



# Commerce City

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

### City Council

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Monday, January 23, 2023

7:45 PM Council Chambers, 7887 E 60th Ave, Commerce City, CO 80022. The meeting will also be conducted in a hybrid format via Zoom.

Registration link:

[https://c3gov.zoom.us/webinar/register/WN\\_sOnPPWIRRAiG02pUKIeVWQ](https://c3gov.zoom.us/webinar/register/WN_sOnPPWIRRAiG02pUKIeVWQ)

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### Special Meeting

#### 1. Call to Order/Roll Call

*A special meeting of the City Council of the City of Commerce City was called to order by Mayor Huseman on January 23, 2023, at 8:42 PM.*

*A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Hurst, to excuse those members not present. VOTE: 8 - Aye, 1 - Excused (Madera)*

**Present:** 8 - Mayor Benjamin Huseman, Mayor Pro Tem Jennifer Allen-Thomas, Council Member Susan Noble, Council Member Craig Hurst, Council Member Craig Kim, Council Member Sean Ford, Council Member Kristi Douglas and Mayor Renee Millard-Chacon

**Excused:** 1 - Council Member Oscar Madera

#### 2. Ordinances on 1st Reading

##### [Ord 2459](#)

SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE 2023 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO, BY APPROPRIATING A PORTION OF THE UNENCUMBERED FUND BALANCE OF THE GENERAL FUND AND TRANSFERRING TO DESIGNATED FUNDS PORTIONS OF THE UNENCUMBERED FUND BALANCE IN THE GENERAL FUND FOR A TOTAL AMOUNT OF \$1,353,241 TO BE USED FOR COSTS ASSOCIATED WITH MYC3 PROGRAMMING AND AUTHORIZING THE EXPENDITURE THEREOF

**A motion was made by Council Member Hurst, seconded by Mayor Pro Tem Allen-Thomas, that this Ordinance be introduced by council as seated and approved on first reading. VOTE:**

**Aye:** 8 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Noble, Council Member Hurst, Council Member Kim, Council Member Ford, Council Member Douglas and Mayor Millard-Chacon

**Excused:** 1 - Council Member Madera

### 3. Executive Session

#### [23-003](#)

An executive session of the City Council pursuant to C.R.S. sec. 24-6-402(4)(b) for the purpose of conferring with the legal counsel to receive legal advice with regard to litigation, specifically the matter of Clinton Nichols v. City of Commerce City, currently pending in the Adams County District Court, and to the extent necessary, also pursuant to C.R.S. sec. 24-6-402(4)(e) for the purpose of instructing negotiators with regard to the same. Formal action by the City Council following the executive session is anticipated and will occur in open session.

*A motion was made by Mayor Huseman, seconded by Mayor Pro Tem Allen-Thomas, to authorize the filing of all reasonable and supported counter claims in the matter of Clinton Nichols vs. City of Commerce City, and further direct legal council to proceed consistent with the direction provided in the executive session. VOTE: 8 - Aye, 1 - Excused (Madera)*

**A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Hurst, to enter into an executive session pursuant to C.R.S. sec. 24-6-402(4)(b) for the purpose of conferring with the legal counsel to receive legal advice with regard to litigation, specifically the matter of Clinton Nichols v. City of Commerce City, currently pending in the Adams County District Court, and to the extent necessary, also pursuant to C.R.S. sec. 24-6-402(4)(e) for the purpose of instructing negotiators with regard to the same. Formal action by the City Council following the executive session is anticipated and will occur in open session. VOTE:**

**Aye:** 8 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Noble, Council Member Hurst, Council Member Kim, Council Member Ford, Council Member Douglas and Mayor Millard-Chacon

**Excused:** 1 - Council Member Madera

#### [23-002](#)

An executive session of the City Council, pursuant to C.R.S. sections 24-6-402(4)(e) & (f), for the purpose of discussing personnel matters specifically related to the recruitment of a city attorney and for instructing negotiators with regard to the same.

**A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Hurst, to enter into an executive session pursuant to C.R.S. sections 24-6-402(4)(e) & (f), for the purpose of discussing personnel matters specifically related to the recruitment of a city attorney and for instructing negotiators with regard to the same. VOTE:**

**Aye:** 8 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Noble, Council Member Hurst, Council Member Kim, Council Member Ford, Council Member Douglas and Mayor Millard-Chacon

**Excused:** 1 - Council Member Madera

**4. Adjourn**

*The meeting adjourned at 10:27 PM.*

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

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*Jordan D. Roberts, Deputy City Clerk*

**Any citizen requesting accommodations, with respect to rights under the Americans with Disabilities Act, to attend or participate in any public meeting, and/or to obtain this notice in alternate formats, is asked to please contact the City Clerk at 303-227-8791 as soon as possible before the meeting.**