



# 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*

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Tuesday, March 21, 2017

7:00 PM

Council Chambers

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#### **1. CALL TO ORDER**

A. Pledge of Allegiance to the American Flag.

B. Roll Call.

#### **2. CONSENT AGENDA**

- A. [ID-127-17](#) Approval of the February 21, 2017 City Council Minutes
- B. [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 +/- 36.1607 NET MINERAL ACRES IN CERTAIN PORTIONS OF SECTION 3 TOWNSHIP 1 SOUTH, RANGE 66 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 (FIRST READING)

**Attachments:**

[Ord Petro Operating Lease mrb rev 3 15 17 docx CLEAN](#)

[Brighton Model Lease PREPARED for PETRO-OPERATING COMPANY LLC 3](#)

[City of Brighton Leasing Guidance](#)

[CITY OF BRIGHTON sight draft prepared 3-7-2017](#)

- C. [ID-142-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO HISTORY COLORADO – STATE HISTORICAL FUND IN THE AMOUNT OF SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS (\$17,500.00), FOR THE BRIGHTON SUBDIVISION COMMERCIAL AND INDUSTRIAL PROPERTIES – HISTORIC SURVEYS PHASE 2; AND AUTHORIZING THE INTERIM CITY MANAGER TO EXECUTE THE GRANT APPLICATION

**Attachments:** [Resolution - State Historic Fund 4-1-17 Grant Application \(Brighton Subdivision](#)

### **3. APPROVAL OF REGULAR AGENDA**

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

### **4. CEREMONIES**

- A. [ID-129-17](#) Weld's Way Home – United Way
- B. [ID-128-17](#) Adams County Mayors and Commissioners Youth Awards
- C. [ID-92-17](#) Presentation of a Check by FC Brighton Soccer Club
- D. [ID-44-15](#) Introduction of New Employees by Administrative Services Director Karen Borkowski Surine

### **5. PUBLIC INVITED TO BE HEARD ON MATTERS NOT ON THE AGENDA**

**(Speakers limited to five minutes)**

### **6. PUBLIC HEARINGS**

- A. [ID-144-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING WITH CONDITIONS AS SET FORTH HEREIN, A CONDITIONAL USE FOR THE EAST CHERRY CREEK VALLEY PIPELINE, A BRINE WATER PIPELINE, GENERALLY TRAVERSING VARIOUS PARCELS LOCATED IN THE CITY OF BRIGHTON, COLORADO, AND SETTING FORTH DETAILS IN RELATION THERETO

**Attachments:** [Resolution 17.03.21 East Cherry Creek Valley Pipeline CUP](#)  
[Aerial 17.03.21 East Cherry Creek Valley Pipeline](#)  
[Neighboring Property Owners List 17.02.24 East Cherry Creek Valley Pipeline C](#)  
[Neighbor Notice 17.02.27 East Cherry Creek Vally Pipeline CUP](#)

### **7. ORDINANCES FOR FINAL CONSIDERATION**

- A. [ID-114-17](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO REPEALING IN ITS ENTIRETY ARTICLE 17-60, RESIDENTIAL GROWTH PACING SYSTEM, OF THE BRIGHTON MUNICIPAL CODE; SETTING FORTH THE JUSTIFICATIONS FOR SAID REPEAL; AND SETTING FORTH OTHER DETAILS RELATED THERETO

Attachments: [Pacing Repeal Ord Legistar Final 2.22.17](#)  
[17-01 Pacing Repeal 2017](#)

## **8. UTILITIES BUSINESS ITEMS**

### **Resolutions**

- A. [ID-143-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, AUTHORIZING THE PURCHASE OF TEN (10) SHARES OF FULTON IRRIGATING DITCH COMPANY AND THE FOLLOWING PAIRED SHARES: FIFTEEN (15) SHARES OF BURLINGTON DITCH RESERVOIR & LAND COMPANY AND FIFTEEN (15) SHARES OF WELLINGTON RESERVOIR COMPANY FROM THE E-470 PUBLIC HIGHWAY AUTHORITY (SELLER) FOR THE TOTAL NOT TO EXCEED SUM OF ONE MILLION FOUR HUNDRED EIGHTY SEVEN THOUSAND FOUR HUNDRED FIFTY DOLLARS (\$1,487,450.00); APPROVING A SUPPLEMENTAL APPROPRIATION FROM THE WATER ENTERPRISE FUND IN THE AMOUNT OF ONE MILLION FOUR HUNDRED EIGHTY SEVEN THOUSAND FOUR HUNDRED FIFTY DOLLARS; AND AUTHORIZING THE ACTING CITY MANAGER TO UNDERTAKE SUCH TASKS AND EXECUTE SUCH DOCUMENTS AS MAY BE REQUIRED TO CONSUMMATE THE PURCHASE ON BEHALF OF THE CITY

Attachments: [Reso to Purchase E470 Shares FINAL](#)  
[Form - Special Warranty Deed](#)

- B. [ID-136-17](#) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING AN INTERGOVERNMENTAL AGREEMENT (IGA) BETWEEN THE CITY OF BRIGHTON AND TRI-COUNTY HEALTH DEPARTMENT FOR THE HOUSEHOLD HAZARDOUS WASTE PROGRAM, AUTHORIZING THE CITY'S CONTRIBUTION UNDER THE IGA IN AN AMOUNT NOT TO EXCEED FIFTEEN THOUSAND DOLLARS (\$15,000), AND AUTHORIZING THE ACTING CITY MANAGER TO EXECUTE SAID INTERGOVERNMENTAL AGREEMENT ON BEHALF OF THE CITY

Attachments: [TCHD 2017 IGA-Reso Chemical Roundup](#)  
[IGA](#)

## **9. GENERAL BUSINESS**

## **10. REPORTS**

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

## **11. REPORTS BY COUNCIL ON BOARDS & COMMISSIONS**

## **12. 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 City Manager Recruitment

## **13. ADJOURNMENT**