

**MINUTES**

**Regular Meeting – Aurora City Council  
Monday, June 27, 2016**

**CALL TO ORDER – REGULAR MEETING**

Mayor Hogan convened the regular meeting of City Council at 4:04 p.m.

**ROLL CALL**

PRESIDING:	Mayor Pro Tem Peterson
COUNCIL MEMBERS PRESENT:	Cleland, Lawson, Mounier, Pierce,
COUNCIL MEMBERS ABSENT:	Mayor Hogan, Bergan
OFFICIALS PRESENT:	City Manager Noe, City Attorney Hyman, Assistant City Manager/City Clerk Napper
COUNCIL MEMBERS ARRIVING AFTER ROLL CALL:	Mayor Hogan

Assistant City Manager/City Clerk Janice Napper announced the proposed items for discussion at executive session.

**CONSIDERATION TO RECESS FOR EXECUTIVE SESSION**

Motion by Pierce, second by Lawson, to recess for executive session.

Voting Aye: Berzins, Cleland, Lawson, Mounier, Pierce

The executive session was recorded pursuant to the requirements of state law.

1. **RECONVENE REGULAR MEETING OF JUNE 27, 2016 AND CALL TO ORDER**

Mayor Hogan reconvened the regular meeting of City Council at 7:36 p.m.

2. **ROLL CALL**

PRESIDING:	Mayor Hogan
COUNCIL MEMBERS PRESENT:	Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth
COUNCIL MEMBERS ABSENT:	None
OFFICIALS PRESENT:	City Manager Noe, City Attorney Hyman, Assistant City Manager/City Clerk Napper

3. **INVOCATION** Pastor Gene Roncone - Highpoint Church

4. **PLEDGE OF ALLEGIANCE TO THE FLAG** (all standing)

5. **APPROVAL OF THE MINUTES OF THE MEETING OF JUNE 20, 2016**

Motion by Cleland, second by Roth, to approve the minutes of June 20, 2016 as presented.

Voting Aye: Mayor Hogan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce,  
Richardson, Roth

Abstained: Bergan

6. **CEREMONY**

No Ceremonies.

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

Bob Wesner, APA President, expressed his appreciation for the recent ratification of the police contract and publicly acknowledged City of Aurora staff for their efforts in this regard.

Don Lather, Aurora, Colorado, expressed concerns regarding the EMT services contracted by the City and how they bill out to the public, stating he believed they overcharged him above reasonable and customary fees.

Mayor Hogan recommended Mr. Lather speak with Dan Quillen, Director of Internal Services, in this regard.

8. **ADOPTION OF THE AGENDA**

The agenda was adopted as presented.

9. **CONSENT CALENDAR - 9a**

**General Business**

- a. Consideration to approve the acquisition of property located in the NE 1/4 of Section 6, T4S, R65W of the 6th PM, County of Arapahoe for \$2,000,000 for the purpose of constructing the First Creek Detention Pond. STAFF SOURCE: Joani Cravens, Manager of Real Property, Public Works

Motion by Roth, second by Pierce, to approve item 9a.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

10. **RESOLUTIONS**

- ◆ a. **R2016-44**  
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the Agreement between the Coalition for the Upper South Platte and the City of Aurora for restoration of the Horse Creek Watershed. STAFF SOURCE: Sean Lieske, Environmental Permitting Manager, Aurora Water

Motion by Peterson, second by Roth, to approve item 10a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ b. **R2016-45**  
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, to approve an Intergovernmental Agreement between the City of Aurora and the Community College of Aurora establishing a curriculum to qualify Aurora Fire/Rescue department students for enrollment in the community college for college credits. STAFF SOURCE: Deputy Fire Chief Scott Sare, Fire

Motion by Cleland, second by Bergan, to approve item 10b.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ c. **R2016-46**  
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, to approve an Amendment to an Intergovernmental Agreement between the

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Community College of Aurora and the City of Aurora authorizing the College to use the City's fire training facilities. STAFF SOURCE: Deputy Fire Chief Scott Sare, Fire

Motion by Cleland, second by Mounier, to approve item 10c.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ d. **R2016-47**  
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, concerning the renewal of the Denver Metropolitan Scientific and Cultural Facilities District tax revenue collections. STAFF SOURCE: Patti Bateman, Director, Library & Cultural Services

Motion by Berzins, second by Lawson, to approve item 10d.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ e. **R2016-48**  
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, appointing a member of the Board of Directors of the Havana Business Improvement District. STAFF SOURCE: Melissa Rogers, Senior Development Project Manager, Planning & Development Services

Motion by LeGare, second by Bergan, to approve item 10e.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

## 11. **ORDINANCES FOR INTRODUCTION**

- ◆ a. **2016-25**  
Consideration for INTRODUCTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, amending Chapters 22 and 126 of the City Code of the City of Aurora, Colorado, relating to contractor testing and licensing in the City of Aurora. STAFF SOURCE: Scott Berg, Chief Building Official, Public Works

Motion by Pierce, second by Berzins, to introduce item 11a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ b. **2016-26**  
Consideration for INTRODUCTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, authorizing the issuance and sale by the city of Aurora, Colorado, acting by and through its utility enterprise, of first lien water refunding revenue bonds, series 2016, in an aggregate principal amount not to exceed \$550,000,000, for the purpose of refinancing, in whole or in part, the cost of additions and improvements to the water system operated by the utility enterprise, pledging certain funds and revenues of the enterprise to the payment of such bonds, and providing other details in connection therewith. STAFF SOURCE: Mike Shannon, Debt and Financing Administrator, Finance

Motion by Roth, second by Mounier, to introduce item 11b.

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Mike Shannon, Debt and Financing Administrator, Finance, gave a brief summary of the item, noting it related to the refinancing of Aurora Water's outstanding debt and extending the maturities for an additional six years.

Terri Velasquez, Finance Director, stated it would also save \$60M over time and would benefit rate payers by reducing the need for future rate increases at a higher rate.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

12. **PLANNING MATTERS**

- ◆ a. **2016-27**  
PUBLIC HEARING and Consideration for INTRODUCTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, amending the Cornerstar General Development Plan to add a new use area 6 for residential at the Southwest Corner of East Briarwood Circle and East Davies Drive and to modify the permitted number of residential units, City of Aurora, County of Arapahoe, State of Colorado. (The Residences at Cornerstar - Cornerstar GDP Amendment) (Case Number 2006-2005-05) STAFF SOURCE: Devin Yoder, Planner I, Planning & Development Services

Mayor Hogan opened the public hearing on the item.

Devin Yoder, Planner I, Planning & Development Services, gave a presentation of the item.

Council Member Bergan asked if the project backed up to other residential properties. Mr. Yoder answered affirmatively, noting it backed up to residential properties on the north side and to Parker Road on the west.

Council Member Lawson asked staff to clarify the reference to "*age qualified rentals*." Mr. Yoder stated the final product had not been determined, noting the item related to the approval of residential at this location. Council Member Lawson stated it could be an age-qualified rentals.

Mr. Yoder concurred.

Mayor Hogan closed the public hearing on the item.

Motion by Roth, second by LeGare, to introduce item 12a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ b. **2016-28**  
PUBLIC HEARING and Consideration for INTRODUCTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, rezoning a parcel of land at the Southwest corner of Hampden Avenue and Hampden Circle, City of Aurora, County of Arapahoe, State of Colorado, from Administrative Office District (AOD) to Medium Density Multi-Family Residential District (R-2) and amending the zoning map accordingly. (Whitestone Rezone) (Case Number 2016-203-00) STAFF SOURCE: Devin Yoder, Planner I, Planning & Development Services

Mayor Hogan opened the public hearing on the item.

Devin Yoder, Planner I, Planning & Development Services, gave a presentation of the item.

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Council Member Bergan noted the site was currently zoned Administrative Office District and asked if there was any interest in that type of development. Mr. Yoder stated none that he was aware of and definitely none recently.

Council Member LeGare discussed the discrepancy between the ordinance and the backup material as it related to six single-family attached units being called out in the backup but not the ordinance.

Mr. Yoder confirmed the ordinance should call out the six single-family attached units.

Council Member LeGare asked staff if that required an amendment.

Mike Hyman, City Attorney, stated that was an oversight and suggested the item be amended.

Council Member LeGare noted the owner could do whatever they wanted under the zoning and pointed out there were references in the backup material that all of the units would be rental or that some might be for sale and some might be rental. He asked staff for clarification in that regard. Mr. Yoder stated the applicant initially indicated the units would be all for sale but after going through most of the review process, the applicant indicated their interest in potentially having rentals in the two multi-family buildings and for sale of the townhomes.

Jeannie Hertel, Aurora, Colorado, stated her townhouse was located adjacent to the property and expressed concerns regarding her loss of privacy and view, wildlife and the additional traffic and rental property residents generated by this project. She stated she would like to know what was proposed in front of her condo.

Mayor Hogan pointed out this was a part of the rezoning process rather than a site plan review, and suggested Ms. Hertel return when the issues of traffic, landscaping, height, etc., were discussed. He recommended Ms. Hertel provide staff with her contact information so that she will be notified when that occurred.

Mayor Hogan closed the public hearing on the item.

Motion by Cleland, second by Bergan, to introduce item 12b with the amendment to add the language of *six single-family attached units*.

Council Member Cleland confirmed Rose Hospital had owned the parcel of land previously and they made many commitments that did not come to fruition. She stated her hope that townhouses would be built at this location because that was the development in the area. She noted the issue with that was the construction defects problem in the state legislature and expressed her hope that the construction defects issue could be remedied in the legislature in the upcoming year.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

13. **RECONSIDERATIONS AND CALL-UPS**

None

14. **GENERAL BUSINESS**

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None

15. **REPORTS**

a. Report by the Mayor

Mayor Hogan discussed his attendance at the recent US Conference of Mayors.

b. Reports by the Council

Council Member Lawson invited everyone to the At-Large meeting that was scheduled for Thursday, July 21, 2016 at the Martin Luther King Library where Deputy Chief Vanessa Wilson, Aurora Police, would be present.

Council Member Berzins reminded everyone of the upcoming July 4 Spectacular celebration at the Aurora Municipal Center building on Monday, July 4, 2016 at 6:00 p.m. and invited everyone to the annual Ward III Community Picnic scheduled for Saturday, July 23, 2016 at Bicentennial Park from 11:00 a.m. to 2:00 p.m.

Council Member Pierce echoed Council Member Berzins comments regarding the upcoming July 4<sup>th</sup> celebration events and the annual community picnic.

Council Member Cleland stated her attendance at the recent Colorado Municipal League Conference where Amendment 69 was discussed and the League took a position in opposition.

Council Member Bergan announced the Ward VI Town Hall meeting was scheduled for Thursday, July 28, 2016 at the Heritage Eagle Bend clubhouse where Greg Hayes would provide a budget presentation. She stated she has missed quite a few Council meetings due to her rigorous chemotherapy treatments and expressed her hope that she would not miss any going forward because she finished her final treatment and would receive her results in the upcoming week. She thanked everyone for their support and prayers.

16. **PUBLIC INVITED TO BE HEARD**

None

17. **ADJOURNMENT**

Mayor Hogan adjourned the regular meeting of City Council at 8:17 p.m.

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STEPHEN D. HOGAN, Mayor

ATTEST:

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JANICE NAPPER, City Clerk

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