



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, December 17, 2019

7:00 PM

Council Chambers

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-389-19](#) Approval of the November 12, 2019 City Council Minutes
- B. [ID-390-19](#) Approval of the November 13, 2019 City Council Minutes - First Meeting
- C. [ID-391-19](#) Approval of the November 13, 2019 City Council Minutes - Second Meeting
- D. [ID-388-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, RE-APPOINTING ADAM M. GOLLIN AS THE PROSECUTING ATTORNEY AND SETTING COMPENSATION

Attachments: [A. Gollin Resolution](#)

- E. [ID-379-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO APPROVING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DOUGLAS, ON BEHALF OF THE DOUGLAS COUNTY SHERIFF'S OFFICE AND THE BRIGHTON POLICE DEPARTMENT REGARDING THE SOTAR SEX OFFENDER PROGRAM AND AUTHORIZING THE MAYOR TO EXECUTE SAID IGA ON BEHALF OF THE CITY

Attachments: [RESOLUTION DCS](#)
[FINAL 2019 SOTAR IGA \(1\) final - -](#)

- F. [ID-395-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, REAPPOINTING DOUG LAMBERT AS A MEMBER OF THE BRIGHTON HOUSING AUTHORITY WITH A TERM TO NOVEMBER 2024

Attachments: [BHA Nov 2019 - Lambert](#)

- G. [ID-399-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AUTHORIZING A MINI-GRANT AGREEMENT WITH ADAMS COUNTY IN AN AMOUNT NOT TO EXCEED FIVE THOUSAND DOLLARS (\$5,000.00) FOR THE HIGH SCHOOL SENIORS BEAUTIFICATION PROJECT AT COLORADO PARK; AUTHORIZING THE CITY'S MATCHING OBLIGATION OF FOUR THOUSAND FIVE HUNDRED DOLLARS (\$4,500.00); AND AUTHORIZING THE ACTING CITY MANAGER TO SIGN AND EXECUTE THE AGREEMENT

Attachments: [Resolution - AdCo 7-24-19 O.S. Grant - Mini-Grant Agreement \(High School Se](#)
[High School Seniors Beautification Project at Colorado Park agrement.pdf](#)

- H. [ID-400-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AUTHORIZING THE GRANT AGREEMENT WITH ADAMS COUNTY FOR GRANT FUNDING IN THE AMOUNT NOT TO EXCEED THREE HUNDRED TWENTY TWO THOUSAND THREE HUNDRED FIFTY EIGHT DOLLARS (\$322,358.00) FOR THE SPEER CANAL TRAIL PROJECT; AUTHORIZING THE CITY'S MATCHING OBLIGATION OF TWO HUNDRED TWENTY THOUSAND DOLLARS (\$220,000.00); A PARTNER MATCH FROM BROOKFIELD RESIDENTIAL OF ONE HUNDRED TWO THOUSAND THREE HUNDRED FIFTY SEVEN DOLLARS (\$102,357.00); AND AUTHORIZING THE ACTING CITY MANAGER TO SIGN AND EXECUTE THE GRANT AGREEMENT

Attachments: [Resolution - AdCo 7-24-19 O.S. Grant - Passive Grant Agreement \(Speer Cana](#)
[Speer Canal Trail Map.pdf](#)
[Speer Canal Trail Agreement.pdf](#)

- I. [ID-401-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AUTHORIZING THE GRANT AGREEMENT WITH ADAMS COUNTY FOR GRANT FUNDING IN THE AMOUNT NOT TO EXCEED ONE MILLION SEVEN HUNDRED FIFTY THOUSAND DOLLARS (\$1,750,000.00) FOR THE MORIMITSU FARM ACQUISITION; AUTHORIZING THE CITY'S MATCHING OBLIGATION OF ONE MILLION TWO HUNDRED THIRTY NINE THOUSAND DOLLARS (\$1,239,000.00); A PARTNER MATCH FROM GREAT OUTDOORS COLORADO (GOCO) OF SEVEN HUNDRED FIFTY THOUSAND DOLLARS (\$750,000.00); AND AUTHORIZING THE ACTING CITY MANAGER TO SIGN AND EXECUTE THE GRANT AGREEMENT

Attachments: [Resolution - AdCo 7-24-19 O.S. Grant - Passive Grant Agreement \(Morimitsu F: Morimitsu Farm Acquisition Map.pdf](#)
[Morimitsu Farm Acquisition Agreement.pdf](#)

- J. [ID-398-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING THE SECOND AMENDMENT TO THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF BRIGHTON, COLORADO, AND THE HOUSING AUTHORITY OF THE CITY OF BRIGHTON TO EXTEND THE AGREEMENT FOR A ONE-YEAR TERM, AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT

Attachments: [Reso - 2nd amendment to MOA with BHA](#)
[BHA.COB.MOA.Amendment \(11.6.19\)](#)

- K. [ID-403-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO APPROVING A SETTLEMENT, RELEASE AND WAIVER OF CLAIMS AGREEMENT BETWEEN CURTIS BAUERS AND THE CITY OF BRIGHTON AND AUTHORIZING THE ACTING CITY MANAGER TO EXECUTE SUCH DOCUMENTS NECESSARY TO CONSUMMATE AND FINALIZE SAID SETTLEMENT ON BEHALF OF THE CITY

Attachments: [Reso - Settlement Agreement Curtis Bauers](#)
[Bauers Settlmt Agmt Rels Brighton Final](#)
[Memo to CC from Frank Lopez 12.9.19](#)

4. CEREMONIES

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

- B. [ID-409-19](#) United Power Appreciation Day Proclamation

Attachments: [United Power Appreciation 2019](#)

- C. [ID-408-19](#) Festival of Lights Recognition

- D. [ID-392-19](#) Swearing In of Mayor Gregory Mills by Judge Kristin Brown

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

- A. [ID-404-19](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING CERTAIN SECTIONS OF TITLE 3 AND TITLE 5 OF THE BRIGHTON MUNICIPAL CODE PERTAINING TO LICENSES, REPORTING PERIODS, AND INFREQUENT SALES AT RESIDENCES

Attachments: [Ordinance to amend certain sections of Chapter 3 and Chapter 5](#)

8. ORDINANCES FOR FINAL CONSIDERATION

- A. [ID-362-19](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON APPROVING THE ESCARCEGA PROPERTY ZONE CHANGE REQUEST FROM PLATTE RIVER RANCH PLANNED UNIT DEVELOPMENT (PUD) TO RURAL ESTATE (RE) FOR AN APPROXIMATELY 3.823 ACRE PROPERTY, GENERALLY LOCATED IN THE NORTHEAST QUARTER OF SECTION 13, TOWNSHIP 1 SOUTH, RANGE 67 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY OF BRIGHTON, COUNTY OF ADAMS, STATE OF COLORADO

Attachments: [CC_Ord_Escarcega ZC_12.3.19](#)
[19-09 Escarcega Property Zone Change](#)
[Escarcega Property Map](#)
[Escarcega Zone Change Map](#)
[Neighboring Property Owners](#)
[Escarcega-300 foot radius map](#)
[CC_Public Hearing Notice_Escarcega Zone Change](#)
[Publication Proof-Notice Escarega Property Zone Change](#)

- B. [ID-367-19](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING SECTION 3-40-170 OF THE BRIGHTON MUNICIPAL CODE REGARDING LODGING TAX ADVISORY COMMITTEE MEMBERSHIP

Attachments: [Ordinance to Amend LTAC.docx](#)

9. RESOLUTIONS

- A. [ID-405-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO SETTING FORTH CERTAIN FEES AND CHARGES ASSESSED BY THE CITY OF BRIGHTON, EFFECTIVE JANUARY 1, 2020

Attachments: [Draft Resolution](#)
[Redlined Chart of the Proposed Fee Changes](#)

- B. [ID-402-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF MUSCO SPORTS LIGHTING, LLC AND AWARDED THE CONTRACT FOR PARK LIGHTING IMPROVEMENTS, PROJECT #19-031, TO MUSCO SPORTS LIGHTING, LLC IN THE AMOUNT OF TWO HUNDRED SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$207,800.00), AND AUTHORIZING THE ACTING CITY MANAGER TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

Attachments: [Resolution - Park Lighting Improvements Bid.docx](#)
[Colorado Project Installation List 1 from Musco \(ID 63503\).pdf](#)
[Musco Quote Ken Mitchell, Colorado, Donelson 196673, 192672, 202.docx](#)
[402 PPT](#)

- C. [ID-376-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY AND COUNTY OF DENVER AND THE CITY OF BRIGHTON REGARDING URBAN AREA SECURITY INITIATIVE GRANT FUNDS AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT

Attachments: [UASI- IGA RESOLUTION 12.17.19](#)
[City of Brighton IGA MOOEM-201952164](#)
[Signature Page](#)
[Denver IGA PPT](#)

- D. [ID-396-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACKNOWLEDGING THE CERTIFIED ABSTRACT OF VOTES CAST FOR THE DECEMBER 3, 2019 SPECIAL RUN-OFF MUNICIPAL ELECTION FOR WARD 4

Attachments: [Election Results - Resolution 2019](#)
[OFFICIAL ElectionSummaryReport 12.12.2019](#)

- E. [ID-378-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, CONFIRMING THE CITY OF BRIGHTON'S PARTICIPATION IN THE LINK PROGRAM IN CALENDAR YEAR 2020; APPROVING THE INTERGOVERNMENTAL AGREEMENT FOR THE PROVISION AND FUNDING OF JUVENILE ASSESSMENT SERVICES BY THE LINK; AUTHORIZING THE MAYOR TO EXECUTE SAID IGA ON BEHALF OF THE CITY; AND APPOINTING THE CITY OF BRIGHTON'S REPRESENTATIVE TO THE LINK BOARD FOR CALENDAR YEAR 2020

Attachments: [LINK RESOLUTION 2019](#)
[LINK 2019 IGA](#)
[LINK 2019 PPT](#)

- F. [ID-406-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING THE FIRST AMENDMENT TO THE PRAIRIE CENTER VILLAGE I, FILING NO. 1 DEVELOPMENT AGREEMENT FOR THE PRAIRIE CENTER VILLAGE I, FILING NO. 1 SUBDIVISION DESCRIBED AS A PORTION OF THE SOUTHWEST QUARTER OF SECTION 16 TOWNSHIP 1 SOUTH, RANGE 66 WEST, CITY OF BRIGHTON, COUNTY OF ADAMS, STATE OF COLORADO, AND AUTHORIZING THE MAYOR TO EXECUTE SAID FIRST AMENDMENT ON BEHALF OF THE CITY

Attachments: [CC Reso PC Village I DA Amendment Final](#)
[Prairie Center Village I Amendment-Final Draft](#)
[Prairie Center Village I Subdivision Filing No. 1](#)
[Prairie Center Vicinity Map](#)

- G. [ID-407-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING THE FIRST AMENDMENT TO THE PRAIRIE CENTER VILLAGE V, FILING NO. 1 DEVELOPMENT AGREEMENT FOR THE PRAIRIE CENTER VILLAGE V, FILING NO. 1 SUBDIVISION DESCRIBED AS PORTIONS OF THE SOUTHWEST QUARTER OF SECTION 16 AND THE NORTHWEST QUARTER OF SECTION 21 TOWNSHIP 1 SOUTH, RANGE 66 WEST, CITY OF BRIGHTON, COUNTY OF ADAMS, STATE OF COLORADO, AND AUTHORIZING THE MAYOR TO EXECUTE SAID FIRST AMENDMENT ON BEHALF OF THE CITY

Attachments: [CC Reso PC Village V DA Amendment Final](#)
[Prairie Center Village V, Filing 1 DA Amendment-Final Draft](#)
[Prairie Center Village V Subdivision Filing No. 1](#)
[Prairie Center Vicinity Map](#)

10. UTILITIES BUSINESS ITEMS

Ordinances

- A. [ID-370-19](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING SECTION 13-4-90 OF THE BRIGHTON MUNICIPAL CODE REGARDING THE ASSESSMENT OF WATER PLANT INVESTMENT FEES FOR MOBILE HOME PARKS (FIRST READING)

Attachments: [Ordinance amending 13-4-90 regarding mobile home parks final 11.25.19](#)
[370 PPT](#)

- B. [ID-369-19](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AMENDING VARIOUS SECTIONS OF CHAPTER 13 OF THE BRIGHTON MUNICIPAL CODE REGARDING ACCESSORY DWELLING UNITS (ADU'S) (FIRST READING)

Attachments: [Ordinance ADUs final version 11.25-19](#)
[369 PPT](#)

Resolutions

- C. [ID-383-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF ENGINEERING ANALYTICS INC. AND AWARDING THE CONTRACT FOR 124TH RESERVOIR RIP RAP DESIGN, PROJECT #19-035, TO ENGINEERING ANALYTICS INC. UP TO THE BUDGETED AMOUNT OF \$200,000.00, AND AUTHORIZING THE CITY MANAGER TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

Attachments: [124th Res19-035 Resolution Accept.docx](#)
[383 PPT](#)

- D. [ID-384-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF HALLMARK INC. AND AWARDING THE CONTRACT FOR CARMICHAEL PARK VAULT, PROJECT #19-034, TO HALLMRK INC. UP TO THE BUDGETED AMOUNT OF \$110,000, AND AUTHORIZING THE CITY MANAGER TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

Attachments: [Carmichael 19-034 Resolution Accept.docx](#)
[384 PPT](#)

- E. [ID-380-19](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF REDLINE PIPELINE LLC. AND AWARDING THE CONTRACT FOR BASELINE WATERLINE AND NORTH TANK DRAINAGE CONSTRUCTION PROJECT, PROJECT #19-037, TO REDLINE PIPELINE LLC. UP TO THE BUDGETED AMOUNT OF \$3,500,000.00, AND AUTHORIZING THE CITY MANAGER TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

Attachments: [Baseline19-037 Resolution Accept](#)
[380 PPT final](#)

11. GENERAL BUSINESS

12. REPORTS

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

13. REPORTS BY COUNCIL ON BOARDS & COMMISSIONS

14. EXECUTIVE SESSION

- A. [ID-388-14](#) For discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees regarding the City Attorney Performance Evaluation

15. ADJOURNMENT