

# City of Brighton

*500 S. 4th Avenue  
Brighton, CO 80601*



## Meeting Minutes

**Tuesday, June 16, 2020**

**6:00 PM**

**Council Chambers / Virtual Meeting**

### City Council

**MAYOR - GREGORY MILLS  
MAYOR PRO TEM - MATT JOHNSTON  
COUNCIL MEMBERS:  
CLINT BLACKHURST, ADAM CUSHING,  
MARK HUMBERT, KRIS JORDINELLI, MARY ELLEN POLLACK,  
ANN TADDEO, TIM WATTS**

## 1. CALL TO ORDER

*Mayor Mills called the meeting to order at 6:32 p.m.*

### A. Pledge of Allegiance to the American Flag

*Councilmember Humbert led the recitation of the Pledge of Allegiance to the American Flag.*

### B. Roll Call

**Present:** 9 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

## 2. APPROVAL OF REGULAR AGENDA

*Councilmember Watts asked that Item 11A be moved to Item 3E.*

**Motion by Councilmember Watts, seconded by Councilmember Humbert, to approve the Regular Agenda as amended. Motion passed by the following vote:**

**Aye:** 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

## 3. CONSENT AGENDA

### A. Approval of the May 5, 2020 City Council Minutes

### B. Approval of the May 7, 2020 City Council Minutes

### C. Approval of the May 14, 2020 City Council Minutes

### D. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACKNOWLEDGING THE CERTIFIED ABSTRACT OF VOTES CAST FOR THE MAY 26, 2020 SPECIAL RUN-OFF MUNICIPAL ELECTION FOR WARD 2

**Resolution No: 2020-58**

**Motion by Councilmember Watts, seconded by Councilmember Cushing, to approve the Consent Agenda as presented. Motion passed by the following vote:**

**Aye:** 8 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, and Councilmember Watts

### E. Face Covering Discussion

*Economic Development Director Michael Martinez gave an overview of the current guidelines for face coverings and safety precautions.*

*Emergency Management Coordinator Stephanie Hackett spoke about City Council meetings in other municipalities and their face covering requirements. Coordinator Hackett gave a fact-based presentation regarding face coverings.*

*City Council members discussed wearing face coverings during City Council meetings and the need to keep employees and the public safe and to set a good example. It was determined that there would not be a change regarding face coverings at this time.*

#### **4. CEREMONIES**

##### **A. Swearing in Ceremony by Judge Kristin Brown**

*Judge Kristin Brown administered the oath of office to Councilmember Ann Taddeo.*

##### **B. Juneteenth Celebration Day Proclamation**

*Mayor Mills read the Proclamation into the record.*

**Motion by Councilmember Watts, seconded by Councilmember Cushing, to approve the Proclamation. Motion passed by the following vote:**

**Aye:** 9 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

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

*T'Nell Page, Brighton. Ms. Page congratulated Councilmember Ann Taddeo.*

*P.J. Kite, Brighton. Mr. Kite asked Council to consider holding the 4<sup>th</sup> of July events in the future at the Water Tower Park and to consider raising the speed limit on Tower Road from Southern Street to Bromley Lane.*

#### **6. PUBLIC HEARINGS**

#### **7. ORDINANCES FOR INITIAL CONSIDERATION**

#### **8. ORDINANCES FOR FINAL CONSIDERATION**

#### **9. RESOLUTIONS**

##### **A. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF W. L. CONTRACTORS, INC. AND AWARDING THE CONTRACT FOR TRAFFIC SIGNAL REWIRING, PROJECT #20-006294, TO W. L. CONTRACTORS, INC. UP TO THE AMOUNT OF \$71,023.00, AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO**

*Mayor Mills read the title of the Resolution into the record.*

*Acting City Manager Falconburg introduced Infrastructure Director Mike Woodruff.*

*Infrastructure Director Mike Woodruff asked for approval of the Signal Rewiring Project contract to W. L. Contractors, Inc. The project consists of radio wiring and equipment at four intersections on traffic signal poles in the City. Opticom systems will be added to two legs at one of the intersections to allow emergency services to get through the traffic lights. The work will take place at the following intersections:*

- 120<sup>th</sup> Avenue and Sable Boulevard
- Telluride Street and Bridge Street
- 50<sup>th</sup> Avenue and Bridge Street
- Jessup Street and 4<sup>th</sup> Avenue.

*The wiring in the traffic poles has a life expectancy of about fifteen years and the wiring is about twenty years old at this time. Three bids were received and staff recommends awarding the contract to W. L. Contractors for \$71,023. Director Woodruff and Traffic Operations Crew Leader Joseph Huerta answered questions from Council regarding:*

- The highest bid.
- The completion date for the project.

**Motion by Mayor Pro Tem Johnston, seconded by Councilmember Humbert, to approve Resolution 2020-59. Motion passed by the following vote:**

**Aye:** 9 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

**B. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDING THE CONTRACT FOR THE CDBG SIDEWALK PROJECT #20-008, TO SILVA CONSTRUCTION INC. IN THE AMOUNT OF TWO HUNDRED THIRTEEN THOUSAND THREE HUNDRED FIFTY DOLLARS (\$213,350), AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO**

*Mayor Mills read the title of the Resolution into the record.*

*Acting City Manager Falconburg introduced Strategic Initiatives & Governmental Affairs Manager Nicole Samson and Public Works Engineering Manager Christopher Montoya.*

*Public Works Engineering Manager Christopher Montoya explained that the project area is located on Southern Street from 4<sup>th</sup> Avenue to 12<sup>th</sup> Avenue and this section will complete the Southern Street corridor for ADA compliance. This collector roadway has connectivity to several parks, schools and regional trails. The curb ramp allows for access to sidewalks and the ability to commute along the sidewalks. The ramp allows access at a certain slope to a landing area where one is able to maneuver and have detectible warnings that allow a person to know they are crossing a street. Since 1984, there have been many regulations and design guideline changes for curb ramps and many of the ramps in the City are non-compliant. The City is mandated to make these modifications.*

*Strategic Initiatives & Governmental Affairs Manager Nicole Samson explained that this project is 85% funded through the Community Development Block Grant (CDBG). Staff applied for the funds to complete this project last spring and the funds were awarded in late 2019. City Council approved an agreement with Adams County that awards the City of Brighton up to \$181,839 in CDBG funds for this project. Six formal bids were received for the project. The lowest bid was not considered because they did not submit a complete bid as required. Silva Construction submitted a complete bid and have worked in the City and provided quality work in the past.*

*Engineering Manager Montoya explained that the City received \$181,839 in funding and budgeted \$50,000 for a total of \$231,839. The recommended bid of \$213,350 is within the budgeted amount for the project.*

*Manager Samson reported that staff recommends approval of the contract with Silva Construction as the most responsive and responsible bidder.*

*Engineering Manager Montoya and Manager Samson answered questions from Council regarding:*

- The possible need for a change order on this project.

Motion by Councilmember Blackhurst, seconded by Councilmember Jordinelli, to approve Resolution 2020-60. Motion passed by the following vote:

Aye: 9 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

**C. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AWARDED A CONTRACT FOR NEEDLEPOINT BI-POLAR IONIZATION, PROJECT #20-006356, TO BUILDING TECHNOLOGIES SYSTEM, INC FOR THE CONTRACT AMOUNT NOT TO EXCEED \$261,600.61, AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO**

*Mayor Mills read the title of the Resolution into the record.*

*Budget Manager Kayla Barber-Perrotta and Facilities Manager Patrick Rome answered questions from Council regarding:*

- The number of cities in Adams County that have purchased this product.*
- The reason Council did not receive the studies that were requested at the Study Session.*
- The reason testing is not the first thing being done at this time.*
- The proposal being for all City buildings.*
- Alternatives being presented to spend the CARES funding.*
- An update regarding the CARES funding that has been spent and what is remaining.*

**No motion made for Item 9C.**

*Mayor Mills called for a break at 8:21 p.m.*

*Mayor Mills reconvened the meeting at 8:31 p.m.*

**10. UTILITIES BUSINESS ITEMS**

**Resolutions**

**A. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF DURAN EXCAVATING, INC. AND AWARDED THE CONTRACT FOR THE CORE CITY PIPE REPLACEMENT PROJECT, PROJECT #20-006237, TO DURAN EXCAVATING, INC. IN THE AMOUNT OF TWO MILLION, THREE HUNDRED NINETY NINE, EIGHT HUNDRED EIGHTY THREE DOLLARS AND FORTY CENTS (\$2,399,883.40), AND AUTHORIZING HE CITY MANAGER TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO**

*Mayor Mills read the title of the Resolution into the record.*

*Acting City Manager Marv Falconburg introduced Utilities Engineering Manager Roy Gallea.*

*Infrastructure Director Mike Woodruff outlined the Core City Pipe Replacement Project, which consists of trenching and abandoning 10,000 linear feet of existing waterline and installing approximately 11,300 ft. of new waterline, re-tapping existing services and full lane width patching on all roads. Staff is looking at utilizing the existing water lines that will be replaced in a future non-potable system throughout the City.*

Utilities Engineering Manager Roy Gallea presented the Core City Pipe Replacement Project. The City has miles of undersized pipe that is nearing its serviceable life of at least seventy years. This project staff hopes to bring back each year to replace sections of old infrastructure. The areas being targeted are locations with a number of line breaks, water quality complaints, and areas where fire flow is inadequate. The project will replace old pipe with 8" and 12" PVC pipe. The project would replace approximately 11,300 linear feet of aged and undersized pipe and existing hydrants on an as-needed basis. This will improve water quality, pressure and flow, and reduce the number of pipe breaks and long-term maintenance costs. When done, the entire lane width will be paved to improve the existing street. The area will cover Southern Street to Bridge Street and 9<sup>th</sup> Avenue to 12<sup>th</sup> Avenue. There are 4" and 6" pipes in this area that would be replaced and the addition of pipes where none currently exists. Comanche Creek will also have work done; this area has had several main breaks. The pipe will be replaced with 8" PVC pipe and a connection will be added to Southern Street. Residents in these areas will receive notifications with project details and contact information. Any resident that would experience a water shut off will receive hand delivered notification forty-eight hours prior to service interruption. They should not go more than four hours without water service. Nine bids were received and an extensive bid evaluation was conducted. Duran Excavating, Inc. was selected as the most responsive and responsible bidder for \$2,399,883.40. The project would be concluded by late October 2020. Engineering Manager Gallea answered questions from Council regarding:

- PVC pipe not having the same problems with minerals collecting on the pipes.
- PVC pipe having more flexibility and causing less breaks.
- The ability to coordinate with other departments on projects to minimize the tearing up of streets.
- There being a standard separation between water and sewer lines.
- Extensive work having to be done on the sewer lines.
- The reason for the need for so many lift stations.

**Motion by Councilmember Blackhurst, seconded by Councilmember Humbert, to approve Resolution 2020-61. Motion passed by the following vote:**

**Aye:** 6 - Mayor Mills, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, and Councilmember Taddeo

**No:** 3 - Mayor Pro Tem Johnston, Councilmember Pollack, and Councilmember Watts

## **11. GENERAL BUSINESS**

### **A. Face Covering Discussion**

*This item was moved to Item 3E.*

### **B. Brookfield Update**

Acting City Manager Falconburg explained that he feels staff has clear direction from Council to move forward with the 45<sup>th</sup> Avenue and Longs Peak Street improvements in the next year with Brookfield Residential. The Metro District Service Plan is scheduled for July 7<sup>th</sup> and staff looks forward to bringing this back as soon as possible for Council approval. Acting City Manager Falconburg and City Attorney Bajorek answered questions from Council regarding:

- The date staff found out the original completion date in the contract was not going to happen.
- This project being completed one year from June 16, 2020.

### **C. COVID Reopening Plan Update**

*Economic Development Director Michael Martinez provided new COVID updates and activities.*

*City Council discussed the new reopening plan.*

*Finance Director Maria Ostrom provided an update regarding the CARES Act funding and the programs the City is working on for residents and small businesses.*

**D. City Council Statement Discussion**

*City Council discussed the Statement of Solidarity and possible changes that could be made.*

*Mayor Mills read the Statement of Solidarity into the record (attached as Exhibit A).*

**Motion by Mayor Pro Tem Johnston, seconded by Councilmember Humbert, to approve the Statement as it was read. Motion passed by the following vote:**

**Aye:** 9 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

**12. REPORTS****A. By the Mayor**

*Mayor Mills spoke with a group from the Chamber of Commerce regarding facilities opening in the City. Mayor Mills attended the ADCOG Transportation Sub-committee meeting, and the Brighton High School graduation parade. Mayor Mills will receive an update from Platte Valley Medical Center this week and will meet with the City Manager recruiter this week. Thursday is a tour of Founders Plaza and the Depot and the Joint meeting with School District 27J is June 30<sup>th</sup>.*

**B. By Department Heads**

*Acting Chief of Police Frank Acosta updated City Council regarding the Police Department's policies about abuse and the #8cantwait campaign.*

*Communications and Engagement Director Kristen Chernosky updated City Council regarding the 4<sup>th</sup> of July fireworks display.*

*Infrastructure Director Mike Woodruff will look into the speed limit on Tower Road from Bromley Lane and Southern Street.*

**C. By the City Attorney****D. By the City Manager**

*Acting City Manager Falconburg explained that staff is working hard during these challenging times and will continue to move forward. Council can decide if they would like to continue with the hybrid meetings.*

*There was a man in Council Chambers that asked why the tornado sirens did not go off during the storm.*

**13. REPORTS BY COUNCIL ON BOARDS & COMMISSIONS**

*Councilmember Humbert attended the Parks and Recreation Advisory Board meeting, the Historic Preservation Commission meeting, the Housing Authority meeting and the Brighton Shares the Harvest event.*

*Councilmember Blackhurst explained that the Statement of Solidarity is very important to the Youth Commission.*

*Councilmember Cushing attended the neighborhood meeting from Aggregate Industry and the RTD meeting.*

*Councilmember Jordinelli attended the Link meeting and the Cultural Arts Commission meeting.*

Councilmember Watts reported that the Youth Baseball Association in Brighton will be opening next week.

14. EXECUTIVE SESSION

15. ADJOURNMENT

Motion by Councilmember Watts, seconded by Councilmember Blackhurst, to adjourn at 10:59 p.m. Motion passed by the following vote:


Aye: 9 - Mayor Mills, Mayor Pro Tem Johnston, Councilmember Blackhurst, Councilmember Cushing, Councilmember Humbert, Councilmember Jordinelli, Councilmember Pollack, Councilmember Taddeo, and Councilmember Watts

CITY OF BRIGHTON, COLORADO

  
\_\_\_\_\_  
Gregory Mills, Mayor

ATTEST:

  
\_\_\_\_\_  
Natalie Hoel, City Clerk

  
\_\_\_\_\_  
Approval Date



**From Brighton City Council:  
Statement of Solidarity on Racial Equity, Policing**

As your City Council, it has been troubling to watch the arrest and subsequent death of George Floyd at the hands of the involved officers. We condemn the brutal killing of Floyd and the countless other lives that have been cut short at the hands of unjust police actions.

We recognize the trauma that stems from police brutality in our nation. We understand the impact this has on community-police relations. Recent protests carry the weight of frustration, anger, and concern from injustice that stems several generations for African Americans, all people of color, and all protected classes. However, the actions of the officers responsible are not reflective of the overwhelming majority of men and women hired to protect our community.

We stand in support of the Brighton Police Department's value in the sanctity of human life, diversity, serving without prejudice, and fair application of the law. The Department has remained committed to working in partnership with our community as we navigate this difficult time in our nation's history.

As your elected officials, we are dedicated to building a community of inclusiveness. We will continue to actively listen to the community as we educate ourselves, advocate for racial, ethnic, social, gender, and economic equality, and collaborate to build a more equitable community for all residents who call the City of Brighton home.