM Lawson asked K. Kitzmann to summarize the city's position on House Bill 23-1257, the Mobile Home Park bill, as she had received inquiries from constituents on this legislation. K. Kitzmann explained that Aurora Water's position is to monitor the bill, as it mostly affects activities on the other side of the master meter. She mentioned that the bill focused on secondary standards, which include odor and taste, and that there was some overlap with existing regulations.

CM Lawson clarified that her constituents' main concern was lead pipe testing which was one of the provisions mentioned in the bill. K. Kitzmann explained that if a mobile home park provides water to more than a certain number of residents, it is considered a small water system and is already regulated by CDPHE. She mentioned that Aurora Water had helped Aurora Public Schools test their facilities for lead. CM Lawson appreciated the summary and requested resources for future inquiries about lead testing in mobile home parks.

Outcome: Information only.

Follow-up Action: No follow-up is needed.

6. MISCELLANEOUS MATTERS FOR CONSIDERATIONS

None.

CONFIRM NEXT MEETING

Next meeting confirmed, on May 5, 2023 at 1:00 pm, in person.

Approved:

Angela Lawson
Angela Lawson
Committee Chair

5-5-23

Date