



Commerce City

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

Meeting Minutes - Draft

City Council

Monday, November 7, 2022

6:00 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_A1N-H9H8SVu7FnQt4pF3IA

Regular Meeting

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 November 7, 2022, at 6:00 PM.

A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Madera, to excuse those members not present. VOTE: 7 - Aye, 1 - Excused (Ford)

Present: 8 - Mayor Benjamin Huseman, Mayor Pro Tem Jennifer Allen-Thomas, Council Member Oscar Madera, Council Member Rick Davis, Council Member Susan Noble, Council Member Craig Hurst, Council Member Craig Kim and Council Member Kristi Douglas

Excused: 1 - Council Member Sean Ford

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Citizen Communication

Citizen Communication - City Council will conduct this meeting in person at the Commerce City Civic Center, 7887 E 60th Ave, Commerce City, CO 80022. 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 in person, via Zoom, or in advance through mail or email. 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 via Zoom or submit written comments is noon on Monday, November 7, 2022.

Ronna Sanchez spoke on the Reunion Metro District Funding.

Ariane Mullen spoke on homelessness in the city.

Joy Bishop spoke on the speed limit along 60th Avenue.

Steve Douglas commented on Resolution 2022-81.

4. Proclamations and Recognitions

Land Acknowledgement and Proclamation Declaring November 2022 as Native American Heritage Month in Commerce City, Colorado

Iona LongSoldier, Diversity, Equity, and Inclusion Commission Member, read the proclamation.

A motion was made by Council Member Douglas, seconded by Council Member Hurst, that this Proclamation be approved. VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Madera, Council Member Davis, Council Member Noble, Council Member Hurst, Council Member Kim and Council Member Douglas

Excused: 1 - Council Member Ford

Recognition of Lifesaving Efforts by Recreation Staff

Chad Redin, Deputy Director of Parks and Recreation, recognized Eagle Pointe Recreation Center staff that performed life saving efforts.

5. Noticed Council Business

City Policy regarding Abatement of Urban Encampments

A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Hurst, to amend the agenda to have the discussion of the administrative business item to occur during the same discussion on Ordinance 2431. VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Madera, Council Member Davis, Council Member Noble, Council Member Hurst, Council Member Kim and Council Member Douglas

Excused: 1 - Council Member Ford

6. Presentations

Environmental Planning Policy and Oil and Gas Monthly Update

Dr. Rosemarie Russo, Environmental and Sustainability Planner, gave the presentation.

Intern Meet and Greet

Doreen Falcon, Human Resources Manager, introduced City interns.

SWAT BearCat Overview

Kirk Dominic, Emergency Manager, gave the presentation.

7. Consent Agenda

A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Madera, to approve the Consent Agenda as presented. ROLL CALL VOTE:

Aye: 8 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Madera, Council Member Davis, Council Member Noble, Council Member Hurst, Council Member Kim and Council Member Douglas

Excused: 1 - Council Member Ford

Minutes of the October 17, 2022 Regular Meeting.

Minutes of the October 24, 2022 Special Meeting

SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF COMMERCE CITY, COLORADO BY REZONING THE PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF E. 48th AVENUE AND IVY STREET FROM AGRICULTURAL DISTRICT (AG) TO MEDIUM INTENSITY INDUSTRIAL DISTRICT (I-2).

8. Public Hearings

A RESOLUTION ADOPTING THE BUDGET FOR THE CITY OF COMMERCE CITY, COLORADO FOR THE YEAR 2023 AND PROVIDING FOR 2022 COMMERCE CITY TAX LEVY

Mayor Huseman re-opened the public hearing.

Steve Douglas spoke on 2023 capital improvement preservation projects.

Mayor Huseman closed the public hearing.

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

Aye: 8 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Madera, Council Member Davis, Council Member Noble, Council Member Hurst, Council Member Kim and Council Member Douglas

Excused: 1 - Council Member Ford

The public hearings will be conducted electronically via Zoom. There will be an opportunity to testify live during the meeting via Zoom or in advance via email or regular mail. Visit c3gov.com/council and click on “Virtual Meeting and Public Comment Instructions” for instructions on how to register or submit comments. The deadline to register to comment and to submit written comments is noon on Monday, November 7, 2022. Please contact the City Clerk to request paper copies of materials.

9. Resolutions

Council Member Davis exits the meeting, approximately at 8:13 PM.

A RESOLUTION AUTHORIZING A COST SHARE AGREEMENT BETWEEN REUNION METROPOLITAN DISTRICT (“REUNION”) AND THE CITY OF COMMERCE CITY FOR CHAMBERS ROAD IMPROVEMENTS FROM 104TH AVENUE TO 117TH AVENUE

A motion was made by Council Member Madera, seconded by Council Member Hurst, that this Resolution be adopted. VOICE VOTE:

Aye: 2 - Council Member Madera and Council Member Hurst

Nay: 5 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Noble, Council Member Kim and Council Member Douglas

Excused: 2 - Council Member Davis and Council Member Ford

10. Ordinances on 1st Reading

FIRST READING OF AN ORDINANCE ENACTING A NEW CHAPTER 13 - METROPOLITAN DISTRICTS OF THE COMMERCE CITY REVISED MUNICIPAL CODE

A motion was made by Council Member Madera, seconded by Mayor Huseman, to have the city attorney to research legal liability of passing such an ordinance. VOTE: 6 - Aye, 1 - Nay (Hurst), 2 - Excused (Davis, Ford)

A motion was made by Council Member Kim, seconded by Noble, to direct city attorney staff to draft an ordinance creating a moratorium on the creation of new metropolitan districts within Commerce City for a period of one year. The moratorium shall automatically renew unless rescinded by the City Council one year from the date of the ordinance passing and every year thereafter.

Aye: 5 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Noble, Council Member Kim and Council Member Douglas

Nay: 2 - Council Member Madera and Council Member Hurst

Excused: 2 - Council Member Davis and Council Member Ford

11. Ordinances on 2nd Reading

SECOND AND FINAL READING OF AN ORDINANCE AMENDING
THE COMMERCE CITY REVISED MUNICIPAL CODE BY ADDING A
SECTION RESTRICTING UNAUTHORIZED URBAN CAMPING

A motion was made by Mayor Huseman, seconded Council Member Madera, to correct a typo in Ordinance 2431 "Section 6. Effective Date" to change the reference therein from Section 2 to Section 3. VOTE: 6 - Aye, 1 - Nay (Douglas), 2 - Excused (Davis, Ford)

A motion was made by Council Member Madera, seconded by Council Member Hurst, that this Ordinance be approved on second & final reading. VOTE:

Aye: 6 - Mayor Huseman, Mayor Pro Tem Allen-Thomas, Council Member Madera, Council Member Noble, Council Member Hurst and Council Member Kim

Nay: 1 - Council Member Douglas

Excused: 2 - Council Member Davis and Council Member Ford

12. Administrative Council Business

A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Hurst, to direct the City Manager to hold a study session to discuss the noise ordinance in Commerce City. VOTE: 7- Aye, 2 - Excused (Davis, Ford)

A motion was made by Council Member Madera, seconded by Council Member Kim, to direct the City Manager to give a recognition gift to the Recreation Staff for their lifesaving efforts. VOTE: 7- Aye, 2 - Excused (Davis, Ford)

A motion was made by Council Member Noble, seconded by Mayor Pro Tem Allen-Thomas, to have Cases #S-814-22 and #S-774-22 called up for public hearing by the City Council. VOTE: 6 - Aye, 1 - Nay (Madera), 2 - Excused (Davis, Ford)

A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Noble, to extend the automatic adjournment time of the meeting by thirty minutes. VOTE: 7 - Aye, 2 - Excused (Davis, Ford)

13. Council Reports

14. Executive Session

An executive session pursuant to C.R.S. sec. 24-6-402(4)(f)(I) for the purposes of discussing personnel matters, specifically the transfer of the Director of Public Safety and the Acting Police Chief.

The executive session was not held.

A motion was made by Mayor Pro Tem Allen-Thomas, seconded by Council Member Hurst, to allow the Interim City Manager to move the Acting Chief of Police back to Deputy Chief of Police and move the Director of Public Safety to Chief of Police. VOTE: 7 - Aye, 2 - Excused (Davis, Ford)

15. Adjourn

The meeting adjourned at 10:36 PM.

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

Brittany Rios, Assistant 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.