



SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD JUNE 14, 2021

1. Executive Session - Third Floor Conference Room - 5:00 p.m.
 - A. Legal Advice, Pursuant to CRS 24-6-402(4)(b) Relating to Project Indiana

Councilmember Simpson moved to go into Executive Session for Legal Advice, Pursuant to CRS 24-6-402(4)(b) Relating to Project Indiana.

The following votes were cast on the Motion:

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

The Motion was Approved

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

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 Ford, Councilmember Marriott, Councilmember Jones and Councilmember Simpson were present in the council chambers. Members of the public were given notice with instructions on how to participate with public comment.

3. Moment of Reflection and Pledge of Allegiance
4. 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: Mark Deven, City Manager; Rachel Morris, City Attorney; Lorie Gillis, Deputy City Manager and Kristen Rush, City Clerk.

5. Approval of Minutes of the May 17, 2021 City Council Meeting

The minutes stand approved.

6. Recognition and Communication - none

7. Public Comment

- A. Kia Ruiz, representing the Arvada Sustainability Committee, addressed council regarding Organized Waste Hauling
- B. Nancy Young, Arvada resident, addressed council regarding climate change

8. New Business

A. Consent Agenda

1. R21-080 A Resolution Authorizing Contract Amendment #2 to a State of Colorado Department of Human Services Contract By and Between the City of Arvada and the State of Colorado for the Arvada Police Department Co-Responder Program
2. R21-081 A Resolution Accepting an Annexation Petition Concerning 15812 W 64th Ave, Finding said Petition Substantially Compliant with C.R.S. 31-12-107(1), and Setting a Public Hearing for July 19, 2021, 6:15 P.M. for City Council to Determine Whether the Area Meets the Requirements of C.R.S. 31-12-104 and 105, and Is Considered Eligible for Annexation
3. R21-082 A Resolution Authorizing the Second Amendment to the Lease Agreement By and Between the City of Arvada and T-Mobile Central, LLC
4. R21-083 A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Garney Companies Inc. for 1.5 Million Gallon Water Storage Tank in an Amount Not to Exceed \$3,147,000, Project 18-WA-10
5. R21-084 A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$402,586.00 to L.L. Johnson Distributing Company, Inc., for the Purchase of Turf Maintenance Equipment

Councilmember Marriott moved that R21-080, A Resolution Authorizing Contract Amendment #2 to a State of Colorado Department of Human Services Contract By and Between the City of Arvada and the State of Colorado for the Arvada Police Department Co-Responder Program; R21-081, A Resolution Accepting an Annexation Petition Concerning 15812 W 64th Ave, Finding said Petition Substantially Compliant with C.R.S. 31-12-107(1), and Setting a Public Hearing for July 19, 2021, 6:15 P.M. for City Council to Determine Whether the Area Meets the Requirements of C.R.S. 31-12-104 and 105, and Is Considered Eligible for Annexation; R21-082, A Resolution Authorizing the Second Amendment to the Lease Agreement By and Between the City of Arvada and T-Mobile Central, LLC; R21-083, A Resolution Authorizing a Construction Contract Agreement By and Between the City of Arvada and Garney Companies Inc. for 1.5 Million Gallon Water Storage Tank in an Amount Not to Exceed \$3,147,000, Project 18-WA-10; R21-084, A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$402,586.00 to L.L. Johnson Distributing Company, Inc., for the Purchase of Turf Maintenance Equipment, 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. R21-085 R21-085 A Resolution Approving the Ninth and Tenth Amendments to an Employment Agreement By and Between the Arvada Urban Renewal Authority and Maureen C. Phair as Secretary and Executive Director

Councilmember Marriott moved that R21-085 be removed from the agenda.

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. Other

A. Appointment to the Transportation Committee

Councilmember Fifer moved to Appoint Brandon Figliolino to the Transportation Committee for a 2-year term ending April 20, 2023.

The following votes were cast on the Motion

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

The Motion was Approved

10. Public Hearings

- A. R21-086 A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, Maple Valley Park, Approximately Located at 6900 Indiana Street
- B. CB21-016 An Ordinance Annexing Certain Land Into the City of Arvada, Maple Valley Park, Approximately Located at 6900 Indiana Street (Ordinance No. 4763)
- C. CB21-017 An Ordinance Rezoning Certain Land Within the City of Arvada, Maple Valley Park, from Jefferson County A-2 (Agricultural) to City of Arvada OS (Open Space) and Amending the Official Zoning Maps of the City of Arvada, Colorado, Approximately Located at 6900 Indiana Street (Ordinance No. 4764)

Mayor Williams opened the public hearing on R21-086, CB21-016 and CB21-017.

Rob Smetana, Planning Manager, reviewed these items 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: Matt Boone, Representing Applicant
James Silvestro, Attorney representing Ralston Valley Coalition, in support
Gordon Reusink, Director of Vibrant Communities and Neighborhoods, in support
Kathleen Quinn, Arvada resident, in opposition of Project Indiana
Sandra Kay Curtis, Arvada resident, for the issue
Kristine Serrano, Arvada resident, for the issue
Edward Guiducci, Arvada resident, against the issue
Deborah Guiducci Arvada resident, against the issue
Jennifer Enochs, Arvada resident, against the issue
Brian Allison, Arvada resident, against the issue
Richard Enochs, Arvada resident, against the issue
Karen Yanz, Arvada resident, against the issue
Diane Vlien, Arvada resident, against the issue

Jennie Ridgely, Arvada resident, against the issue
Laurel Colvin, Arvada resident, against the issue
H. Lee Tubach, Arvada resident, against the issue
Barbara McMullin, Arvada resident, against the issue
Joan Anderson, Arvada resident, against the issue
Shannon Seela, Arvada resident, against the issue
Kurt Seela, Arvada resident, against the issue
Keith Durbin, Arvada resident, against the issue
Jane Duncan, Arvada resident, against the issue
Beth Bubach, Arvada resident, against the issue
Kelly DiMasi, Arvada resident, against the issue
Jennifer Kramer, Arvada resident, against the issue
Eric Zeitlow, Arvada resident, against the issue
Denise Botton, Arvada resident, against the issue
Arlene Gregersen, Arvada resident, against the issue
Michelle Jones, Arvada resident, against the issue
Linda Sorauf, Arvada resident, against the issue
Scott Leivian, Arvada resident, against the issue
Sherri Cable Lafferty, Arvada resident, against the issue
Donald Lee Lafferty, Arvada resident, against the issue
Janice Eckhardt, Arvada resident, against the issue
Bob Averill, Arvada resident, against the issue
Kathleen Leivian, Arvada resident, against the issue
Martha Davidson, Arvada resident, against the issue
Kent Stannard, Arvada resident, against the issue
William Luck, Arvada resident, against the issue
Barbara Stannard, Arvada resident, against the issue
Allison Young, Arvada resident, against the issue
Jane Lewis, Arvada resident, against the issue
Tracy Sanner, Arvada resident, against the issue
Rebecca Bendzewicz, Arvada resident, against the issue
Glenn Thompson, Arvada resident, against the issue
Bonnie Thompson, Arvada resident, against the issue
Jamie Murphy, Arvada resident, against the issue
Catherine Paxton, Arvada resident, against the issue
Hannah Gains, Arvada resident, against the issue
Kevin Capodice, Arvada resident, against the issue
Debbie Phillips, Arvada resident, against the issue
Steven Billespie, Arvada resident, against the issue
Eric Elliott, Arvada resident, against the issue
Janice Kruse, Arvada resident, against the issue
Andrea Morris, Arvada resident, against the issue
Amanda Kruse, Arvada resident, against the issue
Julie Brown, Arvada resident, against the issue
Barbara Galgano, Arvada resident, against the issue
Katie Lehr, Arvada resident, against the issue
Leslie Walbridge, Arvada resident, against the issue
Vicki Walbridge, Arvada resident, against the issue
Anne Earl, Arvada resident, against the issue

Lauren Stellen, Arvada resident, against the issue

Councilmember Fifer moved that R21-086, A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, Maple Valley Park, Approximately Located at 6900 Indiana Street, be approved.

The following votes were cast on the Motion

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

The Motion was Approved

Councilmember Fifer moved that CB21-016, An Ordinance Annexing Certain Land Into the City of Arvada, Maple Valley Park, Approximately Located at 6900 Indiana Street, be approved on final reading, numbered 4763 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

Councilmember Fifer moved that CB21-017, An Ordinance Rezoning Certain Land Within the City of Arvada, Maple Valley Park, from Jefferson County A-2 (Agricultural) to City of Arvada OS (Open Space) and Amending the Official Zoning Maps of the City of Arvada, Colorado, Approximately Located at 6900 Indiana Street, be approved on final reading, numbered 4764 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

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| D. | R21-087 | A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, 6700 Indiana Street, 6702 Indiana Street, 6710 Indiana Street, and a Portion of 6720 Indiana Street |
| E. | CB21-018 | An Ordinance Annexing Certain Land Into the City of Arvada, 6700 Indiana Street, 6702 Indiana Street, 6710 Indiana Street, and a Portion of 6720 Indiana Street in the County of Jefferson and State of Colorado, (Ordinance No. 4765) |
| F. | CB21-019 | An Ordinance Rezoning Certain Land Within the City of Arvada, Project Indiana, from Jefferson County A-2 (Agricultural) to City of Arvada IL (Industrial, Light) and Five Parcels from City of Arvada CG (Commercial, General) to City of Arvada IL (Industrial, Light) and Amending the Official Zoning Maps of the City of Arvada, Colorado, Generally Located at 6730 Indiana Street, 14725 W. 66th Place, 14785 W. 66th Place, 6700 Indiana Street, 6702 Indiana Street, 6710 Indiana Street, and a Portion of 6720 Indiana Street (Ordinance No. 4766) |

Rob Smetana, Planning Manager, reviewed these items 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: Carolyn White, Attorney representing applicant
James Silvestro, Attorney representing opposition

Michael Schweitzer, Arvada resident, in opposition
Richard Bolling, Arvada resident, in opposition
Julie Brown, Arvada resident, in opposition
Gina Hallisey, Arvada resident, in opposition
Art Newsome, Arvada resident, in opposition
Kevin Potter, Arvada resident, in opposition
Melissa Melton, Arvada resident, in opposition
Meg McCarthy, Arvada resident, in opposition
Jerrilyn McAndrew, Arvada resident, in opposition
Dan Murphy, Arvada resident, in opposition
Chad Lavery, Arvada resident, in opposition
Nancy Wylie, Arvada resident, in opposition
Jacqui Ainlay-Conley, Arvada resident, in opposition
Larry Barker, representing the Chamber of Commerce, in support
Chuck St. John, Arvada resident, in opposition
Jennifer Lavery, Arvada resident, in opposition
James Henry, Arvada resident, in opposition
Jan Edwards Aston, Arvada resident, in opposition
Victoria Baker, Arvada resident, in opposition
Lyle Lavery, Arvada resident, in opposition
Toby Gribishon, Arvada resident, in opposition
Robert Martin, Arvada resident, in opposition
Floyd Nordstrom, Arvada resident, in opposition
Jim Cheatham, Arvada resident, in opposition
Tony Rawluk, Arvada resident, in opposition
John Christopher, Arvada resident, in opposition
Mike Switzer, Arvada resident, in opposition
Madhvi Chittoor, via Zoom, Arvada resident, in opposition
Anne Switzer, Arvada resident, in opposition
Bob West, Arvada resident, in support
Chris Kanagy, Arvada resident, in opposition
Doug Raizh, Arvada resident, in opposition
Scott Osborn, Arvada resident, in opposition
Leslie Walbridge, Arvada resident, in opposition
Vicky Walbridge, Arvada resident, in opposition
Jan Edwards Aston, Arvada resident, in opposition
Mike Rollick, Jeffco resident, in opposition
Eric Zeitlow, Arvada resident, in opposition

Councilmember Simpson moved to suspend rule 2B so council can continue past 11 p.m.

The following votes were cast on the Motion

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

The Motion was Approved

Sworn Testimony continued:

Cheryl Walton, Arvada resident, in opposition
Denise Bohon, Arvada resident, in opposition
Kate Baldree, Arvada resident, in opposition

Susan Smith, Arvada resident, in opposition
John Niehues, Arvada resident, in opposition
Stuart Schwartz, Arvada resident, in opposition
Nancy Young, Arvada resident, in opposition
Kileigh Hammond, Arvada resident, in opposition

Those that did not speak but wanted their name entered into the record:

Scott Booth, Arvada resident, in opposition
Barbara Galgano, Arvada resident, in opposition
Lauren Stellen, Arvada resident, in opposition
Julie Brown, Arvada resident, in opposition
Amanda Kruse, Arvada resident, in opposition
Janice Kruse, Arvada resident, in opposition
Andrea Morris, Arvada resident, in opposition
Eric Elliott, Arvada resident, in opposition
Kristine Serrano, Arvada resident, in opposition
Catherine Gillespie, Arvada resident, in opposition
Steven Gillespie, Arvada resident, in opposition
Jim Maley, Arvada resident, in opposition
Kevin Capodice, Arvada resident, in opposition
Hannah Gaines, Arvada resident, in opposition
Catherine Paxton, Arvada resident, in opposition
Debbie Phillips, Arvada resident, in opposition
Shannon Booth, Arvada resident, in opposition
Annalise Booth, Arvada resident, in opposition
Jamie Murphy, Arvada resident, in opposition
Bonnie Purnell Thompson, Arvada resident, in opposition
Glenn Thompson, Arvada resident, in opposition
Rebecca Bendzewicz, Arvada resident, in opposition
Jane Lewis, Arvada resident, in opposition
Tracy Sanner, Arvada resident, in opposition
Allison Young, Arvada resident, in opposition
Renee Stark, Arvada resident, in opposition
Barbara Stannard, Arvada resident, in opposition
Kent Stannard, Arvada resident, in opposition
William Luck, Arvada resident, in opposition
Debra Gander, Arvada resident, in opposition
Martha Davidson, Arvada resident, in opposition
Bob Averill, Arvada resident, in opposition
Kathleen Leivian, Arvada resident, in opposition
Erik Mathys, Arvada resident, in opposition
Janice Eckhardt, Arvada resident, in opposition
Donald Lafferty, Arvada resident, in opposition
Sherri Cable Lafferty, Arvada resident, in opposition
Susan Averill, Arvada resident, in opposition
Annelese Rix, Arvada resident, in opposition
Scott Leivian, Arvada resident, in opposition
Linda Sorauf, Arvada resident, in opposition
Michelle Jones, Arvada resident, in opposition

Arlene Gregersen, Arvada resident, in opposition
Laura Belanger, Arvada resident, in opposition
Michelle Mitchiner, Arvada resident, in opposition
Eric Mitchiner, Arvada resident, in opposition
Kelly Dougherty, Arvada resident, in opposition
Leanne Tarleton, Arvada resident, in opposition
Erik Zerhow, Arvada resident, in opposition
Debra Miller, Arvada resident, in opposition
Edward Miller, Arvada resident, in opposition
Keith Durbin, Arvada resident, in opposition
Brandon Knutson, Arvada resident, in opposition
Lisa Knutson, Arvada resident, in opposition
Lisa Baca, Arvada resident, in opposition
Kathy Deriss, Arvada resident, in opposition
Kathy Martin, Arvada resident, in opposition
Judith Galterio, Arvada resident, in opposition
Edward DeVincenzo, Arvada resident, in opposition
Laurel Colvin, Arvada resident, in opposition
Lori Luyk, Arvada resident, in opposition
Kaitlynn Luyk, Arvada resident, in opposition
Jenna DeVincerro, Arvada resident, in opposition
Gabor Kalaszi, Arvada resident, in opposition
Kurt Seela, Arvada resident, in opposition
Shannon Seela, Arvada resident, in opposition
Joan Anderson, Arvada resident, in opposition
Barbara McMullin, Arvada resident, in opposition
H. Lee Turbach, Arvada resident, in opposition
Garry Duncan, Arvada resident, in opposition
Beth Turbach, Arvada resident, in opposition
Mark Ferro, Arvada resident, in opposition
Steven Thormod, Arvada resident, in opposition
Victor Ramen, Arvada resident, in opposition
Marie Bucknam, Arvada resident, in opposition
Cary Germain, Arvada resident, in opposition
Paul Schlimgen, Arvada resident, in opposition
Andrea Schlimgen, Arvada resident, in opposition
Robert Buckman, Arvada resident, in opposition
Pat Malone, Arvada resident, in opposition
Andine Henning Gilmore, Arvada resident, in opposition
Richard Gilmore, Arvada resident, in opposition
George Stroberg, Arvada resident, in opposition
Jules Brownell, Arvada resident, in opposition
Jerry Blackburn, Arvada resident, in opposition
Cheryl St. John, Arvada resident, in opposition
Edward Guiducci, Arvada resident, in opposition
Edward Yevak, Arvada resident, in opposition
Jennie Ridgely, Arvada resident, in opposition
Kathy Ritter-Allison, Arvada resident, in opposition
Rainer Gerbatsch, Arvada resident, in opposition

Karen Gerbatsch, Arvada resident, in opposition
John Phillips, Arvada resident, in opposition
Jessica Clemens, Arvada resident, in opposition
Karen Yanz, Arvada resident, in opposition
Michael Florence, Arvada resident, in opposition
Diane Vliern, Arvada resident, in opposition
Marilyn Bryan, Arvada resident, in opposition
Richard Enochs, Arvada resident, in opposition
Jennifer Enochs, Arvada resident, in opposition
Brian Allison, Arvada resident, in opposition
Deborah Guiducci, Arvada resident, in opposition
Julie Callahan, Arvada resident, in opposition
Sharon Reilly, Arvada resident, in opposition
Sandra Kay Curtis, Arvada resident, in opposition
Anne Earl, Arvada resident, in opposition
Nathan Klatzkin, Arvada resident, in opposition

Councilmember Marriott moved that R21-087, A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, 6700 Indiana Street, 6702 Indiana Street, 6710 Indiana Street, and a Portion of 6720 Indiana Street, be approved

The following votes were cast on the Motion

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

Those voting no: Jones

The Motion was Approved

Councilmember Marriott moved that CB21-018, An Ordinance Annexing Certain Land Into the City of Arvada, 6700 Indiana Street, 6702 Indiana Street, 6710 Indiana Street, and a Portion of 6720 Indiana Street in the County of Jefferson and State of Colorado, be rejected.

The following votes were cast on the Motion

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

Those voting no: Miller, Williams

The Motion was Approved

Councilmember Marriott moved that CB21-019, An Ordinance Rezoning Certain Land Within the City of Arvada, Project Indiana, from Jefferson County A-2 (Agricultural) to City of Arvada IL (Industrial, Light) and Five Parcels from City of Arvada CG (Commercial, General) to City of Arvada IL (Industrial, Light) and Amending the Official Zoning Maps of the City of Arvada, Colorado, Generally Located at 6730 Indiana Street, 14725 W. 66th Place, 14785 W. 66th Place, 6700 Indiana Street, 6702 Indiana Street, 6710 Indiana Street, and a Portion of 6720 Indiana Street, be rejected.

The following votes were cast on the Motion

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

Those voting no: Miller

The Motion was Approved

12. City Council Reports

13. City Manager Reports

A. Mark Deven, City Manager, reviewed the upcoming Workshop Schedule.

14. City Attorney Reports – none

15. Adjournment at 1:20 a.m.

Marc Williams, Mayor

SEAL:

Kristen R. Rush, City Clerk