



SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD JUNE 28, 2021

1. Executive Session - Third Floor Conference Room - 4:30 p.m.
 - A. Legal Advice, Pursuant to C.R.S. 24-6-402(4)(b) Relating to the Jefferson Parkway Public Highway Authority and Instructions to Negotiators, Pursuant to C.R.S. 24-6-402(4)(e) Relating to an Intergovernmental Agreement between the City of Arvada and Apex Park and Recreation District

Mayor Pro Tem Miller moved to go into Executive Session for Legal Advice, Pursuant to C.R.S. 24-6-402(4)(b) Relating to the Jefferson Parkway Public Highway Authority and Instructions to Negotiators, Pursuant to C.R.S. 24-6-402(4)(e) Relating to an Intergovernmental Agreement between the City of Arvada and Apex Park and Recreation District

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

Mayor Williams read the following statement:

This has been an incredibly tough seven days since what happened last Monday. This week, Arvada has been wounded in its very heart. An individual who had hatred for the police, and for the Arvada Police in particular, set off a horrendous chain of events that has led to three tragedies and adversely affected many people.

This gunman ambushed and murdered Officer Gordon Beesley who was a 19-year veteran of the Arvada Police Department. Gordon was a school resource officer, a former recipient of the Arvada Employee of the Year award, and he was loved by all, especially his wife and two children. They, and all of us, are grieving.

Johnny Hurley was a visitor to Olde Town, who took decisive action to protect others without thought for his own safety. Based on reports, he shot and killed the gunman, which without question saved lives of other officers and potentially other citizens in our community. He died a hero, and we will forever call him a hero to our community. Arvada will forever be in his debt, and we offer our thoughts and our prayers to his family, friends and loved ones.

The second tragedy is one we are now dealing with. Because of the Critical Incident Response Team (CIRT) investigation that is going on right now, that is being conducted through the Jeffco Sheriff's Office and the Jeffco District Attorney's office, we are limited in what we can say at this juncture about the events that transpired after Mr. Hurley courageously shot the gunman. It has been reported, and we know one of Arvada's police officers shot and killed Mr. Hurley.

We mourn the death of Mr. Hurley, but we also support our police officers and remain mindful of the challenges and the circumstances they confront in an active shooter situation. They face that potential each and every day, and they are trained to address it.

The third tragedy is for our officers involved in this incident. All of our officers. Not only the officer involved in the shooting, but our entire police force. It's a family. The anguish our officers are dealing with is unimaginable and will change their lives forever. Our thoughts and prayers are also with our officers and their families as they cope with the aftermath of Monday's events.

Monday reminds us of how close knit our Arvada community is. The outpouring of support for our police and those most directly affected by these tragedies is heartwarming. We urge those affected to seek help and guidance in the days and weeks to come.

Through it all Arvada is strong. We are resilient. We are hurting, but we will, as we always do, help each other out. We will do our utmost to keep Arvada safe and the special place we call home.

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 June 14, 2021 City Council Meeting

The minutes stand approved.

6. Recognition and Communication

A. Recognition of Recipients of the Colorado Manufacturing Awards - Presented by Councilmember Marriott

Councilmember Marriott said that each year, CompanyWeek, a Colorado-centric manufacturing industry magazine, and Manufacturer's Edge, Colorado's NIST-sponsored Manufacturing Extension Partnership, join together to host and produce an event to recognize Colorado manufacturing advocates and stakeholders from across industry and the supply chain. The 2021 Colorado Manufacturing Awards (CMA) build on five successful years of recognizing outstanding companies and people shaping American manufacturing, in a region emerging as a model for a new, dynamic sector.

Arvada was honored this year with three of the winners having businesses in Arvada. Sundyne is

located in Arvada, while SAS's manufacturing facility known as the Flight Factory is in Arvada, and Heidi Hostetter works as Vice President of Faustson Tool in Arvada.

Sundyne, a global leader in the design and manufacture of mission critical pumps and compressors, has been named Industrial Equipment Manufacturer at the 2021 Colorado Manufacturing Awards. With nearly 400 employees in Arvada Colorado, Sundyne designs and manufactures highly-engineered pumps & compressors for natural gas, power, chemical, petrochemical and agro-chemical businesses in more than 100 countries around the globe. Angela Alloro, Sundyne, will be present for the Recognition.

Special Aerospace Services (SAS) has been named Aerospace Manufacturer of the Year at the 2021 Colorado Manufacturing Awards. SAS started with the dream of founders Heather and Tim Bulk to bring together the best minds in the aerospace community to offer clients unique engineering and tactical solutions in support of their endeavors in the air and in space. SAS is a tactical engineering and advanced manufacturing firm with more than a decade of experience providing cutting-edge solutions to Aerospace, Aviation, Defense and Energy organizations worldwide. This category in the Colorado Manufacturer Awards recognizes outstanding contract and OE manufacturing and supply-chain operations in Colorado's world-class aerospace economy. Heather Bulk with Special Aerospace Services will be present for the Recognition.

Heidi Hostetter, CEO of H2 Manufacturing Solutions was named as the 2021 Colorado Manufacturing Woman of the Year. Although Heidi's manufacturing consulting business, H2 Manufacturing Solutions, is located outside of Arvada, she has been and continues to be highly involved with manufacturing leadership and innovation in Arvada over the past two decades. Heidi serves as Vice President of Faustson Tool, an aerospace manufacturing company in Arvada. She also serves on the Board of Directors for the Northern Colorado Manufacturing Partnership, and was a founding member of the Adapt Center for additive manufacturing in partnership with the Colorado School of Mines. Mr. and Mrs. Hostetter were present for the Recognition.

B. Recognition of Julia Gutierrez Walker, Recipient of the Arvada Elks Lodge 2020 Citizen of the Year Award - Presented by Councilmember Simpson

The Arvada Elks Lodge has named Julia Gutierrez-Walker as the recipient of their Distinguished Citizenship Award for 2020. The overall Mission of the Elks is "To inculcate the principles of Charity, Justice, Human Love and Fidelity; to promote the welfare and enhance the happiness of its Members; to quicken belief and patriotism; to cultivate good fellowship; to perpetuate itself as a fraternal organization and to provide for its government. The Benevolent and Protective Order of Elks of the United States of America serves the people and communities through benevolent programs. Gene Schluter, Arvada Elks Lodge will present this award to Julia Gutierrez Walker.

In March of 2020 at the beginning of the first pandemic shutdown, Julia Gutierrez Walker and her son took a small table to the Secrest Elementary School parking lot and set it up with some food and hygiene supplies for people in need to come and help themselves. They invited the community to join in dropping off food and donations as well as invited anyone in need to come by to collect what they could use. They called the event "The Giving Table".

The response to the first table was huge, and many community members requested that Julia continue to host the event as more and more support grew, especially with the pandemic putting

Arvadans out of work. The informal Giving Table was officially registered as a non-profit over the summer of 2020, with an official new name: **Hope, Connection and Community**.

During 2020 Julia ran several events to help those in need. A sampling include:

- Food delivery: Her non-profit organized community volunteers and business partners to build grocery bags of nutritious food staples and delivered for free to hungry residents across the city.
- Easter: They provided fifteen complete meals for families impacted by the pandemic as well as Easter Baskets for their children.
- Mother's Day: They provided ten gift bags for mothers whose families that had been affected by COVID and would not be able to afford to get their mom anything for the holiday.
- Arvada Fire Department Appreciation Day: Gift baskets for each Fire Station in Arvada as well as their First House. They also supported the "Light the Night" event by purchasing and distributing red light bulbs to support fallen firefighters and their families.
- Police Appreciation Day: Gift baskets were provided for all the police stations in Arvada as well as many thank you cards made by community members.
- Bike Drive: They collected 64 bikes of all sizes and held a bike event where 64 kids came with their parents to pick up their bikes and then stay for a socially-distant BBQ and live music.
- Thanksgiving: They provided 10 complete Thanksgiving meals and distributed them to families in need.
- Christmas: They hosted the "Tree of Hope," which paired 103 kids with sponsors who secured Christmas gifts for them and also worked with a local food caterer to provide 25 meals to families in need in Arvada.

Overall, it is estimated that **Hope, Connection and Community** events served approximately 1,000 Arvada households that were in need in 2020.

A representative from the Arvada Elks Lodge presented the award to Ms. Gutierrez Walker.

7. Presentations - none
8. Public Comment
 - A. Dalila Machinal, Arvada resident, addressed council regarding the Challenge of Drug Usage
 - B. Mindy Mohr, Arvada resident, addressed council regarding recycling at the Arvada on Tap festival
9. New Business
 - A. Consent Agenda
 1. R21-088 A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$230,000.00 to Intuitech, Inc. for the Purchase of a Water Treatment Filter Pilot Plant

2. R21-089 A Resolution Authorizing Contracts for On Call Engineering Services in an Amount up to \$450,000.00 per Contract for Work as Specified Within each Individual Agreement with the Following Contractors: Brown and Caldwell Inc.; Burns & McDonnell Engineering Company, Inc.; Carollo Engineers Inc.; CDM Smith Inc.; Felsburg Holt & Ullevig, Inc.; HDR Engineering Inc.; J & T Consulting, Inc.; Jacobs Engineering Group Inc.; Matrix Design Group Inc.; Muller Engineering Company Inc.; Murraysmith Inc.; Rocksol Consulting Group, Inc.; Stantec Consulting Services, Inc.; Terracon Consultants Inc.
3. R21-090 A Resolution Authorizing the First Amendment to an Agreement by and between the City of Arvada and T & M Construction, LLC for the Reconstruction of Ralston Road between Upham Street and Yukon Street to Change the Scope of Work and Increase the Maximum Compensation Amount by \$448,946.80, Project No. 15-ST-30
4. R21-091 A Resolution Authorizing an Agreement By and Between the City of Arvada and PCL Construction, Inc. for Converting Public Streets into Pedestrian Space for Olde Town Business District in an Amount Not to Exceed \$360,083.00
5. R21-092 A Resolution Authorizing an Agreement Between the City of Arvada and Modstreet for Modular Parklets and Fencing for Olde Town Arvada In an Amount not to Exceed \$500,000.00

Councilmember Marriott moved that R21-088, A Resolution Authorizing the Issuance of a Purchase Order in the Amount of \$230,000.00 to Intuitech, Inc. for the Purchase of a Water Treatment Filter Pilot Plant; R21-089, A Resolution Authorizing Contracts for On Call Engineering Services in an Amount up to \$450,000.00 per Contract for Work as Specified Within each Individual Agreement with the Following Contractors: Brown and Caldwell Inc.; Burns & McDonnell Engineering Company, Inc.; Carollo Engineers Inc.; CDM Smith Inc.; Felsburg Holt & Ullevig, Inc.; HDR Engineering Inc.; J & T Consulting, Inc.; Jacobs Engineering Group Inc.; Matrix Design Group Inc.; Muller Engineering Company Inc.; Murraysmith Inc.; Rocksol Consulting Group, Inc.; Stantec Consulting Services, Inc.; Terracon Consultants Inc.; R21-090, A Resolution Authorizing the First Amendment to an Agreement by and between the City of Arvada and T & M Construction, LLC for the Reconstruction of Ralston Road between Upham Street and Yukon Street to Change the Scope of Work and Increase the Maximum Compensation Amount by \$448,946.80, Project No. 15-ST-30; R21-091, A Resolution Authorizing an Agreement By and Between the City of Arvada and PCL Construction, Inc. for Converting Public Streets into Pedestrian Space for Olde Town Business District in an Amount Not to Exceed \$360,083.00; R21-092, A Resolution Authorizing an Agreement Between the City of Arvada and Modstreet for Modular Parklets and Fencing for Olde Town Arvada In an Amount not to Exceed \$500,000.00, 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 - none
- C. Ordinances (First Reading)

1. CB21-021 An Ordinance Adding Section 62-62, Interference with Staff, Faculty, or Students of Educational Institutions, of Article II, Miscellaneous Offenses, of Chapter 62, Offenses, to the Arvada City Code (Public Hearing to be set for July 19, 2021 at 6:15 p.m.)
2. CB21-022 An Ordinance Amending Section 1-5, General Penalty; Continuing Violations, of Chapter 1, General Provisions, and Section 58-41, Classification of Violations, of Article II, Trial by Jury, of Chapter 58, Municipal Court, of the Arvada City Code (Public Hearing to be set for July 19, 2021 at 6:15 p.m.)
3. CB21-023 An Ordinance Annexing Certain Land Into the City of Arvada, 15812 W. 64th Avenue in the County of Jefferson and State of Colorado (Public Hearing to be set for July 19, 2021 at 6:15 p.m.)
4. CB21-024 An Ordinance Rezoning Certain Land Within the City of Arvada, from Jefferson County A-2 (Agricultural) to City of Arvada R-13 (Residential 13), and Amending the Official Zoning Maps of the City of Arvada, Colorado, Located at 15812 W 64th Avenue (Public Hearing to be set for July 19, 2021 at 6:15 p.m.)

Mayor Pro Tem Miller moved that CB21-021, An Ordinance Adding Section 62-62, Interference with Staff, Faculty, or Students of Educational Institutions, of Article II, Miscellaneous Offenses, of Chapter 62, Offenses, to the Arvada City Code; CB21-022, An Ordinance Amending Section 1-5, General Penalty; Continuing Violations, of Chapter 1, General Provisions, and Section 58-41, Classification of Violations, of Article II, Trial by Jury, of Chapter 58, Municipal Court, of the Arvada City Code; CB21-023, An Ordinance Annexing Certain Land Into the City of Arvada, 15812 W. 64th Avenue in the County of Jefferson and State of Colorado; CB21-024, An Ordinance Rezoning Certain Land Within the City of Arvada, from Jefferson County A-2 (Agricultural) to City of Arvada R-13 (Residential 13), and Amending the Official Zoning Maps of the City of Arvada, Colorado, Located at 15812 W 64th, be approved on first reading, ordered published in full, and a public hearing set for July 19, 2021 at 6:15 p.m.

The following votes were cast on the Motion

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

The Motion was Approved

10. Other

- A. Appointment to the Metro Wastewater Reclamation District

Councilmember Marriott moved to Appoint Bill Ray to the Metro Wastewater Reclamation District for a term beginning July 1, 2021 and ending June 30, 2023.

The following votes were cast on the Motion

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

The Motion was Approved

11. Public Hearings

A. Conditional Use Application for Ralston Gardens Parking Lot, Generally Located at 9250 Ralston Road

Mayor Williams opened the public hearing on the Conditional Use Application for Ralston Gardens Parking Lot.

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: George Thorn, Representing Applicant
Andre Barros, Representing Applicant

Mayor Williams closed the public hearing.

Councilmember Fifer moved that the Conditional Use Application for the Ralston Gardens Parking Lot, generally located at 9250 Ralston Road, be approved with the following condition. The Conditional Use for the proposed parking lot shall only be valid if it is used to comply with the off-street parking requirements of the associated affordable multifamily development at the southeast corner of Ralston Road and Garrison Street.

The following votes were cast on the Motion

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

The Motion was Approved

B. Major Modifications for Greyshoe Unit Addition, Generally Located at 5430 Estes Street

Mayor Williams opened the public hearing on Greyshoe Unit Addition

Sworn Testimony: Grayson Scherer, applicant
Jessica Hsu, applicant

Mayor Williams closed the public hearing.

Councilmember Marriott moved that the Major Modifications for Greyshoe Unit Addition, Generally Located at 5430 Estes Street, be denied. This motion is based on the following findings of fact for denial. This project doesn't comply with the Land Development Code on a number of issues including the number of units and the square footage of the lot.

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. Public Comment - Five Minute Limit - none

13. City Council Reports - None

14. City Manager Reports

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

15. City Attorney Reports – none

16. Adjournment at 7:05 p.m.

Marc Williams, Mayor

SEAL:

Kristen R. Rush, City Clerk