



# City of Brighton

500 S. 4th Avenue  
Brighton, CO 80601

## Meeting Agenda

### City Council

**MAYOR - GREGORY MILLS**  
**MAYOR PRO TEM - CLINT BLACKHURST**  
**COUNCIL MEMBERS:**  
**TOM GREEN, MATT JOHNSTON,**  
**PETER PADILLA, JAN PAWLOWSKI,**  
**MARY ELLEN POLLACK, ANN TADDEO**

#### *Notice of Non-Discrimination*

*It is the policy of the City of Brighton to provide equal services, programs and activities without regard to race, color, national origin, creed, religion, sex, sexual orientation, disability, or age and without regard to the exercise of rights guaranteed by state or federal law. The City of Brighton has a policy to provide language access services at no charge to persons with limited English proficiency (LEP) and persons with a disability who are served by the City.*

*For more information on non-discrimination or interpretation, please contact the City's Coordinator at [ADACoordinator@brightonco.gov](mailto:ADACoordinator@brightonco.gov) or 303-655-2096. The City will make reasonable accommodations for citizens in accordance with the Americans with Disabilities Act (ADA) or will arrange for an interpreter in accordance with Title VI of the Civil Rights Act. Any request for an interpreter must be made by 9:00 a.m. on the Thursday prior to the City Council meeting.*

*Si desea traducción o acomodaciones de acuerdo con la Ley de Derechos de Discapacitados ("ADA" en inglés) o Título VI, por favor comuníquese por correo electrónico a [ADACoordinator@brightonco.gov](mailto:ADACoordinator@brightonco.gov) o 303-655-2096. Cualquier petición para un intérprete debe ser pedido antes de las 9 a.m. el jueves anterior de la sesión del consejo.*

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Tuesday, May 2, 2023

6:00 PM

Council Chambers

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

A. Pledge of Allegiance to the American Flag

B. Roll Call

### **2. APPROVAL OF REGULAR AGENDA**

*(Council may take a short break between 7:30–8:00 p.m.)*

**3. CONSENT AGENDA**

- A. [ID-136-23](#) Approval of the April 4, 2023 City Council Minutes
- B. [ID-155-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO MARTIN/MARTIN CONSULTING ENGINEERS FOR AS-NEEDED UTILITIES ENGINEERING AND DESIGN SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY
- Attachments:** [Resolution - Martin Martin MPA](#)
- C. [ID-156-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO ICON ENGINEERING, INC. FOR AS-NEEDED UTILITIES ENGINEERING AND DESIGN SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY
- Attachments:** [Resolution - Icon Engineering MPA](#)
- D. [ID-157-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO CAROLLO ENGINEERS, INC. FOR AS-NEEDED UTILITIES ENGINEERING AND DESIGN SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY
- Attachments:** [Resolution - Carollo Engineers MPA](#)
- E. [ID-158-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO RESPEC COMPANY, LLC. FOR AS-NEEDED UTILITIES ENGINEERING AND DESIGN SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY
- Attachments:** [Resolution - Respec MPA](#)

- F. [ID-159-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO JR ENGINEERING, LLC FOR AS-NEEDED UTILITIES ENGINEERING AND DESIGN SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

**Attachments:** [Resolution - JR Engineering MPA v2](#)

- G. [ID-160-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO ALAN PLUMMER AND ASSOCIATES, INC. FOR AS-NEEDED UTILITIES ENGINEERING AND DESIGN SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

**Attachments:** [Resolution - Alan Plummer MPA v2](#)

- H. [ID-161-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO PROFESSIONAL ENGINEERING CONSULTANTS, P.A., INC. FOR AS-NEEDED UTILITIES ENGINEERING AND DESIGN SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

**Attachments:** [Resolution - PEC MPA v2](#)

- I. [ID-162-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO AUTOMATION SERVICES, LLC FOR AS-NEEDED INSTRUMENTATION AND CONTROLS MAINTENANCE SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF ONE HUNDRED THOUSAND DOLLARS (\$100,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

**Attachments:** [Resolution - Automation Services MPA v2](#)

- J. [ID-163-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING A MASTER PRICE AGREEMENT TO AMWEST CONTROL, INC. FOR AS-NEEDED INSTRUMENTATION AND CONTROLS MAINTENANCE SERVICES FOR THE INITIAL ANNUAL NOT-TO-EXCEED CONTRACT AMOUNT OF ONE HUNDRED THOUSAND DOLLARS (\$100,000) AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

**Attachments:** [Resolution - AmWest Controls MPA v2](#)

- K. [ID-164-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING AN AMENDMENT TO THE CONTRACT WITH COMMUNICATION CONSTRUCTION & ENGINEERING INC. IN THE AMOUNT OF TWO HUNDRED FORTY-SIX THOUSAND EIGHT HUNDRED FOUR DOLLARS AND SIXTY CENTS (\$246,804.60)

**Attachments:** [Resolution Draft - Amd to Communication Construction #22-007469](#)  
[Fiber - Bridge Street 42nd to 50th Ave FINAL 2023.04.21](#)  
[164 PPT](#)

#### **4. CEREMONIES**

- A. [ID-148-23](#) Recognition of the Brighton Employee Charities Scholarship Recipients
- B. [ID-149-23](#) Suicide Prevention Education Awareness Knowledge Week Proclamation

**Attachments:** [SPEAK Proclamation](#)

- C. [ID-150-23](#) National Day of Prayer Proclamation

**Attachments:** [Day of Prayer Proclamation](#)

- D. [ID-151-23](#) Archaeology & Historic Preservation Month Proclamation

**Attachments:** [Historic Preservation Proclamation](#)

- E. [ID-152-23](#) Building Safety Month Proclamation

**Attachments:** [Building Safety Proclamation](#)

- F. [ID-153-23](#) Elks National Youth Week Proclamation

**Attachments:** [Elks Youth Week - 2023](#)

#### **5. PUBLIC INVITED TO BE HEARD ON MATTERS NOT ON THE AGENDA (Speakers limited to five minutes)**

## **6. PUBLIC HEARINGS**

## **7. ORDINANCES FOR INITIAL CONSIDERATION**

- A. [ID-169-23](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ADDING SECTIONS TO CHAPTERS 2 AND 3 OF THE BRIGHTON MUNICIPAL CODE RELATING TO LEASES, REVOCABLE LICENSES AND PERMITS, INTERGOVERNMENTAL AGREEMENTS, AND NON-LAPSING CAPITAL IMPROVEMENT APPROPRIATIONS

**Attachments:** [ORD 2023 Leases IGAs Licenses Nonlapsing Approp v2](#)  
[CAO PPT Leases IGAs 5-2-23.pptx](#)  
[169 PPT](#)

- B. [ID-170-23](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING CHAPTER 6 – ANIMALS, OF THE BRIGHTON MUNICIPAL CODE

**Attachments:** [Code Animal Ordinance \(FINAL\)](#)

- C. [ID-171-23](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO AMENDING ARTICLE 10 – VEHICLES & TRAFFIC, OF THE BRIGHTON MUNICIPAL CODE

**Attachments:** [Code Vehicle & Traffic Ordinance](#)

## **8. ORDINANCES FOR FINAL CONSIDERATION**

- A. [ID-125-23](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ADOPTING ACCESSORY DWELLING STANDARDS FOR AGRICULTURAL, COMMERCIAL, AND INDUSTRIAL USES BY AMENDING CHAPTER 17 ARTICLE 4 OF THE BRIGHTON MUNICIPAL CODE

**Attachments:** [Accessory Dwelling Draft CC Ordinance](#)  
[23-3 PC Resolution Code Amendment - ADU](#)  
[Website Notice CC Accessory Dwellings](#)  
[Accessory Dwelling proof of website notice](#)  
[Shannon McDowell Accessory Dwelling Code CC Presentation](#)  
[125 PPT](#)

- B. [ID-129-23](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, GRANTING A PERPETUAL EASEMENT TO UNITED POWER, INC. OVER A PORTION OF REAL PROPERTY GENERALLY LOCATED IN THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 1 SOUTH, RANGE 66 WEST OF THE 6TH PRINCIPAL MERIDIAN, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID EASEMENT ON BEHALF OF THE CITY

**Attachments:** [Ordinance - UP WTP](#)  
[Partially Executed Grant of Easement- UP WTP](#)  
[Presentation- UP WTP](#)  
[129 PPT](#)

## **9. RESOLUTIONS**

- A. [ID-167-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, CREATING A COMMITTEE TO REVIEW THE CHARTER AND MAKE RECOMMENDATIONS FOR POSSIBLE AMENDMENTS TO THE CHARTER (CONTINUED FROM APRIL 4, 2023)

**Attachments:** [Resolution - Charter Committee v2](#)  
[Presentation Charter Committee v2](#)  
[167 PPT](#)

- B. [ID-168-23](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING SETTLEMENT IN CASE NUMBER 2018CV31229

**Attachments:** [Resolution - Settlement w the Preserve v2](#)

## **10. UTILITIES BUSINESS ITEMS**

### **Ordinances**

- A. [ID-146-23](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ADDING A SUB-SECTION TO BRIGHTON MUNICIPAL CODE SECTION 13-16-70 REGARDING WASTEWATER FEES (FIRST READING)

**Attachments:** [Wastewater Fee - Ordinance](#)  
[Wastewater - Presentation](#)  
[146 PPT](#)

- B. [ID-145-23](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AUTHORIZING, APPROVING, AND DIRECTING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT AND A PROMISSORY NOTE PAYABLE FROM NET REVENUES DERIVED FROM THE OPERATION OF THE CITY OF BRIGHTON WATER ACTIVITY ENTERPRISE, AND CERTAIN OTHER DOCUMENTS IN CONNECTION THEREWITH, FOR THE PURPOSE OF FINANCING THE PAYMENT IN FULL OF THE CITY'S SEWAGE TREATMENT AND DISPOSAL AGREEMENT (SERVICE CONTRACT) WITH METRO WATER RECOVERY (FIRST READING)

Attachments: [Ordinance Authorizing Loan Agreement \(4.18.2023\) \(1\)](#)  
[Wastewater - Presentation](#)  
[145 PPT](#)

## **11. GENERAL BUSINESS**

## **12. REPORTS**

- A. By the Mayor
- B. By Department Directors
- C. By the City Attorney
- D. By the City Manager
- E. By City Council

## **13. EXECUTIVE SESSION**

## **14. ADJOURNMENT**