NOTICE OF COUNCIL MEETING

(Open to the Public)
Monday, September 14, 2026
6:00 PM

Members of the Aurora City Council will participate in the September 14, 2026 Council Meeting.

Members of the public and media are invited to attend the Aurora City Council Meetings in person or remotely through the options listed below.

View or Listen Live

Live streamed at www.auroraTV.org

Youtube.com/TheAuroraChannel

Cable Channels 8 and 880 in Aurora

In-person Participation

Members of the public may attend in-person at the Aurora Municipal Center, Paul Tauer Aurora City Council Chamber located at 15151 E. Alameda Pkwy. Public comment is welcome for items appearing on the agenda or on any matter of city concern. Individuals must appear in person and speak from the podium. Individuals are allotted a maximum of three (3) minutes to speak.

- **Public Invited to be Heard:** One (1) hour is dedicated to public comment on items not listed on the agenda at the beginning and at the end of every regular council meeting. Individuals may register to speak in one of the following manners:

    1. Sign up online beginning at 8 AM on the Friday before the meeting through 1 PM on the day of the council meeting; or
    2. Sign up in person by handing a completed speaker slip to the city clerk in the Paul Tauer Aurora City Council Chamber on the day of the council meeting beginning at 5 PM and up until the time the last individual finishes speaking during the first Public Invited to be Heard session. Verified Aurora residents who sign up before 5:45 PM are given priority and placed before non-resident speakers.

       For the last Public Invited to be Heard session, speaker slips must be returned before the item preceding the Public Invited to be Heard is finished. Order priority will be given to speakers who did not speak during the first Public Invited to be Heard session.

- **Public Comment on Agenda Item:** Individuals are invited to comment in support of or to oppose any item listed on the agenda. Those wishing to comment on an agenda item must sign up in advance using the 'Public Comment on Agenda Item' online request form beginning at 8 a.m. on the Friday before the council meeting through 1 p.m. on the day of the council meeting.

  Those wishing to comment on an agenda item listed under the PUBLIC HEARING category may either register online as noted above or sign up in person with the clerk starting at 5:00 p.m. Sign up must be completed before the Public Hearing agenda item title is read.

  Visit the Addressing the City Council webpage for the online signup forms and more information.

The city of Aurora is committed to the accessibility of our services and our responsibility to provide them in a non-discriminatory manner. The city recognizes the importance of effective and accurate communication with the community and values equal access to our programs, services and activities. If you seek a physical accommodation, or require the use of an auxiliary aid or device, or if you require an interpreter to help you access this event or service, please scan the QR code below to fill out a request form or contact the City Clerk's Office at cityclerk@auroragov.org or 303.739.7094:

Individuals are strongly encouraged to submit their requests three (3) days in advance of any scheduled event. For additional information, please visit AuroraGov.org/Accessibility.

City of Aurora, Colorado

Monday, September 14, 2026

STUDY SESSION

(Open to the Public via live stream in the Paul Tauer Aurora City Council Chamber)

AURORA ROOM

4:15 PM

EXECUTIVE SESSION

(Closed to the Public)

AURORA ROOM

5:30 PM

REGULAR MEETING OF THE AURORA CITY COUNCIL

(Open to the Public)

PAUL TAUER AURORA CITY COUNCIL CHAMBER

6:00 PM

AGENDA

Regular Meeting of the Aurora City Council

Monday, September 14, 2026, 6:00 p.m.
Paul Tauer Aurora City Council Chamber
15151 E Alameda Parkway
Aurora, CO 80012

The City Council may at any time vote to enter Executive Session to receive legal advice from the City Attorney for any item that is listed on the City Council agenda below. (C.R.S. §24-6-402(4)(b))

Pages

1. CALL TO ORDER

2. ROLL CALL

3. INVOCATION/MOMENT OF SILENCE

4. PLEDGE OF ALLEGIANCE

5. EXECUTIVE SESSION UPDATE

6. APPROVAL OF MINUTES

   6.a August 24, 2026 Meeting Minutes 7

7. PROCLAMATIONS OR CEREMONIES

8. ADOPTION OF THE AGENDA

9. PUBLIC INVITED TO BE HEARD

   (non-agenda related issues only)

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.

    10.a Motions

10.b Planning Matters

10.c Appointments to Boards and Commissions

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.

11.a Resolutions

11.a.1 Rules of Order and Procedure: Amendments to Various Sections 16

R2026-102 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, TO AMEND VARIOUS SECTIONS OF THE RULES OF ORDER AND PROCEDURE FOR THE AURORA, COLORADO, CITY COUNCIL

Sponsor: Alison Coombs, Mayor Pro Tem

Kadee Rodriguez, City Clerk / Peter Schulte, City Attorney

11.a.2 Intergovernmental Agreement (IGA) for Automatic and Mutual Aid between Aurora Fire Rescue and Sable-Altura Fire Protection District 32

R2026-103 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, APPROVING THE INTERGOVERNMENTAL AGREEMENT FOR MUTUAL OR AUTOMATIC AID BETWEEN THE CITY OF AURORA AND THE SABLE – ALTURA FIRE PROTECTION DISTRICT

Alec Oughton, Fire Chief, Fire / Angela Garcia, Senior Assistant City Attorney

11.a.3 **Authorizing the Assignment of the City's Private Activity Bond Allocation for 2026 to the Aurora Housing Authority** 44

R2026-104 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING THE ASSIGNMENT OF A PORTION OF THE CITY'S 2026 PRIVATE ACTIVITY BOND ALLOCATION TO THE HOUSING AUTHORITY OF THE CITY OF AURORA, COLORADO DBA AURORA HOUSING AUTHORITY

Sarah Pulliam, Manager of Housing and Community Development, Housing and Community Services / Andrea Wood, Assistant City Attorney

11.b **Finalizing of Ordinances**

Ordinances approved unanimously at first reading.

11.b.1 **Amendment to the Comprehensive Plan Placetype Map - Regis Jesuit High** 66

2026-44 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE 2018 COMPREHENSIVE PLAN TO ASSIGN A PLACETYPE DESIGNATION TO COMMERCIAL HUB FOR A 18.03 ACRE PARCEL LOCATED EAST OF SOUTH LEWISTON WAY, NORTH OF EAST ARAPAHOE ROAD, AND WEST OF S OLATHE STREET (REGIS JESUIT HIGH COMPREHENSIVE PLAN AMENDMENT)

Daniel Kryzanowski, Interim Planning Manager, Planning and Business Development / Lena McClelland, Senior Assistant City Attorney

11.b.2 Authorizing 2026 Lease-Purchase Financing for Heavy Fleet Vehicles 73

2026-46 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING THE USE OF LEASE-PURCHASE FINANCING TO ACQUIRE CERTAIN EQUIPMENT 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

12. PUBLIC HEARINGS

Public hearings with or without related ordinances.

12.a Public Invited to be Heard on the 2027 Budget 81

Greg Hays, Budget Officer, Finance / Hanosky Hernandez, Senior Assistant City Attorney

13. INTRODUCTION OF ORDINANCES

13.a Socioeconomic Sales and Services Impact Permit 84

2026-45 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE AURORA CITY CODE BY AMENDING DIVISION 4 OF ARTICLE VI OF CHAPTER 86 ESTABLISHING A SUPPLEMENTAL LICENSE FOR SOCIOECONOMIC IMPACT RETAIL SALES AND SERVICES

Sponsor: Alison Coombs, Mayor Pro Tem

Trevor Vaughn, Manager of Licensing, Finance / Hanosky Hernandez, Senior Assistant City Attorney

13.b **Repealing Sections of Chapter 94 of the City Code Pertaining to Offenses and Miscellaneous Provisions** 147

2026-47 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTIONS 94-74, 94-85 AND 94-122, AND REPEALING SECTIONS 94-75, 94-80, 94-149, 94-219, 94-222, 94-223, 94-224, 94-246, 94-248, 94-279, 94-280, 94-281, 94-312, 94-346, 94-347, 94-348, AND 94-385 OF CHAPTER 94 OF THE CITY CODE OF THE CITY OF AURORA PERTAINING TO OFFENSES AND MISCELLANEOUS PROVISIONS

Jason Batchelor, City Manager / Peter Schulte, City Attorney

13.c **Evaporative Cooling** 174

2026-48 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, PROHIBITING PERMITS FOR NEW BUILDING EVAPORATIVE COOLING MECHANISMS

Sponsors: Amy Wiles, Council Member / Françoise Bergan, Council Member

Marshall Brown, General Manager, Aurora Water / Ian Best, Senior Assistant City Attorney

13.d **DUAL LISTED: Installation of New Turf and Ornamental Water Features** 181

2026-49 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTION 138-191 OF THE CITY CODE PERTAINING TO THE PROHIBITION AGAINST THE INSTALLATION OF NEW TURF AND ORNAMENTAL WATER FEATURES

Sponsors: Amy Wiles, Council Member / Françoise Bergan, Council Member

Marshall Brown, General Manager, Aurora Water / Ian Best, Senior Assistant City Attorney

14. FINALIZING OF ORDINANCES

Ordinances not approved unanimously at first reading.

15. ANNEXATIONS

16. RECONSIDERATIONS AND CALL UPS

17. GENERAL BUSINESS

18. REPORTS

18.a Mayor

18.b Council

19. PUBLIC INVITED TO BE HEARD

(non-agenda related issues only)

20. ADJOURNMENT

MINUTES

Regular Meeting of the Aurora City Council

Monday, August 24, 2026

COUNCIL MEMBERS PRESENT:	Mayor Coffman	Gianina Horton
	Robert Andrews	Alli Jackson
	Françoise Bergan	Angela Lawson
	Alison Coombs	Ruben Medina
	Curtis Gardner	Amy Wiles
	Stephanie Hancock	

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1. CALL TO ORDER

Mayor Coffman reconvened the regular meeting of the City Council at 6:00 p.m.

2. ROLL CALL

3. INVOCATION/MOMENT OF SILENCE

Mayor Coffman led in prayer for the August 24, 2026 meeting.

4. PLEDGE OF ALLEGIANCE

(All Standing)

Mayor Coffman read a land acknowledgement.

5. EXECUTIVE SESSION UPDATE

Mayor Coffman provided an update on the Executive Session, stating property acquisition, contractual issues, and security arrangements were discussed.

6. APPROVAL OF MINUTES

6.a August 10, 2026 Meeting Minutes

Moved by: Alison Coombs

Second by: Amy Wiles

Does Council wish to approve the minutes of the August 10, 2026 meeting?

Voting Aye: (11): Mayor Coffman, Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Alli Jackson, Angela Lawson, Ruben Medina, and Amy Wiles

7. PROCLAMATIONS OR CEREMONIES

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.

8. ADOPTION OF THE AGENDA

MPT Coombs explained she was pulling both of her items because she received requests for substantial additional amendments to both items after policy committee and Study Session discussions prior to this meeting.

Moved by: Alison Coombs

Second by: Françoise Bergan

Does Council wish to adopt the agenda as presented, with Items 11.a .4 and 13.a. removed from the agenda?

Voting Aye: (11): Mayor Coffman, Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Alli Jackson, Angela Lawson, Ruben Medina, and Amy Wiles

9. PUBLIC INVITED TO BE HEARD

(non-agenda related issues only)

Council heard public comment on non-agenda related matters.

MPT Coombs asked to turn off the beeping portion of the timer for the family of Joseph Jones to speak. She clarified the timer can still count down, but she asked that the beeping be turned off.

CM Gardner commented they have been advised in the past that if they have separate rules for separate speakers, that is a First Amendment violation, and they have to give the same rules for everyone.

P. Schulte clarified that was correct, but there is no penalty for the beeping, and this is a different situation, as family members are trying to address Council, and they are extending the time. However, generally, they should treat everyone the same.

Moved by: Alison Coombs

Second by: Robert Andrews

Suspend Rules to permit (3) family members to speak without beeping if they go over 3 minutes? Requires 2/3 Vote of Council (7 votes)

Voting Aye: (11): Mayor Coffman, Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Alli Jackson, Angela Lawson, Ruben Medina, and Amy Wiles

Move by: Alison Coombs

Second by: Gianina Horton

Does Council wish to suspend the Council Rules to extend the 1 hour limit on PITBH?

Requires 2/3 Vote

Voting Aye: (11): Mayor Coffman, Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Alli Jackson, Angela Lawson, Ruben Medina, and Amy Wiles

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: Curtis Gardner

Second by: Françoise Bergan

Does Council wish to approve the Motions - Consent Calendar with Items 10.a.1 and 10.a.2 removed?

Voting Aye: (11): Mayor Coffman, Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Alli Jackson, Angela Lawson, Ruben Medina, and Amy Wiles

10.a Motions

10.a.1 2027-2028 Collective Bargaining Agreement between the City of Aurora and International Association of Fire Fighters (IAFF) Local 1290

Jacob Bergeron, Labor Relations Officer, Human Resources / Kimberly Skaggs, Senior Assistant City Attorney

Council heard public testimony on the agenda related item.

Mayor Coffman commented he is strongly in support. He said he goes out and does a 24-hour shift with the firefighters every quarter and believes their firefighters deserve this. He stated what happened with Elijah McClain was a horrible mistake and he believes those firefighters were prosecuted for that.

MPT Coombs asked if moving to continue this item and the next impact the bargaining and approval process.

J. Batchelor answered both memberships are approved and awaiting the city's response, so they are under a timeline.

P. Schulte added they have provided updates throughout the process for input from City Council in Executive Sessions that have all been done in good faith, and Council was well aware of what was in the provisions for both. Therefore, to deny it or continue now would cause a severe legal issue for the city due to where they are in the process.

MPT Coombs asked for clarification they are bound by timelines that they would be in violation of if they were to continue the items.

P. Schulte strongly advised against continuing the matter, as the unions may decide the city is not serious and acting in good faith and could launch litigation against them regarding the process. He said if they wanted to delay this, they should have been upfront with the Union at the beginning.

Mayor Coffman asked if there were mandatory processes for arbitration of mediation at this point if they did not accept the contract.

P. Schulte answered yes. He said they need to have time to get it on the ballot, and they are already past that.

Mayor Coffman voiced the City of Aurora residents views are not reflected in the Chamber, and he believes they support the firefighters and police officers.

Moved by: Stephanie Hancock

Second by: Curtis Gardner

Does City Council wish to support the approval of the 2027-2028 collective bargaining agreement between the City of Aurora and International Association of Fire Fighters (IAFF) Local 1290?

Voting Aye: (10): Mayor Coffman, Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Angela Lawson, Ruben Medina, and Amy Wiles

Voting Nay: (1): Alli Jackson

Moved by: Stephanie Hancock

Second by: Curtis Gardner

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

Voting Aye: (9): Mayor Coffman, Robert Andrews, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Gianina Horton, Angela Lawson, Ruben Medina, and Amy Wiles

Voting Nay: (2): Alison Coombs, and Alli Jackson

10.a.2 2027-2028 Collective Bargaining Agreement between the City of Aurora and Fraternal Order of Police, Lodge #49

Jacob Bergeron, Labor Relations Officer, Human Resources / Kimberly Skaggs, Senior Assistant City Attorney

Council heard public testimony on the agenda related item.

Moved by: Stephanie Hancock

Second by: Curtis Gardner

Does City Council wish to support the approval of the 2026-2027 Collective Bargaining Agreement between the City of Aurora and Fraternal Order of Police, Lodge #49?

Voting Aye: (9): Mayor Coffman, Robert Andrews, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Gianina Horton, Angela Lawson, Ruben Medina, and Amy Wiles

Voting Nay: (2): Alison Coombs, and Alli Jackson

10.b Planning Matters

10.c Appointments to Boards and Commissions

10.c.1 Consideration to Appoint One (1) Member to the Oil and Gas Advisory Committee

Cecilia Zapata, Deputy City Clerk / Andrea Wood, Assistant City Attorney

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: Stephanie Hancock

Second by: Curtis Gardner

Does Council wish to approve the Resolutions and Ordinances Consent Calendar?

Voting Aye: (10): Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Alli Jackson, Angela Lawson, Ruben Medina, and Amy Wiles

11.a Resolutions

11.a.1 Aurora Regional Navigation Campus Outdoor Renovation Funding

R2026-99 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT BY AND AMONG THE CITY OF CENTENNIAL, ARAPAHOE COUNTY, AND THE CITY OF AURORA FOR THE ACCEPTANCE AND USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

Stephanie Keiper, Manager of Homelessness and Behavioral Health, Housing and Community Services / Andrea Wood, Assistant City Attorney

Council heard public testimony on the agenda related item.

11.a.2 Wild Horse Reservoir Administrative

R2026-100 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S APPROVAL AND DELEGATION OF AUTHORITY TO THE GENERAL MANAGER OF AURORA WATER TO ADMINISTRATIVELY APPROVE CERTAIN, LIMITED, INTERGOVERNMENTAL AGREEMENTS RELATED TO WILD HORSE RESERVOIR

Sarah Young, Assistant General Manager of Planning and Engineering, Aurora Water / Ian Best, Senior Assistant City Attorney

11.a.3 Request for Support of Proposition 308

R2026-101 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S FORMAL SUPPORT OF PROPOSITION 308

Shonnie Cline, Deputy Director of Internal and External Relations, Aurora Water / Ian Best, Senior Assistant City Attorney

Council heard public testimony on the agenda related item.

11.a.4 Rules of Order and Procedure: Amendments to Various Sections

R2026-102 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, TO AMEND VARIOUS SECTIONS OF THE RULES OF ORDER AND PROCEDURE FOR THE AURORA, COLORADO, CITY COUNCIL

Sponsor: Alison Coombs, Mayor Pro Tem

Kadee Rodriguez, City Clerk / Peter Schulte, City Attorney

Agenda item 11.a.4. was removed from the agenda during adoption of the agenda.

11.b Finalizing of Ordinances

Ordinances approved unanimously at first reading.

12. PUBLIC HEARINGS

Public hearings with or without related ordinances.

12.a Amendment to the Comprehensive Plan Placetype Map - Regis Jesuit High

2026-44 A PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE 2018 COMPREHENSIVE PLAN TO ASSIGN A PLACETYPE DESIGNATION TO COMMERCIAL HUB FOR A 18.03 ACRE PARCEL LOCATED EAST OF SOUTH LEWISTON WAY, NORTH OF EAST ARAPAHOE ROAD, AND WEST OF S OLATHE STREET (REGIS JESUIT HIGH COMPREHENSIVE PLAN AMENDMENT)

Daniel Kryzanowski, Interim Planning Manager, Planning and Business Development / Lena McClelland, Senior Assistant City Attorney

Mayor Coffman opened the public hearing.

Staff gave a brief presentation on the item.

Mayor Coffman closed the public hearing.

Moved by: Curtis Gardner

Second by: Françoise Bergan

Does Council wish to support the approval of the Ordinance to amend the comprehensive plan to assign a placetype designation of Commercial Hub to the subject property?

Voting Aye: (10): Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Alli Jackson, Angela Lawson, Ruben Medina, and Amy Wiles

13. INTRODUCTION OF ORDINANCES

13.a Socioeconomic Sales and Services Impact Permit

2026-45 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE AURORA CITY CODE BY AMENDING DIVISION 4 OF ARTICLE VI OF CHAPTER 86 ESTABLISHING A SUPPLEMENTAL LICENSE FOR SOCIOECONOMIC IMPACT RETAIL SALES AND SERVICES

Sponsor: Alison Coombs, Mayor Pro Tem

Trevor Vaughn, Manager of Licensing, Finance / Hanosky Hernandez, Senior Assistant City Attorney

Item 13.a was removed from the agenda during adoption of the agenda.

13.b Authorizing 2026 Lease-Purchase Financing for Heavy Fleet Vehicles

2026-46 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING THE USE OF LEASE-PURCHASE FINANCING TO ACQUIRE CERTAIN EQUIPMENT 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

Staff gave a brief presentation on the item.

Moved by: Curtis Gardner

Second by: Stephanie Hancock

Does the Council wish to support the approval of the Authorizing 2026 Lease-Purchase Financing for Heavy Fleet Vehicles ordinance?

Voting Aye: (10): Robert Andrews, Françoise Bergan, Alison Coombs, Curtis Gardner, Stephanie Hancock, Gianina Horton, Alli Jackson, Angela Lawson, Ruben Medina, and Amy Wiles

14. FINALIZING OF ORDINANCES

Ordinances not approved unanimously at first reading.

15. ANNEXATIONS

16. RECONSIDERATIONS AND CALL UPS

17. GENERAL BUSINESS

18. REPORTS

18.a Mayor

Mayor Coffman expressed he intentionally did not look at former Denver School Board Member Tay Anderson when he was up there for the first time because he wanted him to feel what it was like when he does not listen to them and disrupts from the audience. He said when he exercises more maturity, he will pay attention.

18.b Council

MPT Coombs stated today was not the day to be voting on collective bargaining on raises for the people responsible for the death of Elijah McClain, and she wished she had noticed that conflict ahead of time. She stated the murder of Elijah McClain has shaped their city and her entire time on Council, and it deserved a different conversation and different day than today.

CM Jackson gave a shoutout to the family of Joseph Jones, who attended the meeting, as that was a tragedy and she was sorry their family had to hold that in silence for so long. She felt there was some questionable practices going on, and she and the other council members who requested family contact will follow up with

them. She said having no accountability in that case was a disgrace and it appears the only person issued a citation was Joseph Jones, which is unacceptable and does not sit well with her values and not how she would like to see procedures and policies come out of APD. She thanked everyone who showed up to speak and commended their bravery.

CM Horton acknowledged it was a bad oversight on their part to vote on that on the anniversary of Elijah McClain's killing and apologized for her part in the lack of responsibility and attention to that. She stated in regard to Joseph Jones, death by RTD is very personal to her, and her commitment to them is to work with the council members on the accountability side of that and seeing what RTD and the Boad of Directors can do in relation to that. She announced the renaming of the Central Library for Council Member Edna Wilson-Mosley tomorrow at 6:30, and there is a link on Engage Aurora for people to learn more about her history and contributions. She added the Ward 1 Town Hall agenda will be focused on the development of the Lowery Campus, updates from APD District 1 leadership, and the Colorado Criminal Justice Coalition on Proposition 132.

CM Wiles apologized for her part in missing the anniversary of Elijah McClain's death and the vote they did today.

CM Andrews, Gardner, Medina, Hancock, Lawson and Bergan had no report.

19. PUBLIC INVITED TO BE HEARD

(non-agenda related issues only)

Council heard public comment on non-agenda related matters.

20. 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.

CITY OF AURORA
Council Agenda Commentary

Item Title: Rules of Order and Procedure: Amendments to Various Sections (Resolution)
Item Initiator: Alison Coombs, Mayor Pro Tem
Staff Source/Legal Source: Kadee Rodriguez, City Clerk / Peter Schulte, City Attorney
Outside Speaker: N/A
Strategic Outcome: Well-Managed: High performing organization, committed to great customer service, innovation, continuous improvement, fiscal stewardship, and maintaining critical infrastructure.

COUNCIL MEETING DATES:

Study Session: 8/10/2026

Regular Meeting: 8/24/2026

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Sponsor: Alison Coombs, Mayor Pro Tem
Kadee Rodriguez, City Clerk / Peter Schulte, City Attorney
Estimated time: 20 mins

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session

☒ Approve Item and Move Forward to Regular Meeting

☐ Information Only

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: ***(Check all that apply)***

☐ Recommends Approval ☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation ☐ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

N/A

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

The Resolution adopts various changes to the Council Rules of Order and Procedure.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☐ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT
Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

QUESTIONS FOR COUNCIL

Does Council wish to support the Resolution?

LEGAL COMMENTS

The council shall prescribe rules of procedure to govern meetings. (Article 3-8 City Charter). The council shall determine its own rules and procedures and order of business and shall keep a journal of its proceedings. It may compel attendance of members and may punish members for misconduct. (Section 2-32 City Code). (Wood)

RESOLUTION NO. R2026- ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, TO AMEND VARIOUS SECTIONS OF THE RULES OF ORDER AND PROCEDURE FOR THE AURORA, COLORADO, CITY COUNCIL.

WHEREAS, the Aurora City Council (Council) believes the election of an individual to the Council imposes a heavy responsibility to observe those tenets and requirements which flow from the solemn oath administered at the time of installation to office; and

WHEREAS, the Council wants the Rules for the Council to facilitate the fulfillment of the duties and responsibilities contained in the oath of office; and

WHEREAS, the Council desires to make certain changes to the Rules; and

WHEREAS, as authorized under Article III, Section 8 of the City Charter, the Council promulgates the Rules to govern meetings.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. The Aurora City Council hereby amends Article I, Section 2 of the Council Rules of Order and Procedure to read as follows:

Sec. 2. City Council Meetings.

Regular Council Meetings
The City Council will meet in regular session in the Council Chambers of the Aurora Municipal Center on designated Mondays at 6:00 p.m., and on such other days and at such other times as approved in the Council Calendar.

Study Sessions
The City Council will meet in study session at a time to be determined by the City Manager for each meeting on the ~~same~~ designated Mondays as **approved on the council calendar**, ~~the City Council meets in regular session~~, and on such other days and at such other times as may be chosen by City Council at the last meeting of the calendar year, unless otherwise determined at a prior meeting. No formal legislative action other than the vote to go into an executive session shall be taken at any Study Session and no quorum shall be necessary. Formal legislative action shall be deemed to be the enactment of an ordinance or the promulgation of a resolution. However, efforts to arrive at a consensus position for the purpose of developing subsequent legislative action shall be permitted. Failure to notify all Council Members shall not adversely affect the calling of a Study Session, provided that the City Council's **Executive and Administrative staff**

~~Management Analyst~~ ~~has~~ **have** used reasonable efforts to notify all Council Members at least twenty-four (24) hours in advance of a Study Session.

Executive Sessions
An executive session may be called in accordance with state law. Permissible topics for an executive session are:

a) The purchase, acquisition, lease, transfer, or sale of any real, personal, or other property interest; except that no executive session shall be held for the purpose of concealing the fact that a member of the local public body has a personal interest in such purchase, acquisition, lease, transfer, or sale;
b) Conferences with an attorney for the local public body for the purposes of receiving legal advice on specific legal questions. Mere presence or participation of an attorney at an executive session of the local body is not sufficient to satisfy the requirements of this subsection;
c) Matters required to be kept confidential by federal or state law or rules and regulations. The local public body shall announce the specific citation of the statutes or rules that are the basis for such confidentiality before holding the executive session;
d) Specialized details of security arrangements or investigations;
e) Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators;
f) Personnel matters except if the employee who is the subject of the session has requested an open meeting, or if the personnel matter involves more than one employee, all of the employees have requested an open meeting;
g) Consideration of any documents protected by the mandatory nondisclosure provisions of part 2 of article 72 of title 24, C.R.S., commonly known as the "Open Records Act."

Where possible, the agenda of an executive session which contains the topic(s) of the discussion shall be available for public inspection at the municipal records office located on the first floor of the Aurora Municipal Center. Prior to the time the members of the public body convene in executive session, the City Clerk or designee shall announce the topic(s) of the executive session in accordance with Section 24-6-402(4), C.R.S. An affirmative vote of two-thirds of the quorum present shall be required before entering an executive session. State law governs the circumstances under which recording of an executive session is required. The City Clerk shall be responsible for securing the signature of the Mayor and the City Attorney, if applicable, on the mandatory certification of compliance at the conclusion of every executive session.

Backup materials shall be submitted for each executive session item and will be distributed/transmitted to Council Members at least 24 hours prior to the executive session. Council Members shall keep all information, whether written or verbal, from an

executive session confidential and shall not discuss or provide such information with/to anyone who was not present in the executive session. A Council Member who was not present during the executive session may listen to the recording of the executive session and shall be subject to the same provisions of confidentiality herein. When appropriate, only the Mayor, City Manager or designee and the Council Appointees may take action based upon activity in an executive session.

Special Meetings

A special council meeting or special study session of the City Council may be called by the Mayor alone or by any six (6) other Council Members. The request shall be made on forms provided by the City Council's **Executive and Administrative staff** ~~Management Analyst~~. The request form for a special meeting shall indicate the Mayor or the names of the Council Members requesting the meeting and the urgency for the meeting requiring deviation from the procedure requiring a 2/3 vote of the City Council. The request form shall be transmitted to the City Manager's Office for filing with the City Clerk. The special meeting shall be held at a time and place designated in the Call; provided, however, that all Council Members shall be notified at least twenty-four (24) hours in advance of the date, time, place and subject matter of said special meeting. Council Members not receiving twenty-four (24) hours' notice may sign a waiver of this requirement at or subsequent to the meeting. The posting method described above for regular City Council meetings shall also be applicable to any special meeting.

Workshops

In general, Council workshops shall be held three times each year, typically in February, May, and September. ~~Unless modified by Council, two of the workshops shall be held within the City limits of Aurora. With respect to the out-of-town workshop,~~ Council shall endeavor to coordinate the timing and location so as to facilitate interaction with individuals and agencies who are knowledgeable with current issue(s) of importance to the City.

~~Prior to the holding of the workshop(s), Council shall at a study session consider and set the format/protocol of the workshop(s).~~ In keeping with the City Council's policy of conducting its meetings in an open forum, the time and place of Council workshops shall be made public with notification given, and the press shall be invited to attend all sessions, except those executive sessions which are exempt under state law.

Section 2. The Aurora City Council hereby amends Article I, Section 4 of the Council Rules of Order and Procedure to read as follows:

Sec. 4. Attendance.

Virtual Attendance.

Council Members **shall endeavor to appear in person at all council meetings, but** may appear remotely, including off camera, at City Council Meetings, Special Council Meetings, Study Sessions, Special Study Sessions, and Executive Sessions. Council Members appearing remotely for Executive Session shall participate using a secure, private phone line or electronic connection in a private area.

Reasonable Accommodation.
Upon request of a Council Member, the City will provide reasonable accommodations for the Council Member to continue performing their official duties while they are disabled, as defined in the Americans with Disabilities Act and Colorado Civil Rights Act, or when a situation arises that would qualify for accommodation under the Federal Family Medical Leave Act, Colorado's Pregnant Workers Fairness Act, or Colorado's Workplace Accommodations for Nursing Mothers Act, unless such accommodation would constitute an undue hardship or direct threat to the City. Such accommodation may include temporary modification of City Council Rules to allow for participation in and voting in City Council Meetings, Study Sessions, and Executive Sessions

Section 3. The Aurora City Council hereby amends Article I, Section 5 of the Council Rules of Order and Procedure to read as follows:

Sec. 5. Dais Seating.

Unless an exception is made for a reasonable accommodation, only the Mayor, Council Members and their family members (if needed), the City Manager, and City Attorney shall be seated on the dais.

At the conclusion of: (1) the first regular meeting in December after the municipal elections in odd-numbered years; and (2) the last regular meeting of the year in even-numbered years, seating locations (Ward and At-Large Council Members) for the subsequent calendar year shall be arranged according to seniority of the Council Members, calculated by the accumulation of the total years and months of Council Member service. The most senior Council Member shall be seated to the left of the City Attorney from the perspective of the dais. The next most senior Council Member shall be seated to the right of the City Manager, and thereafter the seating shall be arranged alternately between left and right until all seats are filled. Alphabetical selection using the last name shall be utilized in lieu of seniority when multiple Council Members are seated at the same time with the same seniority status. ~~City Council Members may voluntarily switch seats on the dais with the agreement of all parties involved.~~

Section 4. The Aurora City Council hereby amends Article II, Section 1 of the Council Rules of Order and Procedure to read as follows:

Sec. 1. Authority to Place Items on Agenda.

Although items may be requested by other parties, Council Members, City Manager, City Attorney, Chief Public Defender, **and** Presiding Judge~~, and Court Administrator~~ are the only ones who have authority to place items on Study Session and Regular/Special Meeting agendas. Each such item shall indicate the party requesting the item.

Council Member Sponsorship.
A Council Member may request a matter brought forward by the City Manager, City Attorney, Chief Public Defender, **or** Presiding Judge~~, or Court Administrator~~ be sponsored by a Council Member. Prior to the matter being discussed, the sponsorship issue shall be resolved by a majority of those Council Members entitled to vote at that meeting.

Waivers of Reconsideration and Dual Listing of Agenda items.
A request may be made to waive the reconsideration period or matters may be listed on the Study Session and Regular Meeting for time sensitive matters. Parties making such a request shall provide the reason should be heard in this manner.

Section 5. The Aurora City Council hereby amends Article II, Section 2 of the Council Rules of Order and Procedure to read as follows:

Sec. 2. Agenda Packet.

Backup materials shall be submitted for items in accordance with a schedule to be developed by the City Clerk. **Agenda packets should be published by the City Clerk at least five (5) days prior to the scheduled meeting in order to give Council, staff, and the public ample opportunity to review the agenda prior to the meeting.** The backup materials must be submitted in sufficient time to allow the City Manager to prepare a summary, history, and fiscal analysis of the item. The City Attorney shall provide a legal statement for each item. When an item is included on an agenda at the request of a Council Member, backup material to be presented by staff as part of the item shall be coordinated with that Council Member. Additionally, any informational presentations presented at Study Session or regular Council Meeting must be included in the backup packet provided to the public before the meeting. An estimated time for presentation shall be given. A request for outside speakers shall also be made.

Section 6. The Aurora City Council hereby amends Article III, Section 1 of the Council Rules of Order and Procedure to read as follows:

Sec. 1. Parliamentarian.

The City Attorney shall serve as official Parliamentarian and advise the Mayor pertaining to parliamentary procedure, but a final ruling shall be made by the Mayor. The Mayor's ruling shall be final unless overturned by a successful appeal. **As part of the Parliamentarian duties, the City Attorney shall read the Rules of Decorum and**

procedures for Public Invited to be Heard at the appropriate time in the meeting as directed by the Mayor.

Section 7. The Aurora City Council hereby amends Article III, Section 3 of the Council Rules of Order and Procedure to read as follows:

Sec. 3. Order of Business.

Council meetings are to conduct business for the city. The business of all regularly-scheduled meetings of the City Council shall be conducted in the following order:

1. Invocation/Moment of Silence
2. Call to Order
3. Roll Call
4. Pledge of Allegiance
5. Executive Session Update
6. Approval of the Minutes
7. Proclamations or Ceremonies
8. Adoption of Agenda
9. Public Invited to be Heard (one hour limit)
   Students who are 18 years of age or younger will be put in priority order over other speakers in attendance
10. Consent Calendar
    a. Motions (Mayor may vote upon)
    b. Resolutions (Mayor may not vote upon Resolutions or Ordinances)
    c. Finalizing of Ordinances that were unanimous on the prior reading**, including second reading of annexation ordinances**
11. Public Hearings (with or without related ordinances)
12. Introduction of Ordinances
13. Finalizing of Ordinances that were not unanimous at first reading
14. Annexations **(Public Hearings and Introduction of Annexation Ordinances)**
15. Reconsiderations and Call-Ups
16. General Business
17. Reports
    a. Mayor
    b. City Council
18. Public Invited to be Heard (one hour limit)
    Only those people who have not previously addressed the City Council during the first public invited to be heard period may speak during this time period
19. Adjournment

Section 8. The Aurora City Council hereby amends Article III, Section 5 of the Council Rules of Order and Procedure to read as follows:

Sec. 5. Public Participation.
Persons wishing to address Council during Public Invited to be Heard or on any item scheduled for consideration on the regular meeting agenda shall sign up to do so with the City Clerk on a first come, first-served basis. Except that any individual who, when signing up, provides acceptable proof of Aurora residency to the City Clerk shall be placed in order before those who have not provided such proof. Proof of Aurora residency may include, but is not limited to, a government issued identification card, utility bill, or lease agreement.

Speakers shall appear at the Council meeting in-person and speak from the podium in the Council Chamber of the Aurora Municipal Center. **Before speaking, Council requests that each speaker state their name, indicate whether they are an Aurora resident, and, if known, identify the ward in which they reside or otherwise describe their affiliation with the City.** ~~Once at the podium, the speaker shall state their true name and whether or not they are an Aurora resident. Only one person will be permitted at the podium at a time. There may be more than one person at the podium only if a parent accompanies a minor child, an interpreter accompanies a person needing assistance with the English language.~~ Whenever feasible, individuals or groups wishing to address the same topic are encouraged to coordinate and designate a single spokesperson to present their views on behalf of the group, in order to ensure efficient use of time, thereby giving other speakers the opportunity to be heard on various topics of interest. Speakers shall be limited to a maximum of three minutes of speaking time.

Council shall be given opportunity to address staff to exchange contact information when the speaker is at the podium. Council may clarify statements related to any speaker's comments at the conclusion of Public Invited to be Heard but shall not enter into debate with the speakers.

Public Invited to be Heard. Public Invited to be Heard is limited to City related topics which are not on the agenda for the regular Council meeting. **Each speaker will be provided up to three (3) minutes to speak.**

Public Invited to be Heard will begin with priority order given to speakers who are 18 years of age or younger and are students in school, followed by other speakers who have signed up to speak as outlined in this section. Those speakers who provide proof that they are residents of Aurora will be heard first in the order that they sign up to speak, after those 18 and under students. Those signing up after 5:45 pm will be heard in the order they sign up regardless of proof of residency.

Those wishing to address Council may sign up online before 1:00pm on the day of the Council meeting or may sign up in-person with the City Clerk no earlier than 5:00 p.m. on the date they wish to be heard. ~~Those signing up after 5:45pm will be heard in the order they sign up regardless of proof of residency.~~ ~~For the first Public Invited to be~~

~~Heard portion of the agenda, s~~Sign-ups will be accepted until the time the last speaker finishes speaking. For the last Public Invited to be Heard portion of the agenda, sign-ups will be accepted until the item immediately preceding Public Invited to be Heard is finished. During the last Public Invited to be Heard portion of the agenda, ~~order priority will be given to~~ **only** speakers who did not speak during the first Public Invited to be Heard portion of the agenda **shall speak**. Speakers shall provide their first and last name, address, phone number, and email address on ~~the~~ **a** form **prescribed by the City Clerk** when they sign up.

Council Members will not interact with speakers but may follow up later at their discretion. The City Clerk or his/her designee will facilitate Public Invited to be Heard. **If a speaker continues past the 3-minute speaking limit, the Mayor will first ask the speaker to wrap up their comments. If the speaker continues to speak for more than 10 seconds after the Mayor's initial request, the Mayor shall ask the City Clerk to call the next speaker to the podium. If the speaker then continues to speak after the Mayor's request, the speaker will be deemed to have violated the rules regarding Public Invited to be Heard. The speaker will then be stricken to speak at the next scheduled council meeting Public Invited to be Heard. A form prescribed by the City Manager explaining to the speaker the sanction will be served upon the speaker.**

Public Comment on Agenda Items. In addition to Public Invited to be Heard on non-agenda items, persons may speak during the regular Council meeting on any item scheduled for consideration on the regular meeting agenda. Speakers may only speak on the specific agenda item. **Each speaker will be provided up to three (3) minutes to speak.**

Those wishing to address Council on any scheduled item must sign up online by 1:00 pm on the day of the Council Meeting. The 1:00 pm deadline does not apply to those signing up for items scheduled as public hearings. The online sign up shall also indicate whether the speaker is for or against the agenda item. That information will then be relayed from the City Clerk to the Council Members by 5:00pm.

If a speaker continues past the 3-minute speaking limit, the Mayor will first ask the speaker to wrap up their comments. If the speaker continues to speak for more than 10 seconds after the Mayor's initial request, the Mayor shall ask the City Clerk to call the next speaker to the podium. If the speaker then continues to speak after the Mayor's request, the speaker will be deemed to have violated the rules regarding Public Comment on Agenda Items. The speaker will then be stricken to speak at the next scheduled council meeting. A form prescribed by the City Manager explaining to the speaker the sanction will be served upon the speaker.

Disruption Protocol. If Public Invited to be Heard, or any other part of the regular City Council meeting becomes disrupted to the extent that it jeopardizes the ability to conduct City business and Council decides to move the Council meeting to a virtual format, the City Manager is directed to order the Aurora Municipal Center closed to the public. Upon a closure of the building during a public comment session, any remaining public comment time will be deemed to have expired. Upon a closure of the building during a regular Council meeting, the City Council meeting will transition to a virtual format, and Council Members will not return to the dais. If a closure of the building occurs prior to agenda items, members of the public who properly signed up to speak on a specific agenda item will be directed to an alternate location to participate virtually.

Materials Submitted to City Council. The City Council acknowledges that parties appearing before the Aurora City Council frequently wish to provide materials to the City Council in support of a position or argument. However, the City Council is oftentimes unable to assimilate the materials in the context of the decision-making process occurring at the City Council meeting. The City Council will accept and receive into the record the following materials up to and including the City Council meeting itself: A reasonable number of pictures, graphs, petitions (with signatures only), and written materials not to exceed one page per speaker. On the other hand, multiple-page materials delivered later than twenty-four (24) hours before the commencement of the City Council meeting will not be considered without a vote to accept. In order to accept and receive into the record materials not delivered by the deadline, the City Council must, by majority vote of the quorum, authorize the acceptance of materials.

Section 9. The Aurora City Council hereby amends Article IX, Section 1 of the Council Rules of Order and Procedure to read as follows:

Sec. 1. Budget.

Each year, as part of the budget development process, the City Manager shall allocate $7,000 to each Council Member and $11,000 to the Mayor annually, or such other amount as may be determined by the City Council as the budget allows, for attendance at meetings/conferences. Such meetings/conferences must be relevant to issues facing local government. In addition, Council Members that serve on the National League of Cities Policy Steering Committee shall receive an additional allowance to cover expenses for attendance at one Policy Steering Committee meeting per year. It is not permissible to utilize travel and training money for attendance at fundraising events sponsored by other organizations.

Any costs for attendance at meetings/conferences that exceed the approved dollar limits shall be the responsibility of each Council Member and the Mayor with reimbursement of city-paid costs to be made by January 31 following the year of City payment unless otherwise approved by the City Council.

Individual reporting of year-to-date travel expenditures shall be provided on no l~~o~~ess than a quarterly basis to each Council Member and the Mayor by the Mayor/Council staff.
Use of Unspent Funds. In the event that Council Members or the Mayor do not use their annual allocation, the total unused amount can either be carried over to the next year, only for use by the Council Member or the Mayor who individually carried forward the unused allocation,~~-~~or returned to the General Fund, subject to appropriation in the ensuing fiscal year. It is ~~im~~permissible for a Council Member to transfer~~, loan or otherwise provide~~ funds ~~as~~ between one Council Member's account and another Council Member's account **for any qualified purpose listed in Section 2 below, as long as both Council Members agree in writing on a form prescribed by the Council Administrative staff.** At the time a Council Member is no longer holding their office, any remaining funds shall escheat to the City General Fund. Council Administrative staff shall maintain records of the unspent funds discussed in this section.

Section 10. The Aurora City Council hereby amends Article X, Section 2 of the Council Rules of Order and Procedure to read as follows:

Sec. 2. Ballot Issues.

A ballot issue resolution either supports or opposes a ballot issue having a direct impact on the City of Aurora or an associated organization. A ballot issue resolution shall first be presented at a study session for a determination whether the resolution has the majority support of Council, which shall be a requirement to the passage of any such resolution. **Once a ballot initiative has passed, no City funds may be expended to support or oppose the ballot initiative. Council Members and the Mayor are allowed to use non-City funds to support or oppose any ballot initiative and to speak about ballot initiatives as they deem appropriate.**

Section 11. The Aurora City Council hereby amends Article XI, Section 3 of the Council Rules of Order and Procedure to read as follows:

Sec. 3. Decorum.

Council members shall limit their discussion or debate to the issue or issues before the Council. Attacks of a personal nature by a Council Member are not permitted. **It is expected that Council Members and the Mayor will conduct themselves professionally in their official capacities as elected representatives of the citizens of the city.**

Section 12. The Aurora City Council hereby amends Article XI, Section 6 of the Council Rules of Order and Procedure to read as follows:

Sec. 6. Censure**/Violation of City Charter, City Code, or Rules of the City Council by a Council Member.**

Censure is a disciplinary procedure that may be imposed upon a member of the City Council for ~~violating~~ **a serious and egregious violation of** the City Charter, City Code, or Rules of the City Council **that no member should be able to ignore and is not to be used for political purposes**, in accordance with the following process:

1. **If any member of City Council believes that a censure resolution is warranted against another member, the member will contact the City Attorney and provide the information and details of the allegations. The City Attorney shall conduct a review of the information and details of the allegation(s).**
2. **If after review by the City Attorney and consultation with the member requesting the censure, the member requesting the censure of another member directs the allegations to move forward, the City Attorney, during an executive session of the City Council, shall provide legal advice to the City Council on whether the allegations made against a member meet the legal requirements of a censure under this section. If after receiving legal advice from the City Attorney the consensus of City Council is for the censure action to move forward, the City Attorney will draft a censure resolution to be placed on the next regularly scheduled Council Meeting Agenda. The member who brought forth the allegation(s) to the City Attorney shall present the censure resolution at the council meeting.**
3. ~~Any Member of City Council may place and present a censure resolution on a Council Meeting Agenda pursuant to that Council Member's authority found in these Rules.~~
4. ~~The City Attorney will assist in the drafting the censure resolution in consultation with the Council Member presenting the resolution.~~
3. A censure resolution shall address the conduct of one Member only. If the conduct of more than one Member is in question, a separate censure resolution shall be presented to address the allegation(s) for each subject Member **as outlined in this Section**.
4. ~~The Council Member placing the Resolution shall provide notice to the entire Council, by email or other means, at least ten (10) days prior to the Council meeting when the resolution is to be presented. Such notice shall include the specific City Charter, City Code, or Rule provision alleged to have been violated, and details giving rise to the alleged violation.~~
5. ~~The City Attorney shall answer questions of law and process for the presenting Council Member, the subject Council Member and the Council body, but shall not advocate in support or in opposition to the Censure.~~
4. The process used by the Council to consider and debate the censure resolution shall follow the same process and debate and amendment procedure as any other resolution presented by a Council Member, except that an affirmative vote of ~~two-thirds (2/3)~~ **three-fourths (3/4)** of those Council Members eligible to vote on the censure resolution shall be required to pass the resolution. When there are no Council vacancies, the

~~two-thirds (2/3)~~ **three-fourths (3/4)** vote requirement is satisfied ~~with six (6)~~ **seven (7)** affirmative votes of the nine (9) eligible Members. This is due to City Charter Art. 3-1 limiting the Mayor's ability to vote only to make or break a tie as well as Art. 5-2 prohibiting the Council Member subject of the resolution from voting, as the resolution is involving the consideration of that Member's own conduct.

5. **If the Resolution censuring a Council Member passes in accordance with this section, Council will immediately move into a sanction/consequence phase to determine the sanction and/or consequence(s) for the actions of the Council Member. For a Sanction/Consequence to be levied, Council must agree by an affirmative vote of three-fourths (3/4) of those Council Members eligible to vote to levy the sanction/consequence. When there are no Council vacancies, the three-fourths (3/4) vote requirement is satisfied with seven (7) affirmative votes of the nine remaining eligible Members, if present. This is due to City Charter Art. 3-1 limiting the Mayor's ability to vote only to make or break a tie as well as Art. 5-2 prohibiting the Council Member subject of the censure action from voting, as the resolution is involving the consideration of that Member's own conduct. There will only be three (3) motions allowed to be made during this phase of the censure proceedings. If a sanction/consequence cannot be agreed upon by the three-fourths (3/4) votes required, the sanction/consequence for the conduct will automatically default to a "Public Admonishment." Council has determined and agreed by the passage of these Rules that the following list of possible sanctions/consequences are appropriate and can be levied against a Council Member if a Censure Resolution is passed under this section:**
   a. **Public Admonishment**
      i. **A "Public Admonishment" is a posting of the passed Censure Resolution in normal locations of passed Council legislation.**
   b. **Public Reprimand**
      i. **A "Public Reprimand" is a posting of the passed Censure Resolution in normal locations of passed Council legislation, along with a requirement for the Council Member to attend training or other education.**
   c. **Exclusion from attendance at Executive Sessions of the City Council for a set period**
   d. **Forfeiture of the Council Member's Travel and Training budget either for a set period or indefinitely.**
   e. **Removal as Chair of a Council Policy Committee**
   f. **Removal from membership from Council Policy Committee(s)**

Section 13. All resolutions or part of resolutions of the City in conflict herewith are hereby rescinded.

RESOLVED AND PASSED this _____ day of _____ 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

PETER A. SCHULTE, CITY ATTORNEY

By: Andrea Wood
ANDREA WOOD, ASSISTANT CITY ATTORNEY

CITY OF AURORA
Late Submission Approval for Agenda Item

Item Title: Intergovernmental Agreement for Automatic and Mutual Aid between Aurora Fire Rescue and Sable-Altura Fire Protection District
Item Initiator: Inass Bounouar, Support Specialist Supervisor
Staff Source/Legal Source: Alec Oughton, Fire Chief, Aurora Fire Rescue / Angela Garcia, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Safe: Promoting safety in our built environment through effective administration of city codes and ordinances and responding to emergencies appropriately to preserve and enhance the community's sense of security and well-being.

CRITERIA - PLEASE CONSIDER ITEM FOR LATE SUBMISSION FOR THE FOLLOWING REASON:

☒ There is a time-sensitive legal requirement that must be met and cannot be met by a future meeting date

☐ The delay will result in an adverse financial impact to the city

☐ The item is related to a disaster and must be addressed before the next available meeting

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COUNCIL MEETING DATES FOR LATE SUBMISSION:

Study Session: 8/24/2026

Regular Meeting: 9/14/2026

EXPLANATION: *(Please provide a detailed explanation as to why the item falls into one or more of the above criteria and why it may not be set for a future meeting date.)*

Item presented at the 07/09/26 PSCCS policy committee meeting. The Committee approved moving the item forward to Study Session. Item was supposed to be on the 07/22/26 Study Session but was pulled since the agenda was full. Item wasn't moved forward to the 08/10/26 Study Session agenda. Late submission so item can be moved forward to the 08/24/26 Study Session agenda.

I understand the agenda item will not be added to the agenda without submitting this completed form as an attachment in e-Scribe. The agenda item will not be added to the agenda if the workflow is not completed by the WORKFLOW COMPLETED date indicated on the agenda deadline calendar.

Inass Bounouar
Agenda Item Initiator Name

Inass Bounouar
Agenda Item Initiator Signature Date

Jason Batchelor
Late Submission Approver Name (Council Appointee or DCM)

Jason Batchelor 08.20.26
Late Submission Approver Signature Date

CITY OF AURORA
Council Agenda Commentary

Item Title: Intergovernmental Agreement (IGA) for Automatic and Mutual Aid between Aurora Fire Rescue and Sable-Altura Fire Protection District (Resolution)
Item Initiator: Inass Bounouar, Support Specialist Supervisor, fITR
Staff Source/Legal Source: Alec Oughton, Fire Chief, Fire / Angela Garcia, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Safe: Promoting safety in our built environment through effective administration of city codes and ordinances and responding to emergencies appropriately to preserve and enhance the community's sense of security and well-being.

COUNCIL MEETING DATES:

Study Session: 8/24/2026

Regular Meeting: 9/14/2026

2nd Regular Meeting (if applicable): n/a

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Alec Oughton, Fire Chief, Fire / Angela Garcia, Senior Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session

☒ Approve Item and Move Forward to Regular Meeting

☐ Information Only

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Public Safety, Courts & Civil Service

Policy Committee Date: 7/9/2026

Action Taken/Follow-up: ***(Check all that apply)***

☒ Recommends Approval ☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation ☐ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

07/09/2026 - PSCCS policy committee approved moving item forward to Study Session.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

Intergovernmental Agreement for Automatice and Mutual Aid between Aurora Fire Rescue and Sable-Altura Fire Protection District.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☒ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT
Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

QUESTIONS FOR COUNCIL

Does Council approve of moving the item forward to a regular City Council meeting?

LEGAL COMMENTS

City Council may, by resolution, enter into Intergovernmental Agreements with other governmental units or special districts for the joint use of buildings, equipment or facilities, and for furnishing or receiving commodities or services. (City Charter, Art. 10-12). The Mayor must sign all intergovernmental agreements to which the city is a party. (City Code, Sec. 2-31(b)(2)). (Garcia)

INTERGOVERNMENTAL AGREEMENT
FOR AUTOMATIC AND MUTUAL AID BETWEEN AURORA FIRE RESCUE
AND SABLE - ALTURA FIRE PROTECTION DISTRICT

This INTERGOVERNMENTAL AGREEMENT for Automatic and Mutual Aid (this "Agreement") is made and entered into this 18th day of June, 2026 by and between the **City of Aurora** (the "City"), on behalf of its Aurora Fire Rescue ("AFR"), and the **South - Altura Fire Protection District** (the "SAFPD") and are collectively referred to herein as the "Parties" or singularly referred to as "Party."

RECITALS

WHEREAS, the Parties wish to serve their communities through effective provision of fire protection and emergency response services; and

WHEREAS, the provision of such services can be better served using automatic and mutual aid between the Parties; and

WHEREAS, pursuant to the provisions of the Colorado Constitution, Article XIV, Section 18(2)(a) and (b) and Section 29-1-203, C.R.S., the Parties desire to establish an agreement to provide services or functions, specifically, for automatic and mutual aid response of equipment and personnel of each Party to areas within the jurisdiction of the other Party, as provided herein; and

WHEREAS, establishment of an automatic and mutual aid agreement will serve a public purpose and will promote the health, safety, security and general welfare of the inhabitants and visitors of the Parties and the State of Colorado.

NOW THEREFORE, in consideration of the mutual promises and benefits described herein, the receipt, adequacy, and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

AGREEMENT

1. The City, through AFR, will provide one (1) engine and truck company, first-due, to all fire-related emergency calls (structure fire) originating within the SAFPD response area generally bordered by E. Tufts Avenue on the south, Liverpool Street on the west, Pena Boulevard on the north and Trussville Street on the east. SAFPD will provide all companies as required by the appropriate SAFPD response plan in addition to the one engine and truck company from AFR. The City, through AFR, will provide (1) one mutual

aid engine and truck company or specialized resources, at the request of the SAFPD incident commander within the identified response area for all-hazards emergencies, if AFR resources are available and approved by a shift Battalion Chief.

2. The SAFPD, will provide one (1) Type 3, Type 6 or Tender for all wildland fire-related emergency calls (wildland fire) originating within the response area generally bordered by E. County Line Road on the south, E-470 on the west, Pena Boulevard Avenue on the north and N. Titusville Road on the east. AFR will provide all companies as required by the appropriate AFR response plan in addition to the one (1) Type 3, Type 6 or Tender from SAFPD. The SAFPD will provide one mutual aid specialized resource (Heavy Rescue or ambulance) at the request of the AFR incident commander within the identified response area for all-hazards emergencies, if SAFPD resources are available and approved by the Duty Chief.

3. Response assignments onto interstates or other roadways will be determined upon the designated response plans for each Party.

4. This Agreement will not require the move-up of resources for either Party. If either Party requests a move-up to support City / District coverage, the request can be made, and the requestor agency Duty Chief or Battalion Chief will approve or deny the request based upon situational awareness of their primary district and capabilities to cover their incident response needs.

Communications protocol:

5. Aurora911 and the South Metro Fire Dispatch will provide dispatch services for their respective agencies in accordance with this Agreement.

6. Fire-related emergency incidents in which AFR and SAFPD are responding together within the designated automatic aid response areas will require the communication center that receives the request to notify the other agency as appropriate. When responding to this area, Aurora911 will initially dispatch all AFR companies on the Suppression Dispatch channel. Responding SAFPD units will code up on the assigned AFR suppression channel. The South Metro Fire Dispatch will initially dispatch all SAFPD companies on the East Metro Primary Channel. Responding AFR units will code up on the assigned East Metro operations channel.

7. Individual agency responses to E-470 will be dispatched according to each Party's specific policy and/or procedure.

8. The Parties shall cooperate with each other during and until completion of any response under this Agreement. Each Party shall be responsible for obtaining the information necessary for completion of its own emergency incident report and shall exchange that information with the other Party present at the incident as necessary and as appropriate under applicable law or protocol. As needed or required, and as appropriate under applicable law or protocol, the Parties may share information with other safety or law enforcement agencies that respond to emergencies. All protected health information shall be subject to the Health Insurance Portability and Accountability Act (HIPAA) privacy requirements.

9. Any and all dispatch, communications, or technology costs to comply with this Agreement will be the responsibility of the respective Party. This Agreement creates no binding obligation upon either Party to fund, support, or provide any sort of financial assistance in complying with the terms of the Agreement.

Financial Obligations:

10. All financial obligations of the Parties created by the terms of this Agreement, if any, are contingent upon funds for those purposes being appropriated, budgeted, and otherwise made available by their governing bodies.

11. Compensation: The Parties agree that the services to be provided under this Agreement to each other are of equal value. All aid rendered under the terms of this Agreement shall be without charge to either Party.

Review, Renewal, Termination, Assignment, Notices, Conflict Resolution, Severability, Execution, and Personnel/Equipment:

12. Review: AFR and SAFPD will meet annually either in person or electronically to review and evaluate the continued effectiveness of this Agreement. This Agreement may be altered, changed, amended, and or modified at any time upon request of either Party and upon a showing of good cause. Should any alterations, modifications, amendments, or changes be made to this Agreement, they shall be reduced to writing and signed by the Parties in the same manner as this Agreement.

13. Renewal: The Agreement will automatically renew under the existing Agreement terms for a term of one (1) year if neither Party wishes to make any alterations, modifications, amendments, or changes to the Agreement.

14. Termination: Either Party may terminate, with or without cause, its participation in this Agreement with thirty (30) days prior written notice to the other Party.

15. Assignment: The services contemplated under this Agreement shall not be assigned, sublet, or transferred without the written consent of both Parties.

16. Notices: Any formal notice, demand, or request pursuant to this Agreement shall be in writing and shall be deemed properly served, given or made, if delivered in person or sent by certified mail postage prepaid to the Parties as follows:

CITY OF AURORA:
Aurora Fire Rescue
Attn: Fire Chief Alec Oughton
15151 E. Alameda Parkway
Aurora, CO 80012

With a copy to:
Aurora City Attorney's Office
Attn: Fire Legal Advisor
15151 E. Alameda Parkway, Suite 5300
Aurora, CO 80012

SABLE - ALTURA FIRE PROTECTION DISTRICT
Sable Altura Fire Protection District
Attn: Fire Chief Rich Solomon
26900 E. Colfax #52
Aurora, CO 80018

17. No Third-Party Beneficiary: Nothing in this Agreement shall be construed as conferring an enforceable right or benefit to any third party or as a waiver of the limitations on damages or any of the privileges, immunities, or defenses provided to, or enjoyed by, either party under common law or pursuant to statute, including but not limited to the Colorado Governmental Immunity Act (CGIA), Sections 24-10-101, *et seq*., C.R.S.

18. Governing Law: This Agreement shall be governed by and construed in accordance with all laws of the State of Colorado and all the ordinances of general applicability enacted pursuant thereto.

19. Conflict Resolution: The Parties agree that prior to sending written notice of termination, the Party seeking to terminate the Agreement shall convene a meeting of the Parties in an effort to resolve conflicts. Such meeting shall be informal and not require the attendance of attorneys or prior approval of either Parties governing body.

20. Severability: If any of the terms, covenants or conditions of this Agreement or their application shall be held invalid as to any person, entity or circumstance by any court having competent jurisdiction, the remainder of this Agreement and the application in effect of its terms, covenants or conditions to such persons, entities or circumstances shall not be changed thereby.

21. Personnel and Equipment: Nothing herein shall operate to alter or amend the provisions of Section 29-5-109 C.R.S., regarding workers' compensation coverage. Each Party shall remain responsible for the payment of salary, wages, or other compensation or reimbursement of its own personnel used in responses under this Agreement, and all costs associated with the use of their own equipment and apparatus. The personnel and equipment of any Party providing a response under this Agreement shall be insured by the liability, workers' compensation, or other insurance of their own agency, and nothing herein is intended nor shall be deemed to create joint employment among or between the Parties with respect to their respective employees, policies, benefits, or in any other manner. Each Party shall be responsible for their own consumable equipment and supplies, including fuel, which may be consumed as part of a response under this Agreement.

22. Endorsement: By their signatures below, the following parties in the Agreement on behalf of their respective jurisdiction and with the terms and conditions above, the Parties do not intend to create any obligation or contract, express or implied, other than those specified within this Agreement.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed as of the day and year first written above.

CITY OF AURORA

MIKE COFFMAN, Mayor

ATTEST:

Kadee Rodriguez, City Clerk

APPROVED AS TO FORM:

Angela Garcia, Senior Assistant City Attorney

SABLE – ALTURA FIRE PROTECTION DISTRICT

Name: Richard Solomon

Title: Fire Chief

RESOLUTION NO. R2026- ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, APPROVING THE INTERGOVERNMENTAL AGREEMENT FOR MUTUAL OR AUTOMATIC AID BETWEEN THE CITY OF AURORA AND THE SABLE – ALTURA FIRE PROTECTION DISTRICT.

WHEREAS, the City of Aurora and the Sable – Altura Fire Protection District wish to serve their communities through effective provision of fire protection and emergency response services; and

WHEREAS, the provision of such services can be better served using mutual or automatic aid between the City of Aurora and the Sable – Altura Fire Protection District; and

WHEREAS, the City of Aurora is authorized, pursuant to Article XIV of the Colorado Constitution and Section 29-1-201, *et seq.*, of the Colorado Revised Statutes, to cooperate and contract with any political subdivision of the State of Colorado, to provide any function, service or facility lawfully authorized to each of the contracting or cooperating units of government; and

WHEREAS, establishment of a mutual or automatic aid agreement will serve a public purpose and will promote the health, safety, security and general welfare of the inhabitants and visitors of the City of Aurora, the Sable – Altura Fire Protection District, and the State of Colorado.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. The Intergovernmental Agreement between the City of Aurora and Sable – Altura Fire Protection District regarding Mutual or Automatic Aid is hereby approved.

Section 2. The Mayor and City Clerk are hereby authorized to execute the attached agreement in substantially the form presented at this meeting with such technical additions, deletions, and variations as may be deemed necessary or appropriate by the City Attorney.

Section 3. All resolutions or parts of resolutions of the City in conflict herewith are hereby rescinded.

RESOLVED AND PASSED this _____ day of _____ 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

PETER A. SCHULTE, CITY ATTORNEY

By: _____
ANGELA GARCIA, Senior Assistant City Attorney

CITY OF AURORA
Council Agenda Commentary

Item Title: Authorizing the Assignment of the City's Private Activity Bond Allocation for 2026 to the Aurora Housing Authority (Resolution)
Item Initiator: Ki'i Kimhan,Director, Housing and Community Services
Staff Source/Legal Source: Sarah Pulliam, Manager of Housing and Community Development, Housing and Community Services /Andrea Wood, Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Economically Strong: Building a conducive development climate, a diverse mix of industries and housing options, and fostering economic growth so that our community thrives and remains resilient.

COUNCIL MEETING DATES:

Study Session: 8/24/2026

Regular Meeting: 9/14/2026

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Sarah Pulliam, Manager of Housing and Community Development, Housing and Community Services / Andrea Wood, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session

☒ Approve Item and Move Forward to Regular Meeting

☐ Information Only

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: ***(Check all that apply)***

☐ Recommends Approval

☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation

☐ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

The purpose of the Community Investment Financing application is to provide resources for developers and service providers interested in creating and/or preserving affordable housing opportunities in the city of Aurora. The city's housing priorities are established in the recently adopted Housing Strategy and guided by six policies informed by best practices and extensive community input. Applications will be evaluated based on alignment with the policies and goals of the Housing Strategy.

Types of Projects Funded: New rental or for-sale affordable housing, rehabilitation/preservation of existing affordable housing, permanent supportive housing, and homelessness service providers with infrastructure needs related to housing.

Funding Sources: Amounts will vary from year to year based on changing federal grant allocations, program income received, and funding needs for other programs. Sources will include some or all of the following: HOME (Home Investment Partnership Program) funds and CDBG (Community Development Block Grant) funds. The city currently has approximately $27,359,629 in Private Activity Bonds (PAB), $3.0 million in HOME funds, and $3.0 million of CDBG for this first round of financing in 2026.

General Application Components/Evaluation Criteria:

- Alignment with Housing Strategy
- Meets an identified housing need in the community
- Demographics to be served by the project reflect the principles of diversity, equity, and inclusion
- Average median income to be served by the project
- Cost-effectiveness: leveraging of funding, review of sources and uses, and funding sustainability
- Available city funding sources based on project type, developer or organization experience, and surrounding compatible uses.

Review Committee: City staff including Community Development, Homelessness Program, Finance, Planning, and Urban Renewal, and members of the Community Housing and Development (CHD) Committee.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

Applications for the City of Aurora's Community Investment Financing round were received on March 31, 2026, and reviewed by a committee consisting of City staff and members of the Community Housing and Development Committee. A total of nineteen (19) applications for nineteen (19) projects were received including twelve (12) multi-family new construction projects (total request $3.4M in HOME, $6M in CDBG, and $65.5M in PAB) and five (5) multi-family preservation projects (total request $900K in HOME, $4M in CDBG, and $19.15M in PAB).

Recommendations for PAB funding:

Horizon Uptown Workforce Development - $10M

Walker Landing - $7M

Walden II - $7M

Lotus Tanah - $3,359,629

A Private Activity Bond (PAB) is a special class of tax-exempt bond that benefits private (non-governmental borrowers) that can be issued by states, local governments, or housing authorities. These "state or local issuers" are bound by very specific restrictions as to the use of the bonds and the compliance requirements related to those bonds. The benefit of the PABs is that the interest paid to the bondholders is exempt from Federal income tax, which generally results in a lower borrowing cost the eligible project or a lower interest rate mortgage in the case of single-family bonds. A population-based formula establishes the maximum amount of PABs that a state can issue annually, which amount is referred to as "cap" or "volume cap."
Eligible Uses for PABs

• Affordable multifamily housing including new construction or acquisition and rehabilitation for low- and moderate-income individuals and families.

• Single-Family Mortgage Revenue Bonds (SFMRBs) used to finance the purchase of mortgages made to income-qualified first-time homebuyers.

• Mortgage Credit Certificates (MCCs), a financing enhancement for income eligible first-time homebuyers (can't be combined with SFMRB financing).

• Industrial Development Bonds for smaller manufacturing projects (less than $10 million) that produce any type of goods.

• Qualified Redevelopment Bonds used to acquire and redevelop blighted areas (typically not used in Colorado).

• Solid Waste Disposal Bonds used to finance certain disposal facilities utilizing certain waste disposal processes.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☒ No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does the City Council wish to support the Resolution to assign of the City's Private Activity Bond Cap allocation for 2026 to the Aurora Housing Authority for use in the development of four Aurora properties – Horizon Uptown Workforce Development, Hazelbrook HUB Apartments, Walden II, and Lotus Tanah?

LEGAL COMMENTS

Pursuant to the Colorado Private Activity Bond Ceiling Allocation Act, C.R.S. § 24-32-1701, *et seq.*, the City has received a direct allocation of the State of Colorado's Private Activity Bond Ceiling for 2026 in the amount of $27,359,629. As a designated State housing and finance authority, the City may assign all or a portion of its allocation to the State housing and finance authority for the purpose of financing the construction of multi-family rental housing projects. C.R.S. § 24-32-1706(2) (Wood)



City of Aurora Bond Cap Assignment 2026

Sarah A. Pulliam
Manager of Housing & Community Development
August 24, 2026

PAB Basics:

What are Private Activity Bonds (PABs)?

- Tax-exempt bonds used to finance eligible private projects, including affordable housing.
- Issued by states, local governments, and housing authorities.
- Tax-exempt interest allows developers to borrow at lower interest rates.
- Lower financing costs make affordable housing projects more financially feasible.
- The federal government limits the amount that can be issued each year through an annual **volume cap**.

Community Investment Finance Review

Total Grant Amount To Be Allocated:	
Private Activity Bonds (PAB)	$27,329,629.00
HOME Funds	$3,000,000.00
CDBG Funds	$3,000,000.00
TOTAL	**$33,359,629**
Total Number of Agencies Applied:	13
Total Applications:	19
Total Amount Requested:	$98,950,000
Total Amount Awarded:	**$33,359,629**
Total Number of New Units added to Housing Stock:	**1,359**
Number of Units Already in the Pipeline	545
Number of Units Not Supported	*373*
Total Units in the Pipeline	**1,904**

PAB Recommendations

Project Name	Amount Requested	Amount Awarded
Grand Peaks (480 Units)	$10,000,000	$7,000,000
Horizon Uptown Workforce Development (252 Units)	$10,000,000	$10,000,000
Walden II (68 Units)	$ 8,500,000	$ 7,000,000
Lotus Tanah (108 Units)	$10,000,000	$ 3,359,629
Aurora Village (100 Units)	$ 9,150,000	$ 0
The Delegate (273 Units)	$19,000,000	$ 0
Total Units Funded 908 Units	**$66,650,000**	**$27,359,629**

Question for City Council

Does the City Council recommend to move the Private Activity Bond Assignment approval to Regular Session?

Thank You



Sarah A. Pulliam
Manager of Housing & Community Development
sacarrol@auroragov.org

ASSIGNMENT OF ALLOCATION

THIS ASSIGNMENT OF ALLOCATION (the "Assignment"), dated as of _____, 2026, is between the City of Aurora, a Colorado, a home rule municipal corporation (the "Assignor"), and the Housing Authority of the City of Aurora, dba Aurora Housing Authority, a body corporate and politic of the State of Colorado (the "Assignee").

RECITALS

A. The Assignee intends to finance or assist in the financing of qualified residential rental projects including, but not limited to, the costs of the acquisition, construction, rehabilitation, renovation and equipping of (i) a 252-unit multifamily affordable rental units, to be known as Horizon Uptown Workforce Development, to be located at the Northwest Corner of N. Gun Club Road and E. 6th Avenue (Address To Be Determined), Aurora, Colorado, (ii) a 68-unit multifamily affordable rental units known as Walden Phase II located at the Southeast corner of Walden Street and Walden Circle (Address To Be Determined), Aurora, Colorado, , (iii) a 108-unit multifamily affordable rental housing project known as Lotus Tanah, to be located at E. Pacific Circle and Peoria Street (Address To Be Determined), Aurora, Colorado, and, (iv) a 480-unit multifamily affordable housing acquisition rehabilitation project known as Walker Landing located at 2205 S. Racine Way(25 Buildings) and 12775 East Pacific Drive (28 Buildings), Aurora, Colorado, all in the City (collectively, the "Project").

B. Each Project will be designed to qualify as a "project" within the meaning of Title 29, Article 4, Part 2, Colorado Revised Statutes, as amended (the "Act").

C. The Assignee intends to provide for the issuance of its multifamily housing revenue bonds, notes or other obligations, in one or more series (the "Proposed Bonds"), pursuant to the provisions of the Act for the purpose of financing the Project.

D. The Assignee has requested that the Assignor assign to the Assignee all of the Assignor's 2026 allocation in the amount of $27,359,629 (the "Allocation") under the bond ceiling for the State of Colorado and its issuing authorities (the "State Ceiling") computed under Section 146(d) of the Internal Revenue Code of 1986, as amended (the "Code"), as provided for the Assignor as a "designated local issuing authority" under the Colorado Private Activity Bond Ceiling Allocation Act, constituting part 17 of article 32 of title 24, Colorado Revised Statutes, as amended (the "Allocation Act"), for use in connection with the financing of the Project.

E. Subject to the terms and conditions set forth herein, the Assignor desires to assign to the Assignee, and the Assignee desires to accept, the Allocation in the amount of $27,359,629 from the State Ceiling.

ASSIGNMENT

In exchange for the agreements set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. The Assignor hereby assigns and transfers to the Assignee all of the Assignor's 2024 Allocation from the State Ceiling for private activity bonds in an amount equal to $27,359,629. The Assignor and the Assignee understand that such assigned allocation shall automatically be relinquished to the "Statewide Balance" as defined under the Allocation Act unless (a) the Proposed Bonds are issued by the Assignee on or before September 15, 2026, or (b) Section 24-32-1706(3)(c) of the Allocation Act, pertaining to the carryforward of the assigned allocation, applies.

2. The Assignor represents that it has received no monetary consideration for the assignment set forth above.

3. The Assignee hereby:

(a) accepts the assignment of $27,359,629, of the Assignor's Allocation from the State Ceiling described above;

(b) agrees to use its best efforts to issue and use the Proposed Bonds for the purpose of financing the Project, and further agrees to use its best efforts to deploy the Allocation to finance a portion of the costs of (i) a 252-unit multifamily affordable rental units, to be known as Horizon Uptown Workforce Development, to be located at the Northwest Corner of N. Gun Club Road and E. 6th Avenue (Address To Be Determined), Aurora, Colorado, will use approximately $10,000,000 of the approved allocation, (ii) a 68-unit multifamily affordable rental units known as Walden Phase II located at the Southeast corner of Walden Street and Walden Circle (Address To Be Determined), Aurora, Colorado, will use approximately $7,000,000 of the approved allocation, (iii) a 108-unit multifamily affordable rental housing project known as Lotus Tanah, to be located at E. Pacific Circle and Peoria Street (Address To Be Determined), Aurora, Colorado, will use approximately $3,359,629 of the approved allocation, and, (iv) a 480-unit multifamily affordable housing acquisition rehabilitation project known as Walker Landing located at 2205 S. Racine Way(25 Buildings) and 12775 East Pacific Drive (28 Buildings) will use approximately $7,000,000 of the approved Allocation provided that each such project receives an award of tax credits in CHFA's 2026 Round 2, 4% federal and State Credit award cycle; and

(c) agrees to abide by each of the terms and conditions of this Assignment and applicable portions of the Allocation Act in connection with the use of such Allocation.

4. The Assignor hereby consents to the election by the Assignee, if the Assignee in its discretion so decides, to treat all or any portion of the assignment set forth herein as an allocation for any project with a carryforward purpose within the meaning of the Allocation Act.

5. Nothing contained in this Assignment shall obligate the Assignee to finance any particular multifamily rental housing project located in the City of Aurora or elsewhere, provided

that any Proposed Bond proceeds attributable to the Allocation shall be subject to paragraph 3 above.

6. This Assignment shall not constitute the debt or indebtedness or financial obligation of the Assignor within the meaning of the constitution or statutes of the State of Colorado, nor give rise to a pecuniary liability or charge against the general credit or taxing power of the Assignor.

(The remainder of this page is intentionally left blank)

IN WITNESS WHEREOF, the Assignor and the Assignee have caused this Assignment of Allocation to be executed to be effective as of the date and year first written above.

CITY OF AURORA, COLORADO as Assignor

By:_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIQUEZ,
City Clerk

APPROVED AS TO FORM:

_____
ANDREA WOOD,
Assistant City Attorney

HOUSING AUTHORITY OF THE CITY OF AURORA, COLORADO, as Assignee

By: _____
Chair

ATTEST:

By: _____
Clerk to the Board

CONTINUATION PAGE

Private Activity Bond Assignment – Aurora Housing Authority

REVISED ASSIGNMENT OF ALLOCATION

Following publication of the original agenda materials, the Assignment of Allocation between the City of Aurora and the Housing Authority of the City of Aurora (Aurora Housing Authority) was revised to reflect updated projects proposed for use of the City's 2026 Private Activity Bond

(PAB) allocation and to incorporate clarifying and technical language. The revised Assignment replaces the previously published version.

SUMMARY OF CHANGES

- **Total allocation unchanged.** The City's total 2026 PAB allocation proposed for assignment to the Aurora Housing Authority remains $27,359,629.
- **Updated projects.** The revised Assignment identifies Horizon Uptown Workforce Development (252 units), Walden Phase II (68 units), Lotus Tanah (108 units), and Walker Landing (480 units) as the projects proposed for use of the allocation.
- **Updated allocation distribution.** The anticipated distribution is approximately $10,000,000 to Horizon Uptown Workforce Development; $7,000,000 to Walden Phase II; $3,359,629 to Lotus Tanah; and $7,000,000 to Walker Landing.
- **Updated project information.** Project descriptions, unit counts, locations, and anticipated uses of the PAB allocation have been updated to correspond with the projects currently proposed by the Aurora Housing Authority.
- **Clarifying and technical corrections.** The revised Assignment clarifies the legal status of the Aurora Housing Authority, expressly references the Colorado Private Activity Bond Ceiling Allocation Act, clarifies the Assignee's compliance obligations, corrects the Assignment from "2024 Allocation" to "2026 Allocation," and corrects grammatical, punctuation, and formatting inconsistencies.

IMPACT ON COUNCIL ACTION

The revisions do not change the total amount of the City's 2026 PAB allocation proposed for assignment to the Aurora Housing Authority. City Council is still being asked to approve the assignment of $27,359,629. The revisions update the projects for which the Aurora Housing Authority anticipates using the assigned allocation and clarify the Assignment language. Council should consider the agenda item based on the revised Assignment included with the updated agenda materials.

CERTIFICATE OF CITY OF AURORA, COLORADO CONCERNING ASSIGNMENT OF PRIVATE ACTIVITY BOND VOLUME CAP ALLOCATION TO THE HOUSING AUTHORITY OF THE CITY OF AURORA, COLORADO

We, the undersigned, hereby certify that we are the duly sworn, qualified and acting Mayor (the "Mayor") and City Clerk (the "City Clerk") of the City of Aurora, Colorado (the "City"), and that:

1. The City is a Colorado home rule municipal corporation, duly organized and existing under the constitution and laws of the State of Colorado.

2. The City has been previously notified that, pursuant to Section 24-32-1706 of the Colorado Private Activity Bond Ceiling Allocation Act, Part 17 of Article 32 of Title 24, Colorado Revised Statutes (the "Allocation Act"), it has an allocation of the State ceiling (as defined in the Allocation Act) for 2026 in the amount of $27,359,629 (the "2026 Allocation").

3. Attached hereto as Exhibit A is a true and correct copy of a resolution (the "Resolution") authorizing the assignment to the Housing Authority of the City of Aurora, Colorado dba Aurora Housing Authority (the "Authority") all of the City's 2026 Allocation in the amount of $27,359,629 (the "Assigned Allocation"), and authorizing the execution and delivery of an Assignment of Allocation dated [_____ __], 2026 (the "Assignment of Allocation") between the City and the Authority in connection therewith, which Resolution was duly adopted by the City Council of the City (the "City Council") at a meeting thereof held on _____, 2026, at which meeting a quorum was present and acting throughout and which Resolution has not been revoked, rescinded, repealed, amended or modified and is in full force and effect on the date hereof.

4. The meeting of the City Council at which action has been taken with respect to the Assignment of Allocation was a regular meeting properly called and open to the public at all times.

5. With respect to the Assigned Allocation, the City has not heretofore: (a) issued private activity bonds; (b) assigned the Assigned Allocation to another "issuing authority," as defined in the Allocation Act; (c) made a mortgage credit certificate election; or (d) treated the Assigned Allocation as an allocation for a project with a carryforward purpose, as defined in the Allocation Act.

6. The Assignment of Allocation, attached hereto as Exhibit B, is in substantially the form presented to and approved by the City Council at the meeting thereof held on August 24, 2026.

7. On or before the date hereof, the Mayor of the City and the City Clerk officially executed counterparts of the Assignment of Allocation.

8. The City has authorized the execution, delivery and due performance of the Assignment of Allocation, and the execution and delivery of the Assignment of Allocation and the compliance by the City with the provisions thereof, will not, to the best of my knowledge, conflict with or constitute on the part of the City a breach of or a default under any existing Colorado law,

City resolution, court or administrative regulation, decree or order or any agreement or other instrument to which the City is subject or by which it is bound.

9. To the best of the undersigned's knowledge, there does not exist any action, suit, proceeding or investigation pending, or threatened against the City, contesting (a) the corporate existence of the City, (b) the title of its present officers or any of them to their respective offices, including, without limitation, the members of the City Council, (c) the validity of the Assignment of Allocation or (d) the power of the City to execute, deliver or perform the Assignment of Allocation.

10. No referendum petition has been filed concerning the Resolution; and to the best of my knowledge none is being circulated or planned for circulation.

EXECUTED this _____ day of _____, 2026.

_____
Mike Coffman, Mayor

ATTEST

_____
KADEE RODRIGUEZ, City Clerk

EXHIBIT A
RESOLUTION

EXHIBIT B
ASSIGNMENT OF ALLOCATION

Active/52079062.1

RESOLUTION NO. R2026-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING THE ASSIGNMENT OF A PORTION OF THE CITY'S 2026 PRIVATE ACTIVITY BOND ALLOCATION TO THE HOUSING AUTHORITY OF THE CITY OF AURORA, COLORADO DBA AURORA HOUSING AUTHORITY

WHEREAS, the Internal Revenue Code of 1986, as amended (the "IRC"), restricts the amount of tax-exempt bonds (the "Private Activity Bonds") which may be issued in the State to provide for qualified residential rental projects, mortgage loans, and for certain other purposes; and

WHEREAS, pursuant to the IRC, the State of Colorado passed the Colorado Private Activity Bond Ceiling Allocation Act, constituting Title 24, Article 32, Part 17, Colorado Revised Statutes, as amended (the "Allocation Act"), and the City of Aurora, Colorado (the "City") has received a direct allocation of the State of Colorado's Private Activity Bond Ceiling for the year 2026 (the "2026 Allocation") in the amount of $27,359,629; and

WHEREAS, the Allocation Act provides for the direct allocation of the State Ceiling among the Colorado Housing and Finance Authority, and other governmental units in the State, including the City and, and further provides for the assignment of such allocations from such other governmental units to the Housing Authority of the City of Aurora, Colorado dba Aurora Housing Authority (the "Authority"); and

WHEREAS, the Authority has requested that the City assign a portion of the 2026 Allocation in the aggregate amount of $27,359,629 (the "Assigned Allocation") to the Authority pursuant to Section 24-32-1706 of the Allocation Act, to be used to issue bonds to finance qualified residential rental projects including but not limited to the costs of the acquisition, construction, rehabilitation, renovation, and equipping of (i) Horizon Uptown Workforce Development, which is expected to use approximately $10,000,000 of the Assigned Allocation, (ii) Walker Landing, which is expected to use approximately $7,000,000 of the Assigned Allocation, (iii) Walden II, which is expected to use approximately $7,000,000 of the Assigned Allocation, and (iv) Lotus Tanah, which is expected to use $3,359,629 of the Assigned Allocation provided that each such project receives an award of tax credits in CHFA's 2026 Round 2, 4% federal and State Credit award cycle; and

WHEREAS, the City has determined that, in order to increase the availability of adequate affordable housing for low-income persons and families within the City and elsewhere in the State, it is necessary or desirable to provide for the utilization of all or a portion of the Assigned Allocation; and

WHEREAS, the City desires to assign the Assigned Allocation to the Authority; and

WHEREAS, the City Council of the City has determined it is in the best interest of the City to assign the Assigned Allocation to the Authority, which assignment is to be evidenced by an Assignment of Allocation between the City and the Authority in the form presented at this meeting (the "Assignment").

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section1. Authorization of Assignment. The Aurora City Council hereby authorizes the assignment of the Assigned Allocation in the aggregate amount of $27,359,629, constituting a portion of the City's 2026 Allocation, to the Housing Authority of the City of Aurora, dba Aurora Housing Authority (the "Authority").

Section 2. Approval of Assignment of Allocation. The form, terms, and provisions of the Assignment hereby are approved, and the officers of the City hereby are authorized, and the Mayor and City Clerk are hereby authorized to execute (by manual, electronic or facsimile signature) the attached Assignment of Allocation in substantially the form presented at this meeting with such technical additions, deletions, and variations as may be deemed necessary or appropriate by the City Attorney.

Section 3. Further Action. The officers of the City shall take such other steps or actions necessary or reasonably required to carry out the terms and intent of this Resolution and the Assignment.

Section 4. Ratification. All actions not inconsistent with the provisions of this Resolution taken by City Council and the officers of the City directed toward the assignment of the Assigned Allocation and the authorization of the Assignment are hereby ratified, approved, and confirmed.

Section 5. Severability. If any section, paragraph, clause or provision of this resolution is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution, the intent being that the same are severable.

Section 6. Recission. All resolutions of the City, or parts thereof, inconsistent with this resolution are hereby rescinded only to the extent of such inconsistency.

Section 7. Effective Date. This Resolution shall be in full force and effect upon its passage and approval.

RESOLVED AND PASSED this _____ day of _____, 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:
PETER A. SCHULTE, CITY ATTORNEY

By: Andrea Wood
ANDREA WOOD, Assistant City Attorney

CITY OF AURORA
Late Submission Approval for Agenda Item

Item Title: 2026- A PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE 2018 COMPREHENSIVE PLAN TO ASSIGN A PLACETYPE DESIGNATION TO COMMERCIAL HUB FOR A 18.03 ACRE PARCEL LOCATED EAST OF SOUTH LEWISTON WAY, NORTH OF EAST ARAPAHOE ROAD, AND WEST OF S OLATHE STREET (REGIS JESUIT HIGH COMPREHENSIVE PLAN AMENDMENT)

Item Initiator: Daniel Krzyzanowski, Interim Planning Manager, Planning and Business Development

Staff Source/Legal Source: Daniel Krzyzanowski, Interim Planning Manager, Planning and Business Development / Lena McClelland, Senior Assistant City Attorney

Outside Speaker: N/A

Strategic Outcome: Economically Strong: Building a conducive development climate, a diverse mix of industries and housing options, and fostering economic growth so that our community thrives and remains resilient.

CRITERIA - PLEASE CONSIDER ITEM FOR LATE SUBMISSION FOR THE FOLLOWING REASON:

☒ There is a time-sensitive legal requirement that must be met and cannot be met by a future meeting date

☐ The delay will result in an adverse financial impact to the city

☐ The item is related to a disaster and must be addressed before the next available meeting

COUNCIL MEETING DATES FOR LATE SUBMISSION:

Study Session: N/A

Regular Meeting: 8/24/2026

EXPLANATION: *(Please provide a detailed explanation as to why the item falls into one or more of the above criteria and why it may not be set for a future meeting date.)*

Recommended approval by Planning & Zoning Commission on 8/12/2026. Moving this forward at the August 24 meeting will allow annexation application to be submitted in a timely manner and to meet planned process and deadlines.

I understand the agenda item will not be added to the agenda without submitting this completed form as an attachment in e-Scribe. The agenda item will not be added to the agenda if the workflow is not completed by the WORKFLOW COMPLETED date indicated on the agenda deadline calendar.

Daniel Krzyzanowski
Agenda Item Initiator Name

Laura Perry
Late Submission Approver Name (Council Appointee or DCM)

Daniel Krzyzanowski 8/13/26
Agenda Item Initiator Signature Date

08/13/2026
Late Submission Approver Signature Date

CITY OF AURORA
Council Agenda Commentary

Item Title: Amendment to the Comprehensive Plan Placetype Map - Regis Jesuit High
Item Initiator: Daniel Krzyzanowski, Interim Planning Manager, Planning and Business Development
Staff Source/Legal Source: Daniel Krzyzanowski, Interim Planning Manager, Planning and Business Development / Lena McClelland, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Economically Strong: Building a conducive development climate, a diverse mix of industries and housing options, and fostering economic growth so that our community thrives and remains resilient.

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 8/24/2026

2nd Regular Meeting (if applicable): 9/14/2026

Item requires a Public Hearing: ☒ Yes ☐ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

2026-44 A PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE 2018 COMPREHENSIVE PLAN TO ASSIGN A PLACETYPE DESIGNATION TO COMMERCIAL HUB FOR A 18.03 ACRE PARCEL LOCATED EAST OF SOUTH LEWISTON WAY, NORTH OF EAST ARAPAHOE ROAD, AND WEST OF S OLATHE STREET (REGIS JESUIT HIGH COMPREHENSIVE PLAN AMENDMENT)
Daniel Kryzanowski, Interim Planning Manager, Planning and Business Development / Lena McClelland, Senior Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session
☐ Approve Item and Move Forward to Regular Meeting
☐ Information Only
☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

☐ Approve Item as Proposed at Policy Committee
☐ Approve Item as Proposed at Study Session
☒ Approve Item as Proposed at Regular Meeting

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Planning & Economic Development

Policy Committee Date: 7/22/2026

Action Taken/Follow-up: ***(Check all that apply)***

☐ Recommends Approval

☐ Does Not Recommend Approval

☒ Forwarded Without Recommendation

☐ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

N/A

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

The Aurora Places Comprehensive Plan provides a placetype designation for all property within the current city limits, as well as within the Planning and Annexation Boundary, with the exclusion of property that falls within another city's limits. The purpose of this designation is to provide general land use and zoning direction for property that may be considered for annexation into Aurora.

The subject 18-acre parcel was within the City of Centennial but was very recently granted a disconnection (to de-annex) from Centennial. The property owner for the subject parcel is Regis Jesuit High School, whose campus is located within the City of Aurora, with the exception of the subject parcel. The property owner intends to apply for annexation into the City of Aurora.

Staff recommends the proposed amendment to assign the Commercial Hub placetype designation to the now unincorporated property and allow that to guide future land use and zoning recommendations, should the property be considered for annexation into Aurora. The remainder of the Regis Jesuit HS campus to the northwest and the adjacent shopping center are both designated as Commercial Hub placetype.

Approval of this comprehensive plan amendment does not assume or obligate approval of an annexation application by Aurora City Council. If an annexation is approved, a specific zoning district will be assigned at the time of annexation. Future development on the site must meet all applicable city processes and codes.

Comprehensive Plan Amendment Process and Criteria for Approval:

Per Unified Development Ordinance Section 5.4.1(A)(2)(c):
Procedure. The City Council shall conduct a public hearing on the application and shall make a decision on the application pursuant to all applicable provisions of Section 146-5.3. City Council may approve amendments to the Comprehensive Plan by an ordinance approved by a vote of not less than two-thirds of the entire membership of City Council.

Per Unified Development Ordinance Section 5.4.1(A)(3):
Criteria for Approval. A Comprehensive Plan, or an amendment to the Comprehensive Plan, shall be recommended for approval, and shall be approved, only if it promotes the long-term economic, social, and environmental health of the City and protects the public health, safety, and welfare of the citizens of Aurora.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☒ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT
Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

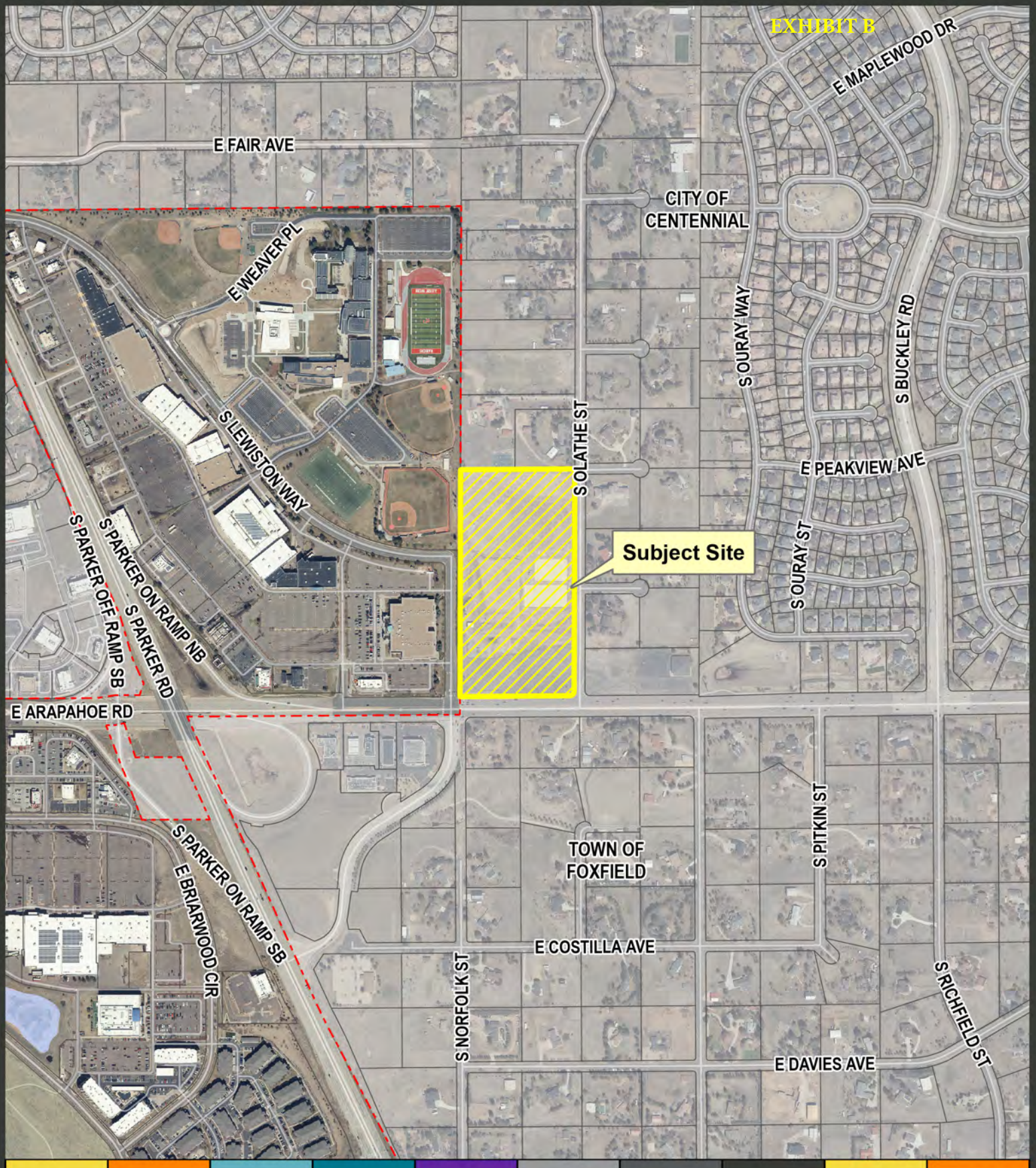
N/A

QUESTIONS FOR COUNCIL

Does Council wish to approve the Ordinance to amend the comprehensive plan to assign a placetype designation of Commercial Hub to the subject property?

LEGAL COMMENTS

The City Council is the governing body of the City and has the authority to approve the Comprehensive Plan and amendments to the Comprehensive Plan. (UDO §146-5.1.1.E)
The City Council shall conduct a public hearing on the application. The City Council may approve amendments to the Comprehensive Plan by an ordinance approved by a vote of not less than two-thirds of the entire membership of City Council. (UDO §146-5.4.1.A.2.c)
A Comprehensive Plan amendment shall be approved only if it promotes the long term economic, social, and environmental health of the City and protects the public health, safety, and welfare of the citizens of Aurora. (UDO §146-5.4.1.A.3) (McClelland)



Planning and Business Development

15151 E. Alameda Parkway
Aurora CO 80012 USA
AuroraGov.org
303.739.7250
GIS@auroragov.org

City of Aurora, Colorado

Proposed Commercial Hub Placetype

Miles 0 0.05 0.1

ACCESSIBILITY STATEMENT
Please know that, while the city is working to make all information accessible, PDF map products are primarily visual in nature. If you have trouble accessing this document, please visit www.AuroraGov.org/Accessibility or call the Office of Accessibility (303-326-8858) and let us know how best to assist you.

7/10/2026 I:\GIS\ArcGIS_Pro_Projects\Planning\Jake C\2026\2919_DK.aprx

Exhibit A

ORDINANCE NO. 2026- ____

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE 2018 COMPREHENSIVE PLAN TO ASSIGN A PLACETYPE DESIGNATION TO COMMERCIAL HUB FOR A 18.03 ACRE PARCEL LOCATED EAST OF SOUTH LEWISTON WAY, NORTH OF EAST ARAPAHOE ROAD, AND WEST OF S OLATHE STREET (REGIS JESUIT HIGH COMPREHENSIVE PLAN AMENDMENT)

WHEREAS, Section 146-5.4.1.A of the Unified Development Ordinance provides for the adoption of a Comprehensive Plan for the orderly development and redevelopment of the City of Aurora, Colorado (the "City"), and that this plan shall serve to guide the City Council and the Planning and Zoning Commission in their decisions and recommendations in all land use decisions within the City; and

WHEREAS, on October 8th, 2018, the City Council passed Ordinance 2018-37 adopting the 2018 Aurora Comprehensive Plan (the "Comprehensive Plan"); and

WHEREAS, the Comprehensive Plan establishes a land use map providing varying placetypes for City design; and

WHEREAS, on August 12, 2026, following a public hearing, the Planning and Zoning Commission voted to recommend approval of an amendment to the Comprehensive Plan to assign a placetype designation of Commercial Hub for an 18.03 acre parcel of land adjacent to Regis Jesuit High (the "Property"); and

WHEREAS, Section 146-5.4.1.A of the Unified Development Ordinance provides that City Council amends the Comprehensive Plan by an ordinance approved by a vote of not less than two-thirds of the entire membership of the City Council, provided the amendment promotes the long term economic, social, and environmental health of the City, and that it protects the public health, safety and welfare of the citizens of Aurora.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. The Aurora Comprehensive Plan is hereby amended to designate the Property as Placetype Commercial Hub.

Section 2. The amendment to the Comprehensive Plan shall be in the form as filed with the Office of the City Clerk and presented to the City Council at tonight's meeting.

Section 3. Pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the Office of the City Clerk.

Section 4. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

INTRODUCED, READ AND ORDERED PUBLISHED this _____ day of _____, 2026.

PASSED AND ORDERED PUBLISHED this _____ day of _____, 2026.

_____

MIKE COFFMAN, Mayor

ATTEST:

_____

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

PETER A. SCHULTE, CITY ATTORNEY

By: Lena McClelland RLA

LENA MCCLELLAND, Sr. Assistant City Attorney

CITY OF AURORA

Late Submission Approval for Agenda Item

Item Title: Heavy Fleet Lease Purchase Financing - 2026
Item Initiator: Teresa Sedmak, City Treasurer / Andrew Jamison, Debt and Treasury Supervisor
Staff Source/Legal Source: Teresa Sedmak, City Treasurer / Hanosky Hernandez, Sr. Assistant City Attorney
Outside Speaker: None
Strategic Outcome: Well-Managed: High performing organization, committed to great customer service, innovation, continuous improvement, fiscal stewardship, and maintaining critical infrastructure.

CRITERIA - PLEASE CONSIDER ITEM FOR LATE SUBMISSION FOR THE FOLLOWING REASON:

☐ There is a time-sensitive legal requirement that must be met and cannot be met by a future meeting date

☒ The delay will result in an adverse financial impact to the city

☐ The item is related to a disaster and must be addressed before the next available meeting

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COUNCIL MEETING DATES FOR LATE SUBMISSION:

Study Session: 08-10-2026

Regular Meeting: N/A

EXPLANATION: *(Please provide a detailed explanation as to why the item falls into one or more of the above criteria and why it may not be set for a future meeting date.)*

Delay in ordinance process exposes the City to additional interest rate risk and may result in higher costs. Presented to M&F on 7-23-2026 with unanimous approval to move forward, failed in eScribe to roll forward by 7/24 deadline.

I understand the agenda item will not be added to the agenda without submitting this completed form as an attachment in e-Scribe. The agenda item will not be added to the agenda if the workflow is not completed by the WORKFLOW COMPLETED date indicated on the agenda deadline calendar.

Andrew Jamison	Roberto Venegas
Agenda Item Initiator Name	Late Submission Approver Name (Council Appointee or DCM)
Andrew Jamison 7/27/2026	7/27/26
Agenda Item Initiator Signature Date	Late Submission Approver Signature Date

CITY OF AURORA
Council Agenda Commentary

Item Title: Authorizing 2026 Lease-Purchase Financing for Heavy Fleet Vehicles (Ordinance)
Item Initiator: Teresa Sedmak, City Treasurer, Finance
Staff Source/Legal Source: Teresa Sedmak, City Treasurer, Finance / Hanosky Hernandez, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Well-Managed: High performing organization, committed to great customer service, innovation, continuous improvement, fiscal stewardship, and maintaining critical infrastructure.

COUNCIL MEETING DATES:

Study Session: 8/10/2026

Regular Meeting: 8/24/2026

2nd Regular Meeting (if applicable): 9/14/2026

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Teresa Sedmak, City Treasurer, Finance / Hanosky Hernandez, Senior Assistant City Attorney
Estimated time: 5 mins

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session

☒ Approve Item and Move Forward to Regular Meeting

☐ Information Only

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Management & Finance

Policy Committee Date: 7/23/2026

Action Taken/Follow-up: ***(Check all that apply)***

☒ Recommends Approval ☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation ☒ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

The City has historically utilized lease-purchase financing for the acquisition of its heavy fleet vehicles in order to lock in prices and spread costs over the useful life of the assets. These vehicles may consist of fire trucks, public works equipment (dump trucks, loaders, graders, backhoes, etc.), or the like, which have a projected life of 5-years or more.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

The ordinance authorizing the 2026 lease-purchase financing of heavy fleet vehicles provides for the financing of 13 vehicles including: 4 dump trucks, 1 forestry bucket truck, 1 forestry chip truck, 1 backhoe, 2 fire brush trucks, 2 fire aerial trucks, and 2 fire engine trucks at a total estimated cost of approximately $9.2 million. The authorizing ordinance allows for a maximum principal amount of $10 million, a maximum interest rate of 5.50%, and a term not to exceed 60 months.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☒ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☐ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

Funds required to repay the lease-purchase financing are appropriated from the budgets of associated funds (i.e. public works, fire, PROs).

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT
Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

QUESTIONS FOR COUNCIL

Does Council recommend moving this item forward to the Regular Meeting?

LEGAL COMMENTS

The City is authorized pursuant to Section 31-15-801, C.R.S., as amended, the City's home rule powers, and Section 2-683 of the Aurora City Code to enter into long-term or short-term rental or leasehold agreements in order to provide necessary land, buildings, equipment, and other property for governmental or proprietary purposes, which agreements may include an option to purchase and acquire title to such leased or rented property. (Hernandez)

ORDINANCE NO. 2026-____

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING THE USE OF LEASE-PURCHASE FINANCING TO ACQUIRE CERTAIN EQUIPMENT 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

WHEREAS, the City of Aurora, Colorado, (the “City”), is a home rule municipality, organized and existing under and by virtue of Article XX, Section 6 of the Colorado Constitution; and

WHEREAS, the City is authorized pursuant to Section 31-15-801, C.R.S., as amended, the City’s home rule powers, and Section 2-683 of the City Code to enter into long-term or short-term rental or leasehold agreements in order to provide necessary land, buildings, equipment, and other property for governmental or proprietary purposes, which agreements may include an option to purchase and acquire title to such leased or rented property, and may have a term, at the discretion of the City, in excess of 30 years; and

WHEREAS, in order to provide for the capital asset needs of the City, the City Council of the City (the “Council”) hereby determines that it is necessary and in the best interests of the City and its citizens that the City undertake lease-purchase financing of equipment for use by the City for governmental or proprietary purposes; and

WHEREAS, the City wishes to obtain lease-purchase financing of certain equipment (the "Equipment"), including vehicles and related equipment for use by any of the Public Works Department ("Public Works"), the Fire Department ("Fire"), and the Parks and Open Space Department (“PROS”), to be completed within 12 months of the date hereof; and

WHEREAS, the Equipment is hereby authorized to be financed by a tax-exempt municipal lease purchase financing from the Aurora Capital Leasing Corporation ("ACLC") to the City pursuant to a direct placement of a lease-purchase agreement, or an assignment thereof, as a tax-exempt obligation, with a suitable bank or institutional investor selected by the Finance Director through a request-for-proposals or informal competitive process (a "Financing"); and

WHEREAS, there has been filed for public inspection with the City Clerk in connection herewith a proposed form of Equipment Lease Purchase Agreement (the "Lease"), to be entered into by and between ACLC, as lessor, and the City, as lessee; and

WHEREAS, as specific items of Equipment are acquired by ACLC for the City's use in accordance with the terms of this ordinance (the “Ordinance”), one or more Leases, or schedules thereto, may be executed by and between ACLC and the City in accordance with the parameters set forth in this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO.

Section 1. *Ratification of Actions*. All action heretofore taken, not inconsistent with the provisions of this Ordinance, by the Council or the officers of the City directed toward the acquisition of the Equipment and the preparation of the form of the Lease are hereby ratified, approved, and confirmed.

Section 2. *The Equipment*. The City is hereby authorized to obtain lease-purchase financing through one or more lease-purchase agreements with ACLC to acquire up to fourteen (14) vehicles and other equipment for use by any or all of Public Works, Fire, Police, and PROS, including all equipment, software, warranties, and service contracts accessory thereto and/or associated therewith, which Equipment is to be acquired by or before September 30, 2027. All title to, or other indicia of ownership of, the Equipment is to be initially issued in ACLC's name.

Section 3. *Maximum Principal Amount; Interest Rate; Term*. The principal amount to be financed shall not exceed Ten Million Dollars ($10,000,000.00), the interest component of rental payments to be made by the City shall accrue at a rate not to exceed five and one-half percent (5.50%), and the term of any Lease hereunder shall not exceed 60 months. Rental payments may be made annually, semi-annually, or at any other convenient interval as determined by the Finance Director.

Section 4. *Findings; Authorizations*. The Council hereby finds and determines, pursuant to the City's home rule powers and the laws of the State of Colorado, that the acquisition of the Equipment is necessary, convenient, and in furtherance of the governmental purposes of the City and in the best interests of the City and its citizens; and the Council hereby authorizes the acquisition of the Equipment by means of lease-purchase financing.

Section 5. *Agency Relationship*. Pursuant to the Lease, the City shall act as the agent of ACLC solely for the purpose of acquiring the Equipment. The City will do all things necessary to effect the acquisition of the Equipment free and clear of any encumbrances and subject the same to any security interests as may be contemplated under the Lease.

Section 6. *Approval and Execution of Documents; Authorized Officers*. The Lease, in substantially the form filed in the office of the City Clerk prior to the final adoption of this Ordinance, is in all respects approved, authorized and confirmed. The Mayor is hereby authorized and directed to execute and deliver, and the City Clerk is hereby authorized and directed to affix the seal of the City to, and attest, each Lease hereunder in substantially the form filed with the City Clerk, with such changes as are not inconsistent with the intent of this Ordinance and as approved by the City Attorney. The Council hereby designates the Finance Director to act as "Authorized Officer" under the Lease. The Finance Director is hereby authorized to determine, based on the recommendation of the City's financial advisor, whether the Financing will be completed through a single disbursement of funds sufficient to acquire all of the items of Equipment contemplated by this Ordinance or the phased disbursement of funds for the acquisition of individual items of Equipment as they become available. To the extent the Finance Director determines that a phased disbursement of funds is preferred, changes to the Lease not inconsistent with the intent of this Ordinance and as approved by the City Attorney to accommodate a master lease structure are

hereby authorized. Prior to the execution of each Lease, the final terms of the Financing, the description and price of the Equipment subject to the Lease, and the schedule of rental payments allocated to the Equipment under the Lease shall be approved by a certificate executed by the Finance Director (the "Final Terms Certificate") and attached as a schedule to the Lease.

Section 7. *Additional Documents*. The City Clerk is hereby authorized and directed to attest all signatures and acts of any official of the City in connection with the matters authorized by this Ordinance. The Mayor and the Authorized Officers are hereby authorized to execute and deliver for and on behalf of the City any and all additional certificates, documents and other papers and to perform all other acts that they may deem necessary or appropriate in order to implement and carry out the transactions and other matters authorized by this Ordinance.

Section 8. *No General Obligation or Other Indebtedness*. The obligation of the City to make rental payments under the Lease is subject to annual appropriation by the Council and constitutes an undertaking of the City to make current expenditures. Such payments are subject to termination and nonrenewal by the City in accordance with the provisions of the Lease. No provision of this Ordinance or any Lease hereunder shall be construed as constituting or giving rise to a general obligation or other indebtedness or multiple fiscal year financial obligation of the City within the meaning of any home rule, constitutional or statutory debt limitation nor a mandatory charge or requirement against the City in any ensuing fiscal year beyond the current fiscal year.

Section 9. *Expression of Need*. The City hereby declares its current need for the Equipment. It is hereby declared to be the present intention and expectation of the Council that each Lease will be renewed annually until title to all of the Equipment is acquired by the City pursuant to the Lease; but this declaration shall not be construed as contractually obligating or otherwise binding the City.

Section 10. *Reasonable Rentals*. The Council hereby determines and declares that, after execution and delivery of each Lease, the rental payments due thereunder will represent the fair value of the use of the Equipment and the purchase price, as defined therein, will represent, as of any date upon which the City may exercise its option to purchase such Equipment, the fair purchase price of such Equipment. The Council further hereby determines and declares that, after the execution and delivery of each Lease, the rental payments due thereunder will not exceed a reasonable amount so as to place the City under an economic or practical compulsion to renew the Lease or to exercise its option to purchase the Equipment pursuant to the Lease. In making such determinations, the Council has given consideration to the cost of acquiring and installing the Equipment, the uses and purposes for which the Equipment will be employed by the City, the benefit to the citizens of the City by reason of the acquisition and use of the Equipment pursuant to the terms and provisions of each Lease, the City's option to purchase the Equipment, and the expected eventual vesting of title to, or other indicia of ownership of, the Equipment in the City. The Council hereby determines and declares that, after execution and delivery of each Lease, the maximum duration of the portion of the Lease allocable to any item of Equipment separately identified in the payment schedule appended thereto will not exceed the weighted average useful life of such item of Equipment.

Section 11. *Confirmation of Prior Acts*. All prior acts and doings of the officials, agents and employees of the City which are in conformity with the purpose and intent of this Ordinance and in furtherance of the purchase of the Equipment are in all respects ratified, approved and confirmed.

Section 12. *Severability*. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 13. *Repealer*. All acts, orders, resolutions, ordinances, or parts thereof, in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

Section 14. *Publication*. Pursuant to Section 5-5 of the City Charter, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the office of the City Clerk.

INTRODUCED, READ AND ORDERED PUBLISHED this _____day of _____, 2026.

PASSED AND ORDERED PUBLISHED BY REFERENCE this _____ day of _____, 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:
PETER A. SCHULTE, CITY ATTORNEY

By: Hanosky Hernandez
HANOSKY HERNANDEZ, Sr. Assistant City Attorney

CITY OF AURORA
Council Agenda Commentary

Item Title: Public Invited to be Heard on the 2027 Budget
Item Initiator: Greg Hays, Budget Office, Finance
Staff Source/Legal Source: Greg Hays, Budget Officer, Finance / Hanosky Hernandez, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Well-Managed: High performing organization, committed to great customer service, innovation, continuous improvement, fiscal stewardship, and maintaining critical infrastructure.

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 9/13/2026

2nd Regular Meeting (if applicable): Click or tap to enter a date or type N/A

Item requires a Public Hearing: ☒ Yes ☐ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Greg Hays, Budget Officer, Finance / Hanosky Hernandez, Senior Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session

☐ Approve Item and Move Forward to Regular Meeting

☒ Information Only

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: ***(Check all that apply)***

☐ Recommends Approval ☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation ☐ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

Twice a year, the City Council holds a hearing so that the public may speak to Council concerning the upcoming budget. This year these will occur in April and August of 2026.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

This is a public hearing to provide the public one of two formal opportunities to speak directly to the City Council on matters concerning the 2027 budget.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☒ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT
Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

QUESTIONS FOR COUNCIL

Information Only

LEGAL COMMENTS

A public hearing on the proposed budget shall be held by the council on a date prior to October 15th. (City Charter Article 11-4). Notice of the time and place of such hearing shall be published one time at least five days prior to the hearing, and copies of the proposed budget shall be made available for use of the public. (Hernandez)

CITY OF AURORA
Council Agenda Commentary

Item Title: Socioeconomic Sales and Services Impact Permit (Ordinance)
Item Initiator: Trevor Vaughn, Manager of Licensing, Finance
Staff Source/Legal Source: Trevor Vaughn, Manager of Licensing, Finance / Hanosky Hernandez, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Safe: Promoting safety in our built environment through effective administration of city codes and ordinances and responding to emergencies appropriately to preserve and enhance the community's sense of security and well-being.

COUNCIL MEETING DATES:

Study Session: 8/10/2026

Regular Meeting: 8/24/2026

2nd Regular Meeting (if applicable): 9/14/2026

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Sponsor: Alison Coombs, Mayor Pro Tem
Trevor Vaughn, Manager of Licensing, Finance / Hanosky Hernandez, Senior Assistant City Attorney
Estimated time: 15 mins

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☒ Approve Item and Move Forward to Study Session

☐ Approve Item and Move Forward to Regular Meeting

☐ Information Only

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Public Safety, Courts & Civil Service

Policy Committee Date: 3/12/2026

Action Taken/Follow-up: ***(Check all that apply)***

☒ Recommends Approval

☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation

☐ Minutes Not Available

☒ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

June 2nd, 2026, this ordinance was part of a town hall conversation hosted by the Business Advisory Board with the recording posted online for additional comments. The item was also reviewed by the Public Safety Committee on March 12th, 2026 and forwarded with a favorable recommendation. The item was previously presented at the September 11, 2025, Public Safety Policy Committee meeting and reviewed at City Council study sessions on Ocober 20th and November 3rd. However, after being forwarded for formal consideration, this item was removed from the agenda after the election and significant council turnover. The new sponsor asked for the item to restart the review process.

During the June 2nd town hall meeting, business owners and community members raised several questions and concerns regarding the proposed SEI permit. The discussion focused on how the ordinance would be implemented, how existing businesses would be treated, and how the city intends to fund and enforce the program.

A major theme was the treatment of existing businesses. While distance buffers apply only to new businesses, CPTED related design and maintenance expectations will apply to existing businesses that hold the permit. The city explained that existing businesses will automatically receive the permit and will be contacted well in advance of renewal if improvements are needed. The goal is collaborative compliance rather than punitive enforcement. Overall, community input centered on fairness, clarity, and transparency. Attendees emphasized the importance of ensuring the ordinance supports public safety without placing undue burden on responsible businesses.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

This item is a proposed ordinance establishing a Socioeconomic Impact Permit, designed to prevent the overconcentration of certain retail sales and services that disproportionately target diverse, lower-income communities. Concentrations of such businesses can contribute to a less attractive retail and community environment and have corresponding impacts that increase both the incidence and fear of crime, and exacerbate negative health and economic outcomes within these communities.

The American Planning Association's *Equity in Zoning Guide*, Permitted Use Policy #11, recommends that communities "revise permitted use regulations to reverse the overconcentration of convenience stores, cannabis outlets, safe injection sites, and other facilities that provide easy access to health-compromising substances like alcohol and tobacco in historically disadvantaged and vulnerable communities."

The proposed permit will grandfather in existing businesses, which will automatically be issued a permit corresponding with the term of their General Business License at no initial cost. The proposal takes the form of a permit, rather than a zoning regulation, in order to address not only spacing requirements but also operational standards consistent with Crime Prevention Through Environmental Design (CPTED). This approach allows for a dynamic process to prevent such operations from concentrating in dilapidated shopping centers or in areas identified as having elevated crime risk through Risk Terrain Modeling (RTM).

In coordination with the derelict property ordinance recently adopted by the City, this ordinance will encourage commercial property owners to reinvest in their properties in order to attract a healthier and more balanced retail mix.

The ordinance classifies the following operations as Socioeconomic Impact Retail Sales and Services with the number of estimated operations in the city. The exact numbers are still under refinement as establishments are visited and classified and these numbers are as of May 2026:

- Secondhand buyers (excluding specialty retailers) - 5
- Pawnshops - 14
- Head shops - 2
- Vape and smoke shops - 60

- Rent-to-own stores - 4
- Bail bond services - 1
- Check-cashing and payday loan businesses - 9
- Extended-occupancy motels - 15
- Retail liquor stores - 86
- Marijuana retail stores - 24
- Convenience stores that sell alcohol or tobacco - 140
- Bars, hookah lounges, and event centers operating after midnight in areas of elevated risk – N/A

Additionally, there are four bus junctions and nine light rail stations identified as major transit locations for purposes of spacing the operations.

Permit Provisions
Permits will be issued automatically to existing businesses but may be revoked if the operation:

- Consistently exhibits a pattern of neglect,
- Ceases operation for six months or more, or
- Commits public nuisance violations in an area of elevated risk.

In evaluating violations, the extent to which an operation has incorporated CPTED practices will be considered an aggravating or mitigating factor. The General Business License will serve as the application for the permit, but supplemental information will be required if the proposed operation is located in an area of elevated risk.

Spacing and Location Requirements
The ordinance establishes the following restrictions:

- No new businesses of the same type within 2,000 feet (e.g., a new liquor store must be at least 2,000 feet from an existing liquor store).
- No Socioeconomic Impact operation may locate within 300 feet of another Socioeconomic Impact operation.
- No operation may locate within 1,000 feet of an extended-occupancy motel.
- No operation may locate within 500 feet of a light-rail station or major bus junction.
- No operation may locate in a retail center exhibiting blight or with more than 50% vacancy.

Bars, hookah lounges, and event centers operating after midnight in an area of elevated risk area are not included either in the spacing to or from their locations, but would be included in the permit requirements and evaluated more on their nature of operations. As communal gathering points, these uses can add activation to locations when operated well or they can be detrimental when not run well.

Only convenience stores that sell alcohol, tobacco or other age restricted substances will be considered Socioeconomic Impact operations subject to distance limitations (including the 2,000-foot separation requirement). Convenience stores that do not sell age restricted substances will not be considered Socioeconomic Impact operations. Convienence stores do include stores over 10,000 square feet or healthy small grocery stores that sell a variety of food products including fresh produce.

Current distance restrictions include two miles between pawnshops, 1,500 feet in state law between liquor stores, and 500 feet for beer and wine from liquor stores. The city's Tobacco and Age Restricted Psychoactive Product Retail license ordinance includes distance restrictions of 500 feet between tobacco retailers with 2000 feet between smoke and vape shops.

The permit proposal includes a fee upon renewal to cover costs for a Risk Terrain Modeling software to establish the areas of elevated risk and to assist in policing and other community interventions in those areas. The city has not yet acquired such software and would need to continue evaluating the feasibility of its incorporation. The cost is estimated to be $24,000 annually. The number of anticipated number of permit holders is 350 which would equate to an estimated $138 biennial permit cost to cover the costs of the software.

The Risk Terrain Model is an objective measure that diagnoses environmental conditions that enable criminal activity. Risk Terrain Modeling analysis brings multiple sources of data together by connecting them to geographic places. By utilizing Risk Terrain Modelling, the city and our community partners learn the "where and why" of criminal activity, and what to do to address it. Risk Terrain Modelling and crime prevention measures in place are proven to reduce crime, enhance public safety, and improve community relations.

Risk Terrain Modeling places focus on environmental attractors of crime as opposed to person focused traditional models of predictive policing, which can reinforce contaminated inputs from aggressive enforcement. The strategy prioritizes non-invasive place-based prevention. As a result, it is a place based focused strategy that does not reinforce biased policing and supports community, land use and infrastructure efforts beyond policing.

Crime Prevention Through Environmental Design (CPTED) is the international standard for criminal activity deterrence for the built environment. CPTED assessments and standards are used throughout the country and in private industry in design and construction of properties. Studies of the use of CPTED have found links between the principles of design and lower instances of criminal offenses occurring. CPTED strategies include natural surveillance, access control, territorial reinforcement, and maintenance & activity support.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☒ Revenue Impact ☒ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☒ Workload Impact ☐ No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

Estimated annual revenue of $24,000 upon renewal of permit. Initial issuance for existing businesses will be of no cost.

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

Estimated $24,000 for Risk Terrain Modeling software.

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

There will be additional workload for reviewing and processing the permits and spacing analysis. Potential offset with effectiveness of public safety strategy. The permit is designed to be a companion of the general business license matching renewal cycles to be seamless for businesses and administrative staff.

QUESTIONS FOR COUNCIL

Does the city council approve of forwarding the item for formal consideration?

LEGAL COMMENTS

The City Council shall have and shall exercise the powers, privileges and duties granted and conferred by the state constitution, statute, or City Charter. The City Council shall have power to make and publish from time to time ordinances, and to pass Resolutions and Motions, not inconsistent with the laws of the state for carrying into effect or discharging the powers and duties conferred by the state constitution, statute or City Charter and such as it shall deem necessary and proper to provide for the safety; preserve the health; promote the prosperity; and improve the morals, order, comfort and convenience of the city. City Code Section 2-32. The City Council has found and determined that approving the licensing permit and the business restrictions included in this ordinance fulfill these purposes. City Council shall act only by ordinance, resolution or motion. All legislative enactments must be in the form of an ordinance and tthis

action will amend the Aurora City Code and therefore shall be taken in the form of an ordinance and shall require a vote of the majority of the Council to be approved. Section 5-1 Aurora City Charter. (Hernandez)

ORDINANCE NO. 2025- ____

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE AURORA CITY CODE BY AMENDING DIVISION 4 OF ARTICLE VI OF CHAPTER 86 ESTABLISHING A SUPPLEMENTAL LICENSE FOR SOCIOECONOMIC IMPACT RETAIL SALES AND SERVICES

WHEREAS, the City of Aurora, Colorado, (the "City"), is a home rule municipality, organized and existing under and by virtue of Article XX, Section 6 of the Colorado Constitution, and it has the power to regulate matters of local concern; and

WHEREAS, the City recognizes certain types of retail businesses that have been associated through academic research with elevated rates of crime and public disorder in surrounding areas, especially when concentrated; and

WHEREAS, these types of businesses often cluster in low-income neighborhoods, disproportionately impacting communities that already face economic and social challenges; and

WHEREAS, the overconcentration of such establishments can undermine neighborhood vitality, deter investment, and contribute to a cycle of blight, vacancy, and diminished public safety through the increase of related crimes; and

WHEREAS, repeated patterns of co-location among high-risk business types can facilitate illicit activities, including open-air drug markets, fencing of stolen goods, and loitering, thus creating conditions that are harmful to public health, safety, and quality of life; and

WHEREAS, the City has a compelling interest in protecting public safety, promoting a healthy and sustainable business environment, and preventing the displacement or marginalization of residents due to the unchecked proliferation of such business operations, and the spacing requirements, caps on business types, and mitigation standards such as lighting, surveillance, and good-neighbor plans are effective tools to manage and reduce cumulative harm without banning lawful business operations; and

WHEREAS, this ordinance is intended to provide reasonable regulations to prevent the overconcentration of such businesses, improve neighborhood conditions, and promote equitable access to a safe and healthy commercial environment for all residents; and

WHEREAS, the City Council hereby finds that it is in the best interest of the City and its citizens to adopt reasonable regulations to promote community health, wellbeing, reduce crime, and support the economic vitality of the city.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. The City Code of the City of Aurora is hereby amended by adding a new Division 4 to Article VI to section 86, that shall read as follows:

DIVISION 4. SOCIOECONOMIC IMPACT PERMIT

Sec. 86-696. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

***Area of Elevated Risk* means an area identified as being elevated risk by the risk terrain model adopted by the City.**

***Bail Bond Office* means a business whose primary purpose is to act as a surety to secure the presence of an accused person at a court proceeding in a criminal manner.**

***Check Cashing or Pay-Day Loan Service Provider* means a non-depository financial institution that provides monetary loans or advances in exchange for a postdated check, electronic access to a bank account, title to a vehicle, or other collateral; or offers to cash checks, drafts, money orders, or other monetary instruments for a fee. This use includes but is not limited to payday lenders, check-cashing businesses, car title loan businesses, and deferred deposit loan providers. This use excludes state or federally chartered banks, credit unions, or savings and loan associations.**

***Convenience Store with Regulated Substances* means any business that is primarily engaged in the retail sale of convenience goods, or both convenience goods and gasoline, and has less than 10,000 square feet of retail floor space and also sells any of the following; Alcohol, Tobacco, Kratom, or Tobacco or Drug Paraphernalia. Convenience store does not include any business where there is no retail floor space accessible to the public. A convenience store with regulated substances may offer incidental staple food items but does not meet the definition of a Healthy Small Grocery Store.**

***Crime Prevention Through Environmental Design (CPTED)* means architectural design, site design, operational, and landscape design principles and standards intended to reduce the fear and incidence of crime, and to improve the quality of life.**

Extended Occupancy Motel **means: A facility originally constructed as a motel or hotel for transient occupancy, which offers rooms or units for rent without a lease, but where most occupants stay for extended periods of time (typically 30 days or more), often using the premises as a primary or long-term residence. These establishments may advertise daily or weekly rates but effectively function as long-term housing without the protections or infrastructure associated with permanent residential use.**

Head Shop or Drug Paraphernalia Store **means a retail establishment that substantially sells, offers for sale, or displays for sale any drug paraphernalia as defined by state or local law, including but not limited to pipes, water pipes, bongs, rolling papers, roach clips, grinders, scales, vaporizers, or other items designed or marketed for use with marijuana, tobacco, or controlled substances.**

Healthy Small Grocery Store **means a store that is at least 2,000 square feet but less than 10,000 square feet where at least 50 percent of retail floor space is devoted to the sale of a broad variety of staple food products as defined by the United States Department of Agriculture (7 C.F.R. § 271.2) and at least 20 percent of the retail floor space is devoted to a variety of perishable staple foods that shall include, but is not limited to dairy products, fresh produce, frozen foods and fresh meats. No more than 20 percent of its retail floor space is devoted to health compromising substances. A healthy small grocery store does not include a convenience store which is characterized by limited food offerings, and a predominance of prepackaged goods, nor does it include locations with a gasoline service station.**

Health Compromising Substances **shall include alcohol, tobacco, kratom, age restricted hemp, novel psychoactive substances, or tobacco and marijuana paraphernalia.**

High Risk After Midnight Operations **Tavern, Bar, Hookah Lounge, or Event Center as defined in the unified development ordinance with operations after midnight located in an area of elevated risk.**

Rent-to-Own Store **means a business that offers rental agreements with optional ownership terms for furniture, electronics, or appliances, where customers make periodic payments with no obligation to purchase. This definition applies only to businesses where rent-to-own is the primary method of transaction and does not include general retail stores or electronics/furniture outlets offering traditional sales or third-party financing.**

Retail Liquor Store **means a type of retail sales that includes a business licensed by the state for the retail sale of alcoholic beverages in original packages for consumption off the premises, in which those sales are the primary goods being sold and generate the majority of the revenue generated by the business. The**

accessory sales of food or other items shall not result in the business being a general retail sales business if the above conditions are met.

Risk Terrain Model **means the risk assessment technique and diagnostic method for identifying the spatial attractors of criminal behavior and environmental factors that are conducive to crime.**

Socioeconomic Impact Sales and Services Business **means:**

(1) Secondhand buyers, head shops or drug paraphernalia stores, vape and smoke shops, rent-to-own stores, bail bond office, check cashing or payday loan service provider, extended occupancy motel, pawnbroker, retail liquor stores, marijuana retail stores, convenience stores with regulated substances.

(2) High risk after midnight operations when located in an area of elevated risk.

Secondhand Buyer **means a secondhand dealer or scrap metal buyer engaged in the purchase and resale of used or secondhand tangible personal property as a principal component of its operations, where such property includes a broad range of merchandise not limited to a specific product category or engages in purchases primarily for wholesale. This includes, but is not limited to, businesses that routinely acquire items such as electronics, jewelry, tools, small appliances, personal devices, or other portable goods commonly associated with theft. A Secondhand Buyer shall not include Specialty Secondhand Retailers.**

Specialty Secondhand Retailer **means a secondhand dealer primarily engaged in the retail sale of goods within a narrow and defined category such as books, video games, musical instruments, vintage clothing, children's goods, or sporting goods and for which the purchase of secondhand goods is incidental to the primary retail purpose and limited to items within that specialized category.**

Vape Store or Smoke Shop **means a retailer business or any person that: sells, offers for sale, or offers to exchange for any form of consideration, tobacco, nicotine, hemp products, kratom products, tobacco paraphernalia, marijuana paraphernalia, vaping devices, or other drug paraphernalia; and has fifteen percent (15%) or more of the square feet in the establishment used for the sale or display of those products or generates fifty (50%) or more from the sale of those products.**

Sec. 86-697. Permit Required

(a) It shall be unlawful for any person to operate a socioeconomic impact sales or service business without a Socioeconomic Impact Permit.

Sec. 86-698. Term

(a) Socioeconomic Impact Permits shall correspond with the term of the General Business License.

(b) Socioeconomic Impact Sales and Services in operation upon the effective date of this ordinance shall automatically be issued a Socioeconomic Impact Permit.

(c) Permits shall renew concurrently with the General Business License, unless revoked or non-renewed, provided the business remains in operation and complies with all applicable conditions and regulations.

Sec. 86-699. Suspension or revocation.

(a) In addition to the reasons set forth in section 86-47, the director shall suspend or revoke any permit issued under this division if they find that the permittee has committed a violation of any of the provisions of this division.

(b) If the permit holder is located in an area of elevated risk:

1. **Violations of 86-47(10) shall be considered an aggravating factor in any suspension or revocation proceeding if those violations are contributing factors to the elevated risk.**
2. **To the extent the permit holder has or has not implemented Crime Prevention Through Environmental Design strategies shall be considered as mitigating or aggravating factors.**

(c) A permit may also be suspended, revoked or not renewed if:

1. **The property where the business is located exhibits a consistent pattern of neglect or code violations.**
2. **The business discontinues operations for six or more consecutive months.**
3. **The business fails to adhere to the approved operational or mitigation plan submitted with the application.**
4. **Violations of 86-47(9).**

Sec. 86-700. Permit application.

(a) The application for a general business license application shall also function as the application for the permit.
(b) In areas of elevated risk, the application for a permit will need to be supplemented with information demonstrating a realistic business and financial plan with investment and other operational offsets and Crime Prevention Through Environmental Design measures to demonstrate that the issuance of the permit will not further elevate the risk level of the area.

Sec. 86-701. Permit denial.

(a) The director shall deny the permit if the location does not meet the distance restrictions identified in section 86-702.

(b) Subsection (a) shall not apply to businesses in operation, or any businesses already under a review or approval process, prior to the effective date of the ordinance and such businesses shall be permitted to sell their operation to a new operator as long as the business is continuously operated as the same or similar nature of business and does not otherwise violate this section leading to revocation or non-renewal of the permit.

Sec. 86-702. Location of Socioeconomic Impact Retail Sales and Services.

(a) No permit shall be issued if the socioeconomic impact sales and services business is:

1. **Within 2,000 feet of a business of the same type unless more restrictive by the city's uniform development ordinance (UDO) or otherwise restricted by state and local licensing codes.**
2. **Within 1,000 feet of an extended occupancy motel.**
3. **Within 300 feet of another socioeconomic impact sales and services business.**
4. **Within 500 feet of a light rail station or transit junction wherein more than one bus line operates through the junction every 15 minutes or more frequently.**
5. **In a retail center exhibiting blight, or with more than 50% vacancy whether or not the units are leased.**
6. **In an area of elevated risk unless the applicant supplements their application with information demonstrating a business and financial plan with investment and other operational offsets as well as CPTED measures to demonstrate that the issuance of the permit will not increase the risk level of the area.**

(b) The distance limitations in subsection (a) numbers 1. through 4. shall not apply to or from high risk after midnight operations.

(c) Distances shall be measured by the nearest portion of the building or unit to be occupied by the applicant to the nearest portion of the building or unit occupied by the existing operation. Distances from the transit junction shall be from the nearest property line of the station parcel or the nearest portion of any transit structure if there is not a separate parcel.

Sec. 86-703. Application to other licenses.
Failure to obtain or maintain the permit required by this section may be used as a basis for denial, nonrenewal, or revocation of any license required by chapter 86 or chapter 6 of the Aurora City Code.

Section 86-704. Rulemaking powers. The City Manager, the Director of Finance, or designee, is hereby authorized and shall make all necessary rules and regulations, including the imposition of fees to cover the costs for the administration of this Division.

Section 2. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 3. Pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the Office of the City Clerk.

Section 4. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

INTRODUCED, READ AND ORDERED PUBLISHED this _____ day of _____, 2025.

PASSED AND ORDERED PUBLISHED this _____ day of _____, 2025.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

PETER A. SCHULTE, CITY ATTORNEY

By: Hanosky Hernandez
HANOSKY HERNANDEZ, Sr. Assistant City Attorney

ORDINANCE NO. 2026- ____

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING THE AURORA CITY CODE BY AMENDING DIVISION 4 OF ARTICLE VI OF CHAPTER 86 ESTABLISHING A SUPPLEMENTAL LICENSE FOR SOCIOECONOMIC IMPACT RETAIL SALES AND SERVICES

WHEREAS, the City of Aurora, Colorado, (the "City"), is a home rule municipality, organized and existing under and by virtue of Article XX, Section 6 of the Colorado Constitution, and it has the power to regulate matters of local concern; and

WHEREAS, the City recognizes certain types of retail businesses that have been associated through academic research with elevated rates of crime and public disorder in surrounding areas, especially when concentrated; and

WHEREAS, these types of businesses often cluster in low-income neighborhoods, disproportionately impacting communities that already face economic and social challenges; and

WHEREAS, the overconcentration of such establishments can undermine neighborhood vitality, deter investment, and contribute to a cycle of blight, vacancy, and diminished public safety through the increase of related crimes; and

WHEREAS, repeated patterns of co-location among high-risk business types can facilitate illicit activities, including open-air drug markets, fencing of stolen goods, and loitering, thus creating conditions that are harmful to public health, safety, and quality of life; and

WHEREAS, the City has a compelling interest in protecting public safety, promoting a healthy and sustainable business environment, and preventing the displacement or marginalization of residents due to the unchecked proliferation of such business operations, and the spacing requirements, caps on business types, and mitigation standards such as lighting, surveillance, and good-neighbor plans are effective tools to manage and reduce cumulative harm without banning lawful business operations; and

WHEREAS, this ordinance is intended to provide reasonable regulations to prevent the overconcentration of such businesses, improve neighborhood conditions, and promote equitable access to a safe and healthy commercial environment for all residents; and

WHEREAS, the City Council hereby finds that it is in the best interest of the City and its citizens to adopt reasonable regulations to promote community health, wellbeing, reduce crime, and support the economic vitality of the city.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. The City Code of the City of Aurora is hereby amended by adding a new Division 4 to Article VI to section 86, that shall read as follows:

DIVISION 4. SOCIOECONOMIC IMPACT PERMIT

Sec. 86-696. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

***Area of Elevated Risk* means an area identified as being elevated risk by the risk terrain model adopted by the City.**

***Bail Bond Office* means a business whose primary purpose is to act as a surety to secure the presence of an accused person at a court proceeding in a criminal manner.**

***Check Cashing or Pay-Day Loan Service Provider* means a non-depository financial institution that provides monetary loans or advances in exchange for a postdated check, electronic access to a bank account, title to a vehicle, or other collateral; or offers to cash checks, drafts, money orders, or other monetary instruments for a fee. This use includes but is not limited to payday lenders, check-cashing businesses, car title loan businesses, and deferred deposit loan providers. This use excludes state or federally chartered banks, credit unions, or savings and loan associations.**

***Convenience Store with Regulated Substances* means any business that is primarily engaged in the retail sale of convenience goods, or both convenience goods and gasoline, and has less than 10,000 square feet of retail floor space and also sells any of the following; Alcohol, Tobacco, Kratom, or Tobacco or Drug Paraphernalia. Convenience store does not include any business where there is no retail floor space accessible to the public. A convenience store with regulated substances may offer incidental staple food items but does not meet the definition of a Healthy Small Grocery Store.**

***Crime Prevention Through Environmental Design (CPTED)* means architectural design, site design, operational, and landscape design principles and standards intended to reduce the fear and incidence of crime, and to improve the quality of life.**

Extended Occupancy Motel **means: A facility originally constructed as a motel or hotel for transient occupancy, which offers rooms or units for rent without a lease, but where most occupants stay for extended periods of time (typically 30 days or more), often using the premises as a primary or long-term residence. These establishments may advertise daily or weekly rates but effectively function as long-term housing without the protections or infrastructure associated with permanent residential use.**

Head Shop or Drug Paraphernalia Store **means a retail establishment that substantially sells, offers for sale, or displays for sale any drug paraphernalia as defined by state or local law, including but not limited to pipes, water pipes, bongs, rolling papers, roach clips, grinders, scales, vaporizers, or other items designed or marketed for use with marijuana, tobacco, or controlled substances.**

Healthy Small Grocery Store **means a store that is at least 2,000 square feet but less than 10,000 square feet where at least 50 percent of retail floor space is devoted to the sale of a broad variety of staple food products as defined by the United States Department of Agriculture (7 C.F.R. § 271.2) and at least 20 percent of the retail floor space is devoted to a variety of perishable staple foods that shall include, but is not limited to dairy products, fresh produce, frozen foods and fresh meats. No more than 20 percent of its retail floor space is devoted to health compromising substances. A healthy small grocery store does not include a convenience store which is characterized by limited food offerings, and a predominance of prepackaged goods, nor does it include locations with a gasoline service station.**

Health Compromising Substances **shall include alcohol, tobacco, kratom, age restricted hemp, novel psychoactive substances, or tobacco and marijuana paraphernalia.**

High Risk After Midnight Operations **Tavern, Bar, Hookah Lounge, or Event Center as defined in the unified development ordinance with operations after midnight located in an area of elevated risk.**

Rent-to-Own Store **means a business that offers rental agreements with optional ownership terms for furniture, electronics, or appliances, where customers make periodic payments with no obligation to purchase. This definition applies only to businesses where rent-to-own is the primary method of transaction and does not include general retail stores or electronics/furniture outlets offering traditional sales or third-party financing.**

Retail Liquor Store **means a type of retail sales that includes a business licensed by the state for the retail sale of alcoholic beverages in original packages for consumption off the premises, in which those sales are the primary goods being sold and generate the majority of the revenue generated by the business. The**

accessory sales of food or other items shall not result in the business being a general retail sales business if the above conditions are met.

Risk Terrain Model **means the risk assessment technique and diagnostic method for identifying the spatial attractors of criminal behavior and environmental factors that are conducive to crime.**

Socioeconomic Impact Sales and Services Business **means:**

(1) Secondhand buyers, head shops or drug paraphernalia stores, vape and smoke shops, rent-to-own stores, bail bond office, check cashing or payday loan service provider, extended occupancy motel, pawnbroker, retail liquor stores, marijuana retail stores, convenience stores with regulated substances.

(2) High risk after midnight operations when located in an area of elevated risk.

Secondhand Buyer **means a secondhand dealer or scrap metal buyer engaged in the purchase and resale of used or secondhand tangible personal property as a principal component of its operations, where such property includes a broad range of merchandise not limited to a specific product category or engages in purchases primarily for wholesale. This includes, but is not limited to, businesses that routinely acquire items such as electronics, jewelry, tools, small appliances, personal devices, or other portable goods commonly associated with theft. A Secondhand Buyer shall not include Specialty Secondhand Retailers.**

Specialty Secondhand Retailer **means a secondhand dealer primarily engaged in the retail sale of goods within a narrow and defined category such as books, video games, musical instruments, vintage clothing, children's goods, or sporting goods and for which the purchase of secondhand goods is incidental to the primary retail purpose and limited to items within that specialized category.**

Vape Store or Smoke Shop **means a retailer business or any person that: sells, offers for sale, or offers to exchange for any form of consideration, tobacco, nicotine, hemp products, kratom products, tobacco paraphernalia, marijuana paraphernalia, vaping devices, or other drug paraphernalia; and has fifteen percent (15%) or more of the square feet in the establishment used for the sale or display of those products or generates fifty (50%) or more from the sale of those products.**

Sec. 86-697. Permit Required

(a) It shall be unlawful for any person to operate a socioeconomic impact sales or service business without a Socioeconomic Impact Permit.

Sec. 86-698. Term

(a) Socioeconomic Impact Permits shall correspond with the term of the General Business License.

(b) Socioeconomic Impact Sales and Services in operation upon the effective date of this ordinance shall automatically be issued a Socioeconomic Impact Permit.

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Sec. 86-699. Suspension or revocation.

(a) In addition to the reasons set forth in section 86-47, the director shall suspend or revoke any permit issued under this division if they find that the permittee has committed a violation of any of the provisions of this division.

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1. **Violations of 86-47(10) shall be considered an aggravating factor in any suspension or revocation proceeding if those violations are contributing factors to the elevated risk.**
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Sec. 86-702. Location of Socioeconomic Impact Retail Sales and Services.

(a) No permit shall be issued if the socioeconomic impact sales and services business is:

1. **Within 2,000 feet of a business of the same type unless more restrictive by the city's uniform development ordinance (UDO) or otherwise restricted by state and local licensing codes.**
2. **Within 1,000 feet of an extended occupancy motel.**
3. **Within 300 feet of another socioeconomic impact sales and services business.**
4. **Within 500 feet of a light rail station or transit junction wherein more than one bus line operates through the junction every 15 minutes or more frequently.**
5. **In a retail center exhibiting blight, or with more than 50% vacancy whether or not the units are leased.**
6. **In an area of elevated risk unless the applicant supplements their application with information demonstrating a business and financial plan with investment and other operational offsets as well as CPTED measures to demonstrate that the issuance of the permit will not increase the risk level of the area.**

(b) The distance limitations in subsection (a) numbers 1. through 4. shall not apply to or from high risk after midnight operations.

(c) Distances shall be measured by the nearest portion of the building or unit to be occupied by the applicant to the nearest portion of the building or unit occupied by the existing operation. Distances from the transit junction shall be from the nearest property line of the station parcel or the nearest portion of any transit structure if there is not a separate parcel.

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Section 2. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

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INTRODUCED, READ AND ORDERED PUBLISHED this _____ day of _____, 2026.

PASSED AND ORDERED PUBLISHED this _____ day of _____, 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

PETER A. SCHULTE, CITY ATTORNEY

By: Hanosky Hernandez
HANOSKY HERNANDEZ, Sr. Assistant City Attorney

Data-Informed & Place-Based Violent Crime Prevention:

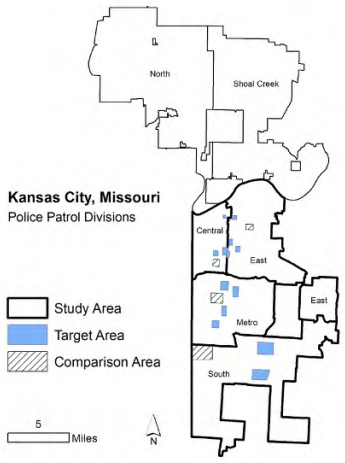
The Kansas City, Missouri Risk-Based Policing Initiative

Public Safety | Problem-Oriented | Hot Spots
Risk Terrain Modeling | Risky Places
Community Engagement

The Kansas City Police Department (KCPD) reduced violent crime with an evidence-based approach to problem analysis and intervention planning. Using hot spot mapping and risk terrain modeling, police and their community partners implemented a place-based intervention program focused on key attractors and generators of the environmental backcloth. During the 1-year period, violent crimes significantly decreased by over 22%. Crime prevention was achieved with a focus on places, not people.

FIGURE

The 13 target areas that accounted for this crime reduction covered just 1.5% of the city's land area.



Peer-Reviewed Journal Article REFERENCE:
Caplan, J. M., Kennedy, L. W., Drawve, G., & Baughman, J. (2021). Data-Informed and Place-Based Violent Crime Prevention: The Kansas City, Missouri Risk-Based Policing Initiative. *Police Quarterly*. doi.org/10.1177%2F10986111211003205

Learn more at www.RutgersCPS.org

RUTGERS
Center on Public Security

1. Introduction

KCPD implemented risk-based policing (RBP) to reduce and prevent violent crime. They focused on situational contexts of crime at micro places. Outcomes were evaluated at target and comparison areas.

2. Blueprint for RBP in Kansas City

Involved agency-wide training, data management technology and protocols, data-informed decision-making, multifaceted intervention actions at target areas, and multi-stakeholder accountability.

3. Intervention Activities

Within the target areas: 1) directed patrols, 2) business checks, 3) coordination and deployments of non-police resources, and 4) positive police-community engagements.

4. Results

Violent crime significantly decreased. Target areas outperformed the comparison areas by 22%. The total net effect was about 165 fewer crimes.

Police officer-initiated (as opposed to dispatch-directed or 9-1-1 calls for service) activities resulting in enforcement action (arrests or citations) decreased.

Crime was reduced and prevented without an abundance of law enforcement actions against people located at the target areas.

5. It Works!

Successful crime prevention programming can involve multiple stakeholders and a wide range of activities that maximize existing local resources. Community-focused policing can be effective and sustainable.

Data-Informed Crime Prevention at Convenience Stores in Atlantic City

Public Safety | Problem-Oriented | Hot Spots
Risk Terrain Modeling | Risky Places
Police Deployment | Violence | Robbery

Informed by risk terrain modeling and hot spot analysis, police commanders implemented a place-based intervention focused around convenience stores. Target areas throughout the city were reprioritized each month to create a dynamic deployment strategy that efficiently allocated resources to the most vulnerable places. Risk reduction actions, such as business checks, were favored over law enforcement against people. Within four months, robberies significantly decreased by 63 percent.



Peer-Reviewed Journal Article REFERENCE:
Kennedy, L. W., Caplan, J. M., & Drawve, G. (2021). Data-Informed Crime Prevention at Convenience Stores in Atlantic City. Police Practice and Research. [doi.org/10.1080/15614263.2021.1917399]

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RUTGERS
Center on Public Security

1. Introduction

Atlantic City had a robbery problem that needed a citywide response -- quickly. ACPD used spatial analysis to identify where officers should devote resources, and what to do when they arrived at priority places.

2. How It Happened

Risk Terrain Modeling was used to diagnose robbery patterns. Convenience stores (plus 1-block away) became target areas. ACPD collaborated with the local mercantile association.

3. Intervention Activities

The intervention strategy was a data-informed staggering of business checks at selected convenience stores located in the highest-risk places each month. This lasted 4 months.

4. Results

On average, 67 different convenience stores were visited each month (range: 34-79), with approximately 279 total sign-ins per month, or about three per shift.

Pre-intervention: 79 robberies in the target areas. Post-intervention: 29. This 63% reduction is statistically significant.

Optimal police presence yielded crime deterrence. Rapid crime suppression is possible with tactics focused on targeting high risk locations and not necessarily the people located there.

5. It Works!

Police can improve operational impacts via data-informed engagements with community stakeholders (e.g. store managers). Crime reduction can be achieved in-line with community expectations.

Completed in partial fulfillment of National Institute of Justice (NIJ) award #2012-IJ-CX-0038

A Multi-jurisdictional Test of Risk Terrain Modeling and a Place-based Evaluation of Environmental Risk-Based Patrol Deployment Strategies

Study Overview: A place-based method of evaluation and spatial units of analysis were used to measure the extent to which allocating police resources to high-risk areas, derived from risk terrain modeling (RTM), affects the frequency and spatial distribution of new crime events. This quasi-experimental project had two primary goals: 1) to replicate and validate RTM in multiple jurisdictions and across many different crime types; and, 2) to evaluate intervention strategies targeted at high-risk micro-level environments across 5 cities[1]: Chicago, IL; Colorado Springs, CO; Glendale, AZ; Kansas City, MO; and Newark, NJ.

In completing the risk terrain models[2], we used the RTMDx Utility, developed by the Rutgers Center on Public Security[3]. Following the RTM analysis in each city, each Police Department developed an intervention strategy that targeted the spatial influences of select significant risk factors. The Police Department also worked with the research team in the selection of target areas for the intervention. In evaluating the intervention, statistical comparisons were made to equivalent control areas locally within each city. Control areas were matched to treatment areas through Propensity Score Matching (PSM). Interventions in each city lasted approximately 3 months, and were implemented in 2013 and/or 2014. The post-intervention period was 90 days (3 months).

General Findings:

Q: Do RTM outputs inform crime intervention planning and policing activities in ways that result in significant crime reductions in targeted areas?

A: Yes. Results across all study settings allow for a general conclusion that certain actions performed by police and intended to mitigate the spatial influence of risky features at high-risk places results in both short- and long-term crime reductions. RTM enabled police to make informed decisions and develop strategies about where to allocate resources and what to do when they got there. Spatial information produced through RTM to select target areas, develop place-based risk reduction strategies, and deploy resources was applied to a variety of crime types and customized for different settings in measured, transparent and sustainable ways. Crime reductions were best achieved by police with a concerted and consistent application of intervention activities geared toward mitigating the spatial influence of crime attractors at the high-risk places within a jurisdiction.

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Specific Findings:

Colorado Springs

Risk Terrain Modeling Analysis:

The Colorado Springs Police Department (CSPD) identified Motor Vehicle Theft as their priority crime. A Risk Terrain Model was found that contains 6 risk factors (out of 19 tested): Disorder Calls for Service (RRV^4=5.61), Multifamily Housing Units (RRV=2.75), Foreclosures (RRV=2.64), Parks (RRV=1.76), Sit-down Restaurants (RRV=1.51), and Commercial Zoning (RRV=1.37). Highest risk places[5] have 48 times greater likelihood of crime than some other locations. Conjunctive Analysis of Risk Factor Configurations (CARFC) found that the highest risk behavior settings[6] for Motor Vehicle Theft cover about 4% of the study area and account for nearly 43% of all crime incidents.

Risk-Based Intervention:

To reflect the RTM findings CSPD designed their intervention strategy with an array of activities performed by various CSPD units for the purpose of mitigating disorder problems in the target area: Code Enforcement property inspections, Community Service Officer Neighborhood Cleanups, Community Meetings, Proactive Police Enforcement against disorder offenses, Proactive Traffic Enforcement, and the deployment of License Plate Recognition (LPR) devices for the purpose of identifying stolen Motor Vehicles in the target area.

- A Motor Vehicle Theft reduction of 33% was achieved in the target area compared to the control area during in the post-intervention period. There was a slight diffusion of benefits.
- At the micro level, “code enforcement” was associated with reduced levels of Motor Vehicle Theft throughout the target area (p<0.01). “Code enforcement” activities have an exceptionally strong and significant crime reduction benefit at high-risk places (p<0.01).

Colorado Springs Summary: *The cumulative findings suggest that CSPD's risk-based intervention effectively addressed Motor Vehicle Theft. CSPD's targeting of disorder incidents was an effective crime control strategy. The micro-level analysis suggests that code enforcement focused at micro-level high-risk places is a particularly promising tactic.*

Newark

Risk Terrain Modeling Analysis:

The Newark Police Department (NPD) identified Gun Violence as their priority crime. A Risk Terrain Model was found that contains 11 risk factors (out of 17 tested): Narcotics Arrests (RRV=3.53), Foreclosures (RRV=3.36), Restaurants (RRV=2.76), Gas Stations (RRV=2.54), Convenience Stores (RRV=2.32), Food Take Outs (RRV=2.19), Bars (RRV=2.01), Abandoned Properties (1.43), Schools (RRV=1.38), Liquor Stores (RRV=1.34), and Problem Housing (RRV=1.34). Highest risk places have 58 times greater likelihood of crime than some other locations. CARFC found that the highest risk behavior settings for Gun Violence cover about 5% of the study area and account for nearly 30% of all crime incidents.

Risk-Based Intervention:

To reflect the RTM findings, NPD designed their intervention strategies to generate checks and manager contacts at three business types: Restaurants, Food Take Outs, and Gas Stations. Each day during the intervention, a task force comprised of 3 officers, under the supervision of a Lieutenant, visited businesses located within the target area. Upon visiting the business, officers were required to meet with the on-duty manger and have them sign the sheet, to ensure that proper contact was established.

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- A Gun Violence reduction of approximately 35% was achieved in the target area compared to the control area during the post-intervention period. There was a slight diffusion of benefits.
- At the micro level, the intervention activities were associated with a reduction of Gun Violence within the portions of the target area identified as high-risk. The reduction approached statistical significance (p=0.06).

Newark Summary: *The NPD task force's intervention activities were a promising approach to gun violence. The strategy generated a large reduction of gun violence, and had a particularly great impact at high-risk portions of the target area. Newark's outcome evaluation was inherently an assessment of the use of a "task force" as well as the "intervention actions" performed by the task force. Ultimately, significant crime reductions can be achieved when a task force consistently and thoughtfully implements intervention activities at high-risk places.*

Kansas City

Risk Terrain Modeling Analysis:

The Kansas City Police Department (KCPD) identified Aggravated Violence as their priority crime: all shooting incidents (hits and homicides), aggravated assault (with a firearm), and street robbery (with and without a weapon). A significant Risk Terrain Model was found that contains 15 risk factors (out of 21 tested): Bus Stops (RRV=3.38), Weapon Offending Parolees and Probationers (RRV=3.20), Suspicious Person with a Weapon Calls-for-service (RRV=2.43), Variety Stores (RRV=2.28), Packaged Liquor Stores (RRV=2.28), Hotels (RRV=2.27), Fast Food Restaurants (RRV=2.18), Drug Markets (RRV=2.11), Bars (RRV=2.05), Rental Halls (RRV=1.61), Restaurants (RRV=1.41), Convenience Stores (RRV=1.41), Grocery Stores (RRV=1.28), Foreclosures (RRV=1.27), Liquor Licensed Retailers (RRV=1.24). Highest risk places have 46 times greater likelihood of crime than some other locations. CARFC found that the highest risk behavior settings for Aggravated Violence cover about 4% of the study area and account for nearly 38% of all crime incidents.

Risk-Based Intervention:

To reflect the RTM findings, KCPD designed their intervention strategies to address nightclubs, suspicious person with a weapon calls-for-service, weapon offending parolees and probationers, drug sales, packaged liquor stores, and liquor licensed retailers[7]. An array of activities intended to mitigate the spatial influences of these risk factors, enhance community awareness, and deter motivated offenders was conducted by various KCPD units and city officials in the target area: Code Enforcement, Directed Patrols, Licensing and Inspection checks, meet-and-greets with known offenders juxtaposed with social service referrals/support, CPTED inspections, Pedestrian Checks, Area Presence, Residence Checks, Traffic Violations, and Building Checks. A new protocol for dispatching officers to certain calls-for-service locations was also enacted.

- Aggravated Violence decreased by 12% in the target area compared to the control area during the post-intervention period, but the findings did not achieve statistical significance.
- At the micro level, and in the during-intervention period, Pedestrian Checks, Area Presence, and Residence Checks were each associated with lower levels of Aggravated Violence throughout the entirety of the target area. In the post-intervention period, Building Checks conducted within high-risk areas were associated with reduced crime levels.

Kansas City Summary: *RTM enabled Kansas City police officials to make decisions about where to allocate resources and what to do when they got there in order to suppress crime in the short-term and reduce crime occurrence over the long-term. Intervention activities affect crime differently over varying times and places. Synthesizing results from the micro level analyses, it can be generally concluded that "pedestrian checks", "directed patrol", and "knock-and-talks" have the greatest impact on reducing crime among all places within*

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the target areas when sustained, whereas longer-term crime reduction benefits at high-risk places are best achieved via "building checks".

Glendale

Risk Terrain Modeling Analysis:

The Glendale Police Department (GPD) identified Robbery as their priority crime. A Risk Terrain Model was found that contains 7 risk factors (out of 11 tested): Drug-related Calls for Service (RRV=15.56), Convenience Stores (RRV=2.88), Take Out Restaurants (RRV=2.54), Apartment Complexes (RRV=2.53), Gang Member Residences (RRV=2.41), Liquor Stores (RRV=2.30), and Bars (RRV=2.19). Highest risk places have 58 times greater likelihood of crime than some other locations. CARFC found that the highest risk behavior settings for Robbery cover about 1% of the study area and account for nearly 17% of all crime incidents.

Risk-Based Intervention:

To reflect the RTM findings, GPD designed their intervention strategy to address all 7 risk factors. The activities included Directed Patrols, Flyer Distribution, Community Meetings and Engagement Activities, Proactive Stops, and Proactive Arrests.

- Robbery decreased by 42% in the target area compared to the control area during the intervention period. There was a very strong diffusion of benefits effect.
- At the micro level, and in the during-intervention period, Directed Patrols were associated with lower levels of Robbery. Flyer Distribution activities were associated with fewer Robberies in the post-intervention period, with the reduction approaching statistical significance (p=0.09).

Glendale Summary: *The intervention produced a statistically significant reduction of Robbery throughout the target area during the intervention period. In addition, there was a diffusion of benefits beyond the targeted area. "Directed patrol" had the greatest impact on reducing crime among all micro-level places within the target areas during the intervention period, whereas longer-term crime reduction benefits were best achieved via "flyer distribution".*

Chicago

Risk Terrain Modeling Analysis:

The Chicago Police Department (CPD) identified Shootings as their priority crime. A Risk Terrain Model was found that contains 10 risk factors (out of 15 tested): Foreclosures (RRV=5.38), Problem Buildings (RRV=3.72), Gang Hotspots (RRV=2.86), Laundromats (RRV=2.27), Liquor Stores (RRV=1.92), Gas Stations (RRV=1.65), 311 Lights Out Calls (RRV=1.41), Schools (RRV=1.35), Bus Stops (RRV=1.33), Bars (RRV=1.28). Highest risk places have 76 times greater likelihood of crime than some other locations. CARFC found that the highest risk behavior settings[8] for Shootings cover about 15% of the study area and account for nearly 56% of all crime incidents.

Risk-based Intervention:

To reflect the RTM findings the CPD designed an intervention strategy that focused on Foreclosures and Problem Buildings. The strategy entailed the CPD working in partnership with other City of Chicago departments to conduct site visits of known problem properties throughout the city to improve conditions conducive to crime and, when necessary, issue citations for code violations. City agencies also sought to work with private lenders to address the broader scope of the foreclosure crisis.

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- A process evaluation found that CPD could not manage to collect measurement data in a systematic or coordinated way to allow for adequate evaluations of outcomes. Cumulative totals of building inspections and citations were 280 and 24, respectively. But CPD was unable to provide incident-specific information including the precise date, time, and location of each action. Therefore, we were unable to complete an outcome evaluation of CPD's intervention[9].

Endnotes

[1] Originally, 6 cities were proposed as study settings for interventions. However, Arlington, TX withdrew from the study early on due to excessive turnover of personnel within the department.
[2] Using then-current data from calendar year 2012
[3] www.rutgerscps.org
[4] Relative Risk Value (RRV)
[5] Places with risk values greater than 2 standard deviations above the mean risk value, according to the risk terrain map.
[6] The behavior settings with a relative frequency of crime (RFC) above the mean
[7] "Packaged liquor stores" refer to businesses whose primary purpose is to sell liquor. "Liquor licensed retailers" are facilities that are in business to sell other items, but also sell liquor, such as convenience stores, grocery stores, etc.
[8] The behavior settings with a relative frequency of crime (RFC) above the mean
[9] It should be noted that during this project, there were mayoral elections (and subsequent run-off elections), internal transfers/promotions of police personnel, and multiple other research projects (unaffiliated with ours) that may have strained CPD's data management resources.

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Risk-Based Policing in Atlantic City
2017 Report

By Joel Caplan, Leslie Kennedy & Grant Drawve, Rutgers University Center on Public Security

Atlantic City Police Department Risk-Based Policing Initiative: Jan. 1 – Dec. 31, 2017

Overview

Risk-based policing is the operational mindset and practice of reducing and managing crime *risks* in order to prevent crime incidents. It emphasizes problem solving, evidence-based decision-making, and sustainability. Risk-based policing with Risk Terrain Modeling (RTM) is used in Atlantic City.

Background

The Chief of Police and command staff spearheaded risk-based policing in Atlantic City. A researcher-practitioner partnership between the Rutgers University Center on Public Security (RCPS) and the Atlantic City Police Department (ACPD), with the Atlantic County Prosecutor's Office[1] and the City of Atlantic City, was initiated on October 15, 2015 with a 1-year pilot project that began January 1, 2016[1]. The pilot project sought to establish multi-stakeholder buy-in, collect data, and test the predictive validity of RTM in Atlantic City, as well as to optimize the protocols and methods for data management, data access, and information communication within the police department. At the time, ACPD did not have a dedicated crime analyst, and was in the process of upgrading and transitioning to new computer aided dispatch (CAD) and record management (RMS) systems, while also building a new state-of-the-art real-time crime and intelligence command center.

Full implementation of risk-based policing began in 2017. Rollout occurred in two phases. In Phase 1, RCPS worked the most closely with ACPD commanders to run risk terrain models, to communicate analytical results, to facilitate taskforce meetings, and to help develop operational strategies for crime prevention and risk reduction. Phase 1 began January 1, 2017 and continued through May 2017. In Phase 2, ACPD assumed most of the responsibility for disseminating analytical results and developing risk reduction strategies. Phase 2 began in June and continued through December 2017.

Crime Types

The focus was on violent and property crimes -- specifically, shootings, aggravated assaults, robberies, and burglaries (residential and commercial). Risk terrain models were produced for these crime categories using ACPD crime records obtained from the CAD and RMS, city administrative data, and InfoGroup[2] business address data. Risk terrain models were updated monthly. The RTMDx software, developed by RCPS[3], was used for this task.



[1] For pilot project details, see http://www.rutgerscps.org/uploads/2/7/3/7/27370595/acpd_rbppilot_2016reportbrief.pdf

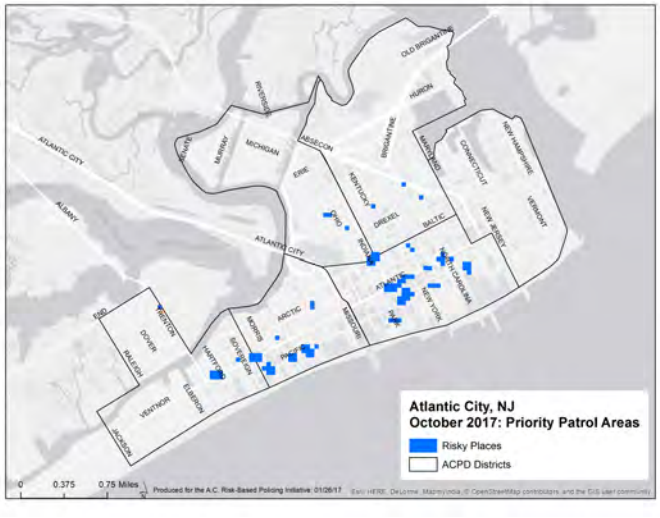
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Analytical and Operational Processes

RTM was used to forecast risky places for crime every month. Risk terrain maps visually communicated spatial vulnerabilities to crime. Highest risk places became the target areas for police patrols. Police officers received maps showing the priority patrol areas specific to their district. They also received instructions on what risky features to focus on, and what risk reduction actions to take at high-risk places. These decisions were made by ACPD commanders and may have changed monthly based on the most current risk terrain models and other intel.



Police patrolled all parts of Atlantic City, investigated crimes and cleared cases. They gave extra priority attention to the risky places. Priority areas were selected among the highest risk places for all crimes types (by their overlap). These priority areas were approximately 1% or less of the city's land area, making resource allocations manageable and efficient.



ACTION Meetings and Community Engagement

ACTION Meetings were scheduled regularly throughout 2017 to focus on Assessments, Connections, Tasks, Interventions, Outcomes and Notifications related to a variety of existing and emerging crime problems and threats in Atlantic City, and to discuss the risk-based policing initiative and related risk terrain models. Two types of ACTION Meetings occurred: 1) Police ACTION Meetings, and 2) Community ACTION Meetings.

Police ACTION Meetings were comprised of ACPD officers and other policing partners who could be privy to sensitive intelligence for law-enforcement eyes only. This "police taskforce" met monthly to assess the risk terrain model's forecasts to-date and to propose ways to manage crime risks from law enforcement and policing perspectives.

Community ACTION Meetings were multi-stakeholder events, and comprised members of the police taskforce as well as city officials and other community leaders. Community ACTION Meetings were not open town hall style meetings where grievances are aired. They were invitation-only working meetings where risk assessments were shared and groundtruthed, data were managed, and initiatives to reduce risks were proposed and committed to by multiple community stakeholders.

Five police-only ACTION meetings and 1 community ACTION meeting occurred during Phase 1. Three police-only taskforce/ACTION meetings and 2 community ACTION meetings occurred during

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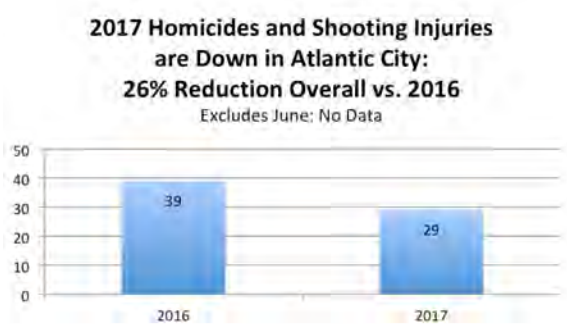
Phase 2. Twelve monthly risk terrain models and 'spatial intel' reports were produced for ACPD and delivered to commanders for review and operational decision-making during 2017.

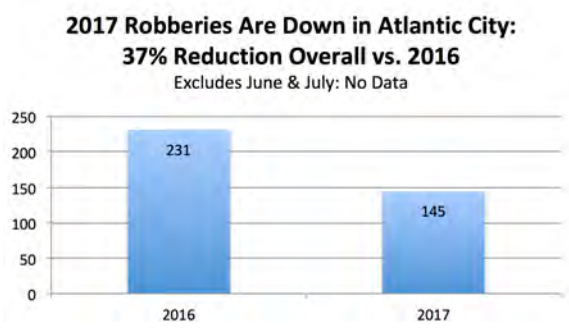
Results

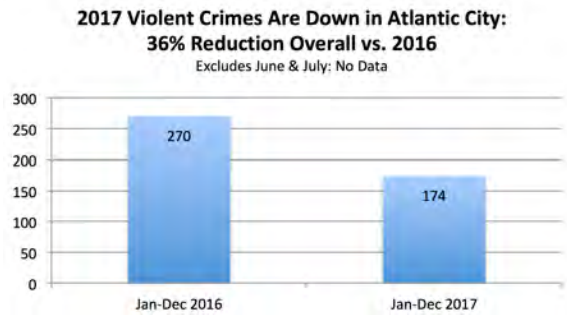
The predictive accuracy of RTM exceeded expectations (based on empirical testing using the Predictive Accuracy Index, or PAI, methodology). When crimes displaced, they emerged at high-risk places, as expected, even if crimes had never historically occurred there before.

Police patrols of priority areas occurred regularly, and over 1,000 business checks were made by ACPD at high-risk places. In addition to the ACPD, the City Planning Department, the Housing Authority, the Mayor's Office, Neighborhood Associations, Mercantile Associations, and utility authorities engaged in risk reduction efforts. Security improvements were made to risky facilities, dimmer halogen streetlights were replaced with LEDs, and at least 17 abandoned properties located in high-risk areas were demolished or mitigated.

Case clearance rates for 2017 improved by 10%, compared to 2016. The risk-based policing strategy focused primarily on places, not people, so arrests did not increase. Violent crimes and burglaries decreased in 2017 compared to 2016. In the first 5 months of 2017, during Phase 1, violent crimes went down over 20% compared to the same time period in 2016. By year's end, violent crimes reduced 36%. This represents a potential cost savings[4] to the local criminal justice system of over $1.6 million.







Conclusion

Risk-based policing with RTM and ACTION proved to be a transparent and effective form of policing that helped police reduced crime. Protocols and resources are now in place to sustain risk-based policing in Atlantic City.

Endnotes

[1] The original press release can be viewed at www.rutgerscps.org/uploads/2/7/3/7/27370595/news_release_acpd__rtm_action_implementation.pdf
[2] InfoGroup is a data and marketing services company that provides information about public entities, such as businesses/retail stores.
[3] www.rutgerscps.org/software.html
[4] see https://www.ncbi.nlm.nih.gov/pmc/articles/PMC2835847

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Public Safety, Courts and Civil Service Policy Committee

March 12, 2026

Members Present	Robert Andrews, Chair Stephanie Hancock, Vice-Chair Ruben Medina, Member
Others Present	A. Heider, M. Platt, M. Chapman, J. Heckman, A. Garcia, M. Crawford, H. Hackbarth, E. Cadiz, A. Robnett, M. Wells-Longshore, D. Carrel, J. Rubino, J. Schneebeck, S. Griffin, C. Atkinson, K. Stafford, J. Batchelor, N. Huber, A. Morris, M. Hildebrand, D. Perry, R. Cruz, E. Manzo, P. Schulte, A. Jackson, J. Bajorek, H. Hernandez Perez, P. Guidry, S. Day, K. Koca, T. Chamberlain, J. Rubino, T. Vaughn, M. Coffman, R. Luby, I. Bounouar

1. Call to Order

The meeting was called to order.

2. Approval of Minutes

The February 12, 2026, minutes were approved.

3. Consent Items

3.a APD and RAVEN MOU 10

Chief Chamberlain presented a Memorandum of Understanding for the RAVEN Task Force. The RAVEN Task Force is a combination of ATF, HSI and Denver metropolitan area police departments. It is a collaborative that focuses specifically on anti-violence enforcement. The MOU brings all the parties together. They have multiple jurisdictions from other cities, including Denver, the smaller jurisdictions and the two federal partners. They focus strictly on violent crime, guns, and the reduction of those activities.

Mayor Coffman asked how many personnel are dedicated to the RAVEN Task Force. Lieutenant Huber responded they have seven detectives, two sergeants and himself, and with the 14 different agencies, there are about 52 individuals when fully staffed.

Mayor Coffman asked if they cross much, or it is just specifically them. Chief Chamberlain responded that it goes into Denver and the smaller jurisdictions because it is a collaborative. They find that the majority of the events that occur, there is always some connection back to Aurora and that is the benefit of what the group does. Suspects do not know the city boundaries of Aurora or other cities, and that gives them the opportunity to focus on gangs and have an impact on people that are victimized in large geographical

areas outside of just Aurora but definitely have an influence and impact on the crime in Aurora. Participant clarified that if something happens here in Aurora and it crosses over into Denver, for example, we can pursue and vice versa.

Motion made to move this matter on to study session. Passed by unanimous consent.

4. General Business

4.a Socioeconomic Sales and Services Impact Permit (Ordinance)

Trevor Vaughn, Manager of Licensing, stated this is a proposal that council and the committee last saw in September. They last talked about it at a study session in October and then held off after the election to let the new council members get prepared for it.

T. Vaughn gave a presentation and refresher of the proposal. This is a proposed permit. There was some confusion between this and the tobacco retailer license ordinance because they both have spacing requirements and deal with some of the same businesses.

The proposal addresses what they call high-risk businesses, also referred to as poverty industry. They cluster in areas of challenged economics, and there are recommendations from the American Planning Association in addressing where those things are able and allowed to cluster and have impacts in those communities. When some of these industries are clustered together it can create competitive pressure to sell products that are more harmful. A slide was included listing the businesses they looked at that have negative health or financial impacts.

The regulatory approach is to attach it to the general business license and make it streamlined, and it gets renewed with the general business license to keep it administratively simple, and not addressing this through zoning as conditional uses.

Some of the highlights of the permit requirements were reviewed. Convenience stores are included only if they sell alcohol or tobacco, and large format grocery and small healthy grocery stores are excluded. Vape shops will be included as a category, and there is an adjustment for specialty secondhand dealers. Major transit intersections are included as a reference point for distance from those junctions so that these type of businesses do not cluster around those transit junctions.

Place-based multi-discipline crime strategies were reviewed and explained, including Crime Prevention Through Environmental Design (CPTED), Risk Terrain Modeling (RTM) and Place Network Investigations (PNI). Examples of where CPTED is being used in the city were reviewed. RTM is a spatial diagnosis technique to map environmental factors to risky locations and address environmental factors that lead to crime.

The proposal in the permit is 300 feet of spacing between SEI operations, 1,000 feet from any extended occupancy motel, 2,000 feet between the same type of SEI, 500 feet from a

major transit station, except high risk after midnight uses are to be looked at a little differently, and not permitted in retail centers that are vacant or looking rough or with 50% or more vacancy.

Areas of elevated risk are determined by RTM. High risk after midnight uses are automatically considered SEI permit. Make sure that before SEIs open that they are considering CPTED factors. CPTED would be a mitigating or aggravating factor if they are having nuisance activities. Permits could be revoked if there is a pattern of neglect or code violations, public nuisance, having them follow an operational plan if they are in an area of elevated risk or discontinue operations if more than six months.

Permits are automatically issued to existing businesses. The proposed fee is approximately $138 biennial and goes to fund the RTM software.

Outreach will be done at the request of CM Coombs and potentially with the BAB if they agree to host an outreach meeting.

CM Hancock asked regarding Colfax and the new development area, if he foresees attrition or moving some of those businesses may mitigate that concentration of those predatory businesses down in that area. T. Vaughn replied that that is an area where they have seen a ton of this concentration and these businesses have been there a long time. The additional ones may be stopped from moving into the area when space opens up and encourage a different retail environment. As long as they continue operations, they are grandfathered in, even if they sell.

Motion made to move this matter on to study session. Passed by unanimous consent.

5. Miscellaneous Matters for Consideration

Chief Chamberlain gave a presentation on the purpose of the Chief's Community Response Team (CCRT). Chief Chamberlain referred to an incident last year that was referred to as others, specifically referring to a livestream, as a lynching in Del Mar Park, which was false information. It was determined that the incident was a suicide. The Chief stated when he goes to community groups and speaks and he brings that incident up, that is all that it is known for, that there are lynchings in Aurora of black members of the community and that is the narrative. Chief Chamberlain wants to make sure that individuals of color do not feel that that is the reality of the city. Other examples of misinformation were discussed. The Chief wants to bring clarity and bring fact to situations that occur in the city and situations that impact the population of the city. This program is to ensure that all individuals within the community are recognized and have a voice and have a government channel to understand exactly what is going on.

CCRT is needed for multiple reasons. Public safety events move faster than traditional communication channels. Social media allows for fragmented, non-validated,

nonverified information. Community leaders already act as interpreters of police activity within their networks. The operational concept is that this is not a policy body. This is not related to the Community Advisory Council. It is not related or connected to the Monitor. There is no participation in the disciplinary process or decisions or investigations. The role of the members is to serve as conduits to the community. They are selected based on demonstrated credibility and trust within their communities. The participation reflects existing leadership and engagement roles in the city, and they carry factual information rather than advocate departmental positions. How members are selected and what information they receive was reviewed.

They hope to gain transparency and public trust, improve public understanding of how and why policing decisions are made, provide factual context before misinformation spreads, encourage informed dialogue, and strengthen transparency and community trust. Meetings occur every-other month or as-needed during significant events. Information is shared on a legal basis, and some information cannot be given out. This is a pilot program, and it is a living document. Chief Chamberlain would like to see the entire community of Aurora be represented. He thinks there are some very boisterous people that do not allow factual, real-time information to be disseminated and that there is an undermining of what occurs and how it occurs and when it occurs.

CM Hancock stated that there has been some conversation that Chief Chamberlain cherry picked people on this board and asked him to address that. Chief Chamberlain stated that they were not cherry picked, and that it was done with members of the community outreach team that knew these people and knew they had credibility within the community. The members are from all the wards.

Chief Chamberlain stated the AKCRT was created in 1992 following the LA Riots, and he thinks that the failure of that organization was a lack of structure. The concept was the same, but people were never identified, and it never became a legitimate tool to disseminate information.

6. Confirm Next Meeting

The next meeting is scheduled for April 9, 2026.

7. Adjournment

APPROVED: _____

Robert Andrews, Chair

Socioeconomic Impact Permit Proposed Ordinance



Trevor Vaughn, Manager of Licensing

Socioeconomic Impact (SEI) Permit Objectives

- Prevent new clustering of high-risk businesses and support a healthy community
- Businesses associated with negative health or financial impacts
  - Liquor stores, pay day loans, vape stores, marijuana, rent to own, bail bonds, pawnshops, motels
  - Late-night bars in areas of elevated risk

Socioeconomic Impact (SEI) Permit Objectives

- Impacts of SEI Sales and Services:

  <u>When Concentrated</u>:

  - Promote unhealthy products and predatory services
  - Drive crime and worsen community health
  - Fuel cycles of blight and hinder reinvestment
  - Create perceptions of disorder and decline

Socioeconomic Impact (SEI) Permit Objectives

- Reduce competitive pressures "race to the bottom"
- Incorporate place-based crime prevention
- Encourage commercial reinvestment and create welcoming and healthy retail environments

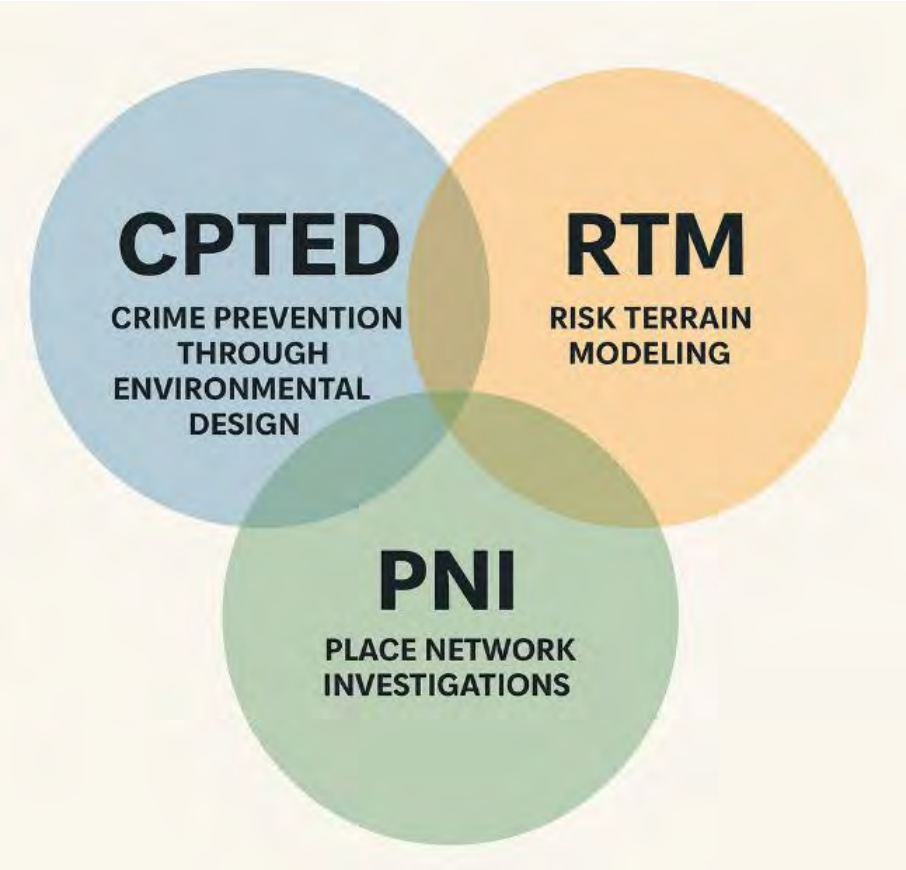
- Regulatory Approach
  - Attached to general business license; primarily distance restrictions, additional rules in areas of elevated risk

Highlights about permit requirements

- Convenience stores only if they sell alcohol / tobacco
  - Large format grocery excluded > 10,000 sq/ft
  - Small Healthy Grocery Stores also excluded
- Vape shop > 15% floor space or >50% sales
- Specialty secondhand shops excluded (comics)
- Transit is for reference only, not included as an SEI
- High Risk After Midnight - considered SEIs in elevated risk areas – Bars, Hookah, Event Centers

Place Based Multi-Discipline Crime Strategies

- Crime Prevention Through Environmental Design (CPTED)
- Risk Terrain Modeling (RTM)
- Place Network Investigations (PNI)



WHAT IS CPTED?

Crime Prevention Through Environmental Design

The proper design and effective use of the built environment can lead to a reduction in the incidence and fear of crime and to an improvement in the quality of life.

WHAT IS NOT CPTED?

- Not target hardening
- Not aggressive surveillance
- Not adding cameras to solve design problems
- Not a policing strategy
- Not a one-size-fits all
- Not hostile architecture
- Not about controlling people

Natural Surveillance

- Where people and their activities are readily observed



Natural Surveillance

- Landscaping 2/6 rule
- Mechanical surveillance (cameras) to supplement



Natural Access Control

- Sidewalks, paving materials, lighting, landscaping, fencing, public art, and colorful design element to guide or allow access to a site.





Territorial Reinforcement

- Use of pavement treatments, landscaping, art, signage, screening and fences to define and outline ownership



Activity Support

- Strategic placement of activities and amenities within a space to encourage positive use and discourage criminal behavior



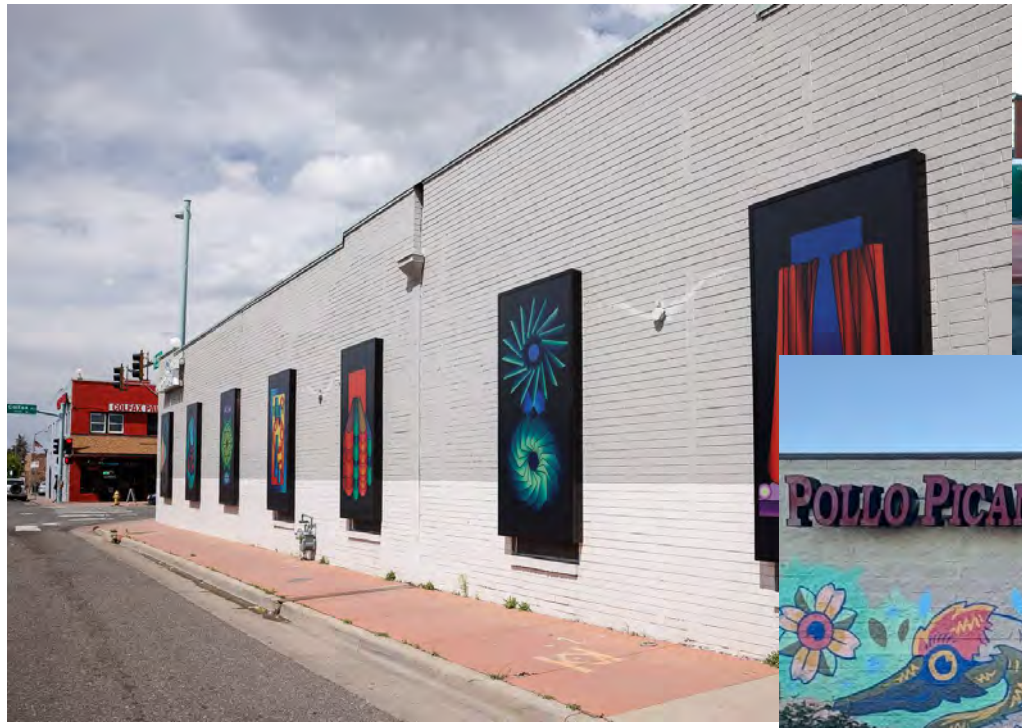
Maintenance and Management







Public Art







Colfax and Havana - Lighting



Risk Terrain Modeling

CPTED without RTM is like playing darts blind”
– Joel Caplan

CRIME & JUSTICE

Can Atlantic City's bold experiment take racial bias out of predictive policing?

In Atlantic City, "violent crime is down about 20 percent. But at the same time our arrests are also down 17 percent. We were able to reduce crime - without contributing to mass incarceration."



ADVERTISEMENT

New Wichita policing model aims to identify locations, not demographics, to lower gun crime

KMUW | By Mia Hennen
Published May 20, 2025 at 10:14 AM CDT

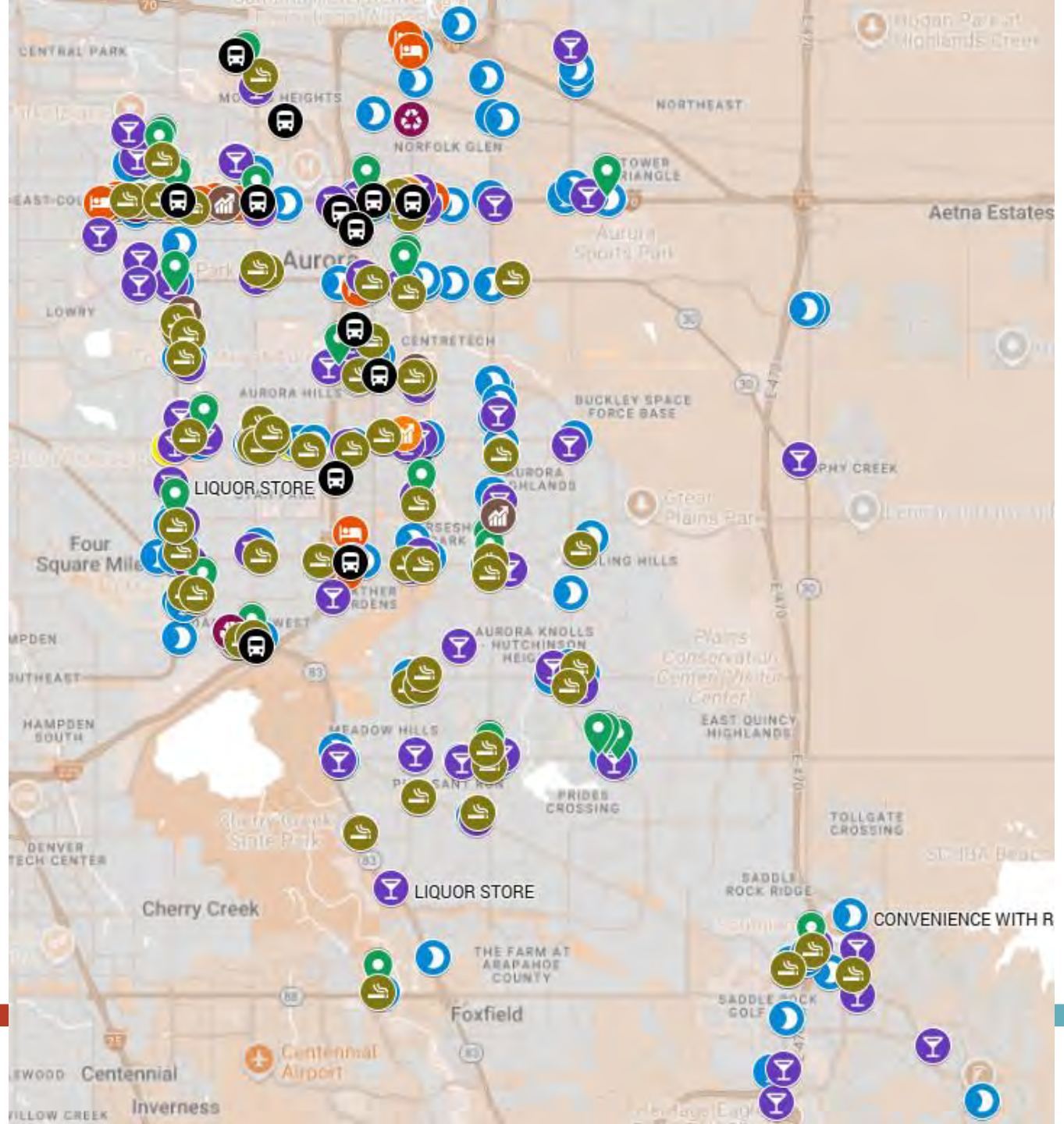
Risk Terrain Modeling (RTM)

- Spatial diagnosis technique to map environmental factors to risky locations
- Proven track record
- Address environmental factors that lead to crime
- Focus on places



LOCATIONS

	CONVENIENCE STORE WITH ALCOHOL/TOBACCO (131)
	LIQUOR STORE (85)
	VAPE / SMOKE (59)
	MARIJUANA (24)
	EXTENDED OCCUPANCY (15)
	PAWNBROKER (14)
	MAJOR TRANSIT STOP (13)
	CHECK CASHING (10)
	RENT TO OWN (4)
	SECONDHAND BUYER (3)
	BAIL BONDS (1)
	HEAD SHOP (1)



Spacing – new businesses only

- 300’ spacing between SEI operations*
- 1000’ any SEI from Extended Occupancy Motel*
- 2000’ between the same type of SEI*
- 500’ from major transit station*

*Except High Risk After Midnight Uses

- Not permitted in retail center exhibiting blight, or with 50% or more vacancy.

Areas of Elevated Risk

- Determined by Risk Terrain Modeling (RTM)
- High Risk After Midnight will automatically be considered SEI in these zones
- New SEIs will need to demonstrate use of CPTED and nature of operations to not increase risk
- Applies CPTED as mitigating or aggravating factor for license penalties for code violations

Permit Requirements / Revocation

- Pattern of neglect / code violations
- Public nuisance violations
- Follow operational plan if in area of elevated risk
- Discontinue operations > 6 months

Implementation

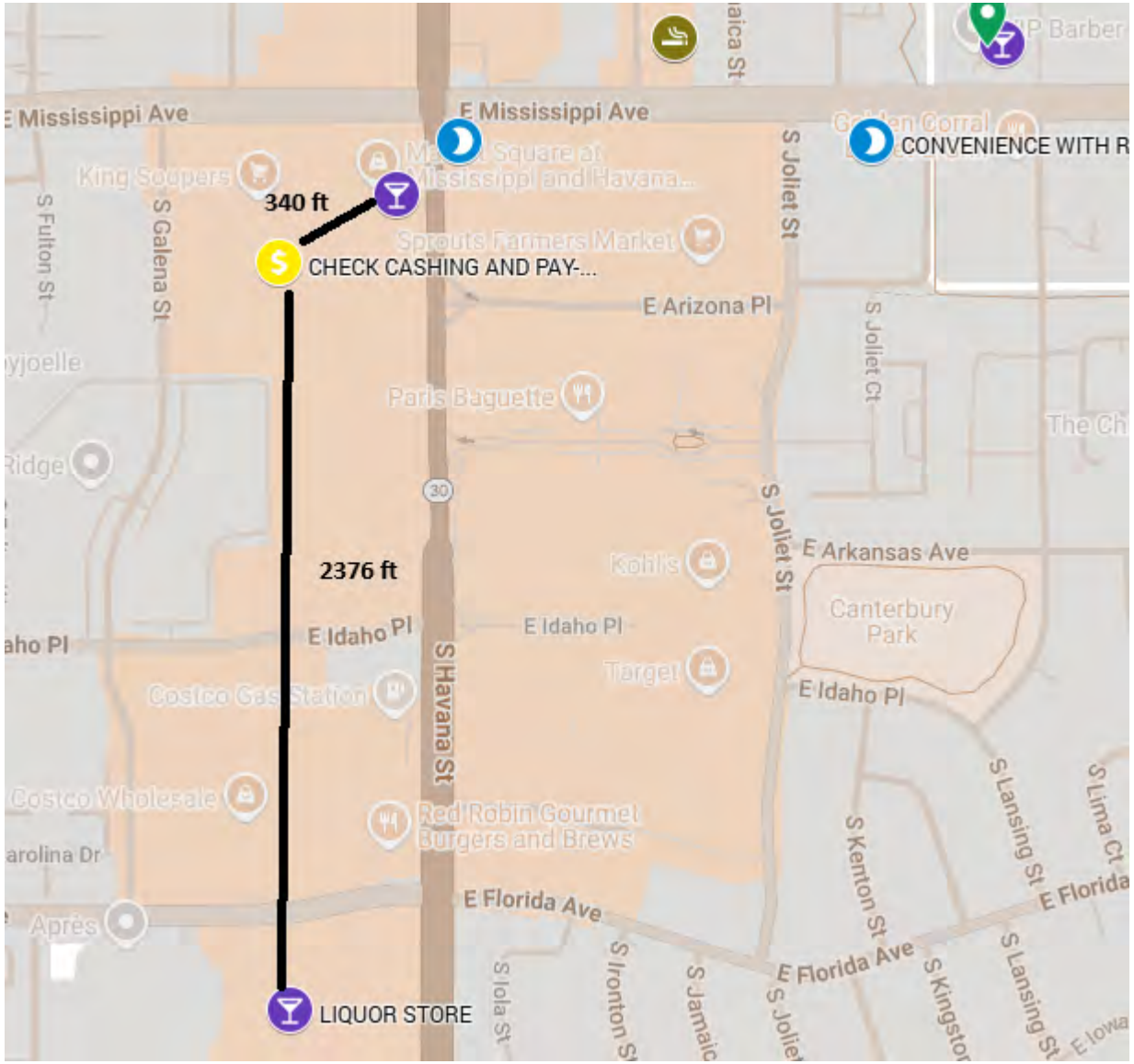
- Permit issued automatically to existing businesses
- Aligns to general business license for application and renewal (biennial)
- Proposed fee of approx. $138 on biennial general business license renewal and new licenses to fund Risk Terrain Modeling

Colfax Corridor

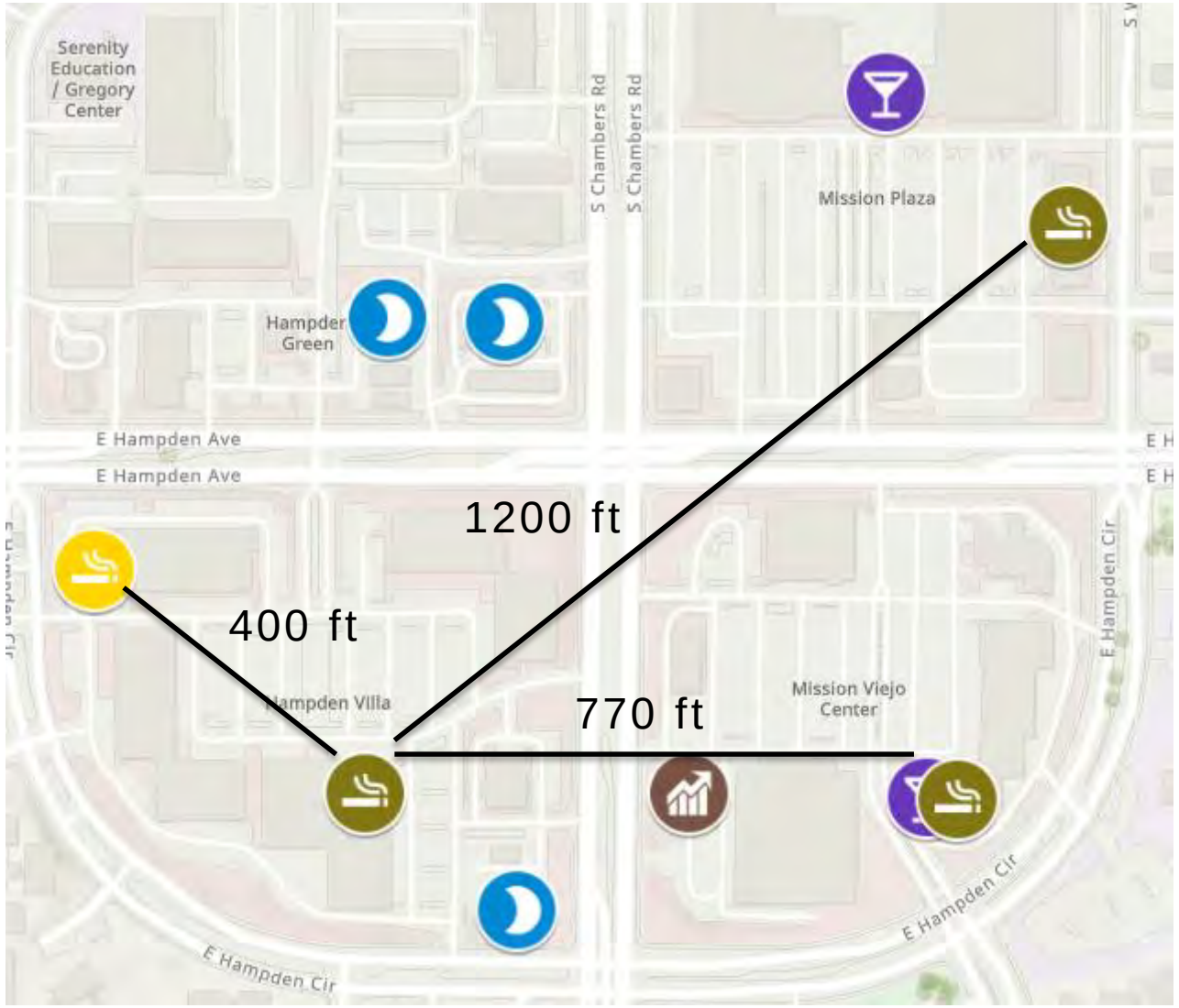


1.12 mi – 5,913 ft

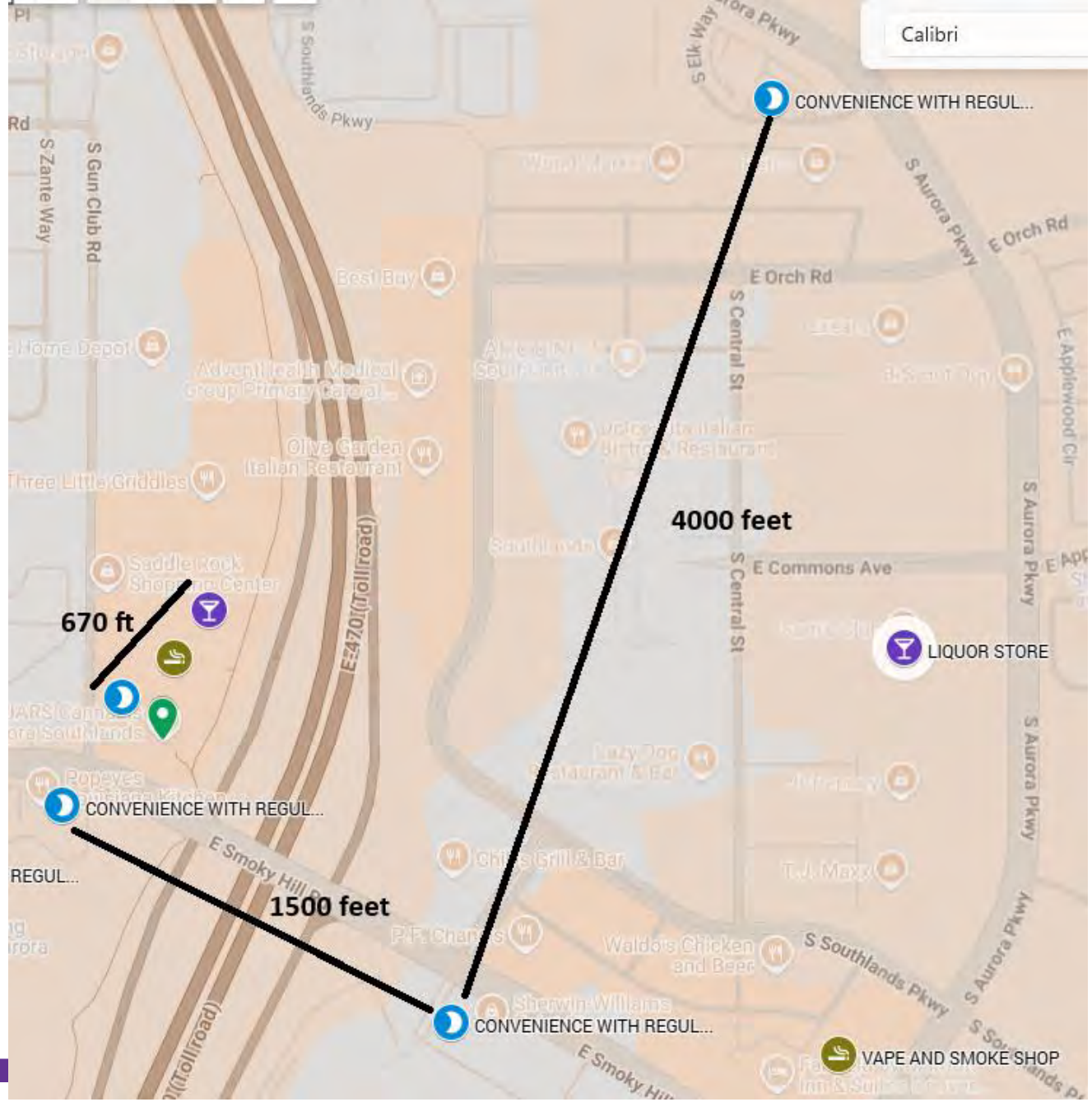
Havana Gardens



Hampden and Chambers.



Southlands


Calibri
CONVENIENCE WITH REGUL...
4000 feet
670 ft
LIQUOR STORE
CONVENIENCE WITH REGUL...
1500 feet
CONVENIENCE WITH REGUL...
VAPE AND SMOKE SHOP
E Orch Rd
E Commons Ave
E Smoky Hill Rd
S Southlands Pkwy
S Aurora Pkwy
S Central St
S Gun Club Rd
S Zante Way
E-470 (Tollroad)

- Is council in support of moving this forward for formal consideration?

CITY OF AURORA
Late Submission Approval for Agenda Item

Item Title: Repealing Sections of Chapter 94 of the City Code Pertaining to Offenses and Miscellaneous Provisions

Item Initiator: Mayor Pro Tem, Alison Coombs

Staff Source/Legal Source: Jason Batchelor, City Manager/Angela Garcia, Senior Assistant City Attorney

Outside Speaker: N/A

Strategic Outcome: Well Managed: High Performing organization, committed to great customer service, innovation, continuous improvement, fiscal stewardship, and maintaining critical infrastructure.

CRITERIA - PLEASE CONSIDER ITEM FOR LATE SUBMISSION FOR THE FOLLOWING REASON:

☐ There is a time-sensitive legal requirement that must be met and cannot be met by a future meeting date

☒ The delay will result in an adverse financial impact to the city

☐ The item is related to a disaster and must be addressed before the next available meeting

☒ This item was requested by Mayor Pro Tem Alison Coombs

COUNCIL MEETING DATES FOR LATE SUBMISSION:

Study Session: 8/24/2026

Regular Meeting: 9/14/2026

EXPLANATION: *(Please provide a detailed explanation as to why the item falls into one or more of the above criteria and why it may not be set for a future meeting date.)*

This item was requested by Mayor Pro Tem Alison Coombs, it was moved from the 8/13 Public Safety Policy Committee Meeting.

I understand the agenda item will not be added to the agenda without submitting this completed form as an attachment in e-Scribe. The agenda item will not be added to the agenda if the workflow is not completed by the WORKFLOW COMPLETED date indicated on the agenda deadline calendar.

_____	Jason Batchelor
Agenda Item Initiator Name	Late Submission Approver Name (Council Appointee or DCM)
_____	08.13.26
Agenda Item Initiator Signature Date	Late Submission Approver Signature Date

CITY OF AURORA
Council Agenda Commentary

Item Title: Repealing Sections of Chapter 94 of the City Code Pertaining to Offenses and Miscellaneous Provisions (Ordinance)
Item Initiator: Alison Coombs, Mayor Pro Tem
Staff Source/Legal Source: Jason Batchelor, City Manager / Peter Schulte, City Attorney
Outside Speaker: N/A
Strategic Outcome: Well-Managed: High performing organization, committed to great customer service, innovation, continuous improvement, fiscal stewardship, and maintaining critical infrastructure.

COUNCIL MEETING DATES:

Study Session: 8/24/2026

Regular Meeting: 9/14/2026

2nd Regular Meeting (if applicable): 9/28/2026

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Jason Batchelor, City Manager / Peter Schulte, City Attorney
Estimated time: 10 mins

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session

☒ Approve Item and Move Forward to Regular Meeting

☐ Information Only

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Public Safety, Courts & Civil Service

Policy Committee Date: 8/13/2026

Action Taken/Follow-up: ***(Check all that apply)***

☒ Recommends Approval ☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation ☒ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

N/A

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

Certain provisions of Chapter 94 establish mandatory minimum penalties that are inconsistent with limitations recognized by the Colorado Supreme Court for corresponding municipal offenses and certain provisions within Chapter 94 of the Aurora City Code have become obsolete or no longer serve an independent municipal purpose.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☒ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT
Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

QUESTIONS FOR COUNCIL

Does City Council approve of moving the item forward to a regular City Council meeting?

LEGAL COMMENTS

All legislative enactments must be in the form of ordinances. (City Charter, Art. 5-1). Council has the power to make and publish ordinances consistent with the laws of the state for carrying into effect or discharging the powers and duties conferred by the State Constitution, State Statute, or City Charter and such as it shall deem necessary and proper to provide for the safety; preserve the health; promote the prosperity; and improve the morals, order, comfort and convenience of the city and the inhabitants thereof. (City Code. Sec. 2-32 and C.R.S., Sec. 31-15-103). (Garcia)

ORDINANCE NO. 2026- ____

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTIONS 94-74, 94-85 AND 94-122, AND REPEALING SECTIONS 94-75, 94-80, 94-149, 94-219, 94-222, 94-223, 94-224, 94-246, 94-248, 94-279, 94-280, 94-281, 94-312, 94-346, 94-347, 94-348, AND 94-385 OF CHAPTER 94 OF THE CITY CODE OF THE CITY OF AURORA PERTAINING TO OFFENSES AND MISCELLANEOUS PROVISIONS.

WHEREAS, the City of Aurora is a home-rule municipality organized pursuant to Article XX of the Colorado Constitution and possesses the authority to adopt and enforce municipal ordinances for matters of local concern; and

WHEREAS, Chapter 94 of the Aurora City Code establishes criminal offenses and penalties enforceable in the Aurora Municipal Court; and

WHEREAS, on December 22, 2025, the Colorado Supreme Court issued its opinion in *In re People v. Camp* and *In re People v. Simons*, 2025 CO 64, holding that when a municipal ordinance prohibits conduct identical to that prohibited by state law, a home-rule municipality may prosecute the offense in municipal court but may not impose penalties that exceed the maximum penalties authorized by state law for the corresponding offense; and

WHEREAS, City Council finds that certain provisions of Chapter 94 establish mandatory minimum penalties that are inconsistent with limitations recognized by the Colorado Supreme Court for corresponding municipal offenses; and

WHEREAS, City Council finds that certain provisions within Chapter 94 of the Aurora City Code have become obsolete or no longer serve an independent municipal purpose, and that repeal of those provisions will improve the organization and clarity of the Aurora Municipal Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. That Section 94-74 of the City Code of the City of Aurora, Colorado is hereby amended and shall read as follows:

Sec. 94-74. Theft.

(a) A person commits theft when he or she knowingly obtains, retains, or exercises control over anything of value of another having a value of less than $1,000 without authorization or by threat or deception; or receives, loans money by pawn or pledge on, or disposes of

anything of value or belonging to another that he or she knows or believes to have been stolen; and

(1) Intends to deprive the other person permanently of the use or benefit of the thing of value;

(2) Knowingly uses, conceals, or abandons the thing of value in such manner as to deprive the other person permanently of its use or benefit;

(3) Uses, conceals, or abandons the thing of value intending that such use, concealment, or abandonment will deprive the other person permanently of its use or benefit;

(4) Demands any consideration to which that person is not legally entitled as a condition of restoring the thing of value to the other person; or

(5) Knowingly retains the thing of value more than 72 hours after the agreed-upon time of return in any lease or hire agreement.

(b) It shall be unlawful to knowingly transfer a label or other designation of price from one item to another or alter the item with intent to purchase such item at a lesser cost.

(c) If any person willfully conceals unpurchased goods, wares, or merchandise owned or held by and offered or displayed for sale by any store or other mercantile establishment, whether the concealment is on that person's own body, clothing or otherwise and whether on or off the premises of the store or mercantile establishment, such concealment shall constitute prima facie evidence that the person intended to commit the crime of theft.

(d) It shall be unlawful to procure food or accommodations with the intent to defraud in any public establishment without making payment therefor in accordance with an agreement with such public establishment where the total amount due under such agreement is $1,000 or less.

(1) For the purposes of this subsection, the following words have the following meanings:

a. *Agreement with such public establishment* means any written or verbal agreement as to the price to be charged for and the acceptance of food, beverage, service, or accommodations where the price to be charged therefor is printed on a menu or schedule of rates shown to or made available by a public establishment to the patron and includes the acceptance of such food, beverage, service, or accommodations for which a reasonable charge is made.

b. *Public establishment* means any establishment selling or offering for sale prepared food or beverages to the public generally, or any establishment leasing or renting overnight sleeping accommodations to the public generally, including but not exclusively restaurants, cafes, dining rooms, lunchcounters, coffeeshops, boardinghouses, hotels, motor hotels, motels, and roominghouses, unless the rental thereof is on a month-to-month basis or a longer period of time.

~~(2) As part of the fine or penalty imposed under section 1-13, a person who pleads guilty or no contest to or is convicted of an offense under this subsection where the total due under the agreement is $15.00 or more:~~

~~a. *Mandatory minimum sentence*. A mandatory minimum jail sentence of 72 consecutive hours shall be imposed. The court shall not set aside or suspend this minimum sentence.~~

(e) For the purpose of this section, the terms "anything having value," "anything of value," and "thing of value" shall include, but not be limited to, the following:

(1) Any tangible or intangible thing, including property, which has value or may be exchanged for monetary consideration, including any "major component of a motor vehicle." A "major component of a motor vehicle" means any of the following parts of a motor vehicle:

a. The engine;

b. The transmission;

c. A front fender;

d. The hood;

e. Any door allowing entrance to or egress from the passenger compartment of the vehicle;

f. The front or rear bumper;

g. A rear quarter panel;

h. The deck lid, tailgate, or hatchback;

i. The trunk floor pan;

j. The cargo box of a pickup truck;

k. The frame, or if the vehicle has a unitized body, the supporting structure or structures that serve as the frame;

l. The cab of a truck;

m. The body of a passenger vehicle;

n. An airbag or airbag assembly;

o. A wheel or tire;

p. A catalytic converter; or

q. Any other part of a motor vehicle that is comparable in design or function to any of the parts that have been listed, or that have been labeled with a unique traceable identification number, by the manufacturer of the motor vehicle or part;

(2) Any services for which a person would reasonably expect to provide monetary compensation; or

(3) Any compensation to which a person is entitled for services provided.

(f) For the purposes of this subsection, the term "services" shall not include the provision of shelter or housing for any term whatsoever.

(g) *Evidence of value.*

(1) For purposes of this section, when theft occurs from a store, evidence of the retail value of the thing involved shall be prima facie evidence of the value of the thing involved. Evidence offered to prove retail value may include but shall not be limited to affixed labels and tags, signs, shelf tags, and notices.

(2) For the purposes of this section, in all cases where theft occurs, evidence of the value of the thing involved may be established through the sale price of other similar property and may include but shall not be limited to testimony regarding affixed labels and tags, signs, shelf tags, and notices tending to indicate the price of the thing involved. Hearsay evidence shall not be excluded in determining the value of the thing involved. (Code 1979, § 27-53; Ord. No. 2024-62, § 3, 9-23-2024; Ord. No. 2022-37, § 3, 7-11-2022; Ord. No. 2013-29, § 1, 9-9-2013; Ord. No. 2007-84, §§ 2—4, 12-17-2007; Ord. No. 98-64, § 2, 10-5-1998)

Section 2. That Section 94-75 of the City Code of the City of Aurora, Colorado, is hereby repealed.

Sec. ~~94-75. Motor vehicle theft.~~

~~(a) As used in this section, unless the context otherwise requires, the term "motor vehicle" means all vehicles of whatever description propelled by any power other than muscular, except vehicles running on rails.~~

~~(b) It shall be unlawful to commit motor vehicle theft. A person commits motor vehicle theft if he or she knowingly obtains or exercises control over a motor vehicle of another~~

~~without authorization or by threat or deception and if none of the aggravating factors or other circumstances listed in C.R.S. § 18-4-409, as amended, recodified, or reenacted, that would otherwise classify the offense as a felony are present.~~

~~(c) As part of the fine or penalty imposed under section 1-13, a person who pleads guilty or no contest to or is convicted of an offense under this section:~~

~~(1) *Mandatory minimum sentence*. A mandatory minimum jail sentence of 60 days shall be imposed. The court shall not set aside or suspend this minimum sentence.~~

~~(2) *Repeat offender*. If evidence is presented that the defendant has previously been convicted for motor vehicle theft or a similar offense under this Code, Colorado State law, or the laws of another state, a mandatory minimum jail sentence of 120 days shall be imposed. The court shall not set aside or suspend this minimum sentence. (Code 1979, § 27-54; Ord. No. 2024-62, § 4, 9-23-2024)~~

Section 3. That Section 94-80 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-80. Prohibited use of skateboards, in-line skates, and similar devices.~~

~~(a) It shall be unlawful for any person to use skateboards, in-line skates, or similar devices on public or private property which is posted to prohibit any person from entering or remaining upon that property while utilizing skateboards, in-line skates, or similar devices.~~

~~(b) The owner of private property is authorized to post or cause to be posted signs which give notice of the prohibition of the use of skateboards, in-line skates, or similar devices referenced in subsection (a). Such posting shall be deemed to authorize, without further action of the owner, enforcement of this section. (Ord. No. 96-22, § 1, 7-1-1996)~~

Section 4. That Section 94-85 of the City Code of the City of Aurora, Colorado (a) is hereby amended and shall read as follows:

Sec. 94-85. Retail Theft.

~~(a)~~ A person commits retail theft when the person commits the offense of theft under section 94-74 of any goods or merchandise for sale by a business licensed under section 86-87.

~~(b) As part of the fine or penalty as defined in section 1-13, every person who pleads guilty or no contest to or is convicted of this offense where the amount of value taken is over $100.00, a mandatory minimum jail sentence of 72 consecutive hours shall be imposed in~~

~~addition to any other sentence imposed by the court. The court shall not set aside or suspend this minimum sentence.~~

~~(c) *Repeat offender.*~~

~~(1) Upon a conviction of a defendant under this section, if evidence is presented that the defendant has previously been once convicted of retail theft or a similar offense under this Code, Colorado State law, or the laws of another state, a mandatory minimum jail sentence of 90 days shall be imposed. The court shall not set aside or suspend this minimum sentence.~~

~~(2) Upon a conviction of a defendant under this section, if evidence is presented that the defendant has previously been at least twice convicted of retail theft or a similar offense under this Code, Colorado State law, or the laws of another state, a mandatory minimum jail sentence of 180 days shall be imposed. The court shall not set aside or suspend this minimum sentence.~~

~~(3) Any prior conviction as used in this subsection is applicable for a repeat offender punishment regardless of the dollar value amount of the item(s) or service(s) stolen or taken in those prior offenses. (Ord. No. 2024-62, § 2, 9-23-2024)~~

Section 5. That Section 94-122 of the City Code of the City of Aurora, Colorado is hereby amended and shall read as follows:

(a) It shall be unlawful for any person to camp on private property without the express written consent of the property owner or the owner's agent, except in any location where camping has been expressly authorized by the city. It shall be unlawful for any person to camp or store property in an area or location designated as an area closed to camping, as defined in section 114-112.

(b) It shall be unlawful for any person to camp on any public property, except in any location where camping has been expressly authorized by the city.

~~(c) Any person convicted of violating this section is subject to the general penalty provisions as provided in section 1-13.~~

(c)~~(d)~~ For purposes of this section:

Camp or *camping* means the use of property for the purpose of unauthorized overnight occupancy, or to reside or dwell on public property with shelter overnight, or the use of public property for the purpose of overnight occupancy or longer occupancy. The term "shelter" as used in this definition includes, without limitation, any tent, tarpaulin, lean-to, sleeping bag, bedroll, blankets, or any form of cover or protection from the elements other

than clothing. The term "reside or dwell" includes, without limitation, conducting such activities as eating, sleeping, or the storage of personal possessions. Evidence of unauthorized camps includes, but is not limited to, sleeping, or making preparations to sleep by laying out personal belongings, bedding, bedroll(s), blanket(s), sleeping pad(s), sleeping bag(s), erecting or occupying a tent, makeshift shelter, lean-to, tarpaulin, enclosure, or other structure used for overnight living purposes, or any form of cover or protection from the elements other than clothing, or making preparations for a fire or making a fire (except for fires at sites specifically designated or authorized for a fire by the parks, recreation and open space (PROS) department), setting up or using a camp stove, cooking device, or other type of heating source (except for grills and personal grills permitted in designated areas by PROS). Camp or camping can include using a vehicle for overnight occupancy where overnight occupancy or overnight camping violates City Code or a city rule or regulation or is not otherwise authorized by the city. Camping does not include napping during the day or picnicking.

Public property means, by way of illustration, but not limited to, a highway, highway median, any street, street median, road, road median, alley, sidewalk, strips of land between streets and sidewalks, lanes, catch basins, pedestrian or transit mall, bike path, greenway, public parking lot, or any other structure or area encompassed within the public right-of-way; any park, parkway, mountain park, open space, natural area, trail, beach, playground, or other publicly owned recreation facility; a municipal watercourse, bodies of water, watercourses, stormwater infrastructure such as, but not limited to, bridges, pipes, inlets and culverts; or any other grounds, buildings, or other facilities owned or leased by the city or by any other public entity, regardless of whether such public property is vacant or occupied and actively used for any public purpose.

~~(c) Any person convicted of camping or storing property in an area closed to camping, as described in section 114-112, is subject to the general penalty provision as provided in section 1-13.~~ (Ord. No. 2025-12, § 1, 2-10-2025; Ord. No. 2024-25, § 1, 6-24-2024; Ord. No. 2022-12, § 1, 3-28-2022)

Section 6. That Section 94-149 of the City Code of the City of Aurora, Colorado is hereby repealed.

~~Sec. 94-149. Unlawful sale and possession of restricted ammunition.~~

~~It shall be unlawful to sell or possess any restricted ammunition. (Code 1979, § 27-118)~~

Section 7. That Section 94-219 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-219. Toxic vapors.~~

~~(a) *Definition.* As used in this section, the term "toxic vapors" shall mean the following substances or products containing such substances: alcohols (methyl, ethyl, isopropyl, propyl, butyl), aliphatic acetates (ethyl, methyl, propyl, methyl cellosolve acetate), acetone, benzene, carbon tetrachloride, cyclohexane, freons (freon 11 and freon 12), hexane, methyl ethyl ketone, methyl isobutyl ketone, naphtha, perchlorethylene, toluene, trichloromethane or xylene.~~

~~(b) *Use or possession.* It shall be unlawful for any person intentionally to smell or inhale the fumes of toxic vapors for the purpose of causing a condition of euphoria, excitement, exhilaration, stupefaction or dulled senses or nervous system or to possess, buy or use any such substance for the purpose of violating or aiding another to violate this section.~~

~~(c) *Under the influence*. It shall be unlawful for any person to intentionally be under the influence of any toxic vapors.~~

~~(d) *Sale*.~~

~~(1) It shall be unlawful for any person to sell, give, deliver or furnish any substance releasing toxic vapors to any minor without the personal or written consent of a parent, guardian or other person having legal care or custody of such minor, except when the sale of one tube of glue is made simultaneously with the sale, purchase and delivery of a hobby or model kit.~~

~~(2) It shall be unlawful for any person, except a person who is at the time of such sale actually employed by or engaged in operating a bona fide commercial establishment at a fixed location, to sell to any other person any substance releasing toxic vapors, and all sales of such substance not made in or from such an establishment shall be unlawful.~~

~~(3) It shall be unlawful for any person knowingly to sell or offer for sale, deliver or give away to any other person any substance releasing toxic vapors where the seller, offerer, deliverer or donor knows or has reason to believe that such substance will be used for the purpose of inducing a condition of euphoria, excitement, exhilaration, stupefaction or dulled senses or nervous system.~~

~~(e) *Exception.* This section shall not apply to the inhalation of anesthesia for medical or dental purposes. (Code 1979, § 27-3)~~

Section 8. That Section 94-222 of the City Code of the City of Aurora, Colorado is hereby repealed.

~~Sec. 94-222. Use or possession of a controlled substance.~~

~~(a) For the purposes of this section, the term "controlled substance" shall have the definition as set forth in section 18-18-102 of the Colorado Revised Statutes.~~

~~(b) Except as otherwise provided in this division for offenses concerning marijuana, it shall be unlawful for any person to use any controlled substance, except when it is dispensed by or under the direction of a person licensed or authorized by law to prescribe, administer, or dispense the controlled substance for bona fide medical needs.~~

~~(c) Except as authorized by Article 42.5 of Title 12 of the Colorado Revised Statutes, or by Part 2 or 3 of Article 18 of Title 18 of the Colorado Revised Statues, or by section 94-221(a)(1) or (a)(2) of this Code, it shall be unlawful for any person to knowingly possess any material, compound, mixture or preparation that contains any quantity of a controlled substance listed in Schedule III, IV or V of Part 2 of Article 18 of Title 18 of the Colorado Revised Statutes except Flunitrazepam or Ketamine.~~

> ~~(1) If the circumstances described in section 94-221(a)(1) or (a)(2) occur, the peace officer shall not arrest the person pursuant to this section for any minuscule, residual controlled substance that may be present in the used hypodermic needle or syringe, and the city attorney shall not charge or prosecute the person pursuant to this section for any minuscule, residual controlled substance that may be present in a used hypodermic needle or syringe. The circumstances described in section 94-221(a)(1) may be used as a factor in a probable cause or reasonable suspicion determination of any criminal offense if the original stop or search was lawful. (Ord. No. 2016-01, § 2, 1-25-2016; Ord. No. 2012-09, § 2, 3-19-2012)~~

Section 9. That Section 94-223 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-223. Unlawful use or possession of synthetic cannabinoids or Salvia divinorum.~~

~~(a) It shall be unlawful for any person to use or possess any amount of any synthetic cannabinoid or Salvia divinorum.~~

~~(b) The following words, when used in this section shall have the meanings herein after set forth.~~

> ~~*Analog* means any chemical that is substantially similar in chemical structure to a chemical compound that has been determined to have binding activity at one or more cannabinoid receptors.~~
>
> ~~*Salvia divinorum* means Salvia divinorum, salvinorin A, and any part of the plant classified as Salvia divinorum, whether growing or not, including the seeds thereof,~~

~~any extract from any part of the plant, and any compound, manufacture, salts, derivatives, mixture, or preparation of the plant, its seeds, or its extracts.~~

~~*Synthetic cannabinoid* means any chemical compound that is chemically synthesized and either:~~

~~1. Has been demonstrated to have binding activity at one or more cannabinoid receptors; or~~

~~2. Is a chemical analog or isomer of a compound that has been demonstrated to have binding activity at one or more cannabinoid receptors.~~

~~*Synthetic cannabinoid* includes but is not limited to the following substances:~~

~~1. HU-210: (6AR,10AR)-9-(Hydroxymethyl)-6,6-Dimethyl-3-(2-Methyloctan-2-yl)-6A, 7,10,10A-Tetrahydrobenzo[C]Chromen-1-ol;~~

~~2. HU-211: Dexanabinol, (6AS, 10AS)-9-(Hydroxymethyl)-6, 6-Dimethyl-3-(2-Methyloctan-2-YL)-6A, 7, 10, 10A-Tetrahydrobenzo[C]Chromen-1-ol;~~

~~3. JWH-018: 1-Pentyl-3-(1-Naphthoyl)Indole;~~

~~4. JWH-073: 1-Butyl-3-(1-Naphthoyl)Indole;~~

~~5. JWH-081: 1-Pentyl-3-(4-Methoxy-1-Napthoyl)Indole, also known as 4-Methoxynapthalen-1-YL-(1-Pentylindol-3-YL)Methanone;~~

~~6. JWH-200: 1-[2-(4-Morpholinyl)Ethyl]-3-(1-Napthoyl)Indole;~~

~~7. JWH-250:1-Pentyl-3-(2-Methoxyphenylacetyl)Indole, also known as 2-(2-Methoxyphenyl)-1-(1-Petylindol-3-yl)Ethanone; and~~

~~8. CP 47, 497, and homologues: 2-[(1R, 3S)-3-Hydroxycyclohexyl]-5-(2-Methyloctan-2-yl)Phenol.~~

~~*Synthetic cannabinoid* does not mean:~~

~~1. Any Tetrahydrocannibols, as defined in C.R.S. 18-18-102(35); or~~

~~2. Nabilone. (Ord. No. 2012-10, § 1, 3-19-2012)~~

Section 10. That Section 94-224 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-224. Limitations on the manufacture of marijuana concentrate.~~

~~(a) Except as provided in subsection (c) of this section, it shall be unlawful for a person to process or manufacture marijuana concentrate anywhere in the City.~~

~~(b) Except as provided in subsection (c) of this section, it shall be unlawful for any person who owns, manages, operates [or] otherwise controls the use of any premises anywhere in the City to allow marijuana concentrate to be processed or manufactured on the premises.~~

~~(c) It shall not be an offense under this section to process or manufacture marijuana concentrate if:~~

> ~~(1) The production of marijuana concentrate is done in a licensed retail marijuana product manufacturing facility and in compliance with all applicable state and local laws, and all rules and regulation promulgated thereunder, including any and all necessary permits.~~
>
> ~~(2) The production of marijuana concentrate is done by means of a water-based extraction method and is done in compliance with all applicable state and local laws, and all rules and regulations promulgated thereunder.~~

~~(d) The following words and terms, as used in this section, shall have the following meaning:~~

> ~~Cannabinoid means a class of chemical compounds found within the marijuana plant that act on the cannabinoid receptors in the central nervous system. Cannabinoids are separated into several classes which includes tetrahydrocannabinols (THC), the main active cannabinoid in marijuana.~~
>
> ~~Manufacture means to produce, prepare, propagate, compound, convert or process a controlled substance, directly or indirectly, by extraction from substances of natural origin, chemical synthesis, or a combination of extraction and chemical synthesis. The term "manufacture" includes removing or extracting the oil from a marijuana plant.~~
>
> ~~Marijuana means all parts of the plant of the genus Cannabis whether growing or not, the seed thereof, the resin extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin, including marijuana concentrate. "Marijuana" does not include industrial hemp, nor does it include fiber produced from the stalks, oil, or cake made from the seeds of the plant, sterilized seed of the plant which is incapable of~~

~~germination, or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other products.~~

~~Marijuana concentrate means hashish, cannabinoids, or any alkaloid, salt, derivative, preparation, compound, or mixture, whether natural or synthesized, of cannabinoids.~~

~~Water-based extraction means processing or manufacturing marijuana concentrate by extracting cannabinoids from marijuana through the use of only water, ice, or dry ice. (Ord. No. 2015-19, § 1, 4-27-2015)~~

Section 11. That Section 94-246 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-246. Obscenity.~~

~~(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:~~

~~*Material* means anything tangible that is capable of being used or adapted to arouse interest, whether through the medium of reading, observation, sound, or in any other manner, but does not include an actual three-dimensional obscene device.~~

~~*Obscene* means material or a performance that:~~

~~1. The average person, applying contemporary community standards, would find that taken as a whole appeals to the prurient interest in sex;~~

~~2. Depicts or describes:~~

~~a. Patently offensive representations or descriptions of ultimate sex acts, normal or perverted, actual or simulated, including sexual intercourse, sodomy, and sexual bestiality; or~~

~~b. Patently offensive representations or descriptions of masturbation, excretory functions, sadism, masochism, lewd exhibition of the genitals, the male or female genitals in a state of sexual stimulation or arousal, or covered male genitals in a discernibly turgid state; and~~

~~3. Taken as a whole, lacks serious literary, artistic, political, or scientific value.~~

~~*Obscene device* means a device, including a dildo or artificial vagina, designed or marketed as useful primarily for the stimulations of human genital organs.~~

Patently offensive means so offensive on its face as to affront current community standards of tolerance.

Performance means a play, motion picture, dance, or other exhibition performed before an audience.

Promote means to manufacture, issue, sell, give, provide, lend, mail, deliver, transfer, transmit, publish, distribute, circulate, disseminate, present, exhibit, or advertise, or to offer or agree to do such.

Prurient interest means a shameful or morbid interest.

Simulated means the explicit depiction or description of any of the types of conduct set forth in subsection (2) of the definition of obscene in this subsection, which creates the appearance of such conduct.

Wholesale promote means to manufacture, issue, sell, provide, mail, deliver, transfer, transmit, publish, distribute, circulate, disseminate, or to offer or agree to do the same for purpose of resale.

(b) Offenses.

(1) It is unlawful to commit wholesale promotion of obscenity. A person commits wholesale promotion of obscenity if, knowing its content and character, he or she wholesale promotes or possesses with intent to wholesale promote any obscene material.

(2) It is unlawful to commit promotion of obscenity. A person commits promotion of obscenity if, knowing its content and character, he or she:

a. Promotes or possesses with intent to promote any obscene material; or
b. Produces, presents, or directs an obscene performance or participates in a portion thereof that is obscene or that contributes to its obscenity.

(c) Exceptions.

(1) This section does not apply to a person who possesses or distributes obscene material or participates in conduct otherwise proscribed by this section when the possession, participation, or conduct occurs in the course of law enforcement activities.

(2) This section does not apply to a person's conduct otherwise proscribed by this section which occurs in that person's residence as long as that person does not engaged in the wholesale promotion or promotion of obscene material in his or her residence.

~~*(d) Injunctions to restrain the promotion of obscene materials.*~~

~~(1) The municipal court and the judges thereof shall have full power, authority, and jurisdiction to enjoin the wholesale promotion, promotion, or display of obscene materials as specified in this section and to issue all necessary and proper restraining orders, injunctions, and writs and processes in connection therewith not inconsistent with this section.~~

~~(2) If a person wholesale promotes or promotes or is about to wholesale promote or promote or has in his or her possession with intent to wholesale promote or promote or is about to acquire possession with intent to wholesale promote or promote any obscene material, the city attorney may maintain an action for injunction against such person to prevent the wholesale promotion or promotion or further wholesale promotion or promotion of the material described or identified in the suit for injunction.~~

~~(3) This subsection shall not authorize the issuance of temporary restraining orders except where exigent circumstances require the issuance. In matters of exigent circumstances, the restraining order shall provide that the action must be commenced on the earliest possible date. No temporary restraining order may be issued to restrain the continued exhibitions of a motion picture being shown commercially before the public, notwithstanding the existence of exigent circumstances.~~

~~(4) No temporary restraining order or temporary injunction may be issued except after notice to the person sought to be enjoined and only after all parties have been offered or afforded an opportunity to be heard. A person shall be deemed to have been offered or afforded an opportunity to be heard if notice has been given and he or she fails to appear. At such hearing, evidence shall be presented and witnesses examined.~~

~~(5) Before or after the commencement of the hearing on an application for a temporary injunction, the court may, and on motion of the party sought to be restrained shall, order the trial on the action on the merits to be advanced and consolidated with the hearing on the application. Where such hearings are not so consolidated and a temporary injunction or restraining order is issued, the court shall hold a final hearing and a trial of the issues within one day after joinder of issue, and a decision shall be rendered within two days of the conclusion of the trial. If a final hearing is not held within one day after joinder of issue or a decision not rendered within two days of the conclusion of the trial, the injunction shall be dissolved. No temporary injunction or restraining order shall issue until after a showing of probable cause to believe that the material or display is obscene and a showing of probable success on the merits. Any such temporary injunction or restraining order shall provide that the defendant may~~

~~not be punished for contempt if the material is found not to be obscene after joinder of issue, final hearing, and trial.~~

~~(6) Nothing contained in this subsection shall prevent the court from issuing a temporary restraining order forbidding the removing, destroying, deleting, splicing, or otherwise altering of any motion picture alleged to be obscene.~~

~~(7) Any person sought to be permanently enjoined shall be entitled to a full adversary trial of the issues within one day after the joinder of issue, and a decision shall be rendered by the court within two days of the conclusion of the trial. If the defendant in any suit for a permanent injunction filed under the terms of this division shall fail to answer or otherwise join issue within the time required to file his or her answer, the court, on motion of the party applying for the injunction, shall enter a general denial for the defendant and set a date for hearing on the question raised in the suit for injunction within ten days following the entry of the general denial entered by the court. The court shall render its decision within two days after the conclusion of the hearing.~~

~~(8) If a final order or judgment of injunction is entered against the person sought to be enjoined, such final order or judgment shall contain a provision directing the person to surrender to the chief of police or his or her designee any material described in the definition of obscene in subsection (a) of this section, and the chief of police or his or her designee shall be directed to seize and destroy material six months after the entry of the final order unless criminal proceedings or an indictment is brought before that time, in which event, the material may be used as evidence in such criminal proceeding.~~

~~(9) In any action brought as provided in this subsection, the city attorney shall not be required to file any undertaking, bond or security before the issuance of any injunction order provided for in this subsection, shall not be liable for costs, and shall not be liable for damages sustained by reason of the injunction order in cases where judgment is rendered in favor of the person sought to be enjoined.~~

~~(10) Every person who wholesale promotes, promotes, displays, or acquires possession with intent to wholesale promote, promote, or display any of the material described in the definition of obscene in subsection (a) of this section, after the service upon him or her of a summons and complaint in an action brought pursuant to this section, is chargeable with knowledge of the contents. (Code 1979, § 27-83; Ord. No. 95-52, exhibit A (§ 27-83), 9-11-1995)~~

Section 12. That Section 94-248 of the City Code of the City of Aurora, Colorado, is hereby repealed.

Sec. 94-248. Display and dissemination of sexually explicit material harmful to minors.

(a) *Legislative declaration*. Both the United States Supreme Court and state supreme court have held that the government's interest in protecting the well-being of children permits greater latitude in adopting restrictions which limit children's access to sexually explicit materials than can be imposed on adults, and the purpose of this section is to enact reasonable time, place, and manner regulations to further this compelling governmental interest. The dissemination regulations of this section are designed to prevent the sale to minors of materials deemed legally obscene as to minors, but not as to adults. Similarly, the performance provisions of this section are designed to prevent minors from being exposed to sexually explicit performances that are not appropriate for minors. The purpose of the display regulations of this section is to establish a narrowly drawn provision preventing the display to minors of material that is harmful to minors, which provision has only an incidental effect on the right of adults to sell adult materials and an adult's ability to purchase them.

(b) *Definitions*. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Harmful to minors means that quality of any material or performance that depicts sexually explicit nudity or sexual activity and that, taken as a whole, has the following characteristics:

1. The average adult person applying contemporary community standards would find that the material or performance has a predominant tendency to appeal to a prurient interest of minors;

2. The average adult person applying contemporary community standards would find that the depiction of sexually explicit nudity or sexual activity in the material or performance is patently offensive to prevailing standards in the adult community concerning what is suitable to minors; and

3. The reasonable adult person would find the material or performance lacks serious, literary, artistic, political, or scientific value for minors.

Material means pictures, drawings, video recordings, films, books, magazines, or other depictions, descriptions, or representations of sexual activity or sexually explicit nudity.

Minor means an individual who is less than 18 years old and is not married or judicially emancipated.

~~*Obscene device* means a device, including a dildo, vibrator, or artificial vagina, designed or marketed as useful primarily for the stimulation of human genital organs.~~

~~*Sexual activity* means any of the following acts:~~

~~1. Masturbation, whether done alone or with another human or an animal.~~

~~2. Vaginal, anal, or oral intercourse, whether done with another human or with an animal.~~

~~3. Touching, in an act of apparent sexual stimulation or sexual abuse, of the clothed or unclothed genitals, pubic area, or buttocks of another person or the clothed or unclothed breasts of a human female.~~

~~4. An act or condition that depicts torture, physical restraint by being fettered or bound, or flagellation which is intended to depict apparent sexual stimulation or sexual abuse.~~

~~5. Excretory functions.~~

~~6. The insertion of any part of a person's body or of any object into another person's anus or vagina, except when done as part of a generally recognized medical procedure.~~

~~*Sexually explicit nudity* means the showing of:~~

~~1. Uncovered or less than opaquely covered human genitals, pubic area, or buttocks, or the nipple or any portion of the areola of the human female breast; or~~

~~2. Covered human male genitals in a discernibly turgid state.~~

~~(c) Unlawful display to minors.~~

~~(1) A person commits the offense of displaying material that is harmful to minors if, having custody, control, or supervision of a commercial establishment and knowing the character or content of the material, he or she displays material that is harmful to minors or an obscene device in any show window or any other window facing upon any street, alley, sidewalk, parking lot, mall common area, or any other similar area to which the general public has access.~~

~~(2) It is an affirmative defense to a prosecution under this section that the material or device in question was not within 15 feet of the glass plate constituting the window.~~

~~(d) *Disseminating harmful material to minors.* A person commits the offense of disseminating harmful material to minors if, with or without consideration and knowing the character or content of the material, he or she:~~

~~(1) Sells, furnishes, presents, or distributes to a minor material that is harmful to minors;~~

~~(2) Allows a minor to review or peruse material that is harmful to minors; or~~

~~(3) Sells, furnishes, presents, or distributes to a minor an obscene device.~~

~~(e) *Exhibiting harmful performances to minors.* A person commits the offense of exhibiting a harmful performance to a minor if, with or without consideration and knowing the character or content of the performance, he or she allows a minor to view a live performance that is harmful to minors.~~

~~(f) *Affirmative defense.* Except as provided in subsection (f)(2) of this section, a mistake of age is not a defense to a prosecution under this subsection. It is an affirmative defense to a prosecution under this section that:~~

~~(1) The defendant was a parent or legal guardian of the minor.~~

~~(2) Before disseminating or exhibiting the harmful material, obscene device, or performance, the defendant requested and received a driver's license, or state identification card indicating that the minor to whom the material, device, or performance was disseminated or exhibited was at least 18 years old, and the defendant reasonably believed the minor was at least 18 years old.~~

~~(3) The dissemination or exhibition was made with the prior written and notarized consent of a parent or guardian of the minor.~~

~~(g) *Severability.* If any provision of this section or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions of this section which may be given effect without the invalid provision or application, and to this end, the provisions of this section are declared to be severable. (Code 1979, § 27-85)~~

Section 13. That Section 94-279 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-279. Possession of a gambling device or records.~~

~~(a) Except as provided in subsection (b) of this section, a person who owns, manufactures, sells, transports, possesses or engages in any transaction designed to affect the ownership,~~

~~custody, or use of a gambling device or gambling record, knowing that it is to be used in professional gambling, commits possession of a gambling device or record.~~

~~(b) The sale, transportation, manufacture, and remanufacture of gambling devices, including the acquisition of essential parts therefor and the assembly of such parts, is permitted, provided such devices are sold, transported, manufactured, and remanufactured only for transportation in interstate or foreign commerce when such transportation is not prohibited by any applicable foreign, state, or federal law. Storage of gambling devices is also permitted, but only for purposes of manufacturing, remanufacturing, and transporting such devices in interstate or foreign commerce when their transportation is not prohibited. Such activities may be conducted only by persons who have registered with the United States government pursuant to the provisions of 15 USC 24 as legal buyers. Gambling devices may not be sold for use in the state, regardless of where purchased, or manufactured, remanufactured, or stored for purposes of manufacture, remanufacture, and transportation in violation of any applicable state or federal law. For purposes of this subsection, the term "legal buyer" means a buyer who resides in another state or country which does not restrict the possession of the specific gambling device in question. (Code 1979, § 27-99; Ord. No. 95-52, exhibit A (§ 27-99), 9-11-1995)~~

Section 14. That Section 94-280 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-280. Gambling information.~~

~~(a) It shall be unlawful to knowingly transmit or receive gambling information by telephone, telegraph, radio, or other means, or knowingly install or maintain equipment for the transmission or receipt of gambling information.~~

~~(b) Facilities and equipment furnished by a public utility in the regular course of business and which remain the property of the utility while so furnished shall not be seized except in connection with an alleged violation of this division by the public utility and shall be forfeited only upon conviction of the public utility therefor. (Code 1979, § 27-100)~~

Section 15. That Section 94-281 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-281. Gambling premises.~~

~~(a) Any owner, lessee, agent, employee, operator, or occupant who knowingly maintains, aids or permits the maintaining of gambling premises commits unlawful maintaining of a gambling premises.~~

~~(b) All gambling premises are common nuisances which shall be subject to abatement as provided by law, including any such premises that are located within an authorized entertainment district. (Code 1979, § 27-101; Ord. No. 2017-56, § 3, 10-30-2017)~~

Section 16. That Section 94-312 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-312. Sale to minors and intoxicated persons.~~

~~(a) It shall be unlawful for any person to sell, serve, give away, dispose of, exchange or deliver or permit the sale, serving, giving or procuring of ethyl alcohol to or for any person under the age of 21 years of age or to a visibly intoxicated person or to permit any such person to participate in the sale or dispensing thereof.~~

~~(b) A parent or legal guardian of a person under 21 years of age or any natural person who has the permission of such parent or legal guardian may give or permit the possession and consumption of ethyl alcohol to or by a person under the age of 21 years of age, while such person is legally upon private property, as defined in section 94-314, with the knowledge and consent of the owner or legal possessor of such private property, if the parent or legal guardian is present during such possession or consumption. This subsection shall not be construed to permit any establishment which is or is required to be licensed pursuant to C.R.S. tit. 12, art. 46(C.R.S. § 12-46-101 et seq.), tit. 12, art. 47(C.R.S. § 12-47-101 et seq.) or tit. 12, art. 48(C.R.S. § 12-48-101 et seq.) or any members, employees or occupants of any such establishment to give, provide, make available, or sell ethyl alcohol to a person under 21 years of age. (Code 1979, § 27-71; Ord. No. 2002-57, § 2, 10-14-2002; Ord. No. 95-52, exhibit A (§ 27-71), 9-11-1995)~~

Section 17. That Section 94-346 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-346. Aiding or harboring a runaway child.~~

~~(a) A person commits aiding or harboring a runaway child if he or she:~~

~~(1) Knowingly aids a child in running away from home by concealing the child's whereabouts without reporting to the child's parent, legal guardian, or other legal custodian or to a law enforcement agency within 24 hours;~~
~~(2) Knowingly harbors a child who has run away from home without reporting the child's whereabouts to the child's parent, legal guardian, or other legal custodian or to a law enforcement agency within 24 hours.~~

~~(b) The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:~~

~~Harbor means to keep secreted, cohabit with, or provide shelter for any unmarried minor without the consent of the parent, guardian or other person having legal custody of such person.~~

~~Home means the child's place of residence, including the home of any parent, legal guardian, or other legal custodian, but the term does not include any facility or residence under the jurisdiction of the department of institutions.~~

~~Runaway child means an unmarried minor who has run away from home or is otherwise beyond the control of his or her parent, legal guardian, or other legal custodian, but the term does not include a child who is under the legal custody of the department of institutions.~~

~~(c) Nothing in this section shall be construed to apply to a peace officer acting in his or her official capacity. (Code 1979, § 23-6; Ord. No. 95-52, exhibit A (§ 23-6), 9-11-1995)~~

Section 18. That Section 94-347 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-347. Unlawful sales of obscene materials.~~

~~It shall be unlawful for any person knowingly to sell or loan for monetary consideration to a minor:~~

~~(1) Any picture, photograph, drawing, sculpture, motion picture film or similar visual representation or image of a person or portion of the human body which depicts nudity, sexual conduct or sadomasochistic abuse and which is harmful to minors; or~~

~~(2) Any book, pamphlet, magazine, printed matter, however reproduced, or sound recording which contains any matter enumerated in subsection of this section or explicit and detailed verbal descriptions or narrative accounts of sexual excitement, sexual conduct or sadomasochistic abuse and which, taken as a whole, is harmful to minors. (Code 1979, § 23-19)~~

Section 19. That Section 94-348 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 94-348. Entry or presence of minor on premises of sexually oriented business.~~

~~(a) It shall be unlawful for the owner, operator, manager, person in charge, or any employee of a sexually oriented business, as defined in section 26-441, to knowingly allow or permit any person under the age of 18 years to enter or be present in the premises of such business.~~

~~(b) It shall be an affirmative defense to a violation of this section that the person under the age of 18 years exhibited a fraudulent proof of age in order to gain entrance to the business premises. (Code 1979, § 23-20)~~

Section 20. That Section 94-385 of the City Code of the City of Aurora, Colorado, is hereby repealed.

~~Sec. 385. Report by physician of injured persons.~~

~~(a) It shall be unlawful for any physician or surgeon practicing within the City, who attends or has under his or her charge or care any patient or other person suffering from any gunshot wound, powder burn, or any other injury arising from the discharge of a firearm or an injury caused by a knife, an ice pick, or any other sharp or pointed instrument which he or she believes to be intentionally inflicted or caused by the patient's own act or by the act of another or any other injury which he or she has reason to believe involves a criminal act, to fail to report forthwith to the police department the name of such patient or other person and all facts appertaining to such case within the knowledge of such physician or surgeon.~~

~~(b) Any physician who makes a report pursuant to this subsection (a) of this section shall not be subject to the physician-patient relationship described in C.R.S. § 13-90-107(1)(d) as to the medical examination and diagnosis. Such physician may be examined as a witness, but not as to any statements made by the patient that are the subject matter of C.R.S. § 13-90-107(1)(d). (Code 1979, § 27-26; Ord. No. 95-52, exhibit A (§ 27-26), 9-11-1995)~~

Section 21. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 22. Pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the Office of the City Clerk.

Section 23. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such

conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

INTRODUCED, READ AND ORDERED PUBLISHED this _____ day of _____, 2026.

PASSED AND ORDERED PUBLISHED this _____ day of _____, 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

PETER A. SCHULTE, CITY ATTORNEY

RLA

By: _____
ANGELA GARCIA, Senior Assistant City Attorney

CITY OF AURORA
Late Submission Approval for Agenda Item

Item Title: Evaporative Cooler Ordinance
Item Initiator: Casey Rossman, Executive Specialist, Aurora Water
Staff Source/Legal Source: Marshall Brown, General Manager, Aurora Water / Ian Best, SR Asst. City Attorney
Outside Speaker: N/A
Council Goal: 2012: 3.4--Maintain a reliable water system

CRITERIA - PLEASE CONSIDER ITEM FOR LATE SUBMISSION FOR THE FOLLOWING REASON:

☒ There is a time-sensitive legal requirement that must be met and cannot be met by a future meeting date

☐ The delay will result in an adverse financial impact to the city

☐ The item is related to a disaster and must be addressed before the next available meeting

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COUNCIL MEETING DATES FOR LATE SUBMISSION:

Study Session: 8/24/2026

Regular Meeting: 9/14/2026

EXPLANATION: ***(Please provide a detailed explanation as to why the item falls into one or more of the above criteria and why it may not be set for a future meeting date.)***

This item was slated to go to Water Policy Committee at the September 16, 2026, meeting. However, it has been requested to be added to the August 24, 2026 Study Session agenda listing Council Member Wiles as the item Sponsor.

I understand the agenda item will not be added to the agenda without submitting this completed form as an attachment in e-Scribe. The agenda item will not be added to the agenda if the workflow is not completed by the WORKFLOW COMPLETED date indicated on the agenda deadline calendar.

Casey Rossman
Agenda Item Initiator Name

Casey Rossman 8/11/2026
Agenda Item Initiator Signature Date

Marshall P. Brown
Late Submission Approver Name

8/11/2026
Late Submission Approver Signature Date

CITY OF AURORA
Council Agenda Commentary

Item Title: Evaporative Cooling (Ordinance)
Item Initiator: Casey Rossman, Executive Specialist, Aurora Water
Staff Source/Legal Source: Marshall Brown, General Manager, Aurora Water / Ian Best, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Healthy: Connecting natural and built environments with multimodal networks, ensuring access to parks and recreation, and preserving sustainable water supplies.

COUNCIL MEETING DATES:

Study Session: 8/24/2026

Regular Meeting: 9/14/2026

2nd Regular Meeting (if applicable): 9/28/2026

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Sponsor: Amy Wiles, Council Member / Françoise Bergan, Council Member
Marshall Brown, General Manager, Aurora Water / Ian Best, Senior Assistant City Attorney
Estimated time: 20 mins

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☐ Approve Item and Move Forward to Study Session

☒ Approve Item and Move Forward to Regular Meeting

☐ Information Only

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: ***(Check all that apply)***

☐ Recommends Approval ☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation ☐ Minutes Not Available

☐ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

N/A

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

There are finite water resources available in the arid Colorado climate in which the City is located, which Aurora Water must consider as it prepares to meet the projected water supply demands associated with expected population growth in the coming decades. As part of the city's ongoing efforts to conserve water it has been determined that the use of evaporative cooling technologies in the City of Aurora lead to inefficient water usage and threaten Aurora Water's ability to reliably provide water service for all Aurora residents.

Therefore, Aurora Water is recommending the new building evaporative cooling mechanisms will no longer be permitted in the City of Aurora and any evaporative cooling systems installed prior to the enactment of the ban, may only be replaced if the replacement results in equal or more efficient water use and does not increase the system's overall water consumption.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☒ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT
Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does the Council support moving forward an Ordinance of the City Council of the City of Aurora, Colorado, prohibiting permits for evaporative cooling mechanisms in new commercial, multifamily or industrial buildings to the September 9, 2026 Council meeting?

LEGAL COMMENTS

Council shall act only by ordinance, resolution or motion. All legislative enactments must be in the form of ordinances; all other actions, except as herein provided, may be in the form of resolutions or motions. (Section 5-1, Aurora City Charter). The city has the power to construct, condemn and purchase, acquire, lease, add to, maintain, conduct and operate waterworks and any other public utilities, for its own use and the use of its citizens, and to legislate upon, provide, regulate, conduct, and control the issuance, refunding and liquidation of all kinds of municipal obligations. (City Code Sec. 138-27). Council Members, City Manager, City Attorney, Chief Public Defender, Presiding Judge, and Court Administrator are the only ones who have authority to place items on Study Session and Regular/Special Meeting agendas. Each such item shall indicate the party requesting the item. (Council Rule Article II, Section 1). (Best)

ORDINANCE NO. 2026- ____

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, PROHIBITING PERMITS FOR NEW BUILDING EVAPORATIVE COOLING MECHANISMS

WHEREAS, the City of Aurora, and its Utility Enterprise ("Aurora Water") is responsible for providing safe and reliable drinking water to the current and future residents and customers of Aurora Water; and

WHEREAS, finite water resources are available in the arid Colorado climate in which the City is located, which Aurora Water must consider as it prepares to meet the projected water supply demands associated with expected population growth in the coming decades; and

WHEREAS, use of evaporative cooling technologies in the City of Aurora lead to inefficient water usage and threaten Aurora Water's ability to reliably provide water service for all Aurora residents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. The City Code of the City of Aurora, Colorado, is hereby amended by adding a section, to be numbered 138-163 which section reads as follows:

Sec. 138-163 – New building evaporative cooling mechanisms not permitted.

(a) The term Evaporative Cooling as used in this section shall mean any mechanical or engineered device or system that cools air by the evaporation of water, including but not limited to direct evaporative coolers, indirect evaporative coolers, and combination direct/indirect evaporative cooling systems.

(b) No new commercial, multifamily or industrial building that utilizes evaporative cooling mechanisms or devices as part of the building's heating, ventilation, air conditioning, and refrigeration system shall be permitted. This excludes new and existing single-family residences. This provision shall be deemed to prevail over any contrary or inconsistent provision of the City Code, any code published by reference pursuant to Charter 5-9, City rules and regulations or standards and specifications. Exceptions may only be granted, in writing by the City Manager, General Manager, or their respective designee.

(c) Evaporative cooling systems approved and installed prior to the effective date of this ordinance, may only be expanded or replaced with evaporative cooling equipment if such expansion or replacement results in a system that is equal to or more efficient than the existing technology and does not increase the system's overall water consumption.

(d) Any application that has not been issued a building permit by the City as of the effective date of this section 138-163, shall be subject to its provisions. Any application that has been issued a building permit as of the effective date of this section may construct or install the evaporative cooling system in accordance with the approved plans and building permit.

Section 2. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 3. Pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the Office of the City Clerk.

Section 4. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

INTRODUCED, READ AND ORDERED PUBLISHED this _____ day of _____, 2026.

PASSED AND ORDERED PUBLISHED this _____ day of _____, 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

PETER A. SCHULTE, CITY ATTORNEY

By: Ian J Best RLA
IAN BEST, Sr. Assistant City Attorney

CITY OF AURORA
Council Agenda Commentary

Item Title: DUAL LISTED: Installation of New Turf and Ornamental Water Features (Ordinance)
Item Initiator: Tim York, Manager of Conservation, Aurora Water
Staff Source/Legal Source: Marshall Brown, General Manager, Aurora Water / Ian Best, Senior Assistant City Attorney
Outside Speaker: N/A
Strategic Outcome: Healthy: Connecting natural and built environments with multimodal networks, ensuring access to parks and recreation, and preserving sustainable water supplies.

COUNCIL MEETING DATES:

Study Session: 9/14/2026

Regular Meeting: 9/14/2026

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: ☐ Yes ☒ No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time: (For Study Session items only indicate combined time needed for presentation and discussion)

Sponsor: Amy Wiles, Council Member / Françoise Bergan, Council Member
Marshall Brown, General Manager, Aurora Water / Ian Best, Senior Assistant City Attorney
Estimated time: 10 mins

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

☒ Approve Item and Move Forward to Study Session

☐ Approve Item and Move Forward to Regular Meeting

☐ Information Only

☐ Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

☐ Approve Item as Proposed at Policy Committee

☐ Approve Item as Proposed at Study Session

☐ Approve Item as Proposed at Regular Meeting

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Water Policy

Policy Committee Date: 5/18/2022

Action Taken/Follow-up: ***(Check all that apply)***

☒ Recommends Approval

☐ Does Not Recommend Approval

☐ Forwarded Without Recommendation

☐ Minutes Not Available

☒ Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

On July 20, 2022, the Water Policy Committee approved moving an Ordinance amending sections 138-191 of the City Code pertaining to the instillation of turf and ornamental water features in new development forward to Study Session.

On August 22, 2022, City Council approved an Ordinance amending sections 138-191 of the City Code pertaining to the instillation of turf and ornamental water features in new development as item 15d.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

Aurora's water conservation efforts have resulted in large and quantifiable water savings, yet about half of the city's water use is still used for outdoor irrigation. Water used in irrigation cannot be recaptured by Aurora Water's Prairie Waters potable reuse system. In order to meet future water needs due to climate change and population growth, increasing the amount of reusable water is a primary goal of the utility. In 2022, an ordinance was introduced and passed that restricted non-functional turf installation for new development.

2026 has proven to be a significant drought year which has led to the increased need for water savings in Aurora. The proposed ordinance will prohibit the installation of turf and ornamental water features unless approved in writing by the General Manager of Aurora. There will be no exemptions granted for the development or redevelopment of a golf course; the installation of any ornamental water feature; or the removal of water-wise landscaping for the purpose of installing turf.

Additionally, operation of any spray irrigation devices in non high-traffic areas will be prohibited between October 1 through April 30. Spray irrigation in high-traffic areas will be prohibited between October 15 through April 30 unless pre-approved in writing by the General Manager of Aurora Water.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

☐ Revenue Impact ☐ Budgeted Expenditure Impact ☐ Non-Budgeted Expenditure Impact
☐ Workload Impact ☒ No Fiscal Impact

REVENUE IMPACT
Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT
Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT
Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does the Council support moving an Ordinance of the City Council of the City of Aurora, Colorado amending section 138-191 of the City Code pertaining to the prohibition against the installation of new turf and ornamental water features forward to the Septmeber 14, 2026 Council meeting?

LEGAL COMMENTS

Council shall act only by ordinance, resolution or motion. All legislative enactments must be in the form of ordinances; all other actions, except as herein provided, may be in the form of resolutions or motions. (Section 5-1, Aurora City Charter) Although items may be requested by other parties, Council Members, City Manager, City Attorney, Chief Public Defender, Presiding Judge, and Court Administrator are the only ones who have authority to place items on Study Session and Regular/Special Meeting agendas. Each such item shall indicate the party requesting the item. (Council Rules Article II, Section 1). (Best).

ORDINANCE NO. 2026- ____

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTION 138-191 OF THE CITY CODE PERTAINING TO THE PROHIBITION AGAINST THE INSTALLATION OF NEW TURF AND ORNAMENTAL WATER FEATURES

WHEREAS, the City of Aurora, and its Utility Enterprise ("Aurora Water") is responsible for providing safe and reliable drinking water to all current and future City residents and customers of Aurora Water; and

WHEREAS, finite water resources are available in Colorado's arid climate in which Aurora Water must consider as it prepares to meet the projected water supply demands associated with expected population growth in the coming decades; and

WHEREAS, water used to irrigate high water usage grasses or turfs and water used in ornamental water features limits the water that can be recaptured by Aurora Water through its Prairie Waters potable reuse system, and increases non-recoverable water lost to evaporation; and

WHEREAS, low water-use turfs and water-wise landscapes provide attractive and more sustainable alternatives better suited to ensure Aurora Water can meet system demands now and in the future while allowing Aurora Water to maximize the responsible re-use of available water especially in light of possible droughts and water availability emergencies.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. That section 138-191 of the City Code of the City of Aurora, Colorado, is hereby amended and replaced in its entirety with a new section 138-191 to read as follows:

Sec. 138-191 – Installation of turf and ornamental water features prohibited.

(a) *Definitions.* As used in this section, the following words and phrases shall have the meanings ascribed to them below:

***Curbside landscape* means any landscaped area between a sidewalk and curb.**

***High traffic active use area* means any grass or turf area which is used primarily by the public or community and includes, public parks, school grounds, athletic and playing fields, and golf tee boxes, greens, designated fairway areas, and driving ranges.**

Install or Installation **means as context requires (1) any method utilized to plant turf or grass including but not limited to laying sod (sodding) or hydroseeding (any method by which any mix of grass seed, mulch, fertilizer and water is sprayed); or (2) the construction or placement of an ornamental water feature or spray irrigation device system. As used in this section the term installation shall not be interpreted to include the re-installation or replacement of preexisting turf (regardless of whether the preexisting turf conforms with the definition of turf below).**

Landscaped common area **means the landscaped tract or area in proximity to the facilities within a single-family detached or a commercial development, owned or maintained, or both, by the property owner or the responsible caretaker association, that is irrigated from a common irrigation system that is owned or maintained, or both, by the property owner or responsible caretaker association.**

Median **means any area that serves as a physical barrier, strip, or reserved area that separates opposing lanes of traffic.**

Ornamental water feature **means any exterior decorative fountain, waterfall, basin, pond, lake, waterway or other similar aesthetic water structure. As used in this section the term ornamental water feature shall not be interpreted to include any drainage facilities, storm drainage systems, stormwater systems, detention pond, basin, or other feature or facility required to be constructed pursuant to City Code.**

Spray irrigation device **means any device or system that distributes or emits pressurized water through the air to irrigate a specific area, including but not limited to, pop-up spray heads, spray nozzles, rotor heads, rotator nozzles and microsprays.**

Turf **means any turf or grass species, variety, or blend, including but not limited to Kentucky bluegrass and fescue, which requires greater than fifteen inches (15") (or (9.345 gallons)) of irrigation water per square foot per year.**

Water-wise landscape **means any landscape designed utilizing any combination of shrubs, perennials, and warm-season grasses which cumulatively requires less than fifteen inches (15'') (or (9.345 gallons)) of irrigation water per square foot per year.**

(b) *Legislative declaration*. The City Council finds and determines that the installation of turf and ornamental water features within the City is detrimental to the long-term health, safety and welfare of the residents of the City. In the arid Colorado climate, finite water resources are available for Aurora Water to provide water services to its residents and customers, and available water is likely to become even more scarce as the City's population is projected to grow. The prohibition of turf installation and ornamental water feature construction serves important public purposes, including, but not limited to the following:

(1) conserving more water for drinking purposes as opposed to irrigation purposes, especially in times of drought or water availability emergency; and

(2) limiting the amount of non-recoverable water lost to irrigation and evaporation that can no longer be recaptured by Aurora Water for re-use through, among other systems, the Prairie Waters potable reuse system; and

(3) allowing for reasonable water-wise landscaping alternatives that provide similar functionality and aesthetic beauty; and

(4) allowing Aurora Water to support economic growth and development while best positioning Aurora Water to meet the City's projected future water demands in the arid west.

(5) As a home rule city, the City exercises broad inherent authority to responsibly regulate the provision of its finite water services to its residents and customers in order to best protect the health, safety, and welfare of all residents and customers.

(c) ***Installation of turf prohibited.*** **Turf installation is prohibited in the City for any purpose unless specifically pre-approved in writing by the General Manager.**

(d) ***Construction of ornamental water features prohibited.*** **The installation or construction of any public or private ornamental water feature is prohibited in the City.**

(e) ***Median and curbside landscape irrigation prohibited.*** **After January 1, 2027 the installation of permanent spray irrigation device(s) to irrigate in medians or curbside landscapes is prohibited in the City.**

(f) ***Spray irrigation device usage.***

(1) Non high traffic active use areas. Operation of any spray irrigation device is prohibited in the City between October 1 and April 30 unless specifically pre-approved in writing by the General Manager for all areas that are not high traffic active use areas.

(2) High traffic active use areas. Operation of any spray irrigation device is prohibited in the City between October 15 and April 30 unless specifically pre-approved in writing by the General Manager for all areas that are high traffic active use areas.

(3) Maintenance. Spray irrigation devices may be operated solely for maintenance purposes to prevent leaks or other malfunction, as necessary, regardless of the calendar date.

(g) ***Removal of water-wise landscaping.*** **The removal of water-wise landscaping for the purpose of installing turf is prohibited in the City and no permit for such shall be granted.**

(h) ***Exemptions.***

(1) Any request for an exemption to install turf or operate a spray irrigation device between October 1 and April 30 for non high traffic active use areas (or between October 15 and April 30 for high traffic active use areas) must be submitted, in writing, to the General Manager and include a detailed explanation demonstrating

why such action is necessary and appropriate based on the totality of the circumstances. The General Manager, or designee, shall have fourteen (14) days from actual receipt of such exemption request to issue a written response. The General Manager's (or designee's) determination shall be final.

(i) No exemption shall be granted for: the development of a golf course; the installation of any ornamental water feature; or the removal of water-wise landscaping for the purpose of installing turf.

(2) Landscape common areas for which the owner or responsible party has paid the City all applicable fees set forth in the City Code, including without limitation the fees owed under section 138-221, as amended, prior to the date this section 138-191 is effective are exempt from this section.

(i) Except as set forth in subsection (h) of this section, there shall be no exemptions, waivers, or variances to this section 138-191 permitted.

(j) This section 138-191 applies to all development and re-development within the City. To the extent any provision of City Code, as now or hereafter amended, conflicts with this section 138-191, this section shall control.

~~**Sec. 138-191.**~~

~~**Use of turf and ornamental water features.**~~

~~(a) *Definitions.* As used in this section, the following words and phrases shall have the meanings ascribed to them below:~~

~~*Active or programmed recreation area* means an area with a primary function of sport field but can also accommodate secondary functions including but not limited to nonorganized sporting events, cultural activities and organized social gatherings.~~

~~*Aesthetic turf* means turf areas designed for aesthetic appeal only and are not conducive to active or programmed recreation.~~

~~*Commercial development* means any development that meets the commercial user definition in section 138-221.~~

~~*Curbside landscape* means the landscaped area between a sidewalk and curb.~~

~~*Landscaped common area* means areas within a private community designed for community use in section 138-151.~~

~~*Median* means the landscaped area between opposing directions street traffic lanes.~~

Multi-family residential development means developments that meet the multi-family user development definition in section 138-221.

Ornamental water feature means any exterior decorative fountains, waterfalls, basins, ponds, lakes, waterways or other similar aesthetic structures unless required under Article VIII, Stormwater, of this chapter.

Residential development perimeter or *common landscape* means any landscaped area within a residential development not irrigated by a residential water meter and not dedicated as a park per the City of Aurora's Parks, Recreation and Open Space Dedication and Development Criteria Manual.

Turf means any cool-season turf species, variety or blend, including but not limited to Kentucky bluegrass and fescue.

Water-wise landscape means landscapes designed with shrubs, perennials and warm-season grasses with an annual irrigation water requirement of less than 15" (9.345 gallons) per square foot.

(b) The intent of this section is to assist the city in meeting future water needs.

(c) *Use of turf and ornamental water features.* The provisions of this section apply to all development and redevelopment within the city.

(1) *Exemptions.* Developments with complete site plan application submitted to the city prior to the date of September 30, 2022, are exempt from this section.

(2) An exemption may be granted for consistency within developments when a site plan approved prior to January 1, 2023, is adjacent to a site plan without approval prior to January 1, 2023, and a net water savings can be accomplished beyond what is minimally required under this section.

An exemption under this subsection must be approved by both the general manager and the City of Aurora director of planning.

(d) Turf that serves primarily an aesthetic purpose shall not be permitted.

(e) The installation of new turf shall be restricted as follows:

(1) Turf shall not be installed in the front or side yards of any single-family dwelling except as specified in subsection (e)(2) of this section.

(2) The installation of new turf in alley load residential front yards where backyard size prohibits the installation of turf shall not exceed the lesser of: 45 percent or 500 square feet.

(3) The installation of new turf in residential backyards shall not exceed the lesser of: 45 percent of the backyard area as defined by the Unified Development Ordinance or 500 square feet.

(4) The removal of water-wise landscaping for the purpose of installing turf is prohibited, regardless of building permit issue date.

(5) Turf shall not be installed in medians or curbside landscapes.

(f) The installation of turf in the following developments shall be allowed only in active or programmed recreation areas:

(1) Multi-family developments;

(2) Commercial developments;

(3) Public and private schools;

(4) Interior landscaped common areas on a common irrigation meter designed for recreation and conforming to the City's Unified Development Ordinance, as modified from time to time; and

(5) Formal sports fields, informal play areas, active and reflective recreation areas only as defined in the city's Parks, Recreation and Open Space Dedication and Development Criteria Manual.

(g) Turf shall not be installed for the development of golf courses.

(h) *Ornamental water features*. The use of water in all public and private exterior ornamental water features and ponds is prohibited.

(i) *Median and curbside landscape*. The installation of new spray and/or sprinkler irrigation systems in median and curbside landscaping is prohibited.

(j) Except as indicated in subsections (c)(1) and (2) of this section, there shall be no waivers or variances to this section permitted.

(k) Three years after the effective date of the ordinance codified in this section, the city manager shall have a third party economic study conducted to include at least the following elements:

~~impact of this section on water usage in the City of Aurora; impact of this section on household water rates in the City of Aurora; impact of this section on home values and prices in the City of Aurora; impacts of this section on new home construction in the City of Aurora; and adoption of similar ordinances by other jurisdictions within the Denver metropolitan area.~~

Section 2. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 3. Pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the Office of the City Clerk.

Section 4. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

INTRODUCED, READ AND ORDERED PUBLISHED this _____ day of _____, 2026.

PASSED AND ORDERED PUBLISHED this _____ day of _____, 2026.

_____
MIKE COFFMAN, Mayor

ATTEST:

_____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

PETER A. SCHULTE, CITY ATTORNEY

By: Ian J Best RLA
IAN BEST, Assistant City Attorney

EFFECTIVE DATE: 10/15/2022

ORDINANCE NO. 2022- 46

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, ENACTING SECTION 138-191 OF THE CITY CODE PERTAINING TO THE USE OF TURF AND ORNAMENTAL WATER FEATURES

WHEREAS, Aurora Water is responsible for providing water for the residents of the City of Aurora; and

WHEREAS, water scarcity in the arid west is compounded by water availability and population growth; and

WHEREAS, water used in irrigation and ornamental water features severely limits the amount of water that can be recaptured by Aurora Water's Prairie Waters potable reuse system; and

WHEREAS, low water-use landscapes are attractive, require less maintenance, save water and better withstand drought. Eliminating high water use turf in nonfunctional and aesthetic areas maximizes the amount of available reusable water, a primary goal of Aurora Water.

WHEREAS, the intent of section 138-191 is to help Aurora Water meet future water needs and is in the interest of the health, safety and general welfare of the residents of Aurora.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. Section 138-191 of the City Code of the City of Aurora, Colorado, is hereby amended to read as follows:

Sec. 138-191 Use of turf and ornamental water features.

(1) Definitions. As used in this section 138-191 the following words and phrases shall have the meanings ascribed to them below:

***Turf* means any cool season turf species, variety or blend, including but not limited to Kentucky bluegrass and Fescue.**

***Aesthetic Turf* means turf areas designed for aesthetic appeal only and are not conducive to active or programmed recreation.**

Water-wise landscape means landscapes designed with shrubs, perennials and warm-season grasses with an annual irrigation water requirement of less than 15" (9.345 gallons per square foot).

Median means the landscaped area between opposing directions street traffic lanes.

Curbside Landscape means the landscaped area between a sidewalk and curb.

Residential development perimeter or common landscape means any landscaped area within a residential development not irrigated by a residential water meter and not dedicated as a park per the City of Aurora's Parks Recreation and Open Space Dedication and Development Criteria Manual.

Commercial development means any development that meets the commercial user definition in section 138-221.

Landscaped common area means areas within a private community designed for community use in section 138-151.

Multi-family residential development means developments that meet the multi-family user development definition in section 138-221.

Active or Programmed recreation area means an area with a primary function of sport field but can also accommodate secondary functions including but not limited to non-organized sporting events, cultural activities and organized social gatherings.

Ornamental water feature means any exterior decorative fountains, waterfalls, basins, ponds, lakes, waterways or other similar aesthetic structures unless required under Chapter 138, Article VIII – Stormwater of the City Code.

(2) The intent of this section 138-191 is to assist the City in meeting future water needs.

(3) Use of turf and ornamental water features. The provisions of this section 138-191 apply to all development and redevelopment within the City.

(a) Exemptions. Developments with complete Site Plan application submitted to the City prior to the date of September 30, 2022 are exempt from this section.

(b) An exemption may be granted for consistency within developments when a Site Plan approved prior to January 1, 2023 is adjacent to a Site Plan without approval prior to January 1, 2023 and a net water savings can be accomplished beyond what is minimally required under this section 138-191.

An exemption under this section 139-191(3)(b) must be approved by both the General Manager of Aurora Water and the City of Aurora Director of Planning.

(4) Turf that serves primarily an aesthetic purpose shall not be permitted.

(5) The installation of new turf shall be restricted as follows:

(a) Turf shall not be installed in the front or side yards of any single-family dwelling except as specified in section 138-191(5)(b).

(b) The installation of new turf in alley load residential front yards where backyard size prohibits the installation of turf shall not exceed the lesser of: forty-five percent (45%) or five hundred (500) square feet.

(c) The installation of new turf in residential backyards shall not exceed the lesser of: forty-five percent (45%) of the backyard area as defined by the Unified Development Ordinance; or five hundred (500) square feet.

(d) The removal of water-wise landscaping for the purpose of installing turf is prohibited, regardless of building permit issue date.

(e) Turf shall not be installed in medians or curbside landscapes.

(6) The installation of turf in the following developments shall be allowed only in active or programmed recreation areas:

(a) Multi-family developments;

(b) Commercial developments;

(c) Public and private schools;

(d) Interior landscaped common areas on a common irrigation meter designed for recreation and conforming to the City's Unified Development Ordinance, as modified from time to time; and

(e) Formal sports fields, informal play areas, active and reflective recreation areas only as defined in the City's Parks and Recreation and Open Space Dedication and Development Criteria Manual.

(7) Turf shall not be installed for the development of golf courses.

(8) Ornamental water features. The use of water in all public and private exterior ornamental water features and ponds is prohibited.

(9) Median and Curbside landscape. The installation of new spray and/or sprinkler irrigation systems in median and curbside landscaping is prohibited.

(10) Except as indicated in section 138-191(3)(a) and (b) above, there shall be no waivers or variances to this section 138-191 permitted.

(11) Three years after the effective date of this ordinance, the City Manager shall have a third party economic study conducted to include at least the following elements: impact of this ordinance on water usage in the City of Aurora; impact of this ordinance on household water rates in the City of Aurora; impact of this ordinance on home values and prices in the City of Aurora; impacts of this ordinance on new home construction in the City of Aurora; and adoption of similar ordinances by other jurisdictions within the Denver metropolitan area.

(a) The results of this economic study shall be presented to City Council within thirty-nine (39) months of the effective date of this ordinance.

Section 2. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or

unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 3. Penalty. City employees violating the terms, directives, or mandates of this Code are not subject to the general penalty provisions contained in Section 1-13 of this City Code.

Section 4. Pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the Office of the City Clerk.

Section 5. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

INTRODUCED, READ AND ORDERED PUBLISHED this 8th day of August, 2022.

PASSED AND ORDERED PUBLISHED this 12th day of September, 2022.

MIKE COFFMAN, Mayor

ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

RLA

Ian J Best

Ian Best, Assistant City Attorney

Water Policy Committee (WPC) Meeting
July 20, 2022

Members Present: Council Member Angela Lawson Vice-Chair, Council Member Steve Sundberg Chair, Council Member Curtis Gardner

Absent:

Others Present: Greg Baker, Casey Rossman, Leiana Baker, Marshall Brown, Steve Fiori, Swirvine Nyirenda, Tim York, Sam Miller, John Murphy, Ian Best, Jo Ann Giddings, Rachel Allen, Alex Davis, Zach Vernon, Rich Vidmar, Sarah Young, Adam Waters, Steve Sciba, Laura Perry, Fernando Aranda, Dan Brotzman, Rory Franklin, Brian Rulla, Melina Bourdeau

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1. Approval of Minutes
The May 18, 2022, meeting minutes were approved as presented.

2. Consent Items
A. Construction Change Order Report
B. Monthly Water Supply Update

Summary of Issue and Discussion: None.

Outcome: The Consent items were supported as presented.

Follow-Up Action: The Consent items were supported as presented.

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3. First Amendment to Agreement regarding Final Design, Right-of-Way Acquisition, and Construction of Drainage and Flood Control Improvements for Murphy Creek at Yale Avenue and Jewell Avenue

Summary of Issue and Discussion: S. Miller gave an overview of the agreement. Council Member Sundberg asked, how many acres will be consumed by the pond? S. Young replied, First Creek Pond will be approximately 90 acres. Council Member Sundberg asked, is this for a 100-year flood event? S. Young replied, yes.

Outcome: The Committee supports the First Amendment to Agreement regarding Final Design, Right-of-Way Acquisition, and Construction of Drainage and Flood Control Improvements for Murphy Creek at Yale Avenue and Jewell Avenue.

Follow-Up Action: Forward to Regular Session for consideration.

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4. Agreement regarding Funding of Major Drainageway Planning for West Toll Gate Creek Tributaries

Summary of Issue and Discussion: S. Miller gave an overview of the agreement.

Outcome: The Committee supports the Agreement regarding Funding of Major Drainageway Planning for West Toll Gate Creek Tributaries.

Follow-Up Action: Forward to Study Session for consideration.

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5. Thirteenth Amendment to Agreement regarding the Final Design, Right-of-Way Acquisition, and Construction of Drainage and Flood Control Improvements for First Creek Detention Upstream of I-70

Summary of Issue and Discussion: S. Miller gave an overview of the agreement.

Outcome: The Committee supports the Thirteenth Amendment to Agreement regarding the Final Design, Right-of-Way Acquisition, and Construction of Drainage and Flood Control Improvements for First Creek Detention Upstream of I-70.

Follow-Up Action: Forward to Regular Session for consideration.

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6. Agreement regarding Funding of Major Drainageway Planning and Flood Hazard Area Delineation for Prairie Dog Draw and its Tributaries

Summary of Issue and Discussion: S. Miller gave an overview of the agreement.

Outcome: The Committee supports the Agreement regarding Funding of Major Drainageway Planning and Flood Hazard Area Delineation for Prairie Dog Draw and its Tributaries.

Follow-Up Action: Forward to Study Session for consideration.

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7. Intergovernmental Agreement regarding Strontia Springs Watershed Sediment Management Program

Summary of Issue and Discussion: R. Vidmar gave an overview of the agreement.

Outcome: The Committee supports the Intergovernmental Agreement regarding the Strontia Springs Watershed Sediment Management Program.

Follow-Up Action: Forward to Study Session for consideration.

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8. Memorandum of Understanding (MOU) for the Use and Benefit of Colorado State Forest Service

Summary of Issue and Discussion: R. Vidmar gave an overview of the MOU.

Outcome: The Committee supports the Memorandum of Understanding for the Use and Benefit of Colorado State Forest Service.

Follow-Up Action: Forward to Study Session for consideration.

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9. Conservation Overview Presentation

Summary of Issue and Discussion: T. York, A. Waters, and Z. Vernon presented on the Conservation Overview. Council Member Gardner asked, how is the turf ordinance going to work moving forward with the landscape designs? Where is this going to be required? T. York replied, this program is not going to change or go away. The Turf Ordinance is focused on new development. G. Baker added, the ordinance will be for new development. Council Member Gardner stated, I thought the homeowner was responsible for the front and backyard. T. York replied, the builder installs the front yard not the backyard. Council Member Gardner asked, what it the developer doesn't want to install the front yard? T. York replied, it is required to get a Certificate of Occupancy. Council Member Gardner requested that requirement information. T. York will email the information from Public Works to Council Member Gardner. Council Member Lawson asked, How do you manage or enforce water conservation for HOA's? How is the conservation information getting out? T. York replied, we reach out through water bills and social media. From an enforcement standpoint it's the same, it's whoever is responsible for paying the water bill is the one who is contacted. Council Member Sundberg asked, How are you advertising your services to the general public? T. York replied, it's advertised in multiple ways – the Public Relations Team, newsletters in water bills, through social media and the website. Council Member Sundberg asked, do you work with the school districts regarding turf and is there an education campaign for the schools? T. York replied, the water efficiency within is the school districts are a little difficult. A. Waters is working on a program with Aurora Public Schools and the Cherry Creek school districts to help them better understand their water usage. Regarding the turf, school districts tend to be efficient with their landscape. In regard to turf, those conversations are going to take a long time, however, something that we are currently engaging in actively. In regard to school education – we have an education and outreach team that engages with the school districts and the Youth Water Festival. G. Baker added, Natalie's group works with all grade levels and are currently at a teacher workshop. We have the most engaged team in the entire state on the education side.

Outcome: Informational only.

Follow-Up Action: Informational only.

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10. Water and Sewer 2023 Rate and Fee Adjustments

Summary of Issue and Discussion: F. Aranda presented on the Water and Sewer 2023 Rate and Fee Adjustments. J. Giddings stated, this presentation usually goes to forward with the budget process and want to make sure it's okay to include in the budget process in October or if the item should move forward to Study Session as a separate item. The Committee recommended going to Study Session as a separate item. Council Member Gardner stated, at the last council meeting there was a discussion that the proposed water conservation ordinance needed to pass or we're going to continue to have increases in water rates. It was stated that the ordinance was going to help us keep water rates low yet we're still increasing them. M. Brown replied, these increases include those benefits. Fees are paid at the time of connection by developers, and the cost is ultimately passed

on to the homeowner or consumer. Fees pay for system expansion, new infrastructure and the acquisition of additional water rights to meet demands. Without the savings being proposed in the ordinance there would be additional cost impacts on rates and fees (more fees than rates directly). There are water quality impacts at all of our treatment facilities, and those improvements are not necessarily built into these costs right now. F. Aranda added, the increases are not cumulative and a 5% in each utility will only add to 5% in total because you add water, sewer and storm. M. Brown added, when we show 5%, 5% and 3.5% the overall bill impact to a customer is going to be less than 5%. Council Member Sundberg asked, when will this go to Study Session? M. Brown replied, either the end of August or beginning of September.

Outcome: The Committee supports the Water and Sewer 2023 Rate and Fee Adjustments.

Follow-Up Action: Forward to Study Session for consideration.

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11. Miscellaneous Matters for Consideration

Summary of Issue and Discussion: None.

Outcome: Informational only.

Follow-Up Action: Information only.

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12. Confirm Next Meeting

The next meeting is scheduled for August 17, 2022, 10:30 a.m. via WebEx.

X Steve Sundberg (Aug 23, 2022 05:03 MDT)

Steve Sundberg
Chair, Water Policy Committee

MINUTES

Regular Meeting of the **Aurora City Council**
Monday, August 22, 2022

1. **RECONVENE REGULAR MEETING OF AUGUST 22, 2022, AND CALL TO ORDER**

Mayor Coffman reconvened the regular meeting of the City Council for August 22, 2022, 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 August 22nd Council Meeting.

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

5. **EXECUTIVE SESSION UPDATE**

6. **APPROVAL OF MINUTES**

6.a. **August 8, 2022, Meeting Minutes**

CM Murillo offered amendments to the meeting minutes. She explained that she had technical difficulties and sent her vote on items 12b and 12c through the chat. She noted that she votes no for 12b and yes for 12c. City Attorney D. Brotzman confirmed that this is appropriate.

Motion by Sundberg, second by Bergan, to approve the minutes of the August 8, 2022 as presented.

SUBSTITUTE MOTION

Motion by Murillo, second by Marcano, to approve the minutes of the August 8, 2022, City Council meeting as amended.

♦ ***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 Zvonek said that if they were to raise the mills, it would then require a mill levy override elections. This would be a TABOR election which would indicate that taxes will be raised. He asked if this is correct. J. Cox confirmed this. CM Zvonek stated that the taxpayer would know that their taxes will be raised as it is in the first sentence of the language as per TABOR.

CM Coombs said that it would be helpful to have information regarding the turnout of Metro District Elections and the number of districts within Aurora that exceeded the 50-mill cap.

Motion by Bergan, second by Jurinsky to approve item 15a.

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

Voting Nay: Coombs, Marcano, Medina, Murillo

15.b. **Gun Club at Windler Street Vacation**

2022-44 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, VACATING THE PUBLIC RIGHT-OF-WAY FOR A PORTION OF GUN CLUB ROAD, WHICH RUNS SOUTH TO NORTH THROUGH SECTION 18, TOWNSHIP 3 SOUTH, RANGE 65 WEST, CITY OF AURORA, COUNTY OF ADAMS, STATE OF COLORADO (GUN CLUB ROAD AT WINDLER RIGHT-OF-WAY VACATION)

Ariana Muca, Planner I / Daniel L. Money, Senior Assistant City Attorney

15.c. **Sales and Use Tax Exemption Direct Government Fees**

2022-45 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING ARTICLE II OF SECTION 130 OF THE CITY CODE EXEMPTING CERTAIN FEES FROM SALES AND USE TAX

Sponsor: Dustin Zvonek, Council Member

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

Motion by Gardner, second by Marcano to approve items 15b through 15c.

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

15.d. **Enacting Section 138-191 of the City Code Pertaining to the Use of Turf and Ornamental Water Features**

2022-46 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, ENACTING SECTION 138-191 OF THE CITY CODE PERTAINING TO THE USE OF TURF AND ORNAMENTAL WATER FEATURES

Sponsor: Mike Coffman, Mayor

♦ ***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.***

Marshall Brown, General Manager, Aurora Water / Ian Best, Assistant City Attorney

Marshall Brown, Aurora Water General Manager, provided a summary of the item.

Mayor Coffman applauded Council for passing the ordinance. He stressed the importance of conserving water for a sustainable future.

Motion by Coffman, second by Coombs to approve item 15d.

Motion by Coffman, second by Gardner to approve the presented amendment.

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

Motion by Coffman, second by Coombs to approve item 15d as amended.

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

16. **PLANNING MATTERS**

17. **ANNEXATIONS**

17.a. **21861 E. 26th Avenue Annexation**

R2022-167 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, FINDING A PETITION FOR ANNEXATION OF A CERTAIN PARCEL OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF ADAMS, STATE OF COLORADO, TO BE IN SUBSTANTIAL COMPLIANCE WITH SECTION 31-12-107(1), C.R.S., AND GIVING NOTICE OF A PUBLIC HEARING ON THE PROPOSED ANNEXATION (21861 E. 26TH AVENUE ANNEXATION) 5 ACRES

Jacob Cox, Manager of Development Assistance / Brian Rulla, Assistant City Attorney

Jacob Cox, Manager of Development Assistance, provided a summary of the item.

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

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

17.b. **Harvest Road Property Annexation Parcel A**

R2022-168 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, FINDING A PETITION FOR ANNEXATION OF A CERTAIN PARCEL OF LAND LOCATED IN THE WEST HALF AND THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 32, TOWNSHIP 3 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF ADAMS, STATE OF COLORADO, TO BE IN SUBSTANTIAL COMPLIANCE WITH SECTION 31-12-107(1), C.R.S., AND GIVING

♦ ***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.***