

City of Brighton

*500 S. 4th Avenue
Brighton, CO 80601*



Meeting Minutes

Tuesday, February 18, 2020

7:00 PM

Council Chambers

City Council

MAYOR - GREGORY MILLS

MAYOR PRO TEM - MATT JOHNSTON

COUNCIL MEMBERS:

***CLINT BLACKHURST, ADAM CUSHING, MARK HUMBERT,
KRIS JORDINELLI, MARY ELLEN POLLACK, TIM WATTS***

1. CALL TO ORDER

Mayor Mills called the meeting to order at 7:00 p.m.

A. Pledge of Allegiance to the American Flag

Mayor Pro Tem Johnston led the recitation of the Pledge of Allegiance to the American Flag.

B. Roll Call

Present: 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

2. APPROVAL OF REGULAR AGENDA

Motion by Councilmember Blackhurst, seconded by Councilmember Humbert, to approve the Regular Agenda as presented. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

3. CONSENT AGENDA

A. Approval of the January 21, 2020 City Council Minutes

B. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING FOUR LEASE AGREEMENTS FOR CITY-OWNED REAL PROPERTY LOCATED AT 22 SOUTH 4TH AVENUE (THE "HISTORIC CITY HALL"), AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID LEASE AGREEMENTS ON BEHALF OF THE CITY (FIRST READING)

C. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPOINTING CORY MOUL AS A WARD 3 MEMBER OF THE PARKS AND RECREATION ADVISORY BOARD WITH A TERM TO JANUARY 2024

Resolution No: 2020-18

Motion by Councilmember Humbert, seconded by Councilmember Watts, to approve the Consent Agenda as presented. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

4. CEREMONIES

A. Swearing In of New Board and Commission Member

City Clerk Natalie Hoel swore in the 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. **ORDINANCES FOR FINAL CONSIDERATION**

- A. **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING THE ZONING OF AN APPROXIMATELY 3.853 ACRE AREA OF LAND TO GENERAL RETAIL AND SERVICES (C-3), GENERALLY LOCATED IN THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 1 SOUTH, RANGE 66 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY OF BRIGHTON, COUNTY OF ADAMS, STATE OF COLORADO**

Mayor Mills read the title of the Ordinance into the record.

Acting City Manager Marv Falconburg explained that this is the final reading of the Ordinance and there have not been any changes since first reading.

Mayor Mills asked if there were any comments from the audience on the second reading of the Ordinance, there were none.

Motion by Mayor Pro Tem Johnston, seconded by Councilmember Watts, to approve Ordinance 2331. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

9. **RESOLUTIONS**
10. **UTILITIES BUSINESS ITEMS**

Resolutions

- A. **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, TO FIND AND ACKNOWLEDGE THAT GOOD CAUSE EXISTS AND THAT IT IS IN THE BEST INTERESTS OF THE CITY TO WAIVE THE FORMAL REQUEST FOR PROPOSAL PROCEDURES FOR CONTRACT RENEWAL WITH WHITE SANDS WATER ENGINEERS, INC., FOR THE PROVISION OF WATER-RELATED ENGINEERING SERVICES TO THE CITY IN THE NOT-TO-EXCEED AMOUNT OF TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000), AND TO AUTHORIZE THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT ON BEHALF OF THE CITY**

Mayor Mills read the title of the Resolution into the record.

Acting City Manager Falconburg introduced Infrastructure Director Mike Woodruff.

Infrastructure Director Mike Woodruff presented the request to approve a contract with the City's existing water engineering firm, which has worked for the City for many years. It is important in this business to have ongoing representation for legal and engineering services that have experience and knowledge working with the City regarding water rights and water acquisition. The contract is for a one-year term with White Sands Water Engineers, Inc. in the amount not to exceed \$250,000.

Motion by Councilmember Blackhurst, seconded by Councilmember Pollack, to approve Resolution 2020-19. Motion passed by the following vote:

Aye: 6 - Mayor Mills, Councilmember Blackhurst, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

No: 2 - Mayor Pro Tem Johnston, and Councilmember Cushing

- B. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, TO FIND AND ACKNOWLEDGE THAT GOOD CAUSE EXISTS AND THAT IT IS IN THE BEST INTERESTS OF THE CITY TO WAIVE THE FORMAL REQUEST FOR PROPOSAL PROCEDURES FOR CONTRACT RENEWAL WITH FISCHER, BROWN, BARTLETT, AND GUNN, P.C., FOR THE PROVISION OF WATER-RELATED LEGAL SERVICES TO THE CITY IN THE NOT-TO-EXCEED AMOUNT OF ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS (\$175,000), AND TO AUTHORIZE THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT ON BEHALF OF THE CITY**

Mayor Mills read the title of the Resolution into the record.

Infrastructure Director Mike Woodruff explained that this contract is for legal counsel related to water activities in the Utilities Fund. Fischer, Brown, Bartlett, and Gunn, P.C. has been with the City since 1985. They have represented the City well in the past and continues to represent the City in several issues associated with water acquisition and water rights. The contract with Fischer, Brown, Bartlett, and Gunn P.C. is in the not to exceed amount of \$175,000. Director Woodruff answered questions from Council regarding:

- The work being done last year coming in over or under budget.*

Motion by Councilmember Humbert, seconded by Councilmember Jordinelli, to approve Resolution 2020-20. Motion passed by the following vote:

Aye: 6 - Mayor Mills, Councilmember Blackhurst, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

No: 2 - Mayor Pro Tem Johnston, and Councilmember Cushing

11. GENERAL BUSINESS

- A. Cancel the March 10, 2020 Study Session for the National League of Cities Conference**

Motion by Councilmember Watts, seconded by Councilmember Cushing, to approve Item 11A. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

- B. Schedule a Special City Council Meeting on February 25, 2020 at 6:00 p.m. to approve the Ballot Content for the Special Mail Ballot Municipal Election for Ward 2**

Motion by Councilmember Cushing, seconded by Councilmember Watts, to approve Item 11B. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

12. REPORTS**A. By the Mayor**

Mayor Mills attended the CML legislative workshop, the Metro Mayors Caucus meeting, the Texas Roadhouse ribbon cutting, the Lizzies Axe Throwing ribbon cutting and the retirement party for Parks and Recreation Director Gary Wardle.

B. By Department Heads**C. By the City Attorney****D. By the City Manager**

Acting City Manager Falconburg spoke with City Council about some changes to the Study Session meeting format and start time.

13. REPORTS BY COUNCIL ON BOARDS & COMMISSIONS

Councilmember Cushing attended the Capital Facility Fee Foundation meeting.

Councilmember Blackhurst attended the Legacy Foundation meeting.

Councilmember Pollack attended the Parks and Recreation Advisory Board meeting.

Mayor Pro Tem Johnston attended interviews to select a firm for the City Manager search.

Councilmember Humbert attended the Parks and Recreation Advisory Board meeting, the Housing Authority meeting and the ribbon cutting for Texas Roadhouse.

Councilmember Watts attended the ribbon cutting for Texas Roadhouse, the CML legislative workshop, the Youth Commission meeting, the Fire District meeting and the Senior Advisory Board meeting. The EVAC Spaghetti Luncheon is March 7th.

Councilmember Jordinelli attended the Brighton Cultural Arts Commission meeting, the Airport Coordinating Committee meeting, the Ag Innovation Splendid local food workshop, the Economic Development forum and the Link meeting.

14. EXECUTIVE SESSION**15. ADJOURNMENT**

Motion by Councilmember Watts, seconded by Mayor Pro Tem Johnston, to adjourn at 7:57 p.m. Motion passed by the following vote:

Aye: 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

CITY OF BRIGHTON, COLORADO



Gregory Mills, Mayor

ATTEST:

Natalie Hoel
Natalie Hoel, City Clerk

April 7, 2020
Approval Date