



**SUMMARY OF MINUTES OF THE MEETING OF THE ARVADA CITY COUNCIL HELD  
JUNE 27, 2022**

1. Executive Session – 5:00 p.m.
  - A. Instructions to Negotiators, Pursuant to CRS 24-6-402(4)(e) Relating to Water Rights

Councilmember Fifer moved to go into Executive Session for Instructions to Negotiators, Pursuant to CRS 24-6-402(4)(e) Relating to Water Rights.

The following votes were cast on the Motion:

Those voting Yes: Williams, Fifer, Jones, Marriott, Moorman, Simpson, Smith

The Motion was Approved

1. Call to Order - 6:15 p.m.

This Arvada City Council meeting was a hybrid meeting using webinar technology. Mayor Pro Tem Jones, Councilmember Fifer, Councilmember Marriott, Councilmember Moorman, Councilmember Simpson and Councilmember Smith were all present in chambers. Mayor Williams was present on Zoom.

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, Mayor Pro Tem David Jones, Councilmember Bob Fifer, Councilmember John Marriott, Councilmember Randy Moorman, Councilmember Lauren Simpson, Councilmember Lisa Smith.

Also Present: Mark Deven, City Manager; Rachel Morris, City Attorney; Lorie Gillis, Deputy City Linda Haley, Deputy City Manager; Bryan Archer, Director of Finance, and Kristen Rush, City Clerk.

4. Approval of Minutes – June 6, 2022 City Council Meeting

The minutes stand approved.

5. Recognition and Communication – none
6. Presentations – none

7. Public Comment –

- A. Nathan Chamberlain, Arvada resident, addressed council regarding a DEI Taskforce
- B. Whitney Lands, Arvada resident, addressed council regarding a DEI Taskforce

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- C. Amy Travin, Arvada resident, addressed council regarding DEI
- D. Gary Scofield, Arvada resident addressed council regarding DEI
- E. Daniel Mondragon, Arvada resident, addressed council regarding DEI
- F. Morgan Richards, Wheat Ridge Resident, addressed council regarding DEI
- G. Kia Ruiz, Arvada resident, addressed council regarding DEI
- H. Bruce Morrison, Arvada Resident, addressed council regarding DEI
- I. Joyce Richardson, Arvada Resident, addressed council regarding DEI
- J. Georgia Duncan, Arvada Resident, addressed council regarding a DEI Taskforce
- K. Julie Renkoski, Arvada Resident, addressed council regarding DEI

8. New Business

A. Consent Agenda –

- 1. R22-044 A Resolution Authorizing Amendment No. 1 to the "Agreement Between the City of Arvada and Carollo Engineers Inc. in the amount not to exceed \$129,930 for Services Relating to the Ralston WTP Solids Handling Study Project No. 21-WA-50" Awarding Vendor Phase II of the Scope of Work, in an amount not to exceed \$749,282.00
- 2. R22-045 A Resolution Authorizing Change Order #1 to an Agreement By and Between the City of Arvada and Harvey Contractors Inc. D/B/A American Striping Company Now Known as American Striping Company, LLC for Pavement Marking Maintenance Services, not to exceed \$499,999.00 to Increase the Contract Amount by \$1,000,000.00
- 3. R22-046 A Resolution Authorizing an Agreement By and Between the City of Arvada and Asphalt Specialties Co., Inc. for Construction of CSB-22-ST-01 Phase 2 Pavement Resurfacing Program in an Amount Not to Exceed \$4,994,553.38
- 4. R22-047 A Resolution Authorizing an Agreement By and Between the City of Arvada and Ohlson Lavoie Corporation for Architectural and Engineering Design Services for the Meyer's Pool Replacement Project in an Amount not to Exceed \$1,995,783.00

Councilmember Simpson moved that R22-044, A Resolution Authorizing Amendment No. 1 to the "Agreement Between the City of Arvada and Carollo Engineers Inc. in the amount not to exceed \$129,930 for Services Relating to the Ralston WTP Solids Handling Study Project No. 21-WA-50" Awarding Vendor Phase II of the Scope of Work, in an amount not to exceed \$749,282.00; R22-045, A Resolution Authorizing Change Order #1 to an Agreement By and Between the City of Arvada and Harvey Contractors Inc. D/B/A American Striping Company Now Known as American Striping Company, LLC for Pavement Marking Maintenance Services, not to exceed \$499,999.00 to Increase the Contract Amount by \$1,000,000.00; R22-046, A Resolution Authorizing an Agreement By and Between the City of Arvada and Asphalt Specialties Co., Inc. for Construction of CSB-22-ST-01 Phase 2 Pavement Resurfacing Program in an Amount Not to Exceed \$4,994,553.38; R22-047, A Resolution Authorizing an Agreement By and Between the City of Arvada and Ohlson Lavoie Corporation for Architectural and Engineering Design Services for the Meyer's Pool Replacement Project in an Amount not to Exceed \$1,995,783.00, be approved.

The following votes were cast on the Motion:

Those voting Yes: Williams, Jones, Fifer, Marriott, Moorman, Simpson, Smith  
The Motion was Approved

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B. Resolutions –

1. R22-048 A Resolution Authorizing an Intergovernmental Agreement for Off-Site Public Improvements for the Trailstone Development Between the City of Arvada, Colorado and Jefferson Center Metropolitan District No.1

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

Councilmember Fifer moved that R22-048, A Resolution Authorizing an Intergovernmental Agreement for Off-Site Public Improvements for the Trailstone Development Between the City of Arvada, Colorado and Jefferson Center Metropolitan District No.1, be approved.

The following votes were cast on the Motion:

Those voting Yes: Williams, Jones, Fifer, Marriott, Moorman, Simpson, Smith  
The Motion was Approved

C. Ordinances (First Reading) -

1. CB22-061 An Ordinance Vacating A Portion Of Right Of Way as Platted with Candelas Medical Filing No. 1 Subdivision, Located North West Of West 91st Drive, the City Of Arvada, County Of Jefferson, State Of Colorado (Public Hearing to be set for July 18, 2022 at 6:15 p.m.)
2. CB22-062 An Ordinance Amending Article IV, Engineering Code of Standards and Specifications, of Chapter 78, Public Improvements, of the Arvada City Code, Thereby Repealing the Existing Engineering Code of Standards and Specifications for Design and Construction of Public Improvements dated January 12, 2016 and Adopting a New Code Titled Engineering Code of Standards and Specifications Dated July 26, 2022 (Public Hearing to be set for July 18, 2022 at 6:15 p.m.)

Councilmember Marriott moved that CB22-061, An Ordinance Vacating A Portion Of Right Of Way as Platted with Candelas Medical Filing No. 1 Subdivision, Located North West Of West 91st Drive, the City Of Arvada, County Of Jefferson, State Of Colorado; CB22-062, An Ordinance Amending Article IV, Engineering Code of Standards and Specifications, of Chapter 78, Public Improvements, of the Arvada City Code, Thereby Repealing the Existing Engineering Code of Standards and Specifications for Design and Construction of Public Improvements dated January 12, 2016 and Adopting a New Code Titled Engineering Code of Standards and Specifications Dated July 26, 2022, be approved on first reading, ordered published in full, and a public hearing set for July 18, 2022 at 6:15 p.m.

The following votes were cast on the Motion:

Those voting Yes: Williams, Jones, Fifer, Marriott, Moorman, Simpson, Smith  
The Motion was Approved

9. Other – none

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10. Public Hearings -  
A. CB22-058 An Ordinance Amending Section 38-304, Smoking Prohibited, of Division 3, Smoking Restricted in Public Places, of Article VII, Air Pollution, of Chapter 38, Environment, of the Arvada City Code (Ordinance No. 4805)

Mayor Pro Tem Jones opened the public hearing on CB22-058.

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 CB22-058, An Ordinance Amending Section 38-304, Smoking Prohibited, of Division 3, Smoking Restricted in Public Places, of Article VII, Air Pollution, of Chapter 38, Environment, of the Arvada City Code, be approved on final reading, numbered 4805 and ordered published by title only.

The following votes were cast on the Motion:

Those voting Yes: Williams, Jones, Fifer, Marriott, Moorman, Simpson, Smith  
The Motion was Approved

- B. CB22-059 An Ordinance Authorizing an Intergovernmental Agreement By and Between the City of Arvada and the State of Colorado, Department of Higher Education, State Board for Community Colleges and Occupational Education Acting By and Through Red Rocks Community College for a 100 Year Lease of a Parcel North of Red Rocks Community College for the Construction of a Health and Fitness-Focused Park (Ordinance No. 4806)

Mayor Pro Tem Jones opened the public hearing on CB22-059.

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

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

Councilmember Moorman moved that CB22-059, An Ordinance Authorizing an Intergovernmental Agreement By and Between the City of Arvada and the State of Colorado, Department of Higher Education, State Board for Community Colleges and Occupational Education Acting By and Through Red Rocks Community College for a 100 Year Lease of a Parcel North of Red Rocks Community College for the Construction of a Health and Fitness-Focused Park, be approved on final reading, numbered 4806 and ordered published by title only.

The following votes were cast on the Motion:

Those voting Yes: Williams, Jones, Fifer, Marriott, Moorman, Simpson, Smith  
The Motion was Approved

- C. CB22-060 An Ordinance Authorizing the Master Intergovernmental Agreement by and between Apex Park And Recreation District and the City of Arvada Governing the Lease and Maintenance of Certain Facilities and Parks and Amending the

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Ground Lease for the Indoor Turf Fields on the Stenger/Lutz Sports Complex  
(Ordinance No. 4807)

Mayor Pro Tem Jones opened the public hearing on CB22-060.

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

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

Councilmember Smith moved that CB22-060, An Ordinance Authorizing the Master Intergovernmental Agreement by and between Apex Park And Recreation District and the City of Arvada Governing the Lease and Maintenance of Certain Facilities and Parks and Amending the Ground Lease for the Indoor Turf Fields on the Stenger/Lutz Sports Complex, be approved on final reading, numbered 4807 and ordered published by title only.

The following votes were cast on the Motion:

Those voting Yes: Williams, Jones, Fifer, Marriott, Moorman, Simpson, Smith  
The Motion was Approved

- D. Ratification and Approval of CP2022-0002, a Resolution By The Planning Commission For The City Of Arvada, Colorado To Amend The 2014 Arvada Comprehensive Plan Land Use Designation Pertaining To Candelas Filing No. 1, Amendment No. 4. From Suburban Residential To Mixed-Use Residential Emphasis, Approximately Located At 9367 McIntyre Street
- E. PUD Development Plan for Candelas Filing No. 1, Amendment No. 4, approximately located at 9367 McIntyre Street
- F. Preliminary Plat for Candelas Filing No. 1, Amendment No. 4, approximately located at 9367 McIntyre Street

Mayor Pro Tem Jones opened the public hearing on the Ratification and Approval of CP2022-0002, the PUD Development Plan for Candelas Filing No. 1, Amendment No. 4, and the Preliminary Plat for Candelas Filing No. 1.

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

Sworn Testimony: Dan Galasso, Representing Applicant  
Marcus Pauchner, Representing Applicant  
Bonnie Niziolek, Representing Applicant  
Jamie Watman, Arvada resident, in opposition to parking plan  
Michael Derrickson, Arvada resident, in opposition to parking plan  
Janet Meyer, Arvada resident, in opposition  
Elizabeth Ashe, Arvada resident, in opposition  
Erin Bott, Arvada resident, in opposition  
Mike Salmon, Arvada resident, in opposition  
Jenny Pergola, Arvada resident, in opposition

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Laura Carpenter, Arvada resident, in opposition  
Juan Gluth, Arvada resident, in opposition  
David McCarthy Boyd, did not speak – in opposition  
Michelle Fenner, Arvada resident, in opposition  
Paul Little, Arvada resident, in opposition  
Shane Giskis, Arvada resident, in opposition  
Keturah Baxter, Arvada resident, in opposition  
Anna Smith, Arvada resident, in opposition  
Curtis Roe, representing applicant  
Dan Galasso, representing applicant

Councilmember Fifer moved to go into executive session.

The following votes were cast on the Motion:

Those voting Yes: Williams, Jones, Fifer, Moorman, Simpson, Smith

Those voting No: Marriott

The Motion was Approved

Council came out of executive session.

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

Councilmember Marriott moved that the Ratification and Approval of CP2022-0002, a Resolution By The Planning Commission For The City Of Arvada, Colorado To Amend The 2014 Arvada Comprehensive Plan Land Use Designation Pertaining To Candelas Filing No. 1, Amendment No. 4. From Suburban Residential To Mixed-Use Residential Emphasis, Approximately Located At 9367 McIntyre Street, be ratified. 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, Jones, Fifer, Marriott, Moorman, Simpson, Smith

The Motion was Approved

Councilmember Marriott moved that the PUD Development Plan for Candelas Filing No. 1, Amendment No. 4, approximately located at 9367 McIntyre Street, be approved. This motion is based on the findings of fact adopted by the Planning Commission.

Councilmember Fifer referred to item seven of the criteria, and said that the scale and density is not appropriate for this location and he will not be supporting the motion.

Councilmember Simpson stated that she agrees with Councilmember Fifer, that the density is not appropriate for this location and she will not be supporting the motion.

Councilmember Moorman stated that he agrees and said he has concerns with the parking and safety issues and will not be supporting the motion.

Councilmember Smith stated that she will not support the motion based on traffic, parking impact based on the scale of the project

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Mayor Williams stated he will not be supporting the motion based on parking issues on the south side of the development.

The following votes were cast on the Motion:  
Those voting Yes: Jones, Marriott  
Those voting No: Williams, Fifer, Moorman, Simpson, Smith  
The Motion Failed

Councilmember Marriott moved that the Preliminary Plat for Candelas Filing No. 1, Amendment No. 4, approximately located at 9367 McIntyre Street, be approved.

This motion is based on the findings of fact adopted by the Planning Commission.

Councilmember Marriott moved that the Preliminary Plat for Candelas Filing No. 1, Amendment No. 4, approximately located at 9367 McIntyre Street, be approved.

The following votes were cast on the Motion:  
Those voting Yes: Jones, Marriott  
Those voting No: Williams, Fifer, Moorman, Simpson, Smith  
The Motion Failed

12. Public Comment - Five Minute Limit – none
13. City Council Reports – none
14. City Manager Reports – none
15. City Attorney Reports – none
16. Adjournment at 10:00 p.m.

*Marc Williams*

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Marc Williams, Mayor

SEAL:

*Kristen Rush*

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Kristen R. Rush, City Clerk

