



**SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD
AUGUST 17, 2020**

1. Executive Session - Third Floor Conference Room - 5:00 p.m.

Mayor Williams, Councilmember Mayor Pro Tem Miller, Councilmember Fifer, Councilmember Ford, Councilmember Jones, Councilmember Marriott, Councilmember Simpson

- A. Legal advice, Pursuant to C.R.S. 24-6-402(4)(b) Related to Grandview Station appeal and new appeal process

Mayor Pro Tem Miller moved to go into Executive Session for Legal advice, Pursuant to C.R.S. 24-6-402(4)(b) Related to Grandview Station appeal and new appeal process.

The following votes were cast on the Motion:

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

The Motion was Approved

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 August 3, 2020, City Council Meeting

The minutes stand approved.

5. Recognitions and Communications –
Proclamation for Women's Equality Day - presented by Councilmember Simpson

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Councilmember Simpson said that the year 2020 marks the 100th anniversary of the passage of the 19th Amendment, guaranteeing and protecting women's constitutional right to vote following a seven decade campaign. Colorado holds a special place in women's suffrage history as the first state to enact women's suffrage by popular referendum in 1893.

In 1973 Congress designated August 26th as Women's Equality Day to commemorate the adoption of the 19th Amendment. On this day citizens are asked to learn about the history of the women's suffrage movement and celebrate the role of women in our democracy.

Following tonight's reading, the proclamation will be sent to the Doctor Susan Anderson Chapter of the National Society of the Daughters of the American Revolution whose members are honored to request and receive this proclamation.

6. Presentations
 - A. Audit Committee Report

Jody Cates, Managing Member of BKD, the City's auditing firm, gave a brief update on the recently completed audit. Ms. Cates said that all areas received a clean score.

7. Public Comment
 - A. Carsten Sutton, Arvada resident, addressed council regarding the November mail ballot election.

8. New Business
 - A. Consent Agenda - none

- B. Resolutions
 1. R20-065 A Resolution Authorizing the Assignment of the City of Arvada's Private Activity Bond Allocation to the Jefferson County Housing Authority D/B/A Foothills Regional Housing Pursuant to the Colorado Private Activity Bond Ceiling Allocation Act

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

Councilmember Ford moved that R20-065, A Resolution Authorizing the Assignment of the City of Arvada's Private Activity Bond Allocation to the Jefferson County Housing Authority D/B/A Foothills Regional Housing Pursuant to the Colorado Private Activity Bond Ceiling Allocation Act, be approved.

The following votes were cast on the Motion:

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

2. R20-066 A Resolution Authorizing the Assignment of the City of Arvada's Private Activity Bond Allocation to Colorado Housing and Finance Authority Pursuant to the Colorado Private Activity Bond Ceiling Allocation Act

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

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Councilmember Fifer moved that R20-066, A Resolution Authorizing the Assignment of the City of Arvada's Private Activity Bond Allocation to Colorado Housing and Finance Authority Pursuant to the Colorado Private Activity Bond Ceiling Allocation Act, be approved.

The following votes were cast on the Motion:

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

The Motion was Approved

C. Ordinances (First Reading)

1. CB20-021 An Ordinance Repealing and Reenacting Chapter 18, Buildings and Building Regulations, of the Arvada City Code Through the Adoption of General and Administrative Provisions and the Adoption, By Reference, of the 2018 International Building Code, the 2018 International Residential Code, the 2018 International Energy Conservation Code, the 2018 International Existing Building Code, the 2018 International Fuel Gas Code, the 2018 International Mechanical Code, the 2018 International Plumbing Code, the 2009 International Property Maintenance Code, the 2018 International Swimming Pool and Spa Code, the State Adopted National Electrical Code, and the Adoption of Penalties For Violations Thereof (Public Hearing to be set for September 14, 2020 at 6:15 p.m.)
2. CB20-022 An Ordinance Repealing and Reenacting Chapter 42, Fire Prevention and Protection of the Arvada City Code, Through Adoption By Reference of the 2018 International Fire Code Published By the International Code Council, and Establishing Penalties For Violation Thereof (Public Hearing to be set for September 14, 2020 at 6:15 p.m.)
3. CB20-023 An Ordinance Authorizing an Intergovernmental Agreement (IGA) Between the City of Arvada and the Regional Transportation District (RTD) for the Management and Operation of the Olde Town Transit Hub Via Shared Parking and Revenue Service (Public Hearing to be set for September 14, 2020 at 6:15 p.m.)
4. CB20-024 An Ordinance Amending Article III, Sales and Use Tax, and Article V, Lodging Tax, of Chapter 98, Taxation, of the Arvada City Code (Public Hearing to be set for September 14, 2020 at 6:15 p.m.)

Mayor Pro Tem Miller moved that CB20-021, An Ordinance Repealing and Reenacting Chapter 18, Buildings and Building Regulations, of the Arvada City Code Through the Adoption of General and Administrative Provisions and the Adoption, By Reference, of the 2018 International Building Code, the 2018 International Residential Code, the 2018 International Energy Conservation Code, the 2018 International Existing Building Code, the 2018 International Fuel Gas Code, the 2018 International Mechanical Code, the 2018 International Plumbing Code, the 2009 International Property Maintenance Code, the 2018 International Swimming Pool and Spa Code, the State Adopted National Electrical Code, and the Adoption of Penalties For Violations Thereof; CB20-022, An Ordinance

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Repealing and Reenacting Chapter 42, Fire Prevention and Protection of the Arvada City Code, Through Adoption By Reference of the 2018 International Fire Code Published By the International Code Council, and Establishing Penalties For Violation Thereof; CB20-023, An Ordinance Authorizing an Intergovernmental Agreement (IGA) Between the City of Arvada and the Regional Transportation District (RTD) for the Management and Operation of the Olde Town Transit Hub Via Shared Parking and Revenue Service; CB20-024, An Ordinance Amending Article III, Sales and Use Tax, and Article V, Lodging Tax, of Chapter 98, Taxation, of the Arvada City Code, be approved on first reading, ordered published in full and public hearing be set for September 14, 2020 at 6:15 p.m.

The following votes were cast on the Motion:

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

9. Other

A. Appeal of the Director's Decision to Issue a Certificate of Compliance to Grandview Station

This agenda item is an administrative appeal. Pursuant to Land Development Code Sec. 8-2-5-5(B), no new evidence or public comment may be received by City Council as part of the appeal. City Council may only consider public comment previously submitted to the Design Review Committee or Community Development Director.

Councilmember Ford requested that council recuse her from this item.

Mayor Williams said that Councilmember Ford is recusing herself from this item due to the fact that she signed a petition regarding this subject prior to knowing it would be coming before council.

Councilmember Marriott moved that Councilmember Ford be recused from this item.

The following votes were cast on the Motion:

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

Rachel Morris, City Attorney, reviewed this item with council.

Lori Drienka, Appellant in the case, and David Foster, Appellant's attorney, gave their presentation

Parker Semler, Attorney representing the developer, gave their presentation.

Councilmember Marriott moved that Grandview Station Certificate of Compliance with the Olde Town Design Guidelines, located at 7315 & 7317 Grandview Avenue and 7318 West 57th Avenue, be approved. This motion is based on the findings of fact of the Community & Economic Development Director's issuance of the Certificate of Compliance including waiver approval criteria on Page 30 of the staff report.

The following votes were cast on the Motion:

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Those voting Yes: Williams, Miller, Fifer, Jones, Marriott
Those voting No: Simpson
Those Abstaining: Ford
The Motion was Approved

10. Public Hearings – 6:15 p.m.

A. PUD Development Plan for Arvada TOD South, Generally Located at 5565 Wadsworth Bypass

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: Bill Mosher, Representing applicant
Tina Lashbrook, Representing applicant
Chase Zadnik, Representing applicant
Steve Byers, for the issue

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

Councilmember Marriott moved that PUD Development Plan for Arvada TOD South, Generally Located at 5565 Wadsworth Bypass, 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 - none
- 13. City Manager Reports - none
- 14. City Attorney Reports

Rachel Morris, City Attorney said that a written decision needs to be done for the Grandview Station Appeal and that one person needs to be designated to sign the written decision. The consensus of council is that the mayor will sign the written decision.

15. Adjournment at 8:45 p.m.

Marc Williams

Marc Williams, Mayor

SEAL:

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Kristen R. Rush, City Clerk

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