



**SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD  
AUGUST 3, 2020**

1. Call to Order - 6:00 p.m.

In accordance with physical distancing guidelines, this Arvada City Council meeting was held in the City Council Chambers and remotely using webinar technology. Mayor Williams, Mayor Pro Tem Miller, Councilmember Fifer, Councilmember Ford, Councilmember Jones, Councilmember Marriott and Councilmember Simpson were present in the council chambers. Members of the public were given notice with instructions on how to participate with public comment.

2. Moment of Reflection and Pledge of Allegiance

3. Roll Call of Councilmembers

Those Present: Mayor Marc Williams, via Zoom, Mayor Pro Tem Dot Miller, Councilmember Bob Fifer, Councilmember Nancy Ford, Councilmember David Jones, Councilmember John Marriott, Councilmember Lauren Simpson

Also present were: Mark Deven, City Manager; Lorie Gillis, Deputy City Manager; Rachel Morris, City Attorney; Bryan Archer, Director of Finance; Ryan Stachelski, Director of Community and Economic Development; Ben Irwin, Communications Manager and Kristen Rush, City Clerk.

4. Approval of Minutes of the July 20, 2020, City Council Meeting

The minutes stand approved.

5. Recognitions and Communications – none

6. Presentations

- A. Mid-year Financial Update

Bryan Archer, Finance Director, gave Council an un-audited financial report and a presentation of the Mid-year 2020 financials. Mr. Archer reviewed revenue and expenditure highlights of the major funds including: General Fund, Parks, Tax Increments, Capital Projects, Water, Wastewater, Storm Water, Golf, Hospitality and the Internal Service Funds and an update on the current investment market.

Mr. Archer also discussed the effects of COVID-19 on the City.

7. Public Comment

- A. Amy Travin, Arvada resident, addressed council regarding Black Lives Matter.
- B. Nancy Felix addressed council regarding upcoming elections.

8. New Business

- A. Consent Agenda

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1. R20-064 A Resolution Authorizing a Grant Between the City of Arvada and the U.S. Department of Justice, COPS Office, COPS Hiring Program (CHP) to Provide Grant Funding to the City in the Amount of \$500,000.00 for the Arvada Police Department

Councilmember Marriott moved that R20-064, A Resolution Authorizing a Grant Between the City of Arvada and the U.S. Department of Justice, COPS Office, COPS Hiring Program (CHP) to Provide Grant Funding to the City in the Amount of \$500,000.00 for the Arvada Police Department, be approved.

The following votes were cast on the Motion:

Those voting Yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson  
The Motion was Approved

- B. Resolutions - none
- C. Ordinances (First Reading) – none
9. Other - None
10. Public Hearings – 6:15 p.m.
  - A. CB20-018 An Ordinance Authorizing the Second Amendment to the 2020 Operating and Capital Budget in the Amount of \$1,500,000.00 and Authorizing an Intergovernmental Agreement By and Between the State of Colorado Acting By and Through the Department of Transportation and the City of Arvada Pertaining to the Alkire Street Sidepath, 78th Ave. to 80th Ave., to Complete the Trail and Sidewalk Network on the West Side of Alkire Street Between W. 72nd Avenue and W. 80th Avenue (CDOT Project No. 23662) (Ordinance No. 4735)

Mayor Williams opened the public hearing on CB20-018.

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

No one wishing to speak for or against, the public hearing was closed.

Councilmember Ford moved that CB20-018, An Ordinance Authorizing the Second Amendment to the 2020 Operating and Capital Budget in the Amount of \$1,500,000.00 and Authorizing an Intergovernmental Agreement By and Between the State of Colorado Acting By and Through the Department of Transportation and the City of Arvada Pertaining to the Alkire Street Sidepath, 78th Ave. to 80th Ave., to Complete the Trail and Sidewalk Network on the West Side of Alkire Street Between W. 72nd Avenue and W. 80th Avenue (CDOT Project No. 23662), be approved on final reading, numbered 4735 and ordered published by title only.

The following votes were cast on the Motion:

Those voting Yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson  
The Motion was Approved

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- B. CB20-019 An Ordinance Repealing and Reenacting Section 58-72, Presiding Judge, and Repealing Section 58-72.5, Clerk of the Court, of Article III, Municipal Judges, of Chapter 58, Municipal Court, of the Arvada City Code (Ordinance No. 4736)

Mayor Williams opened the public hearing on CB20-019.

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

No one wishing to speak for or against, the public hearing was closed.

Councilmember Fifer moved that CB20-019, An Ordinance Repealing and Reenacting Section 5872, Presiding Judge, and Repealing Section 58-72.5, Clerk of the Court, of Article III, Municipal Judges, of Chapter 58, Municipal Court, of the Arvada City Code, be approved on final reading, numbered 4736 and ordered published by title only.

The following votes were cast on the Motion:

Those voting Yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson  
The Motion was Approved

- C. CB20-020 An Ordinance Amending Chapter 98, Taxation, By Amending Subsection 98-66(1)e and Section 98-243, Amending Chapter 11 of the Land Development Code, Measurements, Rules of Construction, and Definitions, by Amending Section 11-3-3, Definitions, and Adding a New Subsection 3-1-5-3 to the Land Development Code, Chapter 3, Use Regulations, of the Arvada City Code to Allow for the Licensing and Taxation of Short Term Rental of a Dwelling, Dwelling Unit or Accessory Dwelling Unit, Residential (Ordinance No. 4737)

Mayor Williams opened the public hearing on CB20-020.

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

Sworn Testimony: Judy Strasbaugh, Arvada resident, against the issue

Mayor Williams closed the public comment portion of the public hearing.

Mayor Pro Tem Miller moved that CB20-020, An Ordinance Amending Chapter 98, Taxation, By Amending Subsection 98-66(1)e and Section 98-243, Amending Chapter 11 of the Land Development Code, Measurements, Rules of Construction, and Definitions, by Amending Section 11-3-3, Definitions, and Adding a New Subsection 3-1-5-3 to the Land Development Code, Chapter 3, Use Regulations, of the Arvada City Code to Allow for the Licensing and Taxation of Short Term Rental of a Dwelling, Dwelling Unit or Accessory Dwelling Unit, Residential, be approved on final reading, numbered 4737 and ordered published by title only.

Councilmember Ford made a Friendly Amendment, under D.4. to include in a city-issued brochure, as is available, a guide to short time management that talks about being a good neighbor and identifies ordinances that pertain to being a good neighbor.

Mayor Pro Tem Miller said that she would like to have council vote on the Friendly Amendment.

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The following votes were cast on the Friendly Amendment:

Those voting Yes: Williams, Miller, Fifer, Ford, Jones, Simpson

Those voting No: Marriott

The Motion was Approved

The following votes were cast on the main Motion:

Those voting Yes: Williams, Miller, Fifer, Jones, Marriott, Simpson

Those voting No: Ford

The Motion was Approved

- D. Conditional Use Permit for Cherrywood Pointe Senior Living Located at the Southwest Corner of McIntyre Parkway and 63rd Avenue

Mayor Williams opened the public hearing on Conditional Use Permit for Cherrywood Pointe Senior Living.

Rob Smetana, Planning Manager, reviewed this item with council and stated that the posting logs and mailing affidavit have been received and are in order. Mayor Williams made them a part of the official record, along with the staff report.

Mayor Williams disclosed that several members of council toured the site with city staff, no more than two at a time.

Sworn Testimony: Eric Chekal, Representing Applicant  
Sharon Araji, Arvada resident, against the issue  
Perry Hackwell, Arvada resident, against the issue  
Bob Olson, Arvada resident, against the issue  
Lynn Clemens, Arvada resident, against the issue  
Lori Irish, Arvada resident, against the issue  
Julie Gleason, Arvada resident, for the issue  
Kay Rees, Arvada resident, against the issue  
Cindy Whitehead, Arvada resident, against the issue  
Howard Small, Arvada resident, against the issue  
Mark Whitworth, Arvada resident, against the issue  
Melinda Mayeda, Arvada resident, against the issue  
Sam Mayeda, Arvada resident, against the issue  
Rex, Emery, Arvada resident, against the issue  
Kay Lee, Arvada resident, against the issue  
Jordan Perkins, Arvada resident, against the issue  
Dave Lipson, Arvada resident, against the issue

Mayor Williams closed the public comment portion of the public hearing.

Councilmember Marriott moved that the Conditional Use Permit for Cherrywood Pointe Senior Living Located at the Southwest Corner of McIntyre Parkway and 63rd Avenue, be approved. This motion is based on the findings of fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson

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The Motion was Approved

- E. Major Modifications for the Arvada Fire Station #3 Rebuild, Generally Located at 7300 Kipling Street

Mayor Williams opened the public hearing on Major Modifications for the Arvada Fire Station #3 Rebuild.

Rob Smetana, Planning Manager, reviewed this item with council and stated that the posting logs and mailing affidavit have been received and are in order. Mayor Williams made them a part of the official record, along with the staff report.

Sworn Testimony: Brad Bonnett, Representing Applicant

Councilmember Simpson moved that the Major Modifications for the Arvada Fire Station #3 Rebuild, be approved. This motion is based on the Findings of Fact adopted by Planning Commission.

The following votes were cast on the Motion:

Those voting Yes: Williams, Miller, Fifer, Ford, Jones, Marriott, Simpson  
The Motion was Approved

11. Public Comment - Five Minute Limit – none
12. City Council Reports –
- A. Councilmember Jones stated that a representative from the Colorado Department of Public Health and Environment will present the proposed Jefferson Parkway soils analysis review to council at an upcoming council workshop.
- B. Councilmember Jones thanked City staff for always responding well to citizens' questions.
13. City Manager Reports - none
14. City Attorney Reports - none
15. Adjournment at 11:15 p.m.

*Marc Williams*

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Marc Williams, Mayor

SEAL:

*Kristen R. Rush, City Clerk*

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Kristen R. Rush, City Clerk

