



Commerce City

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

Meeting Minutes - Final

City Council

Monday, March 2, 2020

6:00 PM

Council Chambers

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 March 2, 2020, at 6:00 PM.

Present: 9 - 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, Council Member Meghan Grimes and Council Member Robyn Smith

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Recognitions

[20-18](#)

GFOA Certificate of Achievement for Excellence in Financial Reporting Award Recognition - CAFR

The mayor invited the Finance Department staff forward to receive the Government Finance Officers Association award and the council came forward for a photo.

4. Presentations

[Pres 20-12](#)

Oil and Gas Monthly Update

Domenic Martinelli, City Planner, presented the oil and gas monthly update.

[Pres 20-78](#)

Suncor Presentation

Donald Austin, Vice President of Suncor Refinery, presented an update on the Suncor refinery to council.

[Pres 20-110](#)

Commerce City Business & Professional Association Awards & Presentation

Representatives from the Commerce City Business & Professional Association presented awards to their membership and provided council an overview of their organization.

5. Citizen Communication

Jim Travis, 10233 Salida Street, spoke on oil and gas development in the city.

Ron Bruce, 15800 East 101st Avenue, spoke on conflict of interest.

Sean Cuevo, no address given, spoke on conflict of interest.

Steve Douglas, no address given, spoke on oil and gas development in the city.

Lisa Gudmondson, no address given, spoke on oil and gas development in the city.

6. Consent Agenda

A motion was made by Council Member Madera, seconded by Council Member Hurst, to approve the consent agenda as presented. ROLL CALL VOTE:

Aye: 9 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst, Council Member Grimes and Council Member Smith

[Min 20-29](#)

Minutes of February 3, 2020

[Min 20-40](#)

Minutes of the February 24, 2020 Special Meeting

[Ord 2257](#)

AN ORDINANCE AMENDING THE 2020 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY TRANSFERRING \$87,500 FROM THE LOTTERY FUND TO THE CIPP FUND FOR COSTS ASSOCIATED WITH THE RAGWEED DRAW BALLFIELDS PROJECT AND AUTHORIZATION OF THE EXPENDITURE THEREOF

[Ord 2261](#)

AN ORDINANCE ESTABLISHING A VETERANS COMMISSION AND AMENDING THE COMMERCE CITY REVISED MUNICIPAL CODE RELATIVE TO SUCH COMMISSION

[Res 2020-23](#)

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR VETERANS MEMORIAL PARK INCLUSIVE PLAYGROUND EQUIPMENT TO LANDSCAPE STRUCTURES, INC.

[Res 2020-24](#)

RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF COMMERCE CITY AND THE REGIONAL TRANSPORTATION DISTRICT ("RTD") REGARDING ARTWORK FOR THE NORTH METRO RAIL LINE

[Res 2020-25](#)

RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT BETWEEN ADAMS COUNTY, COLORADO AND THE CITIES OF ARVADA, BRIGHTON, COMMERCE CITY, FEDERAL HEIGHTS, NORTHGLENN, THORNTON, WESTMINSTER, AND THE TOWN OF BENNETT FOR DISTRIBUTING THE STATE FUNDS RECEIVED THROUGH THE CENSUS OUTREACH GRANT PROGRAM PURSUANT TO C.R.S. § 24-32-125

7. Ordinances on 1st Reading

[Ord 2258](#)

AN ORDINANCE AMENDING THE COMMERCE CITY SALES AND USE TAX CODE, ARTICLE I OF CHAPTER 20 OF THE COMMERCE CITY REVISED MUNICIPAL CODE, TO ADOPT AND INCORPORATE CERTAIN STANDARDIZED SALES AND USE TAX DEFINITIONS RECOMMENDED BY THE COLORADO MUNICIPAL LEAGUE AND ACCOMPLISHING RELATED MATTERS

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

Aye: 9 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst, Council Member Grimes and Council Member Smith

[Ord 2262](#)

AN ORDINANCE AMENDING THE 2020 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF THE BULLETPROOF VEST PARTNERSHIP GRANT FUNDS IN THE AMOUNT OF \$11,804.60 FOR THE BULLETPROOF VEST PROGRAM IN THE POLICE DEPARTMENT AND THE AUTHORIZATION OF THE EXPENDITURE THEREOF.

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

Aye: 9 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst, Council Member Grimes and Council Member Smith

[Ord 2264](#)

AN ORDINANCE AMENDING THE 2020 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY APPROPRIATING A PORTION OF THE UNENCUMBERED FUND BALANCE OF THE COMMERCE CITY BRIGHTON SCHOOL DISTRICT USE TAX FUND (CCBSD) IN THE AMOUNT OF \$714,450 FOR INSTALLATION OF SYNTHETIC TURF AT STUART MIDDLE SCHOOL AND TRANSFERRING \$500,000 FROM THE CCBSD FUND TO THE CIPP FUND FOR SPORTS FIELD IMPROVEMENTS AT THREE LOCATIONS AND AUTHORIZATION OF THE EXPENDITURE THEREOF.

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

Aye: 9 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst, Council Member Grimes and Council Member Smith

[Ord 2267](#)

AN ORDINANCE AMENDING THE 2020 BUDGET OF THE CITY OF COMMERCE CITY, COLORADO BY THE RECOGNITION OF FUNDS FROM ADAMS COUNTY FOR STATE FUNDS RECEIVED THROUGH THE CENSUS OUTREACH GRANT PROGRAM AND FUNDS FROM THE REGIONAL TRANSPORTATION DISTRICT (RTD) FOR PUBLIC ART AT THE NORTH METRO RAIL LINE AND AUTHORIZING RELATED MATTERS

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

Aye: 9 - Mayor Huseman, Mayor Pro Tem Frank, Council Member Madera, Council Member Allen-Thomas, Council Member Noble, Council Member Guardiola, Council Member Hurst, Council Member Grimes and Council Member Smith

8. Ordinances on 2nd Reading

[Z-953-18-20](#)

AN ORDINANCE APPROVING A REPLACEMENT PUD ZONE DOCUMENT FOR APPROXIMATELY 600 ACRES TO ALLOW RESIDENTIAL, COMMERCIAL, PARKS AND SCHOOLS, OFFICE/FLEX, AND SUBSURFACE EXTRACTION OF OIL AND GAS, FOR THE PROPERTY GENERALLY LOCATED ON THE NORTHEAST CORNER OF EAST 88TH AVENUE AND TOWER ROAD IN COMMERCE CITY, COLORADO, CURRENTLY ZONED PUD.

The mayor confirmed Council Members Madera and Smith fully reviewed the hearing and were eligible to vote on the ordinance. Mayor Pro Tem Frank stated they did not fully review the hearing and were not eligible to vote on the ordinance.

A motion was made by Council Member Grimes, seconded by Council Member Guardiola, to convene a five-minute recess. VOTE: 7 - Aye, 2 - Nay (Frank, Noble)

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

Aye: 6 - Mayor Huseman, Council Member Madera, Council Member Guardiola, Council Member Hurst, Council Member Grimes and Council Member Smith

Nay: 2 - Council Member Allen-Thomas and Council Member Noble

Abstained: 1 - Mayor Pro Tem Frank

Administrative Council Business

A motion was made by Mayor Pro Tem Frank, seconded by Council Member Hurst, to appoint Council Members Guardiola and Smith as the council liaisons to the veterans commission. VOTE: Unanimous, all present affirmed

A motion was made by Council Member Guardiola, seconded by Council Member Madera, to direct staff to hold a second 2020 Civic Academy course in English and Spanish from June to October. VOTE: Unanimous, all present affirmed.

A motion was made by Mayor Pro Tem Frank, seconded by Council Member Madera, to appoint Mayor Huseman to the Adams 14 Education Foundation Board. VOTE: Unanimous, all present affirmed.

A motion was made by Council Member Hurst, seconded by Mayor Pro Tem Frank, to enter into an executive session pursuant CRS 24-6-402(4)(f) for the purpose of receiving updates on the evaluation of the city manager following the GID meetings. VOTE: 6 - Aye, 3 - Nay (Allen-Thomas, Madera, Noble)

Council voted to appoint Council Member Noble to serve on the Reunion food hall working group. 7 - Aye, 1 - Nay (Huseman), 1 - Abstain (Hurst)

A motion was made by Council Member Guardiola, seconded by Council Member Hurst, to make a \$3000 contribution to the Metro Mayor's Caucus. VOTE: Unanimous, all present affirmed.

A motion was made by Council Member Grimes, seconded by Mayor Pro Tem Frank, to approve the Mayor to sign a letter to the Department of the Interior. VOTE: Unanimous, all present affirmed.

A motion was made by Mayor Huseman, seconded by Mayor Pro Tem Frank, to waive the fees for first-responders' use of the city's recreation centers. Mayor Huseman amended his motion to clarify that the first-responders must be residents of the city. VOTE: Unanimous, all present affirmed.

Mayor Huseman appointed Council Member Grimes as acting mayor while the mayor attended the National League of Cities conference.

[Min 20-03](#)

Revised Minutes of December 18, 2019

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

Aye: 6 - Mayor Pro Tem Frank, Council Member Madera, Council Member Guardiola, Council Member Hurst, Council Member Grimes and Council Member Smith

Nay: 3 - Mayor Huseman, Council Member Allen-Thomas and Council Member Noble

9. Council Reports

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

10. Adjourn

The meeting adjourned at 9:00 p.m.

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:

Dylan A. Gibson, Deputy City Clerk