

City of Brighton

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



Meeting Minutes

Tuesday, July 6, 2021

6:00 PM

Council Chambers

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 6:00 p.m.

A. Pledge of Allegiance to the American Flag

Councilmember Cushing 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

Motion by Mayor Pro Tem Johnston, seconded by Councilmember Humbert, to approve the Regular Agenda as presented. 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

3. CONSENT AGENDA

A. Approval of the June 1, 2021 City Council Minutes

B. Approval of the June 4, 2021 City Council Minutes

C. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING THE 2021 PARKS AND RECREATION MASTER PLAN UPDATE

Resolution No: 2021-43

D. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING THE INTERGOVERNMENTAL AGREEMENT CONCERNING FAIR CONTRIBUTIONS FOR PUBLIC SCHOOL SITES BETWEEN THE CITY OF BRIGHTON AND 27J SCHOOLS

Resolution No: 2021-44

E. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, REAPPOINTING RICHARD HODGE AS A MEMBER OF THE BRIGHTON HISTORIC PRESERVATION COMMISSION WITH A TERM TO JUNE 2025

Resolution No: 2021-45

Motion by Councilmember Blackhurst, seconded by Councilmember Watts, to approve the Consent Agenda as presented. 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

4. CEREMONIES

A. Swearing In of New Board and Commission Members

Deputy City Clerk Erin Kelm swore in the new Board and Commission member.

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

6. PUBLIC HEARINGS

7. ORDINANCES FOR INITIAL CONSIDERATION

A. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY AT 49 SOUTH 5TH AVENUE, IN THE CITY OF BRIGHTON, COUNTY OF ADAMS, STATE OF COLORADO, TO THE BRIGHTON HOUSING AUTHORITY AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SPECIAL WARRANTY DEED THEREOF

Mayor Mills read the title of the Ordinance into the record.

City Manager Jane Bais DiSessa introduced Assistant City Manager Michael Martinez.

Assistant City Manager Michael Martinez explained that the property at 49 South 5th Avenue has been utilized by the Brighton Housing Authority for a number of years. City Council directed staff to convey the property. The Special Warranty Deed states that the property must remain as an affordable housing asset. Assistant City Manager Martinez answered questions from Council regarding:

- The title company that was used for the transaction.*

Motion by Mayor Pro Tem Johnston, seconded by Councilmember Watts, to approve the Ordinance. 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

8. ORDINANCES FOR FINAL CONSIDERATION

9. RESOLUTIONS

A. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, FINDING GOOD CAUSE TO WAIVE THE FORMAL BID PROCESS FOR LAND ACQUISITION SERVICE FOR AG PRESERVATION, BY APPROVING A CONTRACT AMENDMENT FOR THE EXTENSION OF THE PREVIOUSLY AWARDED MULTI-TERM CONTRACT 16M-004, WITH THE CONSERVATION FUND, FOR AN ADDITIONAL ONE YEAR TERM IN THE AMOUNT NOT TO EXCEED FIVE (5) % OF THE FAIR MARKET VALUE OF THE PROPERTY TO BE ACQUIRED AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AND SIGN THE AMENDMENT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST HERETO

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

City Manager Bais DiSessa introduced Finance Director Maria Ostrom.

Finance Director Maria Ostrom explained that there is no need to waive the bid and asked Council to not consider Item 9A.

Failed for lack of motion.

B. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING THE FIRST AMENDMENT TO THE LAND ACQUISITION SERVICES FOR AG PRESERVATION AGREEMENT; AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT

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

City Manager Bais DiSessa introduced Parks and Recreation Director Travis Haines.

Parks and Recreation Director Travis Haines explained that the City has applied for a grant for a piece of property and that The Conservation Fund is in the process of negotiating the purchase of the property. Staff is requesting that the contract with The Conservation Fund be extended to complete this transaction. If Council would like to continue purchasing land for preservation in this area, an RFP would be done in the future.

Motion by Councilmember Blackhurst, seconded by Mayor Pro Tem Johnston, to approve Resolution 2021-46 to direct the City Manager to add a clause to the agreement indicating that this amendment only applies to this one negotiation until it is completed. 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

10. UTILITIES BUSINESS ITEMS

Resolutions

A. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACCEPTING THE BID OF ALL STAR ENVIRONMENTAL AND APPROVING THE PROCUREMENT OF 11880 PEORIA STREET DEMOLITION, PROJECT #21-006839, TO ALL STAR ENVIRONMENTAL FOR THE CONTRACT AMOUNT OF SEVENTY SEVEN THOUSAND TWO HUNDRED AND TWENTY TWO DOLLARS, \$77,222.00, AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AND 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.

City Manager Bais DiSessa introduced Utilities Director Brett Sherman.

Utilities Director Brett Sherman introduced Stormwater Coordinator Scott Olsen.

Stormwater Coordinator Scott Olsen presented the project for demolition of buildings at 11880 Peoria Street, at the intersection of 120th Avenue and Peoria Street. The property was purchased in 2017 for use as a stormwater detention pond. There are two houses on the property, one is boarded up and the other has been leased for the past few years. The lease expired a few months ago and the houses are in disrepair. All structures, other than the domestic well house will be demolished. The site will be returned to native vegetation to be maintained by a landscape contractor. The formal solicitation and bid process was completed in May, 2021 and three bids were received. Staff recommends accepting the bid of All Star Environmental for \$77,222 to complete the demolition of the structures. Stormwater Coordinator Olsen answered questions from Council regarding:

- A reason for the difference in the bid amounts.

- The City having used this company before.
- A begin and end date for the project.
- The tenants still paying rent.
- Staff trying to get the tenants out by August 1st.
- The possible date the property would be excavated for use as a detention pond.

Motion by Councilmember Watts, seconded by Councilmember Blackhurst, to approve Resolution 2021-47. 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

11. GENERAL BUSINESS

A. Cancel the July 13, 2021 Study Session

Item 11A was not approved.

12. REPORTS

A. By the Mayor

Mayor Mills attended the joint meeting with 27J Schools, the Brighton Police Department Awards Ceremony, the NATA meeting, and the 4th of July celebration.

B. By Department Heads

Assistant City Manager Michael Martinez reported on the 4th of July celebration.

C. By the City Attorney

D. By the City Manager

City Manager Bais DiSessa attended the Brighton Police Department Awards Ceremony and thanked the Police Department staff for their hard work and congratulated everyone that received awards.

13. REPORTS BY COUNCIL ON BOARDS & COMMISSIONS

Councilmember Taddeo attended the CML Annual Board Meeting and the joint meeting with 27J Schools.

Councilmember Watts attended the 4th of July Celebration, updated everyone about the Wall that Heals event, July is Park and Recreation Month, Flix and Kicks is Thursday and the City BBQ is July 22nd.

Councilmember Humbert attended the Downtown Partnership Committee meeting, the CML meeting, Saturday is the Brighton Blues Blast, and Lakes Appreciation Day at Barr Lake is Saturday.

Councilmember Blackhurst attended the Brighton Police Department Awards Ceremony.

Councilmember Jordinelli attended the Brighton Cultural Arts Committee meeting and the Public Arts Committee meeting.

14. EXECUTIVE SESSION

Motion by Mayor Pro Tem Johnston, seconded by Councilmember Cushing, to go into Executive Session at 7:22 p.m. for a conference with the City Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) regarding Litigation Issues and for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e) regarding Vestas, and leases at 14605 Sable Boulevard, 1750 East Egbert Street and 1594 East Bromley Lane. 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

Mayor Mills reconvened the meeting at 9:03 p.m.

15. **ADJOURNMENT**

Mayor Mills adjourned the meeting at 9:05 p.m.

CITY OF BRIGHTON, COLORADO



Gregory Mills, Mayor

ATTEST:



Erin Kelm, Deputy City Clerk

8/3/2021

Approval Date