

NOTE: The City Council has a responsibility to advise its citizens of its meetings and the topics it proposes to discuss. The following agenda shows the proposed format for tonight's set of meetings. The first meeting is held for the sole purpose of determining whether Council will adjourn into executive session, a non-public meeting, at which only permissible topics can be discussed. After this decision is made, Council will adjourn its regular Council meeting until 7:30 p.m. Council will consider the business listed on the agendas below at the times indicated. *In the event that a City Council meeting is cancelled, items from this agenda may be postponed to the next City Council meeting or a future City Council meeting. You may contact the City Clerk's Office for further details or visit our web site at www.auroragov.org.*

AGENDA
City of Aurora, Colorado
MONDAY, SEPTEMBER 12, 2011

REGULAR MEETING OF THE AURORA CITY COUNCIL

(Open to the Public)
5th Floor Mt. Elbert Room
5:00 p.m.

CALL TO ORDER: Mayor Edward J. Tauer

ROLL CALL: Janice Napper, Assistant City Manager / Interim City Clerk

ANNOUNCEMENT OF PROPOSED EXECUTIVE SESSION TOPICS: Janice Napper, Assistant City Manager for Mayor Edward J. Tauer

(Matters subject to consideration in Executive Session per Section 24-6-402(4) C.R.S.)

CONSIDERATION TO RECESS FOR EXECUTIVE SESSION:

EXECUTIVE SESSION
(Closed to the Public)
5th Floor Mt. Elbert Room
5:00 p.m. – 6:15 p.m.

STUDY SESSION
(Open to the Public)
1st Floor Aurora Room
6:15 p.m. - 7:15 p.m.

REGULAR MEETING OF THE AURORA CITY COUNCIL

(Open to the Public)
Reconvene at 7:30 p.m. - Council Chambers

REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE AURORA
CONFERENCE CENTER GENERAL IMPROVEMENT DISTRICT
(Open to the Public)

To be held concurrently with the Regular Meeting of the
Aurora City Council for the purpose of considering Items 10d

Full agendas available in the City Clerk's Office or at www.auroragov.org.

CITY OF AURORA ACCESSIBILITY STATEMENT: The Aurora Municipal Center is wheelchair accessible with entry ramps and handicapped parking located on the west and east side of the building and on all levels of the parking garage. Ramp access from the parking garage is located on the Ground Floor and the 4th level of the garage. Council Chambers is equipped with a wheelchair lift for access to the front of Council Chambers. Hearing devices may be requested from the City Clerk prior to the Council meeting. Disabled individuals requiring other assistance must make their request known by NOON, the FRIDAY PRECEDING the Monday City Council meetings by contacting the City Clerk's Office at 303-739-7094.

AGENDA

**City Council Executive Session
(5th Floor Mt. Elbert Room - Closed to the Public)
Monday, September 12, 2011
5:00 p.m.**

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| 1. | Negotiations concerning street lights – D. Chambers | 30 min. |
| 2. | Legal Advice – C. Richardson | 30 min. |
| 3. | Legal Advice – C. Richardson | 15 min. |

Note: Matters subject to consideration in Executive Session may include the following:

- a. Property Transactions, to wit: *The purchase, acquisition, lease, transfer, or sale of any real, personal, or other property interest; except for the purpose of concealing the fact that a member of the [City Council] has a personal interest in such purchase, acquisition, lease, transfer, or sale. C.R.S. §24-6-402(4)(a).*
- b. Legal Advice, to wit: *Conferences with an attorney for the [City Council] for the purposes of receiving legal advice on specific legal questions. C.R.S. §24-6-402(4)(b).*
- c. Confidential Matters, to wit: *Matters required to be kept confidential by a federal or state law, rule, or regulation. The specific statute or rule or regulation that is the basis for such confidentiality must be cited prior to the executive session. C.R.S. §24-6-402(4)(c).*
- d. Security Issues, to wit: *Specialized details of security arrangements or investigations. C.R.S. §24-6-402(d).*
- e. Negotiations, to wit: *Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators. C.R.S. §24-6-402(e).*
- 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). C.R.S. §24-6-402(4)(f).
- g. Confidential Documents, to wit: *Consideration of any documents protected by the mandatory nondisclosure provisions of the Open Records Act. C.R.S. §24-6-402(4)(g).*

As the Mayor (or Mayor Pro Tem) of the City of Aurora, Colorado, and the Chair of this Regular Meeting of the Aurora City Council, I hereby certify that the discussion which took place in this executive session was limited to the topic or topics that are set forth hereinabove.

Edward J. Tauer, Mayor

Date

As the City Attorney (or Deputy City Attorney) of the City of Aurora I was in attendance at this executive session, and it is my opinion that those portions of the discussion which were not recorded, if any, constitute privileged attorney-client communications under applicable law.

City Attorney

Date

AGENDA

**City Council Study Session
(1st Floor Aurora Room)
Monday, September 12, 2011
6:15 p.m.**

1. ITEMS FROM THE CITY COUNCIL

- a. **Issue Update**
- b. Colorado Municipal League (**CML**) / National League of Cities (**NLC**) - Council Member Pierce
- c. Denver Regional Council of Governments (**DRCOG**) - Council Member Broom
- d. **DRCOG's Sustainable Communities Regional Grant Application - Council Member Broom**

2. CONSENT CALENDAR

(The following items require formal action)

- a. Consideration to reappoint one member to a three-year term on the Open Space Board – J. Napper
- b. Consideration to reappoint one member to a four-year term on the Election Commission – J. Napper
- c. Consideration to reappoint one member to a three -year term on the Citizens' Water Advisory Committee – J. Napper
- d. Amend City Code for Disposition of New Hire Fire Fighter Fines – Management and Finance Policy Committee – J. Giddings
- e. Exclusion of property from the Sable-Altura Fire Protection District – Public Safety Policy Committee – D. Willcox

(The following item requires No formal action)

- f. Purchase of an Emergency Generator for Comititis Crisis Center – N. Sheffield

3. ITEMS FROM THE POLICY COMMITTEES

(The following items require formal action)

- a. Amendment to the High Line Canal Management Plan IGA – Quality of Life Policy Committee – P. Schuler (5/5)
- b. Burial of Human Bodies in Cemeteries – Planning, Economic Development & Redevelopment Committee – T. Joyce (5/10)

CALL-UPS OF COUNCIL POLICY COMMITTEE ITEMS

MISCELLANEOUS ITEMS

ITEMS REMOVED FROM THE AGENDA, IF ANY

EXECUTIVE SUMMARIES

AGENDA

**Regular Meeting of the Aurora City Council
City Council Chambers
Monday, September 12, 2011
7:30 p.m.**

NOTE: Interested citizens wishing to address City Council should complete a SPEAKER SLIP and present it to the City Clerk stationed near the Council dais. Speaker Slips are located on the table by the Council Chambers entrance. Speakers on items not related to the agenda are allowed three minutes to speak. Council does not engage in discussion during this time.

1. **RECONVENE REGULAR MEETING OF SEPTEMBER 12, 2011 AND CALL TO ORDER**
2. **ROLL CALL** Janice Napper, Assistant City Manager / Interim City Clerk
3. **MOMENT OF SILENCE**
4. **PLEDGE OF ALLEGIANCE TO THE FLAG** (all standing)
5. **APPROVAL OF THE MINUTES OF THE MEETING OF AUGUST 22, 2011 / August 26, 2011**
6. **CEREMONY**
 - a. Proclamation declaring September 18, 2011 as AKC Responsible Dog Ownership Day – Mayor Tauer
 - b. Proclamation declaring September 18, 2011 as Norwegian Lundehund Day – Mayor Tauer
 - c. Proclamation declaring September 19 - 23, 2011 as National Association of Human Rights Works week – Mayor Tauer
7. **PUBLIC INVITED TO BE HEARD (non-agenda related issues only)**
 - a. 2012 Budget Public Hearing – Jason Batchelor
8. **ADOPTION OF THE AGENDA**
9. **CONSENT CALENDAR - 9a-f**

General Business

 - a. Consideration to AWARD A SINGLE SOURCE CONTRACT for Fire Uniforms to Neve's Uniforms, Incorporated, Denver, Colorado in the amount not to exceed \$68,000.00 for Fire Uniforms and Related Tailoring Services through September 30, 2012. STAFF SOURCE: Ray Garcia, Fire Chief
 - b. Consideration to AWARD A SOLE SOURCE CONTRACT to Harris Corporation, Englewood, CO in the amount of \$60,000.00 for the annual renewal of Harris software maintenance for the Public Safety Radio System through September 2012. STAFF SOURCE: Mark Pray, Director, Information Technology
 - c. Consideration to APPROVE the Brownfields Clean-Up Revolving Loan Fund Subgrant to the Aurora Housing Authority. STAFF SOURCE: Moira Dungan, Sr. Development Project Manager, Planning & Development Services

9/9/2011

- ◆ *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.*

- d. Consideration to EXTEND AN OPENLY SOLICITED CONTRACT with Mtech Group, Denver, Colorado, in the not to exceed amount of \$189,600.00 for preventative maintenance and on-call repair services for heating, ventilating, and air conditioning (HVAC) systems for Aurora Water facilities. RFP R-1459 STAFF SOURCE: Tim Smith, Manager of Water Treatment, Aurora Water

Final Ordinances

- ◆ e. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, repealing and reenacting Article 16 of Chapter 146 of the City Code of the City of Aurora, Colorado, regulating signs, amending Section 2-765 relating to the creative sign design review board, and repealing Section 110-97 and certain Sections and definitions in Chapter 146 relating to signs. STAFF SOURCE: Jim Sayre, Manager of Zoning and Development Review, Planning & Development Services
- ◆ f. Consideration of an ORDINANCE FOR FINAL of the City Council of the City of Aurora, Colorado, amending Chapter 102 of the City Code of the City of Aurora, Colorado, relating to the General Employees' Retirement Plan. STAFF SOURCE: Stacie Evans, Assistant City Attorney

10. **RESOLUTIONS**

- ◆ a. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving an Intergovernmental Agreement between the City of Aurora, Colorado, and the Board of Governors of the Colorado State University System, acting by and through Colorado State University for research to reduce coyote conflict in Adams County. STAFF SOURCE: Pat Schuler, Manager, Open Space & Natural Resources
- ◆ b. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, supporting the Brighton School District 27j Capital Facility Fee Foundation. ***(Staff Requests a Waiver of Reconsideration)*** STAFF SOURCE: Mike Hyman, Assistant City Attorney
- ◆ c. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, declaring that the November 1, 2011, election within the Aurora Conference Center Enhanced Taxing Area shall be conducted as a polling place election. ***(Staff Requests a Waiver of Reconsideration)*** STAFF SOURCE: Mike Hyman, Assistant City Attorney

For purposes of considering the following item 10d, the City Council will be acting ex officio as the Board of Directors of the Aurora Conference Center General Improvement District.

- ◆ d. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, acting ex-officio as the Board of Directors of the Aurora Conference Center General Improvement District, declaring that the November 1, 2011, district election shall be conducted as a polling place election. ***(Staff Requests a Waiver of Reconsideration)*** STAFF SOURCE: Mike Hyman, Assistant City Attorney

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11. **PUBLIC HEARING WITH RELATED ORDINANCE**

- ◆ a. PUBLIC HEARING and consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, amending the Eagle Bend General Development Plan to allow Assisted Living and Multifamily Residential uses in addition to commercial uses in parcel C4a, generally located on the Southeast corner of Gartrell Road and the E-470 Public Highway, City of Aurora, County of Arapahoe, State of Colorado (Forest City Eagle Bend LLC - 22.17 acres) Case Number 1997-2024-10 ***Approved at the August 10, 2011 Planning Commission Meeting (Dodds absent)***. The item was called up by City Council at the August 22, 2011 Council Meeting. STAFF SOURCE: Michael Smyth, Planning Supervisor, Planning & Development Services
- ◆ b. PUBLIC HEARING and consideration of an ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, organizing the Fitzsimons Business Improvement District; appointing the initial members of the Board of Directors of the District; authorizing an election for the district; and approving the 2011-2012 operating plan and budget for the district. STAFF SOURCE: Vinessa Irvin, Manager, Office of Development Assistance

12. **PUBLIC HEARING WITHOUT RELATED ORDINANCE**

- ◆ a. PUBLIC HEARING and Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, adopting an Urban Renewal Plan for the redevelopment of the Aurora Conference Center Urban Renewal Area. ***(Staff Requests a Waiver of Reconsideration)*** STAFF SOURCE: Andrea Amonick, Manager Development Services/AURA Manager, Planning & Development Service

13. **PLANNING MATTERS**

- a. PUBLIC HEARING to consider a SITE PLAN with Waiver and two Conditional Uses. The Site Plan with Waiver is for a self-storage, RV storage and gas station on 18.0 acres. One Conditional Use is for a RV and self-storage facility in a PD Commercial Zone District and the other Conditional Use is for a gas station in a PD Commercial Zone District. The general location is on the SE Corner of Mississippi Ave and Gun Club Rd. The Conditional Use for RV and Self-Storage Facility in a Commercial Zone District was ***approved at the July 13, 2011 Planning Commission Meeting with a condition (Jones absent and Witt voting no)***. The Conditional Use for a gas station in a PD Commercial Zone District was ***approved at the July 13, 2011 Planning Commission Meeting with a condition (Jones absent and Hill and Witt voting no)***. The Site Plan with Waiver was approved ***at the July 13, 2011 Planning Commission Meeting with a condition (Jones absent and Hill and Witt voting no)***. The item was called up by City Council at the July 25, 2011 Council Meeting. ***Deferred at the August 22, 2011 Council meeting***. STAFF SOURCE: Michael Smyth, Planning Supervisor, Planning & Development Service

14. **RECONSIDERATIONS AND CALL-UPS**

15. **GENERAL BUSINESS**

- a. Consideration to reappoint three members to a three-year term on the Planning and Zoning Commission – STAFF SOURCE: Janice Napper, Assistant City Manager / Interim City Clerk

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- b. Consideration to reappoint two members to a three-year term on the Golf Course Advisory Committee – STAFF SOURCE: Janice Napper, Assistant City Manager / Interim City Clerk
- c. Consideration to appoint one member to a three-year term on the Aurora Fox Arts Center Board – STAFF SOURCE: Janice Napper, Assistant City Manager / Interim City Clerk

16. **REPORTS**

- a. Report by the Mayor
- b. Reports by the Council

17. **PUBLIC INVITED TO BE HEARD**

18. **ADJOURNMENT**

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