



NOTICE OF COUNCIL MEETING

Monday, October 14, 2024

Members of the public and media are invited to attend in person or remotely through the options listed below. Public comment is welcome for items appearing on the agenda or on any matter of city concern.

View or Listen Live

- Live streamed at www.auroraTV.org and Youtube.com/TheAuroraChannel
- Cable Channels 8 and 880 in Aurora

In-person Participation

Members of the public may participate in-person at the Aurora Municipal Center, Paul Tauer Aurora City Council Chamber, 15151 E. Alameda Pkwy. The building will open at 4:45 p.m. on the day of the council meeting.

Public Invited to be Heard

Individuals wishing to comment during 'Public Invited to be Heard' must sign up in-person with the City Clerk no earlier than 5:00 pm and no later than 6:20 pm on the date they wish to be heard.

Public Comment on Agenda Items

Individuals wishing to comment on an agenda item must sign up online by 1:00 pm on the day of the Council Meeting. To register in advance, visit the city's website at www.auroragov.org/PublicComment.

Translation/Accessibility

The city provides closed captioning services on Cable Channels 8 and 880. The Aurora Municipal Center is wheelchair accessible with entry ramps and accessible parking located on the west and east side of the building. Please make your request for accommodations or assistance by noon on the Friday preceding the Monday meeting by contacting the Office of Accessibility at 303.326.8857.

If you are in need of an interpreter, please contact the Office of International and Immigrant Affairs at 303-739-7521 by Monday, October 14, 2024 at 9:00 a.m. (Si necesita un intérprete, comuníquese con la oficina de asuntos internacionales e inmigrantes en 303-739-7521 por el domingo anterior a la reunión del lunes.)



City of Aurora, Colorado

Monday, October 14, 2024

EXECUTIVE SESSION OF THE AURORA CITY COUNCIL

(Closed to the Public)

AURORA ROOM

4:30 p.m.

STUDY SESSION OF THE AURORA CITY COUNCIL

(Open to the Public via live stream in the Paul Tauer Aurora City Council Chamber)

AURORA ROOM

5:15 p.m.

REGULAR MEETING OF THE AURORA CITY COUNCIL

(Open to the Public)

PAUL TAUER AURORA CITY COUNCIL CHAMBER

6:30 p.m.



AGENDA

Regular Meeting of the Aurora City Council

Monday, October 14, 2024

6:30 p.m.

Paul Tauer Aurora City Council Chamber

15151 E Alameda Parkway

Aurora, CO 80012

Pages

1. CALL TO ORDER
2. ROLL CALL
3. INVOCATION/MOMENT OF SILENCE
4. PLEDGE OF ALLEGIANCE
5. EXECUTIVE SESSION UPDATE
6. APPROVAL OF MINUTES
 - 6.a September 23, 2024 Meeting Minutes 7
7. PROCLAMATIONS OR CEREMONIES
 - 7.a Swearing-in Ceremony for City Attorney Peter Schulte 19
Shawn Day, Presiding Judge, Aurora Municipal Court
8. PUBLIC INVITED TO BE HEARD
(non-agenda related issues only)
9. ADOPTION OF THE AGENDA

10. CONSENT CALENDAR - MOTIONS

Any member of Council may request an item be removed from Consent Calendar and considered separately. Removed items are considered immediately following the adoption of the Consent Calendar.

10.a Motions

10.b Planning Matters

10.c Appointments to Boards and Commissions

10.c.1	Consideration to Appoint One (1) Member to the Citizens' Advisory Committee on Housing & Community Development	29
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Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

10.c.2	Consideration to Appoint Two (2) Members to the Career Service Commission	57
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Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

10.c.3	Consideration to Appoint One (1) Member to the Open Space Board	74
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Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

10.c.4	Consideration to Reappoint One (1) Member to the Cultural Affairs Commission	94
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Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

11. CONSENT CALENDAR - RESOLUTIONS AND ORDINANCES

Any member of Council may request an item be removed from Consent Calendar and considered separately. Removed items are considered immediately following the adoption of the Consent Calendar.

11.a Resolutions

- 11.a.1 **Restaurant Program Subrecipient Agreement Approval with Welsh Land and Cattle Company, for Latin Cuisine Empanada & Sandwich Restaurant (Ward 3)** 101

R2024-124 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT TO USE ALLOCATED FUNDING FROM THE FOOD AND BEVERAGE REVITALIZATION PROGRAM TO FUND WELSH LAND AND CATTLE CO USING ARPA FUNDS

Sponsor: Ruben Medina, Council Member

Thomas Oldenburg, Project Manager, Planning & Business Development / Rachel Allen, Manager of Client Services, City Attorney

- 11.a.2 **Intergovernmental Agreement with Denver Water Regarding Strontia Springs Deep Sediment Removal** 129

R2024-125 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA COLORADO ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND THE CITY AND COUNTY OF DENVER REGARDING THE STRONTIA SPRINGS DAM DEEP SEDIMENT REMOVAL PROJECT

Matthew Allsopp, Source of Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney

- 11.a.3 **Intergovernmental Agreement with Denver Water Regarding the Strontia Springs Rockfall Mitigation Project** 151

R2024-126 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA COLORADO ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND THE CITY AND COUNTY OF DENVER REGARDING THE STRONTIA SPRINGS ROCKFALL MITIGATION PROJECT

Matthew Allsopp, Source of Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney

- 11.a.4 Intergovernmental Agreement with Denver Water Regarding the Strontia Springs Outlet Works Refurbishment 172**
- R2024-127** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL’S SUPPORT OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA COLORADO ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND THE CITY AND COUNTY OF DENVER REGARDING THE STRONTIA SPRINGS DAM OUTLET WORKS REFURBISHMENT PROJECT
- Matthew Allsopp, Source Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney
- 11.a.5 ATEC Comprehensive Plan Amendment 196**
- R2024-128** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL’S STRONG SUPPORT FOR AND DIRECTING THE CITY MANAGER TO INITIATE AN AMENDMENT TO THE AURORA PLACES COMPREHENSIVE PLAN FOR A PARCEL LOCATED AT THE SOUTHEAST CORNER OF POWHATON ROAD AND 40TH AVENUE (ATEC COMPREHENSIVE PLAN AMENDMENT)
- Sponsor Name: Steve Sundberg, Council Member
- Jeannine Rustad, Director of Planning & Business Development / Lena McClelland, Assistant City Attorney
- 11.a.6 2024 Non-Profit Funding Investigation 202**
- R2024-129** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, DIRECTING THE CITY MANAGER TO PROVIDE A REPORT OF COMMUNITY ORGANIZATIONS THAT HAVE RECEIVED AID TO SERVE IMMIGRANTS WITHIN THE CITY AND OTHER RELATED MATTERS
- Sponsor: Danielle Jurinsky, Council Member
- Jason Batchelor, City Manager / Hanosky Hernandez, Senior Assistant City Attorney

11.b Finalizing of Ordinances

Ordinances approved unanimously at first reading.

12. PUBLIC HEARINGS

Public hearings with or without related ordinances.

13. INTRODUCTION OF ORDINANCES

13.a Aurora Missing Sidewalks Gap Improvements Project

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2024-66 AN ORDINANCE AUTHORIZING THE CITY OF AURORA, COLORADO, TO EXERCISE THE POWER OF EMINENT DOMAIN FOR ACQUISITION OF CERTAIN PROPERTY INTERESTS NECESSARY FOR THE AURORA MISSING SIDEWALKS PROGRAM PROJECT

Hector Reynoso, Real Property Services Manager, Public Works / Michelle Gardner, Senior Assistant City Attorney

13.b DUAL LISTING: Employee Occupational Privilege Tax

285

2024-67 A BILL FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, REPEALING ORDINANCE 2022-77 RELATED TO ARTICLE V “EMPLOYER OCCUPATIONAL PRIVILEGE TAX” AND ARTICLE VI “EMPLOYEE OCCUPATIONAL PRIVILEGE TAX” OF CHAPTER 130 OF THE CITY CODE OF THE CITY OF AURORA, AND OTHER RELATED MATTERS

Sponsor: Françoise Bergan, Council Member / Curtis Gardner, Council Member

Jason Batchelor, City Manager / Hans Hernandez, Senior Assistant City Attorney

14. FINALIZING OF ORDINANCES

Ordinances not approved unanimously at first reading.

15. ANNEXATIONS

16. RECONSIDERATIONS AND CALL UPS

17. GENERAL BUSINESS

17.a Discussion and Possible Action Regarding Future In-Person or Virtual Council Meetings

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Peter Schulte, City Attorney / Jack Bajorek, Interim City Attorney

18. REPORTS

18.a Mayor

18.b Council

19. ADJOURNMENT

MINUTES

Regular Meeting of the Aurora City Council

Monday, September 23, 2024

COUNCIL MEMBERS PRESENT:	Mayor Coffman	Angela Lawson
	Françoise Bergan	Ruben Medina
	Curtis Gardner	Crystal Murillo
	Stephanie Hancock	Steve Sundberg
	Danielle Jurinsky	Dustin Zvonek

COUNCIL MEMBERS ABSENT: Alison Coombs

1. CALL TO ORDER

Mayor Coffman reconvened the regular meeting of the City Council at 6:30 p.m.

2. ROLL CALL

Public call-in instructions were provided in both English and Spanish.

2.a Suspend Council Rules to Conduct Council Meeting Virtually

Moved by: Dustin Zvonek

Second by: Françoise Bergan

Does Council wish to suspend the Council Rules to conduct the September 23rd Council Meeting virtually?

(requires 2/3 vote of those present and voting)

Voting Aye: (9): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Steve Sundberg, and Dustin Zvonek

Voting Nay: (1): Crystal Murillo

Absent: (1): Alison Coombs

3. INVOCATION/MOMENT OF SILENCE

Mayor Coffman led in prayer for the September 23,2024 council meeting.

4. PLEDGE OF ALLEGIANCE

(All Standing)

The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.

Mayor Coffman read a land acknowledgement.

5. EXECUTIVE SESSION UPDATE

Mayor Coffman provided an update on the Executive Session, stating project and land acquisition were discussed.

6. APPROVAL OF MINUTES

6.a September 9, 2024 Meeting Minutes

Moved by: Steve Sundberg

Second by: Dustin Zvonek

Does Council wish to approve the minutes of the 09/09/2024 meeting?

Voting Aye: (10): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Crystal Murillo, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

7. PROCLAMATIONS OR CEREMONIES

8. PUBLIC INVITED TO BE HEARD

(non-agenda related issues only)

Council heard public testimony on non-agenda related items.

Moved by: Crystal Murillo

Second by: Ruben Medina

Does council wish to extend the Public Invited to be Heard time limit?

Voting Aye: (3): Angela Lawson, Ruben Medina, and Crystal Murillo

Voting Nay: (7): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

9. ADOPTION OF THE AGENDA

Moved by: Françoise Bergan

Second by: Dustin Zvonek

CM Murillo stated she is disappointed that they keep reducing the number of opportunities the public has to comment, even on agenda items.

The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.

Does Council wish to adopt the agenda as presented and limit public comment on agenda items to 30 minutes?

Voting Aye: (8): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Steve Sundberg, and Dustin Zvonek

Voting Nay: (2): Ruben Medina, and Crystal Murillo

Absent: (1): Alison Coombs

10. CONSENT CALENDAR - MOTIONS

Any member of Council may request an item be removed from Consent Calendar and considered separately. Removed items are considered immediately following the adoption of the Consent Calendar.

Moved by: Dustin Zvonek

Second by: Stephanie Hancock

Does Council wish to approve the Motions Consent Calendar as presented?

Voting Aye: (9): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Steve Sundberg, and Dustin Zvonek

Absent: (2): Alison Coombs, and Crystal Murillo

10.a Motions

10.a.1 15500 E. 40th Avenue Lease Agreement & Operator Agreement

Hector Reynoso, Real Property Services Manager, Public Works / George Koumantakis, Client Services Manager, City Attorney

10.b Planning Matters

10.c Appointments to Boards and Commissions

10.c.1 Consideration to Appoint Two (2) Members, Reappoint Two (2) Members, and Redesignate One (1) Member’s Position from Non-Attorney to Attorney on the Judicial Performance Commission

Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

10.c.2 Consideration to Appoint Two (2) Youth Members to the Aurora Youth Commission

Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.

10.c.3 Request for Council to Determine the Status of the Appointment of One (1) Member on the Art in Public Places Commission

Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

11. CONSENT CALENDAR - RESOLUTIONS AND ORDINANCES

Any member of Council may request an item be removed from Consent Calendar and considered separately. Removed items are considered immediately following the adoption of the Consent Calendar.

Moved by: Dustin Zvonek

Second by: Françoise Bergan

Does Council wish to approve the Resolutions and Ordinances Consent Calendar with Item 11.a.4 removed?

Voting Aye: (9): Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Crystal Murillo, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

11.a Resolutions

11.a.1 Amended and Restated Intergovernmental Agreement Establishing the Fitzsimons Redevelopment Authority

R2024-120 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, APPROVING THE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT ESTABLISHING THE FITZSIMONS REDVELOPMENT AUTHORITY

Sponsor: Dustin Zvonek, Mayor Pro Tem

Jason Batchelor, City Manager / Brian Rulla, Assistant City Attorney

11.a.2 Review of the Unified Development Ordinance (UDO) to Address Housing Affordability

R2024-121 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, DIRECTING THE CITY MANAGER TO HAVE STAFF REVIEW THE UNIFIED DEVELOPMENT ORDINANCE TO ADDRESS HOUSING AFFORDABILITY

Sponsor: Françoise Bergan, Council Member

Jason Batchelor, City Manager / Lena McClelland, Assistant City Attorney

The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.

11.a.3 Colorado Department of Local Affairs (DOLA) Local Match Program Application

R2024-122 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AUTHORIZING THE CITY MANAGER OR DESIGNEE TO APPLY FOR A GRANT ADMINISTERED BY THE COLORADO DEPARTMENT OF LOCAL AFFAIRS, AND OTHER RELATED MATTERS

Waiver of reconsideration requested due to competitive, limited nature of funding available

Sponsor: Stephanie Hancock, Council Member

Christina McClelland, Grant Development Manager, Finance / Hanosky Hernandez, Senior Assistant City Attorney

11.a.4 Rules of Order and Procedure: Amending Rules Concerning Public Comment

R2024-123 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, TO AMEND THE RULES OF ORDER AND PROCEDURE FOR THE AURORA, COLORADO, CITY COUNCIL CONCERNING PUBLIC COMMENT FOR CITY COUNCIL MEETINGS

Sponsor: Curtis Gardner, Council Member

Jason Batchelor, City Manager / Andrea Wood, Assistant City Attorney

Council heard public comment on the item.

Moved by: Dustin Zvonek

Second by: Curtis Gardner

CM Murillo stated she does not support that they keep reducing the opportunities for the community to speak and it is not as a matter of safety.

Mayor Coffman said they had a fairly racist call at the last meeting over the call-in line, and somebody can call from anywhere in the country and say whatever they want and there is nothing to they can do. He said showing up at a council meeting is sufficient.

CM Gardner explained the reasoning behind the rule change regarding the public call-in line. He said there were several members from the community and city council members from other cities that were **inserting themselves into Aurora’s business to say** how they should operate. He expressed that free speech is allowed regardless of whether or not someone likes the content or agrees, and when the

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community and other council members asked them to ensure that does not happen again, this is how they ensure that.

CM Murillo said there was only one comment and some members did not think it was a serious threat. She noted that she did see it as a threat, but does not know how they completely change their policy just from one comment. She mentioned that other cities temporarily suspended their call-in line but not permanently.

Does Council wish to support Resolution R2024-123?

Voting Aye: (7): Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Steve Sundberg, and Dustin Zvonek

Voting Nay: (2): Ruben Medina, and Crystal Murillo

Absent: (1): Alison Coombs

11.b Finalizing of Ordinances

Ordinances approved unanimously at first reading.

11.b.1 Tax Administration Updates and Clarification

2024-61 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, UPDATING SECTION 130 OF THE CITY CODE, RELATED TO THE SALES AND USE TAX SIMPLIFICATION SYSTEM GIS DATABASE, AND OTHER TAX RELATED MATTERS

Jeffrey Edwards, Manager of Tax, Finance / Hanosky Hernandez, Senior Assistant City Attorney

11.b.2 Amendment of Chapter 114 of the City Code by Enacting Article V Titled "Shopping Cart Management"

2024-63 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING CHAPTER 114 OF THE CITY CODE BY ENACTING ARTICLE V TITLED "SHOPPING CART MANAGEMENT"

Sponsor: Stephanie Hancock, Council Member

Jason Batchelor, City Manager / Pete Schulte, Manager of Client Services, City Attorney

11.b.3 Preventing the Public from being Denied Access to the Aurora Reservoir Due to Private or Special Events Held at the Reservoir

2024-65 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, ADDING SECTION 98-62 TO THE CITY CODE PERTAINING TO THE PUBLIC NOT BEING DENIED ACCESS TO THE

The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.

AURORA RESERVOIR DUE TO PRIVATE OR SPECIAL EVENTS HELD AT THE RESERVOIR

Sponsor: Danielle Jurinsky, Council Member

Jason Batchelor, City Manager / Pete Schulte, Manager of Client Services, City Attorney

12. PUBLIC HEARINGS

Public hearings with or without related ordinances.

13. INTRODUCTION OF ORDINANCES

14. FINALIZING OF ORDINANCES

Ordinances not approved unanimously at first reading.

14.a Removing the Sunset Provision

2024-62 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, REMOVING THE "SUNSET PROVISION" IN ORDINANCE NUMBER 2022-47 RELATED TO MANDATORY MINIMUM PENALTIES FOR THE OFFENSE OF RETAIL THEFT UNDER THE CITY CODE AND TO AMEND OTHER SECTIONS OF THE CITY CODE FOR CONTINUITY AND STRUCTURE

Sponsor: Danielle Jurinsky, Council Member

Jason Batchelor, City Manager / Pete Schulte, Manager of Client Services, City Attorney

Staff gave a brief presentation on the item.

Moved by: Danielle Jurinsky

Second by: Françoise Bergan

Does Council wish to support this Ordinance that removes the "Sunset Provision" from Ordinance 22-47 related to Retail Theft, adds a City code section for the offense of "Retail Theft," and then restructures the city code to move mandatory minimum sentence provisions currently under Section 1-13 to the specific code sections that the mandatory minimum sentence provisions are applicable?

Voting Aye: (7): Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Steve Sundberg, and Dustin Zvonek

Voting Nay: (2): Ruben Medina, and Crystal Murillo

Absent: (1): Alison Coombs

14.b Mandatory Impoundment of Vehicles

The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.

2024-64 FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, AMENDING SECTIONS OF THE CITY CODE PERTAINING TO MANDATORY IMPOUNDMENT OF VEHICLES STOPPED BY A POLICE OFFICER WHERE THE OFFICER HAS PROBABLE CAUSE THAT THE OPERATOR **DOES NOT HAVE A VALID DRIVER'S LICENSE, THE VEHICLE IS NOT PROPERLY REGISTERED, AND THE VEHICLE DOES NOT HAVE INSURANCE AS REQUIRED BY LAW**

Sponsor: Stephanie Hancock, Council Member

Jason Batchelor, City Manager / Pete Schulte, Manager of Client Services, City Attorney

Council heard public comment on the agenda related item.

Mayor Coffman asked if it is just vehicles without license plates and meet the other criteria or vehicles with expired tags.

P. Schulte responded that it is either one, plus no insurance and no driver's license.

Mayor Coffman commented that this is an important step, and there is also a proposal being worked on to be able to give them enforcement authority at the municipal level.

CM Hancock asked if there is adequate space for cars that are impounded from **not having a driver's license, adequate insurance, and plates.**

P. Schulte answered yes, but if it is an issue later on, they can address it.

CM Lawson expressed that she reached out to get that information, and she does support this now.

Mayor Coffman said people that meet the three criteria are a bigger problem than people think. He hopes this will send a strong message.

CM Murillo appreciated the spirit of addressing people who are not driving safely, but she had an issue with the mandatory impoundment piece.

CM Jurinsky asked that they have to meet all three criteria of not having **registration, no driver's license, and no insurance.**

P. Schulte answered yes.

CM Jurinsky stated it is mandatory to have a driver's license, insurance, and register your vehicle in the state of Colorado.

CM Hancock commented that having those three things are important and people who are in an accident with someone that does not have those things have to absorb the cost of repairs and any medical injuries. Insurance rates

have more than doubled due to all the uninsured motorists on the road. She encouraged her colleagues to support this.

CM Murillo voiced it is not mandatory to impound vehicles.

P. Schulte explained this is a public safety issue.

CM Murillo said it is not a requirement that they do this.

Mayor Coffman added it is a choice they are making for a mandatory requirement.

CM Jurinsky again stated all three of those are mandatory to drive, so she is not sure what the alternative is to handle this. She said she is tired of the weak policies.

CM Murillo said they as council members need to follow rules of the quorum and avoid personal attacks, and asked if they could call that out and disrupt it as it happens moving forward.

Moved by: Stephanie Hancock

Second by: Dustin Zvonek

Does Council wish to support this Ordinance to require a police officer to impound and tow a vehicle that the officer has legally stopped if the **operator of the vehicle does not have a valid driver's license, valid vehicle registration, AND confirmed insurance on the vehicle?**

Voting Aye: (8): Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Steve Sundberg, and Dustin Zvonek

Voting Nay: (1): Crystal Murillo

Absent: (1): Alison Coombs

Moved by: Danielle Jurinsky

Second by: Dustin Zvonek

Does Council wish to support the motion to end the debate?

Voting Aye: (9): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Steve Sundberg, and Dustin Zvonek

Voting Nay: (1): Crystal Murillo

Absent: (1): Alison Coombs

15. ANNEXATIONS

16. RECONSIDERATIONS AND CALL UPS

17. GENERAL BUSINESS

17.a Appointment of New Relief Judges

Shawn Day, Presiding Judge, Aurora Municipal Court / Angela Garcia, Senior Assistant Attorney

Moved by: Curtis Gardner

Second by: Dustin Zvonek

Shawn Day gave a brief statement on the item.

Does Council approve appointing the 3 nominees for Relief Judge to the Aurora Municipal Court bench?

Voting Aye: (10): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Crystal Murillo, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

17.b Council Appointee Selection and Appointment – City Attorney

Sponsor: Mike Coffman, Mayor

Ryan Lantz, Director of Human Resources / Jack Bajorek, Interim City Attorney

Mayor Coffman gave a brief statement on the item.

Moved by: Danielle Jurinsky

Second by: Steve Sundberg

Does City Council approve the appointment and Employment Agreement of Peter Schulte as the City Attorney?

Voting Aye: (10): Mayor Coffman, Françoise Bergan, Curtis Gardner, Stephanie Hancock, Danielle Jurinsky, Angela Lawson, Ruben Medina, Crystal Murillo, Steve Sundberg, and Dustin Zvonek

Absent: (1): Alison Coombs

18. REPORTS

18.a Mayor

Mayor had no report.

The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.

18.b Council

CM Jurinsky stated she had a great time at the Aurora Public School Annual Gala Dinner.

CM Murillo gave a reminder that her Town Hall this week is cancelled and she will resume in October. It was originally October 17th, but they will be pushing the date back.

CM Sundberg said that he and CM Lawson were recognized by Chance Sports on behalf of Aurora and the money they gave toward that program. He reported that he went to the Waste Management Site to see the groundbreaking for the new recycling facility and attended the APS Foundation Gala.

CM Medina’s next Town Hall is October 8th, 6:30-8, at the Central Library.

CM Lawson voiced that Chance Sports is a great organization and she is glad they gave money to them. She gave a legislative update, stating that congressional leadership released another continuing resolution on Sunday and the House will consider it this week to continue to fund the government through December 20th. Congress has until September 30th to avoid government shutdown. The Colorado State Budget Revenue Forecast shows a tight budget for 2025-2026, and a budget shortfall at the end of 2024-2025. She added the Colorado Blue Book is now available.

CM Bergan thanked her colleagues for approving the resolution on the Unified Development Ordinance to address housing affordability. She attended the Epic Award Event, the Wine Walk at Southlands, and the Waste Management Recycling Facility groundbreaking on Quincy. She thanked everyone that helped with her Town Hall. She added that she also attended the groundbreaking at Overland Ranch and the Neighborhood Watch Meeting.

CM Gardner, MPT Zvonek, and CM Hancock had no report.

19. ADJOURNMENT

Mayor Coffman adjourned the regular meeting of City Council.

MIKE COFFMAN, MAYOR

ATTEST:

The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.

DRAFT

KADEE RODRIGUEZ, CITY CLERK

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CITY OF AURORA

Council Agenda Commentary

Item Title: Council Appointee Selection and Appointment – City Attorney
Item Initiator: Ryan Lantz, Director of Human Resources
Staff Source/Legal Source: Ryan Lantz, Director of Human Resources / Jack Bajorek, Interim City Attorney
Outside Speaker: N/A
Council Goal: 2012: 2.1--Work with appointed and elected representatives to ensure Aurora's interests

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 9/23/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Sponsor: Mike Coffman, Mayor
Ryan Lantz, Director of Human Resources / Jack Bajorek, Interim City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: *(Check all that apply)*

Recommends Approval

Does Not Recommend Approval

Forwarded Without Recommendation

Minutes Not Available

Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

Completed formal recruitment and selection process for the City Attorney, and Peter Schulte was selected by City Council.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

1. Council to select and vote to appoint Peter Schulte as City Attorney.
2. Council to vote to approve City Attorney Employment Agreement between the City of Aurora and Peter Schulte.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

Revenue Impact

Budgeted Expenditure Impact

Non-Budgeted Expenditure Impact

Workload Impact

No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

As outlined in the attached Employment Agreement.

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does City Council approve the appointment and Employment Agreement of Peter Schulte as the City Attorney?

LEGAL COMMENTS

The city council shall appoint a city attorney who shall be the legal representative of the city and shall advise the council and city officials in matters relating to their official powers and duties. The city attorney shall be an attorney at law admitted to practice in Colorado, and have a minimum of five (5) years' experience in the active practice of law. The council may provide the city attorney with such assistants as council may deem necessary. Council shall establish compensation for the city attorney, his assistants and special counsel. (City Charter §10-1). (Bajorek)

CITY ATTORNEY EMPLOYMENT AGREEMENT

THIS CITY ATTORNEY EMPLOYMENT AGREEMENT is made this ___ day of September, 2024, by and between the CITY OF AURORA (“City”), and PETER SCHULTE (“Mr. Schulte”). The City and Mr. Schulte are collectively referred to as the "Parties" in this Agreement.

WHEREAS, the City recognizes the contributions which will be made by Mr. Schulte in his capacity as City Attorney; and

WHEREAS, the City wishes to retain Mr. Schulte as City Attorney and to provide, if necessary, for an orderly transition if for any reason Mr. Schulte leaves his position as City Attorney; and

WHEREAS, the City and Mr. Schulte wish to memorialize the terms and conditions of Mr. Schulte’s appointment in accordance with the provisions of Article 10-1 of the City Charter.

NOW, THEREFORE, in consideration of the obligation and consideration of mutual covenants herein contained, the Parties agree as follows:

Section 1. Term.

The Effective Date of this Agreement shall be the date that Mr. Schulte takes the Oath of Office, as required by Sec. 2-61 of the Aurora City Code. As of the Effective Date, Mr. Schulte is employed as City Attorney of the City of Aurora for an indefinite period as an at-will employee subject to the terms and conditions of this Agreement and applicable provisions of the City of Aurora Charter, City Code and policies and Colorado statutes, and all lawful Aurora City Council directives. This Agreement shall remain in full force and effect until terminated by the City or Mr. Schulte as provided in Sections 9 and 10 of this Agreement.

Section 2. Duties and Authority.

- A. The City agrees to employ Mr. Schulte as City Attorney.
- B. Mr. Schulte shall faithfully perform the functions and duties set forth in Section 10-2 of the City Charter and, in so doing, shall comply fully with all lawful directives of the City Council of the City (the "Council") and applicable federal, state and local laws, rules, regulations, and policies, as such exist or may hereafter be amended.
- C. It shall be the duty of Mr. Schulte to employ on behalf of the City all other attorneys and staff of the City Attorney's Office pursuant to the City Charter.
- D. It shall be the duty of Mr. Schulte to direct, assign, reassign and evaluate all of the attorneys and City Attorney's Office staff consistent with applicable federal, state and local laws, rules, regulations, and policies, including the City Employee Policy Book.
- E. It shall be the duty of Mr. Schulte to organize, reorganize and arrange the staff of the City Attorney's Office and to develop and establish internal regulations, rules

and policies which Mr. Schulte deems necessary for the efficient and effective operation of the City Attorney's Office consistent with applicable federal, state and local laws, rules, regulations, and policies, including the City Employee Policy Book.

F. Mr. Schulte shall perform his functions and duties with reasonable care, diligence, skill and expertise.

G. Mr. Schulte, or such other attorney or attorneys as he may designate, shall attend, and shall be permitted to attend, all meetings of the City Council, both public and closed, with the exception of those closed meetings devoted to the subject of this Agreement, where Mr. Schulte and Council agree it's in the City's best interest that the City Attorney not attend, or Mr. Schulte's evaluation, except and unless such meeting concerns a personnel matter, the subject of which is Mr. Schulte, and Mr. Schulte has requested an open meeting in accordance with state law. Unless requested by a majority of the City Council, Mr. Schulte shall not attend an Executive Session concerning another Council Appointee.

H. The City, acting by and through the Council, or a duly appointed committee of the Council, shall refer in a timely manner all substantive criticisms, complaints and suggestions called to their attention to Mr. Schulte for study and/or appropriate action.

Section 3. Compensation.

A. The City agrees to pay Mr. Schulte an annual base salary of \$239,500 payable in installments at the same time as other employees of the City are paid. The City, acting by and through the City Council, may make such annual compensation adjustments to Mr. Schulte's base salary as may be determined by the City Council after consultation with Mr. Schulte as may be provided in Section 11 of this Agreement.

B. The City will make a matching contribution equal to 7% of the Mr. Schulte's base salary to the City's General Employee Retirement Plan in accordance with the applicable provisions of Chapter 102, Division VIII of the City Code.

C. Mr. Schulte shall receive a vehicle allowance in the amount of \$500 per month, paid out through the City's payroll system and is subject to usual payroll and tax withholdings.

D. Mr. Schulte will receive a home internet data allowance in the amount of \$27.00 per month, paid out through the City's payroll system and is subject to usual payroll and tax withholdings.

E. Mr. Schulte will receive a monthly cell phone allowance in the amount of \$80.00 per month, paid out through the City's payroll system and is subject to usual payroll and tax withholdings.

F. The City agrees to provide deferred compensation in the amount of \$8,500 annually through the City's designated provider at the conclusion of each full year of service.

Section 4. Insurance Benefits.

Mr. Schulte shall be eligible to receive health insurance, dental insurance, vision insurance, life insurance, disability insurance and other benefits not described elsewhere in this Agreement equal to that which is provided to all other full time, non-bargaining unit employees of Aurora. The City shall make all required contributions on behalf of Mr. Schulte for Medicare and social security.

Section 5. Vacation and Sick Leave.

Mr. Schulte shall accrue Annual, Sick, and Personal Leave at the rate of an employee with at least 10 years of service with the City, and pursuant to the terms of the City's Employee Policy Book.

Section 6. Retirement.

Mr. Schulte shall be eligible for such retirement benefits as provided by the City Code.

Section 7. Dues, Training, Travel.

Dues for all other professional organizations or civic organizations, and expenses for all other training and travel will be addressed as part of the City budgeting process.

Section 8. General Business Expenses.

Mr. Schulte shall be reimbursed for reasonable out-of-pocket business expenses incurred after the commencement of employment, pursuant to usual City policies and procedures.

Section 9. Termination.

A. Mr. Schulte shall be considered an at-will employee of the City. For the purpose of this Agreement, termination shall occur when the majority of the membership of the City Council votes to terminate the employment of Mr. Schulte at a properly posted and duly authorized public meeting.

B. In the event a majority of the membership of the City Council votes to remove Mr. Schulte because he has been convicted of a felony, it is agreed that Mr. Schulte shall not receive severance pay.

C. Compliance with Law. The City and Mr. Schulte intend to comply with the provision of Article X, Section 20 of the Constitution of the State of Colorado including subsection 4(b). Therefore, the Parties agree that this Agreement is subject to an annual appropriation by the Council and that failure to make such appropriation will be deemed a termination in accordance with Section 9 and subject to the severance provision in Section 10-B of this Agreement.

Section 10. Separation Provisions.

A. In the event that Mr. Schulte voluntarily resigns his position with the City, Mr. Schulte shall provide a minimum of three-month's notice unless the City and Mr. Schulte agree otherwise. In the event of a voluntary separation initiated by Mr. Schulte, the commitment to provide the severance payment described below shall not apply, and Mr. Schulte shall receive the normal employee benefits paid upon separation.

B. In the event a majority of the membership of the City Council votes to remove Mr. Schulte, it is agreed that Mr. Schulte shall receive six months' severance pay, which shall include base salary plus an amount equivalent to the cost of health, vision and dental insurance. In the event the City at any time reduces the base salary or other financial benefits of Mr. Schulte in a greater percentage than an applicable across-the-board reduction for all employees of the City, or in the event the City refuses, following written notice, to continue any provisions benefiting Mr. Schulte herein, or Mr. Schulte resigns following a suggestion, whether formal or informal, by a majority of the Membership of the City Council that he resign, then, in each such event, Mr. Schulte may, at his option, be deemed to be "terminated" at the date of such reduction, refusal, or resignation. In the event Mr. Schulte accepts a position with another employer at any time during the severance period, the City's obligations (other than normal employee benefits paid upon separation) shall cease.

Section 11. Performance Evaluation.

The City, acting by and through the City Council, will review Mr. Schulte's performance on an annual basis and make such compensation adjustments as may be determined by the City Council after consultation with Mr. Schulte. The basis for evaluating Mr. Schulte's performance will be the accomplishment of City Council objectives and the personal/professional objectives of Mr. Schulte. Unless Mr. Schulte expressly requests otherwise in writing, the evaluation of Mr. Schulte shall at all times be conducted in executive session of the governing body and shall be considered confidential to the extent permitted by law. Nothing herein shall prohibit the City or Mr. Schulte from sharing the content of Mr. Schulte's evaluation with their respective legal counsel.

Section 12. Hours of Work.

The Parties recognize Mr. Schulte must frequently work outside regular office hours to conduct the business of the City and the negotiated salary takes into account such additional hours.

Section 13. Ethical Commitments.

Mr. Schulte shall not endorse candidates, make financial contributions, sign or circulate petitions, or participate in fundraising activities for individuals seeking or holding elected office of the City, nor seek or accept any personal enrichment or profit derived from confidential information obtained while in the employ of the City.

Section 14. Outside Activities.

The employment provided for by this Agreement shall be Mr. Schulte's primary employment. Recognizing that certain outside service, consulting or teaching opportunities provide indirect benefits to the City and the community, Mr. Schulte may elect to accept limited teaching, consulting or other business opportunities with the understanding that such arrangements must neither constitute interference with nor a conflict of interest with his responsibilities under this Agreement.

Section 15. Indemnification.

A. To the extent permitted under Colorado law, the City shall indemnify Mr. Schulte against any and all losses, damages, judgments, interest, settlements, penalties, fines, court costs and other reasonable costs and expenses of legal proceedings, including attorneys' fees, and any other liabilities incurred by, imposed upon, or suffered by Mr. Schulte in connection with or resulting from any claim, action, suit, or proceeding, actual or threatened, arising out of or in connection with the performance of his functions and duties; provided that Mr. Schulte is acting in the scope of his employment with the City.

B. In the event of an existing or potential conflict of interest between the City and Mr. Schulte, Mr. Schulte may request and the City shall not unreasonably refuse to provide independent legal representation at the City's expense and the City may not unreasonably withhold approval. Legal representation, provided by the City for Mr. Schulte, shall extend until a final determination of the legal action, including any appeals brought by either party.

C. Any settlement of any claim must be made with prior approval of the City, acting by and through special legal counsel retained by the City, in order for indemnification, as provided in this Section, to be available. Mr. Schulte recognizes that the City shall have the right to compromise and settle any claim or suit.

D. In the event that Mr. Schulte leaves the employment of the City during the pendency of any litigation in which Mr. Schulte is serving as a witness, advisor or consultant to the City, the City agrees to pay Mr. Schulte reasonable consulting fees and travel expenses for such services.

E. Pursuant to the requirements of City Council Resolution R2018-30, Mr. Schulte shall complete the City's enhanced sexual harassment training program for City Council appointees within 120 days of the execution of this Agreement.

Section 16. Bonding.

The City shall bear the full cost of any fidelity or other bonds required of Mr. Schulte under any applicable law or ordinance in connection with his duties as City Attorney.

Section 17. Other Terms and Conditions of Employment.

The City, upon agreement with Mr. Schulte, shall fix any such other terms and conditions of employment, as it may determine from time to time, relating to the performance of Mr. Schulte, provided that such terms and conditions are not inconsistent with or in conflict with the provisions of this Agreement, or any applicable law.

Section 18. Notices.

Notice pursuant to this Agreement shall be given in writing by personal service or by first class United States mail, postage prepaid, to the address of the receiving party on file with the City at the time of such notice. Notice given to the City by Mr. Schulte shall be addressed to the Mayor in their official capacity. Notice shall be deemed given as of the date of personal service or as of the date of deposit of such notice in the United States mail.

Section 19: General Provisions.

A. The text herein shall constitute the entire Agreement between the Parties and may be modified, amended or waived only by written instrument executed by both Parties. No waiver of a breach hereof shall be deemed to constitute waiver of a future breach, whether of similar or dissimilar nature.

B. This Agreement shall be binding upon and inure to the benefit of the City and Mr. Schulte and their heirs, assigns, executors, personal representatives and successors in interest.

C. If any provision or portion thereof contained in this Agreement is held to be unconstitutional, invalid or unenforceable, the remainder of this Agreement, or portion thereof, shall be deemed severable, shall not be affected, and shall remain in full enforce and effect.

D. Non-Assignment. This Agreement is one for personal services to be provided by Mr. Schulte only, and may not be assigned.

E. This Agreement shall be governed as to its validity and effect by the laws of the State of Colorado.

F. Each Party has cooperated and in drafting and preparation of this Agreement. Hence, in any construction to be made of the Agreement, the same shall not be construed against any Party on the basis of that Party being the “drafter”.

G. Precedence. In the event of any conflict between the terms, conditions and provisions of this Agreement and the provisions of any applicable federal, state, or local law, rule, regulations, or policy, including any provisions of the City’s Employee Policy Book or the City’s Executive Employee Retirement Plan, then, unless otherwise prohibited by law, the terms of this Agreement shall take precedence.

IN WITNESS WHEREOF: The City of Aurora has caused this Agreement to be approved by City Council and to be executed by its Mayor and duly attested by its City Clerk, and Mr. Schulte has signed and executed this Agreement, both in duplicate, the day and year first written above.

CITY OF AURORA, COLORADO

MIKE COFFMAN, Mayor

PETER SCHULTE, City Attorney

ATTEST:

By: _____
KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

Jack Bajorek

Jack Bajorek, Interim City Attorney



CITY OF AURORA

Council Agenda Commentary

Item Title: Consideration to Appoint One (1) Member to the Citizens’ Advisory Committee on Housing & Community Development
Item Initiator: Kadee Rodriguez, City Clerk
Staff Source/Legal Source: Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 4.0--Create a superior quality of life for residents making the city a desirable place to live and work

COUNCIL MEETING DATES:

Study Session: 9/23/2024

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: *(Check all that apply)*

- Recommends Approval
- Does Not Recommend Approval
- Forwarded Without Recommendation
- Minutes Not Available
- Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

The Citizens’ Advisory Committee on Housing and Community Development’s role is to assist city council in the development, implementation and evaluation of the city’s Community Development Block Grant (CDBG) Programs, including but not limited to the HOME Investment Act Program (HOME), and Emergency Solutions Grant Program (ESG); review and formulate recommendations for council’s approval for annual and one-time program/project grant/loan allocations for affordable housing; maintain consistency in achieving the city council goals, and review applicable consolidated, annual and/or other plans for submission to the U.S. Department of Housing and Urban Development (HUD).

The Citizens’ Advisory Committee on Housing and Community Development consists of fifteen (15) members appointed by the city council. The term length is four (4) years and members may serve up to two (2) terms. All eligible applications received within the last year are forwarded to the Board to be considered for interviews.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

The Citizens’ Advosry Committee for Housing and Community Development currently has one (1) vacancy. The Commission received four (4) applications and interviews were conducted on January 30, 2024.

Among the applicants were:
 Shanta Crawford-Hill
 Alexandria Harris
 Koami Nkouka
 Khoi Tran

Upon conducting interviews, the Citizens’ Advisory Committee on Housing and Community Development respectfully recommends the appointment of the following candidate:

Shanta Crawford-Hill – 1st term beginning 9/1/2022 and ending on 8/31/2026

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to “Questions for Council”)

- Revenue Impact
- Budgeted Expenditure Impact
- Non-Budgeted Expenditure Impact
- Workload Impact
- No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does Council wish to appoint Shanta Crawford-Hill to the Citizens’ Advisory Committee on Housing and Community Development?

LEGAL COMMENTS

All boards and commissions shall be appointed by City Council. (City Charter, art III, sec. 3-11 and art. IX, sec. 9-1) City Council established the Citizens Advisory Committee on Housing and Community Development to avail itself of the provisions of the funds available under the Housing and Community Development Act of 1974. The Citizens Advisory Committee on Housing and Community Development (CHD) advises City Council in the **development, implementation and evaluation of the City’s Community Development Block Grant Program (CDBG);** reviews and formulates **recommendations for Council’s approval for annual CDBG program/project grant** allocations; develops and approves CDBG goals and objectives; reviews applicable consolidated, annual, and/or other plans for submission to the U.S. Dept. of Housing and Urban Development (HUD). The committee shall consist of 15 members who shall constitute a broad cross section of residents of the City both as to income, geographic location, age, and sex and shall be appointed for a period of four years. (Resolutions R74-125 and R79-104) (TJoyce)



To: Mayor Coffman and Members of City Council

From: Jason Schneider, Board Chair, Citizens Advisory Committee on Housing and Community Development

Through: Alicia Arkulary-Montoya, Housing and Community Development Manager

Date: August 23, 2024

Subject: One New Appointment to the Citizens Advisory Committee on Housing and Community Development

Board or Commission Name: Citizens Advisory Committee on Housing and Community Development

Number of Vacancies: 1

Interview Information

Date of Interviews: January 30, 2024

Applicant Names: Shanta Crawford-Hill, Koami Nkouka

Applicants Interviewed: 2

Recommendation

Suggested Appointment(s):

Summary:

Shanta Crawford-Hill submitted an application to the Citizens Advisory Committee on Housing and Community Development on January 21, 2024, and was interviewed on January 30, 2024. Shanta is an entrepreneur that owns a local insurance agency and holds an MBA degree.

Shanta-Crawford Hill has over 10 year's experience working in the insurance field and has experience working as a mortgage broker. Shanta is passionate about getting involved in the community and volunteers with various organizations. Shanta has interest in housing affordability, development and being an advocate for the community.

The Citizens Advisory Committee on Housing and Community Development strongly supports the appointment of Shanta Crawford-Hill as a Member on the Citizens Advisory Committee on Housing and Community Development.

Citizens Advisory Committee On Housing & Community Development

Applicant Package - Ward III

Citizens Advisory Committee On Housing & Community Development - Ward III

Term 01 Sep 2023 - 31 Aug 2027

Positions Available 3

Number of applicants in this package 1

- NKOUKA, Koami

Received: 12/21/2023
Ward III Resident & Registered Voter
Arapahoe County
Vetted on 1/11/2024

A handwritten signature in black ink, appearing to read "C. Zapata", is written over the text of the document.

Name: NKOUKA, Koami

Address: [REDACTED]

Email: [REDACTED]

Board Name: Citizens Advisory Committee on Housing & Community Development

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

2 years

Are you registered to vote?:

Yes

Years of Education Completed:

18 years

Degree(s) Received:

Master of Science in Project Management Bachelor of Science in Civil Engineering
Associate Degree in Business

College(s) Attended:

- Colorado Technical University - MSU Denver - CCA

Employer Name:

United States Postal Service

Employer Address:

56th Avenue, Denver, CO

Current Position:

Engineer-Project Manager

Years with Current Employer:

9 years

Work Experience:

1 Ability to prepare, analyze, and interpret design and construction documents and technical reports. 2 Ability to effectively communicate orally and in writing with managers, peers, subordinates, and contractors in the field. 3. Knowledge of the construction industry as it relates to the planning processes for design and construction of new facilities. 4. Ability to oversee and coordinate projects, including planning, organizing, and assigning tasks, monitoring progress, and providing technical guidance and feedback. 5. Ability to work with, interpret and apply National and Local Codes (e.g., OSHA, building). 6. Knowledge of architecture, engineering, and building construction sufficient to review and inspect repair and alteration work and new construction of facilities. 7. Knowledge of facility contracting procedures, cost estimating, job site safety, project scheduling, and quality control procedures for facilities. 8. Ability to facilitate the coordination of decision making documents through the review and approval process negotiating changes as required. 9. Ability to communicate facts or ideas, both orally and in writing, sufficient to build working relationships with postal staff, suppliers, and customers external to the Postal Service. 10. Knowledge of project management processes, tools and techniques. 11. Ability to prepare data and information for presentation using computerized applications (i.e., presentation software, data bases, spreadsheets, project tracking software, etc.). 12. Ability to develop, monitor, analyze, and report progress on project plans. 13. Ability to conduct and facilitate meetings with various levels of postal management. 14. Ability to prepare oral and written reports and recommendations for senior management. 15. Ability to manage, including planning, organizing, directing, and monitoring the work of people, programs, and projects to meet organizational goals. 16. Ability to conduct project plan risk analyses to include financial analysis. 17. Knowledge of industrial engineering theory, principles, techniques and practices related to layout planning, work simplification, process analysis, work measurement, quality control, ergonomics and material handling. 18. Ability to implement industrial engineering principles as related to work methods improvement, operational performance improvement, work measurement, and employee scheduling and staffing. 19. Ability to lead multi-functional performance improvement teams. 20. Ability to develop layouts for operations, processes, systems and equipment. 21. Ability to evaluate experimental, prototype, and retrofit equipment. 22. Ability to provide oral and written technical guidance, training, and policy interpretation related to industrial engineering, standardization, and continuous improvement processes, including excellent presentation and facilitation skills.

Certification(s):

-Advanced and Proficient knowledge in MS-Word-Excel-PowerPoint-Minitab. --Project Management Certifications: Black Belt Trained & Green Belt Certified in USPS.

How are you involved in your community?:

Executive Director of Nonprofit Organization / Health-Education To All Support the community through STEM (Science Technology Engineering Mathematics) programs and events to encourage to embrace these disciplines. Help to fight hunger in the communities through outreach community programs to respond to the needs of the veterans.

List your interests and activities.:

- Housing - Energy - Youth Development - Adult Education

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

N/A

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

To represent the interests of my community during regular meeting at all the levels of local government, participate in activities that shape the future of the community through long-range planning initiatives. In addition, to examine the community issues and come up with the oriented and details proposals as recommendation to the boards or commissions. Further, to promote economic development in the city/county.

How much time do you anticipate being able to spend on this appointment each month?:

40 hours

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

N/A

Reference 1: Full Name, Phone Number and Address:

Regina Attoh- Mensah [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Aaron Nkouka [REDACTED]

Reference 3: Full Name, Phone Number and Address:

Jacob Nkouka [REDACTED]

How did you hear about us?:

Other

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

koami NKOUKA

Time of Submission: 12/21/23 11:02:36 AM

Attachments

- Koami Nkouka Bachelor Transcript.pdf

OFFICIAL TRANSCRIPT



**METROPOLITAN
STATE UNIVERSITY™
OF DENVER**

Koami Nkouka

Date Issued: 11/04/2016

SSN: [REDACTED]

DOB: [REDACTED]

Page 1

Course Level: Undergraduate

Degree Awarded

Bachelor of Science 12/15/2013

Major(s):

Civil Engineering Technology

Concentration(s):

Construction

Minor(s):

Mathematics

Course	Title	Cr	Gr	GT
Spring 2012				
CET 3120	Engineering Economy	3.00	A	
CET 3135	Mechanics of Materials w Lab	4.00	C	
CET 4100	Senior Project I	1.00	A	
MTH 3420	Differential Equations	4.00	A	
PHY 2331	General Physics II	4.00	A	SC1

Attempted: 16.00 Earned: 16.00 Sem gpa: 3.50

Undergraduate TRANSFER CREDIT(S) ACCEPTED BY MSU Denver

'08 -- '10 Community College of Aurora	64 Credit(s)
'2008 Columbia College	6 Credit(s)

Course	Title	Cr	Gr	GT
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Fall 2010

CET 1100	Intro Civil Engineering Techno	3.00	B	
COM 2610	Intro to Technical Writing	3.00	B	

Attempted: 6.00 Earned: 6.00 Sem gpa: 3.00

Spring 2011

CET 1215	Engineering Graphics	3.00	C	
CET 2150	Mechanics I - Statics	3.00	B	
MTH 2410	Calculus II	4.00	B	
PHY 2311	General Physics I	4.00	B	SC1

Attempted: 14.00 Earned: 14.00 Sem gpa: 2.79

Summer 2011

CET 3170	Intro to Structural Analysis	3.00	B	
CHS 1020	His Chicana/o in SW: 1810-Pres	3.00	B	HI1

Attempted: 6.00 Earned: 6.00 Sem gpa: 3.00

Fall 2011

CET 3330	Environmntl Technology Process	3.00	B	
CET 4120	Concrete Design I	3.00	A	
CET 4150	Highway Enginrng & Survy	3.00	B	
CET 4400	Steel Design I	3.00	A	
CET 4570	Engineering Law	3.00	A	
MET 3160	Mechanics II-Dynamics	3.00	A	

Attempted: 18.00 Earned: 18.00 Sem gpa: 3.67

*****Continued On Next Column*****

Summer 2012

CET 3110	Construction Estimating	3.00	A	
CET 4450	Timber Design	3.00	A	

Attempted: 6.00 Earned: 6.00 Sem gpa: 4.00

Fall 2012

CET 2100	Structural Drawing	3.00	A	
CET 3185	Fluid Mechanics I for CET	3.00	B	
CET 4110	Senior Project II	2.00	B-	
MET 3110	Thermodynamics I	3.00	A	
MTH 2420	Calculus III	4.00	B	
PHY 2321	General Physics Laboratory I	1.00	A-	SC1

Attempted: 16.00 Earned: 16.00 Sem gpa: 3.38

Spring 2013

CET 3100	Construction Methods	3.00	A	
CET 3190	Fluid Mechanics II CET	3.00	B	
CET 4130	Soils Mechanics	4.00	B	
CET 4410	Steel Design II	3.00	A	
CS 1050	Computer Science 1	4.00	B	

Attempted: 17.00 Earned: 17.00 Sem gpa: 3.35

Fall 2013

CET 4135	Foundation/Geotech Eng	3.00	B	
CPD 2300	Time Management	1.00	A	
MTH 3130	Advd Matrix Mthds Phy Sciences	4.00	A+	
PHI 3360	Business Ethics	3.00	A	
PHY 2341	General Physics Laboratory II	1.00	A-	SC1

Attempted: 12.00 Earned: 12.00 Sem gpa: 3.72

Totals

	Earned Crs.	GPA Crs.	Grade Points	GPA
Transfer	70.00			
MSU Denver	111.00	111.00	376.68	3.39
Total	181.00	111.00	376.68	3.39

**Koami Nkouka
Issued to Student**

An official signature is white on a light blue background. A black and white transcript is not official. A raised seal is not required.



Paula E. Martinez, Registrar

Citizens Advisory Committee On Housing & Community Development

Applicant Package - At Large

Citizens Advisory Committee On Housing & Community Development - At Large

Term 01 Sep 2023 - 31 Aug 2027

Positions Available 1

Number of applicants in this package 1

- tran, khoi

Received: 08/12/2024

Ward II Resident & Registered Voter

Adams County

Vetted: 08/13/2024

Marcus Bond

Name: tran, khoi

Address: [REDACTED]

Email: [REDACTED]

Board Name: Citizens Advisory Committee on Housing & Community Development

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

11

Are you registered to vote?:

Yes

Years of Education Completed:

16

Degree(s) Received:

Bachelor degree in IT

College(s) Attended:

DeVry University

Employer Name:

State of Colorado

Employer Address:

[REDACTED]

Current Position:

Supervisor Network Engineering

Years with Current Employer:

11

Work Experience:

See Resume

Certification(s):

See Resume

How are you involved in your community?:

Not today, but love to serve community

List your interests and activities.:

Loving to serve community

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

NA

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

Loving to serve community

How much time do you anticipate being able to spend on this appointment each month?:

6

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

NA

Reference 1: Full Name, Phone Number and Address:

Thomas Nghiem [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Kenny Hoang [REDACTED]

Reference 3: Full Name, Phone Number and Address:

Tuan Tran [REDACTED]

How did you hear about us?:

News Aurora (water bill newsletter)

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

khoi tran

Time of Submission: 08/13/24 12:47:18 AM

Attachments

- KhoiTran - Manager.pdf



Seeking a Network/Security Manager position, leveraging a blend of extensive management experience and technical proficiency. I prioritize a strong personal dedication to excellence, driven by inner motivation and a penchant for organizational efficiency, a flair for streamlining operations. Fueled by intrinsic inspiration, I am driven to optimize performance, enhance customer contentment, and drive transformative outcomes. Bolstered by a solid foundation in project management methodologies, I am driven by excellence in planning and execution.

EXPERIENCE & SKILLS

- ✦ **Leadership:** Synergize, lead, and care with a focus on flexibility and adaptability. Demonstrate effective communication and interpersonal skills to interact with cross-functional teams, executives, and stakeholders. Provide strategic direction and make decisions aligned with the organization's goals and objectives. Possess a solid understanding of functional business areas, set execution plans, track progress, and accomplish priorities and goals. Be proactive, inspiring, and transformative, with the ability to negotiate effectively. Exhibit strong project management skills to plan and execute initiatives successfully.
- ✦ **Professional:** Over 25 years of experience supporting SMBs, enterprises, and government computing, network, and security infrastructures. Skilled in the management, planning, design, and implementation of complex projects, strategic planning, and alternatives analysis. Experienced in managing and auditing the operations of various information systems and their policies. Demonstrate strong communication and organizational skills. Possess a robust work ethic, excellent presentation skills, and a proven ability to work collaboratively. Known for initiative, analytical and problem-solving abilities, flexibility, adaptability, and thorough planning. Hold a strong background in project management methodologies.
- ✦ **Soft Skills:** Excellent active listening, problem-solving, and critical thinking skills, complemented by a visionary approach to problem identification. Proficient in general to advanced business mathematics. Committed to advocacy, honesty, and integrity. Experienced in mentoring and coaching, with a focus on driving growth. Hardworking, discreet, and upholds a strong work ethic. Possesses a positive attitude, self-motivation, and a willingness to learn. Skilled at assisting customers in an effective, efficient, and elegant manner. Inspirational and motivated to develop solutions to complex, systemic challenges. Adept at analyzing and synthesizing data, with strong action planning skills. Extremely detail-oriented, deadline-oriented, and exercises sound judgment.
- ✦ **Technical:** a comprehensive understanding and extensive professional background in advanced.
 - LAN/WAN: TCP/IP, DNS, DHCP, VLAN, STP, VPN, QoS, MPLS, OSPF, EIGRP, BGP, SNMP, Syslog, NetFlow, WLC...; Windows Servers: AD, Group Policy, FileServer, PrintServer, WebServer, Exchange Server...; Automation and scripting; VMware ESXi, vSphere; Automation Ansible, Cisco and Network Programmability...
 - Cisco Collaboration: CUCM, CUC, UCCX, Emergency Responder, Expressway C & E, Jabber and WebEx.
 - Deploy and manage routers, switches, firewalls, access points, wireless controllers, SDWAN Cisco servers for Prime Infrastructure, ISE, APIC-EM, DNAC, StealthWatch, SolarWinds, LiveAction, NetBrain...
 - Monitor, troubleshoot and resolve network LAN, WAN and Wireless from Layer 1 to 7, security auditing, assure network and services authentication, authorization, accounting, availability, reliability, accessibility and scalability.

DeVry University, Westminster, CO, March 2009 – June 2011 | Networking and Communication Management
 President's List all semesters, **Graduate of the Term Spring 2011 | GPA: 4.0 | Graduated Summa Cum Laude**

Colorado Governor's Office of Information Technology ('OIT'), Denver, Colorado **Aug. 2013 – Present**

Supervisor, Network Engineer	May. 2022 – Present
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- ✓ Act as a technical subject matter expert to provide vision and technical line of support for network communications systems hardware and software, data-voice-video communications including the analysis, design, configuration, implementation, installation, monitoring, maintenance, and troubleshooting of the agency networks.
- ✓ Provide management and continuous monitoring of the day-to-day Network operations and provide consistent summary information and status to the Agency and OIT IT Directors of Network Operations. Engage staff, peers,

vendors, and customers in collaboration to assess and review network and communications solutions, technologies, industry trends, architectural design, operational support enhancements, and incident response to maintain and scale the agency network services. Support OIT Project Management Office and lead small to medium sized project initiatives in a managerial and technical lead role. Assist in the review and approval of new hardware and software purchases to support the Agency network services environment. Maintain, renew and provide recommendations on annual support, decision items and warranty services.

- ✓ Prepare weekly project status lists, employee task lists, and assignments. Decide on the priority of the workload and project tasks for the team. Develop a weekly work plan with each team member, decide which team members need to participate in projects, work efforts. Assess employee performance on a routine basis, provide feedback and coach on performance issues. Develop cross training plans for each team member to assist the team in learning more about network tools and infrastructure.
- ✓ Monitor systems usage/growth over periods of time in order to implement additional resources to handle projected system requirements. Facilitate incident management and incident response and coordinates Root Cause analysis for Network Operations teams. Review tickets for the network team to ensure proper routing, updating, and resolution.
- ✓ Take operational concepts from the Sr Manager of Network Services and develops them into an action plan with resources and timeline. Briefs the concept and plan back to the Sr Manager for implementation; assist in developing strategic and tactical goals in support of the information technology infrastructure of the OIT enterprise through long range planning, consideration of state needs, and the goals of the organization.
- ✓ In charge of Colorado's agencies:
 - Department of Human Services
 - Department of Public Health and Environment
 - Department of Labor Employment
 - Department of Regulatory Agencies
 - Department of Natural Resources
 - Department of Local Affairs
 - Department of Health Care Policy & Financing
 - Department of Early Childhood

Senior Network Engineer (Team Lead)	Aug. 2013 – Apr. 2022
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- ✓ Provide vision and technical lead of support for network communications systems hardware and software, data communications, voice and video communications, wireless and data transport security for Department of Public Health and Environment (CDPHE), Department of Natural Resources (DNR) and Department of Local Affairs (DOLA) end-users; include troubleshooting, resolution and diagnosis of network and communication issues.
- ✓ Recommend new and alternative solutions for a specific problem while minimizing network service impacts. Monitor network operations using various tools to determine where network performance bottlenecks and improvement plans. Provide diagnostics and determine cause of malfunction for non-typical problems. Develop procedures and configurations methods where none exists.
- ✓ Research information technology needs, analyze performance and comparative costs of products to determine the most cost-effective and efficient solutions to implement and achieve IT's objectives. Advise IT members and technical staff on implementing technical solutions. Confers with IT managers and directors to guide information technology projects. Assist with budget expenditures by prioritizing purchasing needs.
- ✓ Collect and disseminate technical information to departmental and divisional customers. Ensure proper understanding of this information. Work with budget and management staffs to clarify rationale for technical decisions and educate them on unfamiliar network concepts so they can understand the basis for the decisions.
- ✓ Lead enterprise sized project initiatives in an engineering and technical lead role. Assist with non-technical projects and activities such as project scheduling, meeting with staffs, peers, customers, managers and vendors in collaboration on a network project plans, review network and communication solutions, technologies, industry trends, architectural design, operational support enhancements, and incident response to maintain and scale OIT's Network and Communications services.
- ✓ *Best accomplishments:* Deployed VOIP infrastructure for DOLA. Migrated Cisco Call Manager to 11.5 for CDPHE and DNR. Fulfilled customers' high expectations with no issues/incidents at the GO LIVE day. Deployed Wireless infrastructure, Cisco Identity Service Engine for agencies, and High Availability features, Network and VoIP monitoring infrastructure and provide disaster recovery solutions for CDPHE, DNR and DOLA...

Pentax Ricoh Imaging Americas Corp., Denver, Colorado	Mar. 2012 – Aug. 2013
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Network Administrator

- ✓ Managed, analyzed, troubleshooted and solved all issues related to network, servers, workstations (PCs, MACs and mobile devices), routers, firewalls, switches, phone and fax servers, printers and applications. Provided day-to-day support and training for the departments and end-users for all IT relations. Maintained vendor relationships;

recommended and specified the purchase of related products and services; and assisted manager in the making of quality decisions.

- ✓ Administer and maintained Active Directory, Exchange servers, VPN, Symantec Ghost, applications... Monitored usage to ensure security of data and access privilege, network and security environment, implementations and configurations. Facilitated devices refresh of network security devices and data integrity with a focus on data flows, capacity, manageability and high availability. Planned, designed, deployed and implemented the migration of VoIP, virtualization servers and private clouding service; including documenting the security infrastructure and design.
- ✓ Accomplishments: Saved over \$241,256 for upgrading enterprise laptops. Negotiated and worked with ISPs for a new WAN service and a redundancy solution, the cutover and verification were less than a minute downtime. Saved costs of operation in 3-year: \$185,956 plus improved communication speed (10Mbps to 300Mbps and 100Mbps); and \$175,865 by implementation and using private cloud, owned virtualization servers. An average downtime, or an unexpected incident, when it was seldom occurred, was restored within less than 2 minutes.

Intrado Inc., Longmont, Colorado

Aug. 2011 – Dec. 2012

NOC Technician

- ✓ Observed network alarm conditions ensuring immediate action when fault was detected. Monitor, troubleshoot and correct server problems and network connectivity to PSAPs (Public Safety Answering Points). Independently process escalated tickets ensuring follow-up until ticket is closed and resolved

Archdiocese of Denver, Denver, Colorado

Oct. 2009 – Apr. 2011

Volunteered

- ✓ Maintained and administered desktop workstations, printers, copy machines, and network.

IPC Universal Inc., Denver, Colorado

Feb. 2005 – Aug. 2009

Manager

- ✓ Provided innovative solutions and technical support for small and medium-size businesses (SMBs) in LAN/WAN environment, including hardware, software, point of sale system, surveillance camera, workstations and servers, data and voice network infrastructure, and technical support for end-users.
- ✓ Committed to providing quality products and services. Managed small and medium-size IT projects on the development, installation, system integration and configuration, testing and acceptance, preventative maintenance and troubleshooting, end-user assistance and training.
- ✓ Supervised employees, managed company's projects and supported sessions. Researched to identify and provide innovative recommendations on current or new IT solutions, processes, methods, and/or tools to increase efficiency and effectiveness.
- ✓ Accomplishments: Saved clients time and budgets through efficient use of high-tech solutions. Significantly improved clients' business management processes and records management. Customer Satisfaction rated 92.6%

Manager at Van Nghe Magazine, Denver, Colorado

Dec. 2003 – Feb. 2006

Banking Data Entry Technician at Regulus Communications Inc., Denver, Colorado

Oct. 2003 – Sep. 2004

Data Entry Clerk at Comcast Inc., Denver, Colorado

May 2003 – Jan. 2004

IT Technician and Leader at Thien An Technology, Saigon, Vietnam

Jul. 1999 – Sep. 2002

Recent Earned Certifications:

- ❖ *Yale University* | Connected Leadership Certification – June 2024
- ❖ *Harvard Business School* | Leadership Principles Certification – June 2024
- ❖ *Scrum Alliance* | Certified Scrum Developer – December 2023
- ❖ *Scrum Alliance* | Certified Scrum Master – June 2024
- ❖ *Axelos* | ITIL 4 Foundation – June 2024
- ❖ *International Institute of Business Analysis* | Certified Business Analysis Professional™ (CBAP®) – June 2024

Citizens Advisory Committee On Housing & Community Development

Applicant Package - Ward VI

Citizens Advisory Committee On Housing & Community Development - Ward VI

Term 01 Sep 2023 - 31 Aug 2027

Positions Available 3

Number of applicants in this package 1

- Crawford-Hill, Shanta

Received: 1/21/2024
Ward VI Resident and Registered Voter
Arapahoe County
Vetted on 1/22/2024



Name: Crawford-Hill, Shanta

Address: [REDACTED]

Email: [REDACTED]

Board Name: Citizens Advisory Committee on Housing & Community Development

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

30 years

Are you registered to vote?:

Yes

Years of Education Completed:

18

Degree(s) Received:

Masters Business Administration

College(s) Attended:

University of Phoenix

Employer Name:

Crawford-Hill Insurance Agency & Auntie Money Broker Services

Employer Address:

6105 S Malta Ct, Ste 200, Aurora, CO 80016

Current Position:

Entrepreneur Founder and Owner

Years with Current Employer:

2021

Work Experience:

Risk Management, Insurance Sales, Liability Claims Manager, Mortgage Broker

Certification(s):

NA

How are you involved in your community?:

Volunteer with various organizations such as the American Heart Association and various youth sports activities.

List your interests and activities.:

Helping individuals and families learn how to prepare to obtain homeownership.

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

NA

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

Concerned citizen surrounding the continued growth and development of Aurora, CO community.

How much time do you anticipate being able to spend on this appointment each month?:

30 hours

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

NA

Reference 1: Full Name, Phone Number and Address:

Kishann Duncan, [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Ruth Jackson-Ford, [REDACTED]
[REDACTED]

Reference 3: Full Name, Phone Number and Address:

Jeneth Davis, [REDACTED]

How did you hear about us?:

Other

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

Shanta Crawford-Hill

Time of Submission: 01/21/24 4:28:37 PM

Attachments

- Shanta Hill 2023 Resume.pdf

Shantá Crawford-Hill



Professional Qualification Summary

Master of Business Administration

Bachelor of Science in Business Administration

10 + years of supervising, training, and developing personnel

10+ years of insurance, risk management, sales and marketing experience

Experience in vendor management, risk management and litigation claims

Proven ability to be an effective and result driven leader to small and large teams

Professional experience in delivering quality customer service training and strategies

Demonstrated ability to develop and maintain business relationships with key clients

Working knowledge of insurance principles, compliance, and internal auditing controls

Knowledge and experience with Life, Health, Annuities, Healthcare, Work Comp, P&C

Claims

Responsible for managing a team of remote adjusters on nationwide accounts. Our team investigated and processed claims that encompassed complex injuries, commercial auto, general liability, product liability, premises liability, and employment liability. Accountable for delivering high quality and efficient service to both internal and external clients. Directly contributed to key business outcomes such as recruitment of new client prospects, servicing and retention of clients. Responsible for the supervision, hiring, training, and developing of claim adjusters. Responsible for preparing various company metric reports that addressed safety, liability exposure and reserves for the audience of directors and senior executives. Proficient in statutes and regulations covering liability claims. Also required to exercise independent judgment and maintain confidentiality of sensitive information.

Risk Management

Work with client's senior leadership to refine risk appetite and address safety measures. Assist clients with formulating risk management policies, procedures, risk controls and early identification of risk trends and exposures. Develop monthly reports for client's insurance carriers to analyze coverage for losses as well as contracts for application to losses. Work with brokers on insurance procurement to assist in the facilitation of customer requests for additional levels of coverage, including medical and provide alternative solutions such as ADR.

Education

Masters of Business Administration

University of Phoenix

Bachelor of Science Degree-Business Administration

Columbia College of Missouri

Employment History

Insurance Agent 07/2022 – Current
Crawford-Hill Insurance Agency, Inc.

Liability Claim Manager 08/2018 – 7/2022
CorVel Corporation (TPA)

Claim Supervisor-Liability 02/2008 – 08/2018
Ryder Systems, Inc.

Citizens Advisory Committee On Housing & Community Development

Applicant Package - At Large

Citizens Advisory Committee On Housing & Community Development - At Large

Term 01 Sep 2023 - 31 Aug 2027

Positions Available 1

Number of applicants in this package 1

- Harris, Alexandria

Received: 05/15/2024

Ward I Resident & Registered Voter

Adams County

Vetted on 5/16/2024

Marcus Bond

Name: Harris, Alexandria

Address: [REDACTED]

Email: [REDACTED]

Board Name: Citizens Advisory Committee on Housing & Community Development

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

38

Are you registered to vote?:

Yes

Years of Education Completed:

18

Degree(s) Received:

Master of Business Administration Bachelor of Science, Healthcare Administration

College(s) Attended:

Colorado Christian University,

Employer Name:

Kaiser Permanente

Employer Address:

[REDACTED]

Current Position:

Regional Department Manager for Support and Pain Services

Years with Current Employer:

12

Work Experience:

Nursing, Community Engagement and Business Operations.

Certification(s):

Certified Project Manager Process Improvement Nursing License

How are you involved in your community?:

Engaging in the community through health and wellness activities has been a great way for me to contribute positively and make a difference. Some of the things I have been apart of are health screens, fitness classes, sporting events, personal need based drives for clothing, foods, & personal items. Using my passion for photography I also capture health and wellness activities. The reward I get from this is contributing to the build of healthier and more connected community.

List your interests and activities.:

Connecting with community, being involved in or managing health and wellness initiatives.

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

No

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

As a dedicated member of our community with a passion for fostering sustainable and inclusive neighborhoods, I believe that serving on this committee would allow me to make a meaningful impact and contribute to the betterment of our local housing and community development initiatives. Having actively engaged in various community service projects and initiatives over the years, I have witnessed firsthand the importance of affordable housing, community development, and access to essential services for individuals and families in need. I am committed to advocating for policies and programs that promote equitable housing opportunities, enhance community infrastructure, and support the well-being of all residents. With a background in [relevant experience or skills], I bring a unique perspective and valuable expertise to the committee. I am eager to collaborate with fellow committee members, local stakeholders, and government officials to develop innovative solutions, address critical housing challenges, and advance sustainable community development practices that benefit our diverse population. By serving on the Citizen Advisory Committee on Housing and Community Development, I am confident that I can contribute my skills, knowledge, and dedication to help shape policies, initiatives, and projects that positively impact our community. I am excited about the opportunity to work towards creating a more vibrant, inclusive, and resilient community for current and future generations. Thank you for considering my application for a board position on the committee. I look forward to the possibility of contributing to the important work of the Citizen Advisory Committee on Housing and Community Development.

How much time do you anticipate being able to spend on this appointment each month?:

12-48 hours a month

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

No

Reference 1: Full Name, Phone Number and Address:

Thomas Dawson - [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Veronda Smith [REDACTED]

Reference 3: Full Name, Phone Number and Address:

Lenora Alexander - [REDACTED]

How did you hear about us?:

Other

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

Alexandria Harris

Time of Submission: 05/15/24 6:06:17 PM

Attachments

- Harris_Alexandria_Resume_24-25A.pdf

ALEXANDRIA HARRIS, MBA, LPN, CPM

PROFESSIONAL PROFILE

A seasoned healthcare professional with a distinguished career spanning over 22 years, I am adept at coordinating and managing various people, projects, and programs from inception through to successful completion. With a patient-centric approach, I combine strong communication with a deep understanding of business principles, trends, and strategies.

EDUCATION & CREDENTIALS

Denver Health Lean Academy Certification Denver Health and Hospital Authority, Denver, CO	2021
Master of Business Administration Degree, Project Management (Certification) Colorado Christian University, Lakewood, CO	2020
Chamber Connect Leadership Program, Urban Leadership Foundation of Colorado, Denver, CO	2017
Bachelor of Science, Healthcare Administration, Colorado Christian University, Lakewood, CO	2016
Licensed Practical Nurse with IV Authority, Emily Griffith Technical College, Denver, CO	2010
Basic Life Support (BLS) Certification, American Heart Association	Current

WORK EXPERIENCE

Kaiser Permanente, Denver, CO

Behavioral Health Department Manager Support Services
Interim Pain Services Department Manager

Jul. 2021 - Present
May 2022 - Present

- Collaborate cross-functionally with internal and external stakeholders, ensuring alignment and buy-in to implement business objectives successfully.
- Manage Support Services (Patient Registration) and outpatient care delivery for Pain Services.
- Align daily operations for represented employees (Clerks, MA, RN, NP) for care delivery, business initiatives, and complex projects.
- Ensure staff provides the highest quality of care and follows the Nurse Practice Act, NCQA, Sarbanes-Oxley, federal, state, and local requirements. Create, train, and monitor compliance with business departmental policies, procedures, and protocols that support care and quality service.
- Interview and hire staff that fit the team dynamic created and developed processes to screen, interview, hire, train, and maintain the competencies of all department staff.
- Thoroughly evaluated the quantity and quality of services rendered throughout the region.
- Responding to and resolving customer service issues with a focus on quality, effective, educational, and efficient service to our members.
- Defining, interpreting, developing, and evaluating operational data, performance metrics, and standards to support data-based decision-making.
- Continuous learning and process improvement methods that drive sustainable results.
- Obtain customer agreements for controlled substance management.

ALEXANDRIA HARRIS, MBA, LPN, CPM

- Collaborate with physicians and the department chief in developing the appropriate level of patient services and the department's day-to-day operations.
- Facilitate and manage procurement (supply chain management) for Behavioral Health.

KAISER PERMANENTE, Aurora CO

Clinical Contact Operations Supervisor - Primary Care & Specialty Care

Mar. 2020 - Sep.2021

- Managed 71 direct reports in selection, retention, training, and development; made effective staffing decisions to ensure service levels and outbound scheduling goals were accomplished by decreasing waste and increasing efficiency. Increase Oncology's service level by 56 percentage points in 4 months. Decreased outbound call turnaround to 1.65 days average.
- Manages team performance through goal setting, coaching, and creation of instructional standard work.
- Recognizes and reinforces individual and team accomplishments by using existing organizational tools and programs and creating new and effective recognition methods.
- Ensures the day-to-day application of policies, procedures, and performance standards to ensure quality customer service and information accuracy.
- Perform research and work cross-functionally with partnering business units to resolve escalated situations involving partner concerns, systematic issues, and standardizing processes.

BUSINESS EXPERIENCE

Small Business Management and Operations Consultant

2016 - Current

- Consults on public relations, engagement and marketing strategies, communication protocols, and other aspects of a company's public image.
- Devised, deployed, and monitored processes to boost long-term business success and increase profit by 10%.
- Oversee weekly business operations in advertising and circulation by fostering professional relationships with agencies, patrons, and customers.
- Capture and streamline business processes for sustainment.
- Performance measurement and reporting for social media and email marketing campaigns.
- Support the complex design, reviewing, editing, and translation of communication materials.
- Support and implement communication strategies based on key performance indicators to meet target markets.
- Prepares internal and external announcements.
- Secure advertising contacts for placement.
- Manage the company's brand image with public entities.

Program/Project Management Consultant

2015 - 2021

- Facilitating meetings, staff performance reviews, and rewards. Identify and mitigate potential risks.
- Cost and scheduling adherence to the system and process improvement practices.
- Apply/adhere to Waterfall, Agile, Critical Path, PowerBI, Tableau, and Prism project management and data analytics practice methodologies.

Product Management Consultant

2017-2021

- Developed a deep understanding of the business objectives of internal and external stakeholders; evangelized the product vision and built trust by maintaining an accurate and achievable roadmap.

ALEXANDRIA HARRIS, MBA, LPN, CPM

- Ensured products met or exceeded client expectations. Excelled at gathering feedback and requirements, communicating needed changes to the development team, and overseeing seamless, high-quality rollouts to on-time and on-budget conclusions.

KAISER PERMANENTE, Denver, CO

Licensed Practical Nurse in Primary Care and Float Pool 2012 - 2016

Lead (Leap/Lean) License Practical Nurse in Primary Care/Telehealth 2016 - 2019

Licensed Practical Nurse - Message Management 2019 - 2020

- Collaborate with Leadership, Senior Leadership, Physicians, and other employees to identify areas of opportunities for care delivery improvement and resolution.
- Preceptor/professional development coach coordinated the training of nursing students, current employees, and new hires. Coordinate daily clinic flow and orientation schedules and department policies/procedures to maximize their skills and abilities to provide excellent patient care.
- Co-instructor for SMASP (Skills Maximization & Standardization Program) and development of standard work for Primary Care, MAs, LPNs, & RNs through training and onboarding.
- Increased patient rooming punctuality from 74% to 88% in 1 quarter. Increased Alcohol as a vital sign from 76% to 87% in four months.
- Completed a 3-month-long A1c adherence improvement project for A1c Testing. Focus on improving A1c lab adherence as an intern in population health, resulting in increased A1C compliance by 30%.
- Developed and implemented best practices to improve processes and efficiency, which contributed to achieving 90 percent best practices with blood pressure compliance.
- Identified and aligned process improvement opportunities associated with the critical performance indicators cascade model.
- Served on multiple Kaiser Permanente committees and led programs within the clinics for UBT (Co-Lead), Service Committee Member, SEIU Local 105 Steward, and Computerized Administration of Medications and Immunizations
- Educate and promote general preventive health measures to patients and members of their families regarding their care upon discharge.
- Telehealth and patient service

CIVIC ENGAGEMENT

- Active Member of Alpha Kappa Alpha Sorority, Inc. 2021 - Present
- Rocky Mountain Prep - Fletcher PEAK Board Treasurer 2024 - Present

References are available upon request.



CITY OF AURORA

Council Agenda Commentary

Item Title: Consideration to Appoint Two (2) Members to the Career Service Commission
Item Initiator: Kadee Rodriguez, City Clerk
Staff Source/Legal Source: Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 5.3--Aggressively pursue primary job attraction, retention and expansion

COUNCIL MEETING DATES:

Study Session: 9/23/2024

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: *(Check all that apply)*

Recommends Approval

Does Not Recommend Approval

Forwarded Without Recommendation

Minutes Not Available

Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

The purpose of the Career Service Commission is to hear and determine appeals made by an aggrieved employee pursuant to the rules and regulations of the Charter and Ordinances of the City.

The Career Service Commission consists of five (5) members appointed by the Aurora City Council. The term length is six (6) years and members may serve up to two (2) terms. All eligible applications received within the last year are forwarded to the Commission to be considered for interviews.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

The Career Service Commission currently has two (2) vacancies. The Commission received two (2) applications and interviews were conducted on August 29, 2024.

Among the applicants were:

Minwoo Kang

Taylor Hahs

Upon conducting interviews, the Career Service Commission respectfully recommends the appointment of the following candidates:

Minwoo Kang – 1st term beginning 8/1/2024 and ending on 7/31/2030

Taylor Hahs – 1st term beginning on 8/1/2024 and ending on 7/31/2030

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

Revenue Impact

Budgeted Expenditure Impact

Non-Budgeted Expenditure Impact

Workload Impact

No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does the City Council wish to appoint Minwoo Kang and Taylor Hahs to the Career Service Commission?

LEGAL COMMENTS

All boards and commissions shall be appointed by City Council. (City Charter, art. III, sec. 3-11 and art. IX, sec. 9-1). The career service commission consists of five civic-minded persons, registered voters, and residents of the City. All appointments to this commission are for a six-year term and each member may serve up to two terms and shall serve until a successor is appointed and qualified. (City Charter, art. IX, sec. 9-3). The career service commission shall have the power to hear appeals by aggrieved members of the career service system who have been disciplined by suspension, demotion, fine or dismissal only. Such power shall be limited to review of the disciplinary action. The career service commission may render advisory opinions when requested by the City Manager or the City Council. (Aurora, Colo. Code § 102-31). (TJoyce)



MEMORANDUM

TO: Mayor Coffman and members of City Council
FROM: Caroline Kim, Chairperson, Career Service Commission
THROUGH: Marcus Bond, City Clerk Analyst
DATE: September 5, 2024
SUBJECT: New Appointments to the Career Service Commission

Board or Commission: Career Service Commission

Number of Vacancies: 2

Interview Information

Date of Interviews: August 29, 2024

Names of Applicants: Minwoo Kang and Taylor Hahs

Applicants Interviewed: Minwoo Kang and Taylor Hahs

Recommendation

Suggested Appointment(s): Minwoo Kang and Taylor Hahs

Summary:

The Career Service Commission supports Minwoo Kang and Taylor Hahs for appointment as commission members.

To assess Mr. Hahs and Mr. Kang's qualifications, the commissioners interviewed each candidate separately for approximately 45 minutes during which time they were asked about their experience, values and desire to serve as a commissioner. Both candidates demonstrated strong values regarding honesty, integrity and accountability and their commitment to serve on this commission. In addition, each candidate demonstrated the ability to deal with conflict and have the time to be engaged with the commission. Reference checks were completed on each candidate and all references were positive and supported the information they shared during their interview. We look forward to working with Mr. Kang and Mr. Hahs on this Commission.

The Career Service Commission strongly supports the appointment of Minwoo Kang and Taylor Hahs as members on the Career Service Commission.

Career Service Commission
Applicant Package - At Large

Career Service Commission - At Large

Term 01 Aug 2021 - 31 Jul 2027

Positions Available 2

Number of applicants in this package 1

- Hahs, Taylor

Received: 5/17/2024

Ward II Resident & Registered Voter

Arapahoe County

Vetted on 5/20/2024

Marcus Bond

Name: Hahs, Taylor

Address: [REDACTED]

Email: [REDACTED]

Board Name: Career Service Commission

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

26 Years

Are you registered to vote?:

Yes

Years of Education Completed:

Highschool

Degree(s) Received:

Highschool Diploma

College(s) Attended:

N/A

Employer Name:

AIS Industrial & Construction Supply

Employer Address:

[REDACTED]

Current Position:

Vice President

Years with Current Employer:

9

Work Experience:

AIS Industrial & Construction Supply AIS Industrial & Construction Supply Vice President Vice President Jan 2022 - Present · 2 yrs 5 mos Jan 2022 to Present · 2 yrs 5 mos Secretary Treasurer Secretary Treasurer Jan 2022 - Present · 2 yrs 5 mos Jan 2022 to Present · 2 yrs 5 mos Director Of Technical Operations Director Of Technical Operations Sep 2020 - Jan 2022 · 1 yr 5 mos Sep 2020 to Jan 2022 · 1 yr 5 mos Technical Operations Manager Technical Operations Manager Jun 2017 - Aug 2020 · 3 yrs 3 mos Jun 2017 to Aug 2020 · 3 yrs 3 mos Tool Repair Technician May 2015 - Jun 2017 · 2 yrs 2 mos May 2015 to Jun 2017 · 2 yrs 2 mos Heartsaver instructor CPR/First AID Heartsaver instructor CPR/First AID American Heart Association · Contract American Heart Association · Contract Nov 2021 - Jan 2024

Certification(s):

Certificate in Human Resource Management HRCIHRCI Issued Mar 2024 Certified Management Executive (CME) Management & Strategy Institute OSHA 10-Hour General Industry Issued Feb 2021 Certified Kaizen Facilitator Management & Strategy Institute Issued Sep 2020 Issued Sep 2020 Google Analytics Individual Qualification Issued Aug 2019 ANSI Z358.1 Compliance Training - Emergency Shower and Eyewash (ESEW) Inspections Issued May 2019 Forklift Certification Class 1, 4, 5 AIS Industrial & Construction Supply Issued May 2019 Administrative Human Resources Issued Apr 2019 HR 101 Issued Apr 2019 IT Help Desk Professional Issued Mar 2019 Heartsaver CPR/AED and First Aid Instructor American Heart Association Issued Nov 2021 - Basic CPR/AED and First Aid American Heart Association Issued Mar 2021

How are you involved in your community?:

I volunteer with the Open Space & Natural Resources (OSNR)

List your interests and activities.:

Going to the aurora parks, mountain biking, Golfing, and spending time with my wife and Dogs.

Do you presently serve in any other appointed position on a board, commission or committee?:

Yes

If yes, enter the board name and position:

AIS Industrial & Construction Supply Secretary & Treasurer

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

want to be involved in the community and want to help people in any way possible.

How much time do you anticipate being able to spend on this appointment each month?:

as much time is needed for the position

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

N/A

Reference 1: Full Name, Phone Number and Address:

Jaren Craft [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Eddy Brookman [REDACTED]

Reference 3: Full Name, Phone Number and Address:

Jordan Fraser [REDACTED]

How did you hear about us?:

Other

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

Taylor Hahs

Time of Submission: 05/17/24 12:45:01 PM

Attachments

- Resume-Taylor-Hahs (8).pdf

Taylor Hahs

Summary

As the Vice President and Secretary Treasurer of AIS Industrial & Construction Supply, I oversee the daily operations and financial management of a leading distributor of industrial and construction products and services. I have a certification in Distribution Manager Development Program from Texas A&M University and a Certified Management Executive (CME) credential from the Management & Strategy Institute.

I have more than six years of experience in various technical and operational roles at AIS, where I have contributed to continuous improvement, staff scheduling, employee learning and development, and tool repair. I have also obtained multiple certifications in OSHA 10-Hour General Industry, Basic CPR/AED and First Aid, and Heartsaver Instructor CPR/First AID. I am always eager to learn, versatile, and adaptable, and I value collaboration, quality, and customer satisfaction.

Experience

-  **Vice President**
AIS Industrial & Construction Supply
Jan 2022 - Present (2 years 5 months)
-  **Secretary Treasurer**
AIS Industrial & Construction Supply
Jan 2022 - Present (2 years 5 months)
-  **Heartsaver instructor CPR/First AID**
American Heart Association
Nov 2021 - Jan 2024 (2 years 3 months)
-  **Director Of Technical Operations**
AIS Industrial & Construction Supply
Sep 2020 - Jan 2022 (1 year 5 months)
-  **Technical Operations Manager**
AIS Industrial & Construction Supply
Jun 2017 - Aug 2020 (3 years 3 months)
-  **Tool Repair Technician**
AIS Industrial & Construction Supply
May 2015 - Jun 2017 (2 years 2 months)

Education



Texas A&M University

Certification, Distribution Manager Development Program

Licenses & Certifications



OSHA 10-Hour General Industry - Certus

36-702044643



Basic CPR/AED and First Aid - American Heart Association

Issued Mar 2021 - Expires Mar 2023

1953529



Certified Management Executive (CME) - Management & Strategy Institute

111267132



Heartsaver CPR/AED and First Aid Instructor - American Heart Association

Issued Nov 2021 - Expires Nov 2023

218967112066



Certificate in Human Resource Management - HRCI



IT Help Desk Professional - Udemy

UC-OZMTEBQ6



Administrative Human Resources - Udemy

UC-97LZKON3



HR 101 - Udemy

UC-4KW99ZK1



Certified Kaizen Facilitator - Management & Strategy Institute



ANSI Z358.1 Compliance Training - Emergency Shower and Eyewash (ESEW) Inspections - Haws®

Issued May 2019 - Expires May 2022



Google Analytics Individual Qualification - Google

Issued Aug 2019 - Expires Aug 2020

36080358



Forklift Certification Class 1, 4, 5 - AIS Industrial & Construction Supply



Sumner Service and Repair School - Southwire Company

Issued Oct 2016 - Expires Oct 2020

Skills

Microsoft Excel • Technical Operations • HR Management • Change Management • New Hires • Talent Management • Onboarding • Training • Recruiting • Performance Management

Career Service Commission

Applicant Package - Ward I

Career Service Commission - Ward I

Term 01 Aug 2021 - 31 Jul 2027

Positions Available 1

Number of applicants in this package 1

- Kang, Minwoo

Received: 03/03/2024
Ward I Resident & Registered Voter
Arapahoe County
Vetted on 3/04/2024

A handwritten signature in black ink, appearing to read "C. B. Bapat" or similar, written in a cursive style.

Name: Kang, Minwoo

Address: [REDACTED]

Email: [REDACTED]

Board Name: Career Service Commission

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

2.1 years

Are you registered to vote?:

Yes

Years of Education Completed:

4 years

Degree(s) Received:

Bachelors in Political Science

College(s) Attended:

American University

Employer Name:

Denver Public Schools

Employer Address:

1860 Lincoln Street | Denver, CO 80203

Current Position:

Teacher, English/ELD

Years with Current Employer:

3 months

Work Experience:

PROFESSIONAL WORK EXPERIENCE (Please check resume for details) Teacher, Secondary English/ELD, November 2023 – Present Denver Public Schools, Denver, CO Salary: \$54141 per year Job Type: 40 hours per week, Full-Time Area Manager, February 2022 – August 2023 Amazon, Aurora, CO Salary: \$60,000 per year Job Type: 40 hours per week, Full-Time Carpentry & Masonry Specialist, June 2016 – June 2022 U.S Army Reserve, Scranton, PA Salary: Varies based on numbers of MUTAs on the battle assembly weekend or annual training. Job Type: Varies based on numbers of MUTAs on the battle assembly weekend or annual training, part-time. Operations Specialist, November 2021 – January 2022 (Was seasonal sales specialist prior to employment from August 2021 - October 2021) Apple, Washington, D.C Salary: \$22 Job Type: 39 hours per week, Part-Time. Sales Specialist, August 2021 – October 2021 Apple, Washington, D.C Salary: \$19.95 per hour Job Type: 39 hours per week, Part-Time Seasonal Professional Interpreter, June 2019 – August 2021 Lionbridge, Washington, D.C Salary: \$0.55 per minute Job Type: 3 hours per day, Freelance Contractor employment.

Certification(s):

Carpentry & Masonry/MOS 12W course, November 2018 - January 2019 Naval Construction Center, Gulfport Mississippi Basic Leaders Course, April 2021 - May 2021 Virtual training, NG UNIT/SPEC SCHOOLS-PA 166TH REGT & NCOA-PA Alternative Teacher Licensure/ASPIRE to Teach (in Progress), Nov 2023 - May 2024 (Expected to Finish) University of Colorado Denver, Denver, CO

How are you involved in your community?:

With full honesty, I never really had an opportunity to really get involved with the community. Not because I was not interested, but I just did not know where to find opportunities to get involved for the community. As a new teacher, I am starting (but limited due to tenure) to get involved more with the community with students and parents. Particularly multilingual communities. I am also seeking to make the opportunity at the commission to become my first official involvement with the community.

List your interests and activities.:

Developing others, setting people up for success, education & career development. I want the people in my community, the future generation to succeed both in their academics and their career endeavors.

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

N/A

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

I really want to contribute for the commission so I can make significant impacts in terms of education, and career development for people in my community, and the future generation of our community. I want to directly work with the people in the community so they can be successful in their academic and career endeavors. Which will produce more trained/educated professionals for our community.

How much time do you anticipate being able to spend on this appointment each month?:

At least 1 full day in the weekend, and potentially 1-2 hrs per day on week days.

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

N/A (Not in my knowledge)

Reference 1: Full Name, Phone Number and Address:

Anthony Baron, [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Chloe Bambara, [REDACTED]

Reference 3: Full Name, Phone Number and Address:

Hannah Terwilliger, [REDACTED]

How did you hear about us?:

Other

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

Minwoo Kang

Time of Submission: 03/03/24 9:58:52 PM

Attachments

- federal_resume_Minwoo Kang.pdf

Minwoo Kang

[REDACTED], Aurora CO, 80011

Date available to begin work: Immediately

SUMMARY STATEMENT

College educated with 1 years and 6 months of managerial experience in Operations Management. Strives to exceed professional and personal goals. Strong written and verbal communication skills. 6 years of honorable service in the United States Army Reserve obtaining construction experience, leadership experience, discipline, and teamwork. Proficiently demonstrating competency in Korean language & English Language through experience as a professional freelance interpreter. Recently, I also have started my journey as an educator, always striving to impact the future generation, and developing them into global leaders.

PROFESSIONAL SKILLS

Education	Bachelor of Arts in Political Science from American University
Employment	My self-motivation, hard work and dedication all contribute to the continuing success of my team. Technically competent. Natural leader and team player.
Personal	Strong work ethic with a positive approach. Continuously striving to achieve goals and exceed expectations. Organized and focused.

PROFESSIONAL WORK EXPERIENCE

Teacher, Secondary English/ELD, November 2023 – Present
Denver Public Schools, Denver, CO
Salary: \$54,141 per year
Job Type: 40 hours per week, Full-Time

High school educator, responsible for the teaching of reading, writing, listening, speaking, and developing language literacy. As an ELD teacher I am also responsible for supporting & providing essential services for multilingual students (MLE).

Area Manager, February 2022 – August 2023
Amazon, Aurora, CO
Salary: \$60,000 per year
Job Type: 40 hours per week, Full-Time

Lead a team of workforce responsible for engaging the team during shifts/sorts to maintain highest levels of safety, quality, attendance, and performance. Key role maintaining customer experience/expectations, ensuring customer orders are delivered at the right time, right location. Analyze data & metrics, in order to improve process/productivity, cost, and customer experience. Engage/develop subordinate associates for their future success/progression. Constantly strive to evolve the process path by participating/organizing new projects.

Carpentry & Masonry Specialist, June 2016 – June 2022
U.S Army Reserve, Scranton, PA
Salary: Varies based on numbers of MUTAs on the base assembly weekend or annual training.
Job Type: Varies based on numbers of MUTAs on the base assembly weekend or annual training, part-time.

Construction Engineer of the United States Army Reserve. Have the skills needed to handle a variety of carpentry and masonry duties, building important structures for the Army using hand and power tools, lumber, concrete, stones, and bricks. You'll also help combat engineers build structures to respond to rough terrain and environmental hazards.

Operations Specialist, November 2021 – January 2022 (Was seasonal sales specialist prior to employment from August 2021 - October 2021)

Apple, Washington, D.C

Salary: \$22

Job Type: 39 hours per week, Part-Time.

Ensures products flow smoothly throughout the Apple store by maintaining availability and completing inventory tasks.

OTHER WORK EXPERIENCE

Sales Specialist, August 2021 – October 2021

Apple, Washington, D.C

Salary: \$19.95 per hour

Job Type: 39 hours per week, Part-Time Seasonal

Highly skilled at uncovering customers' needs, then following through with meaningful solutions. Not only are you the first person customers meet when they enter the store, being the person who guides them advising, selling, and even setting up their new products. Perform other roles within the store too, whether it's maintaining visual merchandising or assisting team members. Always curious, you stay on top of news about products and initiatives, ready to apply your learning in customer interactions.

Professional Interpreter, June 2019 – August 2021

Lionbridge, Washington, D.C

Salary: \$0.55 per minute

Job Type: 3 hours per day, Freelance Contractor employment.

Interpreted Korean to English & English to Korean for various different agencies/companies. Ex: Maximus, Spectrum, IRS, doctor's appointments etc. As a professional interpreter I was able to eliminate language barriers between the client and the agencies/companies preventing misunderstandings, ensuring clients receive the service they need, and potentially preventing financial loss.

EDUCATION

(UPCOMING) Masters in Curriculum & Instruction, Expected to Start, Fall 2024 (Admitted & Accepted Decision)

University of Colorado Denver, Denver, CO.

Bachelor of Arts in Political Science, May 2021

American University, Washington, DC.

High School Diploma, June 2017

Valley Forge Military Academy & College, Wayne, PA.

Training

Carpentry & Masonry/MOS 12W course, November 2018 - January 2019

Naval Construction Center, Gulfport Mississippi

Basic Leaders Course, April 2021 - May 2021

Virtual training, NG UNIT/SPEC SCHOOLS-PA 166TH REGT & NCOA-PA

Alternative Teacher Licensure/ASPIRE to Teach (in Progress), Nov 2023 - May 2024 (Expected to Finish)

University of Colorado Denver, Denver, CO



CITY OF AURORA

Council Agenda Commentary

Item Title: Consideration to Appoint One (1) Member to the Open Space Board
Item Initiator: Kadee Rodriguez, City Clerk
Staff Source/Legal Source: Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 4.5--Maintain high-quality, livable neighborhoods

COUNCIL MEETING DATES:

Study Session: 9/23/2024

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: *(Check all that apply)*

Recommends Approval

Does Not Recommend Approval

Forwarded Without Recommendation

Minutes Not Available

Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

The purpose of the Open Space Board is to serve as community advocates for open space and recommend to council acquisition of open space properties, improvements to open space facilities, and review site/project management plans.

The Open Space Board consists of nine (9) members appointed by the city council. The term length is three (3) years and members may serve up to three (3) consecutive terms. All eligible applications received within the last year are forwarded to the Board to be considered for interviews.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

The Open Space Board has one (1) vacancy. The Board received four (4) applications and interviews were conducted on August 21, 2024.

Among the applicants were:

- Ashley DeLaup
- Scott Campbell
- Tami Rickhoff
- Hamideh Etemadnia

Upon conducting interviews, the Open Space Board respectfully recommends the appointment of the following candidate:

Ashley DeLaup – 1st term beginning 04/01/2024 and ending on 03/31/2027

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact
- Budgeted Expenditure Impact
- Non-Budgeted Expenditure Impact
- Workload Impact
- No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does the City Council wish to appoint Ashley DeLaup to the Open Space Board?

LEGAL COMMENTS

All boards and commissions shall be appointed by City Council. (City Charter, art III, sec. 3-11 and art. IX, sec. 9-1). The open space board shall consist of nine members who are each registered electors. City Council shall endeavor to appoint one member from each of the Council wards for the purpose of providing the board with a full perspective of the entire **City's open space needs through an even geographical distribution of the members.** (Aurora, Colo. Code § 2-392). The open space board members are responsible to serve as advocates for open space within the City, prepare a master plan for open space as a tool for the City Council to make land use decisions, recommend criteria for lands appropriate for open space consideration and recommend appropriate properties, build awareness in the community for the open space concept, advise the Council in the development of a management plan to maintain open space, and to seek and obtain private grants and public donations. (Aurora, Colo. Code § 2-391). (TJoyce)



To: Mayor Coffman and Members of City Council

From: Brad Stratton, Chair, Open Space Advisory Board

Through: Brooke Bell, Director of Parks, Recreation and Open Space Department

Date: August 29th, 2024

Subject: New Appointment to the Open Space Advisory Board

Board or Commission Name: Open Space Advisory Board

Number of Vacancies: 1

Interview Information

Date of Interview(s): August 21st, 2024

Applicant Name(s): Ashley DeLaup

Applicant(s) Interviewed: Ashley DeLaup, Scott Campbell

Recommendation

Suggested Appointment(s): Ashley DeLaup

Summary:

Ashley DeLaup is an exceptionally qualified candidate for the Open Space Advisory Board. She holds a BS in Ecological and Systematic Biology and has extensive experience as a Wildlife Ecologist and educator. Her deep commitment to Aurora's open spaces is evident in her daily activities at Aurora Reservoir. Her experience in wildlife management and community education is invaluable. Ashley's science-based approach, coupled with her enthusiasm for engaging the community in wildlife education, positions her to make significant contributions to the board's mission.

The Open Space Advisory Board strongly supports the appointment of Ashley DeLaup as a Member of the Open Space Advisory Board.

A handwritten signature in blue ink, appearing to read "Brad Stratton".

Open Space Advisory Board
Applicant Package - Ward To Be Determined

Open Space Advisory Board - Ward To Be Determined

Term 01 Apr 2024 - 31 Mar 2027

Positions Available 1

Number of applicants in this package 1

- DeLaup, Ashley

Received: 7/10/2024

Ward VI Resident & Registered Voter

Arapahoe County

Vetted on 7/10/2024

Marcus Bond

Name: DeLaup, Ashley

Address: [REDACTED]

Email: [REDACTED]

Board Name: Open Space Advisory Board

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

18 years

Are you registered to vote?:

Yes

Years of Education Completed:

18

Degree(s) Received:

BS Ecological and Systematic Biology Secondary science teaching credential

College(s) Attended:

Texas Woman's University, Denton, TX California Polytechnic University, San Luis Obispo, CA

Employer Name:

The Learning Network

Employer Address:

Lakewood, CO

Current Position:

Science teacher

Years with Current Employer:

3

Work Experience:

Wildlife Ecologist-contract science teacher - Cherry Creek School District Wildlife Ecologist- City and County of Denver Education Outreach Coordinator-Denver Zoo Education Coordinator-Audubon Nature Institute

Certification(s):

Biology, Composite Science Teaching credential

How are you involved in your community?:

Resource in neighborhood for wildlife issues, have consulted and presented information for Aurora on wildlife management guidelines, worked closely with MaryAnn Bonnell when she was lead environmental educator. Involved in book clubs, support scouting groups in nature and wildlife badges, volunteer at kids school, former CCSD teacher.

List your interests and activities.:

Birding, hiking, paddle boarding, kayaking, reading, hanging with my family

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

Not on another board

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

I am out in our open space on a daily basis at the Aurora reservoir. I have supported communities in life management goals, and plans for many years. I want to help support Aurora in making proactive, science based, ecologically supportive plans. I also want to help support Aurora in educating the residents in Living with Wildlife and developing reasonable expectations of wildlife behavior. I would love to help provide wildlife education and help residents develop a love and understanding of the value of our open spaces and native wildlife.

How much time do you anticipate being able to spend on this appointment each month?:

I work from home and my children are now teens, I am pretty flexible.

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

Na

Reference 1: Full Name, Phone Number and Address:

Christian Niedringhaus, [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Emma Watt, [REDACTED]

Reference 3: Full Name, Phone Number and Address:

Shannon Starr, [REDACTED]

How did you hear about us?:

Other

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

Ashley DeLaup

Time of Submission: 07/10/24 10:49:33 AM

Open Space Advisory Board
Applicant Package - Ward To Be Determined

Open Space Advisory Board - Ward To Be Determined

Term 01 Apr 2024 - 31 Mar 2027

Positions Available 1

Number of applicants in this package 1

- Campbell, Scott

Received: 07/30/2024

Ward IV Resident & Registered Voter

Arapahoe County

Vetted: 7/30/2024

Marcus Bond

Name: Campbell, Scott

Address: [REDACTED]

Email: [REDACTED]

Board Name: Open Space Advisory Board

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

6+ Years

Are you registered to vote?:

Yes

Years of Education Completed:

18

Degree(s) Received:

Master's Degree

College(s) Attended:

University of Central Florida Florida Atlantic University

Employer Name:

City of Aurora

Employer Address:

[REDACTED]

Current Position:

Community Engagement Coordinator

Years with Current Employer:

6+ Years

Work Experience:

13+ Years in local government

Certification(s):

IAP2

How are you involved in your community?:

I regularly host meetings with community members around a variety of topics and also work with community members regularly for problem solving, grants, and more.

List your interests and activities.:

Nature, reading, film, music

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

N/A

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

I've lived in Aurora and have had the good fortune to enjoy our parks and open spaces and I'd appreciate the opportunity to put my skills to use to support the continued good stewardship of those spaces.

How much time do you anticipate being able to spend on this appointment each month?:

10 Hours

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

I do work for the city, and have received a letter from my director stating that there would be no conflict of interest in joining this board. I can provide this letter, but was only able to attach one document (my resume) to this application.

Reference 1: Full Name, Phone Number and Address:

Saadia Aurakzai-Foster, Former Division Manager Community Engagement & Relations - City of Aurora || [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Joseph DeHerrera, Executive Director - 1st Judicial District Juvenile Assessment Center (JAC) || [REDACTED]

Reference 3: Full Name, Phone Number and Address:

Meg Allen, Former Community Engagement Coordinator - City of Aurora || [REDACTED]

How did you hear about us?:

Word of Mouth

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

Scott Campbell

Time of Submission: 07/30/24 3:58:28 PM

Attachments

- ScottMCampbellResume2024.pdf

Scott M. Campbell

Education

Florida Atlantic University
Boca Raton, FL
Fall 2010 Graduate
Masters in Non-Profit Management

University of Central Florida
Orlando, FL
Spring 2008 Graduate
Major: Bachelor of Arts – Philosophy
Minor: Religious Studies

Work Experience

July 2022 – Current
City of Aurora
Community Engagement Coordinator
Responsibilities:

- Manage city-wide neighborhood registration across multiple databases
- Mentorship/team lead to junior colleagues
- Educate residents and neighborhood groups on community programs & initiatives, local laws & ordinances, and city process & policy
- Plan, organize, and implement neighborhood plans involving multiple city departments
- Administration of municipal grants
- Relationship building with a diverse set of stakeholders
- Plan, organize, and implement community oriented programming
- Plan, organize, and implement community surveys & other feedback loops
- Provide highly responsible and complex administrative support to management and elected officials
- Creation and presentation of oral and written reports and documents to City Council, residents, neighborhood groups, and other community stakeholders
- Coordinate and facilitate community meetings
- Plan, coordinate, and implement assistance to city departments with outreach, engagement, and public relations surrounding their projects and programs
- Design, coordinate, and deploy division's monthly newsletter

April 2022 – July 2022
City of Aurora
Interim Community Engagement Division Manager

February 2022 – April 2022
City of Aurora

Community Engagement Coordinator

June 2018 – February 2022
City of Aurora
15151 E Alameda Parkway
Neighborhood Liaison

June 2013 – May 2018
Village of Wellington
Community Projects Manager

April 2012 - June 2013
Village of Wellington
Senior Neighborhood Advocate

December 2010 - April 2012
Village of Wellington
Neighborhood Advocate

September 2010 – December 2010
Village of Wellington
12300 Forest Hill Blvd
Wellington, FL 33414
Assistant Neighborhood Advocate

**Proficiencies,
Skills,
Certifications, &
Experience**

IAP2 Certification, Proficient with Microsoft Office Suite, Grant Writing, Grant Administration, Community Engagement & Relationship Building, Meeting Facilitation, Fundraising, Research, Event Planning & Management, Grassroots Organizing, Public Policy, Volunteer Management, Customer Service, Data Analysis, Intermediate GIS Skills

References

Saadia Aurakzai-Foster
Former Division Manager Community Engagement & Relations– City of Aurora
[REDACTED]

Joseph DeHerrera
Executive Director – 1st Judicial District Juvenile Assessment Center (JAC)
[REDACTED]

Meg Allen
Former Community Engagement Coordinator– City of Aurora
[REDACTED]



Open Space Advisory Board

Applicant Package - Ward V

Open Space Advisory Board - Ward V

Term 01 Apr 2024 - 31 Mar 2027

Positions Available 3

Number of applicants in this package 1

- Etemadnia, Hamideh

Received: 02/6/2024
Ward III Resident & Registered Voter
Arapahoe County
Vetted on 2/7/2024

A handwritten signature in black ink, appearing to read "C. Bapat" or similar, written in a cursive style.

Name: Etemadnia, Hamideh

Address: [REDACTED]

Email: [REDACTED]

Board Name: Open Space Advisory Board

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

More than 2 years

Are you registered to vote?:

Yes

Years of Education Completed:

20+ years

Degree(s) Received:

PhD in Civil Engineering

College(s) Attended:

Southern Methodist University - Dallas/TX

Employer Name:

WSB

Employer Address:

1873 S. Bellaire Suite 1101, Denver CO 80222

Current Position:

Transportation Specialist

Years with Current Employer:

5+ years

Work Experience:

o Lead and manage the traffic engineering and transportation planning projects
o Develop project scope, schedule, and resource/cost
o Lead multiresolution transportation modeling tasks
o Lead and develop new and innovative approaches in traffic management

Certification(s):

PE, PTOE, PMP

How are you involved in your community?:

Yes - • Planning and Zoning Commissioner - Jefferson County (2020-2021)

List your interests and activities.:

Volunteering in professional organizations
Volunteering in Metro Caring
Hiking, yoga, reading
Human rights

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

no Position

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

I have 11 years of public, academic, and consulting experience that includes transportation modeling (macro, meso, micro), comprehensive engineering studies on projects of various sizes, traffic signal design, and traffic signal timing. As the Travel Model Manager at the Denver Regional Council of Governments (DRCOG), I conducted development, maintenance, and operation of the Regional Focus 2 Activity-Based travel model, including model calibration and validation. She is also familiar with the Federal Highway Administration (FHWA) Office of Natural Environment tools to estimate Air Quality improvement following the Congestion Mitigation and Air Quality Improvement (CMAQ) Program. Hamideh also has in-depth knowledge of traffic operations and safety analysis, simulation, and modeling tools, and their application to concept development, evaluation, and prioritization. I am also a skilled and certified Project Management Professional (PMP), and I follow the PMP methodologies in her project management practice. I develop and clarify the scope items to avoid rework, and she closely manages the project to stay on budget and schedule. I develop resource calendars to allocate adequate resources to tasks according to the schedule, and I carefully documents any change request that will affect the scope, budget, and schedule of the project. For every project, I commit to effectively communicate the client and designated stakeholders any findings, issues, and identified changes — from the project inception to its close. I believe my background, education and experience will be an added value to the Open Space Advisory Board.

How much time do you anticipate being able to spend on this appointment each month?:

about 10 hours

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

There is no conflict of interest

Reference 1: Full Name, Phone Number and Address:

Dr. Florine P. Raitano |

[Redacted]

Reference 2: Full Name, Phone Number and Address:

Gary Johnson,

[Redacted]

Reference 3: Full Name, Phone Number and Address:

Anna Bunce,

[Redacted]

How did you hear about us?:

Other

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

Hamideh Etemadnia

Time of Submission: 02/06/24 6:28:54 PM

Open Space Advisory Board
Applicant Package - Ward To Be Determined

Open Space Advisory Board - Ward To Be Determined

Term 01 Apr 2024 - 31 Mar 2027

Positions Available 1

Number of applicants in this package 1

- Rickhoff, Tami

Received: 07/01/2024

Ward I Resident & Registered Voter

Adams County

Vetted on: 07/02/2024

Marcus Bond

Name: Rickhoff, Tami

Address: [REDACTED]

Email: [REDACTED]

Board Name: Open Space Advisory Board

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

20years

Are you registered to vote?:

Yes

Years of Education Completed:

15

Degree(s) Received:

English

College(s) Attended:

Minneapolis Community Technical College, NorthHenepin Community Technical College, Augsburg College

Employer Name:

My Family

Employer Address:

[REDACTED]

Current Position:

Homemaker

Years with Current Employer:

7.5

Work Experience:

Varied

Certification(s):

A few

How are you involved in your community?:

i seek to become more involved. There are several issues that can be improved.

List your interests and activities.:

My family, cooking, reading, bicycling, dance

Do you presently serve in any other appointed position on a board, commission or committee?:

No

If yes, enter the board name and position:

N/A

Are you currently a member and seeking reappointment on the board you are applying for?:

No

Why do you desire this appointment?:

I want to participate in my neighborhood

How much time do you anticipate being able to spend on this appointment each month?:

2-4 hours

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

None

Reference 1: Full Name, Phone Number and Address:

I do not have "references." I'm a "homebody." I stopped working in 2020 due to horrible neighbors (we needed a full time human presence; one set of neighbors were thieves and the other set mistreated their dogs (YES. I reported them a few times AND reached out to them to see if there was any way that I could help.)

Reference 2: Full Name, Phone Number and Address:

One could speak with Jennifer and/or Chantelle

Reference 3: Full Name, Phone Number and Address:

I could provide my husband, if necessary.

How did you hear about us?:

News Aurora (water bill newsletter)

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

Tami Louise Rickhoff

Time of Submission: 07/01/24 11:22:01 PM

Attachments

- DOC004.pdf

pay attention to your body. . . Soul. . . Reactions . . .

CHRISTIANS say "no" not to do this. To avoid

feeling - Just TRUST in GOD. Some believe that GOD wants
you to be in tune w/ his CREATION. How CAN religions

people make claims ABOUT the ANIMALS that we eat & taking
care of another EARTH. Paemic. WHY? The environmentalists

HAVE become that which they once loathed.



CITY OF AURORA

Council Agenda Commentary

Item Title: Consideration to Reappoint One (1) Member to the Cultural Affairs Commission
Item Initiator: Kadee Rodriguez, City Clerk
Staff Source/Legal Source: Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 1.2--Develop neighborhood and community relationships

COUNCIL MEETING DATES:

Study Session: 9/23/2024

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Kadee Rodriguez, City Clerk / Tim Joyce, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: *(Check all that apply)*

Recommends Approval

Does Not Recommend Approval

Forwarded Without Recommendation

Minutes Not Available

Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

The purpose of the Cultural Affairs Commission is to provide ongoing, systematic planning and development of cultural arts within the City, including the review of grant applications.

The Cultural Affairs Commission consists of eleven (11) members appointed by the Aurora City Council. The term length is three (3) years and members may serve up to three (3) terms. All eligible applications received within the last year are forwarded to the Board to be considered for interviews.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

The Cultural Affairs Commission currently has three (3) vacancies. The Commission received one (1) application and the interview was conducted on September 4, 2024.

Among the applicants were:
Donnie Betts

Upon conducting the interview, the Cultural Affairs Commission respectfully recommends the reappointment of the following candidate:

Donnie Betts – 3rd term beginning 9/1/2024 and ending on 8/31/2027

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact Budgeted Expenditure Impact Non-Budgeted Expenditure Impact
- Workload Impact No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does Council wish to reappoint Donnie Betts to the Cultural Affairs Commission

LEGAL COMMENTS

All boards and commissions shall be appointed by City Council. (City Charter, art III, sec. 3-11 and art. IX, sec. 9-1). The Cultural Affairs Commission shall consist of eleven members drawn from active participants in various aspects of the arts community and shall include one member from the Aurora Arts and Humanities Council, one member from the art in public places commission, one member from the Aurora Fox Arts Center Board, and one member from the Business for the Arts Council of the Chamber of Commerce. (Aurora, Colo. Code sec. 34-28). The purpose of the Cultural Affairs Commission is to provide for ongoing systematic planning for the development of cultural arts activities within the City and to implement the arts plan. (Aurora, Colo. Code sec. 34-26). (TJoyce)



MEMORANDUM

TO: Mayor Coffman and Members of City Council

FROM: Tone Ellis De Jesus, Commission Chair, Cultural Affairs

THROUGH: Marcus Bond, City Clerk Analyst
Ginger White Brunetti, Library and Cultural Services Department,
Director

DATE: September 4, 2024

SUBJECT: Re-Appointment to the Cultural Affairs Commission

The Cultural Affairs Commission (CAC) consists of eleven (11) voting members appointed by the Aurora City Council. Three (3) vacancies currently exist.

Summary

Mr. Donnie Betts submitted a re-application to the Cultural Affairs Commission. He has been instrumental in the organization and comes with an outstanding resume.

The Cultural Affairs Commission strongly supports the re-appointment of Donnie Betts as a member on the Cultural Affairs Commission.

Cultural Affairs Commission

Applicant Package - Ward To Be Determined

Cultural Affairs Commission - Ward To Be Determined

Term 01 Sep 2022 - 31 Aug 2025

Positions Available 3

Number of applicants in this package 1

- betts, donnie

Received: 7/14/2024

Ward IV Resident & Registered Voter

Arapahoe County

Vetted: 7/31/2024

Marcus Bond

Name: betts, donnie

Address: [REDACTED]

Email: [REDACTED]

Board Name: Cultural Affairs Commission

Date of Birth:

[REDACTED]

Home Phone Number:

[REDACTED]

Work Phone Number:

[REDACTED]

How long have you lived in Aurora?:

23 years

Are you registered to vote?:

Yes

Years of Education Completed:

18

Degree(s) Received:

BS

College(s) Attended:

Metro State College of Denver and Yale School of Drama

Employer Name:

No Credits Productions LLC

Employer Address:

[REDACTED]

Current Position:

President

Years with Current Employer:

30

Work Experience:

Actor/director/educator

Certification(s):

Diversity, health care, stahe direction

How are you involved in your community?:

Cultural Arts Commission, directing play at the Aurora Fox, various volunteer activities

List your interests and activities.:

Theatre, film, library reading,sports

Do you presently serve in any other appointed position on a board, commission or committee?:

Yes

If yes, enter the board name and position:

Cultural Arts commission

Are you currently a member and seeking reappointment on the board you are applying for?:

Yes

Why do you desire this appointment?:

I enjoy the being on the board and I would like to continue to support the arts in our great city of Aurora.

How much time do you anticipate being able to spend on this appointment each month?:

4-6 hours

Do you have any conflicts of interest that should be disclosed?:

No

If yes, please explain:

no

Reference 1: Full Name, Phone Number and Address:

Tone Ellis De Jesus [REDACTED]

Reference 2: Full Name, Phone Number and Address:

Richard Cowden [REDACTED]

Reference 3: Full Name, Phone Number and Address:

Regina Richards [REDACTED]

How did you hear about us?:

Other

By clicking APPLY and submitting this application, I certify that the forgoing information is true and correct:

donnie l. betts

Time of Submission: 07/14/24 1:03:27 PM



CITY OF AURORA

Council Agenda Commentary

Item Title: Restaurant Program Subrecipient Agreement Approval with Welsh Land and Cattle Company, for Latin Cuisine Empanada & Sandwich Restaurant (Ward 3) (Resolution)

Item Initiator: Andrea Amonick, Business Development and Redevelopment Manager, Planning & Business Development

Staff Source/Legal Source: Thomas Oldenburg, Project Manager, Planning & Business Development / Rachel Allen, Manager of Client Services, City Attorney

Outside Speaker: N/A

Council Goal: 2012: 5.7--Develop and maintain an aggressive retail retention and expansion strategy

COUNCIL MEETING DATES:

Study Session: 9/23/2024

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Sponsor: Ruben Medina, Council Member
Thomas Oldenburg, Project Manager, Planning & Business Development / Rachel Allen, Manager of Client Services, City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Action Taken/Follow-up: (Check all that apply)

- Recommends Approval Does Not Recommend Approval
- Forwarded Without Recommendation Minutes Not Available
- Minutes Attached

HISTORY (Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)

On July 25, 2022, the Aurora City Council approved Resolution 2022-144, to assist multiple Aurora food and beverage establishments with renovating and reopening restaurants in existing real estate that contains some current needed tenant improvements. This program was funded under The American Rescue Plan Act (ARPA, In Pub. Law 117-2 Subtitle M. Sec. 9901).

This Restaurant Program anticipates the opening of six new restaurants, which will be evenly distributed among all Wards. The renovation work that will be eligible for this program must be for improvements that will stay with the property and cannot be easily removed without demolition. The agreement between the building owner and the City of Aurora will state that this location must stay a restaurant space for the duration of the agreement, while the City of Aurora maintains the ability to approve any replacement restaurant operator if the first restaurant ceases operations. Although not a party to the lease, the City will also review the lease agreement between the owner and tenant to ensure that this agreement conforms to the program requirements.

The Restaurant Program anticipates higher sales tax generation from a food/beverage service operator rather than a typical retailer in the same size space. In addition to higher sales per square foot, restaurants also employ more staff per square foot; as many as three times more employees for the same size retailer space.

ITEM SUMMARY (Brief description of item, discussion, key points, recommendations, etc.)

Latin Cuisine Empanada & Sandwich Shop (Ward 3) located at 800 South Havana Street.

The building for this project is the former "Steve O's Pizza". The building was vacant for over one year. This location is along Havana Street in the Business Improvement District. The building was boarded and in disrepair and was an eyesore in the District.

A referral for the project was provided by the BID, and the property owner requested partial funding to help renovate the space for this new tenant.

This project request is \$132,000 which is the amount of investment that the new tenant is providing. The estimated total costs of the construction buildout for is \$608,400. The request is for the costs that qualify for the restaurant program's reimbursement. This money will pay for large improvements such as new mechanical, new HVAC upgrades, and electrical upgrades to bring it up to the current Code. They hope to open in late 2024.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact Budgeted Expenditure Impact Non-Budgeted Expenditure Impact
 Workload Impact No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

It is anticipated that this new restaurant will capture new sales tax, and help drive traffic in the area.

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

Planned ARPA fund expenditures to assist the business.

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

QUESTIONS FOR COUNCIL

Does Council consent to providing this grant for the business?

LEGAL COMMENTS

In Pub. Law. 117-2, Subtitle M, Sec. 9901 (The American Rescue Act or “ARPA”), the US Congress allocated money to local government for various purposes. The Department of the Treasury issued Rule 2021-10283 discussing the lawfully permitted uses of the funds allocated by the US Congress. The City Council has discretion to provide the necessary funding for the programs or needs across the city that have been impacted by the Covid-19 pandemic. The Council has found that providing funds for the restaurant program described herein fulfills these purposes. (Hernandez) City Council will review individual awards of grant agreements as consent agenda items at Study Session and Council Meeting if it meets the program criteria. (Resolution 22-144). (Allen)

RESOLUTION NO. R2024- _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT TO USE ALLOCATED FUNDING FROM THE FOOD AND BEVERAGE REVITALIZATION PROGRAM TO FUND WELSH LAND AND CATTLE CO USING ARPA FUNDS

WHEREAS, on March 11, 2021, President Biden signed the U.S. Senate-amended H.R. 1319 (P.L. 117-2) known as the American Rescue Plan Act (hereinafter "ARPA"); and

WHEREAS, In Pub. Law. 117-2, Subtitle M, Sec. 9901, The American Rescue Act ("ARPA"), the US Congress allocated money to local government for various purposes; and

WHEREAS, on May 10, 2021, the U.S. Treasury issued the Interim Final Rule to implement ARPA in Title 31, Part 35 of the Code of Federal Regulations ("CFR"); and

WHEREAS, under ARPA Section 603 (c)(1)(A) and (3) and the Interim Final Rule 31 CFR 35.6(b)(7) recipients may use Coronavirus Local Fiscal Recovery ("CLFR") Funds to award grants to nonprofit organizations that are responding to the negative economic impacts of the COVID-19 public health emergency; and

WHEREAS, under ARPA Section 603 (c)(1)(A) and the Interim Final Rule 31 CFR 35.6(b)(7) and (12) recipients may provide CLFR Funds to programs or services to disproportionately impacted communities; and

WHEREAS, the City of Aurora (the "City") has received funds under ARPA and the City Council (the "Council") recognizes that helping local organizations and businesses working within the City is beneficial to the health, safety and welfare of the people in the City; and

WHEREAS, the City approved Resolution R2022-144 on July 25, 2022, to create a Food and Beverage Revitalization Program to assist in the recuperation of such businesses by using ARPA funds for the revitalization of food and beverage establishments across the City that provide food and/or beverage services for the citizens of Aurora; and

WHEREAS, the City has developed incentives through the Food and Beverage Revitalization Program for redevelopment of Aurora restaurant/bar spaces, located within Wards across the City; and

WHEREAS, Welsh Land and Cattle Co. (the "Subrecipient") is redeveloping the property located in Ward 3 at 800 S. Havana Street, Aurora, Colorado (the "Property") as a Latin Cuisine Empanadas & Sandwiches Restaurant; and

WHEREAS, the Subrecipient has requested funding for the completion of improvements to an Empanada & Sandwich Restaurant through the Food and Beverage

Revitalization Program that will create a destination within the Havana Business Improvement District and draw visitors to the area; and

WHEREAS, the City desires to disburse funds not to exceed \$132,000.00 from the Coronavirus State and Local Fiscal Recovery Fund (SLFRF) program authorized by the American Rescue Plan Act (ARPA) to administer the project and perform certain services; and

WHEREAS, Subrecipient has represented to the City that it is duly qualified, eligible and willing to undertake the Project and provide the services identified herein; and

WHEREAS, the City finds and determines that it is in the best interests of its citizens to provide the funds needed through grant agreements with local food and beverage outlets.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. The Aurora City Council finds that the Welsh Land and Cattle, Co. Latin Cuisine Empanadas & Sandwiches Restaurant meets the Food and Beverage Revitalization Program criteria.

Section 2. The Aurora City Council resolves to approve the funding for Welsh Land and Cattle, Co. to use the funds to establish a Latin Cuisine Empanadas & Sandwiches Restaurant, with ARPA funds to the Food and Beverage Revitalization Program in the amount of \$132,000.00 to operate at 800 South Havana Street, Aurora, CO 80012.

Section 3. All resolutions or parts of resolutions of the City in conflict herewith are rescinded.

RESOLVED AND PASSED this _____ day of _____, 2024.

MIKE COFFMAN, Mayor

ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:



RACHEL ALLEN, Client Group Manager

**RESTAURANT PROGRAM SUBRECIPIENT AGREEMENT
CORONAVIRUS STATE FISCAL RECOVERY - ARPA FUNDS
ASSISTANCE LISTING NUMBER (formerly CFDA): 21-027**

This Subrecipient Agreement entered into as of the _____ day of _____, 2024, by and between The City of Aurora, Colorado, a municipal corporation of the State of Colorado (the "City") and Welsh Land and Cattle Co ("Owner" or "Subrecipient"),

WITNESSETH:

WHEREAS, on March 11, 2021, President Biden signed the U.S. Senate-amended H.R. 1319 (P.L. 117-2) known as the American Rescue Plan Act (hereinafter "ARPA"); and

WHEREAS, In Pub. Law. 117-2, Subtitle M, Sec. 9901, (The American Rescue Act or "ARPA") the US Congress allocated money to local government for various purposes; and

WHEREAS, on May 10, 2021, the U.S. Treasury issued the Interim Final Rule to implement ARPA in Title 31, Part 35 of the Code of Federal Regulations ("CFR"); and

WHEREAS, under ARPA Section 603 (c)(1)(A) and (3) and the Interim Final Rule 31 CFR 35.6(b)(7) recipients may use Coronavirus Local Fiscal Recovery ("CLFR") Funds to award grants to nonprofit organizations that are responding to the negative economic impacts of the COVID-19 public health emergency; and

WHEREAS, under ARPA Section 603 (c)(1)(A) and the Interim Final Rule 31 CFR 35.6(b)(7) and (12) recipients may provide CLFR Funds to programs or services to disproportionately impacted communities; and

WHEREAS, the City desires to disburse funds from the Coronavirus State and Local Fiscal Recovery Fund (SLFRF) program authorized by the American Rescue Plan Act (ARPA) to the Subrecipient to administer the Project and perform certain services in connection therewith as set forth in this Agreement and in the Scope of Services attached hereto; and

WHEREAS, the City has developed incentives through the Restaurant Program for redevelopment of Aurora restaurant/bar spaces, located within Wards across the City, and

WHEREAS, the Subrecipient is redeveloping the property located in Ward 3 at 800 S Havana Street Aurora, Colorado (the "Property") as a Latin Cuisine Empanadas & Sandwiches Restaurant; and

WHEREAS, the Subrecipient has requested funding for the completion of a Latin Cuisine Empanadas & Sandwiches Restaurant improvements through the Restaurant Program that will create a destination within the Havana business Improvement District and draw visitors to the area; and

WHEREAS, Subrecipient has represented to the City that is duly qualified, eligible and

willing to undertake the Project and provide the services identified herein and in the Scope of Services attached hereto.

NOW, THEREFORE, the Parties hereby agree to the following:

Section 1. Definitions.

"**Agreement**" means this Agreement, as it may be amended or supplemented in writing. References to sections or exhibits are to this Agreement unless otherwise qualified.

"**City**" means the City of Aurora, Colorado, a municipal corporation of the State of Colorado.

"**Eligible Expenses or Reimbursements**" are approved categories of potential cost Items needed for the completion of the Project and funded by the Project Funds as spelled out In Section 4 of this Agreement and approved by the City as an authorized expense.

"**Leasehold Improvements**" means additions, alterations, remodeling, or renovations done as real property permanent or affixed Improvements on the Property.

"**On Premises**" means inside the building or within the legal property boundary of the Property.

"**Operating Years**" means any year(s) where an approved Latin Cuisine Empanadas & Sandwiches Restaurant is open for business at the Property after the completion of the Project per the terms of the Agreement.

"**Parties**" mean the City and the Subrecipient.

"**Project**" means all improvements, renovations, and redesign of the current building and site located on the Property needed to upgrade the Property to house a Latin Cuisine Empanada & Sandwich Restaurant, including all fixtures, decor, and equipment per the renderings and preliminary plans submitted and presented to the City for the Restaurant Program.

"**Project Budget**" means a master budget approved by the City and the Landlord for the work needed to complete the Project.

"**Project Funds**" are the sources of funding and financing the completion of The Project per the terms of this Agreement between the City and the Subrecipient.

"**Property or Building**" means the building currently located at 800 S Havana Street, Aurora, CO to be converted into a Latin Cuisine Empanada & Sandwich Restaurant [**See Attachment A- Floor Plan.**]

"**Tenant**" means the retail business Orejano Casual Latin Cuisine / Orejano Corporation that will occupy 800 S Havana Street, Aurora, CO for a minimum of 10 years and per the approval of the City. Fully functioning and operating Latin Cuisine Empanada & Sandwich Restaurant tenant, shall mean that the tenant is required to be open to the public and operating for a minimum of 45 hours per week between 11:00 AM and 8:00 PM.

"**Tenant Build-Out**" means the Tenant contribution to finish out the space Including decor, design, and non-leasehold equipment and fixtures.

Section 2. Scope Of Services.

The purpose of this Agreement is to provide funding for the redevelopment and approved improvements undertaken by the Subrecipient for the conversion of the Property into a Latin Cuisine Empanadas & Sandwiches Restaurant pursuant to the terms and conditions of this Agreement.

Subrecipient agrees to satisfactorily perform and complete the Project, all items of work, and furnish all labor and materials encompassed within or reasonably necessary to accomplish the tasks and functions described herein within Sections 3 – 6 and attached hereto as Attachment A and Exhibits B/C and incorporated herein by reference, in full compliance with all provisions of this Agreement.

Section 3. Grant and Method of Payment.

The City will provide a grant through the Restaurant Program payable to the Subrecipient (and/or their assigns) for costs for eligible work completed to improve the Property for the purpose of converting the existing building into a Latin Cuisine Empanada & Sandwich Restaurant.

(a) City will pay to Subrecipient an amount up to that specified in subparagraph (c) of this paragraph as full compensation for all services and work to be performed or undertaken by Subrecipient under this Agreement. Payment of funds to Subrecipient is subject to all the following requirements, which shall be conditions precedent to payment:

- (i) Subrecipient has spent funds for eligible approved expenditures.
- (ii) Subrecipient is not in default of any material provision of this Agreement nor applicable law or regulation.
- (iii) Subrecipient submits timely requests for payment or reimbursement detailing the eligible payment or reimbursement items in a format approved by City; and
- (iv) Subrecipient certifies with each payment or reimbursement request compliance with the requirements identified in Exhibit "C" and that all expenditures for which reimbursement is sought were made for and in furtherance of the approved Project and are an eligible use of federal assistance under ARPA and federal regulations.

(b) Payment hereunder is also subject to and may only be disbursed in accordance with applicable Federal regulations including but not limited to those at 31 CFR Part 35, as presently promulgated and as same may be revised from time to time in the future, all other terms of this Agreement, and any special provisions in the Scope of Services. All payments received by Subrecipient hereunder are subject to repayment by Subrecipient as provided in 31 CFR Part 35.

(c) The aggregate of all payments made hereunder shall not exceed **One Hundred and Thirty-Two Thousand Dollars (U.S. \$132,000.00)**.

(d) Upon expiration of the term of this Agreement or upon any prior termination,

Subrecipient shall transfer to City any funds provided hereunder which are on hand at the time of expiration or termination.

(e) If Subrecipient closes the business or changes its use without City approval, except as stated in Section 31, in the first year of the validity of this agreement, the City shall request reimbursement of the **One Hundred and Thirty-Two Thousand Dollars (U.S. \$132,000.00)**.

(f) If Subrecipient closes the business or changes its use without City approval, except as stated in Section 3, any subsequent year after year one, the City shall request a reimbursement of the **One Hundred and Thirty-Two Thousand Dollars (U.S. \$132,000.00)** minus a ten percent (10%) discount for every full year that the business remains in operation as follows:

<u>Years</u>	<u>Balance to be returned to the City</u>
Year 1	\$ 132,000
Year 2	\$ 118,800
Year 3	\$ 105,600
Year 4	\$ 92,400
Year 5	\$ 79,200
Year 6	\$ 66,000
Year 7	\$ 52,800
Year 8	\$ 39,600
Year 9	\$ 26,400
Year 10	\$ 13,200

Section 4. Budget.

Work by the Subrecipient must be completed within a City approved budget for the program funds and must provide documentation and lien waivers for payment of all program work completed.

Section 5. City Eligible Reimbursements.

The following improvements are eligible for 100% reimbursement as part of the City's responsibilities per the approved project and Restaurant Program's goals and guidelines. These items and/or installation shall be completed as part of the approved expenses and improvement costs needed to create the new Latin Cuisine Empanada & Sandwich Restaurant and related upgrades including infrastructure, design and mechanicals budgeted for the Project. All approved expenses related to the construction of an approved Latin Cuisine Empanada & Sandwich Restaurant (the "Project") per this Agreement as approved by the City would be eligible for reimbursement per the terms set forth in this agreement. Eligible expenses are for the space, unless otherwise designated, and can include, but are not limited to the items identified in Exhibit B/C and referenced as the Column "Potential Aurora Eligible Reimbursement Costs".

Section 6. Subrecipient Project Costs/Responsibilities.

The Subrecipient is responsible for completing all improvements needed for the completion of the Project. These items and/or installations shall be done as part of the approved Subrecipient's scope of work and should include all improvement costs needed to create the Latin Cuisine Empanada & Sandwich Restaurant and bring the space up to City standards and occupancy requirements. Eligible Subrecipient expenses are for space, unless otherwise designated, and can include, but are not limited to the items identified in Exhibit B/C and referenced as the Column "Potential Aurora Eligible Reimbursement Costs".

Section 7. Ineligible City Reimbursements.

The following are not subject to reimbursement by the City for this Agreement but may be required for the completion of the Project either by the Subrecipient and/or the Tenant:

- o Decor- Interior design & Installation.
- o Interior Design Finishes / Wall / Ceiling / Floor
- o Bar and Bar Equipment.
- o Exterior and Interior light fixtures.
- o Exterior Storefront, including but not limited to, design, lighting, windows and doors. (Except as noted in Attachment B)
- o Exterior sign(s)
- o Exterior seating, tables & fixtures.
- o Kitchen equipment (other than those declared eligible in Attachment B.)
- o Bathroom decor
- o Demolition
- o Fixturing (tables, chairs, & like Items relegated to the operation of this establishment)
- o Kitchen and dining utensils and cookware
- o Liquor license
- o Perishable Inventory & food
- o Personnel or staffing related items or expenses
- o Marketing or advertising costs
- o Travel or entertainment expense
- o Any administrative expenses

Section 8. Funding and Payment Obligations.

The funding for the completion of the Project shall include responsibilities and payments from the City, and Subrecipient per the approved Project Budget including work to be completed by all parties, including the Subrecipient's Tenant whose work and responsibilities are not necessarily covered within this Agreement. Funding sources include:

- The City's work for the Project shall not exceed a total budget of **One Hundred and Thirty-Two Thousand Dollars (U.S. \$132,000.00)** in Restaurant

Program funding. This will cover the City's scope of work as defined in Sections 2 – 5 and Exhibits A and B/C as Eligible Expenses.

- Any expenses submitted for approved expenses which exceed the City's maximum contribution, or any ineligible expenses shall be paid by the Subrecipient based on their obligations per this Agreement or the Tenant lease.
- The Subrecipient and any Tenant must complete the Project as proposed, agreed upon, and approved by the City.
- All construction expenses shall be paid and approved per the terms of this Agreement.

Section 9. Subrecipient's Construction Requirements & Construction Responsibilities.

The Subrecipient will manage the completion and construction of the Project on behalf of all parties and must complete the project as proposed and agreed upon by the parties. The City shall approve all expenditures made in the process of completing the Project.

The Subrecipient shall be responsible for the oversight of all the Project's design, construction and its timely completion, plus the quality of the finished product, including all construction-related activities and costs for the Project with the approval of the City. The City shall pay 100% of any approved Restaurant Program costs listed in Exhibit B/C (referenced as Column "Potential Aurora Eligible Reimbursement Costs") *as they are spent and completed* or upon reaching the maximum budget of **One Hundred and Thirty-Two Thousand Dollars (U.S. \$132,000.00)**

The Subrecipient shall pay for all approved construction expenses and obtain all lien waivers or certifications required by the City before submitting any request for payment of any authorized eligible work completed for the Project. Bills may be submitted once per month to the City for payment. The City shall then reimburse the Contractor directly or the Subrecipient for any approved work completed for the submitted expenses per normal City disbursement policy. Project funds shall be made available to the Subrecipient subject to the terms and conditions of this Agreement, and documentation evidencing the propriety of the proposed use of funds with each draw request.

In addition to design & construction drawings, permits, and licenses related to the build out of the space, the Subrecipient shall submit bid line items and a construction budget to the City for review. Eligible costs must be approved by the City to be considered reimbursable from the Program.

The City shall have the right to approve the design of the building and restaurant designs before the start of and during construction. All final construction plans must be officially approved per the approval requirements, regulations and laws of the City and the State of Colorado.

Section 10. Bid Requirements.

The Subrecipient shall provide documentation verifying that the costs for any work or repairs have been competitively negotiated. All contractors must be certified to work in Aurora and be approved by the City. The Subrecipient shall have the right to choose the contractor. The

Subrecipient shall be responsible for acquiring lien waivers from each contractor and wage rates for the contractor's employees for all portions of the Project. The Subrecipient will be responsible for any claims or repayment of any legally sustained requirements resulting from any lien action. The City may withhold payment until the Subrecipient, and/or the contractor provide lien waivers on the work completed by all subcontractors for the work subject to reimbursement by the City.

Section 11. Property of the Subrecipient.

Any leasehold or fixed improvements reimbursed by the City will become the property of the Subrecipient at the end of the term of this Agreement. The Subrecipient is responsible for the upkeep and maintenance of all leasehold improvements which are installed or repaired in the building so that all warranties are kept current, not in default in any manner, and suggested maintenance is done in a timely basis to keep the equipment in good working order. The Subrecipients' obligations for upkeep and maintenance may become the responsibility of a Tenant pursuant to the terms of any lease between Landlord and a tenant. Failure to comply by either the Landlord or the Tenant with upkeep and maintenance shall cause the Subrecipient to be responsible for the reimbursement to the City for either the repairs or for the item's amortized cost.

Section 12. City Project Manager.

The City, through its Business Development and Redevelopment Manager, shall have the right to designate an individual to manage and supervise the project for all City funded parts of the work. City shall have the right to monitor and evaluate the progress and performance of Subrecipient to assure that the terms of this Agreement are being satisfactorily fulfilled in accordance with City's and other applicable monitoring and evaluation criteria and standards. City may at least quarterly review Subrecipient's performance using on-site visits, progress reports required to be submitted by Subrecipient, audit findings, disbursements transactions, and contact Subrecipient as necessary. Subrecipient shall furnish the City quarterly program and financial reports of its activities in such form and manner as may be requested by the City. Subrecipient shall fully cooperate with the City in relation to monitoring, evaluation, and audits.

Section 13. Subrecipient Warranties and Representations. Ten Year Operating Requirement.

The Subrecipient will guarantee a fully functioning and operating Latin Cuisine Empanada & Sandwich Restaurant tenant for the building for a minimum of ten (10) years. Noncompliance with this provision of the agreement shall constitute an event of default, that shall require cure, or will result in termination of the agreement and repayment of funds spent by the City as specified in Section 3.

Section 14. Subrecipient's Contribution.

The Subrecipient shall contribute a minimum of \$264,000.00 (Two Hundred and Sixty-Four Thousand Dollars) towards the construction and conversion of the building into a Latin Cuisine

Empanada & Sandwich Restaurant per the designs and plans submitted to and approved by the City and defined as the Project. Any funds remaining upon completion of the Subrecipient's responsibilities under Section 9 shall be remitted to the Subrecipient upon Project completion,

Section 15. Opening Deadline.

The Subrecipient shall be responsible for the remodel of the building. All work on the Project will be completed no later than **April 15, 2025**. Any change to this deadline must be approved by the City. Failure to comply in a timely manner on the obligations of this Agreement will cause obligations of the City in the Agreement to be null and void with the Subrecipient to repay the City for any monies expended to date of notice and pursuant to the terms hereof.”

Section 16. Replacement Tenant.

The Subrecipient shall give the City the right to approve all prospective replacement tenants for use and viability if the Tenant closes during the first ten (10) years of the leasable life of the building post renovation and this Agreement.

Section 17. City Approval rights for Replacement or Change in Design.

The City shall also have the right to approve the design of any physically substantial changes in design by the Subrecipient or tenant in future, as well as the approval of any replacement retail and restaurant uses for the building before the start of construction and submittals of formal plans.

Section 18. Change of Ownership Requirements.

In the event that the Subrecipient sells the Property before the first ten (10) operating years of the Latin Cuisine Empanada & Sandwich Restaurant are complete, any new Subrecipient must be approved in writing by the City and the new Owner shall be obligated to all terms of this Agreement or the Subrecipient shall pay the City the unamortized value of the actual reimbursements of the leasehold improvements placed in the building for the time left per the terms of the Agreement. This shall not include transfers within the family but will be enforced if that or any family entity sells the property within the 10-year operation period.

The Subrecipient shall inform the City in writing, thirty (30) days prior to any proposed sale, transfer, conveyance, exchange, or entry into any lease agreement which involves the property acquired with City or Restaurant Program funds.

Section 19. Term.

This Agreement shall become effective upon the date of last signature of the Parties and shall remain effective for fifteen years from the date of issuance of the certificate of occupancy for the Latin Cuisine Empanada & Sandwich Restaurant. Each party agrees to give the other the right to act towards the completion of the Project while the full execution of the Agreement takes place. The term of the Project shall be from the date this Agreement. The Project will be completed no later than April 15, 2025, unless this Agreement is sooner terminated as herein provided.

Section 20. Accounting.

The Subrecipient shall keep accurate books and records of accounts in accordance with generally accepted accounting principles. Subrecipient shall record all expenditures made and all costs and liabilities incurred utilizing the Restaurant Program or Project funds. The aforementioned accounts and all project records shall be made available upon request by the City. All books and records of accounts must be retained for five (5) years from the date of this Agreement.

Subrecipient shall maintain records as to all improvements completed, reimbursable expenses incurred in constructing the Project and complete accounting records. Accounting records shall be kept on a generally recognized accounting basis and as requested by any representee of the City. Subrecipient agrees to comply with all applicable uniform administrative requirements described or referenced in 31 CFR 35. The Compliance Provisions attached as Exhibit "B" hereto are made a part of this Agreement and Subrecipient agrees to perform and comply with same. The City, Comptroller General of the United States, the Inspector General of the U.S. Treasury and any of their authorized representatives, shall have the right to inspect and copy, during reasonable business hours, all books, documents, papers and records of the Subrecipient which relate to this Agreement for making an audit or examination. Upon completion of the work and end of the term of this Agreement, the City may require copies of all Subrecipient's financial records relating to this Agreement to be turned over to City.

Section 21. Compliance with Law.

The Subrecipient shall comply with all federal, state, and local laws, rules, and regulations. Subrecipient agrees to execute and abide by the certifications contained in Exhibit "E" hereto, and Subrecipient's application for ARPA funds, both of which are hereby made a part of this Agreement. In the event of any conflict between the terms of this Agreement and Subrecipient's Application, this Agreement shall control.

Section 22. Assignment.

The Subrecipient shall not assign or transfer any interest in this Agreement without the prior written consent of the City. Any assignment or attempted assignment made in violation of this provision shall, at the City's election, be deemed void and of no effect whatsoever.

Section 23. No Agency.

The Subrecipient and any of its personnel operating under the terms of this Agreement are not to be considered agents or employees of the City for any purpose and are not entitled to any of the benefits that the City provides for the City's employees.

Section 24. Indemnification.

The Subrecipient hereby covenants and agrees to, and does hereby, indemnify, hold harmless, and defend the City, its elected and appointed officials, agents, and employees, from and against and all claims for injuries or damages to persons or property of whatsoever kind or character,

whether real or asserted, arising out of this Agreement for the Project activity to be performed hereunder. The Subrecipient hereby assumes all liability and responsibility for injuries, claims or suits for damages to persons or property of whatsoever kind or character, whether real or asserted, arising out of the performance of this Agreement.

Pursuant to Colorado Constitution Article XI, Sections 1 and 2 the City shall not indemnify or hold harmless Subrecipient, or any party related or operating under this Agreement with or without the City's consent. No provision in this Agreement shall limit or set the amount of damages available to the City to any amount other than the actual direct and indirect damages to the City, regardless of the theory or basis for such damages. Any provision included or incorporated herein by reference which purports to negate this provision in whole or in part shall not be valid or enforceable or available in any action at law or equity, whether by way of complaint, defense, or otherwise. Any provision rendered null and void by this provision shall not invalidate the remainder of the Agreement.

Section 25. Termination.

The City may suspend and/or terminate this Agreement if the Subrecipient fails to comply with any material term or condition of the award of any City related Project or Program funds. The City may suspend and/or terminate payment of funds for the Project Activity In whole, or in part, for cause. "Cause" shall include but not be limited to the following:

- o Improper use of Program or Project Funds.
- o Failure to comply with any material term and/or condition of this Agreement or to perform the Project activity as described in this Agreement.
- o If, for any reason, the carrying out of the Agreement is rendered impossible or Infeasible, including if the source of the Funding should be eliminated before disbursal; and
- o Failure to comply with any applicable local, state, and federal laws and regulations.

Section 26. Cure.

The Subrecipient agrees to cure any issue of noncompliance or event of default upon receiving written notification of such issue or event. If the City withholds disbursement of City funds, it shall advise the Subrecipient in writing and, in the case of suspension, specify any actions that must be taken as a condition precedent to the resumption of payments and a reasonable date for compliance therewith.

Section 27. Withholding of funds.

The City may suspend and/or terminate payment of funds for the Project Activity in whole, or in part, which may include but not be limited to the following:

- o Written agreement between the City and the Subrecipient.
- o Written notification from the Subrecipient to the City.
- o A material breach of this Agreement by the Subrecipient. And,

- o A determination by the City that all or any portion of the City program funds awarded to the Subrecipient remaining unpaid will not accomplish the purpose for which such Restaurant Program funds were granted.

Section 28. Use of Property Requirement.

Any real property that is acquired or improved in whole or in part with City Project funds must meet the following:

The Subrecipient agrees to use any real property acquired or improved for the original authorized purpose as set forth within this Agreement for this time period and shall not dispose of or encumber its title or other interests therein.

Section 29. Nondiscrimination.

The Subrecipient shall not discriminate against any employee, applicant for employment, contractor, or subcontractor because of race, color, religion, creed, age, gender, gender identity, gender expression, national origin, disability, or veteran status. Owners may be subject to denial, suspension, or termination of reimbursement funding for acts of discrimination.

The Subrecipient shall not discriminate against anyone on the Property because of race, color, religion, creed, gender, gender identity, gender expression, national origin, age disability, sexual orientation or veteran status in landlord and tenant services, activities, accommodations, or facility use. The Subrecipient shall adhere to and assure that employment and activity programming are conducted such that all individuals and groups, clients, participants, and/or employees will be treated equally. The Subrecipient may be subject to loss of funding, reimbursement of funds allocated, or denial of future funds for discrimination.

Section 30. Change of Use or Sale of Premises.

The Subrecipient shall not change the use or planned use of any such acquisition, including the beneficiaries of such use, from that for which the acquisition or related improvement was made unless the City is notified and approves such use change in advance and in accordance with this Agreement which approval shall not be unreasonably withheld by the City.

The Subrecipient shall inform the City in writing, thirty (30) days prior to any proposed sale, transfer, conveyance, exchange, or entry into any lease agreement which involves the property acquired with City or Restaurant Program funds.

The Subrecipient agrees to maintain a good appearance of the acquired property and further agree to maintain the property in such condition so as to comply with all applicable local laws and ordinances and generally recognized business practices applicable to the Subrecipient's business.

Section 31. Force Majeure.

No Party shall be liable or responsible to the other Party, nor be deemed to have defaulted under or breached this Agreement, for any failure or delay in fulfilling or performing any term of this Agreement (except for any obligations to make previously owed payments prior to any event of Force Majeure, to the City hereunder) when and to the extent such failure or delay is caused by or results from acts beyond the control of the party impacted by the force majeure described herein, including, without limitation, the following force majeure events that frustrates the purpose of this Agreement: (a) acts of God; (b) flood, fire, earthquake or explosion; (c) war, invasion, hostilities (whether war is declared or not), terrorist threats or acts, riot or other civil unrest; (d) government order or law; (e) actions, embargoes or blockades in effect on or after the date of this Agreement; (f) action by any governmental authority; (g) national or regional emergency; (h) strikes, labor stoppages or slowdowns or other industrial disturbances; (i) epidemic, pandemic or similar influenza or bacterial infection (which is defined by the United States Center for Disease Control as virulent human influenza or infection that may cause global outbreak, or pandemic, or serious illness); (j) emergency state; (k) shortage of adequate medical supplies and equipment; (l) shortage of power or transportation facilities; and (m) other similar events beyond the reasonable control of the Impacted Party.

Section 32. Notices.

All notices, certificates, reports, or other communications hereunder shall be deemed given when personally delivered, or after the lapse of five (5) business days following their mailing by registered or certified mail, return receipt requested, postage prepaid, addressed as follows:

To the City:

City of Aurora, Colorado
15151 East Alameda Parkway
Aurora, Colorado 80012
Attention: Development Services Manager

With a copy to:

City of Aurora, Colorado
City Attorney's Office
15151 East Alameda Parkway
Aurora, Colorado 80012
Attention: City Attorney

To Subrecipient:

Donovan Welsh
Welsh Land and Cattle Co
805 South Havana Street
Aurora, Colorado 80012

The persons signing this Agreement on behalf of Subrecipient represent and warrant that such persons and Subrecipient have the requisite power and authority to enter, execute and deliver this Agreement and that this Agreement is a valid and legally binding obligation of Subrecipient enforceable against Subrecipient in accordance with its terms.

IN WITNESS, WHEREOF, the Subrecipient and the City have executed this Agreement as of the date first above written and under the laws of the State of Colorado.

CITY OF AURORA, COLORADO

SUBRECIPIENT

JASON BATCHELOR,
City Manager

By: 
DONOVAN WELSH/WELSH LAND AND CATTLE CO

Title: President.

APPROVED AS TO FORM:


RACHEL ALLEN, Client Group Manager

Attachment A Floor Plan / Site Plan

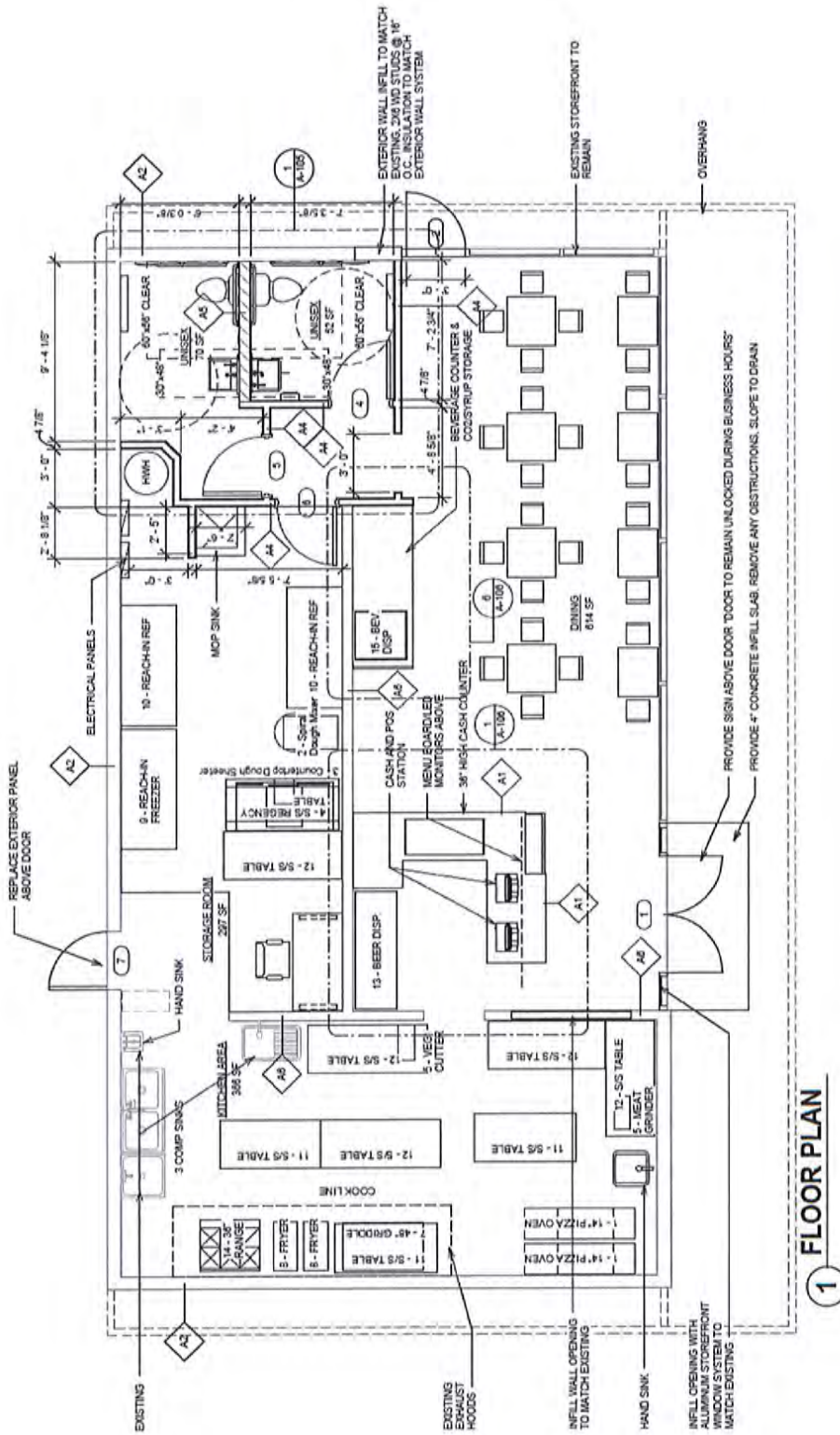


Exhibit B/C Project Costs Breakout

Building Owners Name: Welsh Land and Cattle Co.			
Building Address: 800 S Havana St			
City & State: Aurora CO			
A	B	C	Potential Aurora Eligible Reimbursement Costs
Item No:	Description of Work	Scheduled Value	
Division 1 - General Conditions			
1	General Conditions	62,036.00	\$0.00
Divisions 2-16			
2	Demo	15,681.60	\$0.00
3	Concrete	8,661.60	\$8,661.60
5	Misc. Metals	9,504.00	\$9,504.00
6	Millwork	30,111.00	\$0.00
7	Roof Patch (Allowance)	1,500.00	\$1,500.00
6	Doors Frames & Hardware	12,768.84	\$0.00
9	Rough Carpentry & Soffit Repair	5,620.00	\$0.00
9	Drywall framing	16,416.00	\$0.00
9	Acoustical Ceilings	6,663.60	\$0.00
9	Painting	11,188.80	\$0.00
9	Counter tops	12,015.00	\$0.00
13	Specialties	4,644.00	\$0.00
14	Equipment -Hood certification	10,350.60	\$10,350.60
8	Glazing/ Storefronts	23,954.40	\$0.00
2	Grease Trap	19,062.00	\$19,062.00
25	Plumbing Rough In	26,913.60	\$26,913.60
26	Plumbing Fixtures & Trim	11,534.40	\$0.00
22	Mechanica IRough In	52,573.00	\$52,573.00
23	Mechanical Fixtures & Trim	22,531.28	\$0.00
28	Electrical Rough In	46,342.80	\$46,342.80
29	Electrical Fixtures & Trim	19,861.20	\$0.00
64			\$0.00
75			\$0.00
76			\$0.00
77			
78	Sub Totals	429,933.72	\$174,907.60
79	G.C. Fee @ 7%	30,353.32	\$0.00
81	**G.C. Contingency @ 3.5%	16,110.05	\$0.00
82	Contract Sum	476,397.09	\$0.00
Building Owners Construction Cost		\$476,397	
Potential Aurora Eligible Reimbursement Amount - Subject to Tenant Work Contribution Minimum			\$174,908
Tenant's Cost contribution from Tenant Worksheet		\$131,340	
Aurora Eligible Reimbursement Amount - Lesser of Potential Aurora Reimbursement Amount and Tenants Work Cost Contribution			\$131,340.00

Exhibit B/C Project Costs Breakout

Empanadas Restaurant Tenant Cost Estimate 5/6/2024		
LOCATION: 800 S. Havana, Aurora Colorado		
Item No.	Description	Cost
1	Floor Prep	\$9,100.00
2	LVT at Dining room	\$2,750.00
3	Floor adheive	\$1,000.00
4	Restroom wall tile	\$6,200.00
5	Restroom floor tile	\$1,840.00
6	Floor sealer	\$4,000.00
7	Metal base	\$1,500.00
8	Wood tile at counter	\$2,000.00
9	Counter tops	\$1,050.00
10	Paint	\$700.00
11	Kitchen Equipment	\$42,300.00
12	Freezer	\$35,000.00
13	Dining room FF & E	\$5,000.00
14	Patio FF& E	\$7,500.00
15	POS	\$2,600.00
16	Patio/shade structure	\$3,800.00
	Misc.	\$5,000.00
	Subtotal	\$131,340.00
Total Tenant's Work Estimated Cost		\$131,340.00

EXHIBIT D
COMPLIANCE PROVISIONS INCORPORATED
IN THE SUBRECIPIENT AGREEMENT

1. An accounting system using the accrual basis of generally accepted accounting principles which accurately reflects all costs chargeable (paid and unpaid) to the Project is mandatory. A receipts and disbursements ledger must be maintained. A general ledger with an income and expense account for each budgeted line item is necessary. Paid invoices revealing check number, or electronic funds transfer confirmation, date paid, and item is necessary. Similarly, cash receipts for the payment of wages are mandatory. Paid invoices revealing check number, or electronic funds transfer confirmation, date paid, and evidence of goods or services received are to be filed per the expense account they were charged. The City must review and approve your account system and internal controls prior to the release of funds.

2. There is no flexibility regarding budgets. Line items may be changed only by the City's written concurrence of a budget amendment.

3. Eligible expenses are those considered reasonable and necessary costs for the efficient operation of the Project as determined by the City. All costs must be budgeted items. Request for advance or reimbursements of expenses must be accompanied by:

A. Original invoice marked with funding source

B. Detailed listing of each expense showing:

- 1) recipient
- 2) brief description of purchase
- 3) amount with method of computation detailed
- 4) how expense meets program goal per approved proposal

Cost Summary must be submitted monthly to reflect entries through the closing date for the books (indicate Closing Date on Cost Summary).

4. The City shall not be obligated to any third-party contractors of the Subrecipient. The subrecipient is further cautioned against obligating funds beyond the contract date of the agreement between the City and the Subrecipient.

5. The Subrecipient will furnish the City such statements, records, data, and information, and permit such interviews with personnel as the City may request to effectively monitor and evaluate the project.

6. City auditors will periodically make interim audits and may, upon completion of the Project, make a final audit.

7. All records must be retained by the Subrecipient for a period of three years following the

last day of the Agreement. (Cost summary reports must reflect actual general ledger balances.)

EXHIBIT E CERTIFICATIONS

Subrecipient hereby certifies that the grant will be conducted and administered in compliance with:

(1) Title VII of the Civil Rights Act of 1964 (Pub. L. 88-352; 42 U.S.C. 2000d, et seq.) and implementing regulations issued at 24 CFR Part 1;

(2) Title VIII of the Civil Rights Act of 1968 (Pub. L. 90-284; 42 U.S.C. 3601, et seq.), as amended; and that the grantee will administer all programs and activities related to housing and community development in a manner to affirmatively further fair housing;

(3) Section 109 of the Housing and Community Development Act of 1974, as amended; and the regulations issued pursuant thereto;

(4) Section 3 of the Housing and Urban Development Act of 1968, as amended;

(5) Executive Order 11246, as amended by Executive Orders 11375 and 12086, and implementing regulations issued at 41 CFR Chapter 60;

(6) Executive Order 11063, as amended by Executive Orders 12259, and implementing regulations at 24 CFR Part 107;

(7) Section 504 of the Rehabilitation Act of 1973 (Pub. L. 93-112), as amended, and implementing regulations when published for effect;

(8) The Age Discrimination in Employment Act of 1975 (Pub. L. 94-135), as amended, and implementing regulations when published for effect;

(9) The Subrecipient, as applicable to a governmental or nongovernmental agency, shall comply with the requirements and standards of 2 CFR Chapter I, and Chapter II, Parts 200, 215, 220, 225 and 230, "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards" aka "Super Circular"; and shall comply with applicable sections of 79 FR 75871 "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments".

(10) Executive Order 11988 relating to the evaluation of flood hazards and Executive Order 11288 relating to the prevention, control and abatement of water pollution;

(11) The flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234);

(12) The applicable regulations, policies, guidelines and requirements of OMB Circular Nos. A-102, Revised, 24 CFR 85 and Subpart J of 24 CFR 570, A-87, A-110, A-122, A-128 and A-133 as they relate to the acceptance and use of federal funds under this federally assisted program;

(13) The Clean Air Act (42 U.S.C. 7401 et seq.) as amended; particularly section 176 (c) and

(d) [42 U.S.C. 7506 (c) and (d)];

(14) The Safe Drinking Water Act of 1974 (42 U.S.C. 201, 300 (f) et.seq., and 21 U.S.C. 349) as amended; particularly section 1424 (e) (42 U.S.C. 300 (h)-303 (e));

(15) The Endangered Species Act of 1973 (16 U.S.C. 1531 et. Seq.) as amended; including but not limited to section 7 (16 U.S.C. 1536) thereof;

(16) The Reservoir Salvage Act of 1960 (16 U.S.C. 469 et.seq.); particularly section 3 (16 U.S.C. 469a-1); as amended by the Archeological and Historical Preservation Act of 1974;

(17) Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 et.seq.) as amended; particularly sections 102(a) and 202(a) [42 U.S.C. 4012a(a) and 4106(a)];

(18) Executive order 11990, Protection of Wetlands, May 24, 1977 (42 FR 26961 et. Seq.); particularly sections 2 and 5;

(19) Lead-Based Paint Poisoning Prevention requirements of 25 CFR Part 35 issued pursuant to the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4821 et.seq.);

(20) The National Historic Preservation Act of 1966 (16 U.S.C. 470 et seq.) as amended; particularly section 106 (16 U.S.C. 470f); and

(21) Executive Order 11593, Protection and Enhancement of the Cultural Environment, May 13, 1971 (36 FR 8921 et seq.); particularly section 2(c).

(22) Construction work financed in whole or in part with federal funds is subject to the prevailing wage requirements of the Davis-Bacon Act (29 CFR, Parts 3 and 5), the Copeland Act (29 CFR Part 3), and the Contract Work Hours and Safety Standards Act (Public Law 91-54, 83 Stat. 96). When a project meets this applicability requirement, the labor standards provision of the HUD 4010 and the DavisBacon Wage Decision issued for the project will be incorporated into this contract document and shall be incorporated into all construction contracts and subcontracts of any tier thereunder.

(23) No ARPA funds may be spent for lobbying purposes and payments from other sources for lobbying must be disclosed (24 CFR Part 87).

(a) No federally appropriated funds have been or will be paid, by or on behalf of subrecipient, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.

(b) If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, 14 a Member of Congress, an officer or employee of Congress, or an employee of a Member of

Congress in connection with this federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(24) Where asbestos is present in property undergoing rehabilitation, Federal requirements apply regarding worker exposure, abatement procedures and disposal. (CPD-90-44 EPA/OSHA).

EXHIBIT F
INSURANCE REQUIREMENTS

During the term of this Agreement and until final acceptance by the City of all work covered by the Agreement, Subrecipient performing services under this Agreement shall provide, pay for and maintain in full force and effect the types and minimum limits of insurance, as indicated below, covering the Subrecipient, their employees, subcontractors or representatives, along with: the activities of any and all subcontractors retained by the Subrecipient or Subcontractors, the activities of anyone employed by any Subrecipient, Subcontractors, their representatives or anyone for whose acts they may be liable.

Commercial General Liability Insurance. Subrecipient shall maintain commercial general liability insurance covering all operations by or on behalf of Subrecipient on a per occurrence basis against claims for personal injury (including bodily injury and death) and property damage (including loss of use). Coverage will include, if appropriate for the scope of services: Products and Completed Operations, Contractual Liability and a Waiver of Subrogation. The City, its elected and appointed officials, employees, agents and representatives shall be named as Additional Insureds by endorsement.

Minimum limits:

\$1,000,000 each occurrence
\$2,000,000 general aggregate
\$2,000,000 products and completed operations.

Commercial Automobile Liability Insurance. Subrecipient shall maintain business automobile liability covering liability arising out of the operation of any vehicle (including owned, non-owned and hired vehicles) with minimum limits of \$1,000,000 combined single limit each accident, naming the City as an Additional Insured by endorsement.

Workers' Compensation and Employers Liability Insurance. Subrecipient shall maintain Worker's Compensation Insurance with limits in accordance with the provisions of the Workers' Compensation Act, as amended, by the State of Colorado. Additionally, Subrecipient shall maintain Employers Liability Insurance with minimum limits of \$500,000 bodily injury for each accident, \$100,000 bodily injury by disease each employee and \$500,000 bodily injury disease aggregate. If Subrecipient does not have employees, Subrecipient will provide a written statement indicating that it has no employees and is not subject to the provisions of Colorado Workers' Compensation Act.

If Subrecipient engages services of a subcontractor, Subrecipient is responsible for verifying that the subcontractor's insurance meets the insurance requirements set forth above and that it is in effect prior to and throughout performance of work under this agreement. Any subcontractor who ceases to provide insurance coverage as set forth above must be removed from the project until such time that insurance coverage can be verified as in full force and effect.

Limits of Insurance. The total limits of general and excess liability insurance set forth above may be provided to the City using a combination of primary and excess liability insurance.

Additional Insured and Waiver of Subrogation. Subrecipient shall name the City of Aurora, its elected and appointed officials, employees, agents and representatives as additional insureds by endorsement and provide a waiver of subrogation for the Commercial General Liability and Auto Liability insurance policies. The certificate of insurance will include these specific requirements along

with a copy of the relevant endorsements.

Certificates of Insurance. Upon the execution of this Agreement, Subrecipient shall provide certificates of insurance to the City demonstrating that at the minimum coverages required herein are in effect. Subrecipient agrees that the required coverage will not be reduced, canceled, non-renewed or materially changed without Thirty (30) days prior written notice to the City. All certificates of insurance must be kept in force throughout the duration of the services. If any of Subrecipient's or its subcontractor's coverage is renewed at any time prior to completion of the services, Subrecipient shall be responsible for obtaining updated insurance certificates for itself and such subcontractor from the respective insurance carriers and forwarding the replacement certificates to the City within five (5) days of the expiration date of any previously delivered certificate.

The minimum A.M. Best rating of each primary insurer shall be A- VIII and the minimum A.M. Best rating of each excess insurer shall be A- VII. The Subrecipient shall provide copies of insurance policies to the City Risk Manager upon request.

Any of the minimum limits of insurance set out herein may be raised or lowered at the sole discretion of the Risk Manager for the City in response to the particular circumstances giving rise to the contract. **Subrecipient's policy will be primary and non-contributory with respect to any and all insurance policies purchased by the City.**

In the event that the contract involves professional or consulting services, in addition to the aforementioned insurance requirements, the contract shall also be protected by a Professional Liability Insurance policy as set forth below:

Professional Liability Insurance. Subrecipient shall maintain professional liability insurance with minimum limits of One Million Dollars (\$1,000,000), covering those claims which arise out of the negligent acts or omissions of the Subrecipient, its Subcontractor and any other parties for whom it may be liable including without limitation, bodily injury, personal injury, property damage and including a contractual liability endorsement specifically applicable to the insurable indemnity obligations set forth herein which Professional Liability Insurance shall be carried on a claims-made basis maintained in full force and effect for the term of this Agreement and, to the extent possible, for a minimum period of Three (3) years after the completion of any and all of Subrecipient's Services hereunder. Any retroactive date or prior acts exclusion to which such coverage is subject shall pre-date both the date upon which any services hereunder are commenced and the date of this Agreement. In the event that coverage is renewed during the original term of any subsequent term of this agreement, endorsement(s) for the new policy(ies) shall be delivered within ten (10) days of the expiration date of any previously delivered certificate.



CITY OF AURORA

Council Agenda Commentary

Item Title: Intergovernmental Agreement (IGA) with Denver Water regarding Storntia Springs Deep Sediment Removal
Item Initiator: Mathew Allsopp, Source of Supply Superintendent, Aurora Water
Staff Source/Legal Source: Mathew Allsopp, Source of Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 3.0--Ensure excellent infrastructure that is well maintained and operated.

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Matthew Allsopp, Source Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Water Policy

Policy Committee Date: 11/18/2010

Action Taken/Follow-up: *(Check all that apply)*

Recommends Approval

Does Not Recommend Approval

Forwarded Without Recommendation

Minutes Not Available

Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

On October 10, 1979, an agreement was signed between the City of Aurora and the City and County of Denver regarding operations and maintenance of Strontia Springs Dam and Reservoir.

On October 11, 1983, an agreement was signed between the City of Aurora and the City and County of Denver regarding operations of Strontia Springs Dam and Reservoir named the Foothills Intergovernmental Agreement.

On March 12, 2008, the first amendment to the Foothills Intergovernmental Agreement was executed between the City of Aurora and the City and County of Denver regarding capital expenditures over \$100,000.00.

On November 18, 2010, the Water Policy Committee supported moving an Intergovernmental Agreement between the City of Aurora and the City and County of Denver for the Strontia Springs Reservoir Dredging Project forward to Study Session.

On December 20, 2010, the City Council approved an Intergovernmental Agreement between the City of Aurora and the City and County of Denver for the Strontia Springs Reservoir Dredging Project as item 10a.

On February 27, 2017, the City Council approved a resolution supporting the Revised Foothills Intergovernmental Agreement between the City and County of Denver and the City of Aurora regarding operations of Strontia Springs Dam and Reservoir regarding and increase in capital expenditures from \$100,000.00 up to \$250,000.00 as item 10c.

On September 18, 2024, the Water Policy Committee supported moving the Intergovernmental Agreement between the City of Aurora, acting by and through its Utility Enterprise, and the City and County of Denver regarding the Strontia Springs Dam Deep Sediment Removal Project forward to the next Council meeting.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

Strontia Springs Reservoir is owned and operated by the Denver Board of Water Commissioners (Denver Water). Under the Foothills Intergovernmental Agreement, Aurora Water holds 700 acre-feet of storage capacity in the reservoir. Aurora Water and Denver Water are operating partners in the Strontia Springs facility per the Foothills Intergovernmental Agreement under which Denver is responsible for 84.27% and Aurora 15.73% of the operating and maintenance (O&M) costs.

The Deep Sediment Removal Project aims to remove up to 10,000 cubic yards of sediment from the base of Strontia Springs dam to extend the operational life of the facility and consists of two phases. Phase 1 is alternatives analysis, design, permitting, and coordination with a Design Assist Contractor (DAC). Phase 2 is construction, construction management, and project management. In August 2022, the Board contracted with Anchor QEA (Contract #505333) to complete Phase 1 in the amount of \$434,561.00. The DAC contract is separate and contracted with Ballard Marine Construction in the amount of \$23,390.00 (Contract #505377). As part of the **Board's internal budget process in 2022, it allocated \$250,000.00 for "Strontia Sediment Study" and included this** in budget estimates provided to Aurora. Actual spending in 2022 totaled \$228,661.00. These funds were billed and paid using the standard quarterly billing process between the Parties. Additional funds were spent during Phase 1 in 2023 and billed under standard quarterly billing in the amount of \$233,974.00. Due to the complexity of the water quality mitigation efforts required to execute the project, and changes in project schedule, Phase 1 will continue in 2024 followed by Phase 2 in 2025-2026. Additional expenditures for Phases 1 & 2 are planned for 2024 (\$186,607.00), 2025 (\$7,525,000.00) and 2026 (\$500,000.00).

The estimated total Project cost as of the date of this Intergovernmental Agreement (IGA) is \$8,674,242.00. The total obligation of Aurora under this IGA shall not exceed \$1,364,458.00 without further amendment.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact
- Budgeted Expenditure Impact
- Non-Budgeted Expenditure Impact
- Workload Impact
- No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

Funding will be from the Water Fund operating budget in the amount of \$1,291,685.78 (15.73% of the total project cost of \$8,211,607.00).
 AW Share 15.73% (\$29,353.28 in 2024, \$1,183,682.50 in 2025 and \$78,650.00 in 2026)

	84.27%	15.73%	100.00%
	Denver Share	Aurora Share	Total Project Cost
2022	192,692.62	35,968.38	228,661.00
2023	197,169.89	36,804.11	233,974.00
2024	157,253.72	29,353.28	186,607.00
2025	6,341,317.50	1,183,682.50	7,525,000.00
2026	421,350.00	78,650.00	500,000.00
	7,309,783.73	1,364,458.27	8,674,242.00
2024-2026	6,919,921.22	1,291,685.78	8,211,607.00

Org 52004 (Transf&OtherRequire-Water) Account 63500 (Purchased Water/Storage)

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does the City Council support an Intergovernmental Agreement between the City of Aurora, acting by and through its Utility Enterprise, and the City and County of Denver regarding the Strontia Springs Dam Deep Sediment Removal Project?

LEGAL COMMENTS

Aurora Water is authorized, pursuant to Article XIV of the Colorado Constitution and C.R.S. 29-1-203, to cooperate and contract with any political subdivision of the State of Colorado, to provide any function, service, or facility lawfully authorized to each of the contracting or cooperating units of government. Governments are specifically authorized by C.R.S. 31-35-402(1)(h) to enter into agreements for planning, construction and operation of water facilities (Best).

RESOLUTION NO. R2024- _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA COLORADO ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND THE CITY AND COUNTY OF DENVER REGARDING THE STRONTIA SPRINGS DAM DEEP SEDIMENT REMOVAL PROJECT

WHEREAS, the City and County of Denver, acting by and through its Board of Water Commissioners ("Denver Water") and the City of Aurora, acting by and through its Utility Enterprise ("Aurora Water") entered into the Foothills Agreement dated October 10, 1979, that addresses, among other things, the joint financial responsibility for the operation and maintenance of the Strontia Springs Reservoir ("Reservoir") and its associated infrastructure; and

WHEREAS, the Parties entered into Foothills Agreement No. 07804A dated October 11, 1983 and revised April 12, 2017 ("Foothills Agreement"), that addressed each Party's responsibility regarding the continued operation and maintenance of the Reservoir; and

WHEREAS, the Foothills Agreement describes the cost sharing by the Parties for Denver Water's maintenance of the Reservoir; and

WHEREAS, Denver Water is conducting an extended program of work that will be known as the Strontia Springs Deep Sediment Removal Project ("the Project") and has met with Aurora Water staff to familiarize them with the Project; and

WHEREAS, pursuant to the Foothills Agreement, the Parties have agreed that the magnitude of the anticipated cost of the Project warrants a separate Strontia Springs Dam Deep Sediment Removal Project Intergovernmental Agreement to define the responsibilities of the parties during the Project; and

WHEREAS, the financial contribution from Aurora Water pursuant to the Strontia Springs Dam Deep Sediment Removal Project Intergovernmental Agreement shall not exceed \$1,364,458 without further amendment; and

WHEREAS, the Project is beneficial to the health, safety, and welfare of the residents of the City of Aurora; and

WHEREAS, Aurora Water is authorized, pursuant to Article XIV of the Colorado Constitution and C.R.S. 29-1-203, to cooperate and contract with any political subdivision of the State of Colorado, to provide any function, service, or facility lawfully authorized to each of the contracting or cooperating units of government. Governments are specifically authorized by C.R.S. § 31-35-402(1)(h) to enter into agreements for planning, construction and operation of water facilities; and

WHEREAS, Section 10-12 of the City Charter authorizes Aurora Water to enter into contracts or agreements with other governmental units by resolution, including special districts, for the joint use of buildings, equipment or facilities or for furnishing or receiving commodities and services.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. The Strontia Springs Dam Deep Sediment Removal Project Intergovernmental Agreement between Aurora Water and Denver Water is hereby approved.

Section 2. The Mayor and City Clerk are hereby authorized to execute the attached agreement in substantially the form presented at this meeting with such technical additions, deletions, and variations as may be deemed necessary or appropriate by the City Attorney.

Section 3. That the Mayor of Aurora, City Clerk, and City Attorney are authorized to take such action and to execute such documents as necessary to implement the intent of this Resolution.

Section 4. All resolutions or parts of resolutions of the City in conflict herewith are hereby rescinded.

RESOLVED AND PASSED this _____ day of _____, 2024.

MIKE COFFMAN, Mayor

ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

Ian J Best RLA

IAN BEST, Assistant City Attorney

**Intergovernmental Agreement regarding the
Strontia Springs Dam Deep Sediment Removal Project**

This Intergovernmental Agreement ("IGA") is entered into this _____ day of _____, 2024, between the City and County of Denver, a municipal corporation of the State of Colorado, acting by and through its Board of Water Commissioners ("Board") and the City of Aurora, Colorado a home rule municipal corporation of the counties of Adams, Arapahoe and Douglas acting by and through its Utility Enterprise ("Aurora").

Recitals

WHEREAS, the Board and Aurora ("Parties") entered into the Foothills Agreement dated October 10, 1979, that addresses, among other things, the joint financial responsibility for the operation and maintenance of the Strontia Springs Reservoir ("Reservoir") and its associated infrastructure; and

WHEREAS, the Parties entered into Foothills Agreement No. 07804A dated October 11, 1983 and revised April 12, 2017 ("Foothills Agreement"), that addressed each Party's responsibility regarding the continued operation and maintenance of the Reservoir, and

WHEREAS, the Foothills Agreement describes the cost sharing by the Parties for the Board's maintenance of the Reservoir; and

WHEREAS, the Board is preparing to enter into an extended program of work that will be known as the Strontia Springs Deep Sediment Removal Project, referred to as "the Project", and has met and conversed with Aurora staff to familiarize them with the Project; and

WHEREAS, the magnitude of the anticipated cost of the Project warrants a separate agreement to define the responsibilities of the Parties during the Project per the Foothills Agreement; and

WHEREAS Colorado law, C.R.S. § 29-1-201 et seq., authorizes and encourages local governments to contract with one another to provide any function, service, or facility, including the sharing of costs. Governments are specifically authorized by C.R.S. § 31-35-402(1)(h) to enter into agreements for planning, construction and operation of water facilities. The Parties to this IGA are political subdivisions of the State of Colorado, and each is authorized to acquire water rights and infrastructure and to operate and maintain water facilities. Additionally, on February 12, 2020, the Board authorized its CEO/ Manager to enter into this cost sharing IGA with Aurora on behalf of the Board.

NOW THEREFORE, Aurora and the Board agree as follows.

Article I

1.1 The Project. The Deep Sediment Removal Project aims to remove up to 10,000 cubic yards of sediment from the base of Strontia Springs dam to extend the operational life of the facility and consists of two phases. Phase 1 is alternatives analysis, design, permitting, and coordination with a Design Assist Contractor (DAC). Phase 2 is construction, construction management, and project management. In August 2022, the Board contracted with Anchor QEA (Contract #505333) to complete Phases 1 in the amount of \$434,561. The DAC contract is separate and with Ballard Marine Construction in the amount of \$23,390 (Contract #505377). As part of the Board's internal budget

process in 2022, it allocated \$250,000 for “Strontia Sediment Study” and included this in budget estimates provided to Aurora. Actual spending in 2022 totaled \$228,661. These funds were billed and paid using the standard quarterly billing process between the Parties. Additional funds were spent during Phase 1 in 2023 and billed under standard quarterly billing in the amount of \$233,974. Due to the complexity of the water quality mitigation efforts required to execute the project, and changes in project schedule, Phase 1 will continue in 2024 and move to Phase 2 in 2025-2026. Additional expenditures for Phases 1 & 2 are planned for 2024 (\$186,607), 2025 (\$7,525,000) and 2026 (\$500,000).

1.2 Project Cost. The estimated total Project cost for of the date of this IGA is \$8,674,242. Aurora has already paid for work completed in 2022 (\$228,661) and 2023 (\$233,974) using standard quarterly billing. Additional costs in 2024, 2025 and 2026 for Phase 1 and 2 is generally outlined in the attached Exhibit A. The Board agrees to consult with the Aurora representative if the cost of any item detailed in Exhibits A exceeds the estimate by ten percent (10%) or more, or if unforeseen conditions may require additional work and/or expenses reasonably expected to exceed the estimate by ten percent (10%) or more. The total obligation of Aurora under this IGA shall not exceed \$1,364,458 without further amendment.

1.3 Allocation of Financial Responsibilities. The Board and Aurora agree that the general cost share allocation of 84.27% to Denver, and 15.73% to Aurora established in the Foothills Agreement shall be applied to the Project costs. The total obligation of Aurora under this IGA shall not exceed the amount established in the preceding paragraph without further amendment. In the event any portion of the Project relates primarily to the hydroelectric facilities, and therefore benefits the Board and not Aurora, a mutually agreed upon amount (to be determined once pricing information is available) will not be included in the calculation of Aurora’s 15.73% cost share and will not be reimbursed by Aurora.

1.4 Board Responsibilities. The Board shall be responsible for the following obligations in connection with the Project:

- (a) The Board shall contract for and manage the design and construction of all elements of the Project. Aurora shall be named as an additional insured on all insurance policies that the Board requires of the consultants and contractors it engages for the Project.
- (b) The Board shall designate a person (Project Manager) responsible for the day-to-day management of the Project.
- (c) The Board shall require that a detailed cost estimate for any changes or unforeseen expenses of the Project as described in Paragraph 1.2 be prepared by its contractors and shall provide such estimate to Aurora for review within seven (7) days of receipt from the contractor or as much time as otherwise reasonably possible.
- (d) The Board shall require that any contractor engaged in work on the Project implement reasonable measures to protect Denver and Aurora water quality in the Reservoir.
- (e) During the term of the Project the Board shall ensure that Aurora staff will have access to Aurora intake and diversion facilities in the Project area at all times.
- (f) The Board shall provide Aurora copies of all Project documents including detailed accounting

for all Project payments, schedule changes, and Project cost accounting.

(g) The Board shall invoice Aurora quarterly for reimbursement of Aurora's cost share portion of the Project. Such invoice shall be separate from any operations and maintenance cost share invoice of the Foothills Agreement and shall include reasonable documentation detailing the nature of the work performed or the materials provided including time and materials provided by the Board, and the amount billed and documenting the actual cost incurred by each Party.

1.5 Aurora Responsibilities. Aurora shall be responsible for the following obligations in connection with the Project:

(a) Aurora shall designate an individual ("Project Representative") to be responsible for representing Aurora in coordinating the Project with the Board's Project Manager.

(b) Aurora shall fund a share of the contingency and design costs based on its proportional share (as set forth in this Agreement) of the estimated Project cost.

(c) Aurora shall reimburse the Board for all agreed-to amounts owed and invoiced through quarterly installment payments as described in the Foothills Agreement.

Article II

2.1 Denver Charter Provisions. This IGA is made under and conformable to Article X of the Charter of the City and County of Denver, which controls the operation of the Denver Municipal Water System. Insofar as applicable, the Charter Provisions are incorporated herein and made a part hereof and shall supersede any apparently conflicting provisions otherwise contained in this IGA.

2.2 Aurora Charter Provisions. This IGA is made under authority of § 10-12 of the Charter of the City of Aurora, which grants Council authority, by resolution, to enter into contracts or agreements with other governmental units or special districts for the joint use of buildings, equipment or facilities, and for furnishing or receiving commodities or services.

2.2.1 Obligation of Aurora.

2.2.1.1 This Agreement shall never constitute a general obligation or other indebtedness of the City (the "City"), or a multiple fiscal year direct or indirect debt or other financial obligation whatsoever of the City within the meaning of the Constitution and laws of the State of Colorado or of the Charter and ordinances of the City.

2.2.1.2 In the event of a default by City's Utility Enterprise of any of its obligations under this Agreement, Board shall have no recourse for any amounts owed to it against any funds or revenues of the City except for those revenues derived from rates, fees or charges for the services furnished by, or the direct or indirect use of, the Water System and deposited in the Water Enterprise Fund, as the terms "Water System" and "Water Enterprise Fund" are defined in City Ordinance No. 2003-18, and then only after the payment of all operation and maintenance expenses of the Water system and all debt service and reserve requirements of

any bonds, notes or other financial obligations of the Utility Enterprise secured by a pledge of the net revenues of the Water Enterprise Fund. Notwithstanding any language herein to the contrary, nothing in this Agreement shall be construed as creating a lien upon any revenues of the Utility Enterprise or the City.

2.2.2 Non-Appropriation. The Parties acknowledge and understand that any financial obligations of Aurora payable after the current fiscal year are contingent upon funds for that purpose being budgeted and appropriated by the Aurora City Council. Accordingly, should the Aurora City Council exercise its right not to appropriate funds for any fiscal year sufficient for the continued performance by Aurora of its obligations under this Agreement, this Agreement shall terminate at the close of the fiscal year for which funds were last appropriated without penalty or recourse to Aurora.

2.3 No Assignment. No right or obligation hereunder shall be assigned by either party. Any such assignment shall be void.

2.4 Waiver. No party shall waive its rights hereunder by failing to exercise its rights; any such failure shall not affect the right of such party to exercise at some future time the rights not previously exercised.

2.5 Remedies. None of the remedies provided for under this IGA need to be exhausted or exercised as a prerequisite to either party's pursuit of further relief to which it may be entitled.

2.6 No Exclusive Right. Nothing in this IGA shall be construed as a grant by either party of any exclusive right or privilege.

2.7 Term of IGA. This IGA shall remain in force until the completion of the Project, including payment of all obligations as described herein.

2.8 Notices. The Parties' representatives, to accept or give any request, approval, notice or the like provided for by this IGA shall be as follows. Where written notice is required, either mailed or faxed notices will be acceptable.

Robert Mahoney, Director of Engineering
Denver Water
1600 W. 12th Avenue
Denver, CO 80204-3412
Robert.Mahoney@denverwater.org

Marshall Brown, General Manager
City of Aurora, Aurora Water
26791 E. Quincy Ave.
Aurora, Colorado 80016
mbrown@auroragov.org

With copy to:
The City of Aurora
Attn: City Attorney

15151 E Alameda Parkway, Ste 5300
Aurora, CO 80012

2.9 Representatives.

The Board's Project Manager shall be:

Erin Gleason, Engineer
Denver Water
1600 W. 12th Avenue
Denver, CO 80204-3412
erin.gleason@denverwater.org

Aurora's representative for coordination with the Board's Project Manager shall be:

Mathew Allsopp, Source of Supply Superintendent
City of Aurora, Aurora Water
26791 E. Quincy Ave.
Aurora, Colorado 80016
303-739-7990

2.10 Integration. Aurora and the Board agree that this IGA shall be construed and enforced to supplement the Foothills Agreement for the purpose of completion of the Project. Any conflict between this IGA and the Foothills Agreement shall be controlled by the terms and conditions of this IGA. The provisions of the Foothills Agreement remain in full force and effect.

In witness whereof, Aurora and the Board have executed this Intergovernmental Agreement.

CITY AND COUNTY OF DENVER
ACTING BY AND THROUGH ITS
BOARD OF WATER COMMISSIONERS

Alan Salazar, CEO/ Manager

Date

REGISTERED AND COUNTERSIGNED:
CITY AND COUNTY OF DENVER

By: _____
Timothy M. O'Brien, CPA
Auditor

Date

APPROVED

Director of Engineering (Signature)

Print Name

Date

APPROVED AS TO FORM

Office of General Counsel (Signature)

Print Name

Date

CITY OF AURORA, COLORADO,
ACTING BY AND THROUGH ITS
UTILITY ENTERPRISE

Michael Coffman, Mayor

Date

ATTEST:

Kadee Rodriguez, City Clerk

Date

APPROVED AS TO FORM FOR AURORA:

Ian J Best

Ian Best, Assistant City Attorney

9/03/2024

Date

24034339

ACS #

STATE OF COLORADO)
) ss
COUNTY OF ARAPAHOE)

The foregoing instrument was acknowledged before me this ____ day of _____, 2024, by _____, Mayor, acting on behalf of the Utility Enterprise of the City of Aurora, Colorado.

Witness my hand and official seal. _____
Notary Public

My commission expires: _____

(SEAL)

- f. Consideration to award a COMPETITIVELY BID CONTRACT to RoadSafe Traffic Systems, Inc., Denver, Colorado, in the amount of \$107,811.75 for bicycle lanes that will connect nine Aurora schools. B-5244A STAFF SOURCE: Karen Hancock, Environmental Program Supervisor, Planning & Development Services

APPROVED: 11-0

RECONSIDERATION DATE: 01/10/2011

- g. Consideration to APPROVE THE PURCHASE of 40 Shares of Lupton Meadows Ditch Company Stock, 7.25 Shares of Lupton Bottom Ditch Company Stock and 19 Shares of Burlington Ditch, Reservoir and Land Company Stock for the amount of \$7,474,250, by the City of Aurora, acting by and through its Utility Enterprise. STAFF SOURCE: Joe Stibrich, Deputy Director of Water Resources / Lisa Darling, South Platte Program Manager, Aurora Water

APPROVED: 10-1 Markert voting no

RECONSIDERATION DATE: 01/10/2011

- h. Consideration to APPROVE A CARRIAGE AGREEMENT between the Lupton Bottom Ditch Company and the City of Aurora, acting by and through its Utility Enterprise. STAFF SOURCE: Joe Stibrich, Deputy Director of Water Resources / Lisa Darling, South Platte Program Manager, Aurora Water

APPROVED: 10-1 Markert voting no

RECONSIDERATION DATE: 01/10/2011

Final Ordinances

- ◆ i. Consideration of an ORDINANCE FOR FINAL of the City Council, of the City of Aurora, Colorado, abolishing several special funds of the City, amending Ordinance Nos. 97-22 and 2004-65 regarding the designated revenues and Arapahoe County Open Space Funds, and amending Sections 66-36, 130-267, and 142-31 of the City Code - regarding the deposit of various city revenues, all for the purpose of complying with Statement No. 54 issued by the Governmental Accounting Standards Board. STAFF SOURCE: Jo Ann Giddings, Controller, Finance

APPROVED: 10-0

RECONSIDERATION DATE: 01/10/2011

ORDINANCE NO.: 2010-57

EFFECTIVE DATE: 01/29/2011

10. RESOLUTIONS

- ◆ a. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado approving an Intergovernmental Agreement between the City of Aurora, acting by and through its Utility Enterprise, and the City and County of Denver, acting by and through its Board of Water Commissioners for the Strontia Springs Reservoir Dredging Project. STAFF SOURCE: Dan Mikesell, Manager of Operations, Aurora Water

APPROVED: 10-0

RECONSIDERATION DATE: 01/10/2011

RESOLUTION NO.: R2010-73

EFFECTIVE DATE: 12/20/2010

- ◆ b. Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, establishing the 2011 Pay Plan for the City of Aurora, Colorado Career Service employees. STAFF SOURCE: Kin Shuman, Director, Human Resources

APPROVED: 10-0

RECONSIDERATION DATE: 01/10/2011

RESOLUTION NO.: R2010-74

EFFECTIVE DATE: 12/20/2010

- ◆ *The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.*

MINUTES

Regular Meeting – Aurora City Council
Monday, February 27, 2017

CALL TO ORDER – REGULAR MEETING

Mayor Hogan convened the regular meeting of City Council at 4:30 p.m.

ROLL CALL

PRESIDING:	Mayor Hogan
COUNCIL MEMBERS PRESENT:	Bergan, Berzins, Cleland, LeGare, Mounier, Peterson, Richardson, Roth
COUNCIL MEMBERS ABSENT:	Pierce
OFFICIALS PRESENT:	City Manager Noe, City Attorney Hyman, Assistant City Manager/City Clerk Napper
COUNCIL MEMBERS ARRIVING AFTER ROLL CALL:	Lawson

Assistant City Manager/City Clerk Janice Napper announced the proposed items for discussion at executive session.

CONSIDERATION TO RECESS FOR EXECUTIVE SESSION

Motion by Roth, second by Berzins, to recess for executive session.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, LeGare, Mounier, Peterson, Roth

Voting Nay: Richardson

Abstaining: Lawson

Per the City Attorney, 2/3 of the quorum present are necessary to recess for executive session, the executive session was recorded pursuant to the requirements of state law.

1. RECONVENE REGULAR MEETING OF FEBRUARY 27, 2017 AND CALL TO ORDER

Mayor Hogan reconvened the regular meeting of City Council at 7:30 p.m.

2. ROLL CALL

PRESIDING:	Mayor Hogan
COUNCIL MEMBERS PRESENT:	Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth
COUNCIL MEMBERS ABSENT:	Pierce
OFFICIALS PRESENT:	City Manager Noe, City Attorney Hyman, Assistant City Manager/City Clerk Napper

3. INVOCATION Deacon Michael Davis, Rising Star Missionary Baptist Church

4. PLEDGE OF ALLEGIANCE TO THE FLAG (all standing)

5. APPROVAL OF THE MINUTES OF THE MEETING OF FEBRUARY 6, 2017

Motion by Mounier, second by Roth, to approve the minutes of February 6, 2017 as presented.

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Richardson, Roth

Abstained: Peterson

6. CEREMONY

None

7. PUBLIC INVITED TO BE HEARD (non-agenda related issues only)

Stephanie Puckett, Aurora, Colorado, discussed the recent death of her son, David, in the Olympic Park pond and questioned the purpose of the pond. She noted the pond was dangerous for the children in the neighborhood and those that attend the adjacent elementary school. She stated her **intent to pursue turning the pond into a children's splash pad.**

Mayor Hogan expressed condolences to Ms. Puckett on the loss of her son and stated Council Member Cleland had stated her intention to move forward with an amendment to the budget in that regard, noting Council would then consider it.

Council Member Cleland expressed appreciation to Ms. Puckett for her attendance and for speaking at the meeting.

Ian Hanson, Aurora, Colorado, discussed the recent net neutrality overturning with the new administration and setting up an internet company for the City to compete with Comcast and Qwest as a result.

Patricia Ferrero and Monica Martinez-Vargas, Aurora, Colorado, discussed environmental justice issues and multi-modal planning in the City.

8. ADOPTION OF THE AGENDA

The agenda was adopted as presented.

9. CONSENT CALENDAR - 9a-g

General Business

- a. Consideration to AWARD A SOLE SOURCE CONTRACT to West Safety Solutions Corp. (formerly Intrado), Longmont, Colorado in the amount of \$151,800.00 for annual maintenance and support for the City's 911 answering system in the main and backup communication centers through February 8, 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

Motion by Richardson, second by Roth, to approve item 9a.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- b. Consideration to AWARD A SOLE SOURCE CONTRACT to Priority Dispatch, Salt Lake City, Utah in the amount of \$69,962.00 for annual maintenance on the Dispatch Control Software System for the City's 911 Answering System in the main and backup communication centers through February 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

◆ **The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.**

Council Member Cleland expressed concerns regarding a recent situation where 911 went down and 911 dispatchers were transported to another facility, noting she was not satisfied with the answers she received regarding a backup generator.

Scott Newman, Public Safety Subject Matter Expert, Information Technology, stated the **Tallyn's Reach facility was protected by a generator and an uninterruptable power supply** which was interrupted and caused the problem during that situation. He stated it was inline and would be between the generator and public service from Xcel, noting it would prevent any single point of failure and would keep equipment up and running while the generator cranked up. He confirmed a single component failed inside the UPS that caused the outage.

Council Member Cleland expressed concerns that this situation would happen again.

Michelle Wolfe, Deputy City Manager, stated the power outage was related to the UPS box and not the software. She discussed the many levels of backup systems and processes in place for an outage.

Motion by Cleland, second by Mounier, to approve item 9b.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- c. Consideration to AWARD A SOLE SOURCE CONTRACT to Versaterm Systems, Scottsdale, Arizona in the amount of \$256,235.00 for annual renewal of software maintenance on the Police Information Management, Mobile Report Entry and Crime Analysis Systems through March 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

Council Member Bergan asked if Versaterm Systems was the only company that could provide this service.

Scott Newman, Public Safety Subject Matter Expert, Information Technology, answered affirmatively, noting the company developed the software as well.

Council Member Bergan asked staff to speak to the ability of Public Safety to put in parameters for the software to bring up crime statistics to provide weekly reports. Mr. Newman did so, stating there were several platforms in the City that could do so. Council Member Bergan asked if this was the software that the City's police used to input data. Mr. Newman answered affirmatively. Council Member Bergan asked if a detailed report of the **software's capability** with regard to the types of reports that could be compiled could be provided. Mr. Newman stated reports could be provided from many sources, noting it depended on what specific information was being requested. Council Member Bergan stated her interest in driving information to gather and analyze the information.

Mr. Newman agreed to provide a report in that regard for Council's review.

Motion by Bergan, second by Roth, to approve item 9c.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- d. Consideration to AWARD A SINGLE SOURCE CONTRACT to EnvisionWare Inc., Duluth, Georgia in the amount not-to-exceed \$175,861.70 to provide a Library Materials RFID

System for all Aurora Library locations. STAFF SOURCE: Patti Bateman, Director, Library & Cultural Services

- e. Consideration to award a SINGLE SOURCE CONTRACT to Dewberry Engineers, Inc., Denver, Colorado in the amount of \$382,081.00 for design engineering services associated with the Rampart Raw Water Delivery System Phase IV Improvements Project. STAFF SOURCE: Steve Fiori, Project Delivery Service Manager, Water

- f. Consideration to AWARD A SOLE SOURCE CONTRACT to Evoqua Water Technologies LLC, Sarasota, Florida in the amount not-to-exceed \$295,000.00 for the Akta Chlor 25 water treatment chemical (Sodium Chlorite) and related services through February 2018. STAFF SOURCE: Bobby Oligo, Manager of Water Treatment, Aurora Water

Motion by Richardson, second by Roth, to approve items 9d – 9f.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- g. Consideration to EXTEND A COMPETITIVELY BID CONTRACT with Publication Printers Corporation, Denver, Colorado in the not-to-exceed amount of \$84,733.56 for printing and mail preparation of the Aurora Recreation Guide through November 30, 2017. STAFF SOURCE: Byron Fanning, Manager of Recreation Services, Parks, Recreation & Open Space

Council Member Peterson stated she would not support the item because it was a waste of resources to mail the guide out when it could be picked up by citizens at local locations.

Motion by LeGare, second by Roth, to approve item 9g.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Roth

Voting Nay: Peterson, Richardson

10. RESOLUTIONS

- ◆ a. R2017-07
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, to approve the Intergovernmental Agreement regarding construction and construction management of the Northglenn Ralston House. STAFF SOURCE: Michelle Wolfe, Deputy City Manager, General Management

Motion by Richardson, second by Roth, to approve item 10a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ b. R2017-08
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, to approve the 2015-2019 memorandum of understanding regarding child protective services. STAFF SOURCE: Nancy Rodgers, Client Group Manager, City Attorney

Motion by LeGare, second by Roth, to approve item 10b.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

- ◆ c. R2017-09
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the Revised Foothills Intergovernmental Agreement between the City and County of Denver, a municipal corporation of the State of Colorado, acting by and through its Board of Water Commissioners, and the City of Aurora, Colorado, acting by and through its Utility Enterprise regarding operations of Strontia Springs Dam and Reservoir. STAFF SOURCE: Bobby Oligo, Manager of Water Treatment, Aurora Water

Motion by LeGare, second by Bergan, to approve item 10c.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

11. PUBLIC HEARING WITHOUT RELATED ORDINANCE

- ◆ a. R2017-10
Public Hearing and CONSIDERATION TO APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the First Amendment to the Service Plan and First Amendment to the Intergovernmental Agreement for Cornerstar Metropolitan District and Authorizing the Execution of the First Amendment to the Intergovernmental Agreement between the City and the Cornerstar Metropolitan District. *(Staff requests a Waiver of Reconsideration)* STAFF SOURCE: Gary Sandel, Development Project Manager, General Management

Mayor Hogan opened the public hearing on the item.

Gary Sandel, Development Project Manager, General Management, provided a brief summary of the item, noting it related to an amendment to the agreement.

Mayor Hogan closed the public hearing on the item.

Motion by Roth, second by Berzins, to approve item 11a with a waiver of reconsideration.

Council Member Peterson stated she should not support the item because she did not support metro districts in general because she felt that people paying into a metro district were less likely to want to pay a tax increase to take care of City issues such as streets.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Richardson, Roth

Voting Nay: Peterson

12. ORDINANCES FOR FINAL

- ◆ a. 2017-08
Consideration for ADOPTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, amending Section 66-34 of the City Code related to the lawful possession and use of fireworks. STAFF SOURCE: Captain Siegfried Klein, Fire

Motion by LeGare, second by Bergan, to approve item 12a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ b. 2017-09
Consideration for ADOPTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, amending Chapter 86 of the City Code related to the sale of fireworks. STAFF SOURCE: Captain Siegfried Klein, Fire

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

Motion by Bergan, second by Roth, to approve item 12b.

Council Member Roth pointed out these two ordinances went hand-in-hand and allowed the City of Aurora to mirror ordinances of adjacent municipalities and the State of Colorado, noting it did not allow the sale or use of any fireworks that left the ground or that exploded.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

13. RECONSIDERATIONS AND CALL-UPS

None

14. GENERAL BUSINESS

- a. Consideration of the Appointment of one (1) person to the Citizens Advisory Committee on Housing and Community Development. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Motion by Berzins, second by Lawson, to appoint Mark Hopkins to the Citizens Advisory Committee on Housing and Community Development.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- b. Consideration of the appointment of one (1) person to the Oil and Gas Advisory Committee. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Motion by Peterson, second by Bergan, to appoint Philip Holmes to the Oil and Gas Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- c. Consideration of the reappointment of one (1) member and the appointment of two (2) members to the Citizens Water Advisory Committee. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Council Member Bergan nominated Tom Coker for appointment.

Council Member Berzins nominated Janet Marlowe for appointment.

Council Member LeGare nominated Tom Tobiassen for appointment and Alicia Gilley for reappointment.

Motion by LeGare, second by Bergan, to reappoint Alicia Gilley to the Citizens Water Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

Motion by Bergan, second by Roth, to appoint Tom Coker and Tom Tobiassen to the Citizens Water Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

15. REPORTS

a. Report by the Mayor

Mayor Hogan stated his attendance at the recent Front Range Airport Advisory committee meeting and reported on the latest happenings at the airport. He discussed his recent tour of the VA Hospital complex and provided an update on the Impact 64 group and issues related to a potential 2017 state ballot issue on transportation and its impact on Aurora and surrounding areas and entities.

Council Member Cleland asked when the discussion took place. Mayor Hogan stated the discussions have been ongoing for approximately four months. Council Member Cleland asked if some of the legislators were aware of these discussions. Mayor Hogan confirmed a few were aware.

b. Reports by the Council

Mayor Pro Tem Lawson announced the At-Large Ward meeting was scheduled for Thursday, **March 2, 2017 at the Tallyn's Reach library where homelessness would be discussed** and Jason Bachelor, Deputy City Manager, and the district PAR officer would be present.

Council Member Mounier asked everyone to visit the Stanley Marketplace.

Council Member Berzins announced the construction on Havana and Kentucky was complete and the gas station and convenience store were both open. She discussed her attendance at the recent Cameroon Forum where she learned about the human rights atrocities going on there. She encouraged everyone to attend their Council Ward meetings to learn more about what was going on in their neighborhood and announced the Ward III meeting was scheduled for Wednesday, March 8, 2017 **at Mimi's Café** at 6:00 p.m. where Dr. Zelda DeBoyes, Court Administrator, Aurora Courts, would be present to discuss jails, the sanctuary cities issue and the court system.

Council Member LeGare mentioned the RTD Aurora rail line, also known as the R rail line, that ran through Aurora was now open with eight new rail stations, noting it ran to Lone Tree and up to Peoria and also to downtown Denver from anywhere south of the Florida Station.

Council Member Roth discussed the upcoming Buskers, Brews and BBQ event scheduled for June 9 -10, 2017 on the Aurora Municipal Center Great Lawn.

Council Member Bergan discussed her attendance at the Cameroonian Community Forum and shared their call to action regarding the atrocities going on there. She announced the Ward VI Town Hall meeting was scheduled for Wednesday, March 22, 2017 at the Police and Fire Training Center at 6:00 p.m. where the Police and Fire Departments would provide a presentation.

Council Member Richardson asked if the sanctuary cities public meeting was scheduled for Monday, March 27, 2017. Mayor Hogan answered affirmatively. Council Member Richardson recommended the meeting be moved to Council Chambers rather than the Aurora Room, that instant Spanish translation be provided and public speakers be allowed to speak. Mayor Hogan agreed on the location change and to provide translation, noting the difficulty with taking testimony lay in the question of moving from a study session to a public meeting as it related to Council rules. He stated a change would require the majority of Council.

- ◆ **The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.**

Council Member Richardson expressed his hope that at least five council members would agree to allow public speakers because of the high emotions expressed on each side.

Council Member Cleland expressed concern that allowing public speaking would make the meeting go very late which would not allow the City Council to have a full discussion. She suggested testimony could be limited to an hour.

Mayor Hogan stated the issue would be reviewed and a determination made in that regard.

Council Member LeGare suggested the issue be brought back to study session rather than through email.

Mayor Hogan concurred.

16. PUBLIC INVITED TO BE HEARD

Ian Hanson, Aurora, Colorado, stated his support of permitting public testimony at the sanctuary city meeting because of the importance of the issue.

17. ADJOURNMENT

Mayor Hogan adjourned the regular meeting of City Council at 8:45 p.m.

STEPHEN D. HOGAN, Mayor

ATTEST:



CITY OF AURORA

Council Agenda Commentary

Item Title: Intergovernmental Agreement with Denver Water regarding the Strontia Springs Rockfall Mitigation Project
Item Initiator: Mathew Allsopp, Source of Supply Superintendent, Aurora Water
Staff Source/Legal Source: Mathew Allsopp, Source of Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 3.0--Ensure excellent infrastructure that is well maintained and operated.

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Matthew Allsopp, Source of Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Water Policy

Policy Committee Date: 9/18/2024

Action Taken/Follow-up: *(Check all that apply)*

Recommends Approval

Does Not Recommend Approval

Forwarded Without Recommendation

Minutes Not Available

Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

On October 10, 1979, an agreement was signed between the City of Aurora and the City and County of Denver regarding operations and maintenance of Strontia Springs Dam and Reservoir.

On October 11, 1983, an agreement was signed between the City of Aurora and the City and County of Denver regarding operations of Strontia Springs Dam and Reservoir named the Foothills Intergovernmental Agreement.

On March 12, 2008, the first amendment to the Foothills Intergovernmental Agreement was executed between the City of Aurora and the City and County of Denver regarding capital expenditures over \$100,000.00.

On February 27, 2017, the City Council approved a resolution supporting the Revised Foothills Intergovernmental Agreement between the City and County of Denver and the City of Aurora regarding operations of Strontia Springs Dam and Reservoir regarding and increase in capital expenditures from \$100,000.00 up to \$250,000.00 as item 10c.

On September 12, 2019, the Water Policy Committee supported moving an Intergovernmental Agreement between the City of Aurora and the City and County of Denver for the Waterton Canyon Rockfall Mitigation Project forward to Study Session.

On October 21, 2019, the City Council approved an Intergovernmental Agreement between the City of Aurora and the City and County of Denver for the Waterton Canyon Rockfall Mitigation Project as item 10a.

On September 18, 2024, the Water Policy Committee supported moving an Intergovernmental Agreement between the City of Aurora, acting by and through its Utility Enterprise, and the City and County of Denver regarding the Strontia Springs Rockfall Mitigation Project forward at the next Council meeting.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

Strontia Springs Reservoir is owned and operated by the Denver Board of Water Commissioners (Denver Water). Under the Foothills Intergovernmental Agreement, Aurora Water holds 700 acre-feet of storage capacity in the reservoir. Aurora Water and Denver Water are operating partners in the Strontia Springs facility per the Foothills Intergovernmental Agreement under which Denver is responsible for 84.27% and Aurora 15.73% of the operating and maintenance (O&M) costs.

The 2019 Waterton Canyon Rockfall Mitigation Project was an initial effort to address rockfall risks in the area. Following this project, Denver Water recognized that rockfall mitigation is an ongoing process. As a result, they have been continuously monitoring the site to observe any new risks and assess the effectiveness of the previous mitigation measures.

Since 2019, there has been a deliberate period for observation, assessment, and budgeting to determine the need for further mitigation work. This gap allowed them to comprehensively review the conditions, plan necessary interventions, and allocate appropriate resources for any additional mitigation required.

The Strontia Springs Rockfall Mitigation Project consists of design, permitting, construction, construction management and project management to mitigate rockfall hazards throughout Waterton Canyon. Phase 1 of the Project was completed in 2019, under a separate Intergovernmental Agreement (IGA). Design will take place in 2025 with construction in 2026.

The estimated total Project cost for this IGA is \$850,000.00. The Board agrees to consult with the Aurora representative if the cost of any item detailed exceeds the estimate by ten percent (10%) or more, or if unforeseen conditions may require additional work and/or expenses reasonably expected to exceed the estimate by ten percent (10%) or more. The total obligation of Aurora under this IGA shall not exceed \$133,705.00 without further amendment.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact Budgeted Expenditure Impact Non-Budgeted Expenditure Impact
 Workload Impact No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

Funding will be from the Water Fund operating budget in the amount of \$133,705 (15.73% of the total project cost of \$850,000).

Org 52004 Account 63500

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does Council support an Intergovernmental Agreement between the City of Aurora, acting by and through its Utility Enterprise, and the City and County of Denver regarding the Strontia Springs Rockfall Mitigation Project?

LEGAL COMMENTS

The City is authorized to cooperate and contract with any political subdivision of the State of Colorado, to provide any function, service, or facility lawfully authorized to each of the contracting or cooperating units of government (Article XIV of the Colorado Constitution and C.R.S. 29-1-203). The City Charter authorizes the City by resolution to enter into contracts or agreements with other governmental units, including special districts, for the joint use of buildings, equipment or facilities or for furnishing or receiving commodities and services (Charter Section 10-12). (Best)

RESOLUTION NO. R2024- _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA COLORADO ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND THE CITY AND COUNTY OF DENVER REGARDING THE STRONTIA SPRINGS ROCKFALL MITIGATION PROJECT

WHEREAS, the City and County of Denver, acting by and through its Board of Water Commissioners ("Denver Water") and the City of Aurora, acting by and through its Utility Enterprise ("Aurora Water") entered into the Foothills Agreement dated October 10, 1979, that addresses, among other things, the joint financial responsibility for the operation and maintenance of the Strontia Springs Reservoir ("Reservoir") and its associated infrastructure; and

WHEREAS, the Parties entered into Foothills Agreement No. 07804A dated October 11, 1983 and revised April 12, 2017 ("Foothills Agreement"), that addressed each Party's responsibility regarding the continued operation and maintenance of the Reservoir; and

WHEREAS, the Foothills Agreement describes the cost sharing by the Parties for Denver Water's maintenance of the Reservoir; and

WHEREAS, Denver Water is conducting an extended program of work that will be known as the Strontia Springs Rockfall Mitigation Phase 2 Project ("the Project") and has met with Aurora Water staff to familiarize them with the Project; and

WHEREAS, pursuant to the Foothills Agreement, the Parties have agreed that the magnitude of the anticipated cost of the Project warrants a separate Strontia Springs Rockfall Mitigation Phase 2 Project Agreement to define the responsibilities of the parties during the Project; and

WHEREAS, the financial contribution from Aurora Water pursuant to the Strontia Springs Rockfall Mitigation Phase 2 Project Intergovernmental Agreement shall not exceed \$133,705 without further amendment; and

WHEREAS, the Project is beneficial to the health, safety, and welfare of the residents of the City of Aurora; and

WHEREAS, Aurora Water is authorized, pursuant to Article XIV of the Colorado Constitution and C.R.S. 29-1-203, to cooperate and contract with any political subdivision of the State of Colorado, to provide any function, service, or facility lawfully authorized to each of the contracting or cooperating units of government. Governments are specifically authorized by C.R.S. § 31-35-402(1)(h) to enter into agreements for planning, construction and operation of water facilities; and

WHEREAS, Section 10-12 of the City Charter authorizes Aurora Water to enter into contracts or agreements with other governmental units by resolution, including special districts, for the joint use of buildings, equipment or facilities or for furnishing or receiving commodities and services.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. The Strontia Springs Rockfall Mitigation Phase 2 Project Intergovernmental Agreement between Aurora Water and Denver Water is hereby approved.

Section 2. The Mayor and City Clerk are hereby authorized to execute the attached agreement in substantially the form presented at this meeting with such technical additions, deletions, and variations as may be deemed necessary or appropriate by the City Attorney.

Section 3. That the Mayor of Aurora, City Clerk, and City Attorney are authorized to take such action and to execute such documents as necessary to implement the intent of this Resolution.

Section 4. All resolutions or parts of resolutions of the City in conflict herewith are hereby rescinded.

RESOLVED AND PASSED this _____ day of _____, 2024.

MIKE COFFMAN, Mayor

ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

Ian J Best RLA

IAN BEST, Assistant City Attorney

**Intergovernmental Agreement regarding the
Waterton Canyon Rockfall Mitigation - Phase 2 Project**

This Intergovernmental Agreement ("IGA") is entered into this _____ day of _____, 2024, between the City and County of Denver, a municipal corporation of the State of Colorado, acting by and through its Board of Water Commissioners ("Board") and the City of Aurora, Colorado a home rule municipal corporation of the counties of Adams, Arapahoe and Douglas acting by and through its Utility Enterprise ("Aurora").

Recitals

WHEREAS, the Board and Aurora ("Parties") entered into the Foothills Agreement dated October 10, 1979, that addresses, among other things, the joint financial responsibility for the operation and maintenance of the Strontia Springs Reservoir ("Reservoir") and its associated infrastructure; and

WHEREAS, the Parties entered into Foothills Agreement No. 07804A dated October 11, 1983 and revised April 12, 2017 ("Foothills Agreement"), that addressed each Party's responsibility regarding the continued operation and maintenance of the Reservoir, and

WHEREAS, the Foothills Agreement describes the cost sharing by the Parties for the Board's maintenance of the Reservoir; and

WHEREAS, the Board is preparing to enter into an extended program of work that will be known as the Waterton Canyon Rockfall Mitigation, referred to as "the Project", and has met and conversed with Aurora staff to familiarize them with the Project; and

WHEREAS, the magnitude of the anticipated cost of the Project warrants a separate agreement to define the responsibilities of the Parties during the Project per the Foothills Agreement; and

WHEREAS Colorado law, C.R.S. § 29-1-201 et seq., authorizes and encourages local governments to contract with one another to provide any function, service, or facility, including the sharing of costs. Governments are specifically authorized by C.R.S. § 31-35-402(1)(h) to enter into agreements for planning, construction and operation of water facilities. The Parties to this IGA are political subdivisions of the State of Colorado, and each is authorized to acquire water rights and infrastructure and to operate and maintain water facilities. Additionally, on February 12, 2020, the Board authorized its CEO/ Manager to enter into this cost sharing IGA with Aurora on behalf of the Board.

NOW THEREFORE, Aurora and the Board agree as follows.

Article I

1.1 The Project. The Project consists of design, permitting, construction, construction management and project management to mitigate rockfall hazards throughout Waterton Canyon. Phase 1 of the Project was completed in 2019 under a separate IGA. Design will take place in 2025 with construction in 2026.

1.2 Project Cost. The estimated total Project cost for this IGA is \$850,000. The Board agrees to consult with the Aurora representative if the cost of any item detailed exceeds the estimate by ten percent (10%)

or more, or if unforeseen conditions may require additional work and/or expenses reasonably expected to exceed the estimate by ten percent (10%) or more. The total obligation of Aurora under this IGA shall not exceed \$133,705 without further amendment.

1.3 Allocation of Financial Responsibilities. The Board and Aurora agree that the general cost share allocation of 84.27% to Denver, and 15.73% to Aurora established in the Foothills Agreement shall be applied to the Project costs. The total obligation of Aurora under this IGA shall not exceed the amount established in the preceding paragraph without further amendment. In the event any portion of the Project relates primarily to the hydroelectric facilities, and therefore benefits the Board and not Aurora, a mutually agreed upon amount (to be determined once pricing information is available) will not be included in the calculation of Aurora's 15.73% cost share and will not be reimbursed by Aurora.

1.4 Board Responsibilities. The Board shall be responsible for the following obligations in connection with the Project:

- (a) The Board shall contract for and manage the design and construction of all elements of the Project. Aurora shall be named as an additional insured on all insurance policies that the Board requires of the consultants and contractors it engages for the Project.
- (b) The Board shall designate a person (Project Manager) responsible for the day-to-day management of the Project.
- (c) The Board shall require that a detailed cost estimate for any changes or unforeseen expenses of the Project as described in Paragraph 1.2 be prepared by its contractors and shall provide such estimate to Aurora for review within seven (7) days of receipt from the contractor or as much time as otherwise reasonably possible.
- (d) The Board shall require that any contractor engaged in work on the Project implement reasonable measures to protect Denver and Aurora water quality in the Reservoir.
- (e) During the term of the Project the Board shall ensure that Aurora staff will have access to Aurora intake and diversion facilities in the Project area at all times.
- (f) The Board shall provide Aurora copies of all Project documents including detailed accounting for all Project payments, schedule changes, and Project cost accounting.
- (g) The Board shall invoice Aurora quarterly for reimbursement of Aurora's cost share portion of the Project. Such invoice shall be separate from any operations and maintenance cost share invoice of the Foothills Agreement and shall include reasonable documentation detailing the nature of the work performed or the materials provided including time and materials provided by the Board, and the amount billed and documenting the actual cost incurred by each Party.

1.5 Aurora Responsibilities. Aurora shall be responsible for the following obligations in connection with the Project:

- (a) Aurora shall designate an individual ("Project Representative") to be responsible for representing Aurora in coordinating the Project with the Board's Project Manager.

(b) Aurora shall fund a share of the contingency and design costs based on its proportional share (as set forth in this Agreement) of the estimated Project cost.

(c) Aurora shall reimburse the Board for all agreed-to amounts owed and invoiced through quarterly installment payments as described in the Foothills Agreement.

Article II

2.1 Denver Charter Provisions. This IGA is made under and conformable to Article X of the Charter of the City and County of Denver, which controls the operation of the Denver Municipal Water System. Insofar as applicable, the Charter Provisions are incorporated herein and made a part hereof and shall supersede any apparently conflicting provisions otherwise contained in this IGA.

2.2 Aurora Charter Provisions. This IGA is made under authority of § 10-12 of the Charter of the City of Aurora, which grants Council authority, by resolution, to enter into contracts or agreements with other governmental units or special districts for the joint use of buildings, equipment or facilities, and for furnishing or receiving commodities or services.

2.2.1 Obligation of Aurora.

2.2.1.1 This Agreement shall never constitute a general obligation or other indebtedness of the City (the “City”), or a multiple fiscal year direct or indirect debt or other financial obligation whatsoever of the City within the meaning of the Constitution and laws of the State of Colorado or of the Charter and ordinances of the City.

2.2.1.2 In the event of a default by City’s Utility Enterprise of any of its obligations under this Agreement, Board shall have no recourse for any amounts owed to it against any funds or revenues of the City except for those revenues derived from rates, fees or charges for the services furnished by, or the direct or indirect use of, the Water System and deposited in the Water Enterprise Fund, as the terms “Water System” and “Water Enterprise Fund” are defined in City Ordinance No. 2003-18, and then only after the payment of all operation and maintenance expenses of the Water system and all debt service and reserve requirements of any bonds, notes or other financial obligations of the Utility Enterprise secured by a pledge of the net revenues of the Water Enterprise Fund. Notwithstanding any language herein to the contrary, nothing in this Agreement shall be construed as creating a lien upon any revenues of the Utility Enterprise or the City.

2.2.2 Non-Appropriation. The Parties acknowledge and understand that any financial obligations of Aurora payable after the current fiscal year are contingent upon funds for that purpose being budgeted and appropriated by the Aurora City Council. Accordingly, should the Aurora City Council exercise its right not to appropriate funds for any fiscal year sufficient for the continued performance by Aurora of its obligations under this Agreement, this Agreement shall terminate at the close of the fiscal year for which funds were last appropriated without penalty or recourse to Aurora.

2.3 No Assignment. No right or obligation hereunder shall be assigned by either party. Any such assignment shall be void.

2.4 Waiver. No party shall waive its rights hereunder by failing to exercise its rights; any such failure shall not affect the right of such party to exercise at some future time the rights not previously exercised.

2.5 Remedies. None of the remedies provided for under this IGA need to be exhausted or exercised as a prerequisite to either party's pursuit of further relief to which it may be entitled.

2.6 No Exclusive Right. Nothing in this IGA shall be construed as a grant by either party of any exclusive right or privilege.

2.7 Term of IGA. This IGA shall remain in force until the completion of the Project, including payment of all obligations as described herein.

2.8 Notices. The Parties' representatives, to accept or give any request, approval, notice or the like provided for by this IGA shall be as follows. Where written notice is required, either mailed or faxed notices will be acceptable.

Robert Mahoney, Director of Engineering
Denver Water
1600 W. 12th Avenue
Denver, CO 80204-3412
Robert.Mahoney@denverwater.org

Marshall Brown, General Manager
City of Aurora, Aurora Water
26791 E. Quincy Ave.
Aurora, Colorado 80016
mbrown@auroragov.org

With copy to:
The City of Aurora
Attn: City Attorney
15151 E Alameda Parkway, Ste 5300
Aurora, CO 80012

2.9 Representatives.

The Board's Project Manager shall be:
Brad Piede, Engineer
Denver Water
1600 W. 12th Avenue
Denver, CO 80204-3412
brad.piede@denverwater.org

Aurora's representative for coordination with the Board's Project Manager shall be:

Mathew Allsopp, Source of Supply Superintendent
City of Aurora, Aurora Water
26791 E. Quincy Ave.
Aurora, Colorado 80016
303-739-7990
mallsoff@auroragov.org

2.10 Integration. Aurora and the Board agree that this IGA shall be construed and enforced to supplement the Foothills Agreement for the purpose of completion of the Project. Any conflict between this IGA and the Foothills Agreement shall be controlled by the terms and conditions of this IGA. The provisions of the Foothills Agreement remain in full force and effect.

In witness whereof, Aurora and the Board have executed this Intergovernmental Agreement.

CITY AND COUNTY OF DENVER
ACTING BY AND THROUGH ITS
BOARD OF WATER COMMISSIONERS

Alan Salazar, CEO/ Manager

Date

REGISTERED AND COUNTERSIGNED:
CITY AND COUNTY OF DENVER

By: _____
Timothy M. O'Brien, CPA
Auditor

Date

APPROVED

Director of Engineering (Signature)

Print Name

Date

APPROVED AS TO FORM

Office of General Counsel (Signature)

Print Name

Date

CITY OF AURORA, COLORADO,
ACTING BY AND THROUGH ITS
UTILITY ENTERPRISE

Michael Coffman, Mayor

Date

ATTEST:

Kadee Rodriguez, City Clerk

Date

APPROVED AS TO FORM FOR AURORA:

Ian J Best

Ian Best, Assistant City Attorney

9/03/2024
Date

24039683
ACS #

STATE OF COLORADO)
) ss
COUNTY OF ARAPAHOE)

The foregoing instrument was acknowledged before me this ____ day of _____, 2024, by ____, Mayor, acting on behalf of the Utility Enterprise of the City of Aurora, Colorado.

Witness my hand and official seal. _____
Notary Public

My commission expires: _____

(SEAL)

MINUTES

Regular Meeting – Aurora City Council
Monday, February 27, 2017

CALL TO ORDER – REGULAR MEETING

Mayor Hogan convened the regular meeting of City Council at 4:30 p.m.

ROLL CALL

PRESIDING:	Mayor Hogan
COUNCIL MEMBERS PRESENT:	Bergan, Berzins, Cleland, LeGare, Mounier, Peterson, Richardson, Roth
COUNCIL MEMBERS ABSENT:	Pierce
OFFICIALS PRESENT:	City Manager Noe, City Attorney Hyman, Assistant City Manager/City Clerk Napper
COUNCIL MEMBERS ARRIVING AFTER ROLL CALL:	Lawson

Assistant City Manager/City Clerk Janice Napper announced the proposed items for discussion at executive session.

CONSIDERATION TO RECESS FOR EXECUTIVE SESSION

Motion by Roth, second by Berzins, to recess for executive session.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, LeGare, Mounier, Peterson, Roth

Voting Nay: Richardson

Abstaining: Lawson

Per the City Attorney, 2/3 of the quorum present are necessary to recess for executive session, the executive session was recorded pursuant to the requirements of state law.

1. **RECONVENE REGULAR MEETING OF FEBRUARY 27, 2017 AND CALL TO ORDER**

Mayor Hogan reconvened the regular meeting of City Council at 7:30 p.m.

2. **ROLL CALL**

PRESIDING:	Mayor Hogan
COUNCIL MEMBERS PRESENT:	Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth
COUNCIL MEMBERS ABSENT:	Pierce
OFFICIALS PRESENT:	City Manager Noe, City Attorney Hyman, Assistant City Manager/City Clerk Napper

3. **INVOCATION** Deacon Michael Davis, Rising Star Missionary Baptist Church

4. **PLEDGE OF ALLEGIANCE TO THE FLAG** (all standing)

5. **APPROVAL OF THE MINUTES OF THE MEETING OF FEBRUARY 6, 2017**

Motion by Mounier, second by Roth, to approve the minutes of February 6, 2017 as presented.

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Richardson, Roth

Abstained: Peterson

6. CEREMONY

None

7. PUBLIC INVITED TO BE HEARD (non-agenda related issues only)

Stephanie Puckett, Aurora, Colorado, discussed the recent death of her son, David, in the Olympic Park pond and questioned the purpose of the pond. She noted the pond was dangerous for the children in the neighborhood and those that attend the adjacent elementary school. She stated her **intent to pursue turning the pond into a children's splash pad.**

Mayor Hogan expressed condolences to Ms. Puckett on the loss of her son and stated Council Member Cleland had stated her intention to move forward with an amendment to the budget in that regard, noting Council would then consider it.

Council Member Cleland expressed appreciation to Ms. Puckett for her attendance and for speaking at the meeting.

Ian Hanson, Aurora, Colorado, discussed the recent net neutrality overturning with the new administration and setting up an internet company for the City to compete with Comcast and Qwest as a result.

Patricia Ferrero and Monica Martinez-Vargas, Aurora, Colorado, discussed environmental justice issues and multi-modal planning in the City.

8. ADOPTION OF THE AGENDA

The agenda was adopted as presented.

9. CONSENT CALENDAR - 9a-g

General Business

- a. Consideration to AWARD A SOLE SOURCE CONTRACT to West Safety Solutions Corp. (formerly Intrado), Longmont, Colorado in the amount of \$151,800.00 for annual maintenance and support for the City's 911 answering system in the main and backup communication centers through February 8, 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

Motion by Richardson, second by Roth, to approve item 9a.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- b. Consideration to AWARD A SOLE SOURCE CONTRACT to Priority Dispatch, Salt Lake City, Utah in the amount of \$69,962.00 for annual maintenance on the Dispatch Control Software System for the City's 911 Answering System in the main and backup communication centers through February 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

- ◆ **The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.**

Council Member Cleland expressed concerns regarding a recent situation where 911 went down and 911 dispatchers were transported to another facility, noting she was not satisfied with the answers she received regarding a backup generator.

Scott Newman, Public Safety Subject Matter Expert, Information Technology, stated the **Tallyn's Reach facility was protected by a generator and an uninterruptable power supply** which was interrupted and caused the problem during that situation. He stated it was inline and would be between the generator and public service from Xcel, noting it would prevent any single point of failure and would keep equipment up and running while the generator cranked up. He confirmed a single component failed inside the UPS that caused the outage.

Council Member Cleland expressed concerns that this situation would happen again.

Michelle Wolfe, Deputy City Manager, stated the power outage was related to the UPS box and not the software. She discussed the many levels of backup systems and processes in place for an outage.

Motion by Cleland, second by Mounier, to approve item 9b.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- c. Consideration to AWARD A SOLE SOURCE CONTRACT to Versaterm Systems, Scottsdale, Arizona in the amount of \$256,235.00 for annual renewal of software maintenance on the Police Information Management, Mobile Report Entry and Crime Analysis Systems through March 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

Council Member Bergan asked if Versaterm Systems was the only company that could provide this service.

Scott Newman, Public Safety Subject Matter Expert, Information Technology, answered affirmatively, noting the company developed the software as well.

Council Member Bergan asked staff to speak to the ability of Public Safety to put in parameters for the software to bring up crime statistics to provide weekly reports. Mr. Newman did so, stating there were several platforms in the City that could do so. Council Member Bergan asked if this was the software that the City's police used to input data. Mr. Newman answered affirmatively. Council Member Bergan asked if a detailed report of the **software's capability** with regard to the types of reports that could be compiled could be provided. Mr. Newman stated reports could be provided from many sources, noting it depended on what specific information was being requested. Council Member Bergan stated her interest in driving information to gather and analyze the information.

Mr. Newman agreed to provide a report in that regard for Council's review.

Motion by Bergan, second by Roth, to approve item 9c.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- d. Consideration to AWARD A SINGLE SOURCE CONTRACT to EnvisionWare Inc., Duluth, Georgia in the amount not-to-exceed \$175,861.70 to provide a Library Materials RFID

System for all Aurora Library locations. STAFF SOURCE: Patti Bateman, Director, Library & Cultural Services

- e. Consideration to award a SINGLE SOURCE CONTRACT to Dewberry Engineers, Inc., Denver, Colorado in the amount of \$382,081.00 for design engineering services associated with the Rampart Raw Water Delivery System Phase IV Improvements Project. STAFF SOURCE: Steve Fiori, Project Delivery Service Manager, Water

- f. Consideration to AWARD A SOLE SOURCE CONTRACT to Evoqua Water Technologies LLC, Sarasota, Florida in the amount not-to-exceed \$295,000.00 for the Akta Chlor 25 water treatment chemical (Sodium Chlorite) and related services through February 2018. STAFF SOURCE: Bobby Oligo, Manager of Water Treatment, Aurora Water

Motion by Richardson, second by Roth, to approve items 9d – 9f.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- g. Consideration to EXTEND A COMPETITIVELY BID CONTRACT with Publication Printers Corporation, Denver, Colorado in the not-to-exceed amount of \$84,733.56 for printing and mail preparation of the Aurora Recreation Guide through November 30, 2017. STAFF SOURCE: Byron Fanning, Manager of Recreation Services, Parks, Recreation & Open Space

Council Member Peterson stated she would not support the item because it was a waste of resources to mail the guide out when it could be picked up by citizens at local locations.

Motion by LeGare, second by Roth, to approve item 9g.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Roth

Voting Nay: Peterson, Richardson

10. RESOLUTIONS

- ◆ a. R2017-07
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, to approve the Intergovernmental Agreement regarding construction and construction management of the Northglenn Ralston House. STAFF SOURCE: Michelle Wolfe, Deputy City Manager, General Management

Motion by Richardson, second by Roth, to approve item 10a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ b. R2017-08
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, to approve the 2015-2019 memorandum of understanding regarding child protective services. STAFF SOURCE: Nancy Rodgers, Client Group Manager, City Attorney

Motion by LeGare, second by Roth, to approve item 10b.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

- ◆ c. R2017-09
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the Revised Foothills Intergovernmental Agreement between the City and County of Denver, a municipal corporation of the State of Colorado, acting by and through its Board of Water Commissioners, and the City of Aurora, Colorado, acting by and through its Utility Enterprise regarding operations of Strontia Springs Dam and Reservoir. STAFF SOURCE: Bobby Oligo, Manager of Water Treatment, Aurora Water

Motion by LeGare, second by Bergan, to approve item 10c.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

11. PUBLIC HEARING WITHOUT RELATED ORDINANCE

- ◆ a. R2017-10
Public Hearing and CONSIDERATION TO APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the First Amendment to the Service Plan and First Amendment to the Intergovernmental Agreement for Cornerstar Metropolitan District and Authorizing the Execution of the First Amendment to the Intergovernmental Agreement between the City and the Cornerstar Metropolitan District. *(Staff requests a Waiver of Reconsideration)* STAFF SOURCE: Gary Sandel, Development Project Manager, General Management

Mayor Hogan opened the public hearing on the item.

Gary Sandel, Development Project Manager, General Management, provided a brief summary of the item, noting it related to an amendment to the agreement.

Mayor Hogan closed the public hearing on the item.

Motion by Roth, second by Berzins, to approve item 11a with a waiver of reconsideration.

Council Member Peterson stated she should not support the item because she did not support metro districts in general because she felt that people paying into a metro district were less likely to want to pay a tax increase to take care of City issues such as streets.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Richardson, Roth

Voting Nay: Peterson

12. ORDINANCES FOR FINAL

- ◆ a. 2017-08
Consideration for ADOPTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, amending Section 66-34 of the City Code related to the lawful possession and use of fireworks. STAFF SOURCE: Captain Siegfried Klein, Fire

Motion by LeGare, second by Bergan, to approve item 12a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ b. 2017-09
Consideration for ADOPTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, amending Chapter 86 of the City Code related to the sale of fireworks. STAFF SOURCE: Captain Siegfried Klein, Fire

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

Motion by Bergan, second by Roth, to approve item 12b.

Council Member Roth pointed out these two ordinances went hand-in-hand and allowed the City of Aurora to mirror ordinances of adjacent municipalities and the State of Colorado, noting it did not allow the sale or use of any fireworks that left the ground or that exploded.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

13. RECONSIDERATIONS AND CALL-UPS

None

14. GENERAL BUSINESS

- a. Consideration of the Appointment of one (1) person to the Citizens Advisory Committee on Housing and Community Development. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Motion by Berzins, second by Lawson, to appoint Mark Hopkins to the Citizens Advisory Committee on Housing and Community Development.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- b. Consideration of the appointment of one (1) person to the Oil and Gas Advisory Committee. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Motion by Peterson, second by Bergan, to appoint Philip Holmes to the Oil and Gas Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- c. Consideration of the reappointment of one (1) member and the appointment of two (2) members to the Citizens Water Advisory Committee. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Council Member Bergan nominated Tom Coker for appointment.

Council Member Berzins nominated Janet Marlowe for appointment.

Council Member LeGare nominated Tom Tobiassen for appointment and Alicia Gilley for reappointment.

Motion by LeGare, second by Bergan, to reappoint Alicia Gilley to the Citizens Water Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

Motion by Bergan, second by Roth, to appoint Tom Coker and Tom Tobiassen to the Citizens Water Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

15. REPORTS

a. Report by the Mayor

Mayor Hogan stated his attendance at the recent Front Range Airport Advisory committee meeting and reported on the latest happenings at the airport. He discussed his recent tour of the VA Hospital complex and provided an update on the Impact 64 group and issues related to a potential 2017 state ballot issue on transportation and its impact on Aurora and surrounding areas and entities.

Council Member Cleland asked when the discussion took place. Mayor Hogan stated the discussions have been ongoing for approximately four months. Council Member Cleland asked if some of the legislators were aware of these discussions. Mayor Hogan confirmed a few were aware.

b. Reports by the Council

Mayor Pro Tem Lawson announced the At-Large Ward meeting was scheduled for Thursday, **March 2, 2017 at the Tallyn's Reach library where homelessness would be discussed** and Jason Bachelor, Deputy City Manager, and the district PAR officer would be present.

Council Member Mounier asked everyone to visit the Stanley Marketplace.

Council Member Berzins announced the construction on Havana and Kentucky was complete and the gas station and convenience store were both open. She discussed her attendance at the recent Cameroon Forum where she learned about the human rights atrocities going on there. She encouraged everyone to attend their Council Ward meetings to learn more about what was going on in their neighborhood and announced the Ward III meeting was scheduled for Wednesday, March 8, 2017 **at Mimi's Café** at 6:00 p.m. where Dr. Zelda DeBoyes, Court Administrator, Aurora Courts, would be present to discuss jails, the sanctuary cities issue and the court system.

Council Member LeGare mentioned the RTD Aurora rail line, also known as the R rail line, that ran through Aurora was now open with eight new rail stations, noting it ran to Lone Tree and up to Peoria and also to downtown Denver from anywhere south of the Florida Station.

Council Member Roth discussed the upcoming Buskers, Brews and BBQ event scheduled for June 9 -10, 2017 on the Aurora Municipal Center Great Lawn.

Council Member Bergan discussed her attendance at the Cameroonian Community Forum and shared their call to action regarding the atrocities going on there. She announced the Ward VI Town Hall meeting was scheduled for Wednesday, March 22, 2017 at the Police and Fire Training Center at 6:00 p.m. where the Police and Fire Departments would provide a presentation.

Council Member Richardson asked if the sanctuary cities public meeting was scheduled for Monday, March 27, 2017. Mayor Hogan answered affirmatively. Council Member Richardson recommended the meeting be moved to Council Chambers rather than the Aurora Room, that instant Spanish translation be provided and public speakers be allowed to speak. Mayor Hogan agreed on the location change and to provide translation, noting the difficulty with taking testimony lay in the question of moving from a study session to a public meeting as it related to Council rules. He stated a change would require the majority of Council.

- ◆ **The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.**

Council Member Richardson expressed his hope that at least five council members would agree to allow public speakers because of the high emotions expressed on each side.

Council Member Cleland expressed concern that allowing public speaking would make the meeting go very late which would not allow the City Council to have a full discussion. She suggested testimony could be limited to an hour.

Mayor Hogan stated the issue would be reviewed and a determination made in that regard.

Council Member LeGare suggested the issue be brought back to study session rather than through email.

Mayor Hogan concurred.

16. PUBLIC INVITED TO BE HEARD

Ian Hanson, Aurora, Colorado, stated his support of permitting public testimony at the sanctuary city meeting because of the importance of the issue.

17. ADJOURNMENT

Mayor Hogan adjourned the regular meeting of City Council at 8:45 p.m.

STEPHEN D. HOGAN, Mayor

ATTEST:

Summary of Issue and Discussion: D. Mikesell stated, the makeup of the Joint Water Authority consists of members from each city that have decision making authority regarding both water resource and operational issues. This has been accomplished by assigning the current Water Resource Manager(s) and Operations Manager, and this allows for uninterrupted daily operations. Aurora Water is requesting Alexandra Davis be reappointed for a term of three (3) years, December 2019 to December 2022.

Outcome: The Committee supports the Joint Water Authority Appointment, and forwarded to Study Session for consideration.

Follow-Up Action: The Committee supports the Joint Water Authority Appointment, and will forward to Study Session for consideration.

5. WATERTON CANYON ROCKFALL MITIGATION PROJECT INTERGOVERNMENTAL AGREEMENT (IGA)

Summary of Issue and Discussion: B. Oligo stated, Denver Water is planning to implement a phased approach to mitigating rockfall hazards from 2019 through 2023. The first phase will start in 2019 by hiring a contractor to perform light to heavy rock scaling at high-risk areas identified in the assessment. The amount of this IGA for the 2019 rockfall mitigation work is \$594,822.00 which includes ten percent (10%) contingency. Aurora's share is 15.73% of the item cost which equates to approximately \$93,566.00.

Outcome: The Committee supports the Waterton Canyon Rockfall Mitigation Project IGA, and forwarded to Study Session for consideration.

Follow-Up Action: The Committee supports the Waterton Canyon Rockfall Mitigation Project IGA, and will forward to Study Session for consideration.

6. MISCELLANEOUS MATTERS FOR CONSIDERATION

Quincy Reservoir Evaluation

Summary of Issue and Discussion: The purpose of this study is to perform a comprehensive analysis of Quincy Reservoir, including but not limited to: water quality concerns, treatment challenges, capital improvement project investments, and recreation uses in order to determine the best long-term solution for the reservoir. The study is estimated to cost approximately \$275,000.

Council Member Berzins asked, how long the study will take. S. Young replied approximately 6-9 months.

Outcome: The Committee supports the Quincy Reservoir Evaluation, and forwarded to Study Session for consideration.

Follow-Up Action: The Committee supports the Quincy Reservoir Evaluation, and will forward to Study Session for consideration.

- ◆ g. 2019-71
Consideration of AN ORDINANCE FOR ADOPTION of the City of Aurora, Colorado, organizing the Tower Business Improvement District; providing for an Election of the Board of Directors of the District; and approving the 2019 Operating Plan and Budget for the District.
Presenter: Jacob Cox, Senior Dev Project Manager, General Management

Motion by Watson, second by Gruber, to approve item 9g.

Voting Aye: Bergan, Berzins, Gruber, Hiltz, Johnston, Lawson, Murillo, Richardson, Roth, Watson

10. RESOLUTIONS

- ◆ a. R2019-97
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving an intergovernmental agreement between the City and County of Denver, acting by and through its Board of Water Commissioners and the City of Aurora, Colorado acting by and through its Utility Enterprise, for the Waterton Canyon Rockfall Mitigation Project.
Presenter: Bobby Oligo, Manager of Water Treatment, Aurora Water

Motion by Watson, second by Roth, to approve item 10a.

Voting Aye: Bergan, Berzins, Gruber, Hiltz, Johnston, Lawson, Murillo, Richardson, Roth, Watson

- ◆ b. R2019-98
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the 2020 Employee Pay Schedule and Classifications.
Presenter: Dianna Giordano, Director, Human Resources

Motion by Roth, second by Gruber, to approve item 10b.

Voting Aye: Bergan, Berzins, Gruber, Hiltz, Johnston, Lawson, Murillo, Richardson, Roth, Watson

11. PUBLIC HEARING WITHOUT RELATED ORDINANCE

- a. PUBLIC HEARING to consider an appeal of the Planning and Zoning Commission's September 25, 2019, denial of a site plan for development to be included in the Murphy Creek General Development Plan.
Presenter: Brandon Cammarata, Senior Planner, Planning & Development Services

Mayor LeGare opened the public hearing on the item.

Brandon Cammarata, Senior Planner, Planning & Development Services, provided a brief summary of the item.

Council Member Bergan stated staff recommended approval of the site plan.

Mr. Cammarata concurred.

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***



CITY OF AURORA

Council Agenda Commentary

Item Title: Intergovernmental Agreement with Denver Water Regarding the Strontia Springs Outlet Works Refurbishment
Item Initiator: Mathew Allsopp, Source of Supply Superintendent, Aurora Water
Staff Source/Legal Source: Mathew Allsopp, Source of Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney
Outside Speaker: N/A
Council Goal: Select a Council Goal

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA COLORADO ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND THE CITY AND COUNTY OF DENVER REGARDING THE STRONTIA SPRINGS DAM OUTLET WORKS REFURBISHMENT PROJECT

Matthew Allsopp, Source Supply Superintendent, Aurora Water / Ian Best, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: Water Policy

Policy Committee Date: 9/18/2024

Action Taken/Follow-up: (Check all that apply)

- Recommends Approval Does Not Recommend Approval
- Forwarded Without Recommendation Minutes Not Available
- Minutes Attached

HISTORY (Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)

On October 10, 1979, an agreement was signed between the City of Aurora and the City and County of Denver regarding operations and maintenance of Strontia Springs Dam and Reservoir.

On October 11, 1983, an agreement was signed between the City of Aurora and the City and County of Denver regarding operations of Strontia Springs Dam and Reservoir named the Foothills Intergovernmental Agreement.

On March 12, 2008, the first amendment to the Foothills Intergovernmental Agreement was executed between the City of Aurora and the City and County of Denver regarding capital expenditures over \$100,000.00.

On February 27, 2017, the City Council approved a resolution supporting the Revised Foothills Intergovernmental Agreement between the City and County of Denver and the City of Aurora regarding operations of Strontia Springs Dam and Reservoir regarding and increase in capital expenditures from \$100,000.00 up to \$250,000.00 as item 10c.

On May 9, 2016, the City Council approved an Intergovernmental Agreement between the City of Aurora and the City and County of Denver regarding the Strontia Springs Dam Emergency Reservoir Drainage System Rehabilitation project as item 10a.

On July 22, 2020, the Water Policy Committee supported moving an Intergovernmental Agreement between the City of Aurora and the City and County of Denver for the Strontia Springs Dam Mechanical Platform Installation and Outlet Works Intake Gates Refurbishment.

On September 21, 2020, the City Council approved an Intergovernmental Agreement between the City of Aurora and the City and County of Denver for the Strontia Springs Dam Mechanical Platform Installation and Outlet Works Intake Gates Refurbishment as item 10c.

On September 18, 2024, the Water Policy Committee supported moving an Intergovernmental Agreement between the City of Aurora, acting by and through its Utility Enterprise, and the City and County of Denver regarding the Strontia Springs Dam Outlet Works Refurbishment Project forward to the next Council meeting.

ITEM SUMMARY (Brief description of item, discussion, key points, recommendations, etc.)

Strontia Springs Reservoir is owned and operated by the Denver Board of Water Commissioners (Denver Water). Under the Foothills Intergovernmental Agreement, Aurora Water holds 700 acre-feet of storage capacity in the reservoir. Aurora Water and Denver Water are operating partners in the Strontia Springs facility per the Foothills Intergovernmental Agreement under which Denver is responsible for 84.27% and Aurora 15.73% of the operating and maintenance (O&M) costs.

The previous 2020 refurbishment project and the proposed project are both in-reservoir projects related to the dam function, requiring different components and specialized expertise due to the unique challenges and technical demands associated with each project. The timing between each refurbishment project is attributed to the distinct areas for which the projects are associated including differing construction disciplines, budgets, and scheduling requirements.

The Strontia Springs Outlet Works Refurbishment project will refurbish equipment in the primary outlet works for **Strontia Springs Dam. The project includes procurement and installation of two (2) 8" fixed cone valves, and one (1) 18" fixed cone valve. Procurement and installation of five (5) electric valve actuators to replace existing actuators on four (4) 48" and one (1) 18" fixed cone valves, installation of ultrasonic flow meters on 8 valve runs,**

upgrades to facility lighting, HVAC and additional control and electrical equipment. Design and construction for the project will span 2024, 2025 and 2026.

The estimated total Project cost for the date of this Intergovernmental Agreement (IGA) is \$3,700,000.00. The Board agrees to consult with the Aurora representative if the cost of any item detailed exceeds the estimate by ten percent (10%) or more, or if unforeseen conditions may require additional work and/or expenses reasonably expected to exceed the estimate by ten percent (10%) or more. The total obligation of Aurora under this IGA shall not exceed \$582,010.00 without further amendment.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact Budgeted Expenditure Impact Non-Budgeted Expenditure Impact
 Workload Impact No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

Funding will be from the Water Fund operating budget in the amount of \$582,010.00 (15.73% of the total project cost of \$3,700,000). 2024 \$92,884.00, 2025 \$371,151.00, 2026 \$117,975.00

Org 52004 Account 63500

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does Council support an Intergovernmental Agreement between the City of Aurora, acting by and through its Utility Enterprise, and the City and County of Denver regarding the Strontia Springs Dam Outlet Works Refurbishment Project?

LEGAL COMMENTS

The City is authorized to cooperate and contract with any political subdivision of the State of Colorado, to provide any function, service, or facility lawfully authorized to each of the contracting or cooperating units of government (Article XIV of the Colorado Constitution and C.R.S. 29-1-203). The City Charter authorizes the City by resolution

to enter into contracts or agreements with other governmental units, including special districts, for the joint use of buildings, equipment or facilities or for furnishing or receiving commodities and services. (Charter Section 10-12).
(Best)

RESOLUTION NO. R2024- _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S SUPPORT OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF AURORA COLORADO ACTING BY AND THROUGH ITS UTILITY ENTERPRISE AND THE CITY AND COUNTY OF DENVER REGARDING THE STRONTIA SPRINGS DAM OUTLET WORKS REFURBISHMENT PROJECT

WHEREAS, the City and County of Denver, acting by and through its Board of Water Commissioners ("Denver Water") and the City of Aurora, acting by and through its Utility Enterprise ("Aurora Water") entered into the Foothills Agreement dated October 10, 1979, that addresses, among other things, the joint financial responsibility for the operation and maintenance of the Strontia Springs Reservoir ("Reservoir") and its associated infrastructure; and

WHEREAS, the Parties entered into Foothills Agreement No. 07804A dated October 11, 1983 and revised April 12, 2017 ("Foothills Agreement"), that addressed each Party's responsibility regarding the continued operation and maintenance of the Reservoir; and

WHEREAS, the Foothills Agreement describes the cost sharing by the Parties for Denver Water's maintenance of the Reservoir; and

WHEREAS, Denver Water is conducting an extended program of work that will be known as the Strontia Springs Dam Outlet Works Refurbishment Project ("the Project") and has met with Aurora Water staff to familiarize them with the Project; and

WHEREAS, pursuant to the Foothills Agreement, the Parties have agreed that the magnitude of the anticipated cost of the Project warrants a separate Strontia Springs Dam Outlet Works Refurbishment Project Intergovernmental Agreement to define the responsibilities of the parties during the Project; and

WHEREAS, the financial contribution from Aurora Water pursuant to the Strontia Springs Dam Outlet Works Refurbishment Project Intergovernmental Agreement shall not exceed \$582,010 without further amendment; and

WHEREAS, the Project is beneficial to the health, safety, and welfare of the residents of the City of Aurora; and

WHEREAS, Aurora Water is authorized, pursuant to Article XIV of the Colorado Constitution and C.R.S. 29-1-203, to cooperate and contract with any political subdivision of the State of Colorado, to provide any function, service, or facility lawfully authorized to each of the contracting or cooperating units of government. Governments are specifically authorized by C.R.S. § 31-35-402(1)(h) to enter into agreements for planning, construction and operation of water facilities; and

WHEREAS, Section 10-12 of the City Charter authorizes Aurora Water to enter into contracts or agreements with other governmental units by resolution, including special districts, for the joint use of buildings, equipment or facilities or for furnishing or receiving commodities and services.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. The Strontia Springs Dam Outlet Works Refurbishment Project Intergovernmental Agreement between Aurora Water and Denver Water is hereby approved.

Section 2. The Mayor and City Clerk are hereby authorized to execute the attached agreement in substantially the form presented at this meeting with such technical additions, deletions, and variations as may be deemed necessary or appropriate by the City Attorney.

Section 3. That the Mayor of Aurora, City Clerk, and City Attorney are authorized to take such action and to execute such documents as necessary to implement the intent of this Resolution.

Section 4. All resolutions or parts of resolutions of the City in conflict herewith are hereby rescinded.

RESOLVED AND PASSED this _____ day of _____, 2024.

MIKE COFFMAN, Mayor

ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

Ian J Best RLA

IAN BEST, Assistant City Attorney

**Intergovernmental Agreement regarding the
Strontia Springs Dam Outlet Works Refurbishment Project**

This Intergovernmental Agreement ("IGA") is entered into this _____ day of _____, 2024, between the City and County of Denver, a municipal corporation of the State of Colorado, acting by and through its Board of Water Commissioners ("Board") and the City of Aurora, Colorado a home rule municipal corporation of the counties of Adams, Arapahoe and Douglas acting by and through its Utility Enterprise ("Aurora").

Recitals

WHEREAS, the Board and Aurora ("Parties") entered into the Foothills Agreement dated October 10, 1979, that addresses, among other things, the joint financial responsibility for the operation and maintenance of the Strontia Springs Reservoir ("Reservoir") and its associated infrastructure; and

WHEREAS, the Parties entered into Foothills Agreement No. 07804A dated October 11, 1983 and revised April 12, 2017 ("Foothills Agreement"), that addressed each Party's responsibility regarding the continued operation and maintenance of the Reservoir, and

WHEREAS, the Foothills Agreement describes the cost sharing by the Parties for the Board's maintenance of the Reservoir; and

WHEREAS, the Board is preparing to enter into an extended program of work that will be known as the Strontia Springs Outlet Works Refurbishment, referred to as "the Project", and has met and conversed with Aurora staff to familiarize them with the Project; and

WHEREAS, the magnitude of the anticipated cost of the Project warrants a separate agreement to define the responsibilities of the Parties during the Project per the Foothills Agreement; and

WHEREAS Colorado law, C.R.S. § 29-1-201 et seq., authorizes and encourages local governments to contract with one another to provide any function, service, or facility, including the sharing of costs. Governments are specifically authorized by C.R.S. § 31-35-402(1)(h) to enter into agreements for planning, construction and operation of water facilities. The Parties to this IGA are political subdivisions of the State of Colorado, and each is authorized to acquire water rights and infrastructure and to operate and maintain water facilities. Additionally, on February 12, 2020, the Board authorized its CEO/ Manager to enter into this cost sharing IGA with Aurora on behalf of the Board.

NOW THEREFORE, Aurora and the Board agree as follows.

Article I

1.1 The Project. The Project will refurbish equipment in the primary outlet works for Strontia Springs Dam. The project scope includes procurement and installation of two (2) 8" fixed cone valves, and one (1) 18" fixed cone valve. Procurement and installation of five (5) electric valve actuators to replace existing actuators on four (4) 48" and one (1) 18" fixed cone valves, installation of ultrasonic flow meters on 8 valve runs, upgrades to facility lighting, HVAC and additional control and electrical equipment. Design and construction for the project will span 2024, 2025 and 2026. Cost estimates by year are as follows, 2024 - \$590,490.00, 2025 - \$2,359,510.00, and 2026 - \$750,000.00.

1.1 Project Cost. The estimated total Project cost for the date of this IGA is \$3,700,000. The Board agrees to consult with the Aurora representative if the cost of any item detailed exceeds the estimate by ten percent (10%) or more, or if unforeseen conditions may require additional work and/or expenses reasonably expected to exceed the estimate by ten percent (10%) or more. The total obligation of Aurora under this IGA shall not exceed \$582,010.00 without further amendment.

1.2 Allocation of Financial Responsibilities. The Board and Aurora agree that the general cost share allocation of 84.27% to Denver, and 15.73% to Aurora established in the Foothills Agreement shall be applied to the Project costs. The total obligation of Aurora under this IGA shall not exceed the amount established in the preceding paragraph without further amendment. In the event any portion of the Project relates primarily to the hydroelectric facilities, and therefore benefits the Board and not Aurora, a mutually agreed upon amount (to be determined once pricing information is available) will not be included in the calculation of Aurora's 15.73% cost share and will not be reimbursed by Aurora.

1.3 Board Responsibilities. The Board shall be responsible for the following obligations in connection with the Project:

- (a) The Board shall contract for and manage the design and construction of all elements of the Project. Aurora shall be named as an additional insured on all insurance policies that the Board requires of the consultants and contractors it engages for the Project.
- (b) The Board shall designate a person (Project Manager) responsible for the day-to-day management of the Project.
- (c) The Board shall require that a detailed cost estimate for any changes or unforeseen expenses of the Project as described in Paragraph 1.2 be prepared by its contractors and shall provide such estimate to Aurora for review within seven (7) days of receipt from the contractor or as much time as otherwise reasonably possible.
- (d) The Board shall require that any contractor engaged in work on the Project implement reasonable measures to protect Denver and Aurora water quality in the Reservoir.
- (e) During the term of the Project the Board shall ensure that Aurora staff will have access to Aurora intake and diversion facilities in the Project area at all times.
- (f) The Board shall provide Aurora copies of all Project documents including detailed accounting for all Project payments, schedule changes, and Project cost accounting.
- (g) The Board shall invoice Aurora quarterly for reimbursement of Aurora's cost share portion of the Project. Such invoice shall be separate from any operations and maintenance cost share invoice of the Foothills Agreement and shall include reasonable documentation detailing the nature of the work performed or the materials provided including time and materials provided by the Board, and the amount billed and documenting the actual cost incurred by each Party.

1.4 Aurora Responsibilities. Aurora shall be responsible for the following obligations in connection with the Project:

- (a) Aurora shall designate an individual ("Project Representative") to be responsible for

representing Aurora in coordinating the Project with the Board's Project Manager.

(b) Aurora shall fund a share of the contingency and design costs based on its proportional share (as set forth in this Agreement) of the estimated Project cost.

(c) Aurora shall reimburse the Board for all agreed-to amounts owed and invoiced through quarterly installment payments as described in the Foothills Agreement.

Article II

2.1 Denver Charter Provisions. This IGA is made under and conformable to Article X of the Charter of the City and County of Denver, which controls the operation of the Denver Municipal Water System. Insofar as applicable, the Charter Provisions are incorporated herein and made a part hereof and shall supersede any apparently conflicting provisions otherwise contained in this IGA.

2.2 Aurora Charter Provisions. This IGA is made under authority of § 10-12 of the Charter of the City of Aurora, which grants Council authority, by resolution, to enter into contracts or agreements with other governmental units or special districts for the joint use of buildings, equipment or facilities, and for furnishing or receiving commodities or services.

2.2.1 Obligation of Aurora.

2.2.1.1 This Agreement shall never constitute a general obligation or other indebtedness of the City (the "City"), or a multiple fiscal year direct or indirect debt or other financial obligation whatsoever of the City within the meaning of the Constitution and laws of the State of Colorado or of the Charter and ordinances of the City.

2.2.1.2 In the event of a default by City's Utility Enterprise of any of its obligations under this Agreement, Board shall have no recourse for any amounts owed to it against any funds or revenues of the City except for those revenues derived from rates, fees or charges for the services furnished by, or the direct or indirect use of, the Water System and deposited in the Water Enterprise Fund, as the terms "Water System" and "Water Enterprise Fund" are defined in City Ordinance No. 2003-18, and then only after the payment of all operation and maintenance expenses of the Water system and all debt service and reserve requirements of any bonds, notes or other financial obligations of the Utility Enterprise secured by a pledge of the net revenues of the Water Enterprise Fund. Notwithstanding any language herein to the contrary, nothing in this Agreement shall be construed as creating a lien upon any revenues of the Utility Enterprise or the City.

2.2.2 Non-Appropriation. The Parties acknowledge and understand that any financial obligations of Aurora payable after the current fiscal year are contingent upon funds for that purpose being budgeted and appropriated by the Aurora City Council. Accordingly, should the Aurora City Council exercise its right not to appropriate funds for any fiscal year sufficient for the continued performance by Aurora of its obligations under this Agreement, this Agreement

shall terminate at the close of the fiscal year for which funds were last appropriated without penalty or recourse to Aurora.

2.3 No Assignment. No right or obligation hereunder shall be assigned by either party. Any such assignment shall be void.

2.4 Waiver. No party shall waive its rights hereunder by failing to exercise its rights; any such failure shall not affect the right of such party to exercise at some future time the rights not previously exercised.

2.5 Remedies. None of the remedies provided for under this IGA need to be exhausted or exercised as a prerequisite to either party's pursuit of further relief to which it may be entitled.

2.6 No Exclusive Right. Nothing in this IGA shall be construed as a grant by either party of any exclusive right or privilege.

2.7 Term of IGA. This IGA shall remain in force until the completion of the Project, including payment of all obligations as described herein.

2.8 Notices. The Parties' representatives, to accept or give any request, approval, notice or the like provided for by this IGA shall be as follows. Where written notice is required, either mailed or faxed notices will be acceptable.

Robert Mahoney, Director of Engineering
Denver Water
1600 W. 12th Avenue
Denver, CO 80204-3412
Robert.Mahoney@denverwater.org

Marshall Brown, General Manager
City of Aurora, Aurora Water
26791 E. Quincy Ave.
Aurora, Colorado 80016
mbrown@auroragov.org

With copy to:
The City of Aurora
Attn: City Attorney
15151 E Alameda Parkway, Ste 5300
Aurora, CO 80012

2.9 Representatives.

The Board's Project Manager shall be:

Nathan Smith, Engineer
Denver Water
1600 W. 12th Avenue
Denver, CO 80204-3412

nathan.smith@denverwater.org

Aurora's representative for coordination with the Board's Project Manager shall be:

Mathew Allsopp, Source of Supply Superintendent
City of Aurora, Aurora Water
26791 E. Quincy Ave.
Aurora, Colorado 80016
303-739-7990
mallsopp@auroragov.org

2.10 Integration. Aurora and the Board agree that this IGA shall be construed and enforced to supplement the Foothills Agreement for the purpose of completion of the Project. Any conflict between this IGA and the Foothills Agreement shall be controlled by the terms and conditions of this IGA. The provisions of the Foothills Agreement remain in full force and effect.

In witness whereof, Aurora and the Board have executed this Intergovernmental Agreement.

CITY AND COUNTY OF DENVER
ACTING BY AND THROUGH ITS
BOARD OF WATER COMMISSIONERS

Alan Salazar, CEO/ Manager

Date

REGISTERED AND COUNTERSIGNED:
CITY AND COUNTY OF DENVER

By: _____
Timothy M. O'Brien, CPA
Auditor

Date

APPROVED

Director of Engineering (Signature)

Print Name

Date

APPROVED AS TO FORM

Office of General Counsel (Signature)

Print Name

Date

CITY OF AURORA, COLORADO,
ACTING BY AND THROUGH ITS
UTILITY ENTERPRISE

Michael Coffman, Mayor

Date

ATTEST:

Kadee Rodriguez, City Clerk

Date

APPROVED AS TO FORM FOR AURORA:

Ian J Best

Ian Best, Assistant City Attorney

9/20/2024

Date

24038234

ACS #

STATE OF COLORADO)
) ss
COUNTY OF ARAPAHOE)

The foregoing instrument was acknowledged before me this ____ day of _____, 2024, by _____, Mayor, acting on behalf of the Utility Enterprise of the City of Aurora, Colorado.

Witness my hand and official seal. _____
Notary Public

My commission expires: _____

(SEAL)

MINUTES

Regular Meeting – Aurora City Council
Monday, February 27, 2017

CALL TO ORDER – REGULAR MEETING

Mayor Hogan convened the regular meeting of City Council at 4:30 p.m.

ROLL CALL

PRESIDING:	Mayor Hogan
COUNCIL MEMBERS PRESENT:	Bergan, Berzins, Cleland, LeGare, Mounier, Peterson, Richardson, Roth
COUNCIL MEMBERS ABSENT:	Pierce
OFFICIALS PRESENT:	City Manager Noe, City Attorney Hyman, Assistant City Manager/City Clerk Napper
COUNCIL MEMBERS ARRIVING AFTER ROLL CALL:	Lawson

Assistant City Manager/City Clerk Janice Napper announced the proposed items for discussion at executive session.

CONSIDERATION TO RECESS FOR EXECUTIVE SESSION

Motion by Roth, second by Berzins, to recess for executive session.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, LeGare, Mounier, Peterson, Roth

Voting Nay: Richardson

Abstaining: Lawson

Per the City Attorney, 2/3 of the quorum present are necessary to recess for executive session, the executive session was recorded pursuant to the requirements of state law.

1. RECONVENE REGULAR MEETING OF FEBRUARY 27, 2017 AND CALL TO ORDER

Mayor Hogan reconvened the regular meeting of City Council at 7:30 p.m.

2. ROLL CALL

PRESIDING:	Mayor Hogan
COUNCIL MEMBERS PRESENT:	Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth
COUNCIL MEMBERS ABSENT:	Pierce
OFFICIALS PRESENT:	City Manager Noe, City Attorney Hyman, Assistant City Manager/City Clerk Napper

3. INVOCATION Deacon Michael Davis, Rising Star Missionary Baptist Church

4. PLEDGE OF ALLEGIANCE TO THE FLAG (all standing)

5. APPROVAL OF THE MINUTES OF THE MEETING OF FEBRUARY 6, 2017

Motion by Mounier, second by Roth, to approve the minutes of February 6, 2017 as presented.

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Richardson, Roth

Abstained: Peterson

6. CEREMONY

None

7. PUBLIC INVITED TO BE HEARD (non-agenda related issues only)

Stephanie Puckett, Aurora, Colorado, discussed the recent death of her son, David, in the Olympic Park pond and questioned the purpose of the pond. She noted the pond was dangerous for the children in the neighborhood and those that attend the adjacent elementary school. She stated her **intent to pursue turning the pond into a children's splash pad.**

Mayor Hogan expressed condolences to Ms. Puckett on the loss of her son and stated Council Member Cleland had stated her intention to move forward with an amendment to the budget in that regard, noting Council would then consider it.

Council Member Cleland expressed appreciation to Ms. Puckett for her attendance and for speaking at the meeting.

Ian Hanson, Aurora, Colorado, discussed the recent net neutrality overturning with the new administration and setting up an internet company for the City to compete with Comcast and Qwest as a result.

Patricia Ferrero and Monica Martinez-Vargas, Aurora, Colorado, discussed environmental justice issues and multi-modal planning in the City.

8. ADOPTION OF THE AGENDA

The agenda was adopted as presented.

9. CONSENT CALENDAR - 9a-g

General Business

- a. Consideration to AWARD A SOLE SOURCE CONTRACT to West Safety Solutions Corp. (formerly Intrado), Longmont, Colorado in the amount of \$151,800.00 for annual maintenance and support for the City's 911 answering system in the main and backup communication centers through February 8, 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

Motion by Richardson, second by Roth, to approve item 9a.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- b. Consideration to AWARD A SOLE SOURCE CONTRACT to Priority Dispatch, Salt Lake City, Utah in the amount of \$69,962.00 for annual maintenance on the Dispatch Control Software System for the City's 911 Answering System in the main and backup communication centers through February 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

◆ **The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.**

Council Member Cleland expressed concerns regarding a recent situation where 911 went down and 911 dispatchers were transported to another facility, noting she was not satisfied with the answers she received regarding a backup generator.

Scott Newman, Public Safety Subject Matter Expert, Information Technology, stated the **Tallyn's Reach facility was protected by a generator and an uninterruptable power supply** which was interrupted and caused the problem during that situation. He stated it was inline and would be between the generator and public service from Xcel, noting it would prevent any single point of failure and would keep equipment up and running while the generator cranked up. He confirmed a single component failed inside the UPS that caused the outage.

Council Member Cleland expressed concerns that this situation would happen again.

Michelle Wolfe, Deputy City Manager, stated the power outage was related to the UPS box and not the software. She discussed the many levels of backup systems and processes in place for an outage.

Motion by Cleland, second by Mounier, to approve item 9b.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- c. Consideration to AWARD A SOLE SOURCE CONTRACT to Versaterm Systems, Scottsdale, Arizona in the amount of \$256,235.00 for annual renewal of software maintenance on the Police Information Management, Mobile Report Entry and Crime Analysis Systems through March 2018. STAFF SOURCE: Aleta Jeffress, Director, Information Technology

Council Member Bergan asked if Versaterm Systems was the only company that could provide this service.

Scott Newman, Public Safety Subject Matter Expert, Information Technology, answered affirmatively, noting the company developed the software as well.

Council Member Bergan asked staff to speak to the ability of Public Safety to put in parameters for the software to bring up crime statistics to provide weekly reports. Mr. Newman did so, stating there were several platforms in the City that could do so. Council Member Bergan asked if this was the software that the City's police used to input data. Mr. Newman answered affirmatively. Council Member Bergan asked if a detailed report of the **software's capability** with regard to the types of reports that could be compiled could be provided. Mr. Newman stated reports could be provided from many sources, noting it depended on what specific information was being requested. Council Member Bergan stated her interest in driving information to gather and analyze the information.

Mr. Newman agreed to provide a report in that regard for Council's review.

Motion by Bergan, second by Roth, to approve item 9c.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- d. Consideration to AWARD A SINGLE SOURCE CONTRACT to EnvisionWare Inc., Duluth, Georgia in the amount not-to-exceed \$175,861.70 to provide a Library Materials RFID

System for all Aurora Library locations. STAFF SOURCE: Patti Bateman, Director, Library & Cultural Services

- e. Consideration to award a SINGLE SOURCE CONTRACT to Dewberry Engineers, Inc., Denver, Colorado in the amount of \$382,081.00 for design engineering services associated with the Rampart Raw Water Delivery System Phase IV Improvements Project. STAFF SOURCE: Steve Fiori, Project Delivery Service Manager, Water

- f. Consideration to AWARD A SOLE SOURCE CONTRACT to Evoqua Water Technologies LLC, Sarasota, Florida in the amount not-to-exceed \$295,000.00 for the Akta Chlor 25 water treatment chemical (Sodium Chlorite) and related services through February 2018. STAFF SOURCE: Bobby Oligo, Manager of Water Treatment, Aurora Water

Motion by Richardson, second by Roth, to approve items 9d – 9f.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- g. Consideration to EXTEND A COMPETITIVELY BID CONTRACT with Publication Printers Corporation, Denver, Colorado in the not-to-exceed amount of \$84,733.56 for printing and mail preparation of the Aurora Recreation Guide through November 30, 2017. STAFF SOURCE: Byron Fanning, Manager of Recreation Services, Parks, Recreation & Open Space

Council Member Peterson stated she would not support the item because it was a waste of resources to mail the guide out when it could be picked up by citizens at local locations.

Motion by LeGare, second by Roth, to approve item 9g.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Roth

Voting Nay: Peterson, Richardson

10. RESOLUTIONS

- ◆ a. R2017-07
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, to approve the Intergovernmental Agreement regarding construction and construction management of the Northglenn Ralston House. STAFF SOURCE: Michelle Wolfe, Deputy City Manager, General Management

Motion by Richardson, second by Roth, to approve item 10a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ b. R2017-08
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, to approve the 2015-2019 memorandum of understanding regarding child protective services. STAFF SOURCE: Nancy Rodgers, Client Group Manager, City Attorney

Motion by LeGare, second by Roth, to approve item 10b.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

- ◆ c. R2017-09
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the Revised Foothills Intergovernmental Agreement between the City and County of Denver, a municipal corporation of the State of Colorado, acting by and through its Board of Water Commissioners, and the City of Aurora, Colorado, acting by and through its Utility Enterprise regarding operations of Strontia Springs Dam and Reservoir. STAFF SOURCE: Bobby Oligo, Manager of Water Treatment, Aurora Water

Motion by LeGare, second by Bergan, to approve item 10c.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

11. PUBLIC HEARING WITHOUT RELATED ORDINANCE

- ◆ a. R2017-10
Public Hearing and CONSIDERATION TO APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the First Amendment to the Service Plan and First Amendment to the Intergovernmental Agreement for Cornerstar Metropolitan District and Authorizing the Execution of the First Amendment to the Intergovernmental Agreement between the City and the Cornerstar Metropolitan District. *(Staff requests a Waiver of Reconsideration)* STAFF SOURCE: Gary Sandel, Development Project Manager, General Management

Mayor Hogan opened the public hearing on the item.

Gary Sandel, Development Project Manager, General Management, provided a brief summary of the item, noting it related to an amendment to the agreement.

Mayor Hogan closed the public hearing on the item.

Motion by Roth, second by Berzins, to approve item 11a with a waiver of reconsideration.

Council Member Peterson stated she should not support the item because she did not support metro districts in general because she felt that people paying into a metro district were less likely to want to pay a tax increase to take care of City issues such as streets.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Richardson, Roth

Voting Nay: Peterson

12. ORDINANCES FOR FINAL

- ◆ a. 2017-08
Consideration for ADOPTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, amending Section 66-34 of the City Code related to the lawful possession and use of fireworks. STAFF SOURCE: Captain Siegfried Klein, Fire

Motion by LeGare, second by Bergan, to approve item 12a.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- ◆ b. 2017-09
Consideration for ADOPTION OF AN ORDINANCE of the City Council of the City of Aurora, Colorado, amending Chapter 86 of the City Code related to the sale of fireworks. STAFF SOURCE: Captain Siegfried Klein, Fire

- ◆ ***The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.***

Motion by Bergan, second by Roth, to approve item 12b.

Council Member Roth pointed out these two ordinances went hand-in-hand and allowed the City of Aurora to mirror ordinances of adjacent municipalities and the State of Colorado, noting it did not allow the sale or use of any fireworks that left the ground or that exploded.

Voting Aye: Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

13. RECONSIDERATIONS AND CALL-UPS

None

14. GENERAL BUSINESS

- a. Consideration of the Appointment of one (1) person to the Citizens Advisory Committee on Housing and Community Development. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Motion by Berzins, second by Lawson, to appoint Mark Hopkins to the Citizens Advisory Committee on Housing and Community Development.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- b. Consideration of the appointment of one (1) person to the Oil and Gas Advisory Committee. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Motion by Peterson, second by Bergan, to appoint Philip Holmes to the Oil and Gas Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

- c. Consideration of the reappointment of one (1) member and the appointment of two (2) members to the Citizens Water Advisory Committee. STAFF SOURCE: Janice Napper, Assistant City Manager/City Clerk, General Management

Council Member Bergan nominated Tom Coker for appointment.

Council Member Berzins nominated Janet Marlowe for appointment.

Council Member LeGare nominated Tom Tobiassen for appointment and Alicia Gilley for reappointment.

Motion by LeGare, second by Bergan, to reappoint Alicia Gilley to the Citizens Water Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

Motion by Bergan, second by Roth, to appoint Tom Coker and Tom Tobiassen to the Citizens Water Advisory Committee.

Voting Aye: Mayor Hogan, Bergan, Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Richardson, Roth

15. REPORTS

a. Report by the Mayor

Mayor Hogan stated his attendance at the recent Front Range Airport Advisory committee meeting and reported on the latest happenings at the airport. He discussed his recent tour of the VA Hospital complex and provided an update on the Impact 64 group and issues related to a potential 2017 state ballot issue on transportation and its impact on Aurora and surrounding areas and entities.

Council Member Cleland asked when the discussion took place. Mayor Hogan stated the discussions have been ongoing for approximately four months. Council Member Cleland asked if some of the legislators were aware of these discussions. Mayor Hogan confirmed a few were aware.

b. Reports by the Council

Mayor Pro Tem Lawson announced the At-Large Ward meeting was scheduled for Thursday, **March 2, 2017 at the Tallyn's Reach library where homelessness would be discussed** and Jason Bachelor, Deputy City Manager, and the district PAR officer would be present.

Council Member Mounier asked everyone to visit the Stanley Marketplace.

Council Member Berzins announced the construction on Havana and Kentucky was complete and the gas station and convenience store were both open. She discussed her attendance at the recent Cameroon Forum where she learned about the human rights atrocities going on there. She encouraged everyone to attend their Council Ward meetings to learn more about what was going on in their neighborhood and announced the Ward III meeting was scheduled for Wednesday, March 8, 2017 **at Mimi's Café** at 6:00 p.m. where Dr. Zelda DeBoyes, Court Administrator, Aurora Courts, would be present to discuss jails, the sanctuary cities issue and the court system.

Council Member LeGare mentioned the RTD Aurora rail line, also known as the R rail line, that ran through Aurora was now open with eight new rail stations, noting it ran to Lone Tree and up to Peoria and also to downtown Denver from anywhere south of the Florida Station.

Council Member Roth discussed the upcoming Buskers, Brews and BBQ event scheduled for June 9 -10, 2017 on the Aurora Municipal Center Great Lawn.

Council Member Bergan discussed her attendance at the Cameroonian Community Forum and shared their call to action regarding the atrocities going on there. She announced the Ward VI Town Hall meeting was scheduled for Wednesday, March 22, 2017 at the Police and Fire Training Center at 6:00 p.m. where the Police and Fire Departments would provide a presentation.

Council Member Richardson asked if the sanctuary cities public meeting was scheduled for Monday, March 27, 2017. Mayor Hogan answered affirmatively. Council Member Richardson recommended the meeting be moved to Council Chambers rather than the Aurora Room, that instant Spanish translation be provided and public speakers be allowed to speak. Mayor Hogan agreed on the location change and to provide translation, noting the difficulty with taking testimony lay in the question of moving from a study session to a public meeting as it related to Council rules. He stated a change would require the majority of Council.

- ◆ **The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.**

Council Member Richardson expressed his hope that at least five council members would agree to allow public speakers because of the high emotions expressed on each side.

Council Member Cleland expressed concern that allowing public speaking would make the meeting go very late which would not allow the City Council to have a full discussion. She suggested testimony could be limited to an hour.

Mayor Hogan stated the issue would be reviewed and a determination made in that regard.

Council Member LeGare suggested the issue be brought back to study session rather than through email.

Mayor Hogan concurred.

16. PUBLIC INVITED TO BE HEARD

Ian Hanson, Aurora, Colorado, stated his support of permitting public testimony at the sanctuary city meeting because of the importance of the issue.

17. ADJOURNMENT

Mayor Hogan adjourned the regular meeting of City Council at 8:45 p.m.

STEPHEN D. HOGAN, Mayor

ATTEST:

Mindy Parnes, Planning Supervisor, stated her assurance that the property had the same mixed uses available moving forward.

Voting Aye: Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

10. RESOLUTIONS

- ◆ a. **R2016-28**
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the Intergovernmental Agreement between the City of Aurora, acting by and through its Utility Enterprise, and the City and County of Denver, acting by and through its Board of Water Commissioners, regarding the Strontia Springs Dam Emergency Reservoir Drainage System Rehabilitation project. STAFF SOURCE: Bobby Oliigo, Manager of Water Treatment, Aurora Water

Motion by LeGare, second by Pierce, to approve item 10a.

Voting Aye: Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ b. **R2016-29**
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, for an Amendment to the Collection Agreement between the City of Aurora, acting by and through its Utility Enterprise and the USDA Forest Service, Pike and San Isabel National Forests, Cimarron and Comanche National Grasslands (PSICC). STAFF SOURCE: Sean Lieske, Environmental Permitting Manager, Aurora Water

Motion by Roth, second by Peterson, to approve item 10b.

Voting Aye: Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ c. **R2016-30**
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the Memorandum of Understanding between the City of Aurora, Colorado, by and through its Utility Enterprise, and the Colorado State Forest service regarding forest management watershed health. STAFF SOURCE: Sean Lieske, Environmental Permitting Manager, Aurora Water

Motion by Roth, second by Peterson, to approve item 10c.

Voting Aye: Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ d. **R2016-31**
Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the agreement between the City of Aurora, Colorado, acting by and through its utility enterprise, and the Board of County Commissioners of Adams County, Colorado, regarding water service for the Front Range airport. STAFF SOURCE: Kelley Neumann, Deputy Director Water Planning/Engineering, Aurora Water

Motion by Peterson, second by Lawson, to approve item 10d.

Voting Aye: Berzins, Cleland, Lawson, LeGare, Mounier, Peterson, Pierce, Richardson, Roth

- ◆ **The City Charter prescribes the Mayor may vote on resolutions and ordinances only to create or break a tie vote of Council Members present. The Mayor Pro-Tem is always permitted to vote on all items.**

- Transport is allowed to build a decentralized wastewater treatment system up to a capacity of 0.4 million gallons per day (MGD),
- At 75% of the capacity limit, Metro and Aurora Water will review agreement and develop a path forward (revised agreement or alternate solution).
- The ability to optionally utilize Aurora's capacity in the Front Range Airport treatment plant to serve Transport.
- Agreement will terminate within one year after infrastructure is within 400 feet of Transport wastewater infrastructure.
- Connection fees will be paid to Metro, but annual charges will be waived.

Aurora and Metro are actively participating in a joint study to develop the long-term plan for wastewater conveyance in the Box Elder Basin (of which Transport is within). The results of this study will inform future action regarding Transport wastewater conveyance/treatment. Because the use of the well water supply also requires council approval, a subsequent agreement will be presented to Water Policy Committee in the coming months.

Council Member Bergan asked, when they build a treatment plant will the contract terminate? S. Young replied, as the infrastructure gets extended closer to where the Transport properties are, we are required to tie them into the Metro system.

Council Member Bergan asked, why are we required to use Metro Wastewater for all our wastewater, and can we build our own infrastructure, especially in our new areas? S. Young replied, we are part of a service agreement and service member of the district. Council Member Bergan asked, wouldn't it make more sense and be more cost effective to build our own? S. Young replied, there are specific areas of development where you can request an exemption but requires the approval of the Metro board. This would impact their long-range plans for the infrastructure that they have planned.

Council Member Coombs asked, since this is an area slated for future development do we foresee a having cost sharing agreement with developers, and are there plans to ensure the developer is paying? S. Young replied, there are negotiations and conversations with Transport Development in terms of the infrastructure they are constructing and is currently only being sized to support their development because they are at the end of the system. They have been informed that they are not eligible for reimbursement. N. Freed asked D. Mikesell to give a little background on Metro. D. Mikesell stated, Metro was developed for the entire front range region. There are 37 members that pay and share those expenses. It's beneficial to all cities that send their wastewater to Metro for treatment due to the high expense and numerous regulations. More people are moving towards Metro than away from due to the size of the plant, it is one of largest plants in the western United States. Having a regional wastewater treatment system is beneficial to us in the long run.

Outcome: The Committee supports the Box Elder Transport IGA and forwarded to Study Session for consideration.

Follow-Up Action: The Committee supports the Box Elder Transport IGA and will forward to Study Session for consideration.

10. Strontia Springs Intergovernmental Agreement (IGA)

Summary of Issue and Discussion: B. Oligo stated, the Foothills Project facilities located in Waterton Canyon, Southwest of the Metro area include, Strontia Springs Dam and Reservoir, Denver's Intake Tower, Aurora's Intake Tower, and a series of tunnels and conduits all of which serve the water works systems of the respective cities. The City of Aurora and Denver Water are operating partners in the Strontia Springs facility per the Foothills Agreement under which Denver Water is responsible for 84.27% and the City of Aurora for 15.73% of the operations and maintenance costs. All Aurora Water from the Upper South Platte, Colorado, and Arkansas River basins come through Strontia Springs Dam and reservoir, which Aurora Water also maintains 700-acre feet of storage.

Two maintenance projects are needed on Strontia Springs Dam to improve employee safety and ensure reliable operation of fixed wheel gates. These projects are scheduled to be completed by December of 2020.

1. A new aluminum platform with handrails will be installed downstream of the existing concrete platform of the ring jet valves to improve safety during operation and maintenance activities. This project will include demolition of existing handrails and modifications to the existing gutter-panels that deflect nuisance water. The estimated cost of this project is \$275,000.00, Aurora's share of the cost is 15.73% (\$43,257.50).

2. Refurbishment of two 10 foot by 10.5-foot fixed wheel gates for the intakes of the large diameter outlet works operate on Strontia Springs Dam. There are four gates in need of repair and two of the four fixed wheel gates require extensive refurbishment. This project also consists of redesigning the gate hoisting arrangement and storage protection of the refurbished gates.

The estimated cost of this project is \$368,500.00, Aurora's share of the cost is 15.73% (\$57,965.05). The total cost to Aurora Water for the projects is \$101,222.55, Aurora's share is not to exceed \$101,223.00.

Outcome: The Committee supports the Strontia Springs IGA and forwarded to Regular Session for consideration.

Follow-Up Action: The Committee supports the Strontia Springs IGA and will forward to Regular Session for consideration.

11. Xeriscape and Water Rebates

Summary of Issue and Discussion: T. York gave an overview of the rebates.

- Water-wise landscape uses up to 100% less irrigation water than bluegrass. It is landscape that has texture, color, trees, shrubs, perennials and a variety of mulches.
- Landscape Designs are free, two-hour sessions with a landscaper designer. Homework is required by homeowners which allows them to become more familiar with effort level.
- Water-wise Landscape Rebate – Residential – Z-Zone Landscape \$4,500; Lower Water-use Landscape \$3,000; Materials only, min. 500 square feet; Performance based payback; Backyards are ineligible. Commercial/Multi-Family – same options with rebate value dependent on conservation analysis.

- g. Consideration to AWARD A SINGLE SOURCE CONTRACT to Life-Assist, Inc., Rancho Cordova, California in the not-to-exceed amount of \$110,000.00 for the purchase of EMS supplies as required through September 30, 2021.
Presenter: Wasserburger, Mathew - Assist Dir Of Fire Mgmt Svcs - Fire/Lathers, David, Senior Asst City Attorney
- h. FY21/22 DOLA Gray Black Marijuana Enforcement Grant approval (**This item also appears on the September 21, 2020 Study Session**)
Presenter: Torpen, Scott - Police Lieutenant – Police/Hernandez Perez, Hans, Assistant City Attorney II Civil

Motion by Coombs, second by Marcano, to approve items 9e – 9h.

Voting Aye: Bergan, Berzins, Coombs, Gardner, Gruber, Hiltz, Johnston, Lawson, Marcano, Murillo

10. **RESOLUTIONS**

- ◆ a. **R2020-97** Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, expressing the Aurora City Council’s support of the Affordable Housing Gap financing program funding recommendations
Presenter: Prosser, Jessica - Manager of Community Development - Housing and Community Services/Joyce, Tim, Assistant City Attorney II Civil

Motion by Coombs, second by Marcano, to approve item 10a.

Voting Aye: Bergan, Berzins, Coombs, Gardner, Gruber, Hiltz, Johnston, Lawson, Marcano, Murillo

- ◆ b. **R2020-98** Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, expressing the Aurora City Council’s support for the Homeless Services request for proposal program funding recommendations
Presenter: Prosser, Jessica - Manager of Community Development - Housing and Community Services/Joyce, Tim, Assistant City Attorney II Civil
- ◆ c. **R2020-99** Consideration to APPROVE A RESOLUTION of the City Council of the City of Aurora, Colorado, approving the Intergovernmental Agreement between the City and County of Denver, a municipal corporation of the State of Colorado, acting by and through its Board of Water Commissioners ("Board") and the City of Aurora, acting by and through its Utility Enterprise, ("City")
Presenter: Oligo, Bobby - Manager of Water Treatment - Aurora Water/McKenney, Christine, Client Group Manager

Motion by Gruber, second by Coombs, to approve item 10c.

Voting Aye: Bergan, Berzins, Coombs, Gardner, Gruber, Hiltz, Johnston, Lawson, Marcano, Murillo

11. **PUBLIC HEARING WITH RELATED ORDINANCE**

- ◆ a. **2020-36** Public Hearing and Consideration of AN ORDINANCE FOR INTRODUCTION of the City Council of the City of Aurora, Colorado, to amend the Fitzsimons General Development Plan to allow for interim surface parking as a conditional use and to rename the plan the "Fitzsimons Innovation Community" (Fitzsimons GDP Amendment #9)

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CITY OF AURORA

Council Agenda Commentary

Item Title: ATEC Comprehensive Plan Amendment
Item Initiator: Jeannine Rustad, Director of Planning & Business Development
Staff Source/Legal Source: Jeannine Rustad, Director of Planning & Business Development / Lena McClelland, Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 5.6--Continue to plan for high quality neighborhoods with a balanced housing stock

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: N/A

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S STRONG SUPPORT FOR AND DIRECTING THE CITY MANAGER TO INITIATE AN AMENDMENT TO THE AURORA PLACES COMPREHENSIVE PLAN FOR A PARCEL LOCATED AT THE SOUTHEAST CORNER OF POWHATON ROAD AND 40TH AVENUE (ATEC COMPREHENSIVE PLAN AMENDMENT)

Sponsor Name: Steve Sundberg, Council Member
Jeannine Rustad, Director of Planning & Business Development / Lena McClelland, Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only

- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: (Check all that apply)

- Recommends Approval Does Not Recommend Approval
 Forwarded Without Recommendation Minutes Not Available
 Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

The subject property "ATEC" is within the Industrial Hub placetype under the Aurora Comprehensive Plan. The master plan for this area (DA _____) was approved _____.

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

The Property owner desires to change the placetype for a portion of the Aerotropolis Logistics Center Master Plan (DA-2214-00) from Industrial Hub to Emerging Neighborhood. Commitments made for developing this area include:

- Developing housing that is "attainable" for middle income households (i.e., households within 80-120% of the Area Median Income) with both for rent and for sale products and limiting the amount of for sale housing that may be rented;
- Including usable open space consistent with that located in The Aurora Highlands Framework Development Plan (FDP 2017-7002-03)("TAH FDP"); and
- Inclusion of areas of commercial uses for future residents.

Additionally, the Aurora School District is currently working with the property owner for inclusion of a High School within the TAH FDP.

As there is no mechanism for conditioning a Comprehensive Plan amendment to ensure development consistent with commitments and master plan amendments may be approved without council review, staff recommends the requirement of a development agreement memorializing these, as well as commitments with the Aurora School District, to be approved contemporaneously with the Comprehensive Plan Amendment.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact Budgeted Expenditure Impact Non-Budgeted Expenditure Impact
 Workload Impact No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

While the Resolution will not have a revenue impact, changing land from industrial to residential may reduce future taxes to the city, loss of jobs and increase costs of services such as police and fire.

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

While the Resolution will not have a revenue impact, changing land from industrial to residential may reduce future taxes to the city, loss of jobs and increase costs of services such as police and fire.

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

Staff time in processing the amendment.

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

Unbudgeted staff time in processing the amendment.

QUESTIONS FOR COUNCIL

Information only.

LEGAL COMMENTS

The City Council is the governing body of the City and has the authority to approve the Comprehensive Plan and amendments to the Comprehensive Plan. (UDO §146-5.1.1.E)
The City Council shall conduct a public hearing on the application. The City Council may approve amendments to the Comprehensive Plan by an ordinance approved by a vote of not less than two-thirds of the entire membership of City Council. (UDO §146-5.4.1.A.2.c)
A Comprehensive Plan amendment shall be approved only if it promotes the long term economic, social, and environmental health of the City and protects the public health, safety, and welfare of the citizens of Aurora. (UDO §146-5.4.1.A.3) (McClelland)

RESOLUTION NO. R2024- ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, EXPRESSING THE AURORA CITY COUNCIL'S STRONG SUPPORT FOR AND DIRECTING THE CITY MANAGER TO INITIATE AN AMENDMENT TO THE AURORA PLACES COMPREHENSIVE PLAN FOR A PARCEL LOCATED AT THE SOUTHEAST CORNER OF POWHATON ROAD AND 40TH AVENUE (ATEC COMPREHENSIVE PLAN AMENDMENT)

WHEREAS, the ATEC Property (the "Property"), as shown in the attached Exhibit A, is located within the boundaries of the City of Aurora, Colorado and currently within the Aerotropolis Logistics Center Master Plan (DA-2214-00) ("ALC Master Plan"); and

WHEREAS, the Property has a placetype designation of Industrial Hub under the Aurora Places Comprehensive Plan (the "Aurora Places") and is currently zoned Airport District (AD). The ALC Master Plan includes both commercial and industrial land uses and is strategically located south of Denver International Airport; and

WHEREAS, the owners of the Property desire a Comprehensive Plan and Zoning Map amendment to allow development of the Property for housing, open space and retail/commercial uses; and

WHEREAS, a Comprehensive Plan amendment may only be initiated by City Council or the Planning & Zoning Commission (Unified Development Ordinance §146-5.3.2.E); and

WHEREAS, the owners of the Property have indicated that the housing in this area will be "attainable" for middle income households (i.e., households within 80-120% of the Area Median Income) and will include both for sale and for rent products developed in accordance with the Unified Development Ordinance and applicable city requirements; and

WHEREAS, the owner intends to sell the Property for development and buildout by a third party and has committed to contractually selling the Property at a reduced price in exchange for savings being passed on to future home owner and/or renters and to limit the amount of for sale products that can be renter occupied; and

WHEREAS, the owners of the Property have given assurances that development of the Property will include usable open space consistent with that located in The Aurora Highlands Framework Development Plan (FDP 2017-7002-03)("TAH FDP") and will also include areas of commercial uses for the future residents of the Property; and

WHEREAS, the City desires to see a High School site within The Aurora Highlands, as depicted in TAH FDP; and

WHEREAS, the current placetype of Industrial Hub does not allow for the uses requested by the owners of the Property; and

WHEREAS, the City Council of the City of Aurora, Colorado supports an amendment of Aurora Places to allow for residential and supporting uses on this Property and finds that the designation of Emerging Neighborhood is better suited for the Property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, THAT:

Section 1. The City Manager is hereby directed to initiate an amendment to the Aurora Places Comprehensive Plan from Industrial Hub to Emerging Neighborhood.

Section 2. The City Manager is hereby directed to negotiate a development agreement or other such agreement to memorialize the development of the Property consistent with this Resolution, including inclusion of both for sale and for rent attainable housing, usable open space and trails, and commercial/retail node(s).

Section 3. The Comprehensive Plan amendment shall be contingent upon the City Council approval of the agreement set forth in Section 2, as well as evidence of a Purchase and Sale Agreement or such other binding agreement with Aurora Public Schools for the sale of land for a High School in The Aurora Highlands.

RESOLVED AND PASSED this ____ day of _____, 2024.

MIKE COFFMAN, Mayor

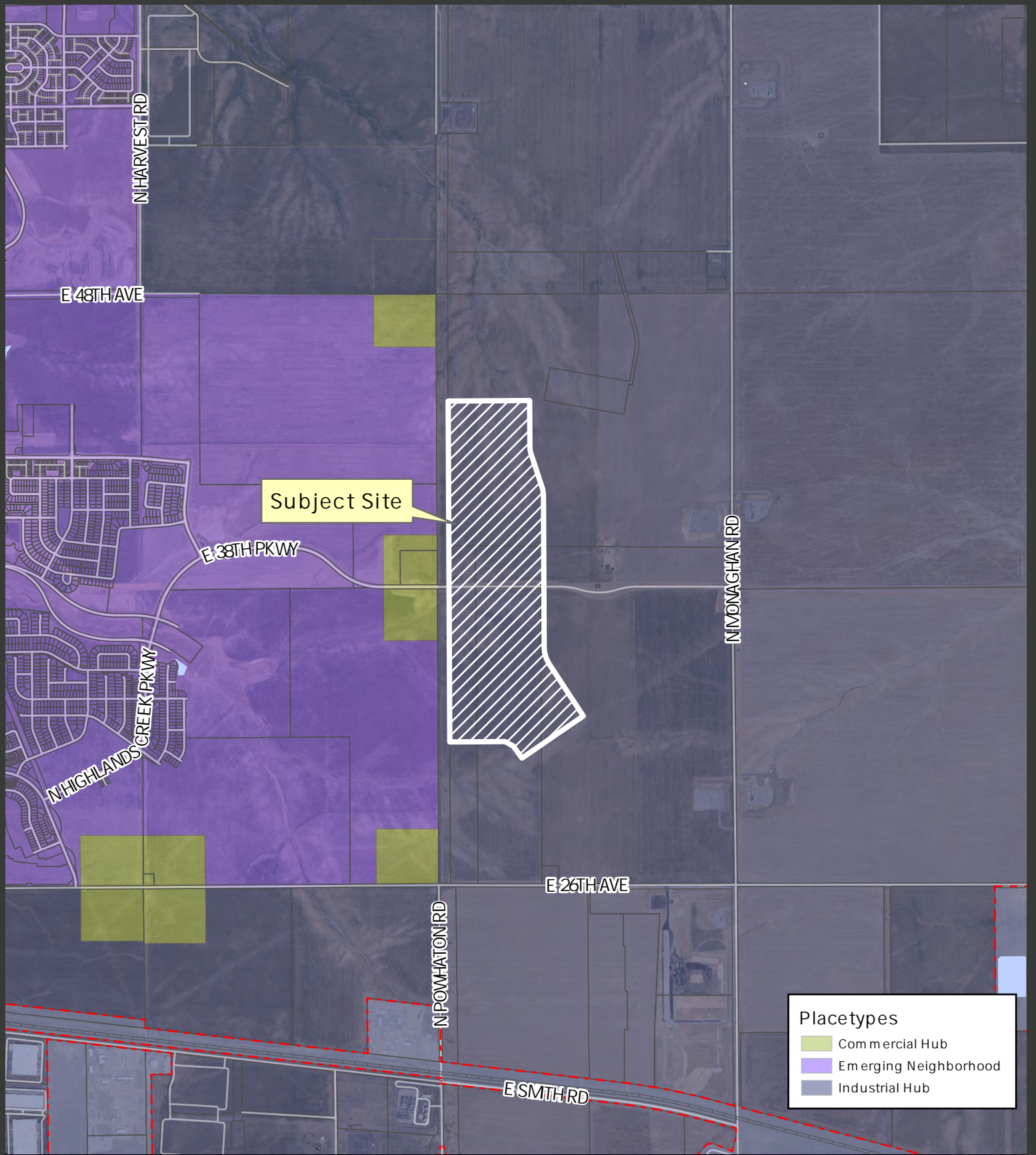
ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

Lena McClelland RLA

LENA MCCLELLAND, Assistant City Attorney



Subject Site

Placetypes

- Commercial Hub
- Emerging Neighborhood
- Industrial Hub

Planning and Business Development

15151 E. Alameda Parkway
 Aurora CO 80012 USA
 AuroraGov.org
 303.739.7250
 GIS@auroragov.org

City of Aurora, Colorado

Aurora Logistic Center





CITY OF AURORA

Council Agenda Commentary

Item Title: 2024 Non-Profit Funding Investigation
Item Initiator: Council Member Danielle Jurinsky
Staff Source/Legal Source: . Staff Source/Legal Source: Jason Batchelor, City Manager / Hanosky Hernandez, Senior Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 4.0--Create a superior quality of life for residents making the city a desirable place to live and work

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: N/A

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, DIRECTING THE CITY MANAGER TO PROVIDE A REPORT OF COMMUNITY ORGANIZATIONS THAT HAVE RECEIVED AID TO SERVE IMMIGRANTS WITHIN THE CITY AND OTHER RELATED MATTERS

Sponsor: Danielle Jurinsky, Council Member

Jason Batchelor, City Manager / Hanosky Hernandez, Senior Assistant City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: (Check all that apply)

- | | |
|---|--|
| <input type="checkbox"/> Recommends Approval | <input type="checkbox"/> Does Not Recommend Approval |
| <input type="checkbox"/> Forwarded Without Recommendation | <input type="checkbox"/> Minutes Not Available |
| <input type="checkbox"/> Minutes Attached | |

HISTORY (Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)

N/A

ITEM SUMMARY (Brief description of item, discussion, key points, recommendations, etc.)

This resolution will direct the City Manager to investigate the financing given by the State of Colorado or the City and County of Denver to Aurora non-profits, obtain any available contracts, and return to council to report the findings.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- | | | |
|--|--|--|
| <input type="checkbox"/> Revenue Impact | <input type="checkbox"/> Budgeted Expenditure Impact | <input type="checkbox"/> Non-Budgeted Expenditure Impact |
| <input type="checkbox"/> Workload Impact | <input type="checkbox"/> No Fiscal Impact | |

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)



QUESTIONS FOR COUNCIL

Does the City Council wish to approve the resolution directing the City Manager to investigate the funding of non-profits in Aurora and provide a report to the City Council?

LEGAL COMMENTS

The Council shall have all legislative powers of the city and all other powers of a home rule city not specifically limited by the Constitution of the State of Colorado and not specifically limited or conferred upon others by the Charter. See, City Charter Article 3-9. The City Manager shall be responsible to the City Council for the proper administration of all affairs of the City placed in his charge and, upon the request of the City Council, make written or verbal reports to the City Council concerning the affairs of or within the City. See also, City Charter Art. 7-4 (e). (Hernandez)

RESOLUTION NO. R2024- ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, DIRECTING THE CITY MANAGER TO PROVIDE A REPORT OF COMMUNITY ORGANIZATIONS THAT HAVE RECEIVED AID TO SERVE IMMIGRANTS WITHIN THE CITY AND OTHER RELATED MATTERS

WHEREAS, the City of Aurora, Colorado, (the “City”), is a home rule municipality, organized and existing under and by virtue of Article XX, Section 6 of the Colorado Constitution, and under Article XX Section 6 the Colorado Constitution, the City has authority over local matters; and

WHEREAS, the State of Colorado has created the “Office of New Americans” to advance the integration of immigrants in Colorado and serve as a point of contact for state agencies and private organizations to promote immigrants’ integration and the management of state polices with respect to immigration; and

WHEREAS, the State of Colorado and adjacent jurisdictions to the City, such as the City and County of Denver have intentionally placed immigrants within the City without notifying the City of this placement and consequently placing great strain in our community; and

WHEREAS, Aurora is not a County and does not have the same responsibilities and funding that a County has, and as such the City’s financial resources or other local resources are limited and offering sanctuary or support is impossible and creates risks to the health, safety, and welfare of both migrants and the residents of Aurora, nonetheless, the City has used funds from multiple sources including the City’s own funds through the years to assist non-profits that help the immigrant community seeking to improve the overall provision of services to them; and

WHEREAS, the City Council (the “Council”) would like the City Manager to investigate and provide a comprehensive list of those organizations that have received assistance to aid immigrants placed within the City; and

WHEREAS, the Council is concerned that placing immigrants within the City without the adequate resources to assist them is detrimental to the City, to the immigrants, and the community at large; and

WHEREAS, the Council believes that the requests contained in this resolution are in the best interest of the City, and the citizens of Aurora.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO.

Section 1. The Aurora City Council hereby directs the City Manager to investigate and prepare a list of community organizations that have received funding specifically dedicated to aid immigrants, including funds from the Federal, State, the City and county of Denver, and/or any other local government or community organization, by utilizing the Colorado Opens Records Act, or any other lawfully available means to obtain the requested information.

Section 2. The Aurora City Council hereby directs the City Manager to investigate whether or not the State of Colorado and the City and county of Denver have placed immigrants in Aurora, without the help of Aurora based non-profits.

Section 3. The Aurora City Council hereby directs the City Manager to obtain, copies of all contracts, agreements, grants, or any other document directly related to the placement of immigrants in Aurora by the Federal Government, the State of Colorado, and the City and County of Denver or any other jurisdiction, including information related to the use of funds, if any, by the State of Colorado "Office of New Americans." This shall include information related to housing, nutrition assistant, cash, or any other assistance received by immigrants within the City of Aurora.

Section 4. The Aurora City Council hereby directs the City Manager to report to council the findings related to this project.

Section 5. All resolutions or parts of resolutions of the City in conflict herewith are hereby rescinded.

RESOLVED AND PASSED this _____ day of _____ 2024.

MIKE COFFMAN, Mayor

ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

Hanosky Hernandez

HANOSKY HERNANDEZ,
Sr. Assistant City Attorney

HK



CITY OF AURORA

Council Agenda Commentary

Item Title: Aurora Missing Sidewalks Gap Improvements Project
Item Initiator: Hector Reynoso, Real Property Services Manager, Public Works
Staff Source/Legal Source: Hector Reynoso, Real Property Services Manager, Public Works / Michelle Gardner, Senior Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 3.0--Ensure excellent infrastructure that is well maintained and operated.

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: N/A

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

2024-66 AN ORDINANCE AUTHORIZING THE CITY OF AURORA, COLORADO, TO EXERCISE THE POWER OF EMINENT DOMAIN FOR ACQUISITION OF CERTAIN PROPERTY INTERESTS NECESSARY FOR THE AURORA MISSING SIDEWALKS PROGRAM PROJECT

Hector Reynoso, Real Property Services Manager, Public Works / Michelle Gardner, Senior Assistant City Attorney
Outside Speaker: Don Ostrander, HROP Law

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: (Check all that apply)

- Recommends Approval
- Does Not Recommend Approval
- Forwarded Without Recommendation
- Minutes Not Available
- Minutes Attached

HISTORY (Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)

N/A

ITEM SUMMARY (Brief description of item, discussion, key points, recommendations, etc.)

The City of Aurora ("Aurora") is advancing with construction under the Aurora Missing Sidewalks Program **Project ("Project")** as depicted on the attached **Vicinity Map**. The purpose of the Project is to close critical gaps in the sidewalk infrastructure on collector and arterial roads to improve the issue. The City proposes to fill in missing sidewalk gaps in areas that are both near schools, and in block groups with multiple categories of higher than regional average percentage of vulnerable populations. The Project spans both Arapahoe and Adams Counties. One section in particular is a single missing section adjacent to a vacant lot along Airport Boulevard, just south of E. 6th Avenue. This 130-ft section of sidewalk crosses a vacant lot with overgrown vegetation making traversal challenging for pedestrians and is the only section of sidewalk missing in this area. By constructing this section of sidewalk, the Project meets the needs of the grant and provides a better ADA route for pedestrians. This Project would include reconstruction of two ramps to comply with the latest ADA standards. The Project requires a permanent sidewalk easement to include the new ADA compliant ramps. To safely construct these improvements, acquisition of property interests from 16 owners are necessary.

In 2023, the Project land acquisition plans were approved and Aurora's Real Property Services Division ("RPS"), has issued the requisite Notice of Intent to Acquire ("NOIA"), made offers and initiated negotiations with all effected property owners in accordance with C.R.S. Title 38, Article 1 (Section 38-1-101 et seq.). C.R.S. Title 38, Article 1 sets forth the uniform policy for fair and equitable treatment of property owners during the acquisition of real property interests and includes a provision of residential/business relocation assistance, if necessary. Appraisal reports have been completed by an independent state certified appraiser and are being used as the basis for the fair market value offering to the property owner(s) of the specific land interests to be acquired. Aurora has also paid for landowner's independent appraisals (in accordance with C.R.S. 38-1-121).

The Project requires the acquisition of permanent property rights from 16 property owners in Arapahoe and Adams County as depicted on the attached legal descriptions in **EXHIBIT A** which consists of 68 pages. In October 2023, Aurora initiated negotiations with all 16 property owners to acquire 29 parcels of land consisting of fee simple, permanent easement, and temporary easement acquisitions. There are a total of 29 parcels needed and Aurora has closed on 13 of the 29 parcels necessary for the Project.

The City initiated negotiations in Fall, 2023. The following Table shows the status of negotiations:

	Property Address	STATUS	EASEMENT SIZE (SQ. FT.)
--	-------------------------	---------------	--------------------------------

1	16820 E. 6 TH AVE	In Negotiations	1) Permanent easement: 112 2) Temporary easement: 446
2	Lot 2*	Unresponsive	3) Permanent easement: 217 4) Temporary easement: 501
3	NE 35, 5, 66	Closed	5) Permanent easement: 145 6) Temporary easement: 4,955
4	21500 E Dry Creek Rd	Pending Closing	7) Permanent Easement A: 52 8) Permanent Easement B: 226 9) Temporary Easement: 1,572
5	1540 Billings Street	Pending Closing	10) Temporary Easement: 180 11) Temporary Easement: 120 12) Temporary Easement: 21 13) Temporary Easement: 225 14) Temporary Easement: 240
6	1610 Billings Street	Pending Closing	15) Temporary Easement: 350
7	1620 Billings Street	In Negotiations	16) Temporary Easement: 129
8	3868 S Fraser Street (NE 1/4 of section 6, T5S, R66W, 6 th P.M.)	Closed	17) Permanent Easement: 1,013 18) Temporary Easement A: 4,024 19) Temporary Easement B: 4,258
9	Tract A Blk 1 The Greens at Meadow Hills Sub Filing No. 1 (SE ¼ of Section 6, T5S, R66W, 6 th P.M.)	Closed	20) Temporary Easement: 160
10	3842 S Fraser Street	Closed	21) Temporary Easement: 140
11	3796 S Granby Way	Closed	22) Temporary Easement: 160
12	3794 S Granby Way	Closed	23) Temporary Easement: 90
13	3792 S Granby Way	Closed	24) Temporary Easement: 90
14	3790 S Granby Way	Closed	25) Temporary Easement: 210
15	3738 S Granby Way	Closed	26) Temporary Easement: 42
16	Being a part of Lot 19, Block 2, the Timbers Subdivision Filing No. 4	Closed	27) Permanent Easement A: 152 28) Permanent Easement B: 124 29) Temporary Easement C: 11,938

To avoid incurring additional construction costs due to acquisition delays, City staff is requesting Council to authorize an ordinance allowing eminent domain, if it becomes necessary to meet the **Project's schedule**. Aurora would utilize the legal services of **Don Ostrander with Hamre, Rodriguez, Ostrander and Prescott ("HROP" Law)** to file any court action, such as petitions for immediate possession. The authorization of the use of eminent domain by Council will allow Aurora to obtain possession of the property interests needed and will ensure that property acquisitions do not delay the **Project's schedule**. **Condemnation is** always used as a last resort when negotiations between the condemning authority and the property owner regarding the value of the property to be taken have reached an impasse. As part of the condemnation process, in the event negotiations fail, a hearing for immediate possession will allow the Project to proceed on schedule. The attached **Exhibit B** is an overview of the eminent domain process and Don Ostrander can answer questions and provide more detail on the process.

Council has the legal authority and power to act by ordinance to use eminent domain per Article XX Sections 1 and 6 of the State Constitution, Section 10-10 of **Aurora's Charter**, C.R.S. Section 38-1-101 C.R.S. et seq., and Section 38-6-101 C.R.S. et seq. City staff will continue using best efforts to

amicably acquire the real property interests needed by further negotiating with the property owners. City staff recommends the passage of an ordinance authorizing the use of eminent domain for the acquisition of the necessary land interests to avoid delays in the Project schedule and to avoid potential damages claimed by its contractor. If Council authorizes the ordinance and it becomes necessary to act upon the authority granted therein, City staff will update Council at another meeting prior to proceeding with any litigation.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact Budgeted Expenditure Impact Non-Budgeted Expenditure Impact
 Workload Impact No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

Does Council wish to support an ordinance authorizing the use of eminent domain, pursuant to Aurora City Code Section 12-12, to acquire the necessary property interests for the construction of the Aurora Missing Sidewalks Gap Improvements Project?

LEGAL COMMENTS

Council has the legal authority and power to act by ordinance to use eminent domain pursuant to Section 10-10 of the Aurora Charter, Article XX Sections 1 and 6 of the State Constitution, C.R.S. Section 38-1-101 C.R.S., et seq., and C.R.S. Section 38-6-101, et seq. (M. Gardner)

EXHIBIT B

CONDEMNATION PROCEDURES

see C.R.S. Title 38, Article 1 (§ 38-1-101 et seq.)

I. PRE-PETITION STEPS

- A. Obtain a Legal Description of the property, sufficiently clear and definite to enable the property to be located without difficulty, so that the landowner can assess the effects upon his/her/its property.
- B. Pass a Legislative Declaration (an ordinance) identifying the condemnation project, declaring that the project is for a “public use”, and finding that the acquisition of the property is necessary for the project.
- C. Obtain an Appraisal from a licensed appraiser of the “reasonable market value” of the property to be condemned, and conduct a Title Search in order to identify all persons with record interests in the property.
- D. Conduct Good Faith Negotiations with the Landowner, including, at a bare minimum, one reasonable offer to purchase, and allowing a reasonable period of time (e.g., two weeks) for the landowner to respond.
- E. Obtain a Current Title Commitment, including the Legal Description and the Status of all Encumbrances on the property.
- F. Send a formal Notice of Intent to Acquire the Property to every person with a record interest in the property.

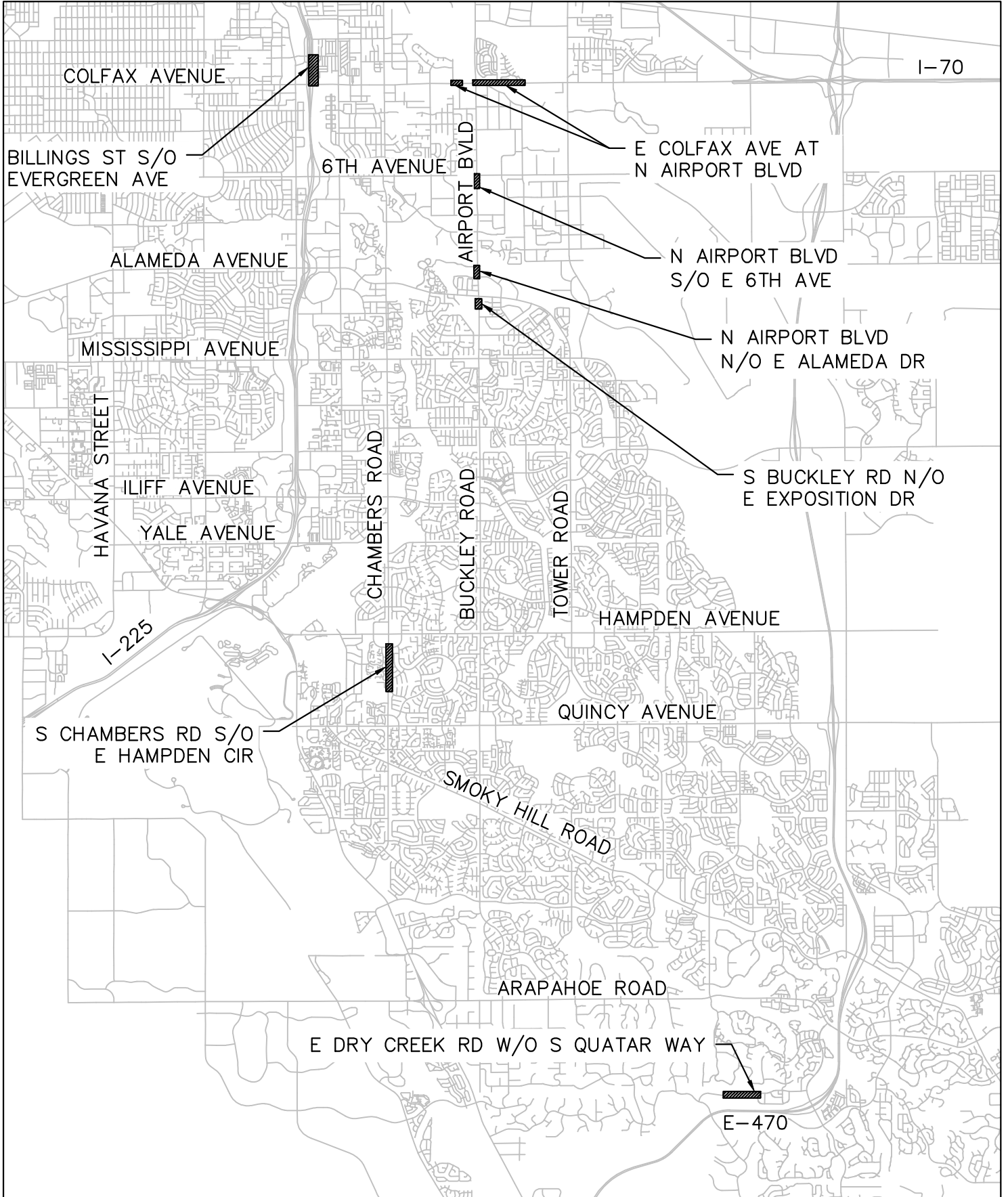
[Note: If the value of the property to be condemned exceeds \$5,000, the notice of intent to acquire must advise the landowner that the condemnor will pay for the reasonable cost of an appraisal for the landowner if the landowner provides a copy of such appraisal to the condemnor within ninety days after the notice of intent to acquire. The valuation trial may not take place until the ninety days have passed or the condemnor has received the landowner’s appraisal, whichever occurs first. However, the condemnor may initiate condemnation proceedings (i.e., file suit) and may obtain possession of the property pursuant to a court order at an “immediate possession hearing” before the passage of the ninety days.]

II. FILING THE CONDEMNATION CASE

- A. Summons
- B. Petition in Condemnation
 - (1) Citation of Constitutional and Statutory Authority to Condemn
 - (2) Reference to Legislative Declaration that Project is for Public Use and that Acquisition of the Property is Necessary for the Project
 - (3) Legal Description of the Property to be Condemned, and the Nature of the Property Interests to be Acquired
 - (4) Identification of all Persons who have or may have an Interest in the Property
 - (5) Statement that Good Faith Negotiations have Failed
 - (6) Prayer for Immediate Possession
 - (7) Reminder of Landowner's Duty to Mitigate Damage Claims
- C. Notice of Lis Pendens
- D. Notice of Immediate Possession Hearing

III. POST-FILING PROCEDURES

- A. Immediate Possession Hearing on Condemnor's Motion
 - takes place approximately 30-60 days after filing of petition
 - is often stipulated, leaving only "just compensation" to be determined
 - is accompanied by condemnor's deposit into court of funds equal to appraised value of property (according to condemnor's appraisal)
- B. Trial to Determine the Value of the Property Interests Condemned
 - the date of valuation is usually the date when the condemnor is first authorized to take possession of the property; interest added therefrom
 - the burden of proving fair market value is on the landowner
- C. Rule and Order Issued by the Court
 - this is the court's judgment, and has the same legal effect as a deed
- D. Hearing on Landowner's Bill of Costs (if these cannot be stipulated)
 - the landowner's reasonable costs, appraisal fees, and expert witness fees (but not attorney fees) are recoverable, from the condemnor, as part of the landowner's "just compensation" for the taking
- E. Hearing on Apportionment of Award among Condemned Landowners
 - a tenant, for example, is not entitled to a separate award from the condemnor for the value (if any) of the tenant's leasehold interest; rather, the tenant must seek recovery out of the landowner's award
 - the condemnor is not involved



VICINITY MAP

SCALE: 1" = 7500'



EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: PE-1
DATE: JULY 13, 2023

A parcel of land No. PE-1 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 8, Township 4 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 1, Block 1, Airport 66 Subdivision Filing No. 1, the plat of said subdivision being recorded at Rec. No. A9195910 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 8 (from whence the E 1/4 corner of said section bears S00°26'30"E, a distance of 2643.09 feet);

Thence S11°29'44"W, a distance of 324.14 feet to the intersection of the southerly line of said Lot 1 and the westerly line of a sidewalk easement as depicted on and dedicated by the plat of said subdivision, said point being the **Point of Beginning**;

Thence S89°30'25"W, coincident with the southerly line of said Lot 1, a distance of 2.60 feet;

Thence N00°26'30"W, a distance of 43.01 feet;

Thence N89°33'30"E, a distance of 2.60 feet to a point on the westerly line of said sidewalk easement;

Thence S00°26'30"E, coincident with said westerly line, a distance of 43.01 feet to the **Point of Beginning**.

The above-described parcel containing 112 square feet (0.003 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 8, T4S, R66W, 6th PM, being S00°26'30"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

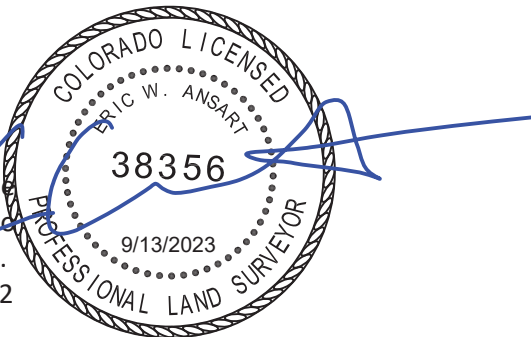


ILLUSTRATION FOR EXHIBIT A



- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE

Owner: Suncor
Energy Sales, Inc.
Rec. No. B3275272

Lot 1

Airport 66 Subdivision
Filing No. 1
Rec. No. A9195910

12' Sidewalk Esm't
(plat)

10' Utility Esm't
(plat)

Utility Esm't (plat)

23' Public Access & Fire Lane Esm't (plat)

Lot 2

10' Gas Esm't (variable width)
Book 1665, Page 574 &
Book 1845, Page 214

NE COR. SEC. 8, T4S, R66W
(POINT OF COMMENCEMENT)

S11° 29' 44"W 324.14' (TIE)

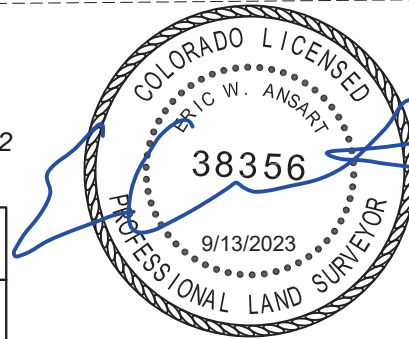
E LINE NE 1/4 SEC. 8, T4S, R66W S00° 26' 30"E 2643.09' (BASIS OF BEARINGS)

Airport Blvd.

POINT OF BEGINNING

E 1/4 COR. SEC. 8,
T4S, R66W

Line Table		
Line #	Length	Direction
L1	2.60'	S89° 30' 25"W
L2	43.01'	N00° 26' 30"W
L3	2.60'	N89° 33' 30"E
L4	43.01'	S00° 26' 30"E



BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 8, T4S, R66W, 6TH P.M., BEING S00°26'30"E
THE ABOVE DESCRIBED PARCEL CONTAINS 112 SQUARE FEET (0.003 ACRES) MORE OR LESS
9/13/2023
This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-1
CHECKED BY: DMR	DATE: 7/14/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 8, T4S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-1
DATE: JULY 13, 2023

A parcel of land No. TE-1 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 8, Township 4 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 1, Block 1, Airport 66 Subdivision Filing No. 1, the plat of said subdivision being recorded at Rec. No. A9195910 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 8 (from whence the E 1/4 corner of said section bears S00°26'30"E, a distance of 2643.09 feet);

Thence S11°56'41"W, a distance of 324.69 feet to a point on the southerly line of said Lot 1, said point being the **Point of Beginning**;

Thence S89°30'25"W, coincident with said southerly line, a distance of 10.37 feet;

Thence N00°26'30"W, a distance of 43.02 feet;

Thence N89°33'30"E, a distance of 10.37 feet;

Thence S00°26'30"E, a distance of 43.01 feet to the **Point of Beginning**.

The above-described parcel containing 446 square feet (0.010 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 8, T4S, R66W, 6th PM, being S00°26'30"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

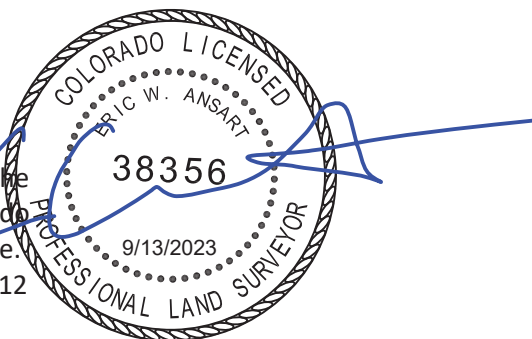
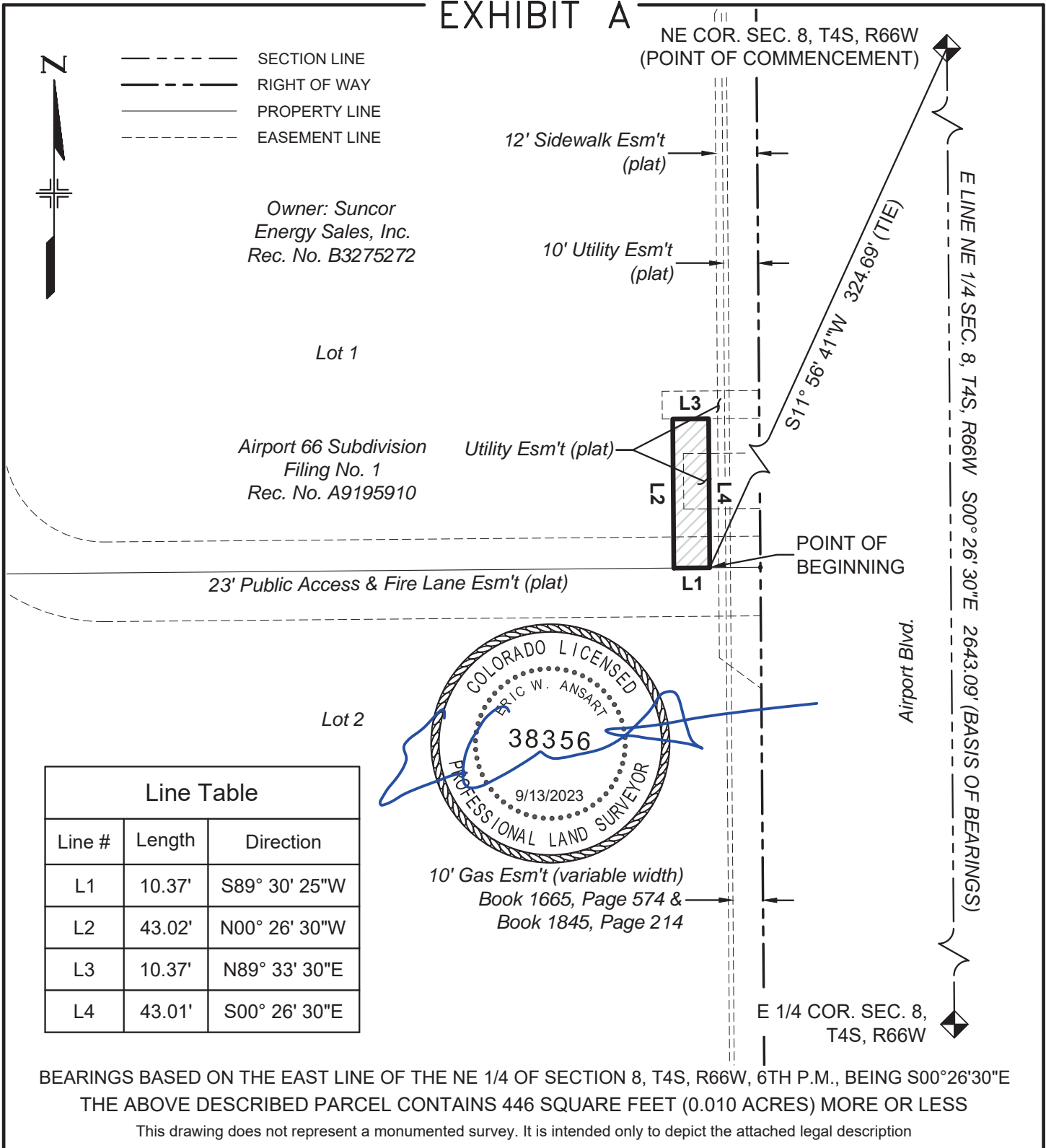


ILLUSTRATION FOR EXHIBIT A



Line Table

Line #	Length	Direction
L1	10.37'	S89° 30' 25"W
L2	43.02'	N00° 26' 30"W
L3	10.37'	N89° 33' 30"E
L4	43.01'	S00° 26' 30"E



BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 8, T4S, R66W, 6TH P.M., BEING S00°26'30"E
THE ABOVE DESCRIBED PARCEL CONTAINS 446 SQUARE FEET (0.010 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-1
CHECKED BY: DMR	DATE: 7/14/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 8, T4S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: PE-2
DATE: JULY 13, 2023

A parcel of land No. PE-2 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 8, Township 4 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 2, Block 1, Airport 66 Subdivision Filing No. 1, the plat of said subdivision being recorded at Rec. No. A9195910 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 8 (from whence the E 1/4 corner of said section bears $S00^{\circ}26'30''E$, a distance of 2643.09 feet);

Thence $S11^{\circ}29'44''W$, a distance of 324.14 feet to the intersection of the northerly line of said Lot 2 and the westerly line of a sidewalk easement as depicted on and dedicated by the plat of said subdivision, said point being the **Point of Beginning**;

Thence coincident with the westerly line of said sidewalk easement the following two (2) courses:

1. Thence $S00^{\circ}26'30''E$, a distance of 26.01 feet;
2. Thence $S53^{\circ}38'23''E$, a distance of 15.05 feet to a point on the easterly line of said Lot 2;

Thence $S00^{\circ}26'30''E$, coincident with said easterly line, a distance of 10.35 feet;

Thence $N53^{\circ}38'23''W$, a distance of 18.30 feet;

Thence $N00^{\circ}26'30''W$, a distance of 34.41 feet to a point on the northerly line of said Lot 2;

Thence $N89^{\circ}30'25''E$, coincident with said northerly line, a distance of 2.60 feet to the **Point of Beginning**.

The above-described parcel containing 217 square feet (0.005 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 8, T4S, R66W, 6th PM, being $S00^{\circ}26'30''E$, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

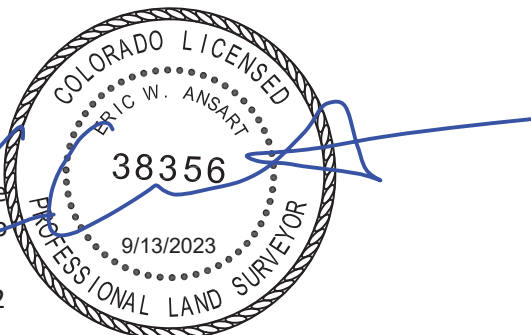
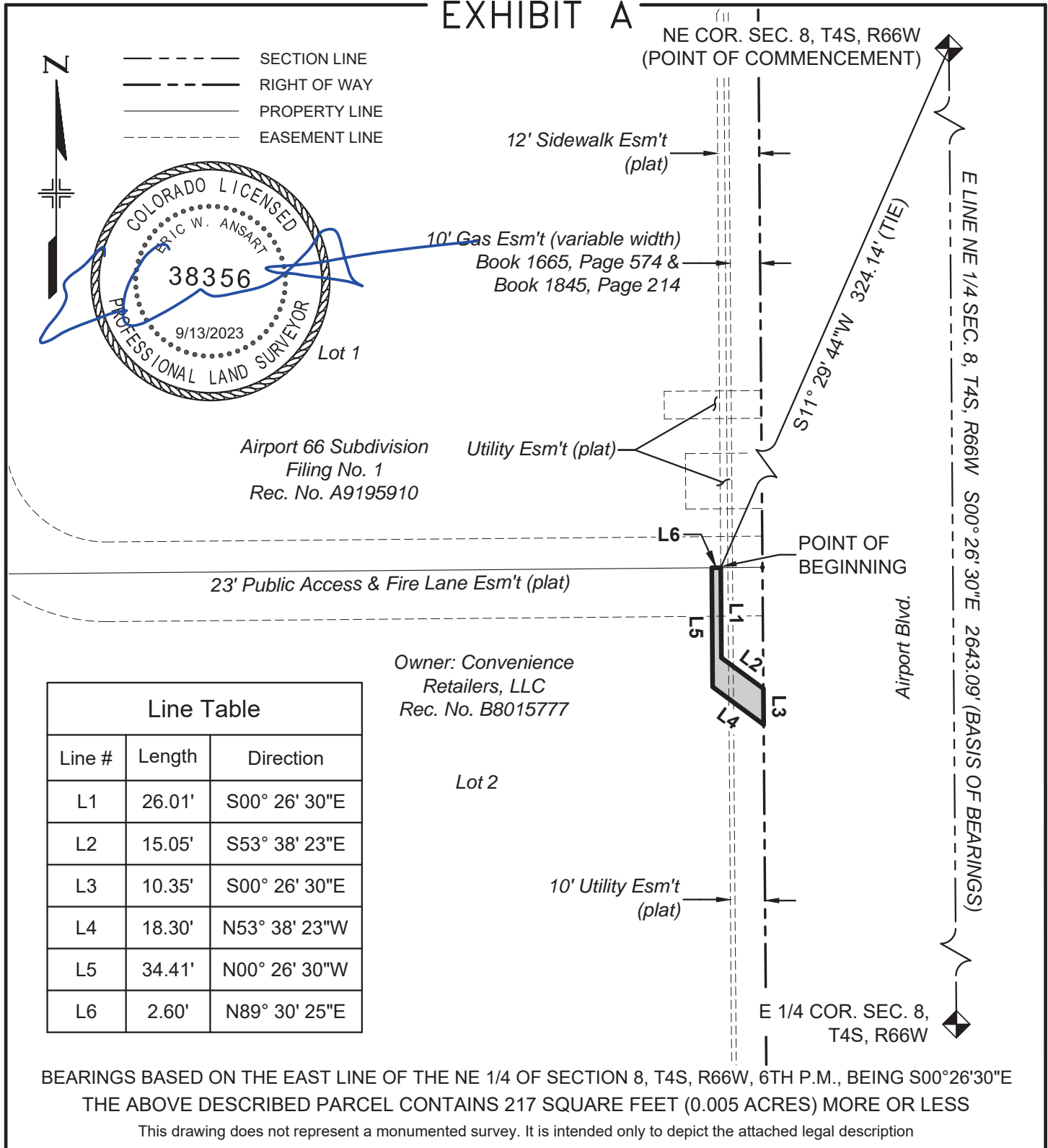


ILLUSTRATION FOR EXHIBIT A



CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-2
CHECKED BY: DMR	DATE: 7/14/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF SEC. 8, T4S, R66W, 6TH P.M., CITY OF AURORA, COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-2
DATE: JULY 13, 2023

A parcel of land No. TE-2 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 8, Township 4 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 2, Block 1, Airport 66 Subdivision Filing No. 1, the plat of said subdivision being recorded at Rec. No. A9195910 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 8 (from whence the E 1/4 corner of said section bears S00°26'30"E, a distance of 2643.09 feet);

Thence S11°56'41"W, a distance of 324.69 feet to a point on the northerly line of said Lot 2, said point being the **Point of Beginning**;

Thence S00°26'30"E, a distance of 34.41 feet;

Thence S53°38'23"E, a distance of 5.82 feet;

Thence S00°26'30"E, a distance of 6.64 feet;

Thence S89°33'30"W, a distance of 15.03 feet;

Thence N00°26'30"W, a distance of 44.53 feet to a point on the northerly line of said Lot 2;

Thence N89°30'25"E, coincident with said northerly line, a distance of 10.37 feet to the **Point of Beginning**.

The above-described parcel containing 501 square feet (0.012 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 8, T4S, R66W, 6th PM, being S00°26'30"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

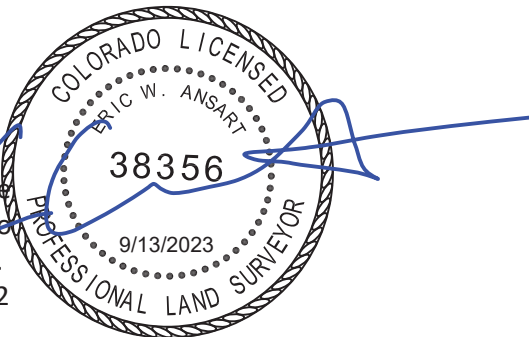
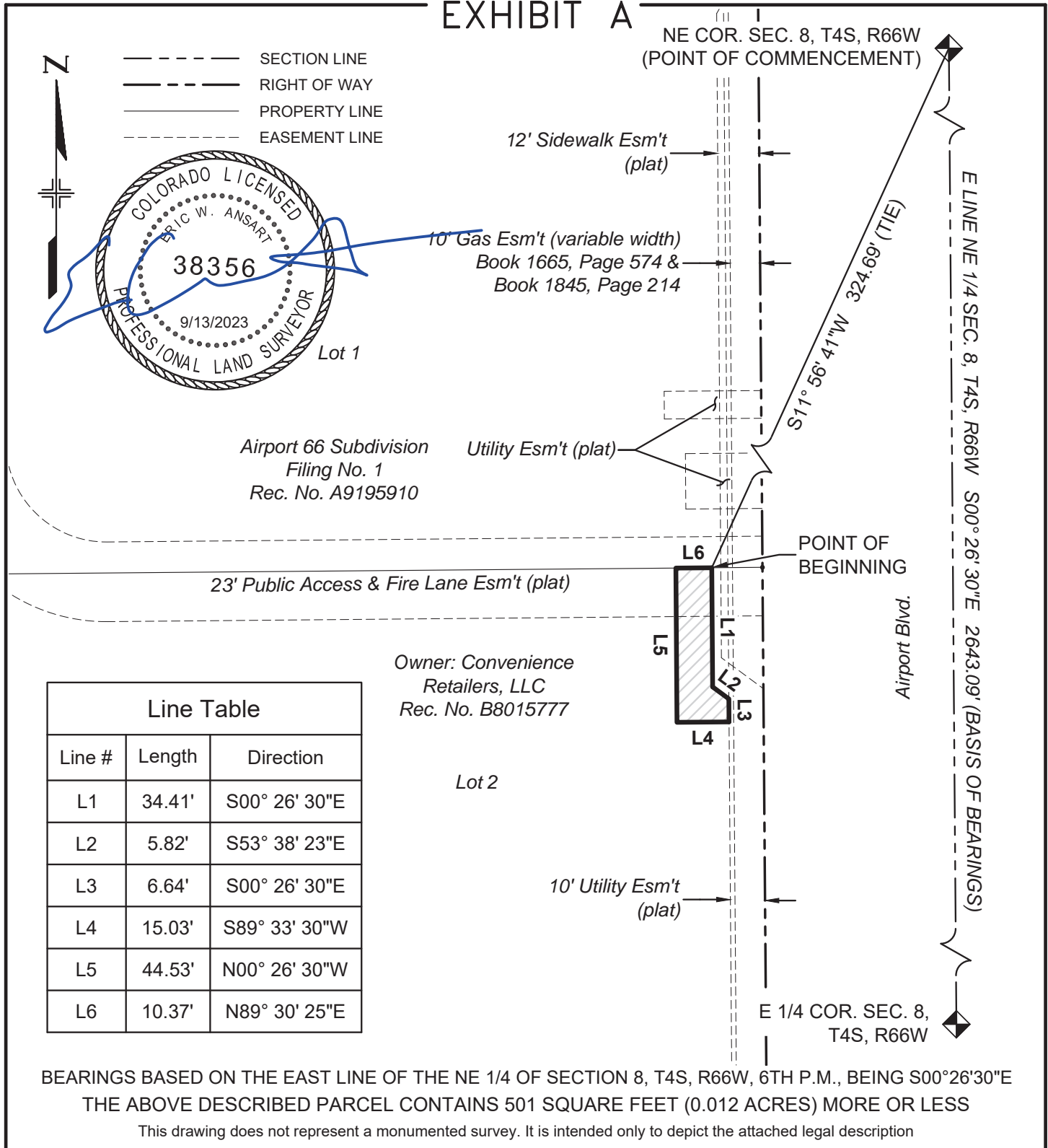


ILLUSTRATION FOR EXHIBIT A



Line Table

Line #	Length	Direction
L1	34.41'	S00° 26' 30"E
L2	5.82'	S53° 38' 23"E
L3	6.64'	S00° 26' 30"E
L4	15.03'	S89° 33' 30"W
L5	44.53'	N00° 26' 30"W
L6	10.37'	N89° 30' 25"E

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 8, T4S, R66W, 6TH P.M., BEING S00°26'30"E
 THE ABOVE DESCRIBED PARCEL CONTAINS 501 SQUARE FEET (0.012 ACRES) MORE OR LESS
 This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-2
CHECKED BY: DMR	DATE: 7/14/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF SEC. 8, T4S, R66W, 6TH P.M., CITY OF AURORA, COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: PE-3
DATE: SEPTEMBER 11, 2023

A parcel of land No. PE-3 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 35, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of that parcel of land described in that Special Warranty Deed recorded at Rec. No. E1082476 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 35 (from whence the N 1/4 corner of said section bears N88°59'30"W, a distance of 2718.85 feet);

Thence S00°17'30"W, coincident with the east line of said NE 1/4, a distance of 140.53 feet to the **Point of Beginning**;

Thence continuing S00°17'30"W, coincident with said east line, a distance of 9.48 feet to the northeasterly corner of that parcel of land described in that Warranty Deed recorded at Rec. No. B2073829 in said office;

Thence N88°59'30"W, coincident with the northerly line of said parcel, a distance of 28.57 feet;

Thence N71°16'58"E, a distance of 28.10 feet;

Thence S89°00'05"E, a distance of 2.00 feet to the **Point of Beginning**.

The above-described parcel containing 145 square feet (0.003 acres), more or less.

Bearings based on the north line of the NE 1/4 of Section 35, T5S, R66W, 6th PM, being N88°59'30"W, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

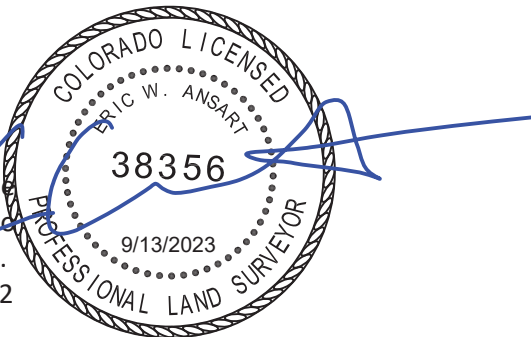
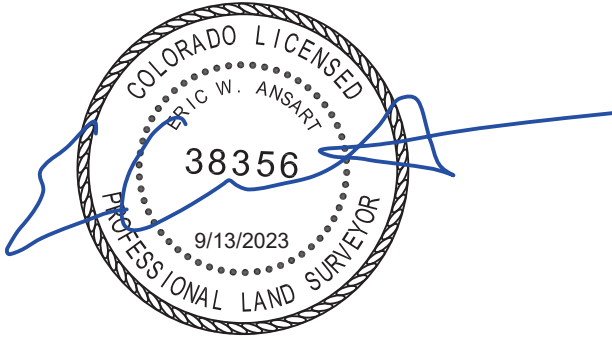


ILLUSTRATION FOR EXHIBIT A

N LINE NE 1/4 SEC. 35, T5S, R66W N88° 59' 30"W 2718.85' (BASIS OF BEARINGS)

N 1/4 COR. SEC. 35,
T5S, R66W

NE COR. SEC. 35, T5S, R66W
(POINT OF COMMENCEMENT)



Owner: Clayton Properties
Group II, Inc.
Rec. No. E1082476

Unplatted

POINT OF
BEGINNING

S89° 00' 05"E 2.00'

N71° 16' 58"E 28.10'

S00° 17' 30"W 9.48'

S00° 17' 30"W 140.53' (TIE)

E LINE NE 1/4 SEC. 35, T5S, R66W S00° 17' 30"W 2643.54'

N88° 59' 30"W 28.57'

E. Dry Creek Rd.
Rec. No. B2073829

E 1/4 COR. SEC. 35,
T5S, R66W



- SECTION LINE
- RIGHT OF WAY
- PROPERTY LINE
- EASEMENT LINE

BEARINGS BASED ON THE NORTH LINE OF THE NE 1/4 OF SECTION 35, T5S, R66W, 6TH P.M., BEING N88°59'30"W
THE ABOVE DESCRIBED PARCEL CONTAINS 145 SQUARE FEET (0.003 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 35, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-3
CHECKED BY: DMR	DATE: 9/13/2023	JOB NUMBER: 20016

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-3
DATE: SEPTEMBER 11, 2023

A parcel of land No. TE-3 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 35, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of that parcel of land described in that Special Warranty Deed recorded at Rec. No. E1082476 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 35 (from whence the N 1/4 corner of said section bears N88°59'30"W, a distance of 2718.85 feet);

Thence S00°17'30"W, coincident with the east line of said NE 1/4, a distance of 140.53 feet to the **Point of Beginning**;

Thence N89°00'05"W, a distance of 2.00 feet;

Thence S71°16'58"W, a distance of 28.10 feet to a point on the northerly line of that parcel of land described in that Warranty Deed recorded at Rec. No. B2073829 in said office;

Thence N88°59'30"W, coincident with said northerly line, a distance of 448.34 feet;

Thence N00°59'55"E, a distance of 9.79 feet;

Thence S89°00'05"E, a distance of 436.67 feet;

Thence N00°59'55"E, a distance of 10.00 feet;

Thence S89°42'30"E, a distance of 39.99 to a point on the east line of said NE 1/4;

Thence S00°17'30"W, coincident with said east line, a distance of 10.89 feet to the **Point of Beginning**.

The above-described parcel containing 4,955 square feet (0.114 acres), more or less.

Bearings based on the north line of the NE 1/4 of Section 35, T5S, R66W, 6th PM, being N88°59'30"W, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

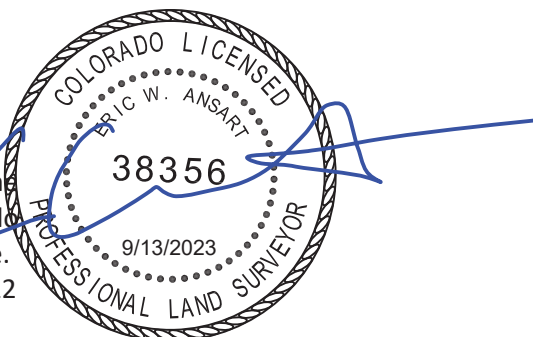


ILLUSTRATION FOR EXHIBIT A

N LINE NE 1/4 SEC. 35, T5S, R66W N88° 59' 30"W 2718.85' (BASIS OF BEARINGS)

N 1/4 COR. SEC. 35,
T5S, R66W

NE COR. SEC. 35, T5S, R66W
(POINT OF COMMENCEMENT)

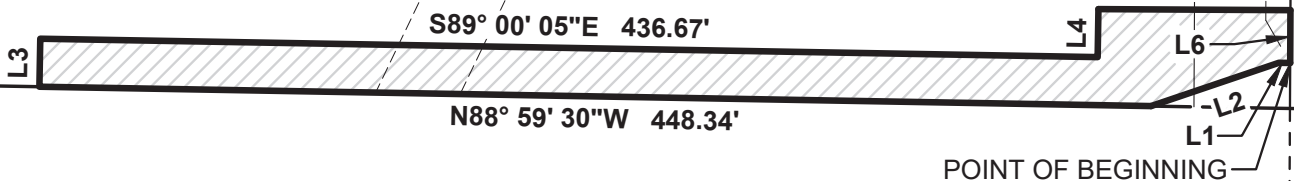
Line Table		
Line #	Length	Direction
L1	2.00'	N89° 00' 05"W
L2	28.10'	S71° 16' 58"W
L3	9.79'	N00° 59' 55"E
L4	10.00'	N00° 59' 55"E
L5	39.99'	S89° 42' 30"E
L6	10.89'	S00° 17' 30"W

Owner: Clayton Properties
Group II, Inc.
Rec. No. E1082476

Unplatted

Drainage Easement
Rec. No. B2073831

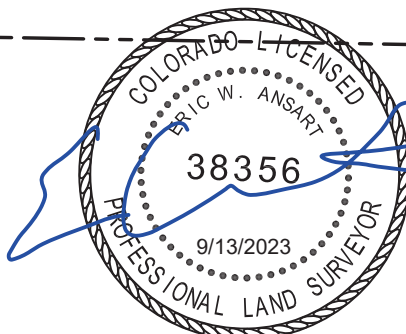
S00° 17' 30"W 140.53' (TIE)
S00° 17' 30"W 2643.54'
E LINE NE 1/4 SEC. 35, T5S, R66W



E. Dry Creek Rd.
Rec. No. B2073829



- SECTION LINE
- RIGHT OF WAY
- PROPERTY LINE
- EASEMENT LINE



E 1/4 COR. SEC. 35,
T5S, R66W

BEARINGS BASED ON THE NORTH LINE OF THE NE 1/4 OF SECTION 35, T5S, R66W, 6TH P.M., BEING N88°59'30"W
THE ABOVE DESCRIBED PARCEL CONTAINS 4,955 SQUARE FEET (0.114 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-3
CHECKED BY: DMR	DATE: 9/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 35, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: PE-5
DATE: JULY 13, 2023

A parcel of land No. PE-5 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 35, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 1, Block 1, Kings Point Subdivision Filing No. 3, the plat of said subdivision being recorded at Rec. No. B2187150 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 35 (from whence the N 1/4 corner of said section bears N88°59'30"W, a distance of 2718.85 feet);

Thence S61°37'04"W, a distance of 456.16 feet to a point on the northerly line of said Lot 1, said point being the northeasterly corner of a sidewalk easement dedicated by the plat of said subdivision, and also being the **Point of Beginning**;

Thence S88°59'30"E, coincident with said northerly line, a distance of 10.06 feet;

Thence S00°59'55"W, a distance of 5.19 feet;

Thence N89°00'05"W, a distance of 10.00 feet to a point on the easterly line of said sidewalk easement;

Thence N00°18'06"E, coincident with said easterly line, a distance of 5.19 feet to the **Point of Beginning**.

The above-described parcel containing 52 square feet (0.001 acres), more or less.

Bearings based on the north line of the NE 1/4 of Section 35, T5S, R66W, 6th PM, being N88°59'30"W, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT A

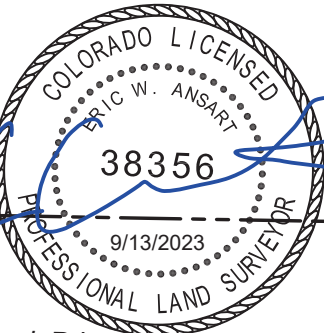
N LINE NE 1/4 SEC. 35, T5S, R66W N88° 59' 30"W 2718.85' (BASIS OF BEARINGS)

N 1/4 COR. SEC. 35,
T5S, R66W

NE COR. SEC. 35, T5S, R66W
(POINT OF COMMENCEMENT)

Line Table		
Line #	Length	Direction
L1	10.06'	S88° 59' 30"E
L2	5.19'	S00° 59' 55"W
L3	10.00'	N89° 00' 05"W
L4	5.19'	N00° 18' 06"E

- SECTION LINE
- RIGHT OF WAY
- PROPERTY LINE
- EASEMENT LINE



E. Dry Creek Rd.
Rec. No. B2073829

PSCo Easement
Rec. No. B4118734

POINT OF
BEGINNING

Drainage
& Utility
Easement
(plat)

10'

Sidewalk Easement
(plat)

L4

L1

L3

L2

16'

Utility Easement (plat)

36'

Fire Lane Easement (plat)

Owner: Cherry Creek
School District #5
Rec. No. B2065791

Kings Point
Subdivision Filing No. 3
Rec. No. B2187150

E LINE NE 1/4 SEC. 35, T5S, R66W S00° 17' 30"W 2643.54'

Fire Lane Easement (plat)

Lot 1, Block 1

E 1/4 COR. SEC. 35,
T5S, R66W

BEARINGS BASED ON THE NORTH LINE OF THE NE 1/4 OF SECTION 35, T5S, R66W, 6TH P.M., BEING N88°59'30"W
THE ABOVE DESCRIBED PARCEL CONTAINS 52 SQUARE FEET (0.001 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-5
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 35, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT B

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: PE-5A
DATE: JULY 13, 2023

A parcel of land No. PE-5A of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 35, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 1, Block 1, Kings Point Subdivision Filing No. 3, the plat of said subdivision being recorded at Rec. No. B2187150 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 35 (from whence the N 1/4 corner of said section bears N88°59'30"W, a distance of 2718.85 feet);

Thence S64°49'57"W, a distance of 507.49 feet to a point on the northerly line of said Lot 1, said point being the northwesterly corner of a sidewalk easement dedicated by the plat of said subdivision, and also being the **Point of Beginning**;

Thence coincident with the westerly and southerly lines of said sidewalk easement the following two (2) courses:

1. Thence S19°25'07"E, a distance of 10.67 feet;
2. Thence S88°59'30"E, a distance of 10.69 feet;

Thence S00°59'55"W, a distance of 5.20 feet;

Thence N89°00'05"W, a distance of 15.00 feet;

Thence N46°01'06"W, a distance of 22.30 feet to a point on the northerly line of said Lot 1;

Thence S88°59'30"E, coincident with said northerly line, a distance of 16.90 feet to the **Point of Beginning**.

The above-described parcel containing 226 square feet (0.005 acres), more or less.

Bearings based on the north line of the NE 1/4 of Section 35, T5S, R66W, 6th PM, being N88°59'30"W, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

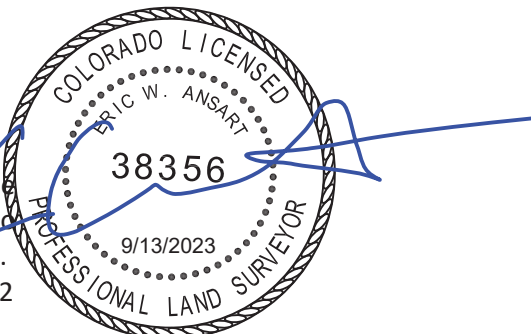


ILLUSTRATION FOR EXHIBIT B

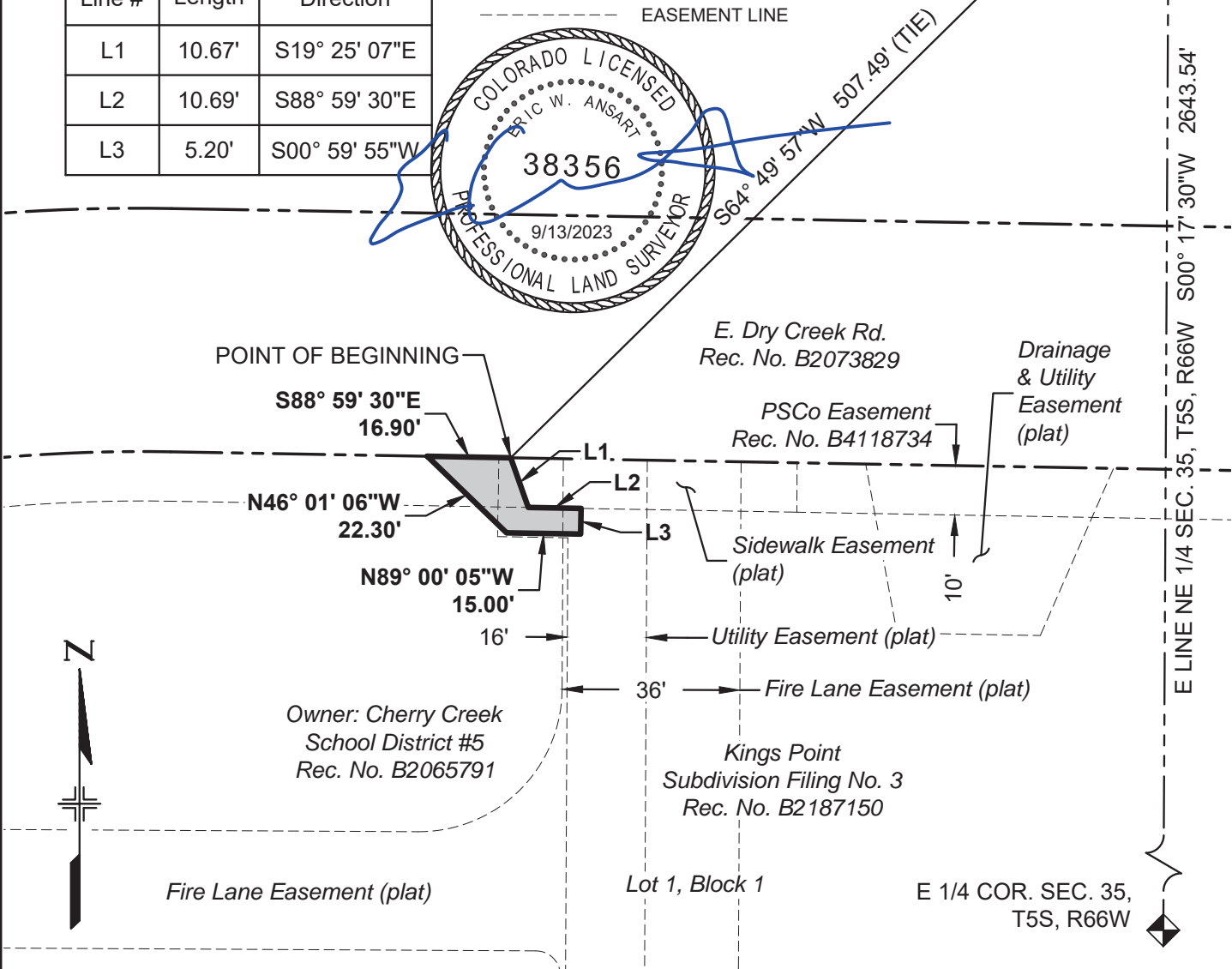
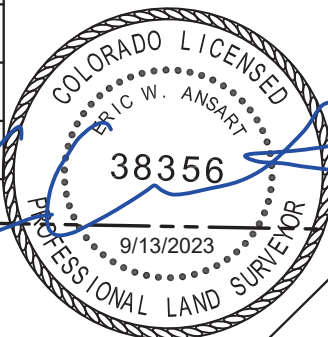
N LINE NE 1/4 SEC. 35, T5S, R66W N88° 59' 30"W 2718.85' (BASIS OF BEARINGS)

N 1/4 COR. SEC. 35,
T5S, R66W

NE COR. SEC. 35, T5S, R66W
(POINT OF COMMENCEMENT)

Line Table		
Line #	Length	Direction
L1	10.67'	S19° 25' 07"E
L2	10.69'	S88° 59' 30"E
L3	5.20'	S00° 59' 55"W

- SECTION LINE
- RIGHT OF WAY
- PROPERTY LINE
- EASEMENT LINE



BEARINGS BASED ON THE NORTH LINE OF THE NE 1/4 OF SECTION 35, T5S, R66W, 6TH P.M., BEING N88°59'30"W
THE ABOVE DESCRIBED PARCEL CONTAINS 226 SQUARE FEET (0.005 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-5A
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 35, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-5
DATE: JULY 13, 2023

A parcel of land No. TE-5 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 35, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 1, Block 1, Kings Point Subdivision Filing No. 3, the plat of said subdivision being recorded at Rec. No. B2187150 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the NE corner of said Section 35 (from whence the N 1/4 corner of said section bears N88°59'30"W, a distance of 2718.85 feet);

Thence S60°59'07"W, a distance of 447.42 feet to a point on the northerly line of said Lot 1, said point being the **Point of Beginning**;

Thence S88°59'30"E, coincident with said northerly line, a distance of 19.97 feet;

Thence S55°56'56"W, a distance of 38.32 feet;

Thence N89°00'05"W, a distance of 27.77 feet;

Thence S00°59'55"W, a distance of 10.00 feet;

Thence N89°00'05"W, a distance of 34.12 feet;

Thence N00°59'55"E, a distance of 10.00 feet;

Thence N55°17'54"W, a distance of 39.70 feet to a point on said northerly line;

Thence S88°59'30"E, coincident with said northerly line, a distance of 21.37 feet;

Thence S46°01'06"E, a distance of 22.30 feet;

Thence S89°00'05"E, a distance of 15.00 feet;

Thence N00°59'55"E, a distance of 5.20 feet to a point on the southerly line of a sidewalk easement dedicated by the plat of said subdivision;

Thence coincident with the southerly and easterly lines of said sidewalk easement the following two (2) courses:

1. Thence S88°59'30"E, a distance of 43.70 feet;
2. Thence N00°18'06"E, a distance of 4.81 feet;

Thence S89°00'05"E, a distance of 10.00 feet;

Thence N00°59'55"E, a distance of 5.19 feet to the **Point of Beginning**.

The above-described parcel containing 1,572 square feet (0.036 acres), more or less.

Bearings based on the north line of the NE 1/4 of Section 35, T5S, R66W, 6th PM, being N88°59'30"W, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

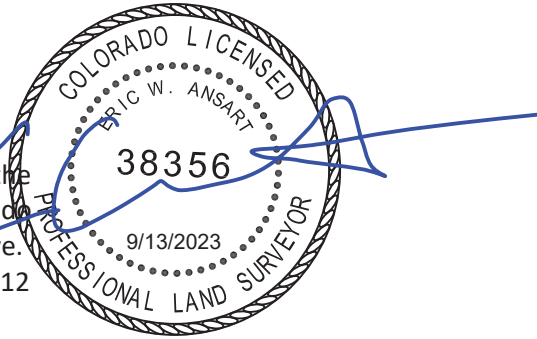


ILLUSTRATION FOR EXHIBIT A

N LINE NE 1/4 SEC. 35, T5S, R66W N88° 59' 30"W 2718.85' (BASIS OF BEARINGS)

N 1/4 COR. SEC. 35,
T5S, R66W

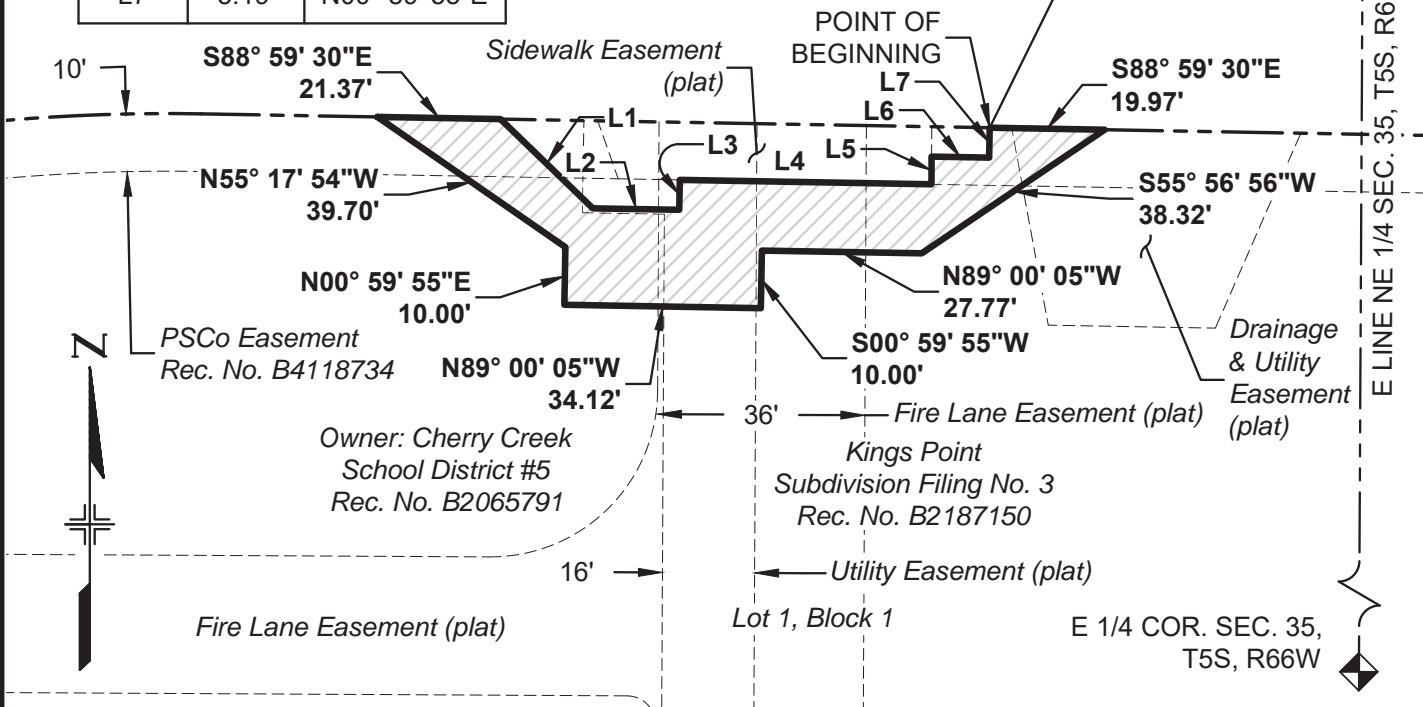
NE COR. SEC. 35, T5S, R66W
(POINT OF COMMENCEMENT)

Line Table		
Line #	Length	Direction
L1	22.30'	S46° 01' 06"E
L2	15.00'	S89° 00' 05"E
L3	5.20'	N00° 59' 55"E
L4	43.70'	S88° 59' 30"E
L5	4.81'	N00° 18' 06"E
L6	10.00'	S89° 00' 05"E
L7	5.19'	N00° 59' 55"E

- SECTION LINE
- RIGHT OF WAY
- PROPERTY LINE
- EASEMENT LINE



E. Dry Creek Rd. Rec. No. B2073829



BEARINGS BASED ON THE NORTH LINE OF THE NE 1/4 OF SECTION 35, T5S, R66W, 6TH P.M., BEING N88°59'30"W
THE ABOVE DESCRIBED PARCEL CONTAINS 1,572 SQUARE FEET (0.036 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-5
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 35, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-6
DATE: JULY 13, 2023

A parcel of land No. TE-6 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the SW 1/4 of Section 31, Township 3 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Adams, State of Colorado, being a part of Lot 1, Block 7, Gutheil Gardens, the plat of said subdivision being originally recorded at Rec. No. 209592 in the office of the Arapahoe County Clerk and Recorder (1889) and rerecorded in Book 3 at Page 15 in the office of the Adams County Clerk and Recorder (1926), more particularly described as follows:

Commencing at the SW corner of said Section 31 (from whence the S 1/4 corner of said section bears N89°32'57"E, a distance of 2475.57 feet);

Thence N68°14'23"E, a distance of 1119.56 feet to a point on the easterly line of that parcel of land described in that Special Warranty Deed in Book 1137 at Page 273 in said office of the Adams County Clerk and Recorder, said point being the **Point of Beginning**;

Thence N10°15'00"W, coincident with said easterly line, a distance of 15.00 feet;

Thence N79°45'00"E, a distance of 12.00 feet;

Thence S10°15'00"E, a distance of 15.00 feet;

Thence S79°45'00"W, a distance of 12.00 feet to the **Point of Beginning**.

The above-described parcel containing 180 square feet (0.004 acres), more or less.

Bearings based on the south line of the SW 1/4 of Section 31, T3S, R66W, 6th PM, being N89°32'57"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



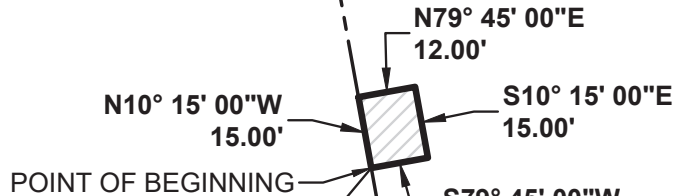
ILLUSTRATION FOR EXHIBIT A



- SECTION LINE
- RIGHT OF WAY
- PROPERTY LINE
- EASEMENT LINE

E'ly right-of-way Interstate 225
Book 1137, Page 273

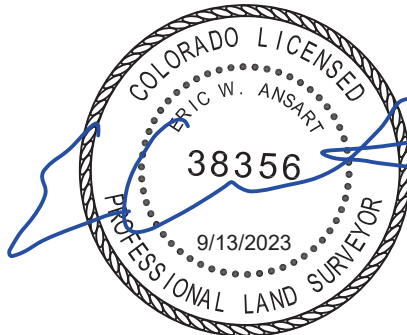
Owner: Green Acres
Community, LLC
Rec. No. 2018000097858



Lot 1, Block 7

Gutheil Gardens
Rec. No. 209592 (Arap. Co. 1889)
Book 3, Page 15 (Adams Co. 1926)

N68° 14' 23"E 1119.56' (TIE)



Taco Bell
Sub. Flg. 1

S LINE SW 1/4 SEC. 31, T3S, R66W N89° 32' 57"E 2475.57' (BASIS OF BEARINGS)

SW COR. SEC. 31, T3S, R66W
(POINT OF COMMENCEMENT)

E. Colfax Ave.

S 1/4 COR. SEC. 31,
T3S, R66W

BEARINGS BASED ON THE SOUTH LINE OF THE SW 1/4 OF SECTION 31, T3S, R66W, 6TH P.M., BEING N89°32'57"E
THE ABOVE DESCRIBED PARCEL CONTAINS 180 SQUARE FEET (0.004 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-6
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE SW 1/4 OF
SEC. 31, T3S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ADAMS, STATE OF COLORADO

EXHIBIT B

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-6A
DATE: JULY 13, 2023

A parcel of land No. TE-6A of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the SW 1/4 of Section 31, Township 3 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Adams, State of Colorado, being a part of Lot 1, Block 7, Gutheil Gardens, the plat of said subdivision being originally recorded at Rec. No. 209592 in the office of the Arapahoe County Clerk and Recorder (1889) and rerecorded in Book 3 at Page 15 in the office of the Adams County Clerk and Recorder (1926), more particularly described as follows:

Commencing at the SW corner of said Section 31 (from whence the S 1/4 corner of said section bears N89°32'57"E, a distance of 2475.57 feet);

Thence N59°26'08"E, a distance of 1181.16 feet to a point on the westerly line of said Lot 1, said point being the **Point of Beginning**;

Thence N00°15'17"W, coincident with said westerly line, a distance of 15.00 feet;

Thence N89°44'43"E, a distance of 8.00 feet;

Thence S00°15'17"E, a distance of 15.00 feet;

Thence S89°44'43"W, a distance of 8.00 feet to the **Point of Beginning**.

The above-described parcel containing 120 square feet (0.003 acres), more or less.

Bearings based on the south line of the SW 1/4 of Section 31, T3S, R66W, 6th PM, being N89°32'57"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

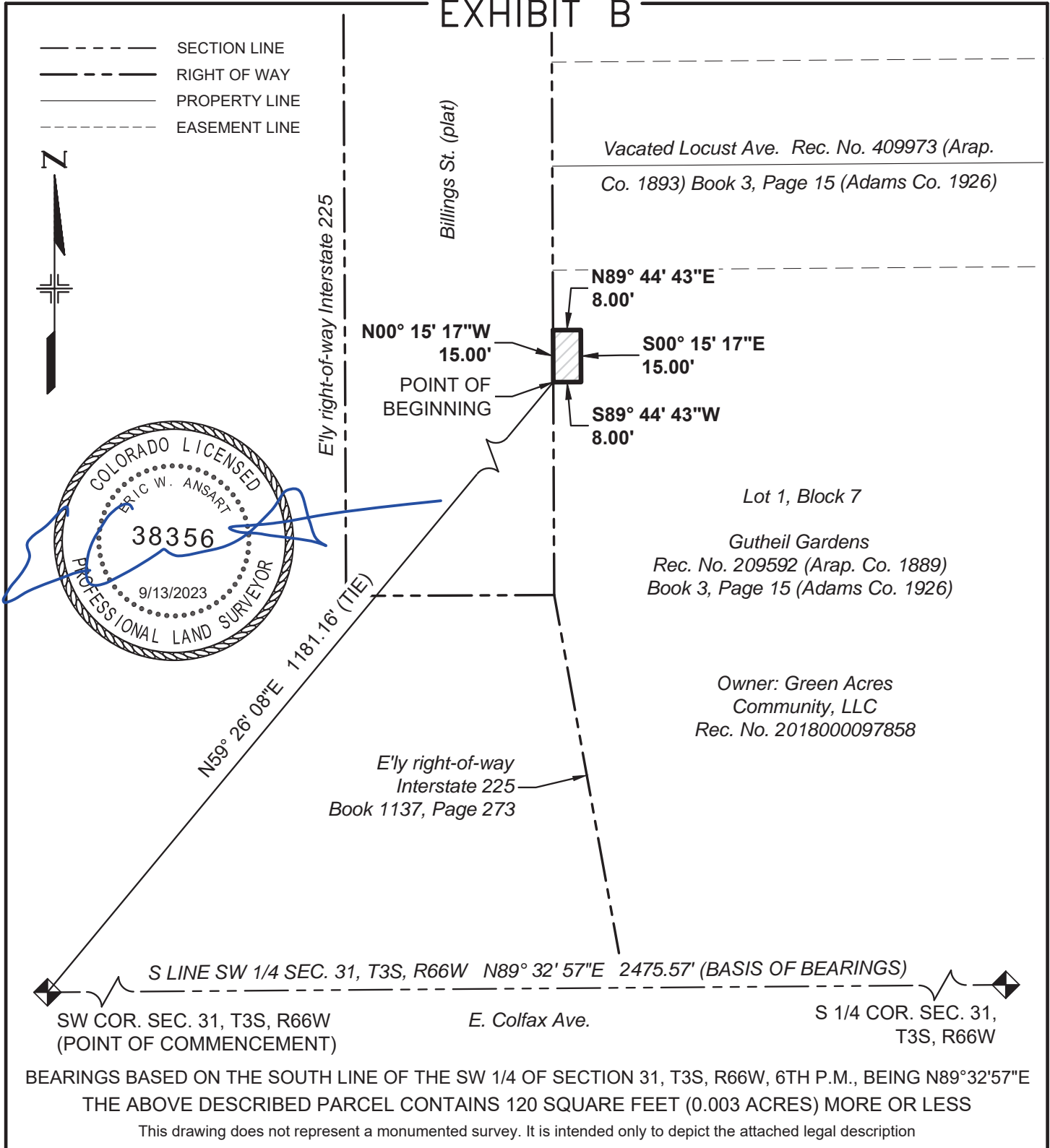
Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT B

- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE



Vacated Locust Ave. Rec. No. 409973 (Arap. Co. 1893) Book 3, Page 15 (Adams Co. 1926)

N89° 44' 43"E
8.00'
S00° 15' 17"E
15.00'
S89° 44' 43"W
8.00'

Lot 1, Block 7

Gutheil Gardens
Rec. No. 209592 (Arap. Co. 1889)
Book 3, Page 15 (Adams Co. 1926)

Owner: Green Acres
Community, LLC
Rec. No. 2018000097858

E'ly right-of-way
Interstate 225
Book 1137, Page 273

S LINE SW 1/4 SEC. 31, T3S, R66W N89° 32' 57"E 2475.57' (BASIS OF BEARINGS)

SW COR. SEC. 31, T3S, R66W
(POINT OF COMMENCEMENT)

E. Colfax Ave.

S 1/4 COR. SEC. 31,
T3S, R66W

BEARINGS BASED ON THE SOUTH LINE OF THE SW 1/4 OF SECTION 31, T3S, R66W, 6TH P.M., BEING N89°32'57"E
THE ABOVE DESCRIBED PARCEL CONTAINS 120 SQUARE FEET (0.003 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-6A
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE SW 1/4 OF SEC. 31, T3S, R66W, 6TH P.M., CITY OF AURORA, COUNTY OF ADAMS, STATE OF COLORADO

EXHIBIT C

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-6B
DATE: JULY 13, 2023

A parcel of land No. TE-6B of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the SW 1/4 of Section 31, Township 3 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Adams, State of Colorado, being a part of Lot 3, Block 4, Gutheil Gardens, the plat of said subdivision being originally recorded at Rec. No. 209592 in the office of the Arapahoe County Clerk and Recorder (1889) and rerecorded in Book 3 at Page 15 in the office of the Adams County Clerk and Recorder (1926), more particularly described as follows:

Commencing at the SW corner of said Section 31 (from whence the S 1/4 corner of said section bears N89°32'57"E, a distance of 2475.57 feet);

Thence N49°39'17"E, a distance of 1332.91 feet to a point on the westerly line of said Lot 3, said point being the **Point of Beginning**;

Thence N00°15'17"W, coincident with said westerly line, a distance of 4.17 feet;

Thence N89°44'43"E, a distance of 5.00 feet;

Thence S00°15'17"E, a distance of 4.15 feet;

Thence S89°34'32"W, a distance of 5.00 feet to the **Point of Beginning**.

The above-described parcel containing 21 square feet (0.0005 acres), more or less.

Bearings based on the south line of the SW 1/4 of Section 31, T3S, R66W, 6th PM, being N89°32'57"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT C

- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE



Owner: Green Acres
Community, LLC
Rec. No. 2018000097858

E/ly right-of-way Interstate 225

Billings St. (plat)

N00° 15' 17"W
4.17'
POINT OF
BEGINNING

N89° 44' 43"E
5.00'

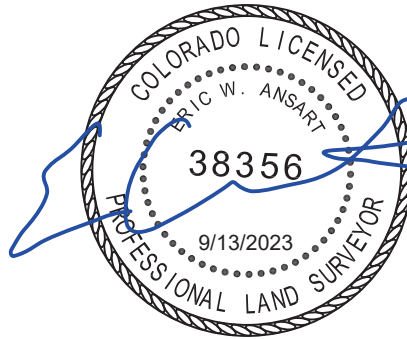
Lot 3, Block 4

S00° 15' 17"E
4.15'

S89° 34' 32"W
5.00'

Gutheil Gardens
Rec. No. 209592 (Arap. Co. 1889)
Book 3, Page 15 (Adams Co. 1926)

N49° 39' 17"E 1332.91' (TIE)



S LINE SW 1/4 SEC. 31, T3S, R66W N89° 32' 57"E 2475.57' (BASIS OF BEARINGS)

SW COR. SEC. 31, T3S, R66W
(POINT OF COMMENCEMENT)

E. Colfax Ave.

S 1/4 COR. SEC. 31,
T3S, R66W

BEARINGS BASED ON THE SOUTH LINE OF THE SW 1/4 OF SECTION 31, T3S, R66W, 6TH P.M., BEING N89°32'57"E
THE ABOVE DESCRIBED PARCEL CONTAINS 21 SQUARE FEET (0.0005 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-6B
CHECKED BY: DMR	DATE: 9/12/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE SW 1/4 OF
SEC. 31, T3S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ADAMS, STATE OF COLORADO

EXHIBIT D

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-6C
DATE: JULY 13, 2023

A parcel of land No. TE-6C of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the SW 1/4 of Section 31, Township 3 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Adams, State of Colorado, being a part of Lot 3, Block 4, Gutheil Gardens, the plat of said subdivision being originally recorded at Rec. No. 209592 in the office of the Arapahoe County Clerk and Recorder (1889) and rerecorded in Book 3 at Page 15 in the office of the Adams County Clerk and Recorder (1926), more particularly described as follows:

Commencing at the SW corner of said Section 31 (from whence the S 1/4 corner of said section bears N89°32'57"E, a distance of 2475.57 feet);

Thence N43°55'51"E, a distance of 1463.03 feet to a point on the westerly line of said Lot 3, said point being the **Point of Beginning**;

Thence N00°15'17"W, coincident with said westerly line, a distance of 15.00 feet;

Thence N89°44'43"E, a distance of 15.00 feet;

Thence S00°15'17"E, a distance of 15.00 feet;

Thence S89°44'43"W, a distance of 15.00 feet to the **Point of Beginning**.

The above-described parcel containing 225 square feet (0.005 acres), more or less.

Bearings based on the south line of the SW 1/4 of Section 31, T3S, R66W, 6th PM, being N89°32'57"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT D

- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE



Ely right-of-way Interstate 225

Billings St. (plat)

Owner: Green Acres
Community, LLC
Rec. No. 2018000097858

N00° 15' 17"W
15.00'
POINT OF
BEGINNING

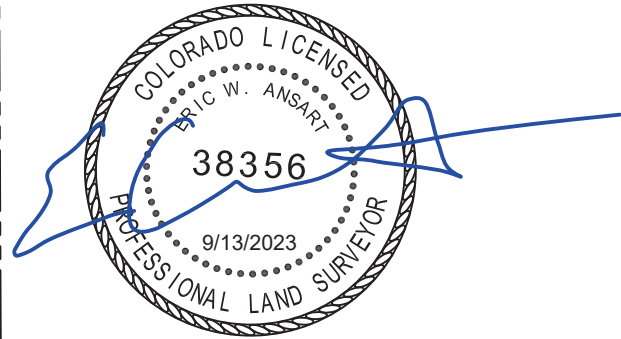
N89° 44' 43"E
15.00'

S00° 15' 17"E
15.00'

S89° 44' 43"W
15.00'

Lot 3, Block 4

Gutheil Gardens
Rec. No. 209592 (Arap. Co. 1889)
Book 3, Page 15 (Adams Co. 1926)



N43° 55' 51"E 1463.03' (TIE)

S LINE SW 1/4 SEC. 31, T3S, R66W N89° 32' 57"E 2475.57' (BASIS OF BEARINGS)

SW COR. SEC. 31, T3S, R66W
(POINT OF COMMENCEMENT)

E. Colfax Ave.

S 1/4 COR. SEC. 31,
T3S, R66W

BEARINGS BASED ON THE SOUTH LINE OF THE SW 1/4 OF SECTION 31, T3S, R66W, 6TH P.M., BEING N89°32'57"E
THE ABOVE DESCRIBED PARCEL CONTAINS 225 SQUARE FEET (0.005 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-6C
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE SW 1/4 OF
SEC. 31, T3S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ADAMS, STATE OF COLORADO

EXHIBIT E

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-6D
DATE: JULY 13, 2023

A parcel of land No. TE-6D of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the SW 1/4 of Section 31, Township 3 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Adams, State of Colorado, being a part of Lot 3, Block 4, Gutheil Gardens, the plat of said subdivision being originally recorded at Rec. No. 209592 in the office of the Arapahoe County Clerk and Recorder (1889) and rerecorded in Book 3 at Page 15 in the office of the Adams County Clerk and Recorder (1926), more particularly described as follows:

Commencing at the SW corner of said Section 31 (from whence the S 1/4 corner of said section bears N89°32'57"E, a distance of 2475.57 feet);

Thence N43°04'13"E, a distance of 1486.16 feet to a point on the westerly line of said Lot 3, said point being the **Point of Beginning**;

Thence N00°15'17"W, coincident with said westerly line, a distance of 20.00 feet;

Thence N89°44'43"E, a distance of 12.00 feet;

Thence S00°15'17"E, a distance of 20.00 feet;

Thence S89°44'43"W, a distance of 12.00 feet to the **Point of Beginning**.

The above-described parcel containing 240 square feet (0.006 acres), more or less.

Bearings based on the south line of the SW 1/4 of Section 31, T3S, R66W, 6th PM, being N89°32'57"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

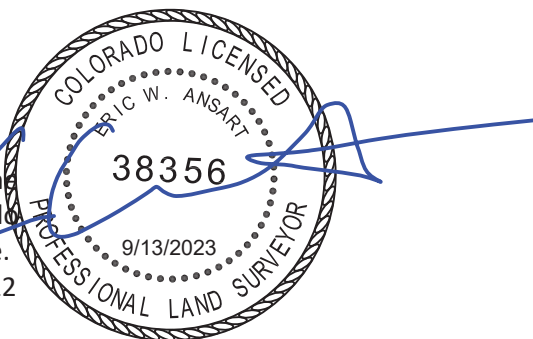


ILLUSTRATION FOR EXHIBIT E

- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE



Ely right-of-way Interstate 225

Billings St. (plat)

N00° 15' 17"W
20.00'
POINT OF BEGINNING

N89° 44' 43"E
12.00'

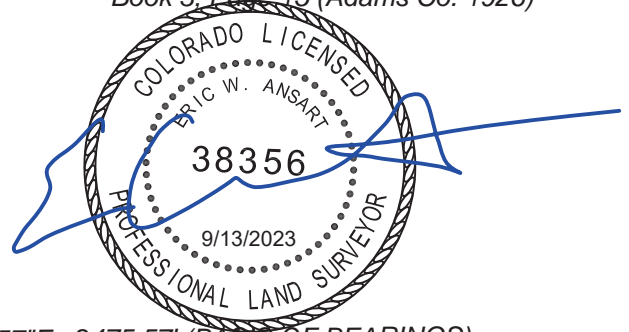
S00° 15' 17"E
20.00'

S89° 44' 43"W
12.00'

Owner: Green Acres
Community, LLC
Rec. No. 2018000097858

Lot 3, Block 4

Gutheil Gardens
Rec. No. 209592 (Arap. Co. 1889)
Book 3, Page 15 (Adams Co. 1926)



S LINE SW 1/4 SEC. 31, T3S, R66W N89° 32' 57"E 2475.57' (BASIS OF BEARINGS)

SW COR. SEC. 31, T3S, R66W
(POINT OF COMMENCEMENT)

E. Colfax Ave.

S 1/4 COR. SEC. 31,
T3S, R66W

BEARINGS BASED ON THE SOUTH LINE OF THE SW 1/4 OF SECTION 31, T3S, R66W, 6TH P.M., BEING N89°32'57"E
THE ABOVE DESCRIBED PARCEL CONTAINS 240 SQUARE FEET (0.006 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-6D
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE SW 1/4 OF
SEC. 31, T3S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ADAMS, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-7
DATE: JULY 13, 2023

A parcel of land No. TE-7 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the SW 1/4 of Section 31, Township 3 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Adams, State of Colorado, being a part of Lot 3, Block 4, Gutheil Gardens, the plat of said subdivision being originally recorded at Rec. No. 209592 in the office of the Arapahoe County Clerk and Recorder (1889) and rerecorded in Book 3 at Page 15 in the office of the Adams County Clerk and Recorder (1926), and a part of vacated Locust Ave., said vacation being originally recorded at Rec. No. 409973 in the office of the Arapahoe County Clerk and Recorder (1893) and rerecorded in Book 3 at Page 15 in the office of the Adams County Clerk and Recorder (1926), more particularly described as follows:

Commencing at the SW corner of said Section 31 (from whence the S 1/4 corner of said section bears N89°32'57"E, a distance of 2475.57 feet);

Thence N56°15'03"E, a distance of 1222.76 feet to a point on the westerly line of said vacated Locust Ave., said point being the **Point of Beginning**;

Thence N00°15'17"W, coincident with said westerly line and the westerly line of said Lot 3, a distance of 35.00 feet;

Thence N89°44'43"E, a distance of 10.00 feet;

Thence S00°15'17"E, a distance of 35.00 feet;

Thence S89°44'43"W, a distance of 10.00 feet to the **Point of Beginning**.

The above-described parcel containing 350 square feet (0.008 acres), more or less.

Bearings based on the south line of the SW 1/4 of Section 31, T3S, R66W, 6th PM, being N89°32'57"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

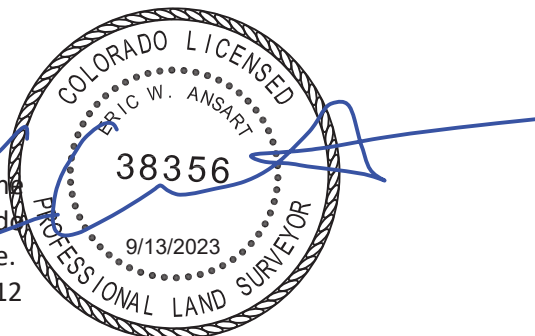


ILLUSTRATION FOR EXHIBIT A

- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE



Ely right-of-way Interstate 225

Billings St. (plat)

Lot 3, Block 4

Gutheil Gardens
 Rec. No. 209592 (Arap. Co. 1889)
 Book 3, Page 15 (Adams Co. 1926)

Owner: 1610 Billings, LLC
 Rec. No. 2023000014686

N89° 44' 43"E
 10.00'

N00° 15' 17"W
 35.00'

S00° 15' 17"E
 35.00'

POINT OF BEGINNING

Vacated Locust Ave. Rec. No. 409973 (Arap. Co. 1893) Book 3, Page 15 (Adams Co. 1926)

S89° 44' 43"W
 10.00'

Lot 1, Block 7

N56° 15' 03"E 1222.76' (TIE)

S LINE SW 1/4 SEC. 31, T3S, R66W N89° 32' 57"E 2475.57' (BASIS OF BEARINGS)

SW COR. SEC. 31, T3S, R66W
 (POINT OF COMMENCEMENT)

E. Colfax Ave.

S 1/4 COR. SEC. 31,
 T3S, R66W

BEARINGS BASED ON THE SOUTH LINE OF THE SW 1/4 OF SECTION 31, T3S, R66W, 6TH P.M., BEING N89°32'57"E
 THE ABOVE DESCRIBED PARCEL CONTAINS 350 SQUARE FEET (0.008 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-7
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE SW 1/4 OF
 SEC. 31, T3S, R66W, 6TH P.M., CITY OF AURORA,
 COUNTY OF ADAMS, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-8
DATE: JULY 13, 2023

A parcel of land No. TE-8 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the SW 1/4 of Section 31, Township 3 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Adams, State of Colorado, being a part of Lot 3, Block 4, Gutheil Gardens, the plat of said subdivision being originally recorded at Rec. No. 209592 in the office of the Arapahoe County Clerk and Recorder (1889) and rerecorded in Book 3 at Page 15 in the office of the Adams County Clerk and Recorder (1926), more particularly described as follows:

Commencing at the SW corner of said Section 31 (from whence the S 1/4 corner of said section bears N89°32'57"E, a distance of 2475.57 feet);

Thence N49°39'17"E, a distance of 1332.91 feet to a point on the westerly line of said Lot 3, said point being the **Point of Beginning**;

Thence N89°34'32"E, a distance of 5.00 feet;

Thence S00°15'17"E, a distance of 25.85 feet;

Thence S89°44'43"W, a distance of 5.00 feet to a point on said westerly line;

Thence N00°15'17"W, coincident with said westerly line, a distance of 25.83 feet to the **Point of Beginning**.

The above-described parcel containing 129 square feet (0.003 acres), more or less.

Bearings based on the south line of the SW 1/4 of Section 31, T3S, R66W, 6th PM, being N89°32'57"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

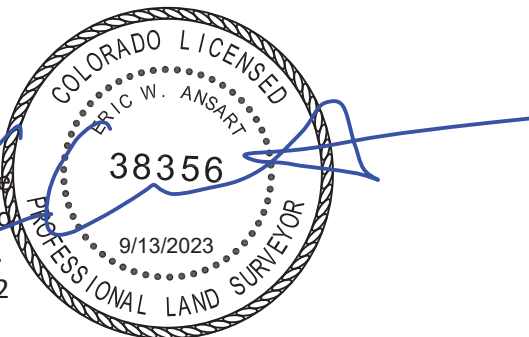
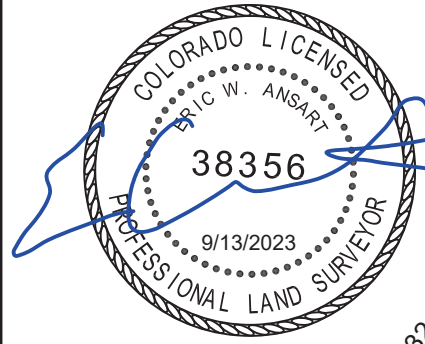


ILLUSTRATION FOR EXHIBIT A

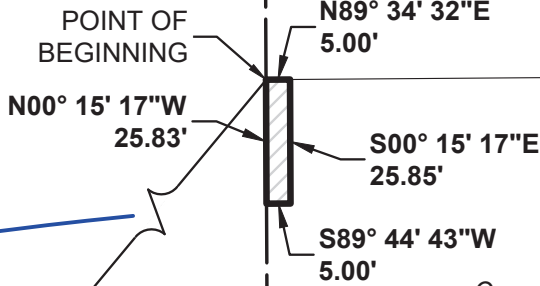
- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE



Ely right-of-way Interstate 225

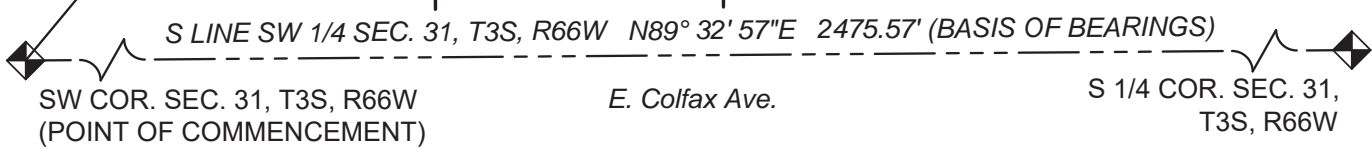
Billings St. (plat)

Lot 3, Block 4



Owners: Benavidez, Jose M.,
Benavidez, Juan, and Benavidez, Patricia
Rec. No. 2009000059421

Gutheil Gardens
Rec. No. 209592 (Arap. Co. 1889)
Book 3, Page 15 (Adams Co. 1926)



BEARINGS BASED ON THE SOUTH LINE OF THE SW 1/4 OF SECTION 31, T3S, R66W, 6TH P.M., BEING N89°32'57"E
 THE ABOVE DESCRIBED PARCEL CONTAINS 129 SQUARE FEET (0.003 ACRES) MORE OR LESS
 This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-8
CHECKED BY: DMR	DATE: 7/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE SW 1/4 OF SEC. 31, T3S, R66W, 6TH P.M., CITY OF AURORA, COUNTY OF ADAMS, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: PE-9
DATE: AUGUST 7, 2023

A parcel of land No. PE-9 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Tract - F, The Timbers, Filing No. Two the plat of said subdivision being recorded at Rec. No. 1322652 in the office of the Arapahoe County Clerk and Recorder, and also being a part of Tract - J, The Timbers, Filing No. Three, the plat of said subdivision being recorded at Rec. No. 1360089 in said office, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears $N00^{\circ}26'10''E$, a distance of 2679.43 feet);

Thence $N06^{\circ}56'10''W$, a distance of 428.65 feet to the southeasterly corner of said Tract - J, said point being the **Point of Beginning**;

Thence $N89^{\circ}33'50''W$, coincident with the southerly line of said Tract - J, a distance of 0.50 feet;

Thence $N00^{\circ}26'10''E$, a distance of 241.46 feet;

Thence $N89^{\circ}33'50''W$, a distance of 6.50 feet;

Thence $N00^{\circ}26'10''E$, a distance of 46.00 feet to a point on the southerly line of Lot 14, Block 3 of said subdivision;

Thence $S89^{\circ}33'50''E$, coincident with said southerly line, a distance of 2.00 feet to the southeasterly corner of said Lot 14;

Thence $N00^{\circ}26'10''E$, coincident with the easterly line of said Lot 14 and the easterly lines of Lots 13, 12, and 11 in said Block 3, a distance of 110.00 feet to the northeasterly corner of said Lot 11;

Thence $S89^{\circ}33'50''E$, a distance of 4.50 feet;

Thence $N00^{\circ}26'10''E$, a distance of 40.00 feet;

Thence $S89^{\circ}33'50''E$, a distance of 0.50 feet to a point on the easterly line of said Tract - F;

Thence $S00^{\circ}26'10''W$, coincident with the easterly line of said Tract - F, and the easterly line of said Tract - J, a distance of 437.46 feet to the **Point of Beginning**.

The above-described parcel containing 1,013 square feet (0.023 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

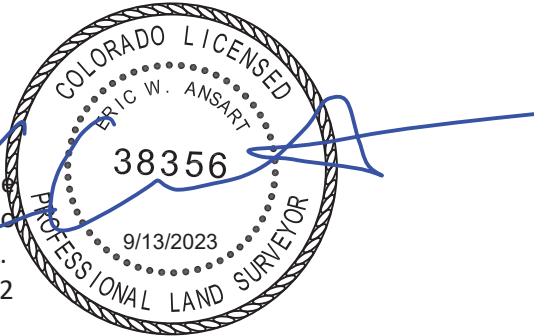
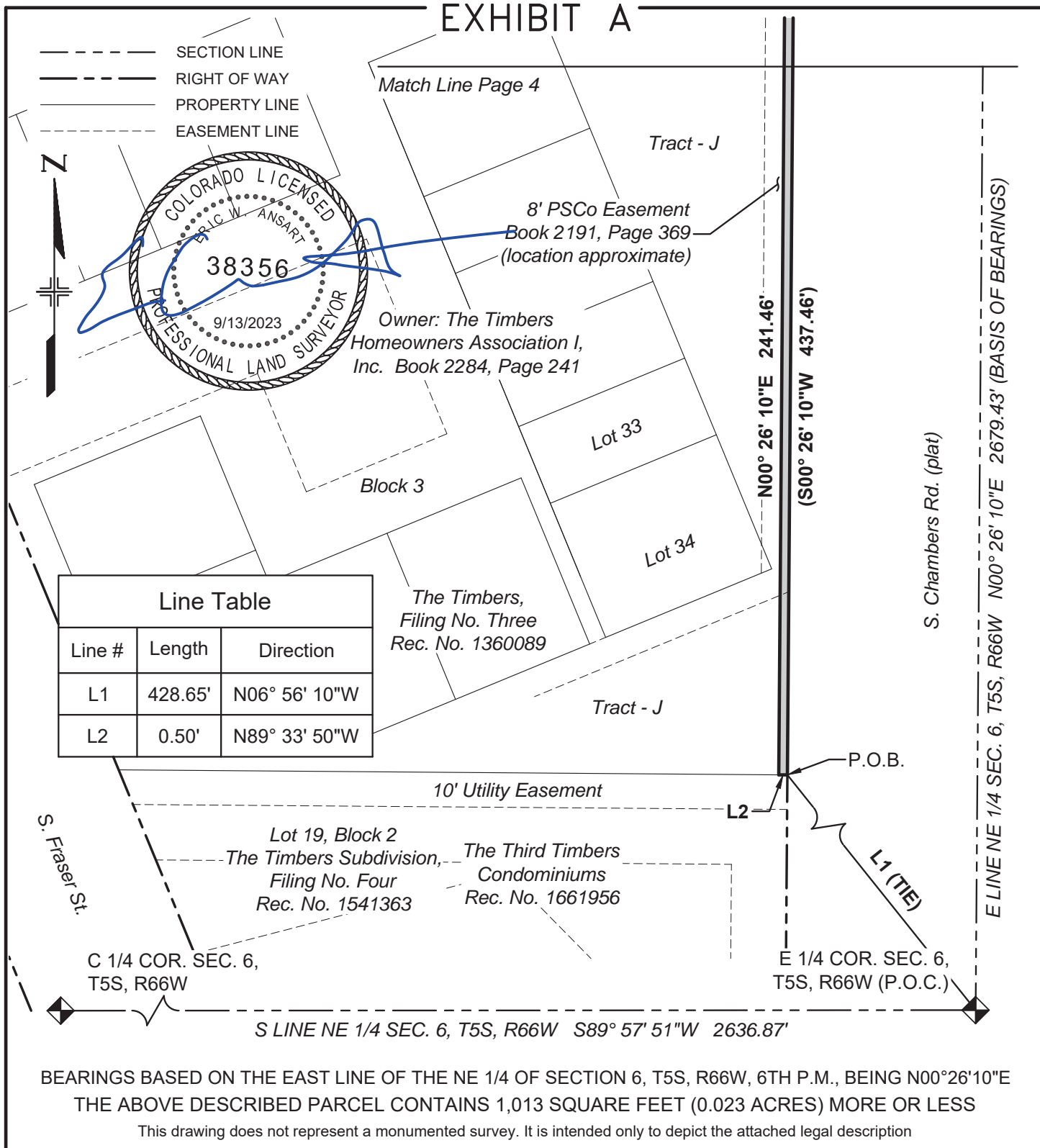


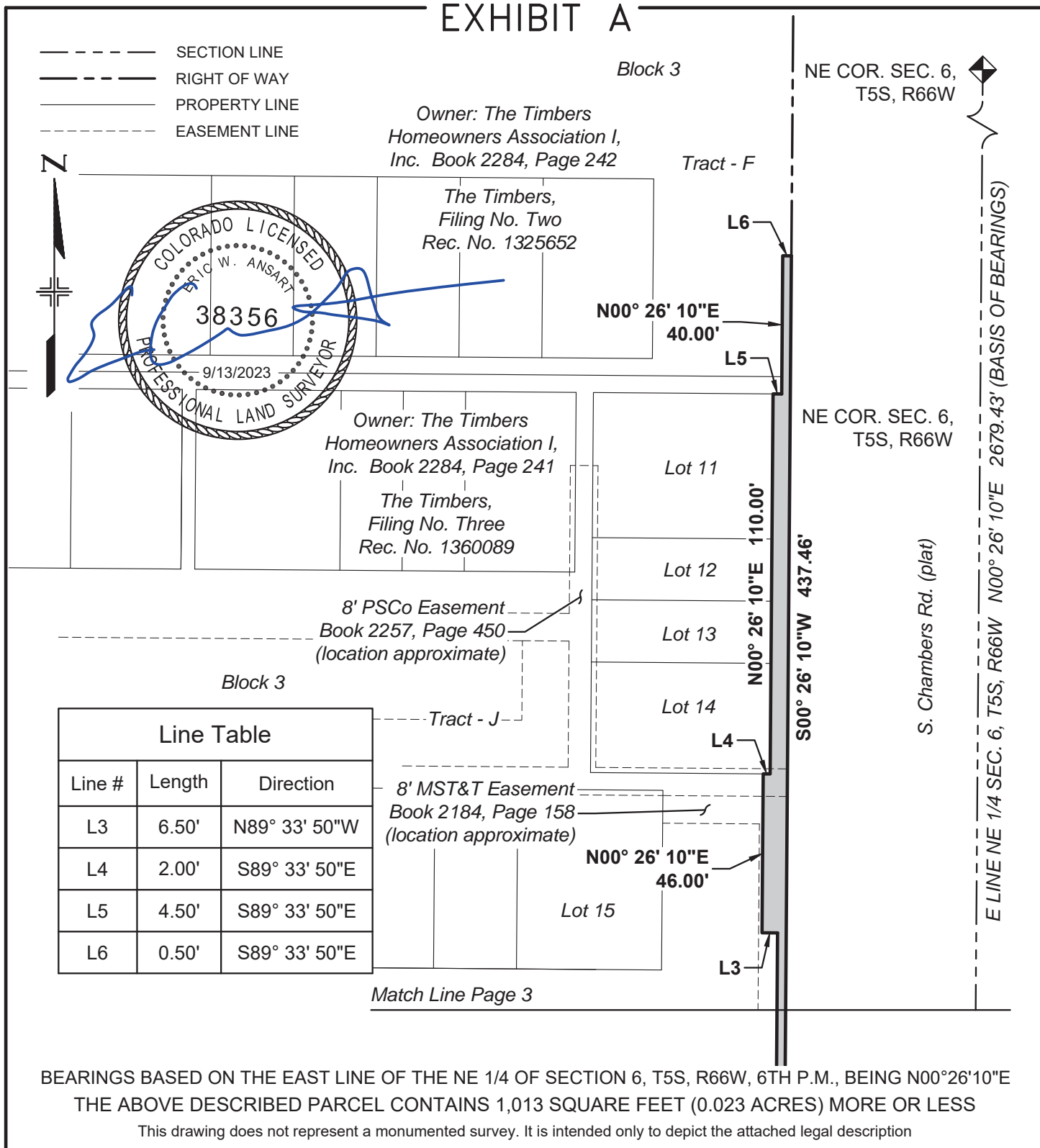
ILLUSTRATION FOR EXHIBIT A



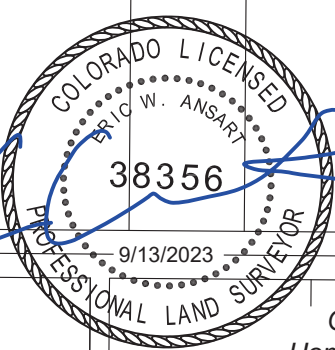
CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-9
CHECKED BY: DMR	DATE: 8/7/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA, COUNTY OF ARAPAHOE, STATE OF COLORADO

ILLUSTRATION FOR EXHIBIT A



- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE



Owner: *The Timbers Homeowners Association I, Inc.* Book 2284, Page 242

Owner: *The Timbers Homeowners Association I, Inc.* Book 2284, Page 241

The Timbers, Filing No. Three Rec. No. 1360089

8' PSCo Easement Book 2257, Page 450 (location approximate)

8' MST&T Easement Book 2184, Page 158 (location approximate)

Line Table		
Line #	Length	Direction
L3	6.50'	N89° 33' 50"W
L4	2.00'	S89° 33' 50"E
L5	4.50'	S89° 33' 50"E
L6	0.50'	S89° 33' 50"E

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 1,013 SQUARE FEET (0.023 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-9
CHECKED BY: DMR	DATE: 8/7/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-9
DATE: SEPTEMBER 12, 2023

A parcel of land No. TE-9 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Tract - J, The Timbers, Filing No. Three, the plat of said subdivision being recorded at Rec. No. 1360089 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N07°00'08"W, a distance of 428.71 feet to a point on the southerly line of said Tract - J, said point being the **Point of Beginning**;

Thence N89°33'50"W, coincident with said southerly line, a distance of 14.50 feet;

Thence N00°26'10"E, a distance of 55.38 feet to a point on the southerly line of Lot 34, Block 3 of said subdivision;

Thence N67°34'42"E, coincident with said southerly line, a distance of 10.85 feet to the southeasterly corner of said Lot 34;

Thence N22°25'18"W, coincident with the easterly line of said Lot 34, a distance of 25.74 feet;

Thence N00°26'10"E, a distance of 143.14 feet;

Thence N89°33'50"W, a distance of 5.00 feet;

Thence N00°26'10"E, a distance of 60.00 feet;

Thence S89°33'50"E, a distance of 10.00 feet;

Thence N00°26'10"E, a distance of 1.00 feet to a point on the southerly line of Lot 14 in said Block 3;

Thence S89°33'50"E, coincident with said southerly line, a distance of 3.00 feet;

Thence S00°26'10"W, a distance of 46.00 feet;

Thence S89°33'50"E, a distance of 6.50 feet;

Thence S00°26'10"W, a distance of 241.46 feet to the **Point of Beginning**.

The above-described parcel containing 4,024 square feet (0.092 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

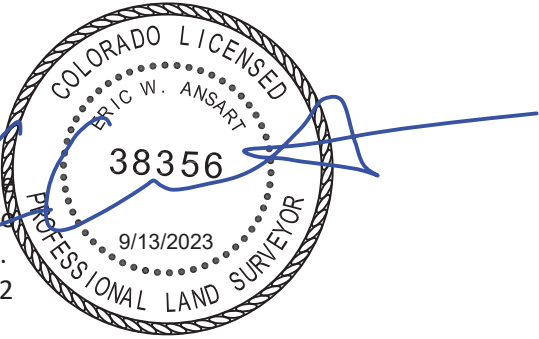
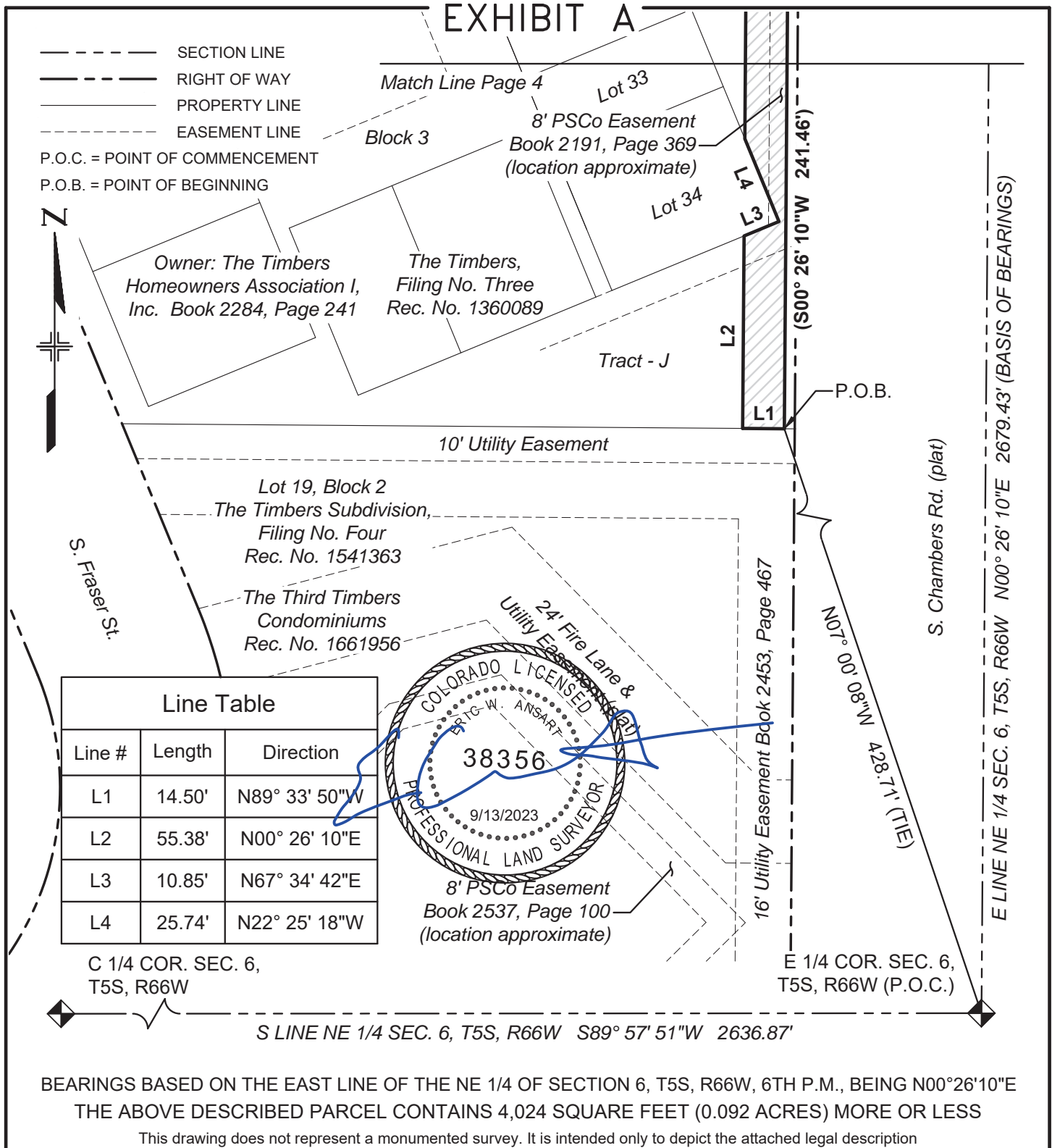
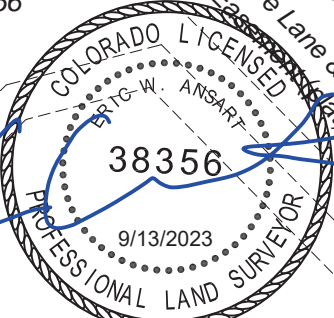


ILLUSTRATION FOR EXHIBIT A

- SECTION LINE
- RIGHT OF WAY
- PROPERTY LINE
- EASEMENT LINE
- P.O.C. = POINT OF COMMENCEMENT
- P.O.B. = POINT OF BEGINNING



Line Table		
Line #	Length	Direction
L1	14.50'	N89° 33' 50"W
L2	55.38'	N00° 26' 10"E
L3	10.85'	N67° 34' 42"E
L4	25.74'	N22° 25' 18"W



C 1/4 COR. SEC. 6,
T5S, R66W

E 1/4 COR. SEC. 6,
T5S, R66W (P.O.C.)

S LINE NE 1/4 SEC. 6, T5S, R66W S89° 57' 51"W 2636.87'

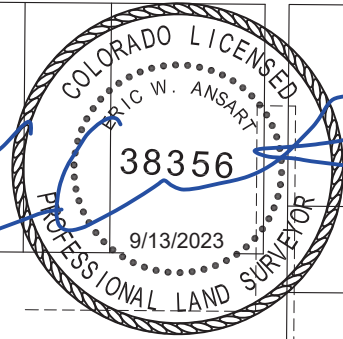
BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 4,024 SQUARE FEET (0.092 ACRES) MORE OR LESS
This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-9
CHECKED BY: DMR	DATE: 9/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

ILLUSTRATION FOR EXHIBIT A

- SECTION LINE
- - - - - RIGHT OF WAY
- _____ PROPERTY LINE
- - - - - EASEMENT LINE
- P.O.C. = POINT OF COMMENCEMENT
- P.O.B. = POINT OF BEGINNING



NE COR. SEC. 6,
T5S, R66W



8' PSCo Easement
Book 2257, Page 450
(location approximate)

8' MST&T Easement
Book 2184, Page 158
(location approximate)

Owner: The Timbers Homeowners Association I,
Inc. Book 2284, Page 241 The Timbers,
Filing No. Three Rec. No. 1360089

N00° 26' 10"E
60.00'
Lot 15

Lot 11

Lot 12

Lot 13

Lot 14

L7

L6

S00° 26' 10"W
46.00'

L8

L9

S. Chambers Rd. (plat)

E LINE NE 1/4 SEC. 6, T5S, R66W N00° 26' 10"E 2679.43' (BASIS OF BEARINGS)

Block 3

8' PSCo Easement
Book 2191, Page 369
(location approximate)

Tract - J

L5

N00° 26' 10"E 143.14'

S00° 26' 10"W 241.46'

Line Table		
Line #	Length	Direction
L5	5.00'	N89° 33' 50"W
L6	10.00'	S89° 33' 50"E
L7	1.00'	N0° 26' 10"E
L8	3.00'	S89° 33' 50"E
L9	6.50'	S89° 33' 50"E

Match Line Page 3

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 4,024 SQUARE FEET (0.092 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-9
CHECKED BY: DMR	DATE: 9/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT B

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-9A
DATE: AUGUST 7, 2023

A parcel of land No. TE-9A of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Tract - F, The Timbers, Filing No. Two the plat of said subdivision being recorded at Rec. No. 1322652 in the office of the Arapahoe County Clerk and Recorder, and also being a part of Tract - J, The Timbers, Filing No. Three, the plat of said subdivision being recorded at Rec. No. 1360089 in said office, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N03°12'45"W, a distance of 864.32 feet to the **Point of Beginning**;

Thence N89°33'50"W, coincident with the northerly line extended and the northerly line of Lot 11, Block 3, The Timbers, Filing No. Three, a distance of 9.50 feet;

Thence N00°26'10"E, a distance of 185.06 feet;

Thence S89°45'20"W, a distance of 8.55 feet;

Thence N00°22'31"W, a distance of 10.03 feet to a point on the southerly line of Lot 30, Block 3, The Timbers Filing No. Two;

Thence S89°33'50"E, coincident with said southerly line, a distance of 13.70 feet to the southeasterly corner of said Lot 30;

Thence N00°26'10"E, coincident with the easterly line and the easterly line extended of said Lot 30, and the easterly line and the easterly line extended of Lot 19 in said Block 3, distance of 170.00 feet;

Thence N89°33'50"W, a distance of 5.00 feet;

Thence N00°26'10"E, coincident with the easterly line extended and the easterly line of Lot 18 in said Block 3, distance of 23.42 feet;

Thence S89°33'50"E, a distance of 5.00 feet;

Thence N00°26'10"E, a distance of 231.58 feet to a point on the northerly line of said Tract - F;

Thence S89°33'50"E, coincident with said northerly line, a distance of 5.00 feet to the northeasterly corner of said Tract - F;

Thence S00°26'10"W, coincident with the easterly line of said Tract - F, a distance of 579.99 feet;

Thence N89°33'50"W, a distance of 0.50 feet;

Thence $S00^{\circ}26'10''W$, a distance of 40.00 feet to the **Point of Beginning**.

The above-described parcel containing 4,258 square feet (0.098 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being $N00^{\circ}26'10''E$, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

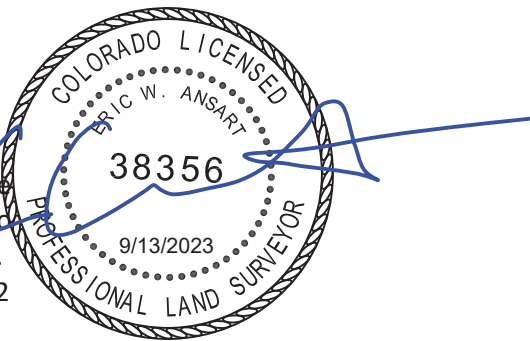


ILLUSTRATION FOR EXHIBIT B

- SECTION LINE
- - - - - RIGHT OF WAY
- _____ PROPERTY LINE
- - - - - EASEMENT LINE
- P.O.C. = POINT OF COMMENCEMENT
- P.O.B. = POINT OF BEGINNING



Book 2284, Page 242

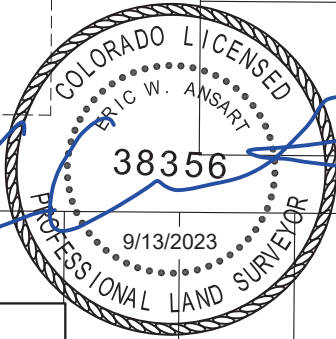
Match Line Page 4

8' PSCo Easement
Book 2114, Page 386
(location approximate)

The Timbers,
Filing No. Two
Rec. No. 1325652

Block 3

Owner: The Timbers
Homeowners
Association I, Inc.



Line Table		
Line #	Length	Direction
L1	9.50'	N89° 33' 50"W
L2	8.55'	S89° 45' 20"W
L3	10.03'	N00° 22' 31"W
L4	13.70'	S89° 33' 50"E
L8	0.50'	N89° 33' 50"W

The Timbers,
Filing No. Three
Rec. No. 1360089

Lot 30

Tract - F

N00° 26' 10"E 185.06'

(S00° 26' 10"W 579.99')

S. Chambers Rd. (plat)

L8
S00° 26' 10"W
40.00'
P.O.B.

Lot 11

L1
N03° 12' 45"W 864.32' (TIE)

E 1/4 COR. SEC. 6,
T5S, R66W (P.O.C.)

E LINE NE 1/4 SEC. 6, T5S, R66W N00° 26' 10"E 2679.43' (BASIS OF BEARINGS)

C 1/4 COR. SEC. 6,
T5S, R66W

Book 2284, Page 241

S LINE NE 1/4 SEC. 6, T5S, R66W S89° 57' 51"W 2636.87'

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 4,258 SQUARE FEET (0.098 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

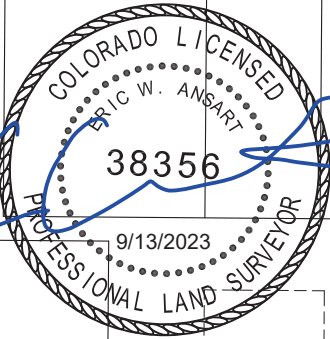
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-9A
CHECKED BY: DMR	DATE: 8/7/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

ILLUSTRATION FOR EXHIBIT B

- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE

P.O.C. = POINT OF COMMENCEMENT
P.O.B. = POINT OF BEGINNING



Owner: The Timbers
Homeowners Association I,
Inc. Book 2284, Page 242

Block 3

The Timbers,
Filing No. Two
Rec. No. 1325652

Tract - F

Line Table

Line #	Length	Direction
L5	5.00'	N89° 33' 50"W
L6	23.42'	N00° 26' 10"E
L7	5.00'	S89° 33' 50"E

8' PSCo Easement
Book 2114, Page 386
(location approximate)

8' PSCo Easement
Book 2114, Page 386
(location approximate)

8' PSCo Easement
Book 2114, Page 386
& Book 2560, Page 61
(location approximate)

S. Chambers Rd. (plat)

E LINE NE 1/4 SEC. 6, T5S, R66W N00° 26' 10"E 2679.43' (BASIS OF BEARINGS)

Match Line Page 5

Lot 10

Lot 18

L7

L6

L5

Lot 19

231.58'

N00° 26' 10"E

(S00° 26' 10"W 579.99')

N00° 26' 10"E 170.00'

Lot 30

Match Line Page 3

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 4,258 SQUARE FEET (0.098 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-9A
CHECKED BY: DMR	DATE: 8/7/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

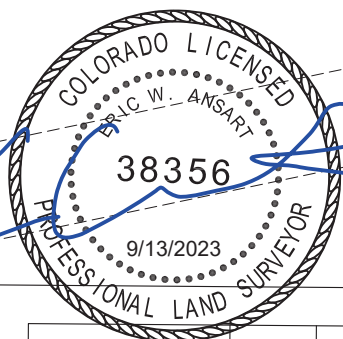
ILLUSTRATION FOR EXHIBIT B

- SECTION LINE
- - - - - RIGHT OF WAY
- _____ PROPERTY LINE
- EASEMENT LINE
- P.O.C. = POINT OF COMMENCEMENT
- P.O.B. = POINT OF BEGINNING

*The Timbers Subdivision,
Filing No. Six
Rec. No. 1411365*

*The Third Timbers
Condominiums Amended
Rec. No. 2534550*

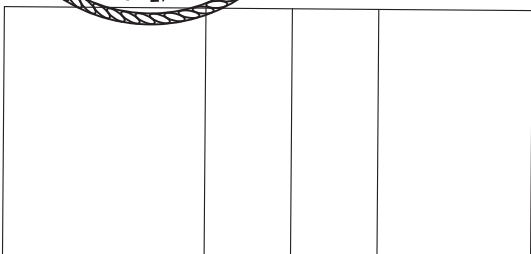
NE COR. SEC. 6,
T5S, R66W



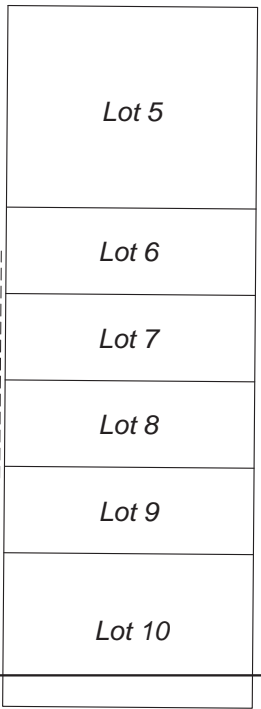
20' Utility Easement (plat)

S89° 33' 50"E
5.00'

8' PSCo Easement
Book 2114, Page 386
& Book 2560, Page 61
(location approximate)



*The Timbers,
Filing No. Two
Rec. No. 1325652*



(N00° 26' 10" E 231.58')

S00° 26' 10" W 579.99'

S. Chambers Rd. (plat)

E LINE NE 1/4 SEC. 6, T5S, R66W N00° 26' 10" E 2679.43' (BASIS OF BEARINGS)

Owner: *The Timbers
Homeowners Association I,
Inc. Book 2284, Page 242*

Block 3

Tract - F

Match Line Page 4

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 4,258 SQUARE FEET (0.098 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-9A
CHECKED BY: DMR	DATE: 8/7/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: PE-10
DATE: AUGUST 4, 2023

A parcel of land No. PE-10 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 19, Block 2, The Timbers Subdivision, Filing No. Four, the plat of said subdivision being recorded at Rec. No. 1541363 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence S89°57'51"W, coincident with the south line of the NE 1/4 of said Section 6, a distance of 55.00 feet to the southeasterly corner of said Lot 19, said point being the **Point of Beginning**;

Thence S89°57'51"W, coincident with the southerly line of said Lot 19, a distance of 1.00 feet

Thence N00°26'10"E, a distance of 152.34 feet;

Thence S89°33'50"E, a distance of 1.00 feet to a point on the easterly line of said Lot 19;

Thence S00°26'10"W, coincident with said easterly line, a distance of 152.33 feet to the **Point of Beginning**.

The above-described parcel containing 152 square feet (0.004 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

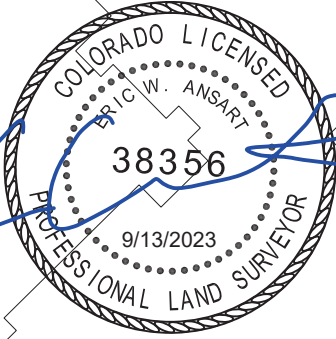
Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT A

- SECTION LINE
- RIGHT OF WAY
- PROPERTY LINE
- EASEMENT LINE
- P.O.C. = POINT OF COMMENCEMENT
- P.O.B. = POINT OF BEGINNING



Lot 19, Block 2
The Timbers Subdivision,
Filing No. Four
Rec. No. 1541363

Owner: The Timbers
H.O.A. I, Inc. (Common
Property Element)

The Third Timbers
Condominiums
Rec. No. 1661956

8' PSCo Easement
Book 2537, Page 100
(location approximate)

16' Utility Easement
Book 2453, Page 467

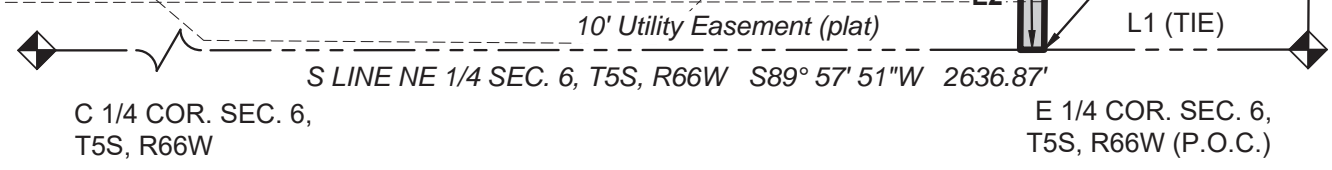
24' Fire Lane & Utility Easement (plat)

NE COR. SEC. 6,
T5S, R66W

S. Chambers Rd. (plat)

E LINE NE 1/4 SEC. 6, T5S, R66W N00° 26' 10"E 2679.43' (BASIS OF BEARINGS)

Line Table		
Line #	Length	Direction
L1	55.00'	S89° 57' 51"W
L2	1.00'	S89° 57' 51"W
L3	1.00'	S89° 33' 50"E



BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
 THE ABOVE DESCRIBED PARCEL CONTAINS 152 SQUARE FEET (0.004 ACRES) MORE OR LESS
 This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-10
CHECKED BY: DMR	DATE: 8/4/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
 SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
 COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT B

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: PE-10A
DATE: AUGUST 4, 2023

A parcel of land No. PE-10A of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 19, Block 2, The Timbers Subdivision, Filing No. Four, the plat of said subdivision being recorded at Rec. No. 1541363 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N16°55'35"W, a distance of 184.31 feet to a point on the easterly line of said Lot 19, said point being the **Point of Beginning**;

Thence N89°33'50"W, a distance of 0.50 feet

Thence N00°26'10"E, a distance of 248.65 feet to a point on the northerly line of said Lot 19;

Thence S89°33'50"E, coincident with said northerly line, a distance of 0.50 feet to the northeasterly corner of said Lot 19;

Thence S00°26'10"W, coincident with the easterly line of said Lot 19, a distance of 248.65 feet to the **Point of Beginning**.

The above-described parcel containing 124 square feet (0.003 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

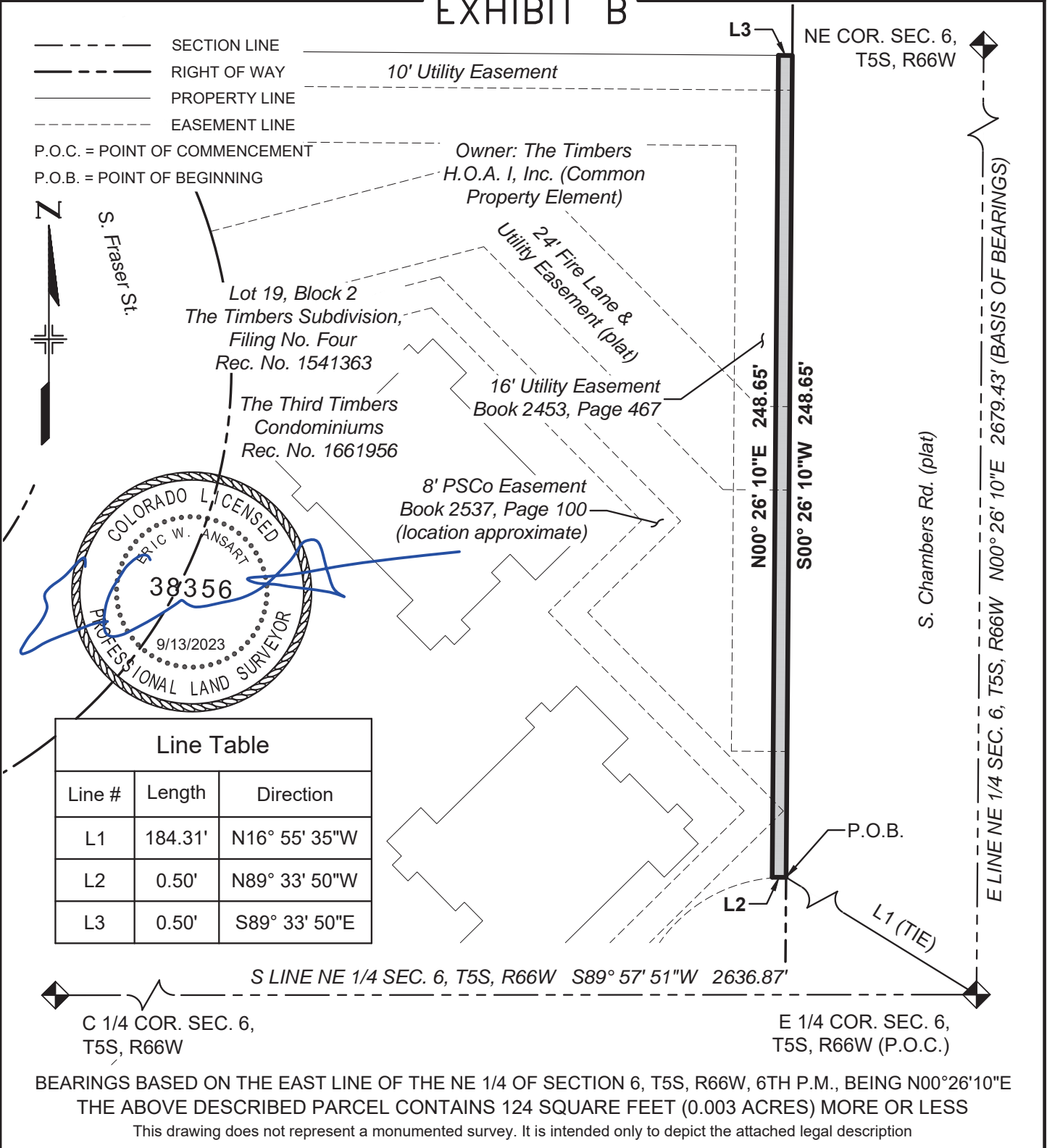
Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT B

- SECTION LINE
- - - - - RIGHT OF WAY
- _____ PROPERTY LINE
- - - - - EASEMENT LINE

P.O.C. = POINT OF COMMENCEMENT
P.O.B. = POINT OF BEGINNING



Line Table		
Line #	Length	Direction
L1	184.31'	N16° 55' 35"W
L2	0.50'	N89° 33' 50"W
L3	0.50'	S89° 33' 50"E

S LINE NE 1/4 SEC. 6, T5S, R66W S89° 57' 51"W 2636.87'

C 1/4 COR. SEC. 6, T5S, R66W E 1/4 COR. SEC. 6, T5S, R66W (P.O.C.)

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 124 SQUARE FEET (0.003 ACRES) MORE OR LESS
This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER PE-10A
CHECKED BY: DMR	DATE: 8/4/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-10
DATE: SEPTEMBER 12, 2023

A parcel of land No. TE-10 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 19, Block 2, The Timbers Subdivision, Filing No. Four, the plat of said subdivision being recorded at Rec. No. 1541363 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence S89°57'51"W, coincident with the south line of the NE 1/4 of said Section 6, a distance of 56.00 feet to the **Point of Beginning**;

Thence S89°57'51"W, coincident with the southerly line of said Lot 19, a distance of 9.00 feet

Thence N00°26'10"E, a distance of 33.57 feet;

Thence N89°33'50"W, a distance of 40.00 feet;

Thence N00°26'10"E, a distance of 105.38 feet;

Thence N19°31'32"E, a distance of 21.76 feet;

Thence N49°28'23"E, a distance of 36.93 feet;

Thence N00°26'10"E, a distance of 92.14 feet;

Thence N89°33'50"W, a distance of 15.00 feet;

Thence N00°26'10"E, a distance of 88.41 feet;

Thence S89°33'50"E, a distance of 15.00 feet;

Thence N00°26'10"E, a distance of 60.82 feet to a point on the northerly line of said Lot 19;

Thence S89°33'50"E, coincident with said northerly line, a distance of 14.50 feet;

Thence S00°26'10"W, a distance of 248.65 feet;

Thence S89°33'50"E, a distance of 0.50 feet to a point on the easterly line of said Lot 19;

Thence S00°26'10"W, coincident with said easterly line, a distance of 24.03 feet;

Thence N89°33'50"W, a distance of 1.00 feet;

Thence S00°26'10"W, a distance of 152.34 feet to the **Point of Beginning**.

The above-described parcel containing 11,938 square feet (0.274 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

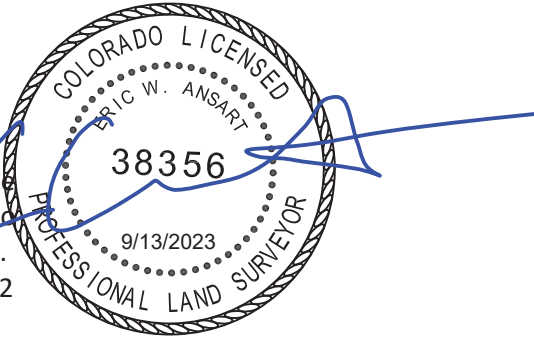
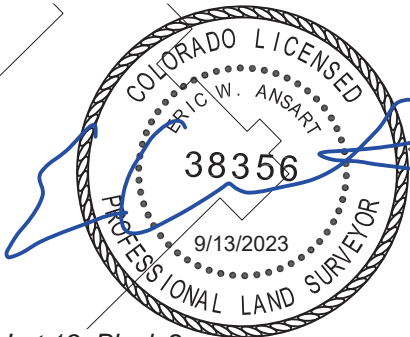


ILLUSTRATION FOR EXHIBIT A

- SECTION LINE
- - - RIGHT OF WAY
- PROPERTY LINE
- - - EASEMENT LINE

P.O.C. = POINT OF COMMENCEMENT
P.O.B. = POINT OF BEGINNING



Lot 19, Block 2
The Timbers Subdivision,
Filing No. Four
Rec. No. 1541363

Owner: The Timbers
H.O.A. I, Inc. (Common
Property Element)

The Third Timbers
Condominiums
Rec. No. 1661956

8' PSCo Easement
Book 2537, Page 100
(location approximate)

Match Line Page 4

16' Utility Easement
Book 2453, Page 467

N49° 28' 23"E
36.93'

N19° 31' 32"E
21.76'

N00° 26' 10"E 105.38'

24' Fire Lane & Utility Easement (plat)

N89° 33' 50"W
40.00'

N00° 26' 10"E
33.57'

10' Utility Easement (plat)

S LINE NE 1/4 SEC. 6, T5S, R66W S89° 57' 51"W 2636.87'

C 1/4 COR. SEC. 6,
T5S, R66W

E 1/4 COR. SEC. 6,
T5S, R66W (P.O.C.)

S. Chambers Rd. (plat)

E LINE NE 1/4 SEC. 6, T5S, R66W N00° 26' 10"E 2679.43' (BASIS OF BEARINGS)

Line Table

Line #	Length	Direction
L1	56.00'	S89° 57' 51"W
L2	9.00'	S89° 57' 51"W
L6	0.50'	S89° 33' 50"E
L7	1.00'	N89° 33' 50"W

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 11,938 SQUARE FEET (0.274 ACRES) MORE OR LESS

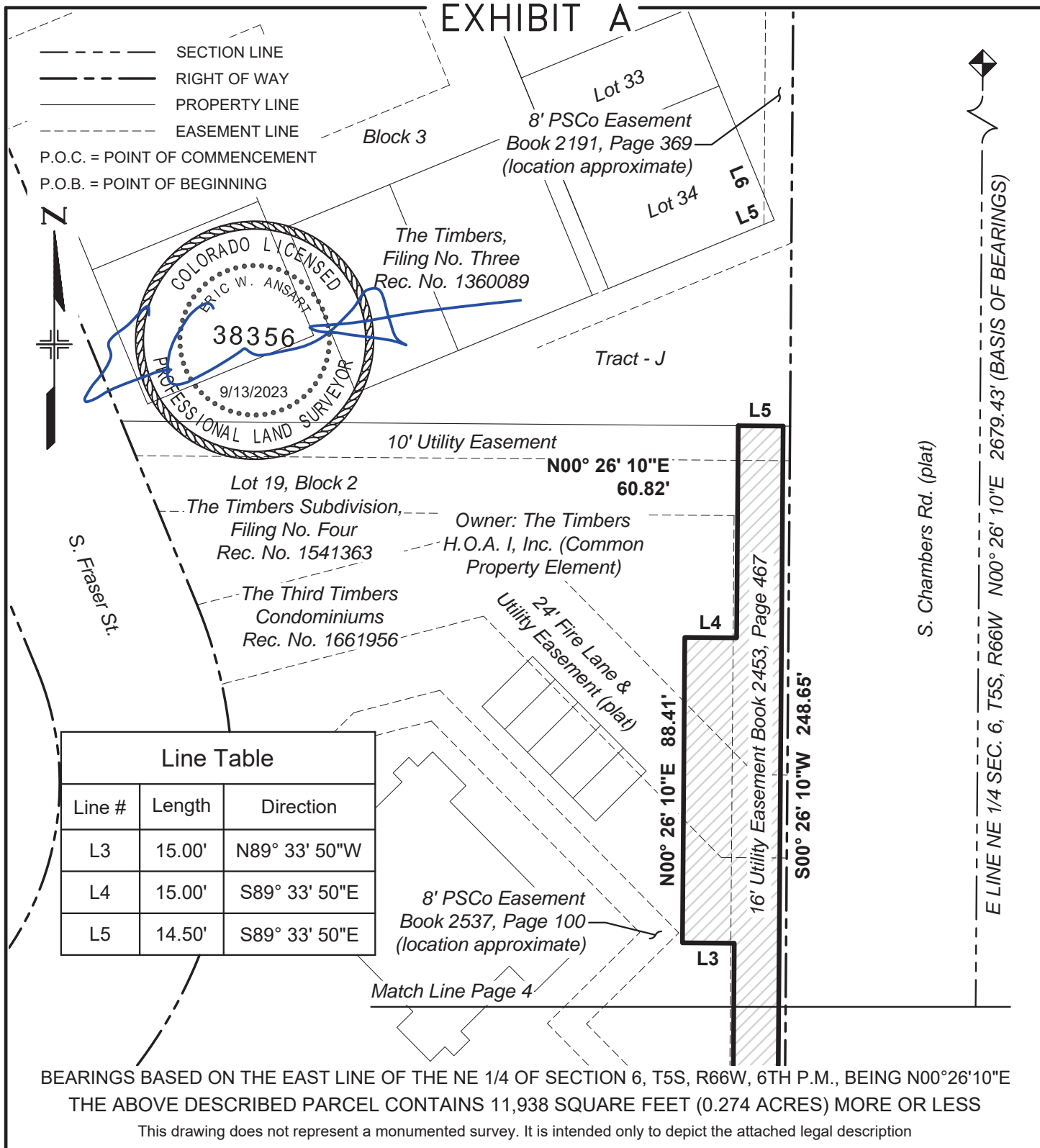
This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-10
CHECKED BY: DMR	DATE: 9/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

ILLUSTRATION FOR EXHIBIT A



Line #	Length	Direction
L3	15.00'	N89° 33' 50"W
L4	15.00'	S89° 33' 50"E
L5	14.50'	S89° 33' 50"E

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
 THE ABOVE DESCRIBED PARCEL CONTAINS 11,938 SQUARE FEET (0.274 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-10
CHECKED BY: DMR	DATE: 9/13/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
 SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
 COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-11
DATE: JULY 24, 2023

A parcel of land No. TE-11 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the SE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Tract "A", The Greens at Meadow Hills Subdivision Filing No. 1, the plat of said subdivision being recorded at Rec. No. A5119256 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence S89°57'51"W, coincident with the south line of the NE 1/4 of said Section 6, a distance of 55.00 feet to the northeasterly corner of said Tract "A", said point being the **Point of Beginning**;

Thence S00°28'24"W, coincident with the easterly line of said Tract "A", a distance of 16.00 feet

Thence S89°57'51"W, a distance of 9.99 feet;

Thence N00°26'10"E, a distance of 16.00 feet to a point on the northerly line of said Tract "A";

Thence N89°57'51"E, coincident with said northerly line, a distance of 10.00 feet to the **Point of Beginning**.

The above-described parcel containing 160 square feet (0.004 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

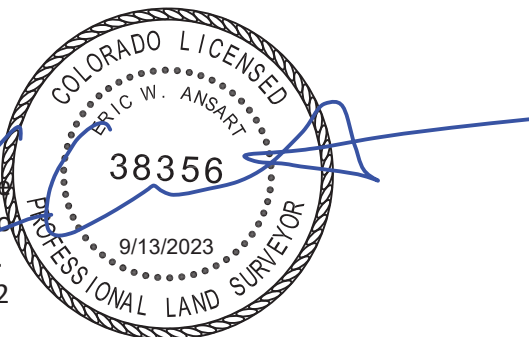


ILLUSTRATION FOR EXHIBIT A

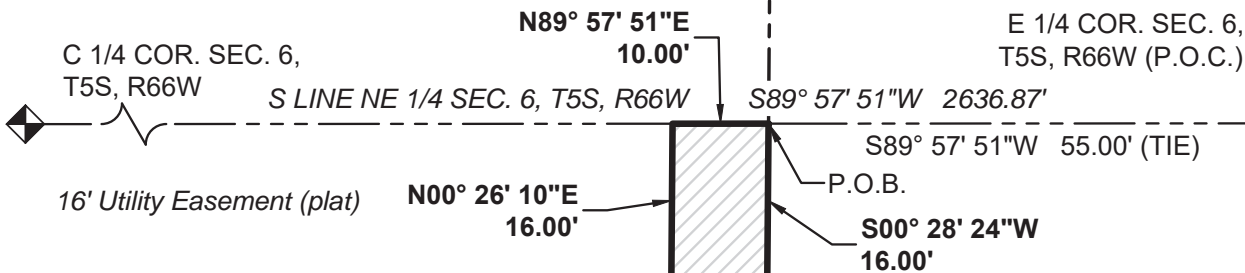
- SECTION LINE
- - - - - RIGHT OF WAY
- _____ PROPERTY LINE
- EASEMENT LINE
- P.O.C. = POINT OF COMMENCEMENT
- P.O.B. = POINT OF BEGINNING



*The Timbers Subdivision,
Filing No. Four
Rec. No. 1541363*

NE COR. SEC. 6,
T5S, R66W

E LINE NE 1/4 SEC. 6, T5S, R66W
N00° 26' 10"E 2679.43' (BASIS OF BEARINGS)



16' Utility Easement (plat)

*The Greens at
Meadow Hills
Subdivision Filing No. 1
Rec. No. A5119256*

Tract "A"

*Owner: The Greens
Homeowners Assoc.
Rec. No. A6107250*

S. Chambers Rd.
Book 4163, Page 597

E LINE SE 1/4 SEC. 6, T5S, R66W
S00° 28' 24"W 2638.08'

SE COR. SEC. 6,
T5S, R66W

BEARINGS BASED ON THE EAST LINE OF THE NE 1/4 OF SECTION 6, T5S, R66W, 6TH P.M., BEING N00°26'10"E
THE ABOVE DESCRIBED PARCEL CONTAINS 160 SQUARE FEET (0.004 ACRES) MORE OR LESS

This drawing does not represent a monumented survey. It is intended only to depict the attached legal description

CITY OF AURORA, COLORADO

DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-11
CHECKED BY: DMR	DATE: 7/24/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE SE 1/4 OF
SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-12
DATE: JULY 24, 2023

A parcel of land No. TE-12 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 34, Block 3, The Timbers, Filing No. Three, the plat of said subdivision being recorded at Rec. No. 1360089 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N06°37'14"W, a distance of 488.40 feet to the southeasterly corner of said Lot 34, said point being the **Point of Beginning**;

Thence S67°34'42"W, coincident with the southerly line of said Lot 34, a distance of 10.85 feet;

Thence N00°26'10"E, a distance of 27.94 feet to a point on the easterly line of said Lot 34;

Thence S22°25'18"E, coincident with said easterly line, a distance of 25.74 feet to the **Point of Beginning**.

The above-described parcel containing 140 square feet (0.003 acres), more or less.

Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012

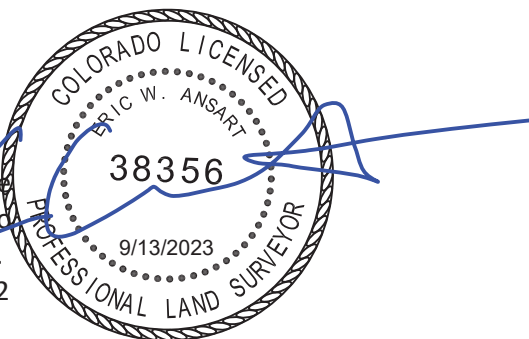
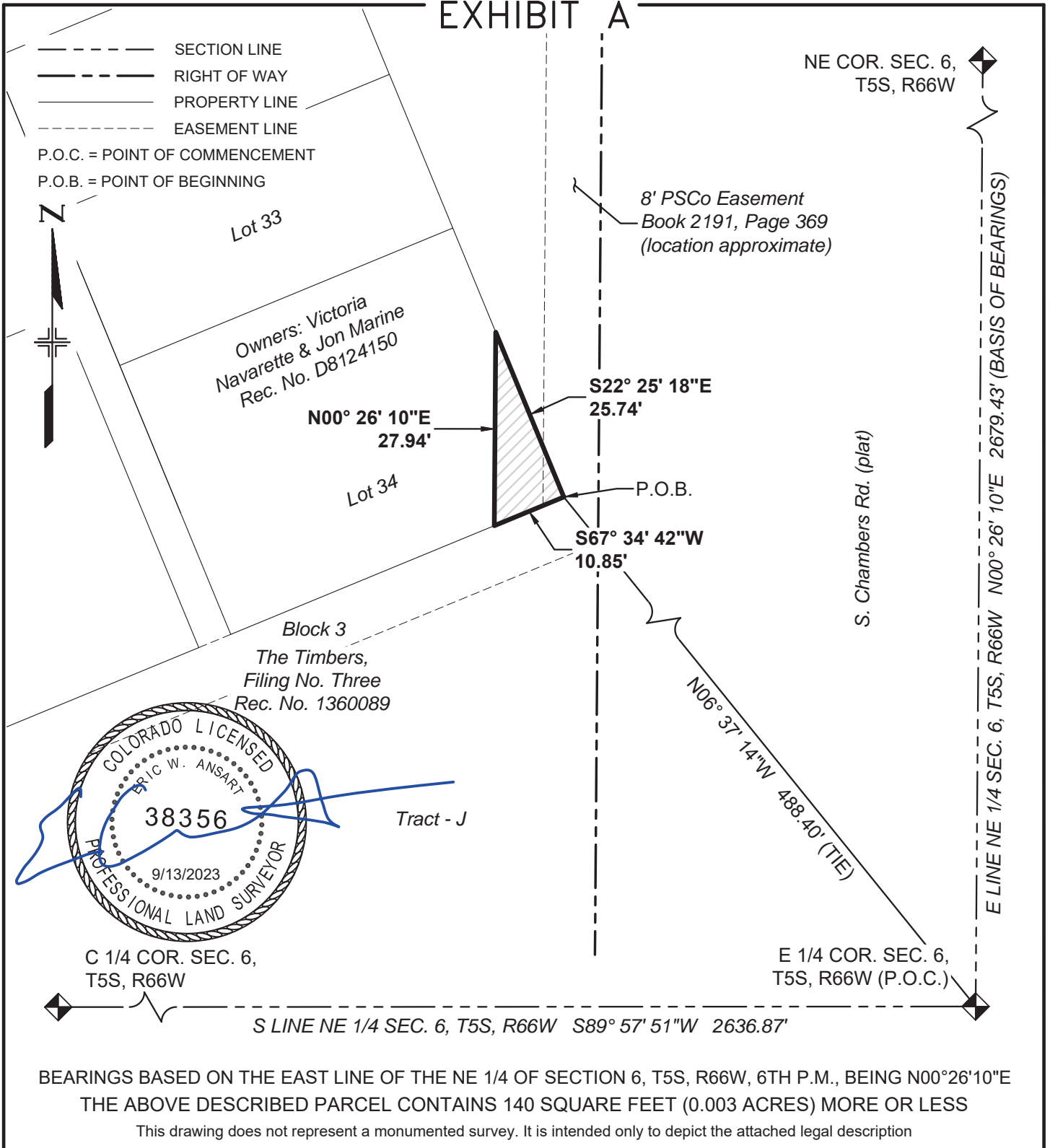


ILLUSTRATION FOR EXHIBIT A



CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-12
CHECKED BY: DMR	DATE: 7/24/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA, COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-13
DATE: JULY 24, 2023

A parcel of land No. TE-13 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 14, Block 3, The Timbers, Filing No. Three, the plat of said subdivision being recorded at Rec. No. 1360089 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N04°10'16"W, a distance of 746.98 feet to the northeasterly corner of said Lot 14, said point being the **Point of Beginning**;

Thence S00°26'10"W, coincident with the easterly line of said Lot 14, a distance of 32.00 feet to the southeasterly corner of said Lot 14;

Thence N89°33'50"W, coincident with the southerly line of said Lot 14, a distance of 5.00 feet;

Thence N00°26'10"E, a distance of 32.00 feet to a point on the northerly line of said Lot 14;

Thence S89°33'50"E, coincident with said northerly line, a distance of 5.00 feet to the **Point of Beginning**.

The above-described parcel containing 160 square feet (0.004 acres), more or less.

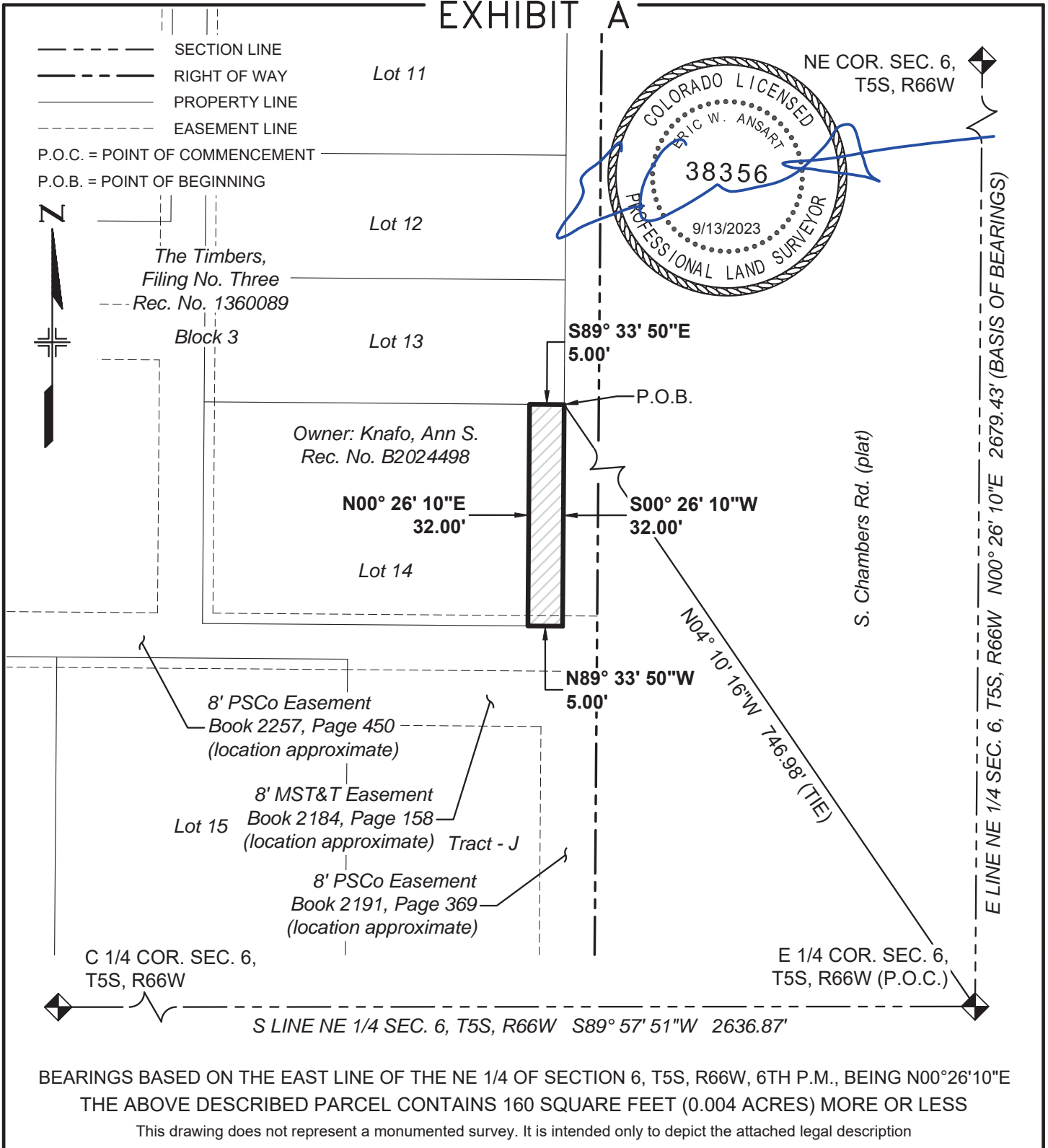
Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT A



CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-13
CHECKED BY: DMR	DATE: 7/26/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
 SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
 COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-14
DATE: JULY 24, 2023

A parcel of land No. TE-14 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 13, Block 3, The Timbers, Filing No. Three, the plat of said subdivision being recorded at Rec. No. 1360089 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N04°10'16"W, a distance of 746.98 feet to the southeasterly corner of said Lot 13, said point being the **Point of Beginning**;

Thence N89°33'50"W, coincident with the southerly line of said Lot 13, a distance of 5.00 feet;

Thence N00°26'10"E, a distance of 18.00 feet to a point on the northerly line of said Lot 13;

Thence S89°33'50"E, coincident with said northerly line, a distance of 5.00 feet to the northeasterly corner of said Lot 13;

Thence S00°26'10"W, coincident with the easterly line of said Lot 13, a distance of 18.00 feet to the **Point of Beginning**.

The above-described parcel containing 90 square feet (0.002 acres), more or less.

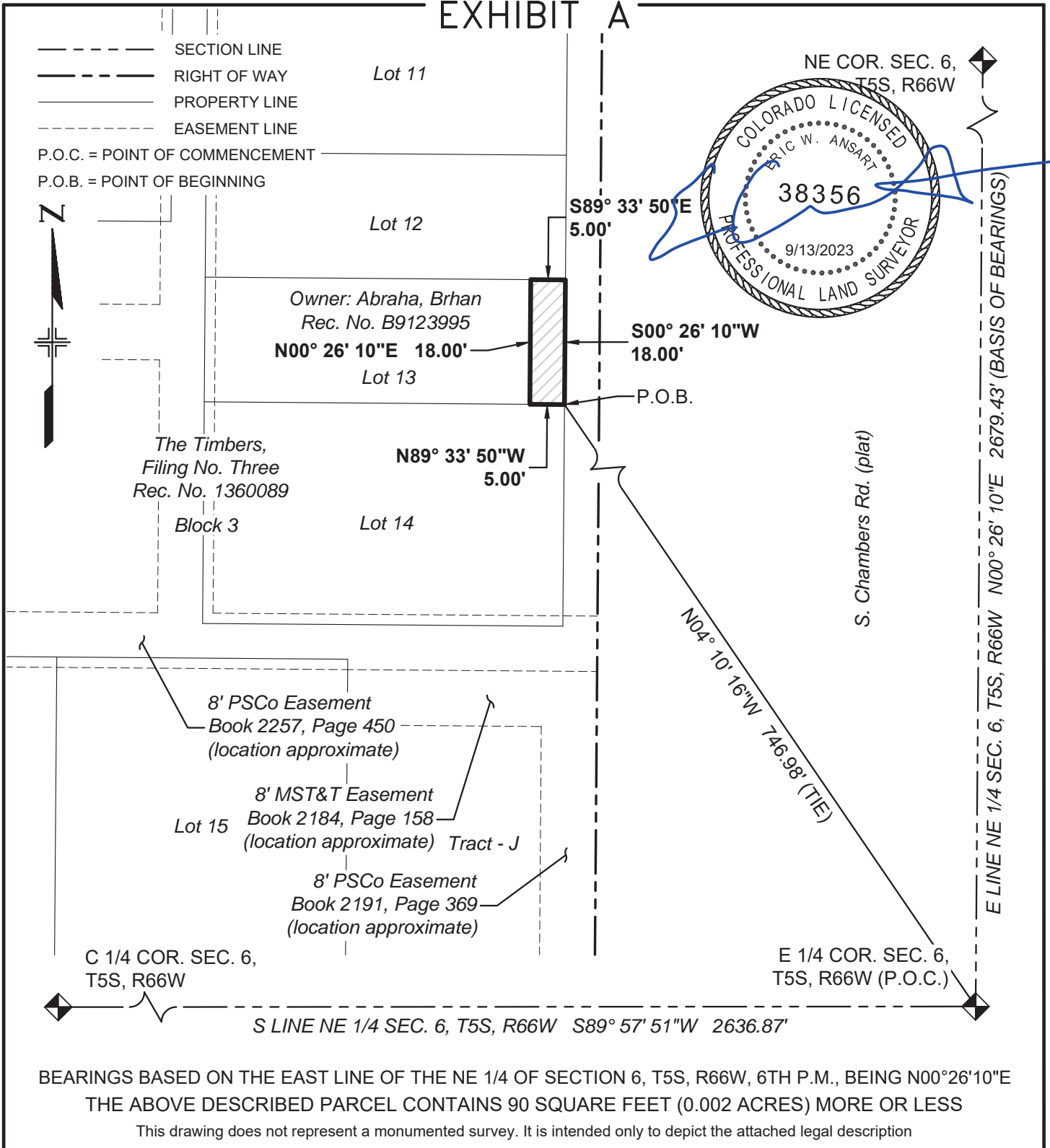
Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT A



CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-14
CHECKED BY: DMR	DATE: 7/26/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
 SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
 COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-15
DATE: JULY 24, 2023

A parcel of land No. TE-15 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 12, Block 3, The Timbers, Filing No. Three, the plat of said subdivision being recorded at Rec. No. 1360089 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N03°57'34"W, a distance of 782.87 feet to the northeasterly corner of said Lot 12, said point being the **Point of Beginning**;

Thence S00°26'10"W, coincident with the easterly line of said Lot 14, a distance of 18.00 feet to the southeasterly corner of said Lot 12;

Thence N89°33'50"W, coincident with the southerly line of said Lot 12, a distance of 5.00 feet;

Thence N00°26'10"E, a distance of 18.00 feet to a point on the northerly line of said Lot 12;

Thence S89°33'50"E, coincident with said northerly line, a distance of 5.00 feet to the **Point of Beginning**.

The above-described parcel containing 90 square feet (0.002 acres), more or less.

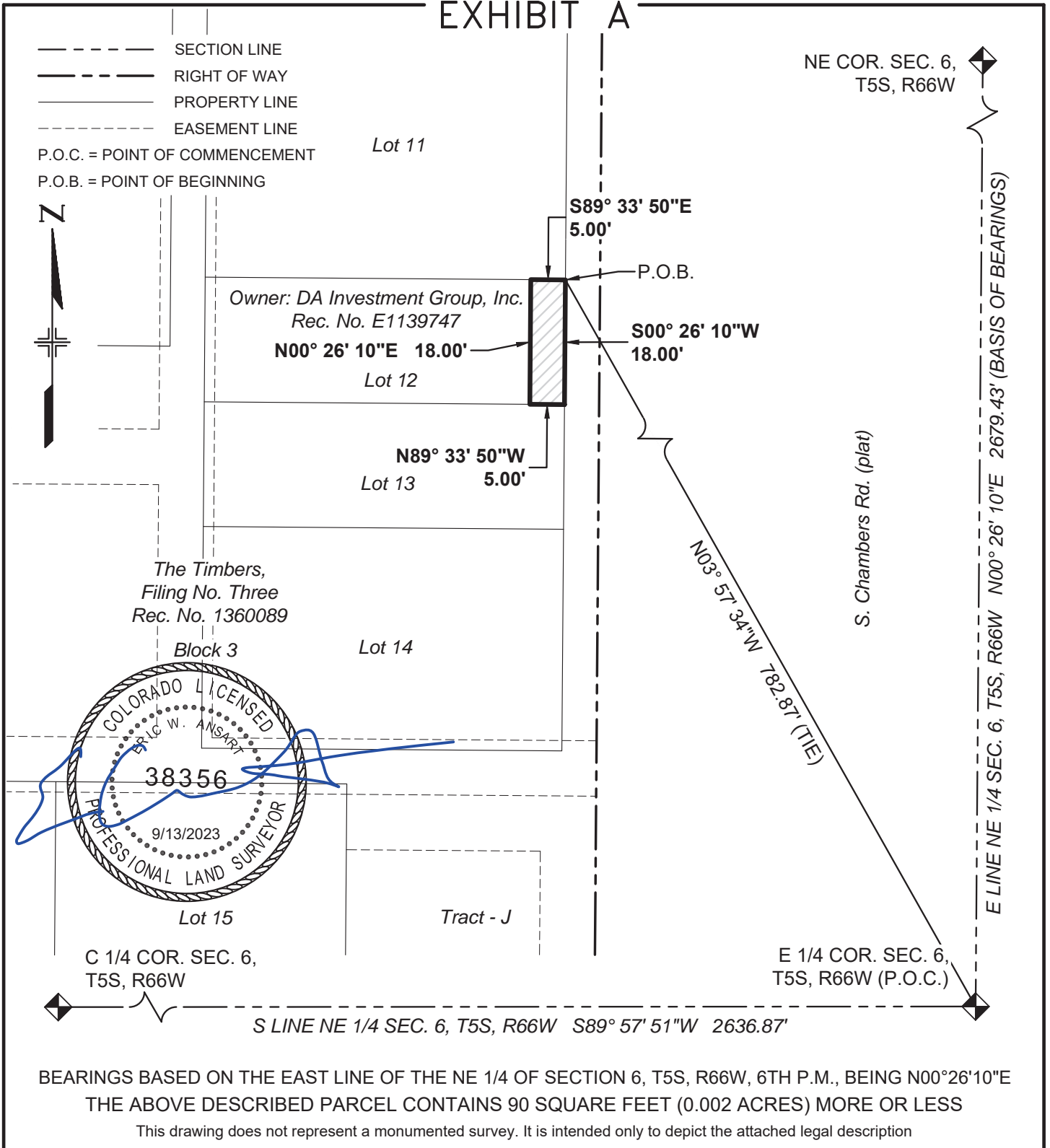
Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT A



CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-15
CHECKED BY: DMR	DATE: 7/26/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
 SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
 COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-16
DATE: JULY 24, 2023

A parcel of land No. TE-16 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 11, Block 3, The Timbers, Filing No. Three, the plat of said subdivision being recorded at Rec. No. 1360089 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N03°57'34"W, a distance of 782.87 feet to the southeasterly corner of said Lot 11, said point being the **Point of Beginning**;

Thence N89°33'50"W, coincident with the southerly line of said Lot 11, a distance of 5.00 feet;

Thence N00°26'10"E, a distance of 42.00 feet to a point on the northerly line of said Lot 11;

Thence S89°33'50"E, coincident with said northerly line, a distance of 5.00 feet to the northeasterly corner of said Lot 11;

Thence S00°26'10"W, coincident with the easterly line of said Lot 11, a distance of 42.00 feet to the **Point of Beginning**.

The above-described parcel containing 210 square feet (0.005 acres), more or less.

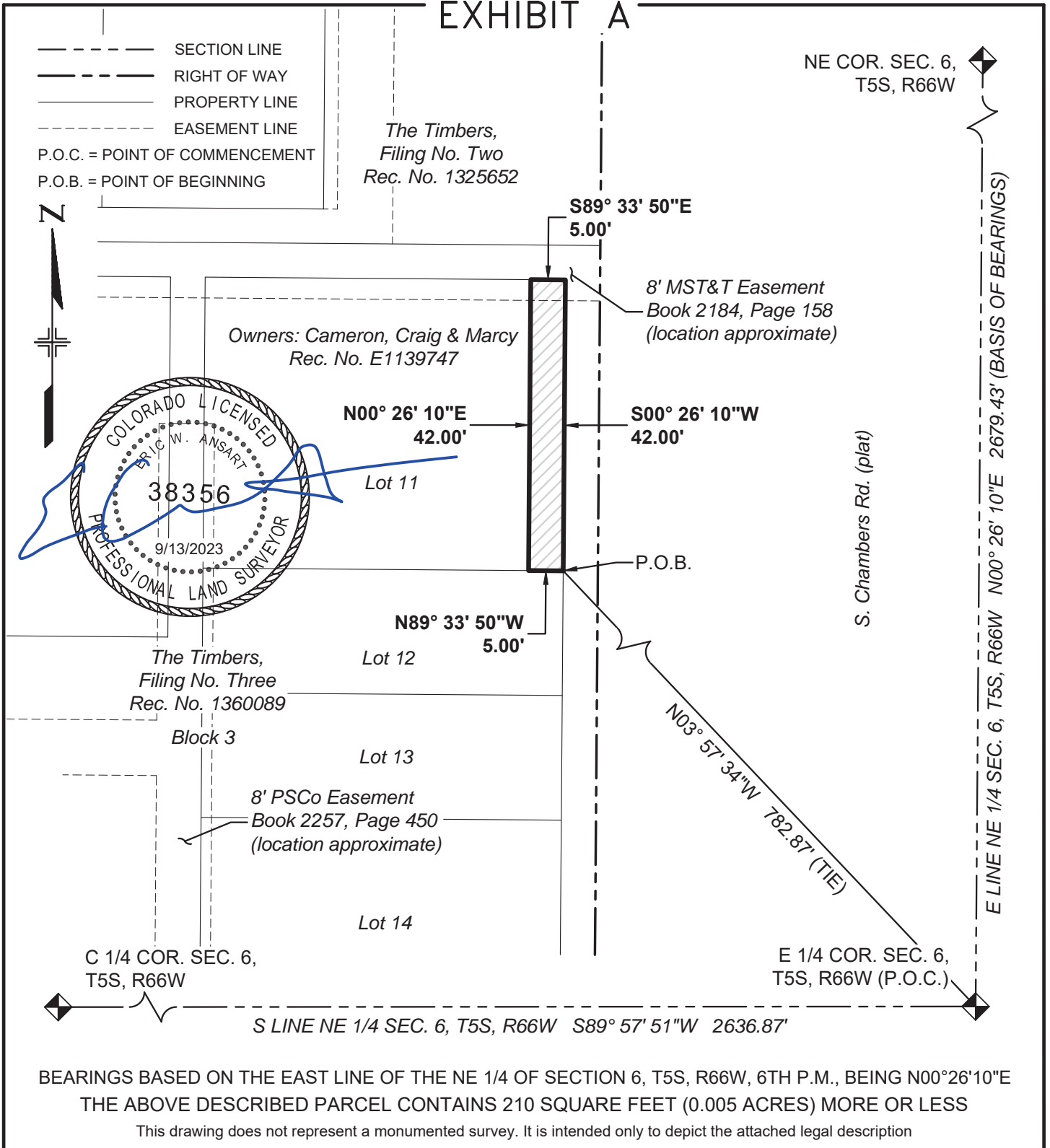
Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT A



CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-16
CHECKED BY: DMR	DATE: 7/26/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF
 SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA,
 COUNTY OF ARAPAHOE, STATE OF COLORADO

EXHIBIT A

PROJECT CODE: 24690
PROJECT NUMBER: TAP M055-057
PARCEL NUMBER: TE-17
DATE: JULY 26, 2023

A parcel of land No. TE-17 of the Colorado Department of Transportation, Project Code 24690, Project No. TAP M055-057, situated in the NE 1/4 of Section 6, Township 5 South, Range 66 West of the 6th Principal Meridian, City of Aurora, County of Arapahoe, State of Colorado, being a part of Lot 30, Block 3, The Timbers, Filing No. Two, the plat of said subdivision being recorded at Rec. No. 1325652 in the office of the Arapahoe County Clerk and Recorder, more particularly described as follows:

Commencing at the E 1/4 corner of said Section 6 (from whence the NE corner of said section bears N00°26'10"E, a distance of 2679.43 feet);

Thence N02°56'18"W, a distance of 1019.33 feet to the southeasterly corner of said Lot 30, said point being the **Point of Beginning**;

Thence N89°33'50"W, coincident with the southerly line of said Lot 30, a distance of 13.70 feet;

Thence N00°22'31"W, a distance of 2.97 feet;

Thence N89°45'20"E, a distance of 13.74 feet to a point on the easterly line of said Lot 30;

Thence S00°26'10"W, coincident with the easterly line of said Lot 30, a distance of 3.13 feet to the **Point of Beginning**.

The above-described parcel containing 42 square feet (0.001 acres), more or less.

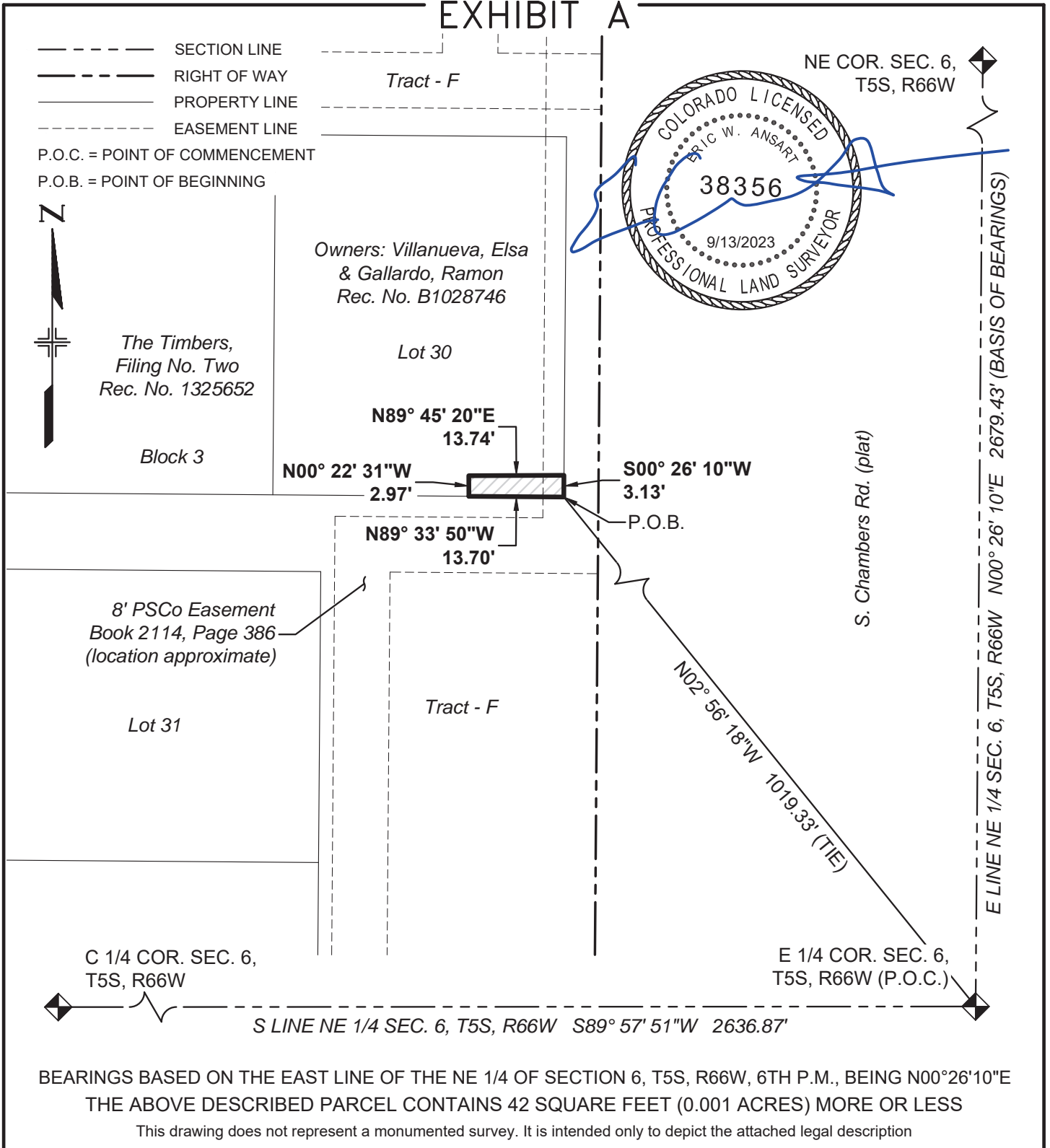
Bearings based on the east line of the NE 1/4 of Section 6, T5S, R66W, 6th PM, being N00°26'10"E, said bearing being a grid bearing of the NAD 1983(1992) State Plane Coordinate System of Colorado, Central Zone, and all lineal distances are represented in US Survey Feet.

Illustration attached and made a part hereof.

Eric W. Ansart
Colorado PLS# 38356
For and on behalf of the
City of Aurora, Colorado
13636 E. Ellsworth Ave.
Aurora, Colorado 80012



ILLUSTRATION FOR EXHIBIT A



CITY OF AURORA, COLORADO		
DRAWN BY: EWA	SCALE: NONE	R.O.W. FILE NUMBER TE-17
CHECKED BY: DMR	DATE: 7/26/2023	JOB NUMBER: 20016

A PARCEL OF LAND SITUATED IN THE NE 1/4 OF SEC. 6, T5S, R66W, 6TH P.M., CITY OF AURORA, COUNTY OF ARAPAHOE, STATE OF COLORADO

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE CITY OF AURORA, COLORADO, TO EXERCISE THE POWER OF EMINENT DOMAIN FOR ACQUISITION OF CERTAIN PROPERTY INTERESTS NECESSARY FOR THE AURORA MISSING SIDEWALKS PROGRAM PROJECT

WHEREAS, the City of Aurora is a Colorado municipal corporation and home rule city (“Aurora”) of the Counties of Adams, Arapahoe, and Douglas of the State of Colorado; and

WHEREAS, Aurora has the legal authority and power of eminent domain per Article XX Sections 1 and 6 of the State Constitution, Section 10-10 of Aurora’s Charter, C.R.S. Section 38-1-101 C.R.S. et seq.; and

WHEREAS, Aurora is advancing construction of the Aurora Missing Sidewalks Program Project (“Project”), whereby the purpose of the Project is to close critical gaps in the sidewalk infrastructure on collector and arterial roads to improve public access and continuity of Aurora’s sidewalks, as depicted on the attached Vicinity Map; and

WHEREAS, the Project requires the acquisition of permanent property rights from 16 property owners in Arapahoe and Adams County as depicted on the attached legal descriptions and illustrations (“Property”) in Exhibit A, which consists of 68 pages; and

WHEREAS, in October 2023, Aurora initiated negotiations with all 16 Property owners to acquire 29 parcels of land consisting of fee simple, permanent easement, and temporary easement acquisitions; and

WHEREAS, of the 29 parcels needed for the Project approximately 16 parcels have been amicably acquired; and

WHEREAS, Aurora has determined it is necessary to acquire those certain property interests from the landowners of record of the Property in order to timely complete the Project; and

WHEREAS, the acquisition of the Property serves a public purpose by providing safe pedestrian travel with improved ADA access that benefits current and future citizens of Aurora; and

WHEREAS, the Project’s construction schedule began Spring 2024 and is scheduled to end construction in Spring 2025; and

WHEREAS, Aurora has determined that acquiring the Property is necessary to completion of the Project; and

WHEREAS, Aurora's Real Property Services Division, on behalf of Aurora, continues to pursue amicable acquisition of the Property and is requesting Council authorize the use of eminent domain, if necessary, pursuant to City Charter Section 10-10 and in the manner provided by Article 1 of Title 38, Colorado Revised Statutes to acquire the Property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. The City Council hereby finds and determines that it is in the interest of the health, safety, and general welfare of the public, and serves a necessary public purpose, to acquire the Property for the Project and hereby declares a public need and necessity for the same.

Section 2. Aurora, through its staff, City real property agents, and consultants if any, is authorized to engage in good faith negotiations for the acquisition of the Property, as a precondition to initiating proceedings in eminent domain. Eminent domain will only be used if good faith negotiations are unsuccessful. If the Property cannot be obtained voluntarily, the City is authorized to commence condemnation proceedings to acquire the Property and prosecute the proceedings to their conclusion.

Section 3. The City Council hereby authorizes itself to exercise the power of eminent domain for the purpose of acquiring interests in the Property. Aurora staff is authorized to exercise the power of eminent domain pursuant to Section 10-10 of the City Charter in the manner provided by Article 1 of Title 38, Colorado Revised Statutes. Aurora staff is authorized to employ all necessary persons for this purpose, including special condemnation counsel, if necessary, and appraisers, surveyors, engineers, and other experts.

Section 4. The City Council has determined there is an immediate public need and necessity to acquire the Property so that Aurora can proceed with completing the Project. To ensure timely possession of or title to the Property, it may be necessary for Aurora to obtain immediate possession of the Property.

Section 5. The City Council hereby authorizes the expenditure of that amount of money which is determined by an appropriate tribunal to constitute just compensation necessary for the acquisition of the interests in the Properties. The City Council hereby authorizes Aurora's Director of Finance to pay all awards, legal expense, court costs, and any other expenses of eminent domain lawfully found to be just compensation, as determined by a court of competent jurisdiction.

Section 6. Aurora, through its staff, designees, agents, or representatives shall have the authority to amend the legal descriptions of and the interests sought in the Property and any such amendments shall be included in the definition of the Property contained herein.

Section 7. That nothing contained in this Ordinance shall be construed as precluding or preventing negotiations by the City Attorney, or duly authorized representatives, from purchase of the interests in the Property at private sale, nor shall anything herein be construed as preventing Aurora, upon the acquisition of said interests in the Property, from terminating the eminent domain proceedings.

Section 8. That, pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the office of the City Clerk.

INTRODUCED, READ, AND ORDERED PUBLISHED this _____ day of _____, 2024.

PASSED AND ORDERED PUBLISHED this ____ day of _____, 2024.

MIKE COFFMAN, Mayor

ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

Michelle Gardner ^{RLA}
MICHELLE GARDNER, Sr. Assistant City Attorney



CITY OF AURORA

Council Agenda Commentary

Item Title: Employee Occupational Privilege Tax (Ordinance)
Item Initiator: Françoise Bergan, Council Member / Curtis Gardner, Council Member
Staff Source/Legal Source: Jason Batchelor, City Manager / Hanosky Hernandez, Senior Assistant City Attorney
Outside Speaker: N/A
Council Goal: 2012: 4.0--Create a superior quality of life for residents making the city a desirable place to live and work

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): 10/28/2024

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Sponsor: Françoise Bergan, Council Member / Curtis Gardner, Council Member

Jason Batchelor, City Manager / Hans Hernandez, Senior Assistant City Attorney

Estimated time 15 Minutes

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: (Check all that apply)

- Recommends Approval Does Not Recommend Approval
- Forwarded Without Recommendation Minutes Not Available
- Minutes Attached

HISTORY (Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)

N/A

ITEM SUMMARY (Brief description of item, discussion, key points, recommendations, etc.)

This ordinance will cancel the proposed repeal of the Occupational Privilege Tax that would become effective on January 1, 2025.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

- Revenue Impact Budgeted Expenditure Impact Non-Budgeted Expenditure Impact
- Workload Impact No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

QUESTIONS FOR COUNCIL

Does the city council approve moving to the regular meeting this ordinance cancelling the proposed repeal of the Occupational Privilege Tax?

LEGAL COMMENTS

Pursuant to the city's home rule authority granted to the City of Aurora under Article XX Section 6 (g) of the Colorado Constitution, the City has the power of taxation for local municipal purposes. This ordinance cancels the proposed tax repeal of the Occupational Privilege tax, is not imposing a new tax, and is compliant with Article X Section 20 of the Colorado Constitution. City Council shall act only by ordinance, resolution, or motion. All legislative enactments must be in the form of an ordinance; all actions, except as herein provided, may be in the form of Resolutions or motions. This action repeals a prior ordinance and it must be taken in the form of an ordinance. See, Article 5-1 Aurora City Charter. (Hernandez)

ORDINANCE NO. 2024-____

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, REPEALING ORDINANCE 2022-77 RELATED TO ARTICLE V “EMPLOYER OCCUPATIONAL PRIVILEGE TAX” AND ARTICLE VI “EMPLOYEE OCCUPATIONAL PRIVILEGE TAX” OF CHAPTER 130 OF THE CITY CODE OF THE CITY OF AURORA, AND OTHER RELATED MATTERS

WHEREAS, the City of Aurora, Colorado, (the “City”), is a home rule municipality, organized and existing under and by virtue of Article XX, Section 6 of the Colorado Constitution; and

WHEREAS, under Article XX, Section 6 the Colorado Constitution, the City has authority over local taxation matters, therefore the City enacted Ordinance 86-95 authorizing the imposition of an occupational privilege tax on employers and employees within the City; and

WHEREAS, the City Council (the “Council”) passed Ordinance 2022-77 repealing the occupational privilege tax with an effective date of January 1, 2025, but in section 3 of said ordinance the Council reserved the right to amend the ordinance prior to its effective date, and said effective date has yet to pass, and as such the Council has found it necessary and proper to repeal Ordinance 2022-77 and maintain the occupational privilege tax; and

WHEREAS, the Council has the power to make and publish from time-to-time ordinances as it shall deem necessary and proper to provide for the safety; preserve the health; promote the prosperity; and improve the morals, order, comfort and convenience of the city, and the Council has found and determined that repealing ordinance 2022-77 fulfills this purpose.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO.

Section 1. Ordinance 2022-77 is hereby repealed in its entirety.

Section 2. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

Section 3. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

Section 4. Pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the Office of the City Clerk.

INTRODUCED, READ AND ORDERED PUBLISHED this _____ day of _____, 2024.

PASSED AND ORDERED PUBLISHED BY REFERENCE this _____ day of _____, 2024.

MIKE COFFMAN, Mayor

ATTEST:

KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:

 for

HANOSKY HERNANDEZ,
Sr. Assistant City Attorney

ORDINANCE NO. 2022-77

A BILL

FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO, REPEALING ARTICLE V “EMPLOYER OCCUPATIONAL PRIVILEGE TAX” AND ARTICLE VI “EMPLOYEE OCCUPATIONAL PRIVILEGE TAX” OF CHAPTER 130 OF THE CITY CODE OF THE CITY OF AURORA, AND OTHER RELATED MATTERS

WHEREAS, the City of Aurora, Colorado, (the “City”), is a home rule municipality, organized and existing under and by virtue of Article XX, Section 6 of the Colorado Constitution; and

WHEREAS, under Article XX, Section 6 the Colorado Constitution, the City has authority over local taxation matters, therefore the City enacted Ordinance 86-95 authorizing the imposition of an occupational privilege tax on employers and employees within the city; and

WHEREAS, the City Council (the “Council”) has the power to make and publish from time to time ordinances as it shall deem necessary and proper to provide for the safety; preserve the health; promote the prosperity; and improve the morals, order, comfort and convenience of the city, and the Council has found and determined that repealing the occupational privilege tax for employers and employees fulfills this purpose.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, COLORADO:

Section 1. Article V of Chapter 130 of the City Code of the City of Aurora Colorado, and titled “Employer Occupational Privilege Tax”, shall be repealed.

Section 2. Article VI of Chapter 130 of the City Code of the City of Aurora Colorado, and titled “Employee Occupational Privilege Tax”, shall be repealed.

Section 3. Unless modified by a subsequent ordinance approved by City Council, this ordinance shall become effective on January 1, 2025.

Section 4. In compliance with Ordinance 2022-52, the City Manager is directed to bring forth a budget alternative for the 2024 Budget showing the equivalent of up to a 4% budget reduction to each department other than Public Safety. Road maintenance shall not be proposed as part of the reduction.

Section 5. Severability. The provisions of this Ordinance are hereby declared to be severable. If any section, paragraph, clause, or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance.

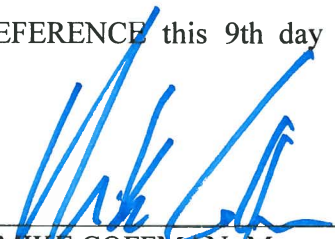
Section 6. Repealer. All orders, resolutions, or ordinances in conflict with this Ordinance or with any of the documents hereby approved, are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, ordinance, or part thereof, heretofore repealed.

Section 6. Pursuant to Section 5-5 of the Charter of the City of Aurora, Colorado, the second publication of this Ordinance shall be by reference, utilizing the ordinance title. Copies of this Ordinance are available at the Office of the City Clerk.

INTRODUCED, READ AND ORDERED PUBLISHED this 19th day of December, 2022.

PASSED AND ORDERED PUBLISHED BY REFERENCE this 9th day of January, 2023.




MIKE COFFMAN, Mayor

ATTEST:


KADEE RODRIGUEZ, City Clerk

APPROVED AS TO FORM:


HANOSKY HERNANDEZ,
Sr. Assistant City Attorney



CITY OF AURORA

Council Agenda Commentary

Item Title: Discussion and Possible Action Regarding Future In-Person or Virtual Council Meetings
Item Initiator: Peter Schulte, City Attorney
Staff Source/Legal Source: Peter Schulte, City Attorney / Jack Bajorek, Interim City Attorney
Outside Speaker: N/A
Council Goal: 2012: 2.1--Work with appointed and elected representatives to ensure Aurora's interests

COUNCIL MEETING DATES:

Study Session: N/A

Regular Meeting: 10/14/2024

2nd Regular Meeting (if applicable): N/A

Item requires a Public Hearing: Yes No

ITEM DETAILS *(Click in highlighted area below bullet point list to enter applicable information.)*

- Agenda long title
- Waiver of reconsideration requested, and if so, why
- Sponsor name
- Staff source name and title / Legal source name and title
- Outside speaker name and organization
- Estimated time (For Study Session items only, indicate combined time needed for presentation and discussion)

Peter Schulte, City Attorney / Jack Bajorek, Interim City Attorney

ACTIONS(S) PROPOSED *(Check all appropriate actions)*

- Approve Item and Move Forward to Study Session Approve Item as Proposed at Study Session
- Approve Item and Move Forward to Regular Meeting Approve Item as Proposed at Regular Meeting
- Information Only
- Approve Item with Waiver of Reconsideration
Reason for waiver is described in the Item Details field above.

PREVIOUS ACTIONS OR REVIEWS:

Policy Committee Name: N/A

Policy Committee Date: N/A

Action Taken/Follow-up: *(Check all that apply)*

Recommends Approval

Does Not Recommend Approval

Forwarded Without Recommendation

Minutes Not Available

Minutes Attached

HISTORY *(Dates reviewed by City council, Policy Committees, Boards and Commissions, or Staff. Summarize pertinent comments. ATTACH MINUTES OF COUNCIL MEETINGS, POLICY COMMITTEES AND BOARDS AND COMMISSIONS.)*

N/A

ITEM SUMMARY *(Brief description of item, discussion, key points, recommendations, etc.)*

If needed, this is notice on the Council Agenda for Council to discuss their rules and procedures moving forward with in-person/virtual council meetings and other matters involving their rules and procedures.

FISCAL IMPACT

Select all that apply. (If no fiscal impact, click that box and skip to "Questions for Council")

Revenue Impact

Budgeted Expenditure Impact

Non-Budgeted Expenditure Impact

Workload Impact

No Fiscal Impact

REVENUE IMPACT

Provide the revenue impact or N/A if no impact. (What is the estimated impact on revenue? What funds would be impacted? Provide additional detail as necessary.)

N/A

BUDGETED EXPENDITURE IMPACT

Provide the budgeted expenditure impact or N/A if no impact. (List Org/Account # and fund. What is the amount of budget to be used? Does this shift existing budget away from existing programs/services? Provide additional detail as necessary.)

N/A

NON-BUDGETED EXPENDITURE IMPACT

Provide the non-budgeted expenditure impact or N/A if no impact. (Provide information on non-budgeted costs. Include Personal Services, Supplies and Services, Interfund Charges, and Capital needs. Provide additional detail as necessary.)

N/A

WORKLOAD IMPACT

Provide the workload impact or N/A if no impact. (Will more staff be needed or is the change absorbable? If new FTE(s) are needed, provide numbers and types of positions, and a duty summary. Provide additional detail as necessary.)

N/A

QUESTIONS FOR COUNCIL

If needed, does Council wish to discuss their Rules and Procedures, including, but not limited to, addressing and/or making a decision on whether future council meetings will be in-person/virtual?

LEGAL COMMENTS

The corporate authority and all legislative authority of the City shall be vested in the council, as the governing body of the City. The council shall determine its own rules and procedures and order of business and shall keep a journal of its proceedings. City Code Section 2-32. (Schulte)