

MINUTES

Regular Meeting of the Aurora City Council

Monday, June 12, 2023

1. **RECONVENE REGULAR MEETING OF JUNE 12, 2023, AND CALL TO ORDER**

Mayor Coffman reconvened the regular meeting of the City Council for June 12, 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, Sundberg, Zvonek

COUNCIL MEMBERS ABSENT: Murillo

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 June 12th, Council Meeting.

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

5. **EXECUTIVE SESSION UPDATE**

Mayor Coffman provided an update on the Executive Session, where they discussed litigation, property disposition, and negotiations. He then read a land acknowledgment.

6. **APPROVAL OF MINUTES**

6.a. **May 22, 2023 Meeting Minutes**

Motion by Lawson, second by Bergan, to approve the minutes of the May 22, 2023 as presented.

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

7. **PROCLAMATIONS OR CEREMONIES**

7.a. **Aurora Pollinator Week**

- ◆ *The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.*

Mayor Coffman proclaimed the week of June 19th to 25th, 2023, as Aurora Pollinator Week.

7.b. **LGBTQ+ Pride Month**

CM Coombs proclaimed June 2023 as LGBTQ+ Pride Month.

7.c. **Juneteenth Independence Day**

Mayor Coffman read a proclamation recognizing June 19, 2023, as Juneteenth Independence Day in Aurora, Colorado.

7.d. **Immigrant Heritage Month**

Mayor Coffman proclaimed June 2023 as Immigrant Heritage Month.

8. **PUBLIC INVITED TO BE HEARD**

(non-agenda-related issues only)

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

CM Coombs requested contact information for follow-up from Kelly, a resident of Aurora who spoke on issues regarding the removal of trees from Meadowood neighborhood park without any replacements over the past seven years.

9. **ADOPTION OF THE AGENDA**

Motion by Marcano, second by Coombs to adopt the agenda as amended.

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

10. **CONSENT CALENDAR - MOTIONS**

10.a. **Motions**

- 10.a.1 **Consideration to AWARD A SOLE SOURCE CONTRACT to Falcon Environmental Corporation, Frederick, Colorado in the Amount of \$67,907.49 to Purchase Parts and Equipment for the Binney Water Purification Facility**

Todd Brewer, Deputy Director of Water Quality and Treatment, Aurora Water / Hanosky Hernandez, Senior Assistant City Attorney

- 10.a.2 **Carollo Binney Water Purification Facility (WPF) Backup Power Generation Improvements Project**

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Sarah Young, Deputy Director of Planning and Engineering, Aurora Water / Hanosky Hernandez, Senior Assistant City Attorney

- 10.a.3 **Consideration to AWARD A CHANGE ORDER TO AN OPENLY SOLICITED CONTRACT for Professional Consulting Services to Jacobs Engineering Group, Inc., Englewood, CO, for the Integrated Water Masterplan Two Project in the Amount of \$160,868.00 Project R-2093**

Sarah Young, Deputy Director of Planning and Engineering, Aurora Water / Hanosky Hernandez, Senior Assistant City Attorney

- 10.a.4 **Consideration to AWARD A COMPETITIVELY BID CONTRACT to T-P Enterprises, Inc., Denver, CO in the Not-to-Exceed Amount of \$186,780.00 for Prairie Waters North Campus and Pump Stations Land Management (B-4868)**

Bobby Oligo, Manager of Water Treatment, Aurora Water / Hanosky Hernandez, Senior Assistant City Attorney

- 10.a.5 **Consideration to EXTEND A COMPETITIVELY BID CONTRACT to Albert Frei and Sons, Inc., Henderson CO in the Not-to-Exceed Amount of \$256,300.00 for the Purchase of Aggregate Materials as Required through March 31, 2024 (B-4580)**

Marena Lertch, Deputy Director of Field Services, Aurora Water / Hanosky Hernandez, Senior Assistant City Attorney

- 10.a.6 **Consideration to AWARD A COMPETITIVELY BID CONTRACT to D.H. Pace Co, Inc. dba D.H. Pace Door Services, Denver, Colorado in the Amount of \$297,888.00 to Provide Overhead Garage Door Annual Maintenance and Repair Services, Bid No. B4688**

Lynne Center, Deputy Director of Public Works Operations / Hanosky Hernandez, Senior Assistant City Attorney

- 10.a.7 **Consideration to EXTEND A COMPETITIVELY BID CONTRACT to Computer Sites, Inc., Denver, CO in the Not-to-Exceed Amount of \$149,524.00 for Emergency Generator Preventive Maintenance and Repairs as Required by Public Works Facilities Operations (B-4647)**

Lynne Center, Deputy Director of Public Works Operations / Hanosky Hernandez, Senior Assistant City Attorney

- 10.a.8 **Consideration to AWARD A SOLE SOURCE CONTRACT to Versaterm Public Safety, Inc., Ottawa, ON Canada in the Amount of \$318,567.51 for Police Department's Annual Renewal of Their Records Management System through March 31, 2024**

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Scott Newman, Chief Information Officer / Hanosky Hernandez, Senior Assistant City Attorney

10.b. **Planning Matters**

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

10.c.1 **Consideration to Appoint Two (2) Members to the Career Service Commission**

Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

Motion by Marcano, second by Lawson to approve the Motions Consent Calendar items 10.a.1 through 10.c.1.

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

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

11.a. **Resolutions**

11.a.1 **Green Valley Ranch East Reimbursement Agreement**

R2023-63 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S APPROVAL OF A REIMBURSEMENT AGREEMENT BETWEEN THE CITY OF AURORA ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND CLAYTON PROPERTIES GROUP II, INC.

Sarah Young, Deputy Director of Planning and Engineering, Aurora Water / Ian Best, Assistant City Attorney

11.a.2 **First Amendment to the Intergovernmental Agreement (IGA) with Regional Transportation District (RTD) for On-Demand Bike Lockers**

R2023-64 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, APPROVING THE FIRST AMENDMENT TO THE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT BETWEEN REGIONAL TRANSPORTATION DISTRICT (RTD) AND THE CITY OF AURORA FOR THE DESIGN, CONSTRUCTION, MAINTENANCE, MARKETING, AND PATRON ACCESS ADMINISTRATION OF ON-DEMAND BIKE LOCKERS

Waiver of reconsideration is requested by staff since vendors are on schedule to install as soon as possible.

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Tom Worker-Braddock, Senior Transportation Planner, Planning and Development Services / Michelle Gardner, Senior Assistant City Attorney

11.a.3 **Improving the Homeowners Association (HOA) Notification Process**

R2023-65 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE CITY'S INTENT TO IMPROVE THE CITY'S HOA NOTIFICATION PROCESS FOR LAND DEVELOPMENT WITHIN THE CITY

Sponsor: Françoise Bergan, Council Member

Jeannine Rustad, Director of Planning and Development Services / Daniel L. Money, Senior Assistant City Attorney

11.a.4 **Aurora Development Review Incentive**

R2023-66 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE CITY'S INTENTION TO DEVELOP AN INCENTIVE PROGRAM TO EXPEDITE THE DEVELOPMENT REVIEW PROCESS

Sponsor: Curtis Gardner, Mayor Pro Tem / Dustin Zvonek, Council Member
Brian Rulla, Assistant City Attorney

11.a.5 **Aurora Police Department Cadet Pilot Program**

R2023-67 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT FOR A THREE YEAR AURORA POLICE DEPARTMENT CADET PILOT PROGRAM

Chris Juul, Division Chief, Police Department / Megan Platt, Assistant City Attorney

Outside speaker: Bobby Pace, Vice President of Academic Success, Aurora Community College

11.a.6 **City of Aurora Internship**

R2023-68 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING ITS SUPPORT OF CITY STAFF'S EFFORTS TO CREATE INTERNSHIP OPPORTUNITIES THAT EXPLORE CAREERS WORKING IN THE CITY OF AURORA

Sponsor: Angela Lawson, Council Member

Jen Lorenzen, Deputy Director of Human Resources / Kim Skaggs, Assistant City Attorney

11.b. **Finalizing of Ordinances**

- ◆ *The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.*

11.b.1 **2023 Fleet Lease - Purchase Financing**

2023-14 FOR AN ORDINANCE AUTHORIZING THE USE OF LEASE-PURCHASE FINANCING TO ACQUIRE CERTAIN EQUIPMENT DURING THE 2023 FISCAL YEAR PURSUANT TO THE TERMS OF AN EQUIPMENT LEASE PURCHASE AGREEMENT BY AND BETWEEN THE AURORA CAPITAL LEASING CORPORATION, AS LESSOR, AND THE CITY OF AURORA, COLORADO, AS LESSEE; AUTHORIZING OFFICIALS OF THE CITY TO TAKE ALL ACTION NECESSARY TO CARRY OUT THE TRANSACTIONS CONTEMPLATED HEREBY; AND OTHER RELATED MATTERS

Teresa Sedmak, City Treasurer, Finance / Hanosky Hernandez, Senior Assistant City Attorney

11.b.2 **Amending Sections of the Code Pertaining to Human Habitation of Dwelling Premises**

2023-15 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTION 22-567 AND ADDING SECTION 22-610 TO THE CITY CODE PERTAINING TO HUMAN HABITATION OF DWELLING PREMISES

Sandra Youngman, Manager, Code Enforcement Division / Angela Garcia, Senior Assistant City Attorney

11.b.3 **Amending Sections of the City Code Pertaining to Urinating or Defecating in a Public Place**

2023-16 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTIONS OF THE CITY CODE PERTAINING TO URINATING OR DEFECATING IN A PUBLIC PLACE

Sponsor: Danielle Jurinsky, Council Member

Pete Schulte, Public Safety Client Group Manager

Motion by Coombs, second by Lawson to approve the Resolutions and Ordinances Consent Calendar items 11.a.1 through 11.b.3.

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

12. **PUBLIC HEARINGS**

12.a. **Tollgate Apartments Comprehensive Plan Amendment**

2023-17 A PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE 2018 COMPREHENSIVE PLAN TO CHANGE THE PLACETYPE MAP FROM INDUSTRY HUB TO URBAN DISTRICT FOR THE AREA LOCATED NORTH OF 6TH AVENUE AND

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WEST OF DILLON WAY, BOUNDED BY I-225 ON THE WEST AND TOLLGATE CREEK/13TH AVENUE TO THE NORTH (TOLLGATE APARTMENTS COMPREHENSIVE PLAN AMENDMENT URBAN DISTRICT)

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

Mayor Coffman opened the public hearing.

Stephen Rodriguez, Planning Supervisor presented a summary of the item.

Mayor Coffman closed the public hearing.

Motion by Marcano, second by Lawson to approve item 12.a.

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

12.b. **Tollgate Apartments Zoning Map Amendment**

2023-18 A PUBLIC HEARING AND CONSIDERATION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, REZONING A PARCEL OF LAND MEASURING 13.8 ACRES, MORE OR LESS, LOCATED NORTH OF 6TH AVENUE ON THE WEST SIDE OF DILLON WAY, BOUNDED BY I-225 ON THE WEST AND TOLLGATE CREEK / 13TH AVENUE STATION TO THE NORTH, CITY OF AURORA, COUNTY OF ARAPAHOE, STATE OF COLORADO FROM BUSINESS / TECH DISTRICT (I-1) TO MIXED-USE TRANSIT-ORIENTED DEVELOPMENT ZONE DISTRICT EDGE SUBDISTRICT (MU-TOD-EDGE)AND AMENDING THE ZONING MAP ACCORDINGLY (TOLLGATE APARTMENT ZONING MAP AMENDMENT)

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

Mayor Coffman opened the public hearing.

Stephen Rodriguez, Planning Supervisor presented a summary of the item.

Mayor Coffman closed the public hearing.

Motion by Medina, second by Marcano to approve item 12.b.

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

13. **INTRODUCTION OF ORDINANCES**

13.a. **Acquisition of Real Property Necessary for the Eastern Aurora Utility Extension Project**

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2023-19 AN ORDINANCE AUTHORIZING THE CITY OF AURORA, COLORADO, TO EXERCISE THE POWER OF EMINENT DOMAIN FOR ACQUISITION OF CERTAIN PROPERTY INTERESTS NECESSARY FOR THE EASTERN AURORA UTILITY EXTENSION PROJECT

Sarah Young, Deputy Director of Planning and Engineering, Aurora Water / Michelle Gardner, Senior Assistant City Attorney

Outside speaker: Don Ostrander, Esq., Hamre, Rodriguez, Ostrander & Prescott

Hector Reynoso a Manager of the Rural Property Division in Aurora's Public Works Department provided a brief presentation of the item.

Motion by Lawson, second by Bergan to approve item 13.a.

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

13.b. Amending Section 94-42 (4) of the City Code Pertaining to Harassment

2023-20 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTION 94-42 (4) OF THE CITY CODE PERTAINING TO HARASSMENT

Julie Heckman, Deputy City Attorney / Megan Platt, Assistant City Attorney

Pete Schulte, Public Safety Client Manager at the City Attorney's office presented a summary of the item.

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

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

13.c. Aurora Fire Rescue (AFR) and Aurora Police Department (APD) Probation and Promotion - Ordinance for 2023 Ballot

2023-21 FOR AN ORDINANCE SUBMITTING TO A VOTE OF THE REGISTERED ELECTORS OF THE CITY OF AURORA, COLORADO, AT THE REGULAR MUNICIPAL ELECTION OF NOVEMBER 7, 2023, PROPOSED AMENDMENTS TO ARTICLE 3-16, SUBSECTIONS (2) & (6), AND ARTICLE 3-17 SUBSECTION (3) OF THE CITY CHARTER CONCERNING POLICE AND FIRE PROBATIONARY PERIODS AND PROMOTIONS

Chris Juul, Division Chief, Police / Jack Bajorek, Deputy City Attorney

Heather Morris, interim Deputy Chief of Police for the Aurora Police Department presented a summary of the item.

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Motion by Marcano, second by Coombs to approve item 13.c.

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

Voting Nay: Gardner

13.d. **Aurora Fire Rescue (AFR) and Aurora Police Department (APD) Lateral Recruiting - Ordinance for 2023 Ballot**

2023-22 FOR AN ORDINANCE SUBMITTING TO A VOTE OF THE REGISTERED ELECTORS OF THE CITY OF AURORA, COLORADO, AT THE REGULAR MUNICIPAL ELECTION OF NOVEMBER 7, 2023, PROPOSED AMENDMENTS TO ARTICLE 3-16 SUBSECTION (10) OF THE CITY CHARTER CONCERNING HIRING AND TRAINING OF LATERAL POLICE OFFICERS AND FIREFIGHTERS

Chris Juul, Division Chief, Police / Jack Bajorek, Deputy City Attorney

Pete Schulte, Public Safety Client Manager at the City Attorney's office presented a summary of the item.

Motion by Medina, second by Lawson to approve item 13.d.

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

Voting Nay: Gardner

13.e. **Aurora Police Department Division and Deputy Chiefs - Ordinance for 2023 Ballot**

2023-23 FOR AN ORDINANCE SUBMITTING TO A VOTE OF THE REGISTERED ELECTORS OF THE CITY OF AURORA, COLORADO, AT THE REGULAR MUNICIPAL ELECTION OF NOVEMBER 7, 2023, PROPOSED AMENDMENTS TO ARTICLE 3-14, SUBSECTIONS (1), (5), & (7), OF THE CITY CHARTER CONCERNING AUTHORIZED POLICE DIVISION AND DEPUTY CHIEF POSITIONS AND CLARIFYING EXCEPTIONS FROM CIVIL SERVICE MEMBERSHIP

Chris Juul, Division Chief, Police / Jack Bajorek, Deputy City Attorney

Pete Schulte, Public Safety Client Manager at the City Attorney's office presented a summary of the item.

Mayor Coffman questioned whether the proposed organizational changes mandatorily required filling new positions, emphasizing that growth can bring efficiencies. P. Schulte confirmed that new positions would be created based on the budget process, city manager approval, and the chief's organizational structure.

Mayor Coffman stated that the focus should be on having more frontline personnel rather than those in higher-ranking positions.

Motion by Marcano, second by Lawson to approve item 13.e.

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

14. **FINALIZING OF ORDINANCES**

15. **ANNEXATIONS**

16. **RECONSIDERATIONS AND CALL UPS**

17. **GENERAL BUSINESS**

17.a. **2023 Council Meeting Calendar Amendment**

Consideration to move the June 26, 2023 Council Meeting to June 28, 2023

Motion by Gardner, second by Lawson to approve item 17.a.

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

18. **REPORTS**

18.a. **Report by the Mayor**

Mayor Coffman shared his experience of going out with the Aurora Police Department's Direct Action Response Team (DART). He explained that DART operates differently from patrol teams by directly pursuing known criminals instead of responding to dispatch calls. The Mayor detailed an operation he observed where DART apprehended a motor vehicle thief using a Star Tracker, a tracking device launched from a vehicle to aid in pursuit. The suspect was arrested without incident at a Costco parking lot in Denver. The Mayor concluded by praising the professionalism of the DART officers and encouraged all members to join them if they haven't already done so.

18.b. **Reports by the Council**

CM Lawson reported on several bills that Governor Polis had signed into law. These included Senate Bill 2397 (changing the penalty on motor vehicle theft), Senate Bill 23075 (deletion of child names from Criminal Justice Records), and Senate Bill 23268 (Ten Year Transportation plan). She also noted that Governor Polis vetoed a record ten bills this year. She reminded everyone of the upcoming Federal, State, and Intergovernmental Relations Committee meeting on June 16th and the At-Large Town Hall meeting on June 15th. CM Lawson also promoted the Aurora Civic Engagement Academy, which is accepting applications until June 30th. The Academy's first session will be on July 12th and will include a community project. She directed interested parties to the city of Aurora's website for more information. She highlighted that she had initiated this program in 2017 and it was

supported by the Council. Lastly, she cheered for the Nuggets and expressed her hope for their win in the national championship.

CM Medina reported that he held his Town Hall meeting the previous week, where the Planning Department discussed ongoing projects in Ward III, including housing developments around Center Point and other areas. He mentioned three community events scheduled for the current week. One was at Sierra Ridge, a continuation of fun activities started the previous year focusing on safety. Another event was scheduled at the Terrance Park Apartments, with Neighborhood Watch and PAR present to discuss safety issues. He noted that he and the Mayor would likely attend another event later in the month addressing similar safety concerns.

CM Marcano reported that the last Ward IV meeting had a lively discussion and thanked Representative Judah for providing a recap of the 2023 Legislative Session. He announced that the next Ward IV meeting would take place on Thursday, July 13th, at Colorado Early Colleges. At that meeting, there will be a presentation from the Open Space Board and CM Marcano planned to give an overview of the Congress of the New Urbanism, which he attended with Council Members Lawson, Coombs, and Murillo.

Council members Jurinsky, Zvonek, Gardner, Sundberg, Coombs, and Bergan did not have reports.

19. **ADJOURNMENT**

Mayor Coffman adjourned the regular meeting of the City Council.



MIKE COFFMAN, MAYOR

ATTEST:

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KADEE RODRIGUEZ, CITY CLERK

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