

## MINUTES

### Regular Meeting of the Aurora City Council

**Monday, September 23, 2024**

COUNCIL MEMBERS PRESENT:	Mayor Coffman	Angela Lawson
	Françoise Bergan	Ruben Medina
	Curtis Gardner	Crystal Murillo
	Stephanie Hancock	Steve Sundberg
	Danielle Jurinsky	Dustin Zvonek

COUNCIL MEMBERS ABSENT: Alison Coombs

---

#### 1. **CALL TO ORDER**

Mayor Coffman reconvened the regular meeting of the City Council at 6:30 p.m.

#### 2. **ROLL CALL**

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

##### 2.a **Suspend Council Rules to Conduct Council Meeting Virtually**

Moved by: Dustin Zvonek

Second by: Françoise Bergan

Does Council wish to suspend the Council Rules to conduct the September 23rd Council Meeting virtually?

(requires 2/3 vote of those present and voting)

Voting Aye: (9): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Steve Sundberg, and Dustin Zvonek

Voting Nay: (1): Crystal Murillo

Absent: (1): Alison Coombs

#### 3. **INVOCATION/MOMENT OF SILENCE**

Mayor Coffman led in prayer for the September 23,2024 council meeting.

#### 4. **PLEDGE OF ALLEGIANCE**

*(All Standing)*

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 read a land acknowledgement.

**5. EXECUTIVE SESSION UPDATE**

Mayor Coffman provided an update on the Executive Session, stating project and land acquisition were discussed.

**6. APPROVAL OF MINUTES**

**6.a September 9, 2024 Meeting Minutes**

Moved by: Steve Sundberg

Second by: Dustin Zvonek

Does Council wish to approve the minutes of the 09/09/2024 meeting?

Voting Aye: (10): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Crystal Murillo, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

**7. PROCLAMATIONS OR CEREMONIES**

**8. PUBLIC INVITED TO BE HEARD**

(non-agenda related issues only)

Council heard public testimony on non-agenda related items.

Moved by: Crystal Murillo

Second by: Ruben Medina

Does council wish to extend the Public Invited to be Heard time limit?

Voting Aye: (3): Angela Lawson, Ruben Medina, and Crystal Murillo

Voting Nay: (7): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

**9. ADOPTION OF THE AGENDA**

Moved by: Françoise Bergan

Second by: Dustin Zvonek

CM Murillo stated she is disappointed that they keep reducing the number of opportunities the public has to comment, even on agenda items.

Does Council wish to adopt the agenda as presented and limit public comment on agenda items to 30 minutes?

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.

Voting Aye: (8): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Steve Sundberg, and Dustin Zvonek

Voting Nay: (2): Ruben Medina, and Crystal Murillo

Absent: (1): Alison Coombs

## **10. CONSENT CALENDAR - MOTIONS**

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

Moved by: Dustin Zvonek

Second by: Stephanie Hancock

Does Council wish to approve the Motions Consent Calendar as presented?

Voting Aye: (9): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Steve Sundberg, and Dustin Zvonek

Absent: (2): Alison Coombs, and Crystal Murillo

### **10.a Motions**

#### **10.a.1 15500 E. 40th Avenue Lease Agreement & Operator Agreement**

Hector Reynoso, Real Property Services Manager, Public Works /  
George Koumantakis, Client Services Manager, City Attorney

### **10.b Planning Matters**

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

#### **10.c.1 Consideration to Appoint Two (2) Members, Reappoint Two (2) Members, and Redesignate One (1) Member's Position from Non-Attorney to Attorney on the Judicial Performance Commission**

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

#### **10.c.2 Consideration to Appoint Two (2) Youth Members to the Aurora Youth Commission**

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

#### **10.c.3 Request for Council to Determine the Status of the Appointment of One (1) Member on the Art in Public Places Commission**

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

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. CONSENT CALENDAR - RESOLUTIONS AND ORDINANCES**

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

Moved by: Dustin Zvonek

Second by: Françoise Bergan

Does Council wish to approve the Resolutions and Ordinances Consent Calendar with Item 11.a.4 removed?

Voting Aye: (9): Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Crystal Murillo, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

**11.a Resolutions**

**11.a.1 Amended and Restated Intergovernmental Agreement  
Establishing the Fitzsimons Redevelopment Authority**

**R2024-120** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, APPROVING THE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT ESTABLISHING THE FITZSIMONS REDVELOPMENT AUTHORITY

Sponsor: Dustin Zvonek, Mayor Pro Tem

Jason Batchelor, City Manager / Brian Rulla, Assistant City Attorney

**11.a.2 Review of the Unified Development Ordinance (UDO) to  
Address Housing Affordability**

**R2024-121** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, DIRECTING THE CITY MANAGER TO HAVE STAFF REVIEW THE UNIFIED DEVELOPMENT ORDINANCE TO ADDRESS HOUSING AFFORDABILITY

Sponsor: Françoise Bergan, Council Member

Jason Batchelor, City Manager / Lena McClelland, Assistant City Attorney

**11.a.3 Colorado Department of Local Affairs (DOLA) Local Match  
Program Application**

**R2024-122** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING THE CITY MANAGER OR DESIGNEE TO APPLY FOR A GRANT ADMINISTERED BY THE

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.

COLORADO DEPARTMENT OF LOCAL AFFAIRS, AND OTHER RELATED MATTERS

Waiver of reconsideration requested due to competitive, limited nature of funding available

Sponsor: Stephanie Hancock, Council Member

Christina McClelland, Grant Development Manager, Finance / Hanosky Hernandez, Senior Assistant City Attorney

**11.a.4 Rules of Order and Procedure: Amending Rules Concerning Public Comment**

**R2024-123** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, TO AMEND THE RULES OF ORDER AND PROCEDURE FOR THE AURORA, COLORADO, CITY COUNCIL CONCERNING PUBLIC COMMENT FOR CITY COUNCIL MEETINGS

Sponsor: Curtis Gardner, Council Member

Jason Batchelor, City Manager / Andrea Wood, Assistant City Attorney

Council heard public comment on the item.

Moved by: Dustin Zvonek

Second by: Curtis Gardner

CM Murillo stated she does not support that they keep reducing the opportunities for the community to speak and it is not as a matter of safety.

Mayor Coffman said they had a fairly racist call at the last meeting over the call-in line, and somebody can call from anywhere in the country and say whatever they want and there is nothing to they can do. He said showing up at a council meeting is sufficient.

CM Gardner explained the reasoning behind the rule change regarding the public call-in line. He said there were several members from the community and city council members from other cities that were inserting themselves into Aurora's business to say how they should operate. He expressed that free speech is allowed regardless of whether or not someone likes the content or agrees, and when the community and other council members asked them to ensure that does not happen again, this is how they ensure that.

CM Murillo said there was only one comment and some members did not think it was a serious threat. She noted that she did see it as a threat, but does not know how they completely change their policy just

from one comment. She mentioned that other cities temporarily suspended their call-in line but not permanently.

Does Council wish to support Resolution R2024-123?

Voting Aye: (7): Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Steve Sundberg, and Dustin Zvonek

Voting Nay: (2): Ruben Medina, and Crystal Murillo

Absent: (1): Alison Coombs

## **11.b Finalizing of Ordinances**

*Ordinances approved unanimously at first reading.*

### **11.b.1 Tax Administration Updates and Clarification**

**2024-61** FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, UPDATING SECTION 130 OF THE CITY CODE, RELATED TO THE SALES AND USE TAX SIMPLIFICATION SYSTEM GIS DATABASE, AND OTHER TAX RELATED MATTERS

Jeffrey Edwards, Manager of Tax, Finance / Hanosky Hernandez, Senior Assistant City Attorney

### **11.b.2 Amendment of Chapter 114 of the City Code by Enacting Article V Titled "Shopping Cart Management"**

**2024-63** FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING CHAPTER 114 OF THE CITY CODE BY ENACTING ARTICLE V TITLED "SHOPPING CART MANAGEMENT"

Sponsor: Stephanie Hancock, Council Member

Jason Batchelor, City Manager / Pete Schulte, Manager of Client Services, City Attorney

### **11.b.3 Preventing the Public from being Denied Access to the Aurora Reservoir Due to Private or Special Events Held at the Reservoir**

**2024-65** FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, ADDING SECTION 98-62 TO THE CITY CODE PERTAINING TO THE PUBLIC NOT BEING DENIED ACCESS TO THE AURORA RESERVOIR DUE TO PRIVATE OR SPECIAL EVENTS HELD AT THE RESERVOIR

Sponsor: Danielle Jurinsky, Council Member

Jason Batchelor, City Manager / Pete Schulte, Manager of Client Services, City Attorney

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.

**12. PUBLIC HEARINGS**

*Public hearings with or without related ordinances.*

**13. INTRODUCTION OF ORDINANCES**

**14. FINALIZING OF ORDINANCES**

*Ordinances not approved unanimously at first reading.*

**14.a Removing the Sunset Provision**

**2024-62** FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, REMOVING THE "SUNSET PROVISION" IN ORDINANCE NUMBER 2022-47 RELATED TO MANDATORY MINIMUM PENALTIES FOR THE OFFENSE OF RETAIL THEFT UNDER THE CITY CODE AND TO AMEND OTHER SECTIONS OF THE CITY CODE FOR CONTINUITY AND STRUCTURE

Sponsor: Danielle Jurinsky, Council Member

Jason Batchelor, City Manager / Pete Schulte, Manager of Client Services, City Attorney

Staff gave a brief presentation on the item.

Moved by: Danielle Jurinsky

Second by: Françoise Bergan

Does Council wish to support this Ordinance that removes the "Sunset Provision" from Ordinance 22-47 related to Retail Theft, adds a City code section for the offense of "Retail Theft," and then restructures the city code to move mandatory minimum sentence provisions currently under Section 1-13 to the specific code sections that the mandatory minimum sentence provisions are applicable?

Voting Aye: (7): Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Steve Sundberg, and Dustin Zvonek

Voting Nay: (2): Ruben Medina, and Crystal Murillo

Absent: (1): Alison Coombs

**14.b Mandatory Impoundment of Vehicles**

**2024-64** FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTIONS OF THE CITY CODE PERTAINING TO MANDATORY IMPOUNDMENT OF VEHICLES STOPPED BY A POLICE OFFICER WHERE THE OFFICER HAS PROBABLE CAUSE THAT THE OPERATOR DOES NOT HAVE A VALID DRIVER'S LICENSE, THE VEHICLE IS NOT PROPERLY REGISTERED, AND THE VEHICLE DOES NOT HAVE INSURANCE AS REQUIRED BY LAW

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.

Sponsor: Stephanie Hancock, Council Member

Jason Batchelor, City Manager / Pete Schulte, Manager of Client Services, City Attorney

Council heard public comment on the agenda related item.

Mayor Coffman asked if it is just vehicles without license plates and meet the other criteria or vehicles with expired tags.

P. Schulte responded that it is either one, plus no insurance and no driver's license.

Mayor Coffman commented that this is an important step, and there is also a proposal being worked on to be able to give them enforcement authority at the municipal level.

CM Hancock asked if there is adequate space for cars that are impounded from not having a driver's license, adequate insurance, and plates.

P. Schulte answered yes, but if it is an issue later on, they can address it.

CM Lawson expressed that she reached out to get that information, and she does support this now.

Mayor Coffman said people that meet the three criteria are a bigger problem than people think. He hopes this will send a strong message.

CM Murillo appreciated the spirit of addressing people who are not driving safely, but she had an issue with the mandatory impoundment piece.

CM Jurinsky asked that they have to meet all three criteria of not having registration, no driver's license, and no insurance.

P. Schulte answered yes.

CM Jurinsky stated it is mandatory to have a driver's license, insurance, and register your vehicle in the state of Colorado.

CM Hancock commented that having those three things are important and people who are in an accident with someone that does not have those things have to absorb the cost of repairs and any medical injuries. Insurance rates have more than doubled due to all the uninsured motorists on the road. She encouraged her colleagues to support this.

CM Murillo voiced it is not mandatory to impound vehicles.

P. Schulte explained this is a public safety issue.

CM Murillo said it is not a requirement that they do this.

Mayor Coffman added it is a choice they are making for a mandatory requirement.

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.

CM Jurinsky again stated all three of those are mandatory to drive, so she is not sure what the alternative is to handle this. She said she is tired of the weak policies.

CM Murillo said they as council members need to follow rules of the quorum and avoid personal attacks, and asked if they could call that out and disrupt it as it happens moving forward.

Moved by: Stephanie Hancock

Second by: Dustin Zvonek

Does Council wish to support this Ordinance to require a police officer to impound and tow a vehicle that the officer has legally stopped if the operator of the vehicle does not have a valid driver's license, valid vehicle registration, AND confirmed insurance on the vehicle?

Voting Aye: (8): Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Steve Sundberg, and Dustin Zvonek

Voting Nay: (1): Crystal Murillo

Absent: (1): Alison Coombs

Moved by: Danielle Jurinsky

Second by: Dustin Zvonek

Does Council wish to support the motion to end the debate?

Voting Aye: (9): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Steve Sundberg, and Dustin Zvonek

Voting Nay: (1): Crystal Murillo

Absent: (1): Alison Coombs

**15. ANNEXATIONS**

**16. RECONSIDERATIONS AND CALL UPS**

**17. GENERAL BUSINESS**

**17.a Appointment of New Relief Judges**

Shawn Day, Presiding Judge, Aurora Municipal Court / Angela Garcia, Senior Assistant Attorney

Moved by: Curtis Gardner

Second by: Dustin Zvonek

Shawn Day gave a brief statement on the item.

Does Council approve appointing the 3 nominees for Relief Judge to the Aurora Municipal Court bench?

Voting Aye: (10): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Crystal Murillo, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

**17.b Council Appointee Selection and Appointment – City Attorney**

Sponsor: Mike Coffman, Mayor

Ryan Lantz, Director of Human Resources / Jack Bajorek, Interim City Attorney

Mayor Coffman gave a brief statement on the item.

Moved by: Danielle Jurinsky

Second by: Steve Sundberg

Does City Council approve the appointment and Employment Agreement of Peter Schulte as the City Attorney?

Voting Aye: (10): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Crystal Murillo, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

**18. REPORTS**

**18.a Mayor**

Mayor had no report.

**18.b Council**

CM Jurinsky stated she had a great time at the Aurora Public School Annual Gala Dinner.

CM Murillo gave a reminder that her Town Hall this week is cancelled and she will resume in October. It was originally October 17th, but they will be pushing the date back.

CM Sundberg said that he and CM Lawson were recognized by Chance Sports on behalf of Aurora and the money they gave toward that program. He reported that he went to the Waste Management Site to see the groundbreaking for the new recycling facility and attended the APS Foundation Gala.

CM Medina's next Town Hall is October 8th, 6:30-8, at the Central Library.

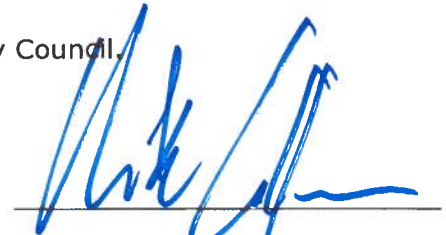
CM Lawson voiced that Chance Sports is a great organization and she is glad they gave money to them. She gave a legislative update, stating that congressional leadership released another continuing resolution on Sunday and the House will consider it this week to continue to fund the government through December 20th. Congress has until September 30th to avoid government shutdown. The Colorado State Budget Revenue Forecast shows a tight budget for 2025-2026, and a budget shortfall at the end of 2024-2025. She added the Colorado Blue Book is now available.

CM Bergan thanked her colleagues for approving the resolution on the Unified Development Ordinance to address housing affordability. She attended the Epic Award Event, the Wine Walk at Southlands, and the Waste Management Recycling Facility groundbreaking on Quincy. She thanked everyone that helped with her Town Hall. She added that she also attended the groundbreaking at Overland Ranch and the Neighborhood Watch Meeting.

CM Gardner, MPT Zvonek, and CM Hancock had no report.

**19. ADJOURNMENT**

Mayor Coffman adjourned the regular meeting of City Council.



MIKE COFFMAN, MAYOR



ATTEST:



KADEE RODRIGUEZ, CITY CLERK

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.