



**SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD  
MARCH 5, 2018**

1. Executive Session – Third Floor Conference Room
  - A. Instructions to Negotiators, Pursuant to CRS 24-6-402(4)(e) Relating to the Police Pension

Councilmember Jones moved to go into Executive Session for Instructions to Negotiators, Pursuant to CRS 24-6-402(4)(e) Relating to the Police Pension.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

1. Call to Order – 6:00 p.m. – Council Chambers
2. Moment of Reflection and Pledge of Allegiance
3. Roll Call of Councilmembers

Those Present: Mayor Pro Tem John Marriott, Councilmember Bob Fifer, Councilmember Nancy Ford, Councilmember David Jones, Councilmember Mark McGoff, Councilmember Dot Miller

Councilmember Jones moved to excuse Mayor Williams from the meeting.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

Also present were: Mark Deven, City Manager; Lorie Gillis, Deputy City Manager, Chris Daly, City Attorney; Bob Manwaring, Director of Public Works; Rita McConnell, Director of Community Development; Bryan Archer, Director of Finance and Kristen Rush, City Clerk.

4. Approval of Minutes of the February 5, 2018, City Council Meeting

The minutes stand approved.
5. Petitions, Recognitions and Communications - none
6. Public Comment –
  - A. Regan Robinson, Representing the Festivals Commission, invited everyone to high tea this weekend and gave a recap of the new festival, winter fest.
  - B. Mark Thompson, Representing Colorado Contractor, addressed council regarding the contracting industry.
  - C. Rachel Smallwood, Representing Arvadans for Progressive Action, read a letter of thanks to the Arvada Police Department

7. New Business

A. Consent Agenda

1. R18-021 A Resolution Approving an Agreement by and between the City of Arvada and Martin/Martin, Inc., to Prepare a Water Distribution Center Master Plan for the City of Arvada Water Treatment System
2. R18-022 A Resolution Authorizing the City of Arvada to Obtain Laboratory Services for Water Treatment Plant Operations Not to Exceed \$124,520.00 Annually
3. R18-023 A Resolution Accepting a Drainage and Slope Easement from Foothills Community Church within Candelas Commercial Filing No. 1 for Indiana Street Improvements
4. R18-024 A Resolution Accepting a Warranty Deed from Foothills Community Church within Candelas Commercial Filing No. 1 for Indiana Street Improvements
5. R18-025 A Resolution Authorizing a Construction Contract by and between the City of Arvada and APC Construction Co., LLC for 2018 Mill Overlay and Reconstruction in an Amount Not to Exceed \$6,614,167.30, Project No. 18-ST-01
6. R18-026 A Resolution Authorizing a Construction Contract by and between the City of Arvada and Jalisco International, Inc. for W. 72<sup>nd</sup> Avenue and Indiana Street Intersection Improvements in an Amount Not to Exceed \$6,498,987.90, Project No. 13-ST-24
7. R18-027 A Resolution Authorizing the Fourth Amendment to the City of Arvada Retirement Plan Trust Dated January 1, 2009
8. R18-028 A Resolution Authorizing a Construction Contract by and between the City of Arvada and Rock & Company, Inc. for Farmers High Line Canal Bridge at Club Crest in an Amount Not to Exceed \$164,065.00, Project No. 17-PK-02
9. R18-029 A Resolution Authorizing an Agreement by and between the City of Arvada and Frontier Environmental Services, LLC for Fiber Conduit Boring in an Amount Not to Exceed \$750,000.00
10. R18-030 A Resolution Accepting an Annexation Petition Concerning Sabell, 5650 Ward Road, Finding Said Petition Substantially Compliant with C.R.S. 31-12-107(1), and Setting a Public Hearing for May 7, 2018, 6:30 P.M. at Arvada City Hall for City Council to Determine Whether the Area Meets the Requirements of C.R.S. 31-12-104 and 105, and is Considered Eligible for Annexation
11. R18-031 A Resolution Rescinding Resolution No. R18-016 and Re-Accepting an Annexation Petition Concerning Ralston Ridge, 7120 and 7000 Indiana Street, Finding Said Petition Substantially Compliant with C.R.S. 31-12-107(1), and Setting a Public Hearing for April 16, 2018, 6:30 P.M. at Arvada City Hall for City Council to Determine Whether the Area Meets the Requirements of C.R.S. 31-12-104 and 105, and is Considered Eligible for Annexation

Councilmember Fifer moved that R18-021, A Resolution Approving an Agreement by and between the City of Arvada and Martin/Martin, Inc., to Prepare a Water Distribution Center Master Plan for the City of Arvada Water Treatment System; R18-022, A Resolution Authorizing the City of Arvada to Obtain Laboratory Services for Water Treatment Plant Operations Not to Exceed \$124,520.00 Annually; R18-023, A Resolution Accepting a Drainage and Slope Easement from Foothills Community Church within Candelas Commercial Filing No. 1 for Indiana Street Improvements; R18-024, A Resolution Accepting a Warranty Deed from Foothills Community Church within Candelas Commercial Filing No. 1 for Indiana Street Improvements; R18-025, A Resolution Authorizing a Construction Contract by and between the City of Arvada and APC Construction Co., LLC for 2018 Mill Overlay and Reconstruction in an Amount Not to Exceed \$6,614,167.30, Project No. 18-ST-01; R18-026, A Resolution Authorizing a Construction Contract by and between the City of Arvada and Jalisco International, Inc. for W. 72<sup>nd</sup> Avenue and Indiana Street Intersection Improvements in an Amount Not to Exceed \$6,498,987.90, Project No. 13-ST-24; R18-027, A Resolution Authorizing the Fourth Amendment to the City of Arvada Retirement Plan Trust Dated January 1, 2009; R18-028, A Resolution Authorizing a Construction Contract by and between the City of Arvada and Rock & Company, Inc. for Farmers High Line Canal Bridge at Club Crest in an Amount Not to Exceed \$164,065.00, Project No. 17-PK-02; R18-029, A Resolution Authorizing an Agreement by and between the City of Arvada and Frontier Environmental Services, LLC for Fiber Conduit Boring in an Amount Not to Exceed \$750,000.00, R18-030, A Resolution Accepting an Annexation Petition Concerning Sabell, 5650 Ward Road, Finding Said Petition Substantially Compliant with C.R.S. 31-12-107(1), and Setting a Public Hearing for May 7, 2018, 6:30 P.M. at Arvada City Hall for City Council to Determine Whether the Area Meets the Requirements of C.R.S. 31-12-104 and 105, and is Considered Eligible for Annexation, R18-031, A Resolution Rescinding Resolution No. R18-016 and Re-Accepting an Annexation Petition Concerning Ralston Ridge, 7120 and 7000 Indiana Street, Finding Said Petition Substantially Compliant with C.R.S. 31-12-107(1), and Setting a Public Hearing for April 16, 2018, 6:30 P.M. at Arvada City Hall for City Council to Determine Whether the Area Meets the Requirements of C.R.S. 31-12-104 and 105, and is Considered Eligible for Annexation, be approved.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

B. Ordinances (First Reading)

1. CB18-008 An Ordinance Annexing Certain Land into the City of Arvada, Ralston Ridge, 7120 and 7000 Indiana Street (Public Hearing to be set for April 16, 2018 at 6:30 p.m.)
2. CB18-009 An Ordinance Rezoning Certain Land Within the City of Arvada, Ralston Ridge, from Jefferson County A-1 & A-2 (Agriculture) to City of Arvada PUD-R (Planned Unit Development-Residential), 4.05 du/ac, and Amending the Official Zoning Maps of the City of Arvada, Colorado, 7120 and 7000 Indiana Street (Public Hearing to be set for April 16, 2018 at 6:30 p.m.)

Councilmember Jones moved that CB18-008, An Ordinance Annexing Certain Land into the City of Arvada, Ralston Ridge, 7120 and 7000 Indiana Street; CB18-009, An Ordinance Rezoning Certain Land Within the City of Arvada, Ralston Ridge, from Jefferson County A-1 & A-2 (Agriculture) to City of Arvada PUD-R (Planned Unit

Residential), 4.05 du/ac, and Amending the Official Zoning Maps of the City of Arvada, Colorado, 7120 and 7000 Indiana Street, be approved on first reading, ordered published in full, and a public hearing date be set March 19, 2018 at 6:30 p.m.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

3. CB18-010 An Ordinance Increasing the Size of the Board of Directors of the Olde Town Arvada Business Improvement District; Adding Provisions Relating to the Length of Terms and Term Limits (Public Hearing to be set for March 19, 2018 at 6:30 p.m.)
4. CB18-011 An Ordinance Repealing and Reenacting Chapter 18, Buildings and Building Regulations, of the Arvada City Code Through Adoption of General and Administrative Provisions and the Adoption, By Reference, of the 2015 International Building Code, the 2015 International Residential Code, the 2015 International Energy Conservation Code, the 2015 International Existing Building Code, the 2015 International Fuel Gas Code, the 2015 International Mechanical Code, the 2015 International Plumbing Code, the 2009 International Property Maintenance Code, the 2014 National Electrical Code, and the Adoption of Penalties for Violations Thereof (Public Hearing to be set for March 19, 2018 at 6:30 p.m.)
5. CB18-012, An Ordinance Imposing a Temporary Moratorium on the Establishment of Self-Storage Businesses (Public Hearing to be set for March 19, 2018 at 6:30 p.m.)
6. CB18-010 An Ordinance Increasing the Size of the Board of Directors of the Olde Town Arvada Business Improvement District; Adding Provisions Relating to the Length of Terms and Term Limits (Public Hearing to be set for March 19, 2018 at 6:30 p.m.)
7. CB18-011 An Ordinance Repealing and Reenacting Chapter 18, Buildings and Building Regulations, of the Arvada City Code Through Adoption of General and Administrative Provisions and the Adoption, By Reference, of the 2015 International Building Code, the 2015 International Residential Code, the 2015 International Energy Conservation Code, the 2015 International Existing Building Code, the 2015 International Fuel Gas Code, the 2015 International Mechanical Code, the 2015 International Plumbing Code, the 2009 International Property Maintenance Code, the 2014 National Electrical Code, and the Adoption of Penalties for Violations Thereof (Public Hearing to be set for March 19, 2018 at 6:30 p.m.)
8. CB18-012 An Ordinance Imposing a Temporary Moratorium on the Establishment of Self-Storage Businesses (Public Hearing to be set for March 19, 2018 at 6:30 p.m.)

Councilmember Jones moved that CB18-010, An Ordinance Increasing the Size of the Board of Directors of the Olde Town Arvada Business Improvement District; Adding Provisions Relating to the Length of Terms and Term Limits; CB18-011, An Ordinance Repealing and Reenacting Chapter 18, Buildings and Building Regulations, of the Arvada

City Code Through Adoption of General and Administrative Provisions and the Adoption, By Reference, of the 2015 International Building Code, the 2015 International Residential Code, the 2015 International Energy Conservation Code, the 2015 International Existing Building Code, the 2015 International Fuel Gas Code, the 2015 International Mechanical Code, the 2015 International Plumbing Code, the 2009 International Property Maintenance Code, the 2014 National Electrical Code, and the Adoption of Penalties for Violations Thereof; CB18-012, An Ordinance Imposing a Temporary Moratorium on the Establishment of Self-Storage Businesses, be approved on first reading, ordered published in full, and a public hearing date be set March 19, 2018 at 6:30 p.m.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

9. Public Hearings – **6:30 p.m.**

- A. R18-032 A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, Arvada Dental, Southwest of W. 64<sup>th</sup> and Indiana Street
- B. CB18-003 An Ordinance Annexing Certain Land Into the City of Arvada, Arvada Dental, Southwest of W. 64<sup>th</sup> and Indiana Street (Ordinance No. 4621)
- C. CB18-004 An Ordinance Rezoning Certain Land Within the City of Arvada, Arvada Dental, from Jefferson County A-2 (Agriculture) to City of Arvada P-1 (Professional Office), and Amending the Official Zoning Maps of the City of Arvada, Colorado, Southwest of W. 64<sup>th</sup> and Indiana Street (Ordinance No. 4622)

Mayor Pro Tem Marriott opened the public hearing on R18-032, CB18-003 and CB18-004.

Rita McConnell, Director of Community Development, stated that the posting logs and mailing affidavit have been received and are in order. Mayor Pro Tem Marriott made them a part of the official record, along with the staff report.

Mayor Pro Tem Marriott swore those in wishing to speak.

Sworn Testimony: Ron Faleide, Representing Applicant  
Mike Woods, Arvada Resident, for the issue

Mayor Pro Tem Marriott closed the public comment portion of the public hearing.

Councilmember Jones moved that R18-032, A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, Arvada Dental, Southwest of W. 64<sup>th</sup> and Indiana Street, be approved.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

Councilmember Jones moved that CB18-003, An Ordinance Annexing Certain Land Into the City of Arvada, Arvada Dental, Southwest of W. 64<sup>th</sup> and Indiana Street, be approved subject to the attached updated condition of approval on final reading, numbered 4621, and ordered published by title only. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

Councilmember Jones moved that CB18-004, An Ordinance Rezoning Certain Land Within the City of Arvada, Arvada Dental, from Jefferson County A-2 (Agriculture) to City of Arvada P-1 (Professional Office), and Amending the Official Zoning Maps of the City of Arvada, Colorado, Southwest of W. 64<sup>th</sup> and Indiana Street, be approved on final reading, numbered 4622, and ordered published by title only. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

- D. R18-033 A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, Apex Estates, 12903 W. 72<sup>nd</sup> Avenue
- E. CB18-005 An Ordinance Annexing Certain Land Into the City of Arvada, Apex Estates, 12903 W. 72<sup>nd</sup> Avenue (Ordinance No. 4623)
- F. CB18-006 An Ordinance Rezoning Certain Land Within the City of Arvada, Apex Estates, from Jefferson County A-2 (Agriculture) to City of Arvada PUD-R (Planned Unit Development-Residential), 4 du/ac., and Amending the Official Zoning Maps of the City of Arvada, Colorado, 12903 W. 72<sup>nd</sup> Avenue (Ordinance No. 4624)
- G. Apex Estates Preliminary Development Plan, 12903 W. 72<sup>nd</sup> Avenue
- H. Apex Estates Preliminary Plat, 12903 W. 72<sup>nd</sup> Avenue

Mayor Pro Tem Marriott opened the public hearing on R18-033, CB18-005, CB18-006, Apex Estates Preliminary Development Plan and Apex Estates Preliminary Plat.

Rita McConnell, Director of Community Development, stated that the posting logs and mailing affidavit have been received and are in order. Mayor Pro Tem Marriott made them a part of the official record, along with the staff report.

Mayor Pro Tem Marriott swore those in wishing to speak.

Sworn Testimony: Debbie Klisis, Jehn Engineering, Representing Applicant  
Jana Asherman, Arvada Resident, spoke regarding the Richard Farms Metro District

Mayor Pro Tem Marriott closed the public comment portion of the public hearing.

Councilmember Jones moved that R18-033, A Resolution Setting Forth Certain Findings of Fact and Conclusions as to the Annexation of Certain Land Into the City of Arvada, Colorado, Apex Estates, 12903 W. 72<sup>nd</sup> Avenue, be approved.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

Councilmember Jones moved that CB18-005, An Ordinance Annexing Certain Land Into the City of Arvada, Apex Estates, 12903 W. 72<sup>nd</sup> Avenue, be approved subject to the attached updated conditions of approval on final reading, numbered 4623, and ordered published by title only. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

Councilmember Jones moved that CB18-006, An Ordinance Rezoning Certain Land Within the City of Arvada, Apex Estates, from Jefferson County A-2 (Agriculture) to City of Arvada PUD-R (Planned Unit Development-Residential), 4 du/ac., and Amending the Official Zoning Maps of the City of Arvada, Colorado, 12903 W. 72<sup>nd</sup> Avenue, be approved on final reading, numbered 4624, and ordered published by title only. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

Councilmember Jones moved that Apex Estates Preliminary Development Plan, 12903 W. 72<sup>nd</sup> Avenue, be approved subject to the attached updated conditions of approval. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

Councilmember Jones moved that Apex Estates Preliminary Plat, 12903 W. 72<sup>nd</sup> Avenue, be approved subject to the attached updated conditions of approval. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

I. Candelas Commercial Flg. 4 West Preliminary Plat, Southeast Corner of Highway 93 & 72

Mayor Pro Tem Marriott opened the public hearing on Candelas Commercial Flg. 4 West Preliminary Plat, Southeast Corner of Highway 93 & 72.

Rita McConnell, Director of Community Development, stated that the posting logs and mailing affidavit have been received and are in order. Mayor Pro Tem Marriott made them a part of the official record, along with the staff report.

Mayor Pro Tem Marriott swore those in wishing to speak.

Sworn Testimony: David Kuntz, Representing Applicant

Mayor Pro Tem Marriott closed the public comment portion of the public hearing.

Councilmember Jones moved that Candelas Commercial Flg. 4 West Preliminary Plat, Southeast Corner of Highway 93 & 72, be approved subject to the attached updated conditions of approval. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved

J. Candelas Commercial Flg. 3 Preliminary Plat, Northeast Corner Candelas Parkway & W. 91st Place

Mayor Pro Tem Marriott opened the public hearing on Candelas Commercial Flg. 4 West Preliminary Plat, Southeast Corner of Highway 93 & 72.

Rita McConnell, Director of Community Development, stated that the posting logs and mailing affidavit have been received and are in order. Mayor Pro Tem Marriott made them a part of the official record, along with the staff report.

Mayor Pro Tem Marriott swore those in wishing to speak.

Sworn Testimony: Brandon McCary, Representing Applicant

Mayor Pro Tem Marriott closed the public comment portion of the public hearing.

Councilmember Jones moved that Candelas Commercial Flg. 3 Preliminary Plat, Northeast Corner Candelas Parkway & W. 91st Place, be approved subject to the attached updated condition of approval. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller

Those Absent: Williams

The Motion was Approved



- K. CB18-007 An Ordinance Repealing and Reenacting Chapter 82, Purchasing and Contracts, of the Arvada City Code (Ordinance No. 4625)

Mark Deven, City Manager, reviewed this ordinance with council.

Councilmember Fifer moved that CB18-007, An Ordinance Repealing and Reenacting Chapter 82, Purchasing and Contracts, of the Arvada City Code, be approved on final reading, numbered 4625 and ordered published by title only.

The following votes were cast on the Motion:

Those voting Yes: Marriott, Fifer, Ford, Jones, McGoff, Miller


Those Absent: Williams

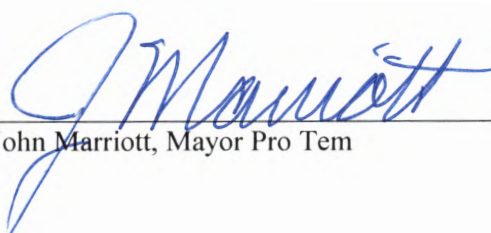
The Motion was Approved

9. Public Comment – Five Minute Limit - none
10. Reports from City Council –
- A. Councilmember Ford encouraged everyone to attend the St. Patrick's Day event in Olde Town on March 17.
  - B. Councilmember Ford encouraged everyone to visit the Arvada Center and participate in the silent auction which is being held to help support the free gallery at the center.
  - C. Councilmember Fifer announced he has been voted in as Vice Chair of DRCOG and will be Chair in 2019.
  - D. Councilmember Jones invited the public to a discussion at Lakewood High School regarding school safety.
  - E. Councilmember McGoff said that Patricia Limerick, State Historian, will be at the Arvada Center next weekend to give a lecture regarding WWI.
11. City Manager Reports - None
12. City Attorney Reports - None
13. Adjournment at 7:50 p m.



SEAL:

  
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Kristen R. Rush, City Clerk

  
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John Marriott, Mayor Pro Tem