



SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD JANUARY 25, 2021

1. Call to Order - 6:00 p.m.

In accordance with physical distancing guidelines, this Arvada City Council meeting was held in the City Council Chambers and remotely using webinar technology. Mayor Williams, Mayor Pro Tem Miller, Councilmember Fifer, Councilmember Jones, Councilmember Marriott and Councilmember Simpson were present in the council chambers. Councilmember Ford attended remotely via Zoom. Members of the public were given notice with instructions on how to participate with public comment.

2. Moment of Reflection and Pledge of Allegiance

3. Roll Call of Councilmembers

Those Present: Mayor Marc Williams, Mayor Pro Tem Dot Miller, Councilmember Bob Fifer, Councilmember Nancy Ford, Councilmember David Jones, Councilmember John Marriott, Councilmember Lauren Simpson

Also present were: Mark Deven, City Manager; Lorie Gillis, Deputy City Manager; Rachel Morris, City Attorney; Bryan Archer, Director of Finance; Ryan Stachelski, Director of Community and Economic Development; Ben Irwin, Communications Manager and Kristen Rush, City Clerk.

4. Approval of Minutes of the January 11, 2021, City Council Meeting

The minutes stand approved.

5. Recognitions and Communications - None

6. Presentations - None

7. Public Comment

- A. Tom D'Agostino, Arvada resident, addressed council regarding waste hauling.
- B. Nancy Young, Arvada resident, addressed council regarding new zoning and transportation issues.
- C. Linda Shires, Arvada resident, addressed council regarding waste hauling.

8. New Business

A. Consent Agenda

1. R21-013

A Resolution Authorizing an Agreement Between the City of Arvada and HPM, Inc. for On-Call Development Infrastructure Warranty Repairs Services

2. R21-014 A Resolution Authorizing an Agreement Between the City of Arvada and C & L Water Solutions, Inc. for On-Call Development Infrastructure Warranty Repairs Services
3. R21-015 A Resolution Authorizing an Agreement Between the City of Arvada and Diamond Contracting Corp. for On-Call Development Infrastructure Warranty Repairs Services
4. R21-016 A Resolution Authorizing an Agreement Between the City of Arvada and EDGE Contracting, Inc. for On-Call Development Infrastructure Warranty Repairs Services
5. R21-017 A Resolution Authorizing an Agreement Between the City of Arvada and R & D Pipeline Construction, Incorporated for On-Call Development Infrastructure Warranty Repairs Services
6. R21-018 A Resolution Authorizing an Agreement Between the City of Arvada and Brannan Construction Company for On-Call Development Infrastructure Warranty Repairs Services
7. R21-019 A Resolution Authorizing Change Order No. 2 and Change Order No. 3 to an Agreement By and Between the City of Arvada and Muller Engineering Company, Inc. in the Amount of \$1,231,117.00 for Professional Services Relating to Engineering Design Services for West 72nd Avenue Between Kipling Street and Simms Street, Project No. 18-ST-30
8. R21-020 A Resolution Authorizing a Small Cell Facilities Master License Agreement By and Between the City of Arvada and SQF, LLC
9. R21-021 A Resolution Authorizing an Agreement Between the City of Arvada and Faris Machinery Company for Services Relating to the Purchase of Two (2) CCTV Inspection Vans for Wastewater in an Amount Not to Exceed \$386,794.00
10. R21-022 A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$400,000.00 to SaltWorx LLC for the Purchase of Salt Material in 2021
11. R21-023 A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$400,000.00 to Central Salt, LLC for the Purchase of Salt Material in 2021
12. R21-024 A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$200,000.00 to GMCO Corporation for the Purchase of Liquid De-Icer Material in 2021

Councilmember Marriott moved that R21-013, A Resolution Authorizing an Agreement Between the City of Arvada and HPM, Inc. for On-Call Development Infrastructure Warranty Repairs Services; R21-014, A Resolution Authorizing an Agreement Between the City of Arvada and C & L Water Solutions, Inc. for On-Call Development Infrastructure Warranty Repairs Services; R21-015, A Resolution Authorizing an Agreement Between the City of Arvada and Diamond Contracting Corp. for On-Call Development Infrastructure Warranty Repairs Services; R21-016, A Resolution Authorizing an Agreement Between the City of Arvada and EDGE Contracting, Inc. for On-Call Development Infrastructure Warranty Repairs Services; R21-017, A Resolution Authorizing an Agreement Between the City of Arvada and R & D Pipeline Construction, Incorporated for On-Call Development Infrastructure Warranty Repairs Services; R21-018, A Resolution Authorizing an Agreement Between the City of Arvada and Brannan Construction Company for On-Call Development Infrastructure Warranty Repairs Services; R21-

019, A Resolution Authorizing Change Order No. 2 and Change Order No. 3 to an Agreement By and Between the City of Arvada and Muller Engineering Company, Inc. in the Amount of \$1,231,117.00 for Professional Services Relating to Engineering Design Services for West 72nd Avenue Between Kipling Street and Simms Street, Project No. 18-ST-30; R21-020, A Resolution Authorizing a Small Cell Facilities Master License Agreement By and Between the City of Arvada and SQF, LLC; R21-021, A Resolution Authorizing an Agreement Between the City of Arvada and Faris Machinery Company for Services Relating to the Purchase of Two (2) CCTV Inspection Vans for Wastewater in an Amount Not to Exceed \$386,794.00; R21-022, A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$400,000.00 to SaltWorx LLC for the Purchase of Salt Material in 2021; R21-023, A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$400,000.00 to Central Salt, LLC for the Purchase of Salt Material in 2021; R21-024, A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$200,000.00 to GMCO Corporation for the Purchase of Liquid De-Icer Material in 2021, be approved.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

B. Resolutions

1. R21-025 A Resolution Regarding the Triennial Determination for the Continuation of The Rocky Flats Stewardship Council (February 2021-2024)

Mark Deven, City Manager, reviewed this resolution with council.

Councilmember Fifer moved that R21-025, A Resolution Regarding the Triennial Determination for the Continuation of The Rocky Flats Stewardship Council (February 2021-2024), be approved.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

2. R21-026 A Resolution Authorizing an Agreement By and Between the City of Arvada and PeaceJam Foundation for the Use of Property Known as the Allen House and Located at 11200 West 64th Avenue

Mark Deven, City Manager, reviewed this resolution with council.

Mayor Pro Tem Miller moved that R21-026, A Resolution Authorizing an Agreement By and Between the City of Arvada and PeaceJam Foundation for the Use of Property Known as the Allen House and Located at 11200 West 64th Avenue, be approved.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

3. R21-027 A Resolution Authorizing an Agreement By and Between the City of Arvada and the Arvada Chamber of Commerce for the Lease of the Building at 7305 Grandview Avenue in Arvada

Mark Deven, City Manager, reviewed this resolution with council.

Councilmember Simpson moved that R21-027, A Resolution Authorizing an Agreement By and Between the City of Arvada and the Arvada Chamber of Commerce for the Lease of the Building at 7305 Grandview Avenue in Arvada, be approved.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

4. R21-028 A Resolution Authorizing a Ninth Extension of the Effective Date of the City Manager's Declaration of Emergency Relating to the Novel Coronavirus (COVID-19) and the Associated Public Health Crisis

Rachel Morris, City Attorney, reviewed this resolution with council.

Councilmember Marriott moved that R21-028, A Resolution Authorizing a Ninth Extension of the Effective Date of the City Manager's Declaration of Emergency Relating to the Novel Coronavirus (COVID-19) and the Associated Public Health Crisis, be approved.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

C. Ordinances (First Reading) - None

9. Public Hearings - 6:15 p.m.

- A. CB21-001 An Ordinance Repealing and Reenacting Article II, Contractors, Etc., of Chapter 78, Public Improvements, of the Arvada City Code (Ordinance No. 4749)

1. R21-029 A Resolution Adopting the Amended Fee Schedule for Rights-of-Way Work Permits and Services Pursuant to Chapter 78, Public Improvements, of the Arvada City Code

Mayor Williams opened the public hearing on CB21-001 and R21-029.

Mark Deven, City Manager, reviewed this ordinance and resolution with council.

No one wishing to speak for or against, the public hearing was closed.

Councilmember Marriott moved that CB21-001, An Ordinance Repealing and Reenacting Article II, Contractors, Etc., of Chapter 78, Public Improvements, of the Arvada City Code, be approved on final reading, numbered 4749 and ordered published by title only.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

Mayor Pro Tem Miller moved that R21-029, A Resolution Adopting the Amended Fee Schedule for Rights-of-Way Work Permits and Services Pursuant to Chapter 78, Public Improvements, of the Arvada City Code, be approved.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

- B. CB21-002 An Ordinance Authorizing the First Amendment to the 2021 Operating and Capital Budget in the Amount of \$950,000.00 and Authorizing the First Amendment to the Intergovernmental Agreement By and Between the State of Colorado Acting By and Through the Department of Transportation and the City of Arvada Pertaining to the Signal Replacements at West 58th Avenue & Independence Street and West 86th Parkway & Kipling Street, Project No. 18-TC-03 (CDOT Project No. SHE M040-033 (SA22275)) (Ordinance No. 4750)

Mayor Williams opened the public hearing on CB21-002.

Mark Deven, City Manager, reviewed this ordinance and resolution with council.

No one wishing to speak for or against, the public hearing was closed.

Councilmember Ford moved that CB21-002, An Ordinance Authorizing the First Amendment to the 2021 Operating and Capital Budget in the Amount of \$950,000.00 and Authorizing the First Amendment to the Intergovernmental Agreement By and Between the State of Colorado Acting By and Through the Department of Transportation and the City of Arvada Pertaining to the Signal Replacements at West 58th Avenue & Independence Street and West 86th Parkway & Kipling Street, Project No. 18-TC-03 (CDOT Project No. SHE M040-033 (SA22275)), be approved on final reading, numbered 4750 and published by title only.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

- C. CB21-003 An Ordinance Authorizing an Additional Appropriation for Fiscal Year 2020 (Ordinance No. 4751)

Mayor Williams opened the public hearing on CB21-003.

Bryan Archer, Finance Director, reviewed this ordinance and resolution with council.

No one wishing to speak for or against, the public hearing was closed.

Councilmember Jones moved that CB21-003, An Ordinance Authorizing an Additional Appropriation for Fiscal Year 2020, be approved on final reading, numbered 4751 and ordered published by title only.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

- D. CB21-005 An Ordinance Amending and Adding Certain Sections of Chapter 70, Personnel Rules, of the Arvada City Code (Ordinance No. 4752)

Mayor Williams opened the public hearing on CB21-005.

Gabriella Bommer, Acting Director of Human Resources, reviewed this ordinance and resolution with council.

No one wishing to speak for or against, the public hearing was closed.

Councilmember Marriott moved that CB21-005, An Ordinance Amending and Adding Certain Sections of Chapter 70, Personnel Rules, of the Arvada City Code, be approved on final reading, numbered 4752 and ordered published by title only.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

The Motion was Approved

- E. Conditional Use Permit for Olde Town Residences, Generally Located at 7267 W 56th Avenue (Item continued from December 7, 2020)

Mayor Williams opened the public hearing on the Conditional Use Permit for Olde Town Residences.

Rob Smetana, Planning Manager, reviewed this item with council and stated that the posting logs and mailing affidavit have been received and are in order. Mayor Williams made them a part of the official record, along with the staff report.

Sworn Testimony: Bill Mosher, Representing applicant
Tina Lashbrook, Representing applicant
Steve Byers, Arvada resident, against the issue
Nancy Young, Arvada resident, against the issue
Shelley Cook, Arvada resident, for the issue
Mindy Mohr, Arvada resident, for the issue

Councilmember Marriott moved that the Conditional Use Permit for Olde Town Residences, Generally Located at 7267 W 56th Avenue, be approved. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion

Those voting yes: Williams, Miller, Fifer, Jones, Marriott

Those voting no: Ford, Simpson
The Motion was Approved

10. Public Comment - Five Minute Limit - None
11. City Council Reports
 - A. Mayor Williams noted the passing of Richard Bartlett, former mayor who served from 1965 to 1969.
 - B. Mayor Pro Tem Miller thanked everyone for wearing their masks.
12. City Manager Reports - None
13. City Attorney Reports - None
14. Adjournment at 9:00 p.m.

Marc Williams, Mayor

SEAL:

Kristen R. Rush, City Clerk