



City of Brighton

500 S. 4th Avenue
Brighton, CO 80601

Meeting Agenda

City Council

MAYOR - KENNETH J. KREUTZER

MAYOR PRO-TEM - JW EDWARDS

COUNCIL MEMBERS:

**LYNN BACA, CLINT BLACKHURST, MARK HUMBERT,
MATT JOHNSTON, GREGORY MILLS, MARY ELLEN POLLACK,
KIRBY WALLIN**

Tuesday, September 17, 2019

7:00 PM

Council Chambers

Amended

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 8:30–9:00 p.m.)

3. CONSENT AGENDA

- A. [ID-272-19](#) Approval of the July 16, 2019 City Council Minutes

- B. [ID-273-19](#) Approval of the August 6, 2019 City Council Minutes

- C. [ID-281-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPOINTING RIC REED AS AN AT-LARGE MEMBER OF THE PARKS AND RECREATION ADVISORY BOARD AND BIKE BRIGHTON SUB-COMMITTEE TO FILL AN UNEXPIRED TERM TO JANUARY 2023

Attachments: [P&R - Bike Sept 2019 Reed](#)

- E. [ID-233-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BRIGHTON AND SCHOOL DISTRICT 27J TO ESTABLISH THE CRITERIA FOR THE SHARING OF INFORMATION CONCERNING THE CHARGING, ADJUDICATION AND CONVICTION OF JUVENILES CHARGED WITH MUNICIPAL ORDINANCE OFFENSES, EXCLUDING TRAFFIC OFFENSES, WHICH HAVE OCCURRED WITHIN THE CITY BY JUVENILES WHO ARE OR HAVE ATTENDED SCHOOL WITHIN SCHOOL DISTRICT 27J; AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY; AND SETTING FORTH OTHER DETAILS RELATED THERETO

Attachments: [Resolution for 27J](#)
[MOU Information Sharing with 27J](#)

- F. [ID-286-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, CHANGING AND RATIFYING THE 2020 PARKS & RECREATION FEES AND CHARGES ASSESSED BY THE CITY OF BRIGHTON

Attachments: [2020 Rec Fees - Resolution](#)
[286 PPT](#)

- G. [ID-289-19](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING TWO OIL AND GAS LEASES (NO SURFACE OCCUPANCY) WITH GREAT WESTERN OIL AND GAS COMPANY FOR +/- 63.7866 NET MINERAL ACRES IN CERTAIN PORTIONS OF SECTIONS 1 IN TOWNSHIP 1 SOUTH, RANGE 67 WEST IN ADAMS COUNTY, COLORADO, AND IN SECTION 6 IN TOWNSHIP 1 SOUTH, RANGE 66 WEST IN ADAMS COUNTY, COLORADO; FINDING THAT THE TERMS OF SAID LEASES ARE REASONABLE AND THAT IT IS IN THE BEST INTEREST OF THE CITY TO ENTER INTO SAID LEASES; AUTHORIZING THE MAYOR TO EXECUTE SAID LEASES ON BEHALF OF THE CITY; AND AUTHORIZING THE ACTING CITY MANAGER TO UNDERTAKE SUCH TASKS AND EXECUTE SUCH DOCUMENTS AS MAY BE REQUIRED TO IMPLEMENT SAID LEASES (FIRST READING)

Attachments: [GWOG Ord -2019-09-06](#)
[Brighton Model Lease Form Section 6 updated](#)
[COB Order of Payment Sec 6, T1S-R66W](#)
[Brighton Model Lease Form Section 1 updated](#)
[COB Order of Payment Sec 1, T1S-R67W](#)
[City of Brighton Leasing Guidance](#)

4. CEREMONIES

- A. [ID-139-18](#) Swearing In of New Board and Commission Member

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****8. RESOLUTIONS**

- A. [ID-269-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING CHANGE ORDER #002 FOR A-1 CHIPSEAL CO. AND AUTHORIZING THE ADDITIONAL FUNDS FOR THE 2019 STREET PRESERVATION PROJECT, PROJECT #99920, TO A-1 CHIPSEAL CO. IN THE AMOUNT OF FOUR HUNDRED SIXTY SEVEN THOUSAND SIX HUNDRED DOLLARS (\$467,600.00), AND AUTHORIZING THE ACTING CITY MANAGER TO SIGN THE CHANGE ORDER ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

Attachments: [19-014 Resolution - 2019 Street Preservation Change Order - FINAL 2019.08.2](#)
[19-014 Change Order #002 - Add Quantities & Extend Project Limits - Signed w](#)
[2019 Street Preservation Project PPT](#)

- B. [ID-285-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF COMMUNICATION CONSTRUCTION & ENGINEERING INC. AND AWARDED THE CONTRACT FOR INSTALL CONDUIT, FIBER AND ELECTRICAL WIRING FOR CEMETERY LIGHT POLES PROJECT #19-025, TO COMMUNICATION CONSTRUCTION & ENGINEERING INC. IN THE AMOUNT OF ONE HUNDRED NINE THOUSAND SEVEN HUNDRED EIGHTY ONE DOLLARS AND FORTY TWO CENTS (\$109,781.42), WITH NO CONTINGENCY FUNDING, AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

Attachments: [19-025 Resolution.docx](#)
[285 PPT](#)

9. UTILITIES BUSINESS ITEMS**Ordinances**

- A. [ID-265-19](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, REPEALING SECTION 15-36-40 AND ADOPTING ARTICLE 13-5 OF THE BRIGHTON MUNICIPAL CODE REGARDING THE CROSS-CONNECTION CONTROL PROGRAM (FIRST READING)

Attachments: [Cross Connection Control Program draft 09.11.19](#)
[265 PPT](#)

Resolutions

- B. [ID-266-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF RESPEC AND AWARDING THE CONTRACT FOR NON-POTABLE POND REHAB DESIGN, PROJECT #19-023, TO RESPEC IN THE AMOUNT OF \$68,550.00, WITH NO CONTINGENCY, AND AUTHORIZING THE CITY MANAGER TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

Attachments: [19-023 Resolution](#)
[Non-Pot Rehab Council PPT](#)

- C. [ID-283-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING THE CONTRACT FOR PURCHASE OF WATER RIGHTS FROM THE ZORICH FAMILY LIMITED PARTNERSHIP, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID CONTACT ON BEHALF OF THE CITY AND TO UNDERTAKE SUCH TASKS AS MAY BE REQUIRED TO IMPLEMENT THE PROVISIONS OF THE CONTRACT ON BEHALF OF THE CITY

Attachments: [Reso -Water Rights Zorich Family Limited Partnership](#)
[Contract - Zorich Water Rights Purchase](#)
[Zorich Water Rights Purchase PPT](#)

10. GENERAL BUSINESS

- A. [ID-288-19](#) Water Rates Discussion
- B. [ID-275-19](#) City Attorney Contract and Review Process

Attachments: [2019 0911_City Attorney Performance Evaluation Form CONTRACT ADDEND](#)
[2019 0911_City Attorney Performance Evaluation Form Department Directors](#)
[2019 0911_City Attorney Performance Evaluation Form Council Members_FINAL](#)
[2019 0911_City Attorney Performance Evaluation Form CA Office Staff_FINAL](#)

11. REPORTS

- A. By the Mayor.
- B. By Department Heads.
- C. By the City Attorney.
- D. By the City Manager.

12. REPORTS BY COUNCIL ON BOARDS & COMMISSIONS**13. EXECUTIVE SESSION**

- A. [ID-270-15](#) For a conference with the City Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) regarding Litigation Update

14. ADJOURNMENT