



Commerce City

7887 E. 60th Ave.
Commerce City, CO 80022
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Meeting Minutes - Final

City Council

Monday, June 20, 2016

6:00 PM

Council Chambers

1. Call to Order/Roll Call

A regular meeting of the City Council of the City of Commerce City was called to order by Mayor Ford on Monday, June 20, 2016, at 6:00 PM.

Present: 9 - Mayor Sean Ford, Council Member Jadie Carson, Council Member Rick A. Teter, Mayor Pro Tem René Bullock, Council Member Crystal Elliott, Council Member Jason McEldowney, Council Member Steven J. Douglas, Council Member Andrew Amador and Council Member Paolo Diaz

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Audience Introduction

The audience introduced themselves.

4. Proclamations and Recognitions

[Proc 16-03](#)

2016 Day of Play and Parks & Recreation Month Proclamation

Interim City Attorney Sheesley read a proclamation declaring July 4, 2016, as Day of Play and Parks and Recreation Month in Commerce City.

Parks, Recreation and Golf staff accepted the proclamation.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member McEldowney, that this proclamation be approved. VOICE VOTE: Unanimous, all present affirmed.

5. Citizen Communication

None.

6. Approval of Minutes

[Min 16-53](#)

Meeting Minutes of April 4, 2016

A motion was made by Council Member McEldowney, seconded by Council Member Douglas, to allow Council Member Carson to abstain from voting on the minutes of April 4, 2016, because of her excused absence.

VOTE: 8 aye, 1 abstain (Carson)

A motion was made by Council Member Teter, seconded by Council Member Diaz, that the minutes be approved. VOTE:

Aye: 8 - Mayor Ford, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member McEldowney, Council Member Douglas, Council Member Amador and Council Member Diaz

Abstained: 1 - Council Member Carson

[Min 16-54](#)

Meeting minutes of May 2, 2016

A motion was made by Council Member Douglas, seconded by Council Member Teter, to allow Council Members Amador and McEldowney to abstain from voting on the minutes of May 2, 2016, because of their excused absence.

VOTE: 7 aye, 2 abstain (Amador, McEldowney)

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that the minutes be approved. VOTE:

Aye: 7 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas and Council Member Diaz

Abstained: 2 - Council Member McEldowney and Council Member Amador

[Min 16-55](#)

Meeting minutes of May 16, 2016

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Douglas, to allow Mayor Ford and Council Member McEldowney to abstain from voting on the minutes of May 16, 2016, because of their excused absence.

VOTE: 7 aye, 2 abstain (Ford, McEldowney)

A motion was made by Council Member Douglas, seconded by Council Member Teter, that the minutes be approved. VOTE:

Aye: 7 - Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member Douglas, Council Member Amador and Council Member Diaz

Abstained: 2 - Mayor Ford and Council Member McEldowney

7. Consent Agenda

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member McEldowney, to approve the consent agenda as presented. ROLL CALL VOTE:

Aye: 9 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member McEldowney, Council Member Douglas, Council Member Amador and Council Member Diaz

[Res 2016-71](#)

RESOLUTION APPROVING AWARD OF CONTRACT FOR QUALITY ASSURANCE TESTING SERVICES FOR TOWER ROAD WIDENING PROJECT

- [Res 2016-76](#) RESOLUTION AUTHORIZING THIRD AMENDMENT TO THE CONTRACT FOR CAPITAL PROGRAM AND PROJECT MANAGEMENT SERVICES
- [Res 2016-77](#) RESOLUTION APPROVING AMENDMENT TO MASTER SERVICES AGREEMENT FOR ENGINEERING SERVICES
- [Res 2016-78](#) RESOLUTION AUTHORIZING NEGOTIATIONS, PURCHASE, AND THE EXERCISE OF THE CITY'S POWERS OF EMINENT DOMAIN TO ACQUIRE CERTAIN REAL PROPERTY INTERESTS NECESSARY FOR THE SECOND CREEK INFRASTRUCTURE IMPROVEMENTS PROJECT
- [Res 2016-79](#) RESOLUTION AUTHORIZING NEGOTIATIONS, PURCHASE, AND THE EXERCISE OF THE CITY'S POWERS OF EMINENT DOMAIN TO ACQUIRE CERTAIN REAL PROPERTY INTERESTS NECESSARY FOR THE HIGHWAY 2 WIDENING PROJECT

8. Public Hearings

- [Pres 16-375](#) 2016 JAG Formula Grant Public Hearing - \$18,766

Mayor Ford opened the public hearing and left during the presentation

Interim Police Chief Richardson was present to answer any questions regarding the grant application.

No one came forward to address council on this matter and Mayor Pro Tem Bullock closed the public hearing.

A motion was made by Council Member McEldowney, seconded by Council Member Amador, to proceed with applying for the grant.

VOTE: 8 aye, 1 missing member (Ford)

9. Resolutions

- [Res 2016-68](#) RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT FOR THE PURPOSE OF SERVING PROPERTIES WITH WATER AND WASTEWATER FACILITIES

Planner Jenny Axmacher gave a presentation regarding Resolutions 2016-68, 2016-69, and Resolution 2016-75. Ms. Axmacher stated the city has three general improvement districts, established to construct infrastructure for quality development in the city. Currently, the general improvement districts do not require properties to annex into the city to utilize the districts facilities; however, staff is recommending an intergovernmental agreement with the general improvement districts and South Adams County Water and Sanitation District requiring annexation if the property will use the improvement district's facilities. This would only affect new development and connections.

Regarding the water resource agreement, the city has purchased some Burlington/Wellington irrigation shares and as part of the purchase process, the city has to come to an agreement with South Adams County Water and Sanitation District for use of these shares. The intergovernmental agreement establishes the terms of use for the water resources and applicable fees.

Regarding the purchase of ERUs from South Adams County Water and Sanitation District, Phase 4A ERUS are a new source of water from South Adams County Water and Sanitation District as a result of new horizontal alluvial wells. The city would like to purchase 265 ERUs and the district is requesting purchase applications by July 1, 2016.

A motion was made by Council Member McEldowney, seconded by Council Member Douglas, that this resolution be adopted. VOICE VOTE: Unanimous, all present affirmed.

[Res 2016-69](#)

RESOLUTION APPROVING WATER RESOURCES AGREEMENT WITH SACSWD

A motion was made by Council Member McEldowney, seconded by Mayor Pro Tem Bullock, that this resolution be adopted. VOICE VOTE: Unanimous, all present affirmed.

[Res 2016-75](#)

RESOLUTION AUTHORIZING PURCHASE OF ERUS FROM SOUTH ADAMS COUNTY WATER AND SANITATION DISTRICT

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that this resolution be adopted. VOICE VOTE: Unanimous, all present affirmed.

10. Ordinances on 1st Reading

[Ord 2103](#)

AN ORDINANCE AMENDING THE 2016 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE ADAMS COUNTY OPEN SPACE GRANT FUNDS IN THE AMOUNT OF \$90,000 FOR THE ACQUISITION OF A RESIDENTIAL LOT LOCATED AT 6023 FOREST DRIVE AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

A motion was made by Mayor Pro Tem Bullock, seconded by Council Member Teter, that this ordinance be introduced by council as seated and approved on first reading. VOTE:

Aye: 9 - Mayor Ford, Council Member Carson, Council Member Teter, Mayor Pro Tem Bullock, Council Member Elliott, Council Member McEldowney, Council Member Douglas, Council Member Amador and Council Member Diaz

11. Administrative Council Business

Council Member Teter received a call from a resident regarding 112th being closed between Highway 2 and Chambers.

Public Works Director D'Andrea stated that the road has been closed because of the wet weather and once the road dries out, a grader will be sent out and the road reopened.

12. Reports

Acting City Manager Roger Tinklenberg highlighted items off the city manager report emailed to council earlier.

Mayor Ford and council reported on their attendance at various meetings and events.

13. Adjourn to NIGID Meeting

The meeting adjourned at 6:55 pm.

In accord with the city charter, the city attorney read the title to all ordinances and resolutions adopted by Council at this meeting.

Respectfully Submitted By:

Laura J. Bauer, City Clerk