



City of Brighton

500 S. 4th Avenue
Brighton, CO 80601

Meeting Agenda

City Council

*MAYOR - RICHARD N MCLEAN
MAYOR PRO-TEM - KEN KREUTZER
COUNCIL MEMBERS:
LYNN BACA, REX BELL, JW EDWARDS
MARK HUMBERT, JOAN KNISS,
MARY ELLEN POLLACK, KIRBY WALLIN*

Tuesday, April 4, 2017

7:00 PM

Council Chambers

1. CALL TO ORDER

A. Pledge of Allegiance to the American Flag.

B. Roll Call.

2. CONSENT AGENDA

- A. [ID-107-17](#) Approval of the March 7, 2017 City Council Minutes
- B. [ID-158-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AUTHORIZING THE SIGNING OF A CERTIFIED LOCAL GOVERNMENT PROGRAM (CLG) GRANT AGREEMENT WITH HISTORY COLORADO FOR THE AMOUNT NOT TO EXCEED TWELVE THOUSAND ONE HUNDRED DOLLARS (\$12,100.00), FOR THE "BRIGHTON SUBDIVISION RESIDENTIAL PROPERTIES – HISTORIC SURVEYS PHASE 3" PROJECT; AND AUTHORIZING THE CITY'S MATCHING OBLIGATION OF TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00); AUTHORIZING A 2017 BUDGET AMENDMENT FOR THE GRANT PROJECT EXPENDITURES; AUTHORIZING THE CITY MANAGER TO SIGN AND EXECUTE THE GRANT AGREEMENT; AND SETTING FORTH OTHER DETAILS RELATED THERETO

Attachments: [Resolution - History Colorado CLG 1-15-17 - CLG Grant Contract \(Brighton Su\)](#)

- C. [ID-151-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WASTEWATER ENTERPRISE, REAPPOINTING CITY OF BRIGHTON WASTEWATER MANAGER, KIM SCHOEN, AS THE CITY OF BRIGHTON REPRESENTATIVE ON THE BOARD OF DIRECTORS OF THE METRO WASTEWATER RECLAMATION DISTRICT FOR A TWO-YEAR TERM ENDING JUNE 30, 2019

Attachments: [Reso](#)

Metro docs

- D. [ID-162-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPOINTING DAVE SWANSON AS A MEMBER OF THE DISTRICT PLAN COMMISSION WITH A TERM TO 2019

Attachments: [District Plan Comm Apr 2017 Swanson](#)

- E. [ID-163-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPOINTING AMANDA GRIFFIN AS A MEMBER OF THE DISTRICT PLAN COMMISSION WITH A TERM TO 2019

Attachments: [District Plan Comm Apr 2017 Griffin](#)

3. APPROVAL OF REGULAR AGENDA

(Council may take a short break between 8:30–9:00 p.m.)

4. CEREMONIES

- A. [ID-146-17](#) Parkinson's Disease Awareness Month

Attachments: [Parkinson's Awareness - Proclamation](#)

- B. [ID-152-17](#) National Service Recognition Day Proclamation

Attachments: [Service Recognition - Proclamation](#)

- C. [ID-95-17](#) Child Abuse Prevention Month Proclamation

Attachments: [Child Abuse Prevention - Proclamation](#)

- D. [ID-135-17](#) Sexual Assault Awareness Month Proclamation

Attachments: [Sexual Assault Awareness - Proclamation](#)

- E. [ID-131-17](#) National Crime Victims' Rights Week Proclamation

Attachments: [Crime Victims' Rights - Proclamation](#)

- F. [ID-141-17](#) Image Summit Update

5. PUBLIC INVITED TO BE HEARD ON MATTERS NOT ON THE AGENDA
(Speakers limited to five minutes)

6. PUBLIC HEARINGS

- A. [ID-156-17](#) AN ORDINANCE, OF THE CITY OF BRIGHTON CITY COUNCIL, APPROVING THE REZONING OF AN APPROXIMATELY 1.12 ACRE AREA OF LAND GENERALLY LOCATED IN THE NORTH EAST ¼ OF SECTION 7, TOWNSHIP 1 SOUTH, RANGE 66 WEST OF THE 6TH PRINCIPAL MERIDIAN, CITY OF BRIGHTON, COUNTY OF ADAMS, STATE OF COLORADO, FROM A ZONING DESIGNATION OF PL (PUBLIC LAND) TO A ZONING DESIGNATION OF PUD-R (PLANNED UNIT DEVELOPMENT-RESIDENTIAL) WITH AN UNDERLYING ZONE DESIGNATION OF R-3 (MULTIPLE-FAMILY RESIDENTIAL) (FIRST READING)

Attachments: [CC Ordinance Water Works PUD](#)
[Water Works PUD Final](#)
[Water Works Parking Analysis updated 022117](#)
[575 Bush Street Parking Analysis](#)
[1700010 Resolution_PC_3.14.17_final](#)

- B. [ID-164-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING, WITH CONDITIONS AS SET FORTH HEREIN, A CONDITIONAL USE FOR A TAVERN AND A 'NANOBREWERY' AS AN ACCESSORY USE AT THE PROPERTY ADDRESSED AS 21 S. 1ST AVENUE, BRIGHTON, COLORADO (TO BE KNOWN AS 'BIG CHOICE BREWING')

Attachments: [Big Choice Brewing Conditional Use Resolution](#)
[Big Choice Brewing Site](#)
[Neighbor Mailing List](#)

7. ORDINANCES FOR INITIAL CONSIDERATION

- A. [ID-161-17](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING A PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF BRIGHTON AND THE HOUSING AUTHORITY OF THE CITY OF BRIGHTON, COLORADO REGARDING CERTAIN REAL PROPERTY IN ADAMS COUNTY, CONSISTING OF THREE PARCELS, LOCATED, GENERALLY, IN THE NW ¼ OF THE NE ¼ OF SECTION 7, TOWNSHIP 1 SOUTH RANGE 66 WEST OF THE 6TH PRINCIPAL MERIDIAN, AND PORTIONS OF LOT 33, BLOCK 26, WALNUT GROVE SECOND ADDITION TO BRIGHTON, AS MORE PARTICULARLY SET FORTH IN SAID AGREEMENT; FINDING THAT THE TERMS AND CONDITIONS OF SAID AGREEMENT ARE REASONABLE AND THAT IT IS IN THE BEST INTEREST OF THE CITY TO SELL THE PROPERTY AS SET FORTH THEREIN; AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY, THE CITY CLERK TO ATTEST THERETO, AND THE ACTING CITY MANAGER, OR HIS DESIGNEE, TO UNDERTAKE SUCH TASKS AND EXECUTE SUCH DOCUMENTS AS MAY BE REQUIRED TO CARRY OUT THE TERMS OF SAID AGREEMENT; AND SETTING FORTH OTHER DETAILS RELATED THERETO

Attachments: [Ord Approving PS Agreement BHA City Bush St Final](#)
[Purchase and Sale Contract 575 Bush St Final](#)

8. ORDINANCES FOR FINAL CONSIDERATION

- A. [ID-145-17](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO APPROVING AN OIL AND GAS LEASE (NO SURFACE OCCUPANCY) WITH PETRO OPERATING COMPANY, LLC FOR +/- 36.1607 NET MINERAL ACRES IN CERTAIN PORTIONS OF SECTION 3 TOWNSHIP 1 SOUTH, RANGE 66 WEST OF THE 6TH P.M. IN ADAMS COUNTY, COLORADO AND IN SECTION 34 TOWNSHIP 1 NORTH, RANGE 66 WEST OF THE 6TH P.M. WELD COUNTY, COLORADO; FINDING THAT THE TERMS OF SAID LEASE ARE REASONABLE AND THAT IT IS IN THE BEST INTEREST OF THE CITY TO ENTER INTO SAID LEASE; AUTHORIZING THE MAYOR TO EXECUTE SAID LEASE ON BEHALF OF THE CITY; AUTHORIZING THE ACTING CITY MANAGER TO UNDERTAKE SUCH TASKS AND EXECUTE SUCH DOCUMENTS AS MAY BE REQUIRED TO IMPLEMENT SAID LEASE; AND SETTING FORTH OTHER DETAILS RELATED THERETO

Attachments: [Ord Petro Operating Lease mrb rev 3 27 17](#)
[Brighton Model Lease PREPARED for PETRO-OPERATING COMPANY LLC 3](#)
[City of Brighton Leasing Guidance](#)
[CITY OF BRIGHTON sight draft prepared 3-7-2017](#)

9. RESOLUTIONS

- A. [ID-155-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE PROPOSAL OF NORRIS DESIGN, AND AWARDING THE CONTRACT FOR THE DESIGN SERVICES CREATING MASTER PLANS & CONSTRUCTION DOCUMENTS FOR PARKS & RECREATION, PROJECTS #99922, #17001, #17016 IN AN AMOUNT NOT TO EXCEED ONE HUNDRED SEVENTY THOUSAND SEVEN HUNDRED TWENTY SIX DOLLARS AND SIXTY CENTS (\$170,726.60) TO NORRIS DESIGN, AND AUTHORIZING THE MAYOR TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

Attachments: [17-014 Resolution](#)
[RFP# 17-014 Final Evaluation Scores](#)

- B. [ID-159-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO TAKING ACTION UPON AN APPLICATION FOR AFFORDABLE HOUSING ASSISTANCE SUBMITTED BY THE BRIGHTON HOUSING AUTHORITY PURSUANT TO SECTIONS 3-5-50, 3-5-60 AND 3-5-70 OF THE BRIGHTON MUNICIPAL CODE AND APPROVING THE REDUCTION OR SUBSIDY OF DEVELOPMENT IMPACT FEES AND USE TAX ACCORDINGLY

Attachments: [CC Reso Approving Reduction of Fees - FINAL](#)
[Duplex RAD Conversion Agreement FINAL](#)
[Attainable Housing Matrix \(8.5x11size\)](#)
[BHA Duplex RAD Summary - FINAL DRAFT for Agreement 032417](#)

- C. [ID-160-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING AN AGREEMENT FOR AFFORDABLE HOUSING FOR THE DUPLEX RESIDENTIAL ASSISTANCE DEMONSTRATION CONVERSION PROJECT BETWEEN THE CITY OF BRIGHTON AND THE BRIGHTON HOUSING AUTHORITY; MAKING CERTAIN FINDINGS PURSUANT TO SECTION 3-5-50 OF THE BRIGHTON MUNICIPAL CODE IN SUPPORT OF CERTAIN FEE REDUCTIONS AND WAIVERS; AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY; AND SETTING FORTH OTHER DETAILS RELATED THERETO

Attachments: [CC Reso for Agmt FINAL](#)
[Duplex RAD Conversion Agreement FINAL](#)
[BHA Duplex RAD Summary - FINAL DRAFT for Agreement 032417](#)
[Attainable Housing Matrix \(8.5x11size\)](#)

- D. [ID-153-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF BRIGHTON AND ADAMS COUNTY REGARDING A JOINT AG INNOVATION SPECIALIST POSITION; APPROVING THE CITY'S NOT TO EXCEED ANNUAL CONTRIBUTION OF FORTY THOUSAND DOLLARS (\$40,000) TOWARD SAID SPECIALIST POSITION; AUTHORIZING A 2017 BUDGET AMENDMENT IN THE AMOUNT OF \$30,000; AUTHORIZING THE MAYOR TO EXECUTE SAID INTERGOVERNMENTAL AGREEMENT ON BEHALF OF THE CITY AND THE ACTING CITY MANAGER TO UNDERTAKE SUCH TASKS AS MAY BE REQUIRED TO IMPLEMENT THE TERMS OF SAID AGREEMENTS; AND SETTING FORTH OTHER DETAILS RELATED THERETO

Attachments: [Reso Approving IGA Ag Innovation Specialist jbs draft 3 22 17 \(002\)](#)
[Ag innovation IGA 3 1 17 \(003\)](#)

10. UTILITIES BUSINESS ITEMS

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-467-16](#) For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e) regarding Prospects

15. ADJOURNMENT