

MINUTES

Regular Meeting of the Aurora City Council

Monday, March 27, 2023

1. **RECONVENE REGULAR MEETING OF March 27, 2023, AND CALL TO ORDER**

Mayor Coffman reconvened the regular meeting of the City Council for March 27, 2023, at 6:30 p.m.

2. **ROLL CALL**– Kadee Rodriguez, City Clerk

COUNCIL MEMBERS PRESENT: Mayor Coffman, Bergan, Coombs, Gardner, Jurinsky, Lawson, Marcano, Medina, Murillo, Sundberg, Zvonek

Public call-in instructions were provided in both English and Spanish.

3. **INVOCATION/MOMENT OF SILENCE**– Mike Coffman, Mayor

Mayor Coffman led the prayer for the March 27th Aurora City Council Regular Meeting.

4. **PLEDGE OF ALLEGIANCE** (all standing)

5. **EXECUTIVE SESSION UPDATE**

Mayor Coffman stated that discussion was had on a possible incentive package for a business that may relocate to Aurora.

6. **APPROVAL OF MINUTES**

7. **PROCLAMATIONS OR CEREMONIES**

7.a. **Swearing-In Ceremony of Interim City Manager**

Shawn Day, Presiding Judge

7.b. **Swearing-In Ceremony of Assistant City Attorneys**

Shawn Day, Presiding Judge

7.c. **Cesar Chavez Day of Service**

Mayor Coffman proclaimed March 31, 2023 as Cesar Chavez Day of Service

7.d. **National Donate Life Month**

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Mayor Coffman proclaimed April 2023 as National Donate Life month in honor of Donor Alliance.

7.e. **Amazing Auroran Award**

Mayor Pro Tem Curtis Gardner recognized Sienna Betts as an outstanding individual on her athletic and academic achievements.

8. **PUBLIC INVITED TO BE HEARD**

The council heard public in-person and call-in testimony on non-agenda-related items.

CM Sundberg requested the contact information of the speaker making comments regarding the highway and Imboden Road and other cancelled road projects.

8.a. **Public Invited to be Heard on the 2024 Budget**

Greg Hayes, Budget Manager

9. **ADOPTION OF THE AGENDA**

Motion by Marcano, seconded by Sundberg to adopt the agenda.

Voting Aye: Mayor Coffman, Bergan, Coombs, Gardner, Lawson, Marcano, Murillo, Jurinsky, Medina, Zvonek, Sundberg

10. **CONSENT CALENDAR - MOTIONS**

Any member of Council may request an item be removed from the Consent Calendar and considered separately. Removed items are considered immediately following the adoption of the Consent Calendar.

10.a. **Motions**

10.a.1 **McCandless Truck Center**

Consideration to AWARD A SINGLE SOURCE CONTRACT to McCandless Truck Center, Aurora, Colorado in the Not-to-Exceed Amount of \$220,000.00 for the Purchase of International Original Equipment Manufacturer (OEM) Repair Parts as Required Through March 31, 2024

Ron Forrest, Fleet Manager, Public Works / Dave Lathers, Senior Assistant City Attorney

10.a.2 **Consideration for a CHANGE ORDER TO A COMPETITIVELY CONTRACT to MEI Total Elevator Solutions, Denver, Colorado in the Not-to-Exceed Amount of \$30,000.00 for Elevator Maintenance and Repair Services**

Lynne Center, Deputy Director of Operations, Public Works / Dave Lathers, Senior Assistant City Attorney

- 10.a.3 **Consideration to AWARD WORK PACKAGE NUMBER THREE to Reynolds Construction, LLC., Denver, Colorado, in the Amount of \$1,688,595.53, for the Eastern Utility Pipeline, Project R-5876A**

Dean Bedford, Principal Engineer, Aurora Water / Dave Lathers, Senior Assistant City Attorney

- 10.a.4 **Consideration to AWARD A SOLE SOURCE CONTRACT to Truleo, Inc., Chicago, IL in the Not-to-Exceed Amount of \$250,000.00 for Truleo Body-Worn Camera Automated Audio Analytics Software**

Scott Newman, Chief Information Officer / Dave Lathers, Senior Assistant City Attorney

Scott Newman, Chief Information Officer, provided a summary of the item.

Marcano asked why it did not go through the public safety committee and stated he received concerns from constituents about privacy. Scott Newman replied that procurements do not have to go through committees or study sessions unless the council wants to see a specific item first. Marcano followed up to ask how people's privacy is being protected. Pete Schulte, the public safety client manager attorney, stated that it is not creating data about individuals and redacts personally identifiable information so there are no direct privacy violations.

Jurinsky moved to approve item 10.a.4, seconded by Sundberg.

Voting Aye: Mayor Coffman, Bergan, Coombs, Gardner, Lawson, Marcano, Murillo, Jurinsky, Medina, Zvonek, Sundberg

- 10.a.5 **Consideration to AWARD A COMPETITIVELY BID CONTRACT to PSI Construction Management, Inc., Aurora, CO in the Amount of \$1,033,340.00 for Median Improvements F21/22, C22/23; Project 5912A**

Nicole Ankeney, Manager of Plan Design Construction, Parks, Recreation, and Open Space / Dave Lathers, Senior Assistant City Attorney

10.b. **Planning Matters**

10.c. **Appointments to Boards and Commissions**

- 10.c.1 **Consideration to Appoint One (1) Member to the Public Defenders Commission**

Kadee Rodriguez, City Clerk / Dave Lathers, Senior Assistant City Attorney

- 10.c.2 **Consideration to Reappoint One (1) Member and Appoint Two (2) Members to the Open Space Advisory Board**

Kadee Rodriguez, City Clerk / Dave Lathers, Senior Assistant City Attorney

Motion by Gardner, seconded by Zvonek, to approve the consent calendar items 10.a.1 through 10.a.3 and 10.a.5 through 10.c.2 with item 10.a.4 removed.

Voting Aye: Mayor Coffman, Bergan, Coombs, Gardner, Lawson, Marcano, Murillo, Jurinsky, Medina, Zvonek, Sundberg

11. **CONSENT CALENDAR - RESOLUTIONS AND ORDINANCES**

Any member of the Council may request that an item be removed from the Consent Calendar and considered separately. Removed items are considered immediately following the adoption of the Consent Calendar.

11.a. **Resolutions**

11.a.1 **140th Wing Flight Operations 2023**

R2023-31 RESOLUTION IN SUPPORT OF THE 140TH WING OF THE COLORADO AIR NATIONAL GUARD'S FLIGHT OPERATIONS AT BUCKLEY SPACE FORCE BASE

Sponsor: Mike Coffman, Mayor

Michelle Gardner, Senior Assistant City Attorney

Outside Speakers: Dave Gruber, Former City CM , Parker White, Legislative Liaison and Public Information Officer, Colonel Kurt Tongren.

Colonel Dave Gruber, a former city council member, provided a summary of the item.

Bergan commented that on various lobbying trips to D.C., they talk to congressional delegations regarding these issues. Mayor Coffman added that the Assistant Secretary of the Air Force for Installations mentioned the possibility of Block 40 and F-15Es. However, the Air Force is not producing enough to go to all the guard units.

Jurinsky moved to approve item 11.a.1, seconded by Sundberg.

Voting Aye: Bergan, Coombs, Gardner, Jurinsky, Lawson, Marcano, Medina, Murillo, Sundberg, Zvonek

11.a.2 **Preventing Certain Social Media Applications/Websites from Being Installed or Accessed on City-Owned Devices and Personal Devices**

R2023-32 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S DESIRE TO BAN AND PREVENT THE DOWNLOAD OR USE OF TIKTOK, DOUYIN, WECHAT, WEIXIN, OR

ACCESSING ANY WEBSITE DEVELOPED BY BYTEDANCE LTD. OR TENCENT HOLDINGS LTD. ON ANY CITY-ISSUED DEVICE OR ON ANY PERSONAL DEVICE THAT IS USED TO ACCESS CITY NETWORKS

The sponsor is requesting a waiver of reconsideration.

Sponsor: Dustin Zvonek, Council Member

Scott Newman, Chief Information Officer / George Koumantakis, Manager of Client Services, City Attorney

Council heard public in-person testimony.

Zvonek discussed that there is a growing consensus that Tik Tok poses a national security threat. He specifies that the difference between Tik Tok and a lot of the other applications that have access to our data is the potential influence of the Chinese government and their willingness to use these types of platforms for nefarious reasons to spy on American citizens. He states that the resolution immediately addresses two things: the concerns around Tik Tok and all the other platforms made by companies with known affiliations to the Chinese government and asks IT to come forward with other platforms and vendors that potentially lead to vulnerabilities in our network.

Scott Newman, Chief Information Officer, provided a summary of the item.

Coombs noted amendments to change all references made to TikTok, WeChat, etc., to reference social media platforms, certain websites, other internet services, or technology service providers, in general. Additionally, making focus on the city's data security and privacy policy and not the Communist Party of China.

Mayor Pro Tem Gardner questioned the language of the first amendment stating that it would prevent the download or use of social media platforms, certain websites, other internet services, or technology service providers that could present a risk to city data and operations, including anything connected to the internet. He proposed continuing to work out the amendments. Zvonek stated he would vote no on the amendments and yes to the original resolution.

Motion by Coombs, seconded by Murillo, to approve amendments to item 11.a.2.

Voting Aye: Coombs, Marcano, Medina, Murillo

Voting Nay: Bergan, Gardner, Lawson, Jurinsky, Zvonek, Sundberg

Motion by Zvonek, seconded by Jurinsky to approve item 11.a.2.

Voting Aye: Marcano, Medina, Murillo, Bergan, Gardner,
Lawson, Jurinsky, Zvonek, Sundberg

Voting Nay: Coombs

11.a.3 **Establishing Sister Cities Relationship Between City of Aurora and Chihuahua, Mexico**

R2023-33 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING ITS SUPPORT OF NEGOTIATING A SISTER CITY AGREEMENT BETWEEN THE CITY OF AURORA AND THE CITY OF CHIHUAHUA, MEXICO.

Sponsor: Juan Marcano, Council Member

Ricardo Gambetta, Manager of Office of International and Immigrant Affairs / Kimberly Skaggs, Assistant City Attorney

Outside Speaker: Karlyn Shorb, Executive Director, Aurora Sister Cities International / Ana Valles, Co-Chair, Aurora-Mexico Sister City Committee

11.a.4 **Intergovernmental Agreement with the City and County of Denver Regarding Sewer Discharge Connection**

R2023-34 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA COLORADO ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND THE CITY AND COUNTY OF DENVER REGARDING SEGMENT 1E SANITARY SEWER CAPACITY

Swirvine Nyirenda, Manager of Planning Services, Aurora Water / Ian Best, Assistant City Attorney

11.a.5 **First Amendment to IGA with CDOT for Review Services for the Picadilly and I-70 Interchange Project**

R2023-35 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, APPROVING THE FIRST AMENDMENT TO INTERGOVERNMENTAL AGREEMENT BETWEEN THE STATE OF COLORADO DEPARTMENT OF TRANSPORTATION (CDOT) AND THE CITY OF AURORA REGARDING THE FUNDING OF REVIEW SERVICES FOR THE PICADILLY AND I-70 INTERCHANGE PROJECT

Matt Kozakowski, Transportation Project Delivery Manager, Public Works / Michelle Gardner, Senior Assistant City Attorney

11.a.6 **IGA with Colorado Department of Transportation (CDOT) for the Smith Road Multimodal Design Grant**

R2023-36 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, APPROVING THE INTERGOVERNMENTAL AGREEMENT BETWEEN

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THE CITY OF AURORA AND THE COLORADO DEPARTMENT OF
TRANSPORTATION (CDOT) FOR THE SMITH ROAD MULTIMODAL DESIGN
PROJECT
Matt Kozakowski, Transportation Project Delivery Manager, Public Works /
Michelle Gardner, Senior Assistant City Attorney

11.b **Finalizing of Ordinances**

Ordinances are approved unanimously at first reading.

11.b.1 **Kings Point South PA 1-4 Zoning Map Amendment**

2023-06 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, REZONING TWO PARCELS OF LAND MEASURING 33-ACRES, MORE OR LESS, LOCATED NORTH OF E-470 AND COTTONWOOD DRIVE, CITY OF AURORA, COUNTY OF DOUGLAS, STATE OF COLORADO, FROM MEDIUM- DENSITY RESIDENTIAL ZONE DISTRICT (R-2) TO LOW-DENSITY SINGLE-FAMILY ZONE DISTRICT (R-1) AND AMENDING THE ZONING MAP ACCORDINGLY (KINGS POINT SOUTH PA 1-4 ZONING MAP AMENDMENT)

Erik Gates, Planner, Planning and Development Services / Daniel L. Money, Senior Assistant City Attorney

Motion by Gardner, seconded by Jurinsky, to approve the Consent Calendar Resolutions and Ordinances items with items 11.a.1 and 11.a.2 removed.

Voting Aye: Bergan, Coombs, Gardner, Jurinsky, Lawson, Marcano, Medina, Murillo, Sundberg, Zvonek

12. **PUBLIC HEARINGS**

Public hearings with or without related ordinances

13. **INTRODUCTION OF ORDINANCES**

13.a. **Consideration to Update City Code that Governs Purchasing - City Code Chapter 2 Administration, Article VI Purchases and Contracts**

2023-08 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING IN ITS ENTIRETY ARTICLE VI OF CHAPTER 2 OF THE CITY CODE PERTAINING TO CONTRACTS AND PURCHASING TO ACCOMMODATE AND INCORPORATE CURRENT CITY ORGANIZATIONAL CHART POSITION TITLES, TO CONFORM TO LONGSTANDING CITY PURCHASING PRACTICES AS REFLECTED IN ADOPTED PURCHASING PROCEDURE LETTERS AND TO REFLECT ADOPTED CITY BUSINESS PRACTICES MEMORANDA, AND REMOVING REFERENCES TO DISCARDED PURCHASING PRACTICES, AND GENERALLY CLARIFYING THE LANGUAGE OF THE ARTICLE

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Bryn Fillinger, Manager of Purchasing Services, Finance / Dave Lathers, Senior Assistant City Attorney

Bryn Fillinger, Manager of Purchasing Services, provided a summary of the item.

Motion by Mayor Pro Tem Gardner, second by Marcano to approve item 13.a.

Voting Aye: Bergan, Coombs, Gardner, Jurinsky, Lawson, Marcano, Medina, Murillo, Sundberg, Zvonek

13.b. **Ordinance to Amend A.M.C Section 134**

2023-09 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING ARTICLE X CHAPTER 134 OF THE CITY CODE PERTAINING TO THE AURORA PARKING AND TRAFFIC ENFORCEMENT BUREAU AND AUTOMATED VEHICLE IDENTIFICATION SYSTEM CITATIONS

Carrigan Bennett, Police Lieutenant / Megan Platt, Assistant City Attorney

Motion by Jurinsky, second by Marcano to approve item 13.b.

Voting Aye: Bergan, Coombs, Jurinsky, Lawson, Marcano, Medina, Murillo, Sundberg, Zvonek

Voting Nay: Gardner

Mayor Coffman called for a brief recess of Council at the request of CM Coombs.

14. **FINALIZING OF ORDINANCES**

14.a. **Northeast Aurora Planning and Annexation Boundary Expansion Comprehensive Plan Amendment**

2023-07 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE 2018 COMPREHENSIVE PLAN TO ENLARGE THE PLANNING AND ANNEXATION BOUNDARY LOCATED IN THE NORTHEAST SECTION OF THE CITY AND DESIGNATING A PLACE TYPE OF INDUSTRIAL HUB TO THE AREA (NORTHEAST PLANNING AND ANNEXATION BOUNDARY EXPANSION COMPREHENSIVE PLAN AMENDMENT)

Daniel Krzyzanowski, Planning Supervisor, Planning and Development Services / Daniel L. Money, Senior Assistant City Attorney

Daniel Krzyzanowski, the Planning Supervisor of Planning and Development Services, provided a summary of the item.

Council heard public in-person testimony.

Mayor Coffman noted a concern expressed by CM Coombs that the economic analysis for the growth boundary area was upside down. Mayor Coffman is also

concerned with the analysis itself and motioned to continue to the next regular meeting, pending the outcome of the staff's research.

Motion by Mayor Coffman, second by Marcano, to continue item 14.a to the next regular Council Meeting.

Voting Aye: Bergan, Coombs, Jurinsky, Marcano, Medina, Murillo, Lawson, Sundberg, Zvonek

Voting Nay: Gardner

15. **ANNEXATIONS**

16. **RECONSIDERATIONS AND CALL UPS**

17. **GENERAL BUSINESS**

18. **REPORTS**

18.a. **Mayor**

Mayor Coffman praised a nine-year-old boy who was suffering from cancer and dreamed of becoming a law enforcement officer on being made an honorary Aurora Police Officer.

18.b. **Council**

CM Jurinsky reminded members of the At-Large town hall on the upcoming Wednesday from 6 to 8 p.m. and that she would not be in attendance.

CM Zvonek acknowledged City Manager Jim Twombly on his retirement, for the magnificent job he has done, and how much he will be missed.

CM Murillo announced the reappointment of Robert Fryberger to the Business Advisory Committee. She stated her town hall will be hosted on Thursday, April 27th, at 6:00 p.m. at the MLK Library. She gave shout-outs to the Resident Leadership Council for hosting a dynamic and well-organized community action meeting at the Moorhead Recreation Center, which was attended by herself, CM Medina, Joseph DeHerrera, the Youth Violence Prevention Program Coordinator, the State Board of Education Members, and a representative from Aurora Public Schools. She made note that right before the pandemic happened, she worked with staff to give recognition, along with Cesar Chavez, to Dolores Huerta, who co-founded the United Farm Workers Movement, as well as received the Presidential Medal of Freedom. Murillo will also be pursuing an amendment or an additional proclamation on behalf of Dolores Huerta because you cannot talk about the United Farm Workers Movement and the progress that has been made when talking about Cesar Chavez without also recognizing that Dolores Huerta was hand in hand in that movement.

CM Sundberg stated appreciation for the work that is done at Donor Alliance as well as the donors. He shared a story regarding his vision in that he was almost legally blind and was able to receive two corneal transplants. He visited the opening of the Kroger Distribution Facility with their 700 robots last week. He announced that the Resident Leadership Council will have a town hall on April 20th and will discuss Ward II, which produces oil and gas and the vast research for alternative energy sources and resources.

CM Medina stated he attended the RLC on Saturday and enjoyed the great opportunity to connect with the community. His town hall will be on April 5th from 6:30 to 8:00 p.m. at the Active Adult Center to discuss the budget, Veterans Commission, and the consent decree updates.

CM Marcano commended the Resident Leadership Council for organizing a great event. He noted that one of the things that resonated was that they felt the Council should not be prescribing ratios for intervention versus prevention in terms of youth violence prevention. Instead, more preventative funding, as opposed to more reactive funding through intervention, was requested. He hopes it is something the Council will pick up in discussion again. His Ward IV meeting will be on Thursday, April 13th at 6:30 p.m. at Colorado Early Colleges at 1400 South Abilene. Greg Hayes will be presenting the 2023 Budget.

CM Bergan updated that she attended the Inland Port presentation, and on April 6th there will be a Buildup Aurora presentation at 6:30.

Mayor Coffman shared his experience with FALCK, after the Resident Leadership Council meeting. He spent the afternoon with the contract ambulance service and went on three emergency calls and praised the center for its extraordinary work. He will also have a Town Meeting on April 16th at 2:00 at the Aurora Central Library.

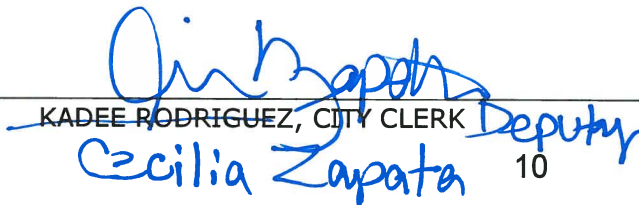
19. **ADJOURNMENT**

Mayor Coffman adjourned the regular meeting of the City Council.



MIKE COFFMAN, MAYOR

ATTEST:



KADEE RODRIGUEZ, CITY CLERK Deputy
Cecilia Zapata 10



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