



Commerce City

7887 E. 60th Ave.
Commerce City, CO 80022
c3gov.com

Meeting Minutes - Final

City Council

Monday, June 21, 2021

6:00 PM This meeting will be conducted electronically via Zoom.

There will be no physical meeting. Public access to this meeting can be found in the agenda below. The meeting will also be live on Channel 8 and c3gov.com/video

Regular Meeting via Zoom

Per Ordinance 2291 the City Manager is authorized to conduct this meeting via Zoom

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 Huseman on June 21, 2021, at 6:00 PM.

A motion was made by Council Member Allen-Thomas, seconded by Council Member Madera, to excuse members not present. VOTE: 8 - Aye, 1 - Excused (Grimes)

Present: 8 - Mayor Benjamin Huseman, Mayor Pro Tem Nicole Frank, Council Member Oscar Madera, Council Member Jennifer Allen-Thomas, Council Member Susan Noble, Council Member Jose Guardiola, Council Member Craig Hurst and Council Member Robyn Smith

Excused: 1 - Council Member Meghan Grimes

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Citizen Communication

[21-98](#)

Citizen Communication - City Council will conduct this meeting virtually via Zoom as the Civic Center remains closed out of precaution for COVID-19. There will be the opportunity for public comment at the meeting during citizen communication and/or for each agenda item. Comments may be consolidated under the Citizen Comment part of the meeting. The public can submit their comments live during the meeting via Zoom or in advance using the online form or mail. Visit c3gov.com/council and click on "Meeting agendas" for the full meeting agenda and "Virtual Meeting and Public Comment Instructions" for instructions on how to submit live verbal and written comments. The deadline to register to comment and to submit written comments is noon on June 21.

Terry Lucero thanked Council and staff for consideration of the land dedication.

Chris Fiedler thanked Council and staff for consideration of the land dedication.

Gay Wandel spoke on speeding and traffic conditions in Commerce City.

Steve Douglas spoke on street widening and Resolution 2021-47.

4. Proclamations and Recognitions

[Proc 21-10](#)

Proclamation Declaring July 2021 as Parks and Recreation Month in Commerce City

A motion was made by Mayor Pro Tem Frank, seconded by Council Member Madera, that this proclamation be approved. VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

[21-97](#)

GFOA Awards for Outstanding Achievement in Popular Financial Reporting and Certificate of Achievement for Excellence in Financial Reporting for year ending 2019

5. Presentations

[Pres 21-353](#)

COVID-19 Update

City Manager Tinklenberg provided council an update on the city's response to the COVID-19 pandemic.

[Pres 21-363](#)

Veterans' Commission Update

Commission members and staff presented on the Commission's purpose, overview, Commission members, accomplishments, and upcoming events.

[Pres 21-348](#)

2022 Work Plan Goals and Targets

A motion was made by Mayor Pro Tem Frank, seconded by Council Member Allen-Thomas, to adopt the 2022 work plan goals and targets. VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

6. Consent Agenda

A motion was made by Mayor Pro Tem Nicole Frank, seconded by Council Member Jennifer Allen-Thomas, that this consent agenda be approved. VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

[Min 21-133](#)

Minutes of the March 30, 2021 Special Meeting

[Min 21-136](#)

Minutes of April 12, 2021

[Min 21-137](#)

Minutes of May 17, 2021

[Min 21-138](#)

Minutes of May 24, 2021

[Res 2021-45](#)

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT WITH THE COLORADO DEPARTMENT OF TRANSPORTATION REGARDING FUNDING FOR THE VASQUEZ BOULEVARD IMPROVEMENTS PROJECT

[Res 2021-46](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH EST, INC. FOR DESIGN AND PRECONSTRUCTION SERVICES FOR THE 88TH AVENUE WIDENING PROJECT

- [Res 2021-49](#) RESOLUTION APPROVING SECOND AMENDMENT TO INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF COMMERCE CITY AND THE REGIONAL TRANSPORTATION DISTRICT ("RTD") REGARDING ARTWORK FOR THE NORTH METRO RAIL LINE
- [Res 2021-50](#) RESOLUTION APPROVING REQUEST BY 27J SCHOOL DISTRICT FOR TRANSFER OF SCHOOL SITE AND DISBURSEMENT OF SCHOOL FEES FOR AN ELEMENTARY SCHOOL AT SOUTHLAWN IN COMMERCE CITY

7. Resolutions

- [Res 2021-47](#) A RESOLUTION APPROVING AN AMENDMENT INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF COMMERCE CITY AND POTOMAC FARMS METROPOLITAN DISTRICT REGARDING THE SERVICE PLAN FOR THE DISTRICT TO GRANT A LIMITED AUTHORIZATION OF EMINENT DOMAIN USE

Staff presented on the history and overview of the project.

A motion was made by Council Member Allen-Thomas, seconded by Mayor Pro Tem Frank, that this resolution be adopted. VOICE VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

- [Res 2021-48](#) RESOLUTION AMENDING RESOLUTION 2020-77 TO MODIFY THE MEMBERSHIP OF THE COMMERCE CITY DIVERSITY, EQUITY AND INCLUSION COMMISSION

A motion was made by Mayor Pro Tem Frank, seconded by Council Member Noble, that this resolution be adopted. VOICE VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

8. Ordinances on 1st Reading

[Ord 2332](#)

AN ORDINANCE AMENDING THE 2021 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE DEFENSE COUNSEL FIRST APPEARANCE GRANT OF \$15,000 FOR THE DEFENSE COUNSEL FIRST APPEARANCE PROGRAM AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

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

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

[Ord 2336](#)

AN ORDINANCE AMENDING THE 2021 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY APPROPRIATING \$57,500 FROM THE GENERAL FUND FUND BALANCE TO PROVIDE FUNDING TO SUPPORT TO COMMERCE CITY SCHOOLS AND AUTHORIZATION OF THE EXPENDITURE THEREOF.

A motion was made by Council Member Guardiola, seconded by Mayor Pro Tem Frank, to amend the Ordinance to include the four charter schools located in Commerce City and an additional \$10,000 in expenditures. VOTE: 8 - Aye, 1 - Excused (Grimes).

A motion was made by Council Member Allen-Thomas, seconded by Council Member Noble, that this ordinance be introduced by council as seated and approved on first reading as amended. VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

[Ord 2337](#)

AN EMERGENCY ORDINANCE AMENDING SECTION 1-3003 OF THE COMMERCE CITY REVISED MUNICIPAL CODE TO AUTHORIZE THE MUNICIPAL COURT TO IMPOSE ALTERNATIVE SENTENCING FOR FIREWORKS VIOLATIONS BY MINORS

A motion was made by Mayor Huseman, seconded by Council Member , to amend Exhibit A Section E to add new sentence that to have a 120 hour minimum public service penalty for minors caught with illegal fireworks. VOTE: 8 - Aye, 1 - Excused (Grimes) FAILED DUE TO LACK OF SECOND

A motion was made by Council Member Madera, seconded by Council Member Guardiola, that this ordinance be introduced by council as seated and approved on first reading as an emergency ordinance. VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

9. Administrative Council Business

[21-96](#)

Council Appointments to Commerce City Diversity, Equity and Inclusion Commission

A motion was made by Council Member Noble, and a seconded by Mayor Pro Tem Frank, to appoint Council Member Allen-Thomas and Council Member Guardiola to the Diversity, Equity, and Inclusion Commission and Council Member Madera as an alternate. VOICE VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

[21-99](#)

Consideration of Request for Veto of HB21-1314

A motion was made by Mayor Pro Tem Frank, and a seconded by Council Member Hurst, to authorize the Mayor to sign and issue the veto request letter regarding HB 21-1314. VOICE VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst and Council Member Smith

Excused: 1 - Council Member Grimes

10. Council Reports

City Manager Tinklenberg highlighted items presented in his weekly report provided to council earlier. The Mayor and council reported on their attendance at various meetings and events.

11. Adjourn

The meeting adjourned at 7:46 PM.

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

Jordan D. Roberts, Deputy City Clerk